

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 # 45
Release of Funds in the amount of \$15,418.96
for MassDEP
Restoration Planning, Monitoring, and Oversight 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 \$15,418.96 from the DOI NRDAR Account #0251 (Housatonic River - MA Restoration) to support the MassDEP’s participation in MA SubCouncil activities from July 1, 2015 through June 30, 2016;
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 \$15,418.96 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 Kristin LaCroix, MassDEP Director of Budgetary and Legislative Affairs.

CONCURRED IN by the following who are duly authorized:

**MASSACHUSETTS SUBCOUNCIL
of the
HOUSATONIC RIVER TRUSTEE COUNCIL**

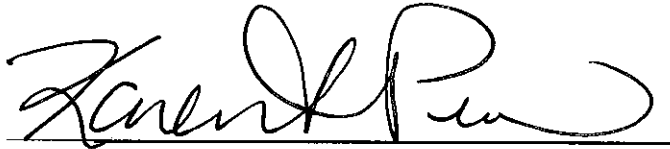
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FOR THE COMMONWEALTH OF MASSACHUSETTS

11/21/16

Date



Karen I. Pelto
MA SubCouncil Trustee Representative
Department of Environmental Protection
Bureau of Waste Site Cleanup
One Winter Street, 6th Floor
Boston, MA 02108

**MASSACHUSETTS SUBCOUNCIL
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FOR THE U.S. DEPARTMENT OF THE INTERIOR

11/21/16

Date

Molly Sperduto

Molly Sperduto
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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Charles D. Baker
Governor

Karyn E. Polito
Lieutenant Governor

Matthew A. Beaton
Secretary

Martin Suuberg
Commissioner

MEMORANDUM

TO: Bruce Nessler, NRDAR Manager, U.S. DOI

FROM: Karen Peltó, Lead Administrative Trustee

RE: **DOI NRDAR Disbursement Request: \$15,418.96**
GE/Housatonic River NRD: Massachusetts Restoration Account # 0251
Resolution # 45: Release and use of funds for MA SubCouncil Restoration
Planning, Implementation, Monitoring and Oversight Support Activities

DATE: November 21, 2016

As Lead Administrative Trustee for the MA SubCouncil of the Housatonic River Trustee Council, I am requesting a disbursement of \$15,418.96 from the DOI NRDAR Massachusetts Restoration Account (Project # 0251) to the MA NRD Trust Account # 2200-2676 for the purpose of partially funding the Restoration Coordinator Work and Cost Plan that the MassDEP will manage on behalf of the MA SubCouncil and reimbursing the MassDEP Trustee Representative and Alternate for their participation on the MA SubCouncil in state fiscal year 2016.

Tasks to be performed in this Work and Cost Plan through state fiscal year 2016 include:

Restoration Planning, Implementation, and Monitoring (Contractor Support)

Task A: Management and oversight of Round 3 (SubRounds 1 and 2) Restoration Implementation (\$5,402)

- NEW TASK: Amendment to Round 3 RP/SEA
- NEW TASK: Public Meeting and Presentation on Amendment to Round 3 RP/SEA

Restoration Planning, Implementation, and Monitoring (Trustee Reimbursement)

- Trustee Representative and Alternate (\$10,016.96)

NRD Codes FY16 Housatonic Restoration Costs - MassDEP		FY 2016 Fringe & Indirect Amounts					.1212 of UM		DEP 0.2064	
		0.335	0.1212	0.0166						
		Fringe & Indirect Charges							Total Fringe & Indirect	Total Costs
Employee Name	Hours	Salary	Fringe D09	CTR E16	UM D09	CTR/UM E16	DEP E90			
Potter, Tom	11.25	\$ 587.45	\$ 190.10	\$ 68.77	\$ 9.42	\$ 24.18	\$ 156.36	\$ 448.83	\$ 1,016.28	\$ 1,016.28
Pelto, Karen I	53.25	\$ 2,009.12	\$ 673.06	\$ 243.51	\$ 33.35	\$ 85.62	\$ 553.60	\$ 1,589.13	\$ 3,598.25	\$ 3,598.25
	24.00	\$ 996.00	\$ 333.66	\$ 120.72	\$ 16.53	\$ 42.44	\$ 274.44	\$ 787.79	\$ 1,783.79	\$ 1,783.79
	43.00	\$ 1,820.19	\$ 609.76	\$ 220.61	\$ 30.22	\$ 77.57	\$ 501.54	\$ 1,439.69	\$ 3,259.88	\$ 3,259.88
	131.50	\$ 5,392.76	\$ 1,806.58	\$ 653.60	\$ 59.30	\$ 152.24	\$ 1,485.94	\$ 2,825.75	\$ 9,658.21	\$ 9,658.21

Travel										
Pelto, Karen	6/9/2016									122.8
	5/27/2016									119.45
	7/15/2015									116.5
Travel Total										358.75
										TOTAL \$ 10,016.96

MassDEP costs for State Fiscal Year 2016 were comprised of salary, travel, fringe and indirect costs for two Commonwealth employees.

Salary

Salary costs are those costs incurred through the Commonwealth's participation in GE-Housatonic restoration activities. Fringe, payroll tax, and indirect cost rates for MassDEP have been applied and are included in the total cost shown in the table below. 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 and the department's allocated share of statewide costs as set out in the Statewide Cost Allocation Plan. 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 MassDEP representatives for attendance at meetings of the Trustee Council, its subcommittees, or related MA SubCouncil activities, such as site visits and inspections.