

Document ID Number: 2099

AR: Montrose Settlements Restoration Program
Administrative Record

Title: MSRP Trustee Council resolution 02-5
[regarding Administrative Costs --
Reimbursement to the California Department
of Fish and Game]

TRUSTEE COUNCIL RESOLUTION 02-5
ADOPTED June 11, 2002

**MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING
ADMINISTRATIVE COSTS - Reimbursement to the
California Department of Fish and Game**

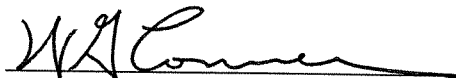
1. The National Oceanic and Atmospheric Administration; the State of California acting through the State Lands Commission, the Department of Parks & Recreation and the Department of Fish & Game; and the Department of the Interior, acting through the U.S. Fish & Wildlife Service and the U.S. Park Service are the natural resource trustees (Trustees) for 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 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 California Department of Fish and Game (CDFG) has requested reimbursement for in-house costs associated with restoration activities in the amount of \$72,879.82. This total includes costs for CDFG personnel costs, travel expenses, and administrative costs for restoration purposes from November 2000 through April 2002. "In-house" expenses incurred by CDFG 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 \$72,879.82 from the DOI Restoration Fund to the California Department of Fish and Game.
7. The effective date of the Resolution shall be the date on which the

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last Trustee signs this document.

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



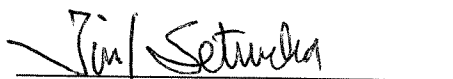
William Conner
National Oceanic &
Atmospheric Administration

6/11/02
Date



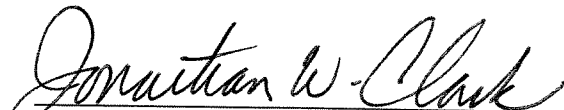
Daniel Welsh
U.S. Fish & Wildlife Service

6/11/02
Date




Timothy J. Setnicka
National Park Service

6/11/02
Date



Jonathan Clark
State Lands Commission

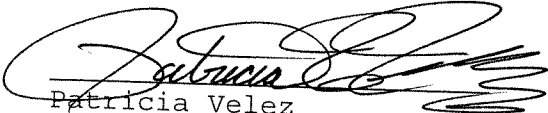
June 11, 2002
Date



Suzanne Goode
Department of Parks &
Recreation

6-11-02
Date

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Patricia Velez
Department of Fish & Game

6-11-02
Date