

Plan for Priority Two 3M Settlement

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- Background
 - Settlement language to guide process
- Managing Conflict of Interest
- Priority 2 Process and Structure
- Work Group Membership and Tasks
- Next Steps

Priority 2 Background

Priority 2 Settlement Language

“utilize the Grant on projects that restore and enhance aquatic resources, wildlife, habitat, fishing, resource improvement, and outdoor recreational opportunities in the East Metropolitan Area and in downstream areas of the Mississippi and St. Croix Rivers.

These projects may include, but are not limited to:

- (i) aquatic habitat and water resource protection and restoration;
- (ii) terrestrial and water trails;
- (iii) boat ramps and/or fishing piers along the Mississippi River, Lake Elmo, or other waterbodies in or downstream of the East Metropolitan Area;
- (iv) the restoration of wildlife habitat; and
- (v) implementation of other terrestrial conservation and recreational improvements in the same geographic area.”

- Work group membership is broadly defined in the settlement:

"Working Group" shall mean a working group established by the MPCA and the DNR, consisting of representatives of the MPCA, the DNR, East Metropolitan Area municipalities, and 3M. The composition of the Working Group may vary depending on the project(s) at issue.

Priority 2 Process and Structure

Priority 2 Process

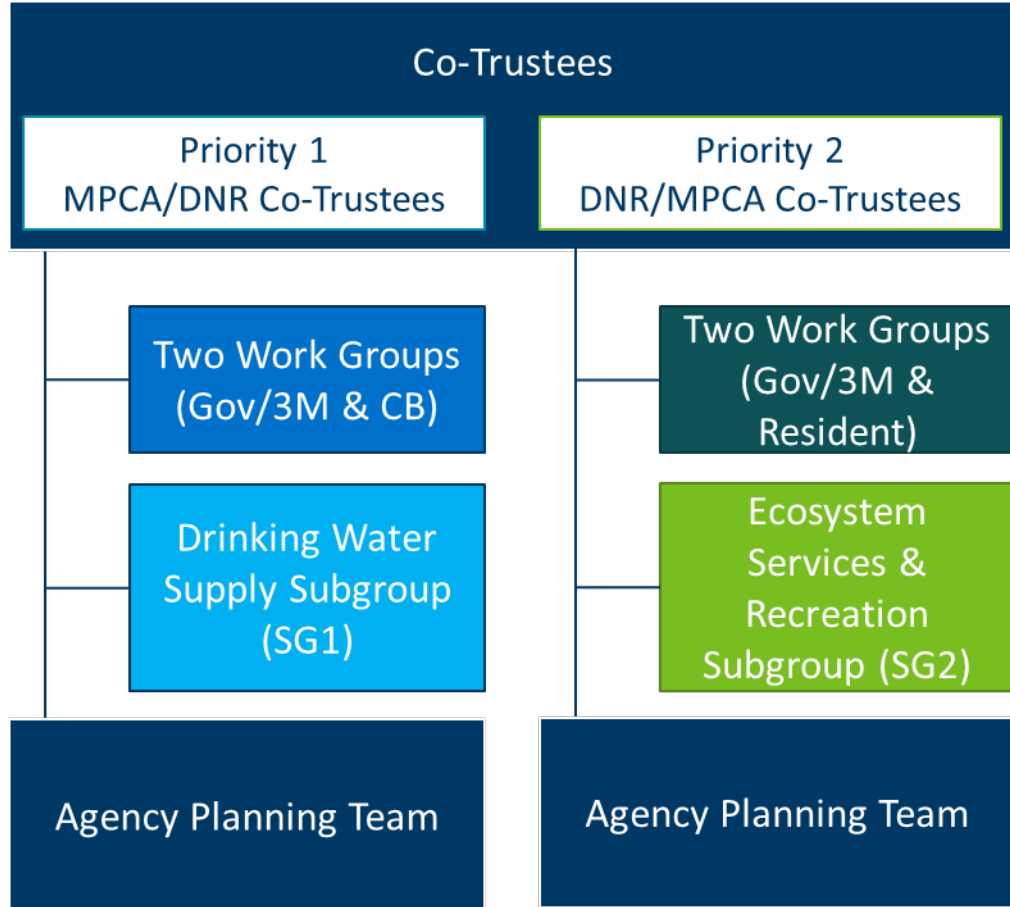
- Priority 2 projects will be solicited via a competitive, public Request for Proposals (RFP) process
- The State will select the projects that best meet Priority 2 goals
- The only venue for organizations or communities to advocate for projects under Priority 2 will be through the RFP process
 - NOT through work groups activities
 - Manages potential conflict of interest concerns by ensuring work group members will not have a competitive advantage

