

**Minutes of the
East Wisconsin Counties Railroad Consortium
Meeting of September 8, 2010**

East Wisconsin Counties Railroad Consortium Meeting was called to order by Chairman Jerry Holub on September 8, 2010, at 10:17 a.m., at the Portage Country Club, W7245 Country Club Road, Portage, Wisconsin.

Certification Of Public Notice: John F. Corey certified that the notice of this meeting complies with all applicable requirements of Wisconsin's open meetings law.

Roll call was taken.

Present: Kenneth Hutler and Vern Gove, Columbia County; Russell Kottke and Edwin J. Qualmann, Dodge County; Joseph Koch and Robert Fox, Fond du Lac County; Eugene Henke, Green Lake County; Mark Borkowski, Milwaukee County; and Rose Hass Leider, Ozaukee County; Jerald Holub and Richard Bemis, Sheboygan County.

Excused: Alma Hedberg, Green Lake County; Theodore Lipscomb, Milwaukee County; Robert Walerstein, Ozaukee County; Dan Goetz and Rick Gundrum, Washington County; and Jef Hall and Stan Kline, Winnebago County.

Others Present: Charles Beck, Citizen; Brian Yerges, Plymouth, Wisconsin; Don Pohlman, Mayor for the City of Plymouth; Jerry Thompson, Railroad Services Coordinator for the City of Plymouth; Dan Amato, Representative of Columbia County Economic Development; Ken Lucht, WSOR; Frank Huntington and Roger Larson, WisDOT Bureau of Railroads and Harbors; John F. Corey, Dodge County Corporation Counsel; and Kelly L. Lepple, Recording Secretary.

Public Comment: None.

Approval of Minutes of July 14, 2010: Motion by Kottke/Bemis to approve the minutes of the July 14, 2010, meeting, as presented. Motion carried by unanimous vote.

Approval of Minutes of August 18, 2010: Motion by Bemis/Leider to approve the minutes of the August 18, 2010, meeting, as presented. Motion carried by unanimous vote.

Financial Report: Ed Qualmann reported the following: The balance in the checkbook as of June 30, 2010, was \$1,000.00. Deposits were \$25,000.00. There were no expenditures. Transfers to Investment Account from the EWCRC checking account were \$25,000.00. As of August 31, 2010 the balance in the checkbook was \$1,000.00. Total EWCRC Money on Deposit in the Investment Account as of August 31, 2010 is \$497,364.34. Motion by Koch/Fox to approve the financial report. Motion carried by unanimous vote.

Consider, discuss, and take action to rescind action taken by Board of Directors of EWCRC at its August 18, 2010, meeting, approving Amendment One to Grant Agreement No. 0490-40-50(B-2) and approving Amendment One to Operating Agreement No. 0490-40-50(F-1): There was consideration of and discussion about rescinding the action taken by the Board of Directors of

the EWCRC at its August 18, 2010, meeting, approving Amendment One to Grant Agreement No. 0490-40-50(B-2) and approving Amendment One to Operating Agreement No. 0490-40-50(F-1). There was also consideration of and discussion about approving a new Amendment One to Grant Agreement No. 0490-40-50(B-2) and approving a new Amendment One to Operating Agreement No. 0490-40-50(F-1). The amendments that were signed on August 18, 2010, were not edited properly and are not correct. Motion by Bemis/Hutler to rescind the action that was taken by the Board of Directors of the EWCRC at its August 18, 2010, meeting, approving Amendment One to Grant Agreement No. 0490-40-50(B-2) and approving Amendment One to Operating Agreement No. 0490-40-50(F-1). Motion carried by unanimous vote.

Consider, discuss, and take action to amend Operating Agreement No. 0490-40-50(F-1) by and between the EWCRC and WSOR to include the Gibson Line as part of trackage or improved property: There was consideration of and discussion about amending Operating Agreement No. 0490-40-50(F-1) by and between the EWCRC and WSOR to include the Gibson Line as part of trackage or improved property and to correct the property description of the Gibson Line. Motion by Kottke/Gove to approve Amendment One to Operating Agreement No. 0490-40-50(F-1) to include the Gibson Line as part of trackage or improved property and to correct the property description of the Gibson Line. Motion carried by unanimous vote.

Consider, discuss, and take action to amend Operating (Grant) Agreement No. 0490-40-50(B-2) by and between the EWCRC and WisDOT to include the Gibson Line as part of trackage or improved property: There was consideration of and discussion about amending Operating (Grant) Agreement No. 0490-40-50(B-2) by and between the EWCRC and WisDOT to include the Gibson Line as part of trackage or improved property and to correct the property description of the Gibson Line. Motion by Bemis/Leider to approve Amendment One to Operating Agreement No. 0490-40-50(B-2) to include the Gibson Line as part of trackage or improved property and to correct the property description of the Gibson Line. Motion carried by unanimous vote.

Update on the Plymouth to Sheboygan Falls Rail Line Rebuild Project: Mayor Don Pohlman reported the following: The EWCRC was the first entity to adopt a resolution in support of the application of Sheboygan County for TIGER II funding. He thanked the EWCRC for its resolution in support of the application of Sheboygan County. One of the requirements for the TIGER II funding is a local match in the amount of \$600,000. This requirement has been fulfilled. Mayor Pohlman expects to be informed about the results of Sheboygan County's application by late December of 2010.

