



LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

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Becca Nash, Director

MINUTES

Wednesday, December 15, 2021

Time: 9:00 AM to 12:00 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. FOUNG 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

Co-Chair Ingebrigtsen called the meeting to order at 9:00 a.m.

1. Roll call attendance

Diana Griffith took roll call for attendance. There were 15 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 September 23, 2021

MOTION: Commissioner Gibson moved to approve the minutes for September 23, 2021 – motion prevailed.

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

LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

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

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
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 McNamara joined the meeting.

4. Director’s report

- a. Final reports for projects completed in 2021 (handout provided)**
- b. Accessibility update**
- c. Report back on fiscal agent agreement M.L. 2021, First Special Session, Chp. 6, Art. 6, Sec. 2, Subd. 09n - Voyageurs National Park Crane Lake Visitors Center Project, Town of Crane Lake, Jim Janssen, \$2,700,000 (ID: 2021-329)**
- d. Handout for future discussion on ENRTF- funded capital projects**

Commissioner Westrom joined the meeting.

LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

e. Update on Emerging Issues Account & projects

5. Discussion and possible action: review draft components of a 2022 bill:

a. COVID / other extensions

Director Nash reviewed the COVID and other legislative extensions being requested for Subd. 18. Carryforward; Extension section of the language. Members discussed.

MOTION: Commissioner Hansen moved to include the Subd. 18. Carryforward; Extension language as follows:

Subd. 18. Carryforward; Extension

(a) The availability of the appropriations for the following projects are extended to June 30, 2024:

- (1) Laws of 2019, chapter 4, section 2, subdivision 9, paragraph (e), National Loon Center
- (2) Laws of 2021 First Special Session, chapter 6, article 5, section 2, subdivision 20, paragraph (a), clause (1), Unprecedented Change Threatens Minnesota's Pristine Lakes
- (3) Laws of 2021 First Special Session, chapter 6, article 5, section 2, subdivision 20, paragraph (a), clause (2), Wastewater Pond Optimization
- (4) Laws of 2021 First Special Session, chapter 6, article 5, section 2, subdivision 20, paragraph (a), clause (3), Applied Research in State Mineral and Water Resources
- (5) Laws of 2021 First Special Session, chapter 6, article 5, section 2, subdivision 20, paragraph (a), clause (4), Chloride Pollution Reduction
- (6) Laws of 2021 First Special Session, chapter 6, article 5, section 2, subdivision 20, paragraph (a), clause (5), CWD Prion Research in Soils
- (7) Laws of 2021 First Special Session, chapter 6, article 5, section 2, subdivision 20, paragraph (b), clauses (1) and (2), Lawns to Legumes
- (8) Laws of 2021 First Special Session, chapter 6, article 5, section 2, subdivision 20, paragraph (c), clauses (1) through (8), Emerging Issues Account
- (9) Laws of 2021 First Special Session, chapter 6, article 6, section 2, subdivision 19, paragraph (a), clauses (1) through (4), Forest Health Research, Development and Demonstration

(b) Notwithstanding Minnesota Statutes, section 16A.28, or any other law to the contrary, the availability of any appropriation or grant of money from the environment and natural resources trust fund that would otherwise cancel, lapse, or expire on June 30, 2022, is extended to June 30, 2023, if the recipient or grantee does both of the following:

- (1) by May 15, 2022, notifies the Legislative-Citizen Commission on Minnesota Resources in the manner specified by the commission that the recipient or grantee intends to avail itself of the extension available under this section; and
- (2) modifies the applicable work plan where required by Minnesota Statutes, section 116P.05, subdivision 2, in accordance with the work plan amendment procedures adopted under that section.

(c) The commission must notify the commissioner of management and budget and the commissioner of natural resources of any extension granted under paragraph b in this section.

– motion prevailed (17 Yes / 0 No).

LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

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				

b. Other changes to template rider language

Director Nash reviewed two edits to rider language being requested.

1. The availability of appropriations
2. Background check requirements.

MOTION: Commissioner Hansen moved to include the following two edits in the rider language:

1. Subd. 11. Availability of Appropriations

Money appropriated in this section may not be spent on activities unless they are directly related to and necessary for a specific appropriation and are specified in the work plan approved by the Legislative-Citizen Commission on Minnesota Resources. Money appropriated in this section must not be spent on indirect costs or other institutional overhead charges that are not directly related to and necessary for a specific appropriation. Costs that are directly related to and necessary for an appropriation, including financial services, human resources, information services, rent, and utilities, are eligible only if the costs can be clearly justified and individually documented specific to the appropriation's purpose and would not be generated by the recipient but for receipt of the appropriation. No broad allocations for costs in either dollars or percentages are allowed. Unless otherwise provided, the amounts in this section are available for three years beginning July 1, 2022 and ending June 30, 2025, when projects must be completed and final products delivered. For acquisition of real property, the appropriations in this section are available for an additional fiscal year if a binding contract for acquisition of the real property is entered into before the expiration date of the appropriation. If a project receives a federal ~~grant award~~, the period of the appropriation is extended to equal the federal ~~grant award~~ period to a maximum trust fund appropriation length of six years.

