



**LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES**

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Becca Nash, Director

**MINUTES**

**Thursday, April 23, 2020**

**8:00 a.m. – 9:30 a.m.**

**Location: through electronic means (Zoom)**

**Members Present via Zoom:** Sen. Gary Dahms, Sen. Kari Dziedzic, Rep. Rob Ecklund, William Faber, Nancy Gibson, Rep. Rick Hansen, Rep. Josh Heintzeman, Sen. Bill Ingebrigtsen, Nicole Kessler, Denny McNamara, Norman Moody, Michael Reese, Rep. Tama Theis, Sen. David Tomassoni, Rep. Jean Wagenius, Sen. Torrey Westrom, Della Young

**Staff Present:** B. Nash, M. Varien, C. Layfield, R. Anderson, D. Griffith

**Members Excused:**

**Members Absent:**

**Co-Chair: Rep. Rick Hansen**

Co-Chair Hansen started the meeting at 8:05 am.

Director Nash took roll call for attendance. There were sixteen members present at the time of roll-call and nine were needed for a quorum.

Member	Y	N	Member	Y	N
Commissioner Dahms - Sen	X		Commissioner McNamara	X	
Commissioner Dziedzic - Sen	X		Commissioner Moody	X	
Commissioner Ecklund – Rep	X		Commissioner Reese	X	
Commissioner Faber	X		Commissioner Tama Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Wagenius - Rep	X	
Commissioner Heintzeman - Rep		X	Commissioner Westrom - Sen	X	
Commissioner Ingebrigtsen - Sen	X		Commissioner Young	X	
Commissioner Kessler	X				

**1. Approve the minutes for LCCMR meeting on March 16, 2020**

MOTION: Commissioner Reese moved to approve the minutes for the LCCMR meeting on March 16, 2020 – motion prevailed.

**2. Members report potential conflicts of interest regarding today’s business**

Sen. Gary Dahms, Sen. Kari Dziedzic, Rep. Rob Ecklund, William Faber, Nancy Gibson, Rep. Rick Hansen, Rep. Josh Heintzeman, Sen. Bill Ingebrigtsen, Nicole Kessler, Denny McNamara, Norman Moody, Michael Reese, Rep. Tama Theis, Sen. David Tomassoni, Rep. Jean Wagenius, Sen. Torrey Westrom, Della Young

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Members reported no conflicts of interest for today’s meeting.

**3. Action: Emerging Issues Proposals:**

Director Nash referred to the Emerging Issues memo (Attachment 1) and applications provided to members in advance of the meeting.

MOTION: Commissioner McNamara moved to approve the following two emerging issues proposals and to authorize staff to approve the associated work plans pending governor support per M.S. 116P.08, Subd. 4:

1. Flushing to Address Legionella Concerns Resulting from Extended Building Shutdowns: \$109,235, Dr. Raymond Hozalski and Dr. Timothy LaPara (U of MN) and
2. State-wide reconnaissance of SARS-CoV-2 in drinking water supplies: \$59,297, Dr. Raymond Hozalski and Dr. Timothy LaPara (U of MN).

Members heard presentations from Dr. Raymond Hozalski and Dr. Timothy LaPara.

**a. Flushing to Address Legionella Concerns Resulting from Extended Building Shutdowns: \$109,703, Dr. Raymond Hozalski and Dr. Timothy LaPara (U of MN)**

Dr. Timothy LaPara provided an overview of the proposal ‘Flushing to Address Legionella Concerns Resulting from Extended Building Shutdowns’. Members discussed.

**b. State-wide reconnaissance of SARS-CoV-2 in drinking water supplies: \$59,297, Dr. Raymond Hozalski and Dr. Timothy LaPara (U of MN)**

Dr. Raymond Hozalski provided an overview of the proposal for ‘State-wide reconnaissance of SARS-CoV-2 in drinking water supplies’. Members discussed.

Commissioner McNamara split his motion into two separate motions.

MOTION: Commissioner McNamara moved to approve the “State-wide reconnaissance of SARS-CoV-2 in drinking water supplies” for \$59,297 proposal and to authorize staff to approve the associated work plans pending governor support per M.S. 116P.08, Subd. 4 – motion prevailed (16 Yes / 1 No).

