

**Lessard-Sams Outdoor Heritage Council Meeting
Meeting Summary
September 27, 2018**

Members Present

Bob Anderson, Chair
David Hartwell
Jane Kingston
Julie Blackburn

Denny McNamara
Ron Schara
Rep. Leon Lillie
Rep. Dan Fabian

Barry Tilley
Sen. Andrew Lang
Sen. David Tomassoni

Members Absent

Jamie Swenson

Call to Order: Call to order at 8:14 a.m. A quorum was present.

Review and Approve Agenda

Motion by Mr. Tilley to approve the agenda for September 27, 2018 as presented. **Motion adopted.**

Review and Approve Minutes – September 6 – 7, 2018

Motion by Ms. Kingston to approve the minutes. **Motion adopted.**

Conflicts of Interest:

Member David Hartwell noted a Conflict of Interest with ML 2019 / FY 2020 proposal FRE 01: Floodplain Forest Enhancement – Mississippi River – Phase III. He will recuse himself from any decision on that individual proposal.

(00:03:05) Executive Director’s Report

Executive Director Mark Johnson provided an update on recent staff activities and reminded members to let staff know if they would like to attend the 2018 Rivers Restoration Conference. Mr. Johnson also informed members that the Communication / Outreach Process Development and Implementation Request for Proposal (RFP) has been submitted, and the RFP for Phase II of Outcomes and Measurements will be submitted within the coming weeks and discussed at the next meeting. Council members discussed.

(00:30:30) Action: 2019 Council Meeting Calendar

Council members reviewed the proposed 2019 meeting calendar and provided feedback regarding specific meeting dates. No action taken.

(00:39:00) Action: Fee Title Acquisition of Parcel with Partial Existing Protection – ML 2017, 3(c) Southeast Minnesota Protection and Restoration Ph. V; and, ML 2018 3(b) Southeast Minnesota Protection and Restoration Ph. VI

Bob McGillivray, Trust for Public Land (TPL), explained TPL is in the process of acquiring approximately 140 acres of land in Fillmore County with funds from ML 2017, 3(c) Southeast Minnesota Protection and Restoration Ph. V; and, ML 2018 3(b) Southeast Minnesota Protection and Restoration Ph. VI. Maple Creek, a tributary of the Root River, flows through the property. The property includes an existing trout stream easement held by the State of Minnesota. The easement covers approximately 3,290 feet of stream and streambank on both sides of the creek, covering approximately 9.9 acres. The trout stream easement protects 66 feet on either side of the centerline of the creek, covering about 7% of the entire 140 acre property. Mr. McGillivray explained the additional benefit the added protection would provide.

Motion by Ms. Kingston to approve the fee – title acquisition of the Choice WMA North 2 parcel as presented. **Motion adopted.**

(00:45:43) Information: Report on OHF Enforcement Discussion

Mr. Johnson informed the Council that staff has met with nonpartisan and agency staff to review and determine opportunities where the Council can make recommendations on OHF enforcement. Mr. Johnson outlined a number of options for clarification and potential funding sources, noting that the Council is recommending body and ultimately the legislature will decide whether or not to take action. Council members discussed.

Motion by Mr. Hartwell to direct staff to develop a course of action for council consideration at the November meeting with language for possible inclusion in the ML 2019 recommended bill to the legislature. **Motion adopted.**

(01:32:48) Discussion and Possible Action: Request to Revisit Potential Extension of Appropriation Availability ML 2014, 5(k) Evaluate the Effectiveness of Aquatic Invasive Species Prevention Strategies

Motion by Sen. Tomassoni to reconsider the request for an extension of appropriation availability for ML 2014, 5(k) Evaluate the Effectiveness of Aquatic Invasive Species Prevention Strategies. **Motion adopted.**

Mr. Johnson provided a brief overview of the request. Council member discussed.

Motion by Mr. Hartwell to include an extension of the availability of the appropriation by 1 year until June 2020 in the recommended language for the ML 2019 OHF bill. **Motion adopted.**

(02:02:29) Discussion: Proposals and Allocations

Chair Anderson provided an overview of the allocation process guidelines. Members pointed out that per allocation process guidelines, allocations should be zero or above \$400,000, and should not exceed the request amount. As there allocations were made below \$400,000, members suggested having a discussion about the allocation process guidelines prior to allocations.

(02:03:13) Action: Allocation Selection

Chair Anderson reviewed his proposed allocation recommendation noting the total dollars available to allocate. Members discussed several proposals.

Motion by Mr. Tilley to adopt the Chair's proposal leaving \$89,000 on the bottom line for allocation at the December LSOHC meeting. Mr. Tilley offered a friendly amendment to his motion by moving the \$500,000 set aside for Outcomes and Enforcement to the bottom line to be considered at the December meeting.

Motion by Mr. Hartwell to amend Mr. Tilley's motion by reducing funding for HRE 10 to \$3,240,000. Chair Anderson called division on the vote. **Motion to amend failed (5 – yes, 6 – no).**

Motion by Mr. Hartwell to amend Mr. Tilley's motion by stating that PA 06 must exclude capital equipment from the expenditure of the allocation. **Motion to amend adopted.**

Motion by Mr. McNamara to amend Mr. Tilley's motion by reducing funding to PRE 03 by \$200,000 and taking the \$500,000 set aside for Outcomes and Enforcement and moving the sum (\$700,000) to HRE 08. **Motion to amend withdrawn.**

Motion by Mr. McNamara to amend Mr. Tilley's motion by reducing funding to PRE 03 by \$200,000 and move it to the bottom line. **Motion to amend withdrawn.**

Motion by Ms. Kingston to amend Mr. Tilley's motion by stating that PRE 03 must put a permanent conservation easement on the property. **Motion to amend adopted.**

Motion by Mr. Schara to amend Mr. Tilley's motion by moving FRE 03 below the funding recommendation line, and replace with HRE 08 using the average allocation amount of \$1,005,000. Anderson called division on the vote. **Motion to amend adopted (6 – yes, 4 – no).**

Motion by Mr. Hartwell to amend Mr. Tilley's motion by adding a condition to HA 01 dictating that if property is transferred to the counties, vehicle traffic would not be allowed other than for maintenance or to accommodate for handicap accessibility. **Motion to amend adopted.**

Motion by Mr. Hartwell to amend Mr. Tilley's motion by limiting the amount PA 03 can spend on the Direct Support Services (DSS). **Motion to amend withdrawn.**

Roll call vote on Mr. Tilley's main motion to recommend the Chair's proposal as discussed and amended to the 2019 legislature, allowing staff to round appropriations as appropriate.

Bob Anderson, Chair – Yes
David Hartwell – Yes
Jane Kingston – Yes
Julie Blackburn – Yes

Denny McNamara – Yes
Ron Schara – Yes
Rep. Leon Lillie – Yes
Rep. Dan Fabian – Yes

Barry Tilley – Yes
Sen. Andrew Lang – Yes
Sen. David Tomassoni – Yes

Motion adopted (11 – yes, 0 – no).

(02:38:10) Opportunity for Public to Address the Council

No public testimony was heard.

Meeting adjourned at 12:21 p.m.

APPROVED: November 15, 2018. A signed copy is on file with LSOHC staff.