

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

RESOLUTION # 7

*TRANSFER OF FUNDS
for*

MA SubCouncil Restoration Planning Activities

United States, et al., v. General Electric Company,

CIVIL ACTION NOS. 99-30225-MAP; 99-30226-MAP; AND 99-30227-MAP (D. MASS.)

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 Environmental Affairs ("EOEA"), 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 (the "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 MA SubCouncil has been established, consisting of two voting members from the Mass. Trustee and the Federal Trustee agencies, EOEA 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) Account administered by the DOI ;
4. NOW, THEREFORE IT IS HEREBY RESOLVED: After a thorough review of the proposed uses for such sums, the MA SubCouncil has resolved by unanimous consent to transfer a total of \$237,637.55 from the DOI NRDAR Account #0251 (Housatonic River - MA Restoration) to the USFWS Northeast Region's New England Field Office for the sole purpose of funding the Restoration Coordinator contract that the USFWS manages on behalf of the MA SubCouncil. These funds are to be used to support restoration planning activities, as referred to in Task Order #1 for Restoration Planning Assistance to the Massachusetts SubCouncil for the General Electric/Housatonic River Natural Resource Restoration (Contract/delivery Order No. 50181-4-X082) attached hereto.

By their signatures below, the Trustee Representatives of the MA SubCouncil hereby certify that this Resolution was adopted with the unanimous decision-making procedures agreed to by the Trustees in the MOA. CONCURRED IN by the following who are duly authorized MA SubCouncil Trustee Representatives.

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

RESOLUTION #7

*TRANSFER OF FUNDS
for
MA SubCouncil Restoration Planning Activities*

United States, et al., v. General Electric Company
CIVIL ACTION NOS. 99-30225-MAP; 99-30226-MAP; AND 99-30227-MAP (D. MASS.)

FOR THE COMMONWEALTH OF MASSACHUSETTS

6-20-06

Date

Dale Young

Dale Young, NRD Program Director
Executive Office of Environmental Affairs
Suite 900
100 Cambridge Street
Boston, MA 02114

MA SUBCOUNCIL
of the
HOUSATONIC RIVER TRUSTEE COUNCIL

RESOLUTION # 7

TRANSFER OF FUNDS
for
MA SubCouncil Restoration Planning Activities

United States, et al., v. General Electric Company
CIVIL ACTION NOS. 99-30225-MAP; 99-30226-MAP; AND 99-30227-MAP (D. MASS.)

FOR THE U.S. DEPARTMENT OF THE INTERIOR

6/8/06

Date

Veronica W. Varela

Veronica Varela, NRDAR Specialist
U.S. Fish and Wildlife Service
New England Filed Office
700 Commercial Street, Suite 300
Concord, NH 03301-4901

**General Electric/Housatonic River Natural Resource Restoration:
Restoration Planning Assistance to the Massachusetts SubCouncil**

TASK ORDER #1

The period of performance for this Task Order is one year from execution.

The tasks to be performed under this Task Order are the following, taken from the Performance Based Statement Of Work in the Request for Proposals for the "General Electric/Housatonic River Natural Resource Restoration: Restoration Planning Assistance to the Massachusetts SubCouncil."

Task A1: Restoration Planning Strategy

Task A2: Restoration Project Evaluation Criteria

Task A3: Programmatic Environmental Impact Statement

Task A4: Restoration Plan / Environmental Assessment

Task B1: Website

Task B2: Public Outreach

Task D: Logistical Support for Meetings

Task E: Administrative Record

Tasks G1, G2, G3, G4: Oversight of Removal-Associated Restoration Work

- Especially:
- 1) Revegetation and aquatic habitat enhancement inspection for the Upper ½ Mile Reach Fall 2004;
 - 2) Review Conceptual Removal Design/Removal Action Report for Unkamet Brook in Feb 2005;
 - 3) Review Conceptual RD/RA for Newell Street II in Fall 2004;
 - 4) Review Conceptual RD/RA for East Street Area 2 South Fall 2004; and
 - 5) Review Conceptual RD/RA for Lyman Street parking Lot (if comment period does not close before executing this Task Order).

Task H1: Silver Lake Area Restoration

Task H2: "Off-Site Restoration Area"

Task K: Other Duties as Requested

The major deliverables associated with the above Tasks are listed in Table 1.

June 10, 2004

Table 1: Deliverables for Task Order #1

Deliverable	Description	Quantity	Date Due
001a	Task A1 – draft Restoration Planning Strategy for public review	10	2 months after contract execution
001b	Task A1 – Restoration Planning Strategy revised, if necessary	10	3 weeks after close of public comment period for Task A1
002a	Task A2 - Restoration Project Evaluation Criteria, draft for public review	10	1 month after completion of Deliverable 001a
002b	Task A2 – Final Restoration Project Evaluation Criteria	10	3 weeks after close of public comment period for Task A2
005a	Task B – initial website setup	N/A	3 weeks after contract execution
005b	Task B – Website updates	N/A	Every 2 weeks
006	Task D – Logistical Support	TBA	As requested
007	Task E – Administrative Record updates	2	Monthly
009a	Task G - Oversight of Removal-Associated Restoration Work: Upper ½ Mile Reach of the Housatonic River – Revegetation and Habitat Restoration Monitoring Reports	10	December 31 of each year
009b	Task G - Oversight of Removal-Associated Restoration Work: Upper ½ Mile Reach of the Housatonic River – Review the Completion of Installation of Restoration Work Reports	10	3 weeks after receipt of report
009d	Task G - Oversight of Removal-Associated Restoration Work: Upper ½ Mile Reach of the Housatonic River – Review of Misc. Other Documents	10	3 weeks after receipt of document
009e	Task G - Oversight of Removal-Associated Restoration Work: Upper ½ Mile Reach of the Housatonic River – Site visit/inspection field notes	10	7 days after each site visit
009f	Task G - Oversight of Removal-Associated Restoration Work: Upper ½ Mile Reach of the Housatonic River – Meeting/Hearing Summaries	10	3 weeks after meeting/hearing
009g	Task G - Oversight of Removal-Associated Restoration Work: Upper ½ Mile Reach of the Housatonic River – Misc. Correspondence / Written Reports	10	As requested

Table 1 (cont.)

