



LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

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Becca Nash, Director

MINUTES

Thursday, August 26, 2021

Time: 8:30 AM to 4:30 PM

Location: through electronic means (Zoom)

Members Present: Rep. Patty Acomb, Rita Albrecht, Sen. Kari Dziedzic, Rep. Rob Ecklund, William Faber, Nancy Gibson, Rep. Rick Hansen, Sen. Foug Hawj, Sen. Bill Ingebrigtsen, Rep. Dale Lueck, Denny McNamara, Jeremy Peichel, Michael Reese, Rep. Tama Theis, Sen. David Tomassoni, Sen. Torrey Westrom, Della Young

Staff Present: B. Nash, M. Varien, C. Layfield, M. Campana, D. Griffith

Members Excused:

Members Absent:

Co-Chair: Sen. Bill Ingebrigtsen

1. Roll call attendance

Diana Griffith took roll call for attendance. There were 16 members present at the time of roll-call and nine were needed for a quorum.

Member	Y	N	Member	Y	N
Commissioner Acomb - Rep	X		Commissioner Lueck – Rep	X	
Commissioner Albrecht	X		Commissioner McNamara	X	
Commissioner Dziedzic - Sen	X		Commissioner Peichel	X	
Commissioner Ecklund – Rep	X		Commissioner Reese	X	
Commissioner Faber	X		Commissioner Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen	X	
Commissioner Hawj - Sen		X	Commissioner Young	X	
Commissioner Ingebrigtsen - Sen	X				

2. Approve the minutes for July 27, 2021 and July 28, 2021

MOTION: Commissioner Westrom moved to approve the minutes for July 27, 2021 and July 28, 2021 – motion prevailed.

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

Members reported the following conflicts of interest for M.L. 2020 (FY21):

Rep. Patty Acomb, Rita Albrecht, Sen. Kari Dziedzic, Rep. Rob Ecklund, William Faber, Nancy Gibson, Rep. Rick Hansen, Sen. Foug Hawj, Sen. Bill Ingebrigtsen, Rep. Dale Lueck, Denny McNamara, Jeremy Peichel, Michael Reese, Rep. Tama Theis, Sen. David Tomassoni, Sen. Torrey Westrom, Della Young

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ENRTF ID	Title/Organization	Commission Member
2020-030 (025-A)	Healthy Prairies III: Restoring MN prairie plant diversity	Rep. Jean Wagenius
2020-054 (156-D)	Protect Community Forests by Managing Ash for EAB	Denny McNamara
2020-073 (173-E)	Storing Renewable Energy in Flow-Battery for Grid Use	Michael Reese
2020-031 (216-F)	Implementing Hemp Crop Rotation to Improve Water Quality	Michael Reese Bill Faber

Members reported the following conflicts of interest for M.L. 2021 (FY22):

ENRTF ID	Title/Organization	Organization	Project Manager	Commission Member
2021-162	Oak Wilt Suppression at the Northern Edge II	Morrison Soil and Water Conservation District	Shannon Wettstein	Bill Faber
2021-191	Agrivoltaics To Improve The Environment And Farm Resiliency	U of MN, WCROC	Bradley Heins	Michael Reese
2021-238	Morrison County Performance Drainage And Hydrology Management II	Morrison Soil and Water Conservation District	Shannon Wettstein	Bill Faber

Members reported the following conflicts of interest for M.L. 2022 (FY23):

Proposal ID	First Name	Last Name	Project Title	Organization	Members With Conflict of Interest
2022-031	Jacob	Haus	Efficacy of Urban Archery Hunting to Manage Deer	Minnesota State Colleges and Universities / Bemidji State University	Rita Albrecht
2022-125	Adam	Arvidson	Connecting the Mississippi Flyway to Urban Open Space	Minneapolis Parks and Recreation Board	Jeremy Peichel
2022-244	Adam	Arvidson	Bohemian Flats Savanna Restoration	Minneapolis Parks and Recreation Board	Jeremy Peichel
2022-246	Adam	Arvidson	Roberts Bird Sanctuary and Lyndale Gardens	Minneapolis Parks and Recreation Board	Jeremy Peichel
2022-251	Joel	Tallaksen	Mitigations Strategies for Agroplastic PFAS and Microplastic Contamination	U of MN, WCROC	Michael Reese

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2022-273	MaryLynn	Pulscher	BioBlitzes Engaging Community in Scientific Efforts	Minneapolis Parks and Recreation Board	Jeremy Peichel
2022-291	Blaine	Hill	Morris GHG Emissions Inventory and Mitigation Strategies	City of Morris	Michael Reese

Commissioner Albrecht announced a conflict of interest for ID: 2022-031 which is shown above under Agenda Item 3.

