

MASSACHUSETTS SUBCOUNCIL
of the
HOUSATONIC RIVER TRUSTEE COUNCIL

United States, et al., v. General Electric Company,
Civil Action Nos. 99-30225-MAP; 99-30226-MAP; and 99-30227-MAP (D. Mass.)

RESOLUTION # 17
Release of Funds for
Executive Office of Energy and Environmental Affairs
Restoration Planning Activities

1. *Whereas*, the United States Department of Commerce, acting by and through the National Oceanic and Atmospheric Administration ("NOAA"), the Commonwealth of Massachusetts, acting by and through its Executive Office of Energy and Environmental Affairs ("EEA"), the State of Connecticut, acting by and through its Department of Environmental Protection ("CTDEP"), the United States Department of the Interior ("DOI"), acting by and through the United States Fish and Wildlife Service ("USFWS"), are the four Natural Resource Trustee agencies ("Trustees") responsible for restoration in the Housatonic River Environment with respect to the above-referenced case;
2. *Whereas*, the Trustees have entered into a Memorandum of Agreement ("MOA") effective January 30, 2002, to coordinate activities for the above-referenced case; and pursuant to Section VII Paragraph B (1) and Resolution #4 to the MOA, a Trustee SubCouncil for the Geographic Region of Massachusetts ("MA SubCouncil") has been established, consisting of two voting members from the Mass. Trustee and the Federal Trustee agencies, EEA and USFWS, and non-voting Ex Officio Delegates;
3. *Whereas*, the sums recovered for the restoration activities, in the civil action referred to above, are being held in the Natural Resource Damages Assessment and Restoration (NRDAR) Fund, Account #0251 (Housatonic River - MA Restoration), administered by the DOI and jointly managed by the MA SubCouncil; and
4. *Whereas*, the EEA requests that the MA SubCouncil authorize the release of \$14,461.69 from the DOI NRDAR Account #0251 (Housatonic River - MA Restoration) to support the EEA's participation in MA SubCouncil activities from October 1, 2009 through May 8, 2010;
5. *NOW, THEREFORE, BE IT RESOLVED*, that, after a thorough review of the proposed uses for such sums, the MA SubCouncil authorizes the release of funds in the amount of \$14,461.69 from the DOI NRDAR Account #0251 (Housatonic River - MA Restoration) to the EEA to support the EEAs' participation in the restoration planning and implementation activities of the MA SubCouncil. These funds will be transferred and allocated to the EEA NRD Trust Account # 2000-6020, to the attention of Bill Nichols, EEA Fiscal Director.

CONCURRED IN by the following who are duly authorized:

**MASSACHUSETTS SUBCOUNCIL
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FOR THE COMMONWEALTH OF MASSACHUSETTS

May 11, 2010

Date

Dale C. Young

Dale Young
MA SubCouncil Trustee Representative
NRD Program Director
Executive Office of Energy and Environmental Affairs
Suite 900
100 Cambridge Street
Boston, MA 02114

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RESOLUTION # 16

*Release of Funds for
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FOR THE U.S. DEPARTMENT OF THE INTERIOR

5/24/10

Date

Kenneth Munney

Kenneth Munney
MA SubCouncil Trustee Representative
U.S. Fish and Wildlife Service
New England Field Office
700 Commercial Street, Suite 300
Concord, NH 03301

MEMORANDUM

TO: Michael Amaral, USFWS

FROM: Dale C. Young, NRD Program Director,
MA Executive Office of Energy and Environmental Affairs

RE: GE/Housatonic River
Resolution # 14: EEA costs from October 1, 2009 through May 14, 2010

DATE: May 14, 2010

The following provides back-up information for Resolution # 14 requesting a Release of Funds for the Massachusetts Executive Office of Energy and Environmental Affairs (EEA) Restoration Planning activities.

I. October 1, 2009 through May 14, 2010: NRD Program Director

- Hours: 246
- Total: \$15,741.49

This total reflects Fringe and Indirect Rates established by the Massachusetts Office of the Comptroller for FY 10 (Fringe = 27.8% and Indirect = 25.74%).

The total costs will be reduced to subtract hours allocated toward other GE/Housatonic River tasks, primarily the oversight of Consent Decree related work¹. Therefore, the total requested costs for this period equal \$14,461.69.

Total costs requested for MA EEA Restoration Planning Activities from October 1, 2009 through May 14, 2010: \$14,461.69

¹ Hours for the weeks ending 1/23, 1/30, 2/6, 2/13, 2/20, 2/27, 3/6, and 3/13 represent restoration planning activities only; all other costs have been reduced by 10%.