

NRD Activities Chronology since Settlement - (12/6/10) update

- November 11, 2008; NRD Settlement Consent Decree Entered by Court
- November 19, 2008, NRT member attended Fernald Citizen Alliance Meeting
- November 24, 2008, DOE LM finalizes award per section 4.10 of the Consent Decree to make \$50,000 available to OEPA for future oversight costs of the Funds Use Plan per section 1.5 of the Restoration Plan.
- December 04, 2008; NRD Trustees Meeting (OEPA, F&WS, DOE), Meeting to discuss Settlement implementation. OEPA submitted initial estimate of past NRDA assessment costs. DOE-LM also participated in the meeting.
- January 5, 2009, NRT member attended Fernald Citizen Alliance meeting
- January 14 and February 12, 2009; DOE recorded Conservation Easements for the Fernald Preserve in Butler and Hamilton County respectively.
- January 22, 2009; NRD Trustees Meeting, discuss funds use plan development and listened to presentation from Three Valley Conservation Trust.
- February 2, 2009 NRT member attended Fernald Citizen Alliance meeting
- February 17, 2009; The Department of the Treasury on behalf of DOE deposited \$13.75M into an escrow account of the US District Court. These funds are to be used to restore, replace or acquire the equivalent of injured Natural Resources at and in the vicinity of the Fernald Preserve and to reimburse Ohio's Natural Resources Damages Assessment costs. By June 17, 2009 the Trustee's are required to develop a plan related to expenditure of these funds.
- March 2, 2009, NRT member attended Fernald Citizen Alliance meeting
- March 9, 2009; DOE/LM submitted to the Trustees a draft FP Restored Area Maintenance Plan and a draft FP Wetland Mitigation Monitoring Plan
- March 12, 2009, NRT members attended special meeting called by FRESH relative to the LM program
- April 3, 2009, OEPA transmits comments on Draft FP Restored Area Maintenance Plan and a draft FP Wetland Mitigation Monitoring Plan
- March 5-31, 2009 Draft Restoration Account Funds Use Plan generated by NRT's for internal review
- April 7, 2009 Conference call held with OEPA and LM relative to Draft FP Restored Area Maintenance Plan and a draft FP Wetland Mitigation Monitoring Plan
- April 29, 2009, NRT member attends Fernald Citizen Alliance Meeting and LM Community meeting
- May 15-16, 2009, NRT members attend/participate in Bio Blitz species inventory at the FP.
- May 21, 2009, NRT's meet to discuss and further refine draft Restoration Account Funds Use Plan (FUP).
- June 1, 2009-August 1, 2009: NRT's are required to conduct FP Field Evaluations of all the completed restoration projects. Based upon the results of these filed evaluations, the NRT's will jointly determine if additional replanting, repair or restoration is required in the areas
- June 17, 2009, NRT's transmit Draft Funds Use Plan (FUP) to interested Parties, opening of 30 day comment period on plan

- July 6, 2009, NRT member attends Fernald Community Alliance meeting and discusses FUP
- July 8, 2009, OEPA sent Email to NRT's transmitting additional information related to past Ohio NRDA assessment costs
- July 8, 2009, NRT's conduct Public availability session to discuss FUP
- July 13,15 and 16, 2009, OEPA and DOE NRT's conduct restored area walk downs as required by section 5.1 of the NRRP
- July 15, 2009, OEPA and DOE NRT's meet with representatives of the Land Conservancy of Hamilton County to discuss FUP
- July 27, 2009, OEPA and DOE NRT's meet with representative of the "Engel" (drag strip) property to discuss easement/purchase of wetlands and adjacent areas.
- August 8, 2009, close of public comment period on FUP
- August 10, 2009, OEPA and DOE NRT's meet with Hamilton county Park District to discuss FUP and potential partnering.
- August 24, 2009, NRT member attends Fernald Community Alliance meeting and updates group on the FUP comments, Field walk downs and meetings relative to conservation easements and the potential purchase of the Engel property.
- September 2, 2009, NRT members attended the Three Valley Conservation Trust Board meeting at their request to discuss the FUP.
- September 16, 2009, NRT's hold NRT meeting at the Fernald Preserve to discuss various ongoing activities and plans.
- October 1, 2009, NRTs' transmit letter to DOE LM at Fernald Preserve requesting development of cost estimate for "triangle area" in the NW corner of the property.
- October 6, 2009, NRT's hold conference call to discuss status of actions from September 16, 2009 meeting.
- October 7, NRT representative attends LM quarterly community meeting and the Fernald Community Alliance meeting.
- October 14, 2009, NRT representatives conduct field walk down of archeological sites adjacent to Fernald Property and discuss with local archeological expert.
- October 20, 2009, NRT's hold conference call
- November 2, 2009, OEPA revised FUP and response to public comments sent to other Trustees.
- November 5, 2009, LM revises document and sends responses to comments pertaining to the draft FP Wetland Mitigation Monitoring Plan
- November 10, 2009, OEPA sends comments on the Restored Area Maintenance Plan
- November 17, 2009, NRT's hold conference call
- November 17, 2009, US Department of Justice representative sent Email to Ohio requesting additional information related to past Ohio NRDA assessment costs.
- December 4, 2009, NRT's receive the draft cost estimate for the "triangle area" in the NW corner of the Fernald Preserve property from DOE LM as requested October 1, 2009.
- December 7, 2009, NRT representative attends the Fernald Community Alliance meeting.