4. Director’s report

Director Nash reminded members staff is still working from home and provided an update on the 2020 and 2021 work plan status.

5. Discussion and possible action: Update to LCCMR Operating Procedures on standards for public testimony

Mike Campana provided an overview of the memo posted. Members discussed.

Commissioner Hawj joined the meeting.

In lieu of a formal motion, Director Nash stated that staff would continue to operate under Option #1 from the memo titled “Public Testimony Procedures” dated August 26, 2021:

Option #1 – Update agenda and make available prior to meeting

Any person wishing to testify at an LCCMR meeting must contact LCCMR staff by 4:00 pm the day before the meeting requesting the opportunity to testify and specify to which agenda item they wish to testify. Prior to the meeting and in consultation with the presiding co-chair, LCCMR staff will update the meeting agenda to list under each agenda item the testifiers and the form of testimony. LCCMR staff will post this information to the LCCMR website along with any submitted written testimony.

The presiding co-chair will accommodate testimony at the requested agenda item or at an agenda item dedicated to public testimony as time allows. The presiding co-chair may establish time limits on testifiers and determine the order and number of testifiers at each agenda item. For remote meetings, LCCMR staff will arrange for the testifier to join the meeting as appropriate.

6. Presentations from projects added by the legislature

A. 9:00 AM - ID: 2020-076, Lawns To Legumes Program Phase 2, Board of Water and Soil Resources, Dan Shaw, \$998,000

Dan Shaw (BWSR) provided members with an overview of their work plan. Members discussed.

B. 9:15 AM – ID 2020-086, Chloride Pollution Reduction, Minnesota Pollution Control Agency, Brooke Asleson, \$500,000

Brooke Asleson (MPCA) provided members with an overview of their work plan. Members discussed.

C. 9:30 AM – ID: 2020-084, Wastewater Pond Optimization Implementation, Minnesota Pollution Control Agency, Joel Peck, \$700,000

Joel Peck (MPCA) provided members with an overview of their work plan. Members discussed.

D. 9:45 AM – ID: 2020-087, CWD Prion Research in Soils, U of MN, College of Veterinary Medicine, Tiffany Wolf, \$336,000

Tiffany Wolf (U of MN) provided members with an overview of their work plan. Members discussed.

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- E. 10:00 AM – ID: 2020-083 and 2020-085, Applied Research in State Mineral and Water Resources, U of MN, Duluth – NRRI, George Hudak, \$750,000**

George Hudak (U of MN) provided members with an overview of their work plan. Members discussed.

- F. 10:15 AM – ID: 2020-079, Workshops and Outreach to Protect Raptors from Lead Poisoning, U of MN, Raptor Center, Julia Ponder, \$133,000**

Julia Ponder (U of MN) provided members with an overview of their work plan. Members discussed.

- G. 10:30 AM – ID: 2021-463 and 2021-467, Forest Health Research, Development and Demonstration, U of MN, Duluth – NRRI, John Du Plissis, \$840,000**

John Du Plissis (U of MN) provided members with an overview of their work plan. Members discussed.

MOTION: Commissioner Hansen moved to approve the “2020” work plans (M.L. 2021, First Special Session, Chp. 6, Art. 5, Sec. 2) on the spreadsheet titled “Environment and Natural Resources Trust Fund Final Work Plan Review and Approvals - M.L. 2020 (FY21) 8/26/21” for lines 10 through 16 and “2021” work plans (M.L. 2021, First Special Session, Chp. 6, Art. 6, Sec. 2) on the spreadsheet titled “Environment and Natural Resources Trust Fund Final Work Plan Review and Approvals - M.L. 2021 (FY22) 8/26/21” for lines 10 and 11 including notes or contingencies shown on those respective spreadsheets – motion prevailed (14 Yes / 0 No / 3 Excused).

