

MINUTES OF THE MINING OVERSIGHT / LOCAL IMPACT COMMITTEE  
MEETING # 3-2010

DATE: March 11, 2010

TIME: 1:00 p.m.

PLACE: UW—Extension, Large Meeting Room,  
Rhineland—Oneida County Airport  
3375 Airport Road; Rhineland, WI

PRESENT: County Board Chair Andrew Smith; Committee Members Gary Baier; Larry Greschner; David Hintz; Peter Wolk; Forest Director John Bilogan; Forestry Office Secretary Cindy Eckardt; Assistant Corporation Counsel Mike Fugle; Planning Manager Steve Osterman; David Schatzley, Ex Officio; DNR Liaison Forester Manny Oradei; Tom Jerow, WDNR Water

OTHERS PRESENT: Larry & Jo Ann Slayton; Karl Fate; Paul Tubbs.

ABSENT: Committee Chair Rudolph

**CALL MEETING TO ORDER**—The meeting that had been properly posted in accordance with the procedures set forth by the Wisconsin Open Meeting Law was called to order by Oneida County Board Chair Andrew Smith at 1:00 p.m., since Committee Chair Rudolph was on an excused absence.

**APPROVE CURRENT AGENDA WITH THE ORDER OF AGENDA ITEMS AT VICE OR ACTING CHAIR'S DISCRETION**—It was moved by Greschner, seconded by Wolk, to approve the March 11, 2010 agenda, with the order of agenda items at Vice or Acting Chair's discretion. Motion carried.

**ELECT / RATIFY VICE CHAIR OF THE MINING OVERSIGHT / LOCAL IMPACT COMMITTEE**—Committee Member Baier nominated David Hintz for Vice Chair of the Mining Oversight / Local Impact Committee. Oneida County Board Chair Andrew Smith called for any more nominations three times. It was then moved by Greschner, seconded by Wolk, to ratify David Hintz as Vice Chair of the Mining Oversight / Local Impact Committee. Motion carried. (At this time Oneida County Board Chair Andrew Smith excused himself from the meeting.)

**APPROVE MINUTES OF FEBRUARY 11, 2010 MEETING**—It was moved by Wolk, seconded by Baier, to approve the minutes of the February 11, 2010 meeting. Motion carried.

**PUBLIC COMMENTS**—Karl Fate inquired about some paperwork that had been distributed by Chair Rudolph at a prior meeting that concerned mining in MN. The

Slaytons asked if public comments could also be addressed at the end of the meeting, or after each agenda item.

**UPDATE, IF ANY, ON RESPONSE FROM GOV. DOYLE TO A LETTER FROM THE ONEIDA COUNTY MINING OVERSIGHT / LOCAL IMPACT COMMITTEE TO RECONSTITUTE THE INVESTMENT & LOCAL IMPACT FUND BOARD**—Bilogan hadn't heard any update from Chair Rudolph, so presumed no response had been received from Gov. Doyle. Therefore, no update. Baier stated that he had been in touch with Representatives Holperin, Friske, and Meyer and was told that the issue of the reconstitution of the investment and local impact fund board would probably not be addressed in the near future.

**UPDATE TIME LINE OF ACTIVITY FOR ONEIDA COUNTY MINING OVERSIGHT / LOCAL IMPACT COMMITTEE (TO BE DISCUSSED AT MARCH 11, 2010 MINING OVERSIGHT / LOCAL IMPACT COMMITTEE MEETING)**—TOM EVANS, GEOLOGIST, UW—EXTENSION, was unable to attend the March 11, 2010 meeting. Baier felt that the ownership of mining rights needs to be resolved first. He also felt that public meetings should be scheduled with the towns (Little Rice; Lynne; Nokomis). Steve Osterman stated that he and Tom Evans feels that Oneida County does own the mineral rights of the area in question, but feels Oneida County should demand any mineral company to provide research of mining rights ownerships also. Karl Fate felt that the OHWM should be determined. Hintz stated that in the time line in April the OHWM should be determined, and to begin scheduling public meetings in those towns (Lynne; Little Rice; Nokomis). Greschner asked about the legal providers for service descriptions and cost estimates and Fugle replied that he'd ask Corporation Counsel Desmond about that and perhaps have an answer by the April meeting, also.

**LAKE BED DELINEATION / OHWM DETERMINATION**—Tom Jerow, DNR Water Team Leader, addressed these topics, and described and distributed a map of the area. Files are old so the research is slow going, but could perhaps be done in a few more months. He and Steve Osterman are working on this project. Mr. Jerow stated that the elevation of the area is 1558.3'. Bilogan was concerned about the accountability and questioned if the WDNR had enough information to make the determinations. Mr. Jerow felt that the WDNR would have enough information once all of the information in the files are combined.

**REVIEW ONEIDA COUNTY ZONING CHAPTER 9.61**--Steve Osterman, Planning Manager, stated that there are new ordinances forthcoming concerning Chapter 9.61, of which Tom Evans is more informed, and Osterman asked if this item could be postponed to a later date.

**UPDATE ON RUSK COUNTY MINE SITE TOUR**—Bilogan stated that he made contact with Al Christiansen and stated that May 6, 2010 at 1:00 p.m. would work for the Rusk County Mine Site Tour Meeting. Details to follow at the April meeting. The Committee suggested an on-site inspection of the proposed Oneida County mining area.

**SELECT DATE OF NEXT MEETING**—April 14, 2010 at 1:00 p.m. was selected as the next meeting date.

**FUTURE AGENDA ITEMS**—Time line update review; response update (if any) from Governor Doyle; Rusk County Flambeau Mine Tour Details Update; Update on OHWM delineation determination; Chapter 9.61 Review; consider solicitation of mining company proposals; tentatively set potential town meeting dates, topics / issues.

**ADJOURN**—With business completed, it was moved by Greschner, seconded by Wolk, to adjourn the meeting at 1:58 p.m. Motion carried.

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DAVID HINTZ  
COMMITTEE VICE CHAIR

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CINDY ECKARDT  
RECORDING SECRETARY