

TRUSTEE COUNCIL RESOLUTION 02-9
ADOPTED December 26, 2002

**MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING
Funding for the Montrose Settlements Restoration Program:
Year 2003 Budget**

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 approved \$2,235,271.00 for the budget year 2003, which extends from January 1, 2003 through December 31, 2003. Included in the 2003 budget are the Trustee Council operating costs; operating costs for the MSRP office in Long Beach; costs associated with the Restoration Plan development; the Bald Eagle feasibility study efforts; the fishing sampling plan efforts; and the public outreach and education activities for the year. (See Attachment A, MSRP Budget Proposal 2003 and Attachment B, MSRP Program Budget for CY 2003 (October 10, 2002)).
5. The Montrose Trustee Council resolves unanimously to authorize disbursement of \$2,235,271.00 from the DOI Restoration Fund as follows:

\$780,998.00 to the National Oceanic and Atmospheric Administration
\$848,798.00 to the United States Fish and Wildlife Service
~~\$412,547.00 to the National Park Service~~
\$149,308.00 to the California Department of Fish and Game
\$ 21,920.00 to the California State Lands Commission
\$ 10,200.00 to the California Department of Parks and Recreation
\$ 11,500.00 to the Department of Interior


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**AR: Montrose Settlements Restoration Program
Administrative Record**

**Title: Montrose Trustee Council Resolution 02-9.
Funding for the Montrose Settlements
Restoration Program: Year 2003 Budget**

6. Each trustee agency that receives advance funding during the approved time period to support activities related to Montrose restoration will provide quarterly expenditure reports detailing the expenditure of the funds by task identification in the attached budget table. These expenditure reports should be formatted similarly to the annual cost documentation packages, and will be reviewed by program staff to monitor the progress of work as the budget year unfolds. The quarterly reports and the annual cost documentation package should summarize costs incurred on Montrose restoration by task and include copies of supporting documentation (e.g., timesheets, travel vouchers, and receipts). Final annual cost documentation for 2003 funding is due March 31, 2004. Failure to meet this deadline may prevent reconciliation of 2003 costs before disbursement of 2004 costs for the second half of the year (see paragraph 7 of this resolution).
7. If funds are not completely exhausted by the end of the 2003 budget year, the money can be used to cover execution of the approved program element in the 2004 budget year or, with additional Trustee Council approval, applied to other program tasks.
8. This Resolution does not limit the number of additional advance funding requests that can be made during the time period required to complete restoration.
9. 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:



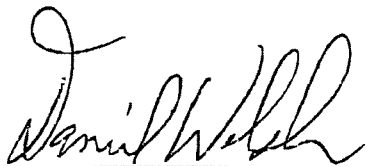
William Conner
National Oceanic &
Atmospheric Administration

12/17/02

Date

MSRP Trustee Council Resolution 02-9

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Daniel Welsh
U.S. Fish & Wildlife Service

Date

Kate Faulkner
National Park Service

Date

Jonathan Clark
State Lands Commission

Date

Suzanne Goode
Department of Parks &
Recreation

Date

Patricia Velez
Department of Fish & Game

Date

Daniel Welsh
U.S. Fish & Wildlife Service

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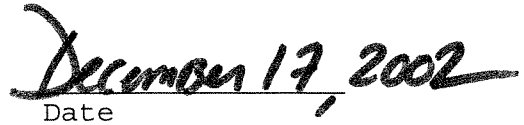
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