Member	Y	N	Member	Y	N
Commissioner Dahms - Sen	X		Commissioner McNamara	X	
Commissioner Dzedzic - Sen	X		Commissioner Moody	X	
Commissioner Ecklund – Rep	X		Commissioner Reese	X	
Commissioner Faber	X		Commissioner Tama Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Wagenius - Rep	X	
Commissioner Heintzeman - Rep		X	Commissioner Westrom - Sen	X	
Commissioner Ingebrigtsen - Sen	X		Commissioner Young	X	
Commissioner Kessler	X				

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MOTION: Commissioner McNamara moved to approve the “Flushing to Address Legionella Concerns Resulting from Extended Building Shutdowns” for \$109,235 and to authorize staff to approve the associated work plans pending governor support per M.S. 116P.08, Subd. 4 – motion did not prevail (roll call - 7 Yes / 9 No)

<b>Member</b>	<b>Y</b>	<b>N</b>	<b>Member</b>	<b>Y</b>	<b>N</b>
Commissioner Dahms - Sen		X	Commissioner McNamara	X	
Commissioner Dzedzic - Sen	X		Commissioner Moody		X
Commissioner Ecklund – Rep	X		Commissioner Reese		X
Commissioner Faber		X	Commissioner Tama Theis - Rep		X
Commissioner Gibson		X	Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Wagenius - Rep	X	
Commissioner Heintzeman - Rep		X	Commissioner Westrom - Sen		X
Commissioner Ingebrigtsen - Sen		X	Commissioner Young	X	
Commissioner Kessler	---	---			

**4. Discussion and Action: 2021 ENRTF Recommendation process due to COVID/Stay at Home**

- a. Meeting logistics**
- b. Presentations**
- c. Presentation selection decisions**
- d. Allocation/Recommendation decisions**
- e. Schedule**

Hansen started discussion for the 2021 ENRTF Recommendation process. Director Nash provided an overview of the memo handed out (Attachment #2).

MOTION: Commissioner Hansen moved to recommend the following:

- a. Presentations:** 70 presentations, 7 minute time slots, 4 hours/day with flexibility for staff to accommodate ties; slide shows must be provided in advance and posted on the website
- b. Presentation selection decisions:** Decided by ranking of members’ cumulative selections and filling the number of time slots available, with flexibility for staff to accommodate ties
- c. Allocation/Recommendation decisions:** Based on median score of members’ cumulative evaluations; decide allocations during an LCCMR meeting
- d. Schedule:** Scenario 2 as provided in the memo with a poll to determine availability of most members for options within that scenario

Members discussed.

Members also discussed the following:

- The status of the 2020 Environment and Natural Resources Trust Fund bill
- The constitutionality of wastewater grants using ENRTF

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5. **Other business**
6. **Public Testimony**
7. **Adjourn**

Meeting adjourned at 10:00 a.m.

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## Legislative-Citizen Commission on Minnesota Resources

**MEMO:** Agenda Item #3

**DATE:** April 23, 2020

**SUBJECT:** Emerging Issues Proposal

**Background**

LCCMR has received two requests for funding, together totaling \$169,000, from the Emerging Issues Account:

1. Flushing to Address Legionella Concerns Resulting from Extended Building Shutdowns: \$109,703, Dr. Raymond Hozalski and Dr. Timothy LaPara (U of MN)
2. State-wide reconnaissance of SARS-CoV-2 in drinking water supplies: \$59,297, Dr. Raymond Hozalski and Dr. Timothy LaPara (U of MN)

The full requests are attached.

LCCMR's Emerging Issues Account received an appropriation of \$439,000 in M.L. 2018. The commission and governor approved a request for \$270,468 for a CWD outreach project last month. The remaining balance of \$168,532 currently expires June 30, 2020; language to extend this funding until June 30, 2023 has been advanced by staff to the legislative co-chairs for consideration during the 2020 legislative session.

The Emerging Issues Account is authorized in M.S. 116P.08, Subd. 4. The LCCMR adopted policy and procedure for the Emerging Issues Account in 2008. The full policy is attached.

For a request to be approved, a quorum (9 members) of the Commission must be present and at least 60% of those members present must vote in favor of approval.

<b>Number of Members Present</b>	<b>Number of affirmative votes needed (60%, rounded)</b>
17	10
16	10
15	9
14	8
13	8
12	7
11	7
10	6
9	5

If a request is approved by the LCCMR it will be sent to the governor for consideration. The funds would be available for spending as soon as the award and work plan are approved.

