

MINING OVERSIGHT / LOCAL IMPACT COMMITTEE (MO/LIC)
MEETING MINUTES # 7-2010

DATE: **May 14, 2010**

TIME: 10:00 a.m.

PLACE: Committee Room # 1, Oneida County Court House, Rhinelander, WI

PRESENT: Committee Chair Dave Hintz; Committee Members Tom Rudolph; Gary Baier; Larry Greschner; Peter Wolk; David Schatzley, Ex Officio; Forest Director John Bilogan; Planning Manager Steve Osterman; Karl Fate; Corporation Counsel Brian Desmond; Tom Evans, UW—Extension, Geological Survey.

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 Committee Chair Hintz at 10:00 a.m.

APPROVE CURRENT AGENDA WITH THE ORDER OF AGENDA ITEMS AT CHAIR’S DISCRETION—It was moved by Rudolph, seconded by Wolk, to approve the May 14, 2010 agenda, with the order of agenda items at Chair’s discretion. Motion carried.

APPROVE AMENDED MINUTES OF APRIL 26, 2010 MO/LIC MEETING AND DRAFT MINUTES OF MAY 6, 2010 MO/LIC MEETING—It was moved by Wolk, seconded by Baier, to approve the amended minutes of the April 14, 2010 MO/LIC meeting. Hintz—aye; Baier—aye; Greschner—aye; Wolk—aye; Rudolph—naye. Motion carried. It was then moved by Baier, seconded by Wolk, to approve the minutes of the May 6, 2010 MO/LIC meeting. Hintz—aye; Baier—aye; Wolk—aye; Rudolph—naye; Greschner—abstain. Motion carried.

PUBLIC COMMENTS—Karl Fate, resident of Town of Crescent, stated that he felt public hearings in the Town of Lynne and the City of Rhinelander are important, since the potential lease concerns public resources. Mr. Fate also felt that it was important for the County to do a survey of the OHWM, and encouraged the committee to consider items in an objective manner.

RECORDING OF FUTURE MO/LIC MEETING MINUTES ON TAPE—The MO/LIC asked Corporation Counsel’s opinion on the taping of meetings. Corporation Counsel Brian Desmond stated that the recording of future MO/LIC meetings would depend on the intent or purpose of the recording of meetings and as to how long (60—90 days) the recordings would be kept. It was moved by Rudolph, seconded by Greschner, to approve the recording of future MO/LIC meeting minutes and to retain the recording of the meeting minutes for 90 days. Motion carried. It was suggested to check with ITS as to a digital recorder.

REVIEW OF MO/LIC MEETING TO LADYSMITH, WI AND THE FAMBEAU MINTE SITE—Steve Osterman, Planning Manager, suggested that the handouts from

the mining tour (i.e. local agreement) be introduced into the formal / official meeting minutes. It was moved by Rudolph, seconded by Wolk, to include the “Local Agreement between Rusk County, the Town of Grant, the City of Ladysmith and Kennecott Explorations (Australia) Ltd. for Development of the Kennecott Flambeau Mine” into the formal minutes of the May 14, 2010 MO/LIC meeting. Motion carried.

MO/LIC Chair Hintz suggested that the second handout from the mining tour meeting also be included in the meeting minutes. The second handout was the “Mining Assisted Project Summary”.

Other Committee Member comments were as follows:

Baier stated that he had talked to residents in Ladysmith, WI and was told that at first the residents of the area first opposed the mine; then approved as the process and development went on. Baier also commented on the jobs that were created when mining was being done. Some jobs ended, but some employees moved on with the company. Baier felt that more jobs could be created with money from mineral resources.

Rudolph stated that the meeting today is not a public hearing, so no public comments should be taken. Rudolph went on to state that the benefits from generated revenues from mining, especially for Oneida County since Oneida County owns the land where mining might occur, could be worthwhile.

Wolk agreed with above comments, and also mentioned that he had asked Al Christianson from Ladysmith, WI if the City would enter into an agreement with a mining company in the future, and was told yes they would.

Schatzley agreed with above comments.

Greschner stated that he had lived in the Rusk County area and at first everyone was against the mine, but the project turned out to be a positive thing for the community. Chair Hintz felt the tour was good and encouraged the committee to deal with facts and not emotion. He also stated the benefits of job creation, tax reduction, but to understand the risks also. Hintz stated that he was told by others at the mining tour meeting that dealing with the state was the biggest challenge.

Karl Fate, resident, Town of Crescent, asked if the City of Ladysmith, Rusk County, showed the waste dump on the tour. Chair Hintz stated that this issued would be considered in the future.

DISCUSS PLANS PERTAINING TO A PUBLIC INFORMATIONAL MINING MEETING TO BE HELD IN THE TOWN OF LYNNE—Chair Hintz felt that the MO/LIC should use the services of a facilitator at any future public informational mining meetings and have facts available for the public. Committee Member Rudolph stated that he felt Tom Evans would be a great presenter at the first public informational meeting. Schatzley stated that the Lynne Fire Department could be a location for a public information meeting.

Tom Evans stated that Oneida County is actually on course with their time line, but that it could surely be reviewed at any time. Mr. Evans also encouraged the committee to keep talking to legislators and *invite* the DNR to meetings. Generate response to Mining Fund Board; include request / claim for funds to the Mining Fund Board.

Baier felt that the DNR should be on board to attend the public informational meetings, since the DNR requires the Notice of Intent to Mine. Baier also felt that Lincoln County

(Town of Knox) should be invited to the public informational meetings, as well as the Town of Little Rice, Nokomis, and Lynne, of course.

OUTSIDE LEGAL COUNSEL AND OTHER CONSULTING SERVICES TO ASSIST THE MO/LIC—Corporation Counsel Brian Desmond suggested inviting mining law firms to future MO/LIC meetings, and he stated that he would be willing to write the necessary letters to the mining law firms.

REQUEST FOR DNR PRODUCED LAKE BED / OHWM MAP FOUND IN THE NOVEMBER 1992 “STATE NAVIGABLE WATER JURISDICTIONAL DETERMINATIONS FOR THE PROPOSED NORANDA MINE, ONEIDA COUNTY”.—Steve Osterman, Planning Manager, stated that he had talked with Dale Simon, requesting the OHWM map, but hadn’t been able to obtain a copy of the map. It was moved by Greschner, seconded by Rudolph, to authorize an Open Records Request from the DNR in Rhinelander and / or Madison, and to authorize Desmond, Jennrich, Osterman, and Bilogan to travel to Madison, WI if necessary, to obtain the map and any other information pertaining to the OHWM map. All in favor. Motion carried.

NEXT MO/LIC MEETING DATE—Thursday, June 10, 2010, at 10:00 a.m.

Chair Hintz stated that he would not be available to attend / chair this meeting. The MO/LIC excused Mr. Hintz for the June 10, 2010 meeting. Vice Chair Greschner will chair the June 10, 2010 meeting.

FUTURE AGENDA ITEMS—Invite Holperin and the DNR to future meetings to discuss ideas, actions, and Mining Fund / Impact Board. Review Time Line. Approve mining expense vouchers.

ADJOURN—With business completed, it was moved by Greschner, seconded by Wolk, to adjourn the meeting at 11:47 a.m. Motion carried.

DAVID HINTZ
COMMITTEE CHAIR

CINDY ECKARDT
RECORDING SECRETARY