

**TRUSTEE COUNCIL RESOLUTION 09-1**  
**ADOPTED Dec 9, 2008**

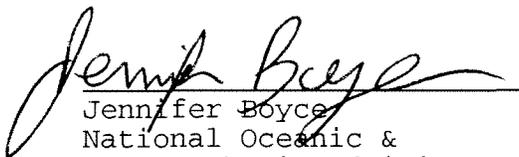
**MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING**  
**Funding for the Montrose Settlements Restoration Program:**  
**Calendar Year 2009 Budget, Part 1**

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 understanding (MOU) 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. The Trustees approve planned expenditures of \$4,923,743 for budget year 2009, which extends from January 1, 2009 through December 31, 2009. Included in these planned expenditures are the Trustee Council operating costs; operating costs for the MSRP office in Long Beach; costs associated with fish, seabird, and peregrine restoration; and the public outreach and education activities for the year. 2009 planned expenditures for each trustee agency are as follows:  
  
\$1,855,454 for National Oceanic and Atmospheric Administration  
\$917,433 for United States Fish and Wildlife Service  
\$452,412 for National Park Service  
\$144,640 for California Department of Fish and Game  
\$1,524,850 for California State Lands Commission  
\$8,000 for California Department of Parks and Recreation  
\$20,954 for Department of the Interior
5. The Montrose Trustee Council resolves unanimously to authorize as advance funding for 2009 the disbursement of \$4,823,743 from the DOI Restoration Fund as follows:

\$1,855,454 for National Oceanic and Atmospheric Administration  
\$917,433 for United States Fish and Wildlife Service  
\$352,412 for National Park Service  
\$144,640 for California Department of Fish and Game  
\$1,524,850 for California State Lands Commission  
\$8,000 for California Department of Parks and Recreation  
\$20,954 for Department of the Interior

6. These disbursements reflect the planned expenditures identified in paragraph 4, less the estimated funds still remaining with each trustee agency from prior funding.
7. Each trustee agency shall submit a full and final cost documentation package including supporting documentation (e.g. timesheets, travel vouchers, and receipts for the 2009 budget year) on July 31, 2010. Disbursement of 2010 advance funding to each trustee agency will be contingent upon the Trustee Council's acceptance of the final annual cost documentation package submitted by each trustee agency for the 2009 budget year.
8. Funds that are not completely exhausted by the end of a budget year may be used to cover execution of the approved program element in a subsequent budget year or, with additional Trustee Council approval, applied to other Montrose Settlements Restoration Program tasks.
9. This Resolution does not limit the number of additional advance funding requests that can be made during the time period required to complete restoration.
10. 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:**

  
Jennifer Boyce  
National Oceanic &  
Atmospheric Administration

12/2/08  
Date

\_\_\_\_\_  
James Haas  
U.S. Fish & Wildlife Service

\_\_\_\_\_  
Date

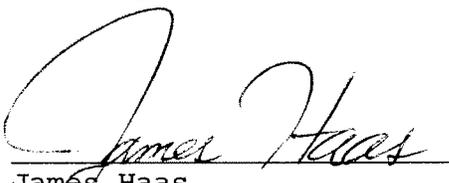
\$1,855,454 for National Oceanic and Atmospheric Administration  
\$917,433 for United States Fish and Wildlife Service  
\$352,412 for National Park Service  
\$144,640 for California Department of Fish and Game  
\$1,524,850 for California State Lands Commission  
\$8,000 for California Department of Parks and Recreation  
\$20,954 for Department of the Interior

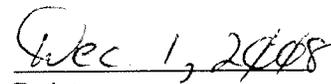
6. These disbursements reflect the planned expenditures identified in paragraph 4, less the estimated funds still remaining with each trustee agency from prior funding.
7. Each trustee agency shall submit a full and final cost documentation package including supporting documentation (e.g. timesheets, travel vouchers, and receipts for the 2009 budget year) on July 31, 2010. Disbursement of 2010 advance funding to each trustee agency will be contingent upon the Trustee Council's acceptance of the final annual cost documentation package submitted by each trustee agency for the 2009 budget year.
8. Funds that are not completely exhausted by the end of a budget year may be used to cover execution of the approved program element in a subsequent budget year or, with additional Trustee Council approval, applied to other Montrose Settlements Restoration Program tasks.
9. This Resolution does not limit the number of additional advance funding requests that can be made during the time period required to complete restoration.
10. 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:**

\_\_\_\_\_  
Jennifer Boyce  
National Oceanic &  
Atmospheric Administration

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
James Haas  
U.S. Fish & Wildlife Service

  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Kate Faulkner  
National Park Service

12/1/08  
\_\_\_\_\_  
Date

\_\_\_\_\_  
Jennifer Lucchesi  
State Lands Commission

\_\_\_\_\_  
Date

\_\_\_\_\_  
Suzanne Goode  
Department of Parks &  
Recreation

\_\_\_\_\_  
Date

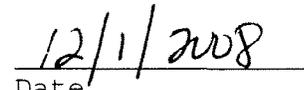
\_\_\_\_\_  
Patricia Velez  
Department of Fish & Game

\_\_\_\_\_  
Date

\_\_\_\_\_  
Kate Faulkner  
National Park Service

\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Jennifer Lucchesi  
State Lands Commission

  
\_\_\_\_\_  
Date

\_\_\_\_\_  
Suzanne Goode  
Department of Parks &  
Recreation

\_\_\_\_\_  
Date

\_\_\_\_\_  
Patricia Velez  
Department of Fish & Game

\_\_\_\_\_  
Date

---

Kate Faulkner  
National Park Service

---

Date

---

Jennifer Lucchesi  
State Lands Commission

---

Date

*Suzanne Goode*

---

Suzanne Goode  
Department of Parks &  
Recreation

*12-9-08*

---

Date

---

Patricia Velez  
Department of Fish & Game

---

Date

---

Kate Faulkner  
National Park Service

---

Date

---

Jennifer Lucchesi  
State Lands Commission

---

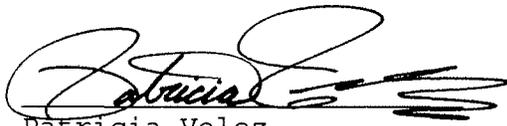
Date

---

Suzanne Goode  
Department of Parks &  
Recreation

---

Date



Patricia Velez  
Department of Fish & Game

---

12/2/08  
Date