

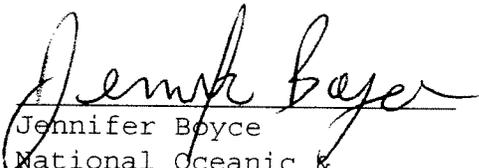
TRUSTEE COUNCIL RESOLUTION 08-3
ADOPTED APRIL 21, 2008

**MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING
Funding for the Montrose Settlements Restoration Program:
Calendar Year 2008 Budget**

1. The National Oceanic and Atmospheric Administration (NOAA); the State of California acting through the State Lands Commission, the Department of Parks & Recreation and the Department of Fish & Game; and the Department of the Interior, acting through the U.S. Fish & Wildlife Service and the National Park Service are the natural resource trustees (Trustees) for natural resources injured by releases of DDT and PCBs into the Southern California Bight.
2. Sums recovered in the civil action *United States, et al. v. Montrose Chemical Corp., et al.*, No. CV 90-3122-R (C.D. Cal. 1990) are being held in the Department of the Interior Natural Resource Damage Assessment and Restoration Fund (DOI Restoration Fund) and the registry accounts administered by the U.S. District Court for the Central District of California.
3. The Trustees have entered into a memorandum of understanding (MOU), as modified, that establishes a Trustee Council (Montrose Trustee Council) composed of one voting member for each trustee agency. Under the terms of that MOU, the Montrose Trustee Council is authorized to disburse funds for activities related to the damage assessment and restoration process.
4. In February 2008, a total of \$1,586,877 was transferred from the DOI Restoration Fund to the U.S. Fish and Wildlife Service (FWS) for the Calendar Year 2008 Budget. In processing this allocation, the FWS found an error in the original calculation of their indirect cost for Subactivity 9843 - Regional Program NRDA Indirect Costs. The FWS has requested that an additional \$16,852 be released from the DOI Restoration Fund to the FWS in order to correct this mistake.
5. The Montrose Council resolves unanimously to authorize the additional funding of \$16,852 to FWS for this indirect cost.
6. Each trustee agency receiving advance funding for 2008 shall submit by July 31, 2008 to the program manager a summary report of estimated expenditures for the first part of the calendar year. This expenditure report is for program management purposes and need not include supporting documentation. Each trustee agency shall submit a full and final cost documentation package on July 31, 2009, including supporting documentation (e.g. timesheets, travel vouchers, and receipts).

7. Each Trustee Agency shall submit a full and final cost documentation package for the 2007 budget year on July 31, 2008. Disbursement of 2009 advance funding to each trustee agency will be contingent upon the Trustee Council's acceptance of the final annual cost documentation package submitted by each trustee agency for the 2007 budget year.
8. Funds that are not completely exhausted by the end of a budget year may be used to cover execution of the approved program element in a subsequent budget year or, with additional Trustee Council approval, applied to other Montrose Settlements Restoration Program tasks.
9. This Resolution does not limit the number of additional advance funding requests that can be made during the time period required to complete restoration.
10. The effective date of the Resolution shall be the date on which the last trustee signs this document.

CONCURRED in by the following who are the duly authorized Montrose Trustee Council Representatives:



Jennifer Boyce
National Oceanic &
Atmospheric Administration

4/16/08

Date

James Haas
U.S. Fish & Wildlife Service

Date

Kate Faulkner
National Park Service

Date

Jennifer Lucchesi
State Lands Commission

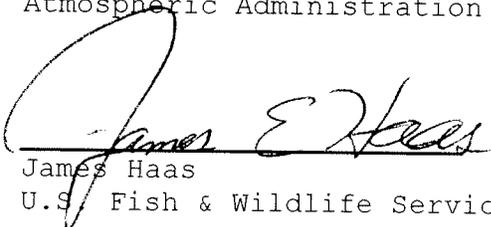
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Jennifer Boyce
National Oceanic &
Atmospheric Administration

Date


James Haas
U.S. Fish & Wildlife Service

3/25/08
Date

Kate Faulkner
National Park Service

Date

Jennifer Lucchesi
State Lands Commission

Date

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National Oceanic &
Atmospheric Administration

Date

James Haas
U.S. Fish & Wildlife Service

Date

Kate Faulkner

Kate Faulkner
National Park Service

21 April 2008

Date

Jennifer Lucchesi
State Lands Commission

Date

Suzanne Goode
Department of Parks &

Date

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National Oceanic &
Atmospheric Administration

Date

James Haas
U.S. Fish & Wildlife Service

Date

Kate Faulkner
National Park Service

Date



Jennifer Luchesi
State Lands Commission

3/25/2008
Date

Suzanne Goode
Suzanne Goode
Department of Parks &
Recreation

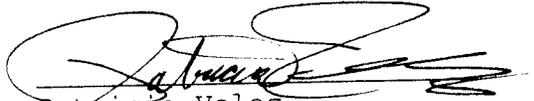
4-8-08
Date

Patricia Velez
Department of Fish & Game

Date

Suzanne Goode
Department of Parks &
Recreation

Date



Patricia Velez
Department of Fish & Game

4-3-08

Date