Managing Conflict of Interest

Have revised workgroup and subgroup activities to ensure that:

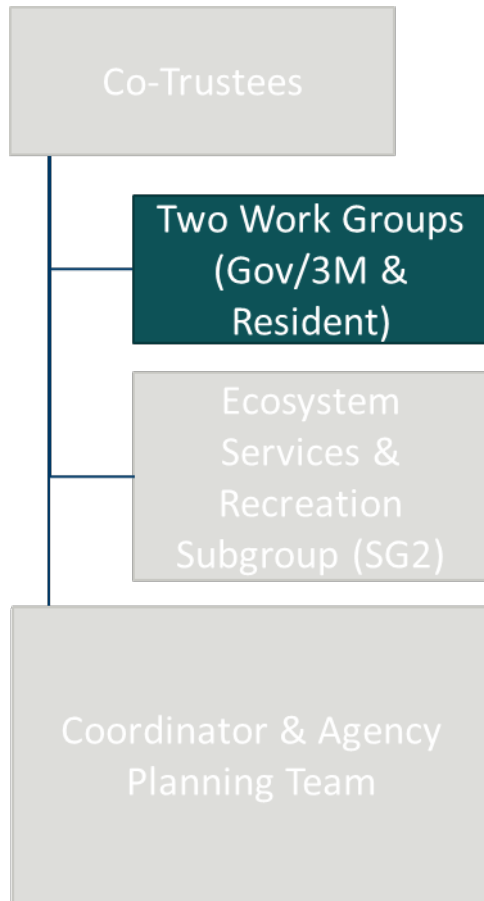
- Government/3M or Resident Work Group participants will be able to develop/submit Priority 2 proposals
- Subgroup participants will be able to develop/submit Priority 2 proposals

Priority 2 Structure



- Priority 1 and Priority 2 have similar Work Group structure, but will differ in:
 - DNR is leading Priority 2 effort and different staff is involved.
 - Work group and subgroup representatives and roles
 - Shorter time frame
 - Types of feedback

Revised Priority 2 Structure: Work Groups



New Government/3M & Resident Work Groups

- Who's involved
 - Communities will select their representatives for the Government/3M Work Group
 - Option to opt out if they do not want to participate in planning process
 - Residents of Washington, Ramsey and Dakota can apply for membership on the Resident Work Group
- Work group role
 - Will provide feedback on Priority 2 goals, evaluation criteria, and the RFP solicitation scope and language
 - Will NOT discuss specific project ideas or proposals*

* Ensures work group participants are not conflicted out of submitting proposals

Consider revising Early Work Group Priority 2 Goals

Priority 2 – Natural Resource Restoration, Protection, and Enhancement

- Restore, protect, and enhance aquatic resources, wildlife, and habitats.
- Reduce fish tissue contamination and remove PFAS-based fish consumption advisories.
- Improve and enhance outdoor recreational opportunities.



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DEPARTMENT
OF HEALTH

Eat Fish Often?

A Minnesota Guide to Eating Fish

Safe Eating Guidelines

Most fish are healthy to eat. Fish are a great way to get protein and good fats, but any fish (store-bought or locally-caught) could have contaminants such as mercury that can harm human health – especially children and fetuses.

