
Susan Thornton, Director

Agenda
Wednesday, December 10, 2008
Executive Committee Meeting - 8:30 a.m. – 9:30 a.m.
LCCMR Meeting – 9:30 a.m. – 5:00 p.m.
Room 5, State Office Building
St. Paul, MN 55155

Members Present: Sen. Ellen Anderson, Al Berner, Jeff Broberg, Rep. Lyndon Carlson, Sen. Satveer Chaudhary, Rep. Ron Erhardt, Sen. Dennis Frederickson, Nancy Gibson, David Hartwell, John Herman, John Hunt, Mary Mueller, Sen. Pat Pariseau, Rep. Tom Rukavina, Rep. Kathy Tingelstad, Sen. Jim Vickerman, Rep. Jean Wagenius

Staff Present: S. Thornton, S. Shreffler, M. McDonough, M. Banker, D. Griffith

Co-Chair: David Hartwell

1. Executive Committee Meeting to discuss options for LCCMR Trust Fund "Retreat"

See Agenda Item #4.

Meeting adjourned at 9:30 a.m.

David Hartwell called the LCCMR meeting to order at 9:35 a.m.

2. Approve agenda for LCCMR Meeting

Sen. Ellen Anderson moved to approve the agenda for today's meeting – motion prevailed.

3. Members report potential conflicts of interest regarding today's business

John Hunt reported a conflict of interest because Barr Engineering (his employer) has been involved with ID #045 "Coon Rapids Dam – Water Quality Improvement Project".

4. Report of Executive Committee Meeting

See attached memo and schedule. The Executive Committee recommends the framework schedule and process attached in the memo from Susan Thornton

5. FY10-11 revenue estimate – Susan Thornton

Susan Thornton stated there is \$22,622,000 available for FY10 and \$22,622,000 available for FY11. This estimate is based on the June 30, 2008 value of the Trust Fund (\$465,855,226). Up to 5.5% of the value of the Trust Fund is available for expenditure each fiscal year. The Great Lakes Protection Account has \$66,000 available. The Emerging Issues Account has \$168,000 from the Environment and Natural Resources Trust Fund available from FY08 and FY09.

Members discussed whether to allocate FY10 & FY11 Trust Fund dollars or just FY10 Trust Fund dollars.

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MOTION: Sen. Jim Vickerman moved that only the FY10 Trust Fund dollars be considered for allocation – motion prevailed (unanimously approved).

6. Discuss 2009 proposals received

Members discussed ideas on allocations between restoration and acquisition, the State economy, the need to provide jobs and the new Constitutional Amendment.

7. Update on Emerging Issues Account proposals received – NEW 12/5/08

A letter was distributed from the Minnesota Pollution Control Agency (MPCA) for consideration of funding for “Characterization of an Emerging Issue in Minnesota: PAH-Contaminated Stormwater Ponds” for \$148,500. The Commission declined to take action on this request.

8. Begin allocation recommendation from Environment and Natural Resources Trust Fund to 2009 Legislature

MOTION: Rep. Kathy Tingelstad moved to recommend ID #109-E1 “Contract Management” for \$158,000, “Land and Water Conservation Fund (LAWCON)” for \$400,000, “Legislative-Citizen Commission on Minnesota Resources (LCCMR) Administration for FY2010-2011” for \$1,254,000 – motion prevailed.

MOTION: Sen. Dennis Frederickson moved to recommend ID #A01 “Minnesota County Biological Survey” for \$2,100,000 for 2 years.

John Herman moved to amend Sen. Dennis Frederickson’s motion to \$2,750,000 – motion withdrawn.

Sen. Dennis Frederickson renewed motion – motion prevailed.

MOTION: Rep. Jean Wagenius moved to recommend ID #A02 “County Geologic Atlas Acceleration and Groundwater Monitoring Supplement” for \$2,695,000 for 2 years – motion prevailed.

MOTION: Nancy Gibson moved to recommend ID# B14 “Minnesota’s Habitat Conservation Partnership (HCP) for \$3,000,000.

David Hartwell asked for a vote of members if they wished to vote before lunch on the motion. Members voted 6-6, so the motion was laid on the table until after the lunch break.

9. Recognition of LCCMR service: Rep. Ron Erhardt, Rep. Kathy Tingelstad, and David Hartwell

10. Continue Allocation Recommendation from Environment and Natural Resources Trust Fund to 2009 Legislature

MOTION: John Herman moved to amend Nancy Gibson’s motion to ID #B14 “Habitat Corridors Partnership (HCP)” to \$8,000,000 and ID #B15 “Metro Conservation Corridors (MeCC)” to \$8,000,000. With rider language added.

Nancy Gibson accepted John Herman’s amendment to her motion.