**Materials**

- Request: "Flushing to Address Legionella Concerns Resulting from Extended Building Shutdowns"
- Request: "State-wide reconnaissance of SARS-CoV-2 in drinking water supplies"
- Emerging Issues Account Procedures adopted 1/15/08 by LCCMR

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### **Action**

If supported, move to approve the “Flushing to Address Legionella Concerns Resulting from Extended Building Shutdowns” for \$109,235 and the “State-wide reconnaissance of SARS-CoV-2 in drinking water supplies” for \$59,297 proposal and to authorize staff to approve the associated work plans pending governor support per M.S. 116P.08, Subd. 4.

# Legislative-Citizen Commission on Minnesota Resources

**MEMO:** Agenda Item #4

**DATE:** April 23, 2020

**SUBJECT:** Discussion and Action: 2021 ENRTF Recommendation process due to COVID/Stay at Home

## Background

Given current directives that legislative members and staff operate and work remotely during the COVID-19 pandemic and the Governor's Stay at Home order, we want to make contingency plans for the LCCMR's 2021 ENRTF recommendation process. Below are options for each component of the decision-making process followed by two optional rough schedules for discussion.

### a. Meeting arrangements

LCCMR can be prepared to implement remote meeting technologies if needed. So far, it appears as if Zoom for the meeting combined with Facebook Live or House/Senate streaming to broadcast is working well for committees. LCC has secured a Zoom pro license that LCCMR is able to use.

If in person meetings are possible, we can be prepared to accommodate this along with a conference call-in option.

### b. Presentation options

- i. *Same as last year:* 126 presentations, 15 minute back to back for 5 days (including other business)
- ii. *Shorter presentations:* 10 minute back to back
- iii. *Fewer presentations:* 100 presentations
- iv. *No presentations*

If remote: suggest scheduling presentations in multiple 3-4 hour blocks (perhaps some in the morning; some in the afternoon) over a longer number of days.

Sample time slot and number of presentation scenarios:

Time	# Presentations	Minutes	Hours	Hours Per Day	Days
10	120	1200	20	7.5	2.7
10	100	1000	17	7.5	2.2
10	80	800	13	7.5	1.8
15	120	1800	30	7.5	4.0
15	100	1500	25	7.5	3.3
15	80	1200	20	7.5	2.7

### c. Presentation Selection options:

- i. *Same as last year:* members meet to select. All that were picked by at least 6 members were invited + everybody picked an additional proposal to invite
- ii. *Cumulative selections and time-slot based:* Presentation selections are based on members cumulative selections and the number of slots available with flexibility given to staff to address ties
- iii. *Co-chairs* choose

If ii or iii above, does the full commission need to vote on final presentation selections?

### d. Allocation decisions

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- i. *Same as last year:* members submit scores for each proposal that presented. Staff prepares mean and median calculations but uses median for making decisions. Members meet to decide which proposals to be recommended and determine allocation amounts through day-long process and negotiation.
- ii. *Score and calculation-based:* request member scores in advance as well as allocation amount. Draft package is prepared based on median scores and the allocation amount determined by those scoring median and above. Members meet to review and vote.
- iii. *Co-chairs* determine draft package for member review and vote

### e. Schedule

- i. Two different scenarios would be possible to finish process as soon as possible
- ii. One or the other would need to be identified. Options within each scenario could be determined by polling. The dates receiving the most “votes” would be selected.

Step/Meeting	Scenario 1 options	Scenario 2 options
Member proposal evaluations	Early to mid-June	Mid- to late June
FY 22 Presentation and FY 21 work plan approval meeting	7/1	7/7-7/9; Pick one
Presentations meetings (spread over 2 weeks):	7/20-24; pick 3* 7/27-31; pick 3*	7/27-31; pick 3* 8/3-7 but not 5th (LSOHC); pick 3*
Allocation meeting	8/11-14; pick 1	8/18-20; pick 1

\*depends on number of time slots the members choose under item b.

### Action

Motion to pursue the following for each step:

- b. Presentations: X number of presentations, X time slots, and X number of days with flex to staff to accommodate ties
- c. Presentation selection decisions:
- d. Allocation/Recommendation decisions:
- e. Schedule: Scenario X with a poll to determine availability of most members for options within that scenario