2. Subd. 13. Project Requirements

(m) A recipient of an appropriation from the trust fund under this section that is receiving funding to conduct children's services, as defined in Minnesota Statutes, section 299C.61, subdivision 7, must certify to the commission, as part of the required work plan, that ~~it~~ ~~performs~~ criminal background checks for background check crimes, as defined in Minnesota

LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

Statutes, section 299C.61, subdivision 2, are performed on all employees, contractors, and volunteers that have or may have access to a child to whom the recipient provides children's services using the appropriation.

– motion prevailed (17 Yes / 0 No).

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				

c. Funding recommendations—TBD/TBA

Director Nash stated the co-chairs met on November 12, 2021 and December 8, 2021 to discuss the funding recommendations.

Members discussed the funding recommendations.

MOTION: Commissioner Hansen moved a compromise proposal that was considered at the last Co-Chair meeting and that includes the following:

1. Proposals that received a score of 80 or above would receive full funding;
2. Proposals that received a score of 70 to 79 would receive 90% funding;
3. Proposals that received a score of 60 to 69 would receive 80% funding; and
4. No proposal falling in the ranges above would be funded for less than \$200,000
5. Proposals in Category H (under \$200,000) with a score of 60 and above would receive full funding.
6. Contract management proposal would receive full funding.

Commissioner Reese stated a point of order that reconsideration is needed first.

Members discussed.

Chair Ingebrigtsen ruled the point of order well- taken.

LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

MOTION: Commissioner Hansen moved to reconsider the Young option that passed at the LCCMR meeting on September 23, 2021 (as shown on the Spreadsheet titled “2022 Allocations - Member Motions, Amendments, and Additional Options Comparison, as of September 24, 2021”) - motion prevailed (11 Yes / 6 No).

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			

AMENDMENT: Commissioner Hansen moved the Peichel option (as shown on the Spreadsheet titled “2022 Allocations - Member Motions, Amendments, and Additional Options Comparison, as of September 24, 2021”) and as stated here:

Fund projects from the spreadsheet titled “Member 2022 LCCMR Proposal Scores: Overall High to Low” down to an overall score of 56, which is project line O-90 2022-273, *BioBlitzes Engaging Community in Scientific Efforts*, with four tiers:

1. Since support of 12 out of 17 (70.5%) Commissioners is required, all projects with an average score of 70 or higher receive full funding. That fully funds all projects to O-37, 2022-279 *Diversity and Access to Wildlife Related Opportunities*.
2. To extend the funding to the most projects that still receive a majority of Commission support, all projects receiving a score of 56 to 69 will receive funding. This extends the funding list to project O-90 (2022-273 *BioBlitzes Engaging Community in Scientific Efforts*) as listed in the main motion with two key conditions:
 - a. Projects in this tier are all reduced to 54% of their project request.
 - b. Projects whose adjusted total request falls under \$310,000 are fully funded or provided up to \$310,000.
3. Projects with supportive scores from 9 out of 17 Commissioners (average score 53 to 55) could be eligible for any additional available, returned, or rejected funds, but do not receive planned allocation under this proposal. This third tier extends contingent recommendation for funding up to 6 additional projects to O-96, 2022-253 *City of Biwabik Recreation Area*.
4. Projects with a score lower than 53 are not recommended for funding as they failed to receive supportive scores from a majority of commissioners.

Members discussed.

LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

AMENDMENT to AMENDMENT: Commissioner Westrom amended Commissioner Hansen’s amendment by going to Line 52 instead of Line 56 on the spreadsheet titled “2022 Allocations - Member Motions, Amendments, and Additional Options Comparison, as of September 24, 2021”.

Members discussed.

MOTION: Commissioner Hansen moved to adjourn the meeting.

Members discussed. Commissioner Hansen and Co-Chair Ingebrigtsen addressed the public.

RENEWED MOTION Commissioner Hansen renewed his motion to adjourn the meeting – motion prevailed (9 Yes / 8 No).

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	pass	
Commissioner Faber	X		Commissioner Theis - Rep		X
Commissioner Gibson	pass		Commissioner Tomassoni - Sen	X	
Commissioner Hansen - Rep	X		Commissioner Westrom - Sen	X	
Commissioner Hawj - Sen	X		Commissioner Young		X
Commissioner Ingebrigtsen - Sen		X			

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			

6. Action: 2022 Calendar

LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES

No discussion held for this agenda item.

7. 2023 Request for Proposal

- a. For discussion at a future meeting: Draft 2023 RFP (handout provided)**
- b. For discussion: decision-making process for future RFPs; getting input from retiring members**

No discussion held for this agenda item.

8. LCCMR Other business

No discussion held for this agenda item.

9. Public Testimony

No public testimony.

10. Adjourn

Meeting adjourned at 10:50 a.m.

Signed by Rep. Tama Theis

Minutes approved at LCCMR meeting on March 22, 2022