- December 14, 2009 Ohio AG sends DOJ additional information relative to past Ohio NRDA assessment costs
- December 16, 2009, NRT's receive additional information relative to the draft cost estimate for the "triangle area" in the NW corner of the Fernald Preserve property from DOE LM
- December 16, 2009, NRT's hold conference call.
- December 17, 2009, DOE sends letter to other NRT's informing them of the change of Trustee from Office of Environmental Management to the Office of Legacy Management
- December 22-23, 2009 Ohio AG sends DOJ additional information relative to past Ohio NRDA assessment costs
- December 29, 2009 OEPA NRT conducts conference call with Three Valley Conservation Trust
- January 4, 2010, NRT's receive additional information relative to the draft cost estimate for the "triangle area" in the NW corner of the Fernald Preserve property from DOE LM
- January 4, 2010, NRT's hold conference call
- January 7, 2010, DOE NRT submits revised NRT Walk down action items with proposed target dates.
- January 12, 2010, NRT's walk down of triangle area and Paddy's Run tributary potential restoration projects.
- January 19, 2010 NRT conference call.
- January 28, 2010, NRTs finalize Resolution #2 revising the trustee designees and updating the MOU Appendix.
- February 1, 2010, NRT representative attends the Fernald Community Alliance meeting.
- February 2, 2010 NRT conference call.
- February 11, 2010 call regarding scheduling pasts costs call including Trustees, OAG and DOJ.
- February 17, 2010 NRT meeting at Fernald Preserve with Jeff Davis to discuss conceptual plan for habitat enhancements on-site in the area of the Paddys Run Road.
- February 17, 2010 draft resolution and contract regarding 3VCT shared with NRTs.
- February 18, 2010 call, including Trustees, OAG and DOJ regarding pasts costs.
- February 23, 2010 NRT conference call.
- February 23, 2010 NRTs finalize Resolution #3 regarding the field walkdowns.
- March 1, 2010 DOJ provides marked up past cost info to NRTs.
- March 4, 2010 NRTs walkdown potential habitat enhancement areas along Paddys Run Road and discuss with local herpetologists appropriate design parameters.
- March 4, 2010 call, including Trustees, OAG and DOJ regarding pasts costs.
- March 5, 2010 Draft Resolution #4 distributed to NRTs including the final FUP.
- March 8, 2010 Draft Resolution #5, Draft Resolution #6, and Draft 3VCT contract distributed to NRTs.

- March 15, 2010 NRT Resolution #4 finalized and distributed.
- March 16, 2010 NRT conference call.
- March 18, 2010 Final FUP sent out via email weblink to interested party email list from FUP comment period.
- March 22, 2010 NRT representative attends FCA meeting and provides copies of Final FUP/Resolution #4.
- March 30, 2010 NRT conference call.
- April 27, 2010 Ohio EPA tour 3VCT easement properties, meet land owners.
- April 6, 2010 NRT Resolution #5 finalized and distributed.
- May 4, 2010 Ohio EPA sends letter requesting dispute resolution to federal trustees concerning Ohio EPA NRD assessment costs.
- May 10, 2010 NRT conference call.
- May 14, 2010 a meeting and walk-down of the Paddys Run tributary project was conducted. Representatives from each of the NRTs attended.
- May 17, 2010 NRT conference call settling Ohio EPA NRD assessment costs.
- May 18, 2010 Ohio EPA discuss contract with 3VCT.
- May 18, 2010 NRT Resolution #6 finalized and distributed.
- July 15, 2010 USDOJ and Ohio AG file joint motion to move restoration funds from federal district court account to state of Ohio natural resource damages account.
- August 19, 2010 Federal district court grants motion to transfer funds to State of Ohio account.
- August 23, 2010 Federal district court issues check for \$13,781,225.19 to State of Ohio for natural resource damages account.
- October 13, 2010 Resolution #7 finalized, which authorizes Ohio to enter into a contract with Three Valley Trust for restoration project support.
- October 25, 2010 Ohio EPA gets approval from state controlling board to enter into contract with Three Valley Conservation Trust for support in implementing the Fernald NRD restoration fund activities.
- October 28, 2010 DOE requests change in trustee representative from Ray Plieness to Tom Pauling.
- October 29, 2010 Ohio EPA signs contract with Three Valley Conservation Trust to provide Fernald restoration project support.
- November 2, 2010 Ohio EPA met with the Three Valley Conservation Trust board members to kick off the partnership on the Fernald work.
- November 19, 2010 Ohio EPA produces brochure describing the trustees activities as part of the Paddys Run Conservation Project.
- November 22, 2010 NRT conference call.
- November 23, 2010 Ohio EPA issues press release announcing the Dec. 6 public information session regarding trustee activities.
- November 23, 2010 Ohio EPA and Three Valley hold separate meetings with The Land Conservancy of Hamilton County, Hamilton County Parks, and U.S. Natural Resource Conservation Service.
- November 24, 2010 Resolution #8 finalized changing DOE trustee council representative.

- November 30, 2010 Ohio EPA mails letter co-signed with Three Valley Conservation Trust inviting local landowners within the focus area to attend the Dec. 6 meeting.
- December 2, 2010 Ohio EPA and Three Valley Conservation Trust have an introductory meeting with one of the Crosby Township trustees.
- December 6, 2010 NRT meeting at the Fernald Preserve.
- December 6, 2010 Public meeting at the Fernald Preserve introducing the Paddys Run Conservation Project and Three Valley Conservation Trust to the public.