Member	Y	N	Member	Y	N
Commissioner Acomb - Rep	X		Commissioner Lueck – Rep	X	
Commissioner Albrecht	excused		Commissioner McNamara	X	
Commissioner Dzedzic - Sen	X		Commissioner Peichel	X	
Commissioner Ecklund – Rep	excused		Commissioner Reese	X	
Commissioner Faber	X		Commissioner Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen	excused	
Commissioner Hawj - Sen	X		Commissioner Young	X	
Commissioner Ingebrigtsen - Sen	X				

- 7. Action: Approvals of “2020” work plans (M.L. 2021, First Special Session, Chp. 6, Art 5, Sec. 2) that did not receive provisional approval on 7/28/21:**

Director Nash provided an overview of the consent agenda posted. Members discussed.

- A. Consent agenda (work plans with no significant changes from LCCMR recommendation)**

MOTION: Commissioner Hansen moved to approve the “2020” work plans (M.L. 2021, First Special Session, Chp. 6, Art. 5, Sec. 2) on the spreadsheet titled “Environment and Natural Resources Trust Fund Final Work Plan Review and Approvals - M.L. 2020 (FY21) 8/26/21” for lines 2 and 3 including notes or contingencies shown on the spreadsheet – motion prevailed (14 Yes / 0 No / 3 Excused).

Member	Y	N	Member	Y	N
Commissioner Acomb - Rep	X		Commissioner Lueck – Rep	X	
Commissioner Albrecht	excused		Commissioner McNamara	X	

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Commissioner Dziedzic - Sen	X		Commissioner Peichel	X	
Commissioner Ecklund – Rep	excused		Commissioner Reese	X	
Commissioner Faber	X		Commissioner Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen	excused	
Commissioner Hawj - Sen	X		Commissioner Young	X	
Commissioner Ingebrigtsen - Sen	X				

B. Work plans needing LCCMR review prior to work plan approval due to various factors:

B1. Significant changes to proposed work plan

Director Nash reviewed the work plans under B1.

MOTION: Commissioner Tomassoni moved to approve the “2020” work plans (M.L. 2021, First Special Session, Chp. 6, Art. 5, Sec. 2) on the spreadsheet titled “Environment and Natural Resources Trust Fund Final Work Plan Review and Approvals - M.L. 2020 (FY21) 8/26/21” for lines 5 thru 8 including notes or contingencies shown on the spreadsheet – motion prevailed (14 Yes / 0 No / 3 Excused).

Member	Y	N	Member	Y	N
Commissioner Acomb - Rep	X		Commissioner Lueck – Rep	X	
Commissioner Albrecht	excused		Commissioner McNamara	X	
Commissioner Dziedzic - Sen	X		Commissioner Peichel	X	
Commissioner Ecklund – Rep	excused		Commissioner Reese	X	
Commissioner Faber	X		Commissioner Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen	excused	
Commissioner Hawj - Sen	X		Commissioner Young	X	
Commissioner Ingebrigtsen - Sen	X				

B2. Legislative additions

Commissioner Hansen made a motion at the end of Agenda Item 6.

8. Action: Continuation of approvals of “2021” work plans (M.L. 2021, First Special Session, Chp. 6, Art 6, Sec. 2);

Director Nash provided an overview of the consent agenda posted. Members discussed.

A. Consent agenda (work plans with no significant changes from LCCMR recommendation)

MOTION: Commissioner Hansen moved to approve the “2021” work plans (M.L. 2021, First Special Session, Chp. 6, Art. 6, Sec. 2) on the spreadsheet titled “Environment and Natural Resources Trust Fund Final Work Plan Review and Approvals - M.L. 2021 (FY21) 8/26/21” for lines 2 and 3 including notes or contingencies shown on the spreadsheet – motion prevailed (14 Yes / 0 No / 3 Excused).

Member	Y	N	Member	Y	N
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Commissioner Acomb - Rep	X		Commissioner Lueck – Rep	X	
Commissioner Albrecht	excused		Commissioner McNamara	X	
Commissioner Dziejczak - Sen	X		Commissioner Peichel	X	
Commissioner Ecklund – Rep	excused		Commissioner Reese	X	
Commissioner Faber	X		Commissioner Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen	excused	
Commissioner Hawj - Sen	X		Commissioner Young	X	
Commissioner Ingebrigtsen - Sen	X				

B. Work plans needing LCCMR review prior to work plan approval due to various factors:

B1. Significant changes to proposed work plan

Director Nash reviewed the work plans under B1.

