TRUSTEE COUNCIL RESOLUTION 08-2
ADOPTED 1/15, 2008

MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING Funding for the Montrose Settlements Restoration Program: Calendar Year 2008 Budget Part 2, Bald Eagle Funding

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. In Trustee Council resolution 08-1, the Trustees approved planned expenditures of $5,092,008.00 for budget year 2008 for 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.

5. In this resolution, 08-2, the Trustee Council approves additional planned expenditures of $562,155 for bald eagle restoration by four of the trustee agencies as follows:

   $26,950.00 for National Oceanic and Atmospheric Administration
   $6,719.00 for United States Fish and Wildlife Service
   $523,174.00 for National Park Service
   $5,312.00 for California Department of Fish and Game

6. The Montrose Trustee Council resolves to authorize disbursement of $556,843.00 from the DOI Restoration Fund for 2008 bald eagle restoration, to be distributed among four agencies as follows:

$26,950.00 for National Oceanic and Atmospheric Administration
$6,719.00 for United States Fish and Wildlife Service
$523,174.00 for National Park Service
$0.00 for California Department of Fish and Game

7. These disbursements reflect the planned expenditures identified in paragraph 5, less the estimated funds still remaining with each trustee agency from prior funding.

8. Each trustee agency receiving this bald eagle restoration funding for 2008 shall submit a full and final cost documentation package on July 31, 2009, including supporting documentation (e.g. timesheets, travel vouchers, and receipts).

9. 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.

10. This Resolution does not limit the number of additional advance funding requests that can be made during the time period required to complete restoration.

11. 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

1/15/08
Date

James Haas
U.S. Fish & Wildlife Service

1/8/08
Date

Kate Faulkner

12/20/07

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

abstain - Jennifer Lucchesi

12/20/2007

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

1-14-08

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

1-4-08
Date