

STATE WATER RESOURCES CONTROL BOARD
RESOLUTION NO. 90-104

APPROVAL OF THE REQUEST
FOR AN ADDITIONAL \$200,000 FROM THE
WATER POLLUTION CLEANUP AND ABATEMENT ACCOUNT
TO HELP ABATE THE EFFECTS OF
ELEVATED TEMPERATURES IN THE LOWER AMERICAN RIVER

WHEREAS:

1. High water temperatures in the American River are expected to be lethal to fall salmon spawning; and
2. Department of Fish and Game has requested up to \$400,000 from the Water Pollution Cleanup and Abatement Account to pay for the cost of trapping adult chinook salmon in the American River and transporting them to a remote holding facility where their eggs will be taken, fertilized, and incubated; and
3. Department of Fish and Game will use Cleanup and Abatement Account funds for personnel, equipment, and various services necessary to carry out this project as described in Exhibit A attached hereto; and
4. Department of Fish and Game has already received an emergency allocation of Cleanup and Abatement Account funds in the amount of \$50,000 to purchase fish incubators and that amount is included within the Department's request for up to \$400,000.
5. This project is undertaken in response to an emergency. Department of Fish and Game acknowledges that this project carries with it a high risk of fish mortality but wishes to proceed because there is a higher risk of mortality if this project does not proceed.

THEREFORE BE IT RESOLVED THAT THE STATE BOARD:

1. Authorizes that an amount not to exceed \$200,000 from the Water Pollution Cleanup and Abatement Account be paid to Department of Fish and Game, to be used for the purposes specified in the recitals of this resolution. This amount is in addition to \$50,000 already allocated for the Department on an emergency basis.
2. Payment of funds under this resolution is conditioned upon the determination of the Executive Director that the Department of Fish and Game has made a good faith effort to find other sources of funding for all or a portion of this project. Such potential sources shall include, but are not

limited to, the City of Sacramento, the Department of Water Resources, the United States Bureau of Reclamation, and private organizations and volunteers. The Executive Director may restrict payment of funds under this resolution to cover only those expenses which cannot be paid for by an alternative funding source.

3. All unexpended funds shall automatically revert to the Water Pollution Cleanup and Abatement Account twelve months from the date of encumbrance, unless a time extension is granted by the Executive Director or designee.
4. Upon completion of the work funded under this resolution, the Department of Fish and Game shall submit a report to the Office of Chief Counsel describing the work accomplished and discussing any possible recoupment of funds.
5. Any funds which are recouped shall be returned to the Water Pollution Cleanup and Abatement Account.

CERTIFICATION

The undersigned, Administrative Assistant to the Board, does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on September 20, 1990.


Maureen Marché
Administrative Assistant to the Board