

TRUSTEE COUNCIL RESOLUTION 02-1
ADOPTED January 28, 2002

MONTROSE TRUSTEE COUNCIL
RESOLUTION REGARDING THE REIMBURSEMENT OF
RESTORATION COSTS FOR THE NATIONAL OCEANIC &
ATMOSPHERIC ADMINISTRATION

1. The National Oceanic and Atmospheric Administration; the State of California acting through the State Lands Commission, the Department of Parks & Recreation and the Department of Fish and Game; and the Department of the Interior, acting through the U.S. Fish & Wildlife Service and the U.S. Park Service are the natural resource trustees (Trustees) for 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. CB 90-3122-R (C.D. Cal. 1990) are being held in the Department of the Interior Natural Resource Damage Assessment and Restoration Fund and the registry account administered by the U.S. District Court for the Central District of California.
3. The Trustees have entered into a memorandum of agreement (MOA), as modified, that establishes a Trustee Council (Montrose Trustee Council) composed of one voting member for each trustee agency. Under the terms of that MOA, the Montrose Trustee Council is authorized to disburse funds for activities related to the damage assessment and restoration process.
4. The Trustees have agreed to procedures regulating restoration costs. These procedures provide that in-house costs associated with preparing for and attending trustee council meetings or meetings of working groups or committees formed by the trustee council or costs associated with completing tasks assigned by the trustee council are reasonable costs related to restoration and are recoverable.
5. The National Oceanic & Atmospheric Administration (NOAA) has requested reimbursement for in-house costs associated with restoration activities in the amount of \$163,262.14. This total includes costs for NOAA staff salaries, travel, and the transportation of items for restoration purposes from October 1, 2000 through May 19, 2001. "In-house" expenses incurred by NOAA or other trustees related to these activities are reasonable restoration costs which may be reimbursed from settlement funds upon approval of the Montrose Trustee Council.
6. The Montrose Trustee Council resolves unanimously to authorize disbursement of \$163,262.14 from the DOI Restoration Fund to the National Oceanic & Atmospheric Administration.
7. The effective date of the Resolution shall be the date on which the last Trustee signs this document.

Document ID Number: 2055
AR: Montrose Settlements Restoration Program
Administrative Record
Title: Trustee Council Resolution 02-1: Regarding
the reimbursement of restoration costs for
NOAA

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



William Conner
National Oceanic &
Atmospheric Administration

1/10/02

Date

Daniel Welsh
U.S. Fish & Wildlife Service

Date

Timothy J. Setnicka
National Park Service

Date

Jonathan W. Clark
State Lands Commission

Date

Patricia Velez
Department of Fish & Game

Date

Suzanne Goode
Department of Parks & Recreation

Date

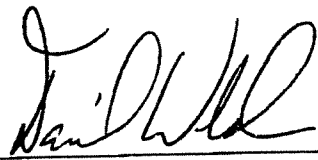
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State Lands Commission

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Patricia Velcz
Department of Fish & Game

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Suzanne Goode
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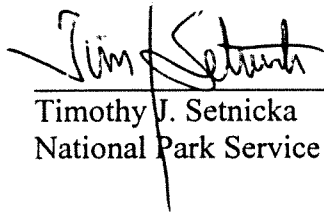
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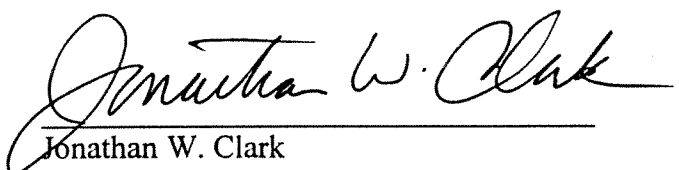
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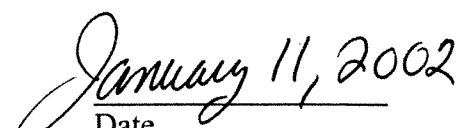
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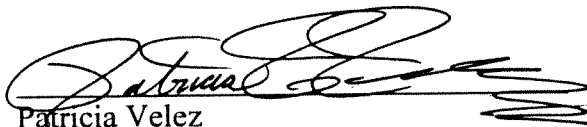
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Department of Fish & Game

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Suzanne Goode

Suzanne Goode
Department of Parks & Recreation

1-14-02

Date