Statewide Safe-Eating Guidelines

Project Evaluation Criteria Examples

- **Resources and Services Restored by the Project**

- Projects that demonstrate a central focus on the key resources or services injured by the releases of PFAS by 3M would be preferred.
- Projects that clearly and substantially benefit multiple injured resources or services would be evaluated more favorably than those that would achieve only modest benefits or only affect one resource or service.

- **Self-Sustaining Benefits**

- Unlikely the settlement could support projects that require long term monitoring and maintenance.
- Projects that would yield their expected benefits with little maintenance or management would be favored over those requiring active management to maintain.

Examples of aspects of the RFP that would be discussed:

- Should projects be allowed on private property?
- Level of proposal detail for funding consideration
 - Short summary-submit ideas or concepts
 - Detailed plan (outlining permitting, itemized costs)
 - Shovel ready
- Phased solicitation opportunities?
 - E.g., separate solicitations for habitat restoration, fishing, recreational trails?

Priority 2 vs. Priority 1 Approaches

Priority 2	Priority 1
The focus is restoring wildlife and their habitats on a regional/watershed scale rather than jurisdictional scale	The focus was on drinking water needs at a community level scale
Due to limited funding, RFP process will be used to select projects that best meet goals (not focused on jurisdictions)	Projects were awarded based on drinking water needs of each community
Non-governmental restoration organizations, counties, communities and other resource managers can apply for project funding	Only communities and counties can apply for project funding
Work groups will provide feedback on goals, evaluation criteria, and the RFP solicitation scope and language (not projects)	Work groups were used to understand key needs as well as the specific projects that would best meet these needs

Government/3M Work Group Membership

- Communities will be invited to join the new Priority 2 Government/3M Work Group if they:
 1. Have experienced natural resources injuries or recreational service losses from PFAS released by 3M; and
 2. Are located in the East Metropolitan Area and downstream locations of the Mississippi and St. Croix Rivers

Recommended Participants for Government/3M Work Group

1. Afton
2. Cottage Grove
3. Denmark
4. Grey Cloud Island
5. Hastings
6. Inver Grove Heights
7. Lake Elmo
8. Lake St. Croix Beach
9. Lakeland
10. Lakeland Shores
11. Landfall
12. Maplewood
13. Newport
14. Nininger township
15. Oakdale
16. Prairie Island Indian Community
17. Rosemount
18. St. Mary's Point
19. St. Paul
20. St. Paul Park
21. South St. Paul
22. West Lakeland
23. Woodbury
24. Dakota County
25. Washington County
26. 3M

- Note that communities can opt out of contributing to the process and are still eligible to apply for a project grant

