

**Final**  
**Cape Mohican Trustee Council**  
**Meeting Minutes**  
December 16, 1998  
600 Harrison St., 6<sup>th</sup> Floor Conference Room  
San Francisco, California  
10:00 am

*Topics covered include:*

- **Introduction.** (Tammy Angel) Introduction of all members of the Trustee Council in addition to updated E:mail addresses and phone numbers. Meeting Goals and Objectives will also be discussed. *Tammy agreed to prepare and submit meeting minutes in addition to an updated Trustee Council list. Goals and objectives were to set up target dates for the workshop and to come to conclusion on the projects. The introduction also included a discussion of the NRDA process by Kathe Pease.*
- **Discussion of NRDA Process.** *This was an added topic to the original agenda. Katherine Pease discussed the NRDA process so that all Council members understand the process as follows:*
  - *Need to draft a restoration plan (RP)*
  - *Restoration plan will also serve as an environmental assessment (EA) and thus will meet the requirements of NEPA and CEQA*
  - *OPA requires that the Trustees must provide "adequate public notice, opportunity for a public hearing, and consideration of all public comments" before an RP is developed and implemented. Implementing regulations state that "to meet this requirement, trustees must, at a minimum, develop a draft and final Restoration Plan, with an opportunity for public review of and comment on the draft plan."*
  - *Once the public comments have been addressed by the trustees, the final RP/EA can be issued*
  - *Projects implemented*
- **Status of Payment by the Responsible Parties** (Chuck McKinley) *The check was sent to the NRDA fund via certified mail on December 10, 1999. Some of the State's money has been deposited. Questions posed were: Does the Council have ideas for the fund manager to invest the funds? Also, how much money should be invested vs that which should be readily available? How long will the Council be in place? (Depends on the duration of the projects). When the State Parks*

*get their money (\$180K) and projects are completed, can they be removed from the Council? Parks would prefer this. Can a Trustee be withdrawn at any time?*

- **Funding/Budget** (Tammy Angel) Discussion will include clarifying and finalizing the administrative budget per the outline discussed at the September 28, 1998 meeting. *A Proposed Administrative Budget Plan Agreement is attached. The Budget Plan will be agreed to and signed by all. In addition, Tammy will determine how to transfer money (\$58K) to the State and how to bill on the rest of the money (\$250K).*
- **Restoration Plan Development** (Tammy Angel) Decision should be made as to who/how the Restoration Plan will be completed. Tammy will cover the use of an NPS Indefinite Quantities Contractor who is experienced in Restoration Plans. *Tammy will arrange for Harding Lawson Associates (HLA) to attend the next meeting (February 8, 1999) and make a presentation regarding their restoration planning experience. The Council is also looking for who will actually work on the plan. The other alternative for preparing the plan is using a previous intern from NOAA. Criteria that the Council is looking for are NEPA/CEQA experience and preparation of Trustee Plans experience.*
- **Public Workshop** (All) Further development of the Public Workshop concept as a means of identifying other possible projects and for enhancing public participation. *A sub-group consisting of the attorneys and Tammy and Don will be tasked with preparing a plan as to how to hold the workshop. An outline of this plan will be distributed by the end of January.*
- **Proposed Project Updates** (All) Proposed Project Updates will be discussed per the assignments made at the September 28, 1998 meeting. *At the beginning of the meeting, a formal project proposal for Crissy field was presented by Len McKenzie and Greg Moore of the Golden Gate National Parks Association. The list of projects originally used to develop the settlement offer along with their respective budgets were reviewed and compared to the money available from the settlement (by restoration category). Some members wanted to add new projects to the listing, therefore, revised summaries for ALL projects are due to Dan Welsh by January 22, 1999. Dan will prepare in similar format and distribute by February 1, 1999. Marge Kolar agreed to look into the appraised value for Red Rock.*

- **Other** (All) (1) Decide on location, date, and time for next meeting, (2) Determine who is responsible for preparing meeting agendas and meeting minutes, (3) Summarize action items and responsible persons, and (4) discuss any other pertinent items. (1) *The next meeting will be held on February 8, 1999, at Gulf of Farallones and will begin at 10:00 am. The HLA Presentation will begin at 1:30pm. John Tarpley will prepare the February 8 meeting agenda.* (2) *It was agreed that meeting minutes will be distributed to Trustee Council members who will review and comment in an official capacity, ie., a response must be received by all Primary Council Members with approval of minutes or comments for changes by a designated time period (no longer than two weeks for review).* (3) *It was suggested that an agenda item for the next meeting is designation of a regular chairperson for the Council meetings. Meeting minutes preparation was not decided on.* (4) *Another agenda item for the February 8 meeting is to discuss commonly used Restoration Evaluation Criteria. The group is to provide comments to Pierre DuVair on this issue by January 22, 1999.* (5) *It was decided that Tammy will keep all Trustee Council official records, however, this topic may still be open for discussion at a later date.* (6) *A discussion was held during the meeting regarding voting protocols, ie., can a member vote on an issue via proxy? This issue was not settled and will be discussed at the next meeting.* (7) *A tentative schedule for Trustee activities is as follows:*

<i>Revised project summaries to Dan</i>	<i>January 22, 1999</i>
<i>Dan to distribute project summaries</i>	<i>February 1, 1999</i>
<i>Next Trustee Council Meeting</i>	<i>February 8, 1999</i>
<i>Project changes to Dan</i>	<i>February 19, 1999</i>
<i>Public Workshop (GGNRA location)</i>	<i>March 15, 1999 at 7:00 pm</i>
<i>Draft Restoration Plan</i>	<i>?</i>
<i>Public Review/Comments</i>	<i>?</i>
<i>Final Restoration Plan/EIR/EIS</i>	<i>?</i>