John Herman amended his amendment to ID #B14 “Habitat Corridors Partnership (HCP)” to \$4,000,000 and ID#B15 “Metro Conservation Corridors (MeCC)” to \$4,000,000 instead of \$8,000,000 for each proposal.

Sen. Ellen Anderson, Alfred Berner, Jeff Broberg, Rep. Lyndon Carlson, Sen. Satveer Chaudhary, Rep. Ron Erhardt, Sen. Dennis Frederickson, Nancy Gibson, David Hartwell, John Herman, John Hunt, Mary Mueller, Sen. Pat Pariseau, Rep. Tom Rukavina, Rep. Kathy Tingelstad, Sen. Jim Vickerman, Rep. Jean Wagenius

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Nancy Gibson accepted John Herman's amendment to her motion. Nancy Gibson temporarily withdrew her motion.

MOTION: Rep. Kathy Tingelstad moved to recommend ID #074-C1 "Ballast Water Sampling Method Development and Treatment Technology" for \$150,000 from the Trust Fund and \$66,000 from Great Lakes Protection Account (GLPA).

Al Berner amended the motion to \$300,000 from the Trust Fund and \$66,000 from the Great Lakes Protection Account (GLPA) for a total of \$366,000. Rep. Kathy Tingelstad accepted Al Berner's amendment to her motion.

Rep. Kathy Tingelstad renewed her motion – motion prevailed.

MOTION: Sen. Dennis Frederickson moved to recommend ID #028-A3 "Protection of Granite Rock Outcrop Ecosystem" for \$1,000,000.

Sen. Satveer Chaudhary moved to amend the motion to \$1,500,000. Sen. Dennis Frederickson accepted Sen. Satveer Chaudhary's amendment to his motion.

Sen. Dennis Frederickson renewed his motion – motion prevailed.

Nancy Gibson renewed her motion to ID #B14 "Habitat Corridors Partnership (HCP)" for \$4,000,000 and ID #B15 "Metro Conservation Corridors (MeCC)" for \$4,000,000. John Hunt called the question.

MOTION: Sen. Ellen Anderson moved to amend John Herman / Nancy Gibson motion to remove the proposed rider language added and have \$2,000,000 for ID #B14 "Habitat Corridors Partnership (HCP)" and \$2,000,000 for ID#B15 "Metro Conservation Corridors (MeCC)" to be from FY2011 Trust Fund allocation. John Herman accepted amendment and Nancy Gibson did not. – motion did not prevail.

Sen. Satveer Chaudhary moved to amend John Herman's rider language to change "maximize" to "emphasize" – motion did not prevail (5-6).

Motion renewed to recommend \$4,000,000 for ID #B14 "Habitat Corridors Partnership (HCP)" and \$4,000,000 for ID #B15 "Metro Conservation Corridors (MeCC)" with the following rider language added "To the maximum extent practical, consistent with contractual easement or fee acquisition obligations, the recipients shall utilize staff resources to identify future projects and shall maximize the implementation of biodiverse, quality restoration projects in the project proposal into the first half of the 2010 fiscal year." – motion prevailed.

MOTION: Sen. Dennis Frederickson moved to recommend ID #80-C1 "Prevention and Early Detection of Invasive Earthworms" for \$150,000 – motion prevailed.

MOTION: Sen. Ellen Anderson moved to recommend ID #101-D2 "Energy Efficient Cities – Leading the Way" for \$2,000,000 with the following contingency 1) work the Neighborhood Energy Connection (NEC) in St. Paul 2) work in the northern part of the state 3) no interest buydown expenditures.

Al Berner amended Sen. Ellen Anderson's motion to delete Result #1, Item #2 for builder's website development. Rep. Jean Wagenius moved to amend the amendment motion to add back that website expenses would be a maximum of \$50,0000. Sen. Ellen Anderson agreed to the amendment.

Sen. Ellen Anderson renewed her motion - motion prevailed.

Sen. Ellen Anderson, Alfred Berner, Jeff Broberg, Rep. Lyndon Carlson, Sen. Satveer Chaudhary, Rep. Ron Erhardt, Sen. Dennis Frederickson, Nancy Gibson, David Hartwell, John Herman, John Hunt, Mary Mueller, Sen. Pat Pariseau, Rep. Tom Rukavina, Rep. Kathy Tingelstad, Sen. Jim Vickerman, Rep. Jean Wagenius

