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RESOLUTION # 48-2011

**GENERAL CODE OF ONEIDA COUNTY, WISCONSIN
ORDINANCE AMENDMENT #**

Ordinance Amendment offered by Supervisors of the Mining Oversight/Local Impact Committee

Whereas, the Mining Oversight/Local Impact Committee has been meeting for over two years; and

Whereas, currently a designee of the Town where exploration, prospecting, mining and reclamation are taking place in an ex officio member of the committee with no voting rights;

Whereas, the Mining Oversight/Local Impact committee believes that the designee of an Town that is affected by exploration, prospecting, mining or reclamation should have a voting stake in the decisions of the Committee.

NOW, THEREFORE, THE ONEIDA COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

Section 1. Any existing ordinances, codes, resolutions, or portions thereof in conflict with this ordinance shall be and hereby are repealed as far as any conflict exists.

Section 2. This ordinance shall take effect the day after passage and publication as required by law.

Section 3. If any claims, provisions or portions of this ordinance are adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby.

Section 4. Section 2.30 & 2.60 of the General Code of Oneida County, Wisconsin, is amended as follows [additions noted by underline, deletions noted by strikethrough]:

2.30 COMMITTEES.

(1) APPOINTED.

- (a) Enumerated. (Am. #62-93; #44-94; #29-2000; #31-2000; #4-2007) The following standing committees shall be appointed by the Chair at the organizational meeting of the Board in the year she/he is elected and shall consist of the number of members listed herein. The Chair may appoint a Committee on Committees to assist him/her. All appointed committee members shall serve 2-year terms and be County Board supervisors, except where State law provides for other non-Board members, all State mandated non-County Board members will be selected using the process set out in paragraph (3) below:

TABLE INSET:

Agricultural and Extension Education	5 members
Board of Health	4 members plus 3 lay persons
Buildings and Grounds	5 members
Emergency Management	5 members
Finance and Insurance	5 members

Forestry, Land, and Outdoor Recreation	5 members
Labor Relations/Employee Services	5 members
Land Conservation	5 members plus 1 from FSA
Land Records	5 members
Large Assembly	3 members
Law Enforcement and Judiciary	5 members
Law Enforcement Grievance	2 members plus 3 lay persons
Mining Oversight/Local Impact	5 members plus <u>Representative from Town of mine site</u>
Planning and Zoning	5 members
Resolutions and Ordinances/Legislative	3 members
Social Services	5 members
Solid Waste Committee	5 members

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[The rest of section 2.30 is to remain unchanged]

2.60 MINING OVERSIGHT/LOCAL IMPACT COMMITTEE. (Cr. #38-93; Am. #104-97)

This Committee shall:

- (1) Act as a liaison between the County Board and the Agricultural and Extension Education Committee, Finance and Insurance Committee, Forestry, Land, and Outdoor Recreation Committee, and Planning and Zoning Committee in all matters pertaining to mineral exploration, prospecting, mining and reclamation of mineral resources located in the County. Such liaison responsibility shall not be in place of the continuing responsibilities of the above identified committees in their primary areas of jurisdiction which shall continue.
- (2) Act as the County's local impact committee pursuant to §293.33, Wis. Stats.
 - (a) The Committee shall act as the County's Local Impact Committee for the purposes identified in §293.33, Wis. Stats., except that in carrying out such purposes, the Committee shall not proceed without the approval of the committees identified in sub. (1) above in their primary areas of jurisdiction which shall continue.
 - (b) The Committee or its designees from the Committee may serve on a joint committee under §293.33, Wis. Stats., and consistent with its responsibility for carrying out the purposes referred to above, the Committee or its designees from the Committee may submit requests for funds as authorized by §293.33, Wis. Stats. (Am. #62-93)
 - (c) From time to time the Committee may seek authorization from the County Board to include ex officio nonvoting members as representatives of affected units of government, business and industry, manpower, health, protective or service agencies school districts or environmental and other interest groups or other interested parties who, upon approval by the County Board, shall be entitled to per diem and expenses as permitted by §3.10 of this General Code.

- 75 (3) Act as the lead committee in the preparation of applications for funding
76 assistance from whatever source, subject to final review and approval of
77 the County Board.
- 78 (4) In conjunction with the recommendation of the primary committee of
79 jurisdiction, recommend to the County Board contracts for professional
80 services which, upon the review and approval of the County Board, may
81 be provided to the County Board and the primary committee of
82 jurisdiction.
- 83 (5) Ex officio nonvoting members of this Committee shall include the
84 Planning and Zoning Administrator, Forestry Administrator, University
85 Extension Community Resource Development Agent, and a designee of
86 the Economic Development Corporation, ~~and a designee of any town in
87 which mineral exploration, prospecting, mining or reclamation is taking
88 place.~~ (Am. #62-93)
- 89 (6) A designee of any town in which mineral exploration, prospecting mining
90 or reclamation is taking place shall be a voting member of the committee.
91 This designee shall be entitled to per diem and mileage at the current
92 County rate for each meeting attended and not reimbursed from any other
93 source.
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97 Approved by the Mining Oversight/Local Impact Committee this _____ day of
98 _____, 2011.

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100 Vote Required: Majority = _____ 2/3 Majority = _____ ¾ Majority =
101 _____

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103 The County Board has the legal authority to adopt: Yes _____ No _____ as
104 reviewed by the Corporation Counsel, _____, Date:
105 _____

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108 Offered and passage moved by: _____
109 Supervisor
110 _____
111 Supervisor
112 _____
113 Supervisor
114 _____
115 Supervisor
116 _____
117 Supervisor

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121 _____ Ayes

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123 _____ Nays

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_____ Absent

_____ Abstain

_____ Enacted

by the County Board of Supervisors this ____ day of _____, 2011.

_____ Defeated

Mary Bartelt, County Clerk

Ted Cushing, County Board Chair

ONEIDA COUNTY
FISCAL IMPACT
PER DIEM FOR MINING EX OFFICIO MEMBER

	ANNUAL # OF PER DIEMS	ESTIMATED COST
Per Diem	12	420
Social Security		32
Workers Compensation		<u>1</u>
		453
Mileage	12	<u>213</u>
		666

Revenue Source: Commissions and Committees budget-tax levy