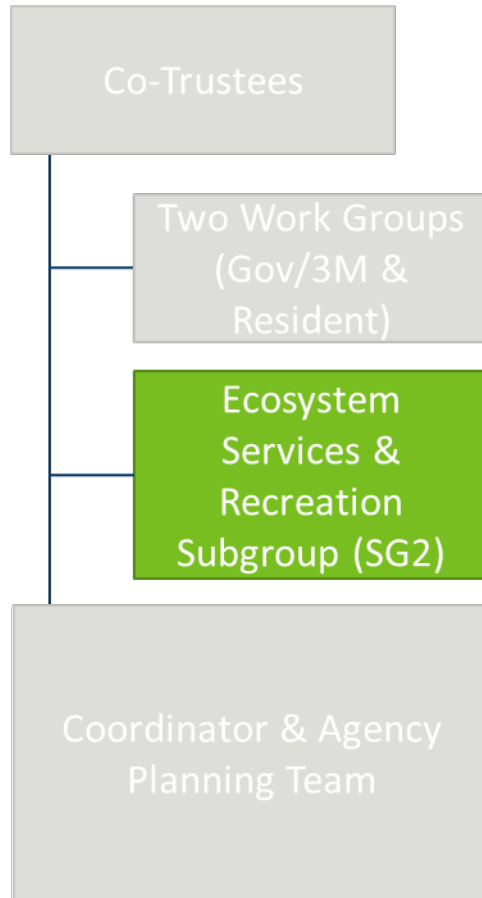
Resident Work Group Membership

- New Priority 2 Resident Work Group will be formed in 2023
 - Current Priority 1 Citizen/Business Work Group members can continue if desired on the Resident Work Group
 - Potential new members can apply from Washington, Ramsey and Dakota Counties
- Sign up for Priority 2 Gov Delivery for the application announcement
 - https://public.govdelivery.com/accounts/MNDNR/subscriber/new?topic_id=MNDNR_365

Gov/3M & Resident Work Group meetings: What to Expect?

- Hybrid in-person and virtual meetings (location likely in Cottage Grove)
- Meetings approximately every other month
- There will likely be 3 to 4 meetings prior to the release of the RFP

Priority 2 Structure: Subgroup



Ecosystem Services and Recreation Subgroup (SG2)

- Who's involved
 - Technical, recreational, natural resource, and environmental staff from Priority 2 work group communities and counties
 - Watershed districts
 - Resource- and recreation-focused stakeholders
- Subgroup role
 - SG2 members will provide information about local natural resource and recreation planning efforts*
 - Includes restoring and enhancing aquatic resources, wildlife, habitat, fishing, and outdoor recreational opportunities

* Subgroup participants are not conflicted out of submitting proposals

Examples of Planning Information

Lower St. Croix River Comprehensive Watershed Management Plan



July 28, 2020



Dakota County Natural Resource Management System Plan

May 2017

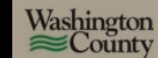


MASTER PLAN FOR POINT DOUGLAS REGIONAL TRAIL AND TRAILHEAD



WASHINGTON COUNTY PARKS

APRIL 10, 2012 (FINAL)



Subgroup: What to Expect?

- State will invite organizations and communities to participate
- No formal meetings or compensation for participating
- Initial survey to members on available natural resource and recreational planning documents and priorities
- State will meet one-on-one with some organizations
- Summary of documents that will be considered during the project evaluation process (to assess project alignment with local planning)

RFP Evaluation Process

- State Co-Trustees will convene an internal committee (comprising relevant agency experts) to evaluate proposals
 - This committee will screen out projects that do not meet the screening criteria and evaluate all remaining projects based on the evaluation criteria.
- State Co-Trustees will consider the recommendations of the committee and make the final decision on which projects will receive funding
- Work groups will not provide feedback on proposed projects (due to conflict of interest concerns)

Work/Sub-Groups and Conflict of Interest

- Government/3M or Resident Work Group participants will be able to develop/submit proposals
 - Work groups will not evaluate or provide feedback on the final project selection
 - All meetings will be open to the public - work group participation will not provide competitive edge
- Subgroup participants will be able to develop/submit proposals
 - Subgroup will be used to secure insights regarding ongoing planning efforts
 - Specific Priority 2 project ideas will not be discussed
 - Subgroup participation does not provide a competitive advantage

Priority 2 Next Steps

- **January/February**

- Recruit new members for Priority 2 Work Groups; Citizen and 3M/Government
- Resident Work Group application will be posted on the webpage and open for three weeks
- State will invite eligible communities and 3M to participate on the Government/3M Work Group

- **March/April**

- Initiate Priority 2 Work Group meetings
- Initiate information gathering from Subgroup members

- **September-December**

- DNR to open Request for Proposal to identify projects from applications

- Questions?
- All questions regarding Priority 2 should be sent to here: 3MPriority2@state.mn.us
- Sign up for Priority 2 Gov Delivery for Priority 2 updates
 - https://public.govdelivery.com/accounts/MNDNR/subscriber/new?topic_id=MNDNR_365