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- MOTION: Sen. Satveer Chaudhary moved to recommend ID #A06 "Restorable Wetlands Inventory" for \$300,000 – motion prevailed
- MOTION: Rep. Jean Wagenius moved to recommend ID #066-D3 "Minnesota Drainage Law Analysis and Evaluation" for \$87,000 and ID #038-B1 "Does Intensified Tile Drainage Create More Erosive Rivers" for \$300,000.
- John Hunt requested the motion be divided.
- MOTION: Rep. Jean Wagenius moved to recommend ID #066-D3 "Minnesota Drainage Law Analysis and Evaluation" for \$87,000 – motion prevailed.
- MOTION: Rep. Jean Wagenius moved to recommend ID #038-B1 "Does Intensified Tile Drainage Create More Erosive Rivers" for \$300,000 – motion prevailed.
- MOTION: John Hunt moved to recommend ID #067-B4 "Cooperative Habitat Research in Deep Lakes" for \$950,000 and for Results 1 and 2 – motion prevailed.
- MOTION: Sen. Jim Vickerman moved to recommend ID #045-B1 "Coon Rapids Dam – Water Quality Improvement Project" for \$80,000 - motion did not prevail (5 - 7).
- MOTION: Sen. Jim Vickerman moved to recommend ID #B09 "State Trail Lands Acquisition" for \$1,000,000 – motion prevailed.
- MOTION: Sen. Dennis Frederickson moved to recommend ID # 029-A3 "MN Farm Bill Assistance" for \$1,500,000. John Herman moved to amend the amount to \$1,000,000. Rep. Jean Wagenius requested that more definable outcomes be provided such as number of federal dollars received, number of landowners contacted, etc. Sen. Dennis Frederickson accepted the John Herman amendment and suggestion related to further defining outcomes – motion prevailed.
- MOTION: Al Berner moved to recommend ID #A03 "Soil Survey" for \$400,000 – motion prevailed.
- MOTION: Sen. Ellen Anderson moved to recommend ID #60-B2 "A Citizen-Based Approach to Stormwater Management" for \$279,000 for Results 3, 4, and 6 – motion prevailed.
- MOTION: Jeff Broberg moved to recommend ID #022-A1 "Statewide Ecological Ranking CRP and other Critical Lands" for \$275,000.
- Rep. Jean Wagenius moved to amend to clarify the recommendations from the project would only be for perpetual easements. John Herman clarified that discussions with landowners would be done after identification of lands have been determined.
- Jeff Broberg accepted the amendment – motion prevailed.
- MOTION: Sen. Satveer Chaudhary moved to reconsider ID #045-B1 "Coon Rapids Dam – Water Quality Improvement Project" with language added "that funding would be allocated only when the park presents the LCCMR with a collaborative plan using municipal county watershed or other resources to reduce stormwater output by the City of Coon Rapids into the Mississippi River by 30% by 2014" - motion did not prevail (5-7).
- MOTION: Rep. Kathy Tingelstad moved to recommend ID #B10 "Metropolitan Regional Park System Acquisition" for \$2,200,000. After discussion of State and Metro Park funding, Rep. Kathy Tingelstad modified her motion to \$1,500,000. John Herman moved to amend Rep. Kathy Tingelstad's motion to change ID #B10 "Metropolitan Regional Park

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System Acquisition" to \$1,300,000, and add ID #B08 "State Parks Land Acquisition" for \$600,000, and ID #B12 "Statewide Scientific and Natural Area Acquisition and Restoration" for \$600,000 for a total of \$2,500,000 – motion prevailed.

MOTION: Rep. Jean Wagenius moved to recommend ID #C16 "Removal of Endocrine Disruptors: Treatment and Education/Communication" for \$275,000, ID #68-B4 "Vulnerability of Lakes to Endocrine Disruption" for \$297,000 removing \$10,000 from ID #B10 "Metropolitan Regional Park System Acquisition" and removing \$10,000 from ID #B08 "State Parks Land Acquisition" and recommend ID #022-A1 "Statewide Ecological Ranking CRP and other Critical Lands" changing \$168,000 from the FY08 and FY09 Emerging Issues Account and \$107,000 from the FY10 Trust Fund for a total of \$275,000 – motion prevailed.

MOTION: John Herman moved to recommend ID #75-C1 "Improving Emerging Fish Disease Surveillance in Minnesota" for \$80,000, ID #76-C1 "Controlling the Movement of Invasive Fish Species for \$300,000, ID #A04 "Innovative Trout Stream Springshed Mapping in SE Minnesota" for \$500,000, ID #088-C1 "Native Plant Biodiversity, Invasive Plant species, and Invertebrates" for \$47,000, ID #091-D1 "Projecting Environmental Trajectories for Energy-Water-Habitat Planning" for \$180,000 and ID #090-D1 "Options to De-carbonize Minnesota's Electrical Power System for \$143,000

and remove \$500,000 from ID #B15 "Metro Conservation Corridors (MeCC)" and \$500,000 from ID #B14 "Habitat Corridors Partnership (HCP)" and \$50,000 from ID #B12 "Statewide Scientific and Natural Area Acquisition and Restoration, \$100,000 from ID #028-A3 "Protection of Granite Rock Outcrop Ecosystem, \$50,000 from ID #B10 "Metropolitan Regional Park System Acquisition", and \$50,000 from ID #B08 "State Parks Land Acquisition".

