

TRUSTEE COUNCIL RESOLUTION 14-2
ADOPTED July 9, 2014

MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING
Funding for the Montrose Settlements Restoration Program:
Approval of EagleCam Equipment and Calendar Year 2015 Budget

1. The National Oceanic and Atmospheric Administration (NOAA); the State of California acting through the State Lands Commission, the Department of Parks & Recreation and the Department of Fish & Wildlife; and the Department of the Interior, acting through the U.S. Fish & Wildlife Service and the U.S. National Park Service (NPS) 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. This resolution approves an expenditure of \$18,773.28 for commercial grade equipment to support the EagleCam on Santa Cruz Island. NPS has collaborated with High Performance Wireless Research and Education Network (HPWREN) to design a robust webcam system that is compatible with the microwave connection from the island to the K12 High Speed Network and Internet2. This upgraded system will allow the EagleCam to be streamed without advertisements into classrooms across California and on the Montrose webpage. NPS currently has sufficient excess funds to cover this amount without receiving an additional disbursement of funds.
5. NPS has requested early disbursement of a portion of its 2015 budget, for contracting with the California Institute of Environmental Studies for implementation of seabird restoration projects. The NPS also requests early disbursement of the 2015 budget for contracting with the Institute for Wildlife Studies for implementation of the Channel Islands Bald Eagle Restoration Project and Peregrine Falcon Monitoring Project. These requests are necessitated by the following factors: (1) the use of

different budget cycles by the Montrose Settlements Restoration Program (using the calendar year) and the individual Trustees through which money is passed (in this case the October-September fiscal year), and (2) the time required by the NPS to carry out the requisite internal contracting procedures. As a result of these combined factors, funds would not be available at the start of the above referenced project field seasons without the early disbursement. The early disbursement will allow the NPS to obligate the funds prior to the new calendar year and ensure continuity of operations for these projects and cooperators.

6. This resolution approves dispersal to NPS of \$375,000 for implementation of the Channel Islands Bald Eagle Restoration Project and Peregrine Falcon Monitoring Project by the Institute for Wildlife Studies in 2015, and \$450,000 towards implementation of the 2015 seabird restoration program on the Channel Islands. In total, the resolution approves disbursing \$825,000 to NPS towards implementation of these projects.
7. This resolution approves dispersal to NOAA of \$579,977 for implementation of the Palos Verdes Shelf Rocky Reef Restoration Project in 2015. These funds will be directed to the Vantuna Research Group to complete the design plan and appropriate environmental studies for the project. NOAA will administer this contract through the National Fish and Wildlife Foundation.
8. Although the Trustee Council has been given a preliminary briefing on how these funds will be used, it is anticipated that these costs will be accounted for, fully justified, and submitted for approval by the Trustee Council in the 2015 budget prior to the funds being spent by NPS and NOAA. Any advance funding for budget items that are denied by the Trustee Council during the normal budget approval process will be de-obligated from the disapproved activities and applied against other approved activities by the NPS and NOAA. Any such changes will be reflected in the final 2015 budget and budget narrative.
9. The Trustee Council approves these requests notwithstanding provisions of their July 19, 2007, Cost Reimbursement Guidelines that require Trustee agencies to submit funding requests for budgets "not to exceed one year." The Trustee Council has determined that operational requirements of the projects and the time required to complete contracting justify an exception to the guidelines.
10. Each trustee agency shall submit a full and final cost documentation package including supporting documentation (e.g. timesheets, travel vouchers, and receipts for the 2015 budget year) on December 31, 2016.
11. 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.

12. This Resolution does not limit the number of additional advance funding requests that can be made during the time period required to complete restoration.
13. 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
Jennifer Boyce
National Oceanic &
Atmospheric Administration

7/2/14
Date

Carol Roberts
U.S. Fish & Wildlife Service

Date

Kate Faulkner
National Park Service

Date

Sarah Mongano
State Lands Commission

Date

Suzanne Goode
Department of Parks &
Recreation

Date

Patricia Velez
Department of Fish & Wildlife

Date

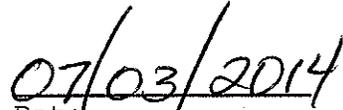
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National Oceanic &
Atmospheric Administration

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U.S. Fish & Wildlife Service

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Kate Faulkner

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National Park Service

July 2, 2014

Date

Sarah Mongano
State Lands Commission

Date

Suzanne Goode
Department of Parks &
Recreation

Date

Patricia Velez
Department of Fish & Wildlife

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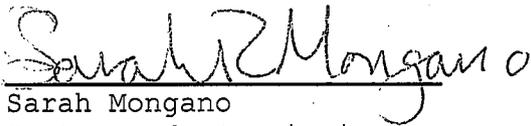
Date

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U.S. Fish & Wildlife Service

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Kate Faulkner
National Park Service

Date



Sarah Mongano
State Lands Commission

Date

7/3/14

Suzanne Goode
Department of Parks &
Recreation

Date

Patricia Velez
Department of Fish & Wildlife

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State Lands Commission

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Suzanne Goode

Suzanne Goode
Department of Parks &
Recreation

7-8-14

Date

Patricia Velez
Department of Fish & Wildlife

Date

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Department of Parks &
Recreation

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Patricia Velez
Department of Fish & Wildlife

JULY 9, 2014
Date