

Town of Rock  
Board Meeting  
February 13, 2020  
Town Hall

**CALL TO ORDER:** The meeting was called to order by Chairman Pete Winistorfer at 7:00 p.m.

**BOARD MEMBERS PRESENT:** Pete Winistorfer; Mark Katzenberger; Louis Krainz; John Zahradka; Lisa Wallis, Treasurer; Jill Wrench, Clerk

**MEMBERS OF THE PUBLIC PRESENT:** An attendance list is on file in the Clerk's office

**MINUTES:** Motion by Mark Katzenberger, second by Louis Krainz to approve the minutes of the January 9, 2020 Board Meeting as presented. Motion Carried.

**PUBLIC COMMENT:** Frank Pankratz commented that Milestone had put pure rock down on the road the Monday after last month's meeting and he sent pictures to Pete Winistorfer

Jim Schmidt asked if there would be any opportunity for public input about agenda item 7c regarding the Coulee agreement. Pete Winistorfer responded that yes, this would be the time for public input. Jim was concerned about the short notice for any adjustments, but Pete informed him at this point it is up to the Board. Jim then asked about agenda item 7d and who currently holds the CUP for the Les Brand pit. Pete responded that the permit exists, but is not held by anyone right now since it was originally issued to Completion Minerals instead of the landowner.

**CONSTABLE – Bob Reed was not in attendance, but asked Harry Wallis to report**

- There was one dog on Falcon that was taken to Clark County Humane Society – it had no chip and ads have been put on social media.

**PLANNING COMMISSION – Harry Wallis had nothing to report this month**

**FIRE DEPARTMENT – Jeff Meinders**

- There is a check from the Rural Fire Assn for the DOT Inspections
- Jim Schmidt will do a pro bono walk around of the Fire Department to identify deficiencies and suggest updates
- Pete Winistorfer went to Stainless & Repair and spoke with Derek about the tanker, but there's been no word yet

**LINDSEY PARK – Liz Drexler**

- They are in the process of looking for some affordable equipment to purchase with the fundraising proceeds
- Meetings have begun the first Monday of each month to discuss and plan the Fire in the Park fundraiser

**TREASURER'S REPORT – Lisa Wallis**

Motion by Mark Katzenberger, second by John Zahradka to approve the treasurer's report as presented. Motion Carried.

## **NEW BUSINESS**

April WCTA Meeting– Town of Rock is scheduled to host the April Wood County Towns Association Meeting. Pete was talking with Town of Richfield about possibly jointly hosting the March WCTA meeting since April is such a busy month with the election and annual meeting. The consensus of the Board was to approach the WTA about the joint option.

At 7:25 p.m., Supervisor Greg Mueller joined the meeting via conference phone.

Coulee Developer Agreement – Attorney Larry Konopacki was present. He had reviewed the Developer Agreement and identified and explained the provision requirements. There were several issues to address, with many of them contingent on the commencement of operations. One issue not tied to commencement was the submission of a plan on the lake that would be the end result of the mining – this plan was to be submitted within 12 months of the agreement.

Kenny from Coulee Frac Sand and Steve from Carbo Ceramics were present and indicated there was a significant downturn and operations had been scaled back. There are no intentions of doing anything on the Town of Rock property in 2020 and they wanted to know what they needed to do to stay in compliance with the agreement.

There was discussion among the Board. Attorney Konopacki recommended getting an appraiser list put together for the property value guarantees. The consensus of the Board was to require a conceptual lake plan be provided to the Board by the end of the 12 month period after the agreement, which would be April. The commencement related items are not an issue at this point since they have not commenced activities.

Consideration of Recognizing Les & Linda Brand as holders of CUP – A conditional use permit had previously been issued to Completion Materials for mining on the Brand Pit. Completion is now bankrupt and have not responded. The permit should have originally been issued to Les and Linda Brand, as the landowners. Attorney Konopacki read the following prepared motion:

Move to acknowledge Linda and Les Brand as applicant/holder of a conditional use permit previously issued to Completion Materials for nonmetallic mining operations at the mining site identified as the “Nonmetallic Mining Reclamation Plan for the Brand Pit” dated December 30, 2019, and subject to all assertions and obligations in that Plan. Further, approval is subject to the restrictions contained in Exhibit A. Each restriction in Exhibit A is applicable to this approval unless the original CUP approval is located and a restriction in that document conflicts with a restriction in Exhibit A, in which case the restriction in the original CUP document shall control.

Motion by Mark Katzenberger; second by Louis Krainz on the above motion read by Attorney Konopacki. After some additional discussion, a roll call vote was taken and all were in favor with none opposed. Motion Carried.

Posting Places – The official posting places for Town notices will be the Town Hall, Chairman’s Corner and the Town Website.

## **OLD BUSINESS**

Town Survey – Pete Winistorfer extended thanks to those who had sat down and went through the proposed survey and made suggestions. It will be sent out to all property and landowners with a self-addressed stamped return envelope and a two week turnaround timeframe.

Motion by Greg Mueller; second by Mark Katzenberger to contact ODC to do the survey mailing. Motion Carried.

At 8:15 p.m., Supervisor Greg Mueller disconnected from the meeting.

**ACCOUNTS PAYABLE:** Motion by Mark Katzenberger, second by John Zahradka to certify the bills for payment. Motion Carried.

**CORRESPONDENCE & OTHER**

- MAPS representative inquired about coming to a meeting to speak and will be invited to the Town's annual meeting in April
- There were 1,596 applicants for the 90/10 grants – it is a 3-phase process and we should know something by the end of February

**AUDIT OF BOOKS:** The Town books for October through December 2019 were audited and all was found to be in order.

**ADJOURNMENT:** Motion by Mark Katzenberger; second by Louis Krainz to adjourn the meeting at 8:45 p.m. Motion Carried.

Jill Wensch, Town Clerk