

**TOWN OF CLEVELAND**  
**JACKSON COUNTY, WISCONSIN**  
**SPECIAL BOARD MEETING MINUTES**

April 10th, 2018 Fairchild Fire Protection District Meeting Room

Special Board Meeting called to order by Chairman Randy Julien at 6:00 pm. Roll Call/Quorum Call – all present. Town Attorney Tom Harnish was also present.

Proposed closed session: Pursuant to Wis. Stat. §19.85(1)(e), related to deliberating public business whenever bargaining reasons here would require for the Town Board a Closed Session, specifically related to the proposed Rail Transload Facility in the Town of Cleveland. Also pursuant to Wis. Stat. §19.85(1)(g), where legal counsel may be rendering oral or written advice concerning strategy to be adopted by the Town Board with respect to litigation in which the Town Board is likely to be involved related to the proposed Rail Transport Facility and Fairchild Rail, the Developer.

Motion to convene in closed session made by Phil, seconded by Ralph. Roll call vote: Randy – yes, Ralph – yes, Phil – yes. Closed session convened at 6:02 pm.

[closed session]

Closed session ended at 6:59 pm.

There was a short delay while citizens took their seats.

Open session commenced at 7:06 pm.

Public Comment: 7 people participated.

Fairchild Rail, LLC proposed Developer's Agreement and Town Road Maintenance and Upgrade Agreement was discussed.

Motion to contact Wisconsin DNR and Wisconsin DOT to come to a meeting, May 8th if possible, to discuss the project made by Randy, seconded by Ralph. All in favor; Motion carried.

Motion to have Town legal counsel confer with Fairchild Rail to incorporate sections 10.05, 10.06, 10.08, and 10.13 of the Town of Cleveland Nonmetallic Mine Operator's License Ordinance into the proposed Developer's Agreement by the May 8<sup>th</sup> board meeting made by Randy, seconded by Phil. All in favor; Motion carried.

Motion to adjourn made by Randy, seconded by Ralph. All in favor; Motion carried. Meeting adjourned at 7:58 pm.

Kimberly Sorenson, Clerk