MOTION: Commissioner Hansen moved to approve the “2021” work plans (M.L. 2021, First Special Session, Chp. 6, Art. 6, Sec. 2) on the spreadsheet titled “Environment and Natural Resources Trust Fund Final Work Plan Review and Approvals - M.L. 2021 (FY21) 8/26/21” for lines 5 through 8 including notes or contingencies shown on the spreadsheet and requested that St. Louis County report back in November with an update on their agreement with Crane Lake for ID: 2021-329 titled “Voyageurs National Park Crane Lake Visitors Center Project”, Town of Crane Lake, Jim Janssen, \$2,700,000 - motion prevailed (14 Yes / 0 No / 3 Excused).

Member	Y	N	Member	Y	N
Commissioner Acomb - Rep	X		Commissioner Lueck – Rep	X	
Commissioner Albrecht	excused		Commissioner McNamara	X	
Commissioner Dziejczak - Sen	X		Commissioner Peichel	X	
Commissioner Ecklund – Rep	excused		Commissioner Reese	X	
Commissioner Faber	X		Commissioner Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen	X	
Commissioner Hawj - Sen	X		Commissioner Young	excused	
Commissioner Ingebrigtsen - Sen	X				

B2. Legislative additions

Commissioner Hansen made a motion at the end of Agenda Item 6.

9. Action: Proposal Allocation Recommendations for the Environment and Natural Resources Trust Fund for FY23

Director Nash referred members to the memo “2022 ENRTF Proposal Allocation Recommendation Proposed Process” and provided an overview of the contents. Ms. Nash reminded members there is a total of \$70,959,000 available for allocations.

Members agreed to use the spreadsheet titled “Members 2022 LCCMR Proposal Scores: Overall High to Low” (See Attachment #1).

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MOTION: Commissioner Reese moved to fund projects from the spreadsheet titled “Members 2022 LCCMR Proposal Scores: Overall High to Low” down to and including an average member score of 49 with reductions as follows:

1. Reduce by 10% the top four ranked projects rounding up to the nearest thousand dollars. These projects include:
 - 2022-034 Conservation Corp Veterans Service Corps Program (\$1,354,000)
 - 2022-221 Mustinka River Fish and Wildlife Habitat Corridor Rehab (\$2,723,000)
 - 2022-057 Local parks and trails (\$3.6 million)
 - 2022-067 Invasive Terrestrial Plants and Pests Center (\$6.3 million)
2. Targeted reductions will be applied as follows:
 - 2022-217 Establishing Center for Prion Research and Outreach to \$2 million
 - 2022-260 Watershed and Forests Restoration: What a Match to \$1.5 million
 - 2022-135 Minnesota State Trails Development to \$3.5 million
 - 2022-111 Minnesota State Parks and State Trails Acquisitions to \$1.8 million
 - 2022-158 SNA Habitat Restoration, Public Engagement, and Protection to \$1.8 million
 - 2022-058 Pollinator Habitat Pilot Project at Closed Landfills to \$750,000
 - 2022-088 St. Louis River Re-Connect to \$1 million
 - 2022-146 Minnesota Green Schoolyards to \$500,000
 - 2022-047 Conservation Cooperative for Working Lands to \$2 million
3. Fully fund projects with budgets of \$302,000 or less including the ML 2022 Contract Agreement Reimbursement with DNR.
4. Fund all remaining projects with a score of 49 or higher at a 30% reduction (70% of requested budget) rounding down to nearest thousand dollars.
5. Projected balance of \$668,000 will be left for any calculation errors and then transferred to emerging issues account.

Members discussed.

Members recessed at 11:35 a.m. and reconvened at 12:36 p.m.

Co-Chair Ingebrigtsen returned to discussions of allocations.

AMENDMENT: Commissioner Hansen amended Commissioner Reese’s motion to select all member scores from the spreadsheet titled “Members 2022 LCCMR Proposal Scores: Overall High to Low” ranked 60 or higher reduced by 11 percent and Category H proposals ranked 60 or higher at full amount.

Members discussed. Commissioner Hansen agreed with members to add to his amendment a reduction of ID: 2022-135 “Minnesota State Trails Developments”, MN DNR, State Parks and Trails Division, Kent Skaar by an additional \$369,000 for a total allocation balance of zero dollars.

RENEWED AMENDMENT: Commissioner Hansen amended Commissioner Reese’s motion to select all member scores from the spreadsheet titled “Members 2022 LCCMR Proposal Scores: Overall High to Low” ranked 60 or higher reduced by 11 percent and Category H proposals ranked 60 or higher at full amount and ID: 2022-135 “Minnesota State Trails Developments”, MN DNR, State Parks and Trails Division, Kent Skaar reduced by an additional \$369,000 – motion prevailed (10 Yes / 7 No).

