

TRUSTEE COUNCIL RESOLUTION 07-6  
ADOPTED July 19<sup>th</sup>, 2007

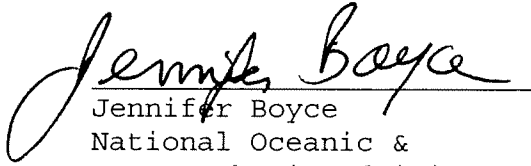
**MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING  
Funding for the Montrose Settlements Restoration Program:  
Restore Seabirds to San Nicolas Island**

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. As identified in the final Restoration Plan dated November 2005, the project "Restore Seabirds to San Nicolas Island" was selected as a priority seabird project. Due to complexity of this project, significant project planning is required in 2007 in order to implement the project in 2008 as desired.
5. The Montrose Trustee Council resolves unanimously to authorize the disbursement of \$84,513 from the DOI Restoration Fund to the U.S. Fish and Wildlife Service. These funds will cover Island Conservation's estimated project planning and preparation costs of \$79,729 for the remainder of the 2007 calendar year, plus the USFWS pass through-cost of \$4,784. These funds will be used to develop a trap monitoring system for the island, sourcing appropriate dogs and ensuring they meet strict health requirements, and general project preparation to ensure all the key project elements are in place to enable implementation to begin in 2008.
6. The USFWS shall submit documentation, including supporting documentation, regarding expenditure of these additional funds as


part of its annual cost documentation submission requirement by July 31, 2008.

7. The effective date of this Resolution shall be the date on which the last trustee signs this document.

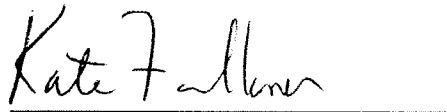
CONCURRED in by the following who are the duly authorized Montrose Trustee Council Representatives:

  
Jennifer Boyce  
National Oceanic &  
Atmospheric Administration

19 July 2007  
Date

  
James Haas  
U.S. Fish & Wildlife Service

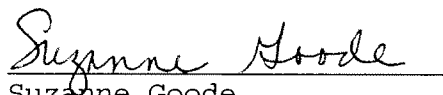
19 July 2007  
Date

  
Kate Faulkner  
National Park Service


19 July 2007  
Date

  
Jennifer Lucchesi  
State Lands Commission

7/19/2007  
Date

  
Suzanne Goode  
Department of Parks &  
Recreation

July 19, 2007  
Date

  
Patricia Velez  
Department of Fish & Game

JULY 19, 2007  
Date