Consider, Discuss, and Take Action on Rehabilitation Projects for 2010 to be Funded in Part by EWCRC: Ken Lucht reported the following: WSOR is not going to ask the EWCRC to take action today on rehabilitation projects for 2010 because WSOR has not received official notification from WisDOT regarding the specific projects that will be funded by state grant funds for 2010. WSOR will report and make a presentation to the EWCRC at its November 10, 2010 meeting, outlining a funding strategy for WSOR's projects in the Northern Division for 2010. It is very likely that the 2010 rehabilitation project in the Northern Division will include another phase of the current project which is rehabilitation of crossings and switches on the Milwaukee Subdivision, which extends from the City of Milwaukee to Slinger, Wisconsin. The Milwaukee Subdivision is one of WSOR's mainline corridors and it is in need of rehabilitation. WSOR has also made an application for the installation of about 25,000 to 30,000 ties between Saukville and Plymouth.

Reminder of Rail Inspection Tour scheduled for Wednesday, October 6, 2010: Ken Lucht stated that he will mail in the next couple of weeks to each Consortium member further details about the rail inspection tour. The tentative schedule is that EWCRC members will meet at 8:00 a.m. in the Parking Lot of the E. H. Wolf Oil Company, located at 414 Kettle Moraine Drive, Slinger, Wisconsin, board a bus and travel to Oshkosh, Wisconsin. At Oshkosh everyone will board a specialized inspection rail car and travel from Oshkosh to Slinger to visually inspect the railroad corridor and view the industrial development that is taking place adjacent to the rail corridor.

Save the Date – Wisconsin Freight Rail Day 2010, scheduled for Monday, October 4, 2010: Ken Lucht reported that Freight Rail Day 2010 will be held on October 4, 2010, at the Wyndham at the airport, in Milwaukee, Wisconsin. Ken Lucht stated that the purpose of Freight Rail Day is to educate the public and local officials about railroads and the economy. Ken Lucht invited all members of the Board of Directors of the EWCRC to attend Freight Rail Day on Monday, October 4, 2010.

Consider, Discuss, and Take Action on Report of WSOR: Ken Lucht reported the following: State Highway 44 in Fairwater, Green Lake County, Wisconsin, is currently under reconstruction. Mequon Road in Milwaukee County near Germantown is also currently under reconstruction. WSOR is engaged in discussions with WisDOT regarding reconstruction of U.S. Highway 151 in Waupun. This reconstruction project will require a 4-5 day closure of U.S. Highway 151. Waupun is located in WSOR's Oshkosh Subdivision. WSOR is now working with WisDOT and the City of Slinger regarding reconstruction of Kettle Moraine Drive in Slinger. 2009 rehabilitation projects are underway including a project in the Northern Division. Recently, the Board of Directors of the EWCRC approved application of its 2009 funding allocation to projects involving the improvement of crossings and switches between Milwaukee and Slinger. That project received an approximately \$1 million grant from WisDOT. Materials have been transported to the project sites, and later this Fall, WSOR workers will rebuild some of these crossings and switches. The next phase will be another major tie replacement to be followed by installation of continuous welded rail. In the next several years a lot of rehabilitation will take place on this segment between Milwaukee and Slinger. WSOR is doing a lot of rehabilitation work between Madison and Milton Junction in the Southern Division. This year WSOR will install approximately 14 miles of continuous welded rail. WSOR has already installed about 7 miles of the continuous welded rail and next week it will start installation of the remaining seven miles of continuous welded rail. This rehabilitation project involves removing old, 90-pound rail that has been in place for over 100 years and replacing it with rail which meets today's industry standards. WSOR completed a rehabilitation project on the Southern Division between Janesville and Monroe. This project consisted of removal and replacement of approximately 25,000 ties. WSOR hauls a lot of ethanol and rock on this subdivision, which is approximately 33 miles long. This project required a state grant of about \$4 million. WSOR will report in depth at the EWCRC meeting scheduled to be held on November 10, 2010, regarding its 2010 rehabilitation projects. WSOR has a new business development in Fairwater, Wisconsin. Michels Materials and WSOR are working on design plans in the hope that Michels Materials will begin next Spring to ship hard granite rock by rail from the site to Chicago. A lot of construction is taking place in and around Chicago, including runway extensions at O'Hare Airport. There was a request at the last EWCRC meeting that Ken Lucht update County Economic Development Fact Sheets. Ken Lucht will update the fact sheets for 2009 and 2010 and will distribute the updated fact sheets to all members of the Board of Directors of the EWCRC at its meeting scheduled for November 10, 2010.

Time, date, and place of next meeting (November 10, 2010): The next regular EWCRC meeting will be held on Wednesday, November 10, 2010, at 10:00 o'clock a.m. Ozaukee County will host the meeting.

Motion by Bemis/Leider to adjourn. Motion carried by unanimous vote.

Meeting adjourned at 10:57 a.m.

Respectfully submitted,



Jef Hall, Secretary

Disclaimer: The above minutes may be approved, amended or corrected at the next committee meeting.