Member	Y	N	Member	Y	N
Commissioner Acomb - Rep	X		Commissioner Lueck – Rep		X
Commissioner Albrecht	X		Commissioner McNamara	X	

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Commissioner Dzedzic - Sen	X		Commissioner Peichel	X	
Commissioner Ecklund – Rep		X	Commissioner Reese		X
Commissioner Faber	X		Commissioner Theis - Rep		X
Commissioner Gibson	X		Commissioner Tomassoni - Sen		X
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen		X
Commissioner Hawj - Sen	X		Commissioner Young	X	
Commissioner Ingebrigtsen - Sen		X			

AMENDMENT: Commissioner McNamara amended Commissioner Reese’s motion as amended by Hansen to select all member scores from the spreadsheet titled “Members 2022 LCCMR Proposal Scores: Overall High to Low” ranked 60 or higher reduced by 30%, and all scores ranked between 59 and 49 reduced by 45%, Category H proposals ranked 49 or higher at full amount, institute a \$200,000 lower threshold for any project with decreased funding, fully funded the DNR administrative contract, maintained a \$250,000 buffer.

Members discussed. Commissioner McNamara agreed with members to reduce the top six projects by \$100,000 each and the seventh highest reduced by the remaining balance to have a balance of zero dollars.

RENEWED AMENDMENT: Commissioner McNamara amended Commissioner Reese’s motion as amended by Hansen to select all member scores from the spreadsheet titled “Members 2022 LCCMR Proposal Scores: Overall High to Low” ranked 60 or higher reduced by 30%, and all scores ranked between 59 and 49 reduced by 45%, Category H proposals ranked 49 or higher at full amount, institute a \$200,000 lower threshold for any project with decreased funding, fully funded the DNR administrative contract, maintained a \$250,000 buffer and then reduced the top six projects by \$100,000 each and the seventh highest reduced by the remaining balance – motion did not prevail (8 Yes / 9 No).

Member	Y	N	Member	Y	N
Commissioner Acomb - Rep		X	Commissioner Lueck – Rep	X	
Commissioner Albrecht		X	Commissioner McNamara	X	
Commissioner Dzedzic - Sen		X	Commissioner Peichel		X
Commissioner Ecklund – Rep	X		Commissioner Reese	X	
Commissioner Faber		X	Commissioner Theis - Rep	X	
Commissioner Gibson		X	Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep		X	Commissioner Westrom - Sen	X	
Commissioner Hawj - Sen		X	Commissioner Young		X
Commissioner Ingebrigtsen - Sen	X				

Members recessed at 1:55 p.m. and reconvened at 2:25 p.m.

10. (Cont’d) Action: Proposal Allocation Recommendations for the Environment and Natural Resources Trust Fund for FY23

AMENDMENT – Commissioner Westrom moved to allow each member select one proposal to be added into the allocation discussions.

Members discussed.

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RENEWED AMENDMENT – Commissioner Westrom moved to allow each member select one proposal to be added into the allocation discussions – withdrawn by Commissioner Westrom.

Members discussed.

AMENDMENT: Commissioner Westrom amended Reese’s motion as amended by Hansen to select all member scores from the spreadsheet titled “Members 2022 LCCMR Proposal Scores: Overall High to Low” ranked 60 or higher reduced by 22% and all proposals over \$3,000,000 be reduced to \$3,000,000, Category H proposals ranked 60 or higher at full amount, and proposals ranked 59 to 49 would be in funding arena but not a guaranteed amount until totals were determined.

Members discussed.

MOTION: Commissioner Hansen moved to adjourn for the day and return in September to continue allocation discussions – (15 Yes / 2 No)

Member	Y	N	Member	Y	N
Commissioner Acomb - Rep	X		Commissioner Lueck – Rep	X	
Commissioner Albrecht	X		Commissioner McNamara	X	
Commissioner Dziejic - Sen	X		Commissioner Peichel	X	
Commissioner Ecklund – Rep	X		Commissioner Reese		X
Commissioner Faber	X		Commissioner Theis - Rep	X	
Commissioner Gibson	X		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen		X
Commissioner Hawj - Sen	X		Commissioner Young	X	
Commissioner Ingebrigtsen - Sen	X				

11. LCCMR Other business

No other business.

12. Public Testimony

No public testimony.

13. Adjourn

Members recessed for the day at 3:51 p.m.

Signed by Sen. David Tomassoni