Sen. Dennis Frederickson moved to amend John Herman's motion to change the reductions from ID #B15 "Metro Conservation Corridors (MeCC)" and ID #B14 "Habitat Corridors Partnership (HCP)" \$625,000 each. John Herman accepted the amendment.

John Hunt asked for a division of the motion. John Herman agreed to divide the motion in the order suggested.

MOTION: ID #75-C1 "Improving Emerging Fish Disease Surveillance in Minnesota" for \$80,000 – motion prevailed

MOTION: ID #76-C1 "Controlling the Movement of Invasive Fish Species" for \$300,000 – motion prevailed.

MOTION: ID #A04 "Innovative Trout Stream Springshed Mapping in SE Minnesota" for \$500,000 – motion prevailed.

MOTION: ID #88-C1 "Native Plant Biodiversity, Invasive Plant Species, and Invertebrates" for \$47,000 – motion prevailed.

MOTION: ID #91-D1 "Projecting Environmental Trajectories for Energy-Water-Habitat Planning" for \$180,000 – motion prevailed.

MOTION: ID #90-D1 "Options to De-carbonize Minnesota's Electrical Power System" for \$143,000 – motion prevailed.

MOTION: Sen. Satveer Chaudhary moved to amend Sen. Dennis Frederickson's amendment to the John Herman motion to take \$325,000 from ID #B15 "Metro Conservation Corridors (MeCC)" and \$325,000 from ID #B14

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"Habitat Corridors Partnership (HCP)", \$300,000 from ID #A01 "Minnesota County Biological Survey" and \$300,000 from ID #A02 "County Geologic Atlas Acceleration and Groundwater Monitoring Supplement". – motion did not prevail

John Herman's motion was renewed – motion prevailed.

MOTION: John Hunt moved to recommend ID #87-C1 "Emergency Delivery System Development for Disinfecting Ballast" for \$125,000 and deduct \$125,000 from ID #067-B4 "Cooperative Habitat Research in Deep Lakes" to be recommended at \$825,000 – motion prevailed.

MOTION: Al Berner moved to recommend ID #027-A3 "Minnesota Conservation Mentor Program and Academy" for \$500,000 and deduct \$500,000 from ID #101-D2 "Energy Efficient Cities – Leading the Way" – motion did not prevail.

Sen. Ellen Anderson asked if it could be encouraged for proposers to use Minnesota Conservation Corps (MCC). Staff indicated that there was a precedent for such rider language and they would provide it in the bill draft.

MOTION: Sen. Dennis Frederickson moved to have the staff use the adopted spreadsheet and draft the recommendations into a bill form and to authorize stylistic and phrasing changes. A show of hands was requested because 12 votes in the affirmative are required for final recommendations adoption – motion prevailed (13 - 2).

MOTION: John Herman moved to amend the Frederickson motion and recommend rider language for all projects that have restoration projects to use not less than 2½% of their money to enter into a jobs program arrangement for their restoration projects through a BWSR mentor program – motion did not prevail.

Sen. Dennis Frederickson did not accept the amendment.

Sen. Dennis Frederickson renewed his motion – motion prevailed (13 – 2).

11. Discuss remaining 2008 activities and 2009 schedule

Discussed as part of the Executive Committee Report – Agenda Item #4.

John Herman moved to have staff draft a resolution of the Commission to express appreciation and gratitude to Rep. Kathy Tingelstad, Rep. Ron Erhardt, and David Hartwell for their work on the Commission – motion prevailed.

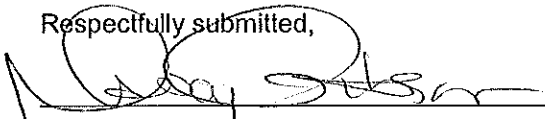
12. Other Business

Next LCCMR meeting is scheduled for Friday, January 9, 2009, Co-Chair – Sen. Jim Vickerman

13. Adjourn

Meeting adjourned at 5:00 p.m.

Respectfully submitted,



Sen. Ellen Anderson, Alfred Berner, Jeff Broberg, Rep. Lyndon Carlson, Sen. Salveer Chaudhary, Rep. Ron Erhardt, Sen. Dennis Frederickson, Nancy Gibson, David Hartwell, John Herman, John Hunt, Mary Mueller, Sen. Pat Pariseau, Rep. Tom Rukavina, Rep. Kathy Tingelstad, Sen. Jim Vickerman, Rep. Jean Wagenius