010a	Task G - Oversight of Removal-Associated Restoration Work: Silver Lake – Review of RD/RA Work Plan	10	4 weeks after receipt of document
010c	Task G - Oversight of Removal-Associated Restoration Work: Silver Lake – Review of Misc. Other Documents	10	As requested
010f	Task G - Oversight of Removal-Associated Restoration Work: Silver Lake – Site visit/inspection field notes	10	7 days after each site visit
010g	Task G - Oversight of Removal-Associated Restoration Work: Silver Lake – Meeting/Hearing Summaries	10	3 weeks after meeting/hearing
010h	Task G - Oversight of Removal-Associated Restoration Work: Silver Lake – Misc. Correspondence / Written Reports	10	As requested
011a	Task G - Oversight of Removal-Associated Restoration Work: Unkamet Brook Area - Review of RD/RA Work Plan	10	4 weeks after receipt of document
011e	Task G - Oversight of Removal-Associated Restoration Work: Unkamet Brook Area – Review of Misc. Other Documents	10	As requested
011f	Task G - Oversight of Removal-Associated Restoration Work: Unkamet Brook Area – Site visit/inspection field notes	10	7 days after each site visit
011g	Task G - Oversight of Removal-Associated Restoration Work: Unkamet Brook Area – Meeting/Hearing Summaries	10	3 weeks after meeting/hearing
011h	Task G - Oversight of Removal-Associated Restoration Work: Unkamet Brook Area – Misc. Correspondence / Written Reports	10	As requested
012a	Task G - Oversight of Removal-Associated Restoration Work: East Street Area 2-South – Review of RD/RA Work Plan	10	4 weeks after receipt of document
012e	Task G - Oversight of Removal-Associated Restoration Work: East Street Area 2-South – Review of Misc. Other Documents	10	As requested

Table 1 (cont.)

012f	Task G - Oversight of Removal-Associated Restoration Work: East Street Area 2-South – Site visit/inspection field notes	10	7 days after each site visit
012g	Task G - Oversight of Removal-Associated Restoration Work: East Street Area 2-South – Meeting/Hearing Summaries	10	3 weeks after meeting/hearing
012h	Task G - Oversight of Removal-Associated Restoration Work: East Street Area 2-South – Misc. Correspondence / Written Reports	10	As requested
014a	Task G - Oversight of Removal-Associated Restoration Work: Newell Street Parking Lot – Review of RD/RA Work Plan	10	4 weeks after receipt of document
014e	Task G - Oversight of Removal-Associated Restoration Work: Newell Street Parking Lot – Review of Misc. Other Documents	10	As requested
014f	Task G - Oversight of Removal-Associated Restoration Work: Newell Street Parking Lot – Site visit/inspection field notes	10	7 days after each site visit
014g	Task G - Oversight of Removal-Associated Restoration Work: Newell Street Parking Lot – Meeting/Hearing Summaries	10	3 weeks after meeting/hearing
014h	Task G - Oversight of Removal-Associated Restoration Work: Newell Street Parking Lot – Misc. Correspondence / Written Reports	10	As requested
015a	Task G - Oversight of Removal-Associated Restoration Work: Lyman Street Parking Lot – Review of RD/RA Work Plan	10	4 weeks after receipt of document
015e	Task G - Oversight of Removal-Associated Restoration Work: Lyman Street Parking Lot – Review of Misc. Other Documents	10	As requested
015f	Task G - Oversight of Removal-Associated Restoration Work: Lyman Street Parking Lot – Site visit/inspection field notes	10	7 days after each site visit

Table 1(cont.)

015g	Task G - Oversight of Removal-Associated Restoration Work: Lyman Street Parking Lot – Meeting/Hearing Summaries	10	3 weeks after meeting/hearing
015h	Task G - Oversight of Removal-Associated Restoration Work: Lyman Street Parking Lot – Misc. Correspondence / Written Reports	10	As requested
017a	Task H - Undefined Removal-Associated Restoration Work: Off-Site Restoration Area – Compilation of Suitable Restoration Site Alternatives	10	May 1, 2005



The Commonwealth of Massachusetts
Executive Office of Environmental Affairs
100 Cambridge St. Suite 900
Boston, MA 02114-2524

Mitt Romney
GOVERNOR

Kerry Healey
LIEUTENANT GOVERNOR

Stephen R. Pritchard
SECRETARY

Tel: (617) 626-1000
Fax: (617) 626-1181
<http://www.mass.gov/envir>

MEMORANDUM

TG: Bruce Nesslage, NRDAR Manager, DOI

FROM: Dale Young, Lead Administrative Trustee *DY*

RE: **GE/Housatonic River NRD**
DOI NRDAR Disbursement Request: Massachusetts Restoration Account: \$237,637.55
Resolution #7: Transfer of Funds for MA SubCouncil Restoration Planning Activities

DATE: June 22, 2006

As the Lead Administrative Trustee for the GE/Housatonic River NRD case, I request that \$237,637.55 be released from the DOI NRDAR Massachusetts Restoration Account (Project # 0251) to the USFWS Northeast Region. The monies will be used for the sole purpose of funding certain tasks as described in the attached Task Order.

If you have any questions in regards to this matter, please do not hesitate to contact me at (617) 626-1134.

Cc: Veronica Varela, USFWS