

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 # 23

Release of Funds in the amount of \$15,852.57

for MassDEP

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") as administered by its Department of Environmental Protection (MassDEP), 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 \$15,852.57 from the DOI NRDAR Account #0251 (Housatonic River - MA Restoration) to support the MassDEP's participation in MA SubCouncil activities from May 15, 2010 through June 30, 2011;
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 \$15,852.57 from the DOI NRDAR Account #0251 (Housatonic River - MA Restoration) to the MassDEP to support the MassDEPs' participation in the restoration planning activities of the MA SubCouncil. These funds will be transferred and allocated to the EEA NRD Trust Account # 2200-2676, to the attention of William Harkins, MassDEP Director of Budgetary and Legislative Affairs.

CONCURRED IN by the following who are duly authorized:

MASSACHUSETTS SUBCOUNCIL
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for MassDEP
Restoration Planning Activities

FOR THE COMMONWEALTH OF MASSACHUSETTS

8/23/2011

Karen I. Pelto

Date

Karen I. Pelto
MA SubCouncil Trustee Representative
Department of Environmental Protection
Bureau of Waste Site Cleanup
One Winter Street, 6th Floor
Boston, MA 02114

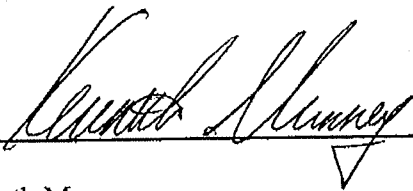
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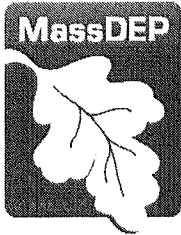
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Restoration Planning Activities

FOR THE U.S. DEPARTMENT OF THE INTERIOR

8/16/11
Date


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



Commonwealth of Massachusetts
Executive Office of Energy & Environmental Affairs

Department of Environmental Protection

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DEVAL L. PATRICK
Governor

RICHARD K. SULLIVAN JR.
Secretary

TIMOTHY P. MURRAY
Lieutenant Governor

KENNETH L. KIMMELL
Commissioner

MEMORANDUM

TO: Bruce Nesslage, NRDAR Manager, DOI

FROM: Karen Pelto, Lead Administrative Trustee, MA SubCouncil of Housatonic River Trustee Council

RE: **DOI NRDAR Disbursement Request: \$15,852.57**
GE/Housatonic River NRD: Massachusetts Restoration Account # 0251
Resolution #23: Release of Funds for MassDEP

DATE: August 3, 2011

As Lead Administrative Trustee for the GE/Housatonic River NRD case, I am requesting a disbursement from the DOI NRDAR Massachusetts Restoration Account (Project # 0251) for the purpose of reimbursing the Commonwealth of Massachusetts restoration planning costs. The Commonwealth of Massachusetts seeks reimbursement for GE-Housatonic restoration activities for the time period May 15, 2010 through June 30, 2011 as specified in Resolution # 23 and discussed below.

TOTAL = \$15,852.57

Commonwealth costs for fiscal years 2010 and 2011 were comprised of salary (including benefits), travel, fringe and indirect costs for two Commonwealth employees. The current request seeks reimbursement for all Commonwealth expenses for these fiscal years as summarized in the following table.

FY2010 (May 15 – June 30)	\$ 2,783.61
FY2011 (July 1 – June 30)	\$13,068.96
Total Requested	\$15,852.57

Salary

Salary costs are those costs incurred through the Commonwealth's participation in GE-Housatonic restoration activities. Fringe benefit and indirect cost rates for MassDEP have been applied and are

This information is available in alternate format. Call Michelle Waters-Ekanem, Diversity Director, at 617-292-5751. TDD# 1-866-539-7622 or 1-617-574-6868
MassDEP Website: www.mass.gov/dep

included in the total cost shown on the table. Fringe benefit rates are calculated annually by the Massachusetts Office of the Comptroller and approved by the U.S. Department of Health and Human Services. Indirect costs are the sum of department overhead costs, as determined in the Indirect Cost Rate Calculation prepared by the Comptroller; a separate indirect cost rate is calculated for each department. The assessment of fringe benefits on Federal funds is mandated by section 6B of Chapter 29 of the Massachusetts General Laws. Section 5D of the same law extends that assessment to all other funds of the Commonwealth except the General Fund. Indirect costs are assessed against all federal, non-budgeted special revenue, and trust fund accounts unless an explicit exemption applies.

Travel

Travel costs are actual costs incurred by Commonwealth representatives for attendance at meetings of the Trustee Council, its committees, or related Trustee Council activities, such as site visits and inspections.

Commonwealth GE Housatonic Cost Summary May 2010 – June 2011

2010 Costs	Hours	Cost
Salaries/Benefits		
MassDEP	50.75	\$ 8,196.72
Office Operational Cost		\$ 0
Travel Cost		\$ 210.80
Fringe and Indirect Costs		\$ 897.15

Applicable rates for regular (AA) employees paid out of trust accounts are as follows:

FISCAL YEAR	OBJECT CLASS/CODE	ACCOUNT	FRINGE	PAYROLL (FRINGE II)	INDIRECT
FY10	AA	Trust	26.42%	1.38%	25.74%

2010 Total Amount **\$ 2,783.61**

2011 Costs	Hours	Cost
Salaries/Benefits		
MassDEP	241	\$ 8,381.12
Office Operational Cost		\$ 0
Travel Cost		\$ 316.47
Fringe and Indirect Costs		\$ 4,371.38

Applicable rates for regular (AA) employees paid out of trust and operating accounts are as follows:

FISCAL YEAR	OBJECT CLASS/CODE	ACCOUNT	FRINGE	PAYROLL (FRINGE II)	INDIRECT
FY11	AA	Trust	31.82%	1.91%	32.76%
	AA	Operating		1.91%	

2011 Total Amount **\$ 13,068.96**

TOTAL AMOUNT May 2010 through June 2011 **\$15,852.57**