

9372. RESOLUTION 06-11 CONTRIBUTION AGREEMENT BETWEEN THE DELAWARE RIVER AND BAY AUTHORITY AND THE COOPERATING AGENCY OF THE DELAWARE BAY OYSTER REVITALIZATION STUDY. The Executive Director presented the following Resolution.

WHEREAS, The Delaware River and Bay Authority (the "Authority") has agreed to participate in a three (3) year study ("Study") in an effort to increase oyster production along the Delaware Bay in the States of Delaware and New Jersey; and

WHEREAS, the Study is a joint initiative involving the U.S. Army Corps of Engineers (USACE), the New Jersey Oyster Industry, the Delaware Department of Natural Resources and Environmental Control (DNREC), and the Divisions of Fish and Wildlife in Delaware and New Jersey; and

WHEREAS, the Authority agreed to participate in the Study by contributing \$150,000.00 as the required cash match to the federal Energy and Water Appropriations grant ("Grant"); and

WHEREAS, in July, 2005, the Authority entered into a Contribution Agreement with DNREC to provide the first-year installment of \$15,800.00 of the Authority's \$150,000.00 commitment; and

WHEREAS, the Energy and Water Appropriations Committee, through the efforts of the Delaware and New Jersey Congressional delegations, allocated an additional \$2 million to the Study for FY 2006; and

WHEREAS, the Authority has been requested to provide the remaining \$134,200.00 toward the Study in 2006 to meet the necessary cash match for the Grant.

NOW, THEREFORE, BE IT RESOLVED, that the Executive Director is hereby authorized to negotiate the terms and conditions of a Contribution Agreement with the Study's Cooperating Agency to revitalize the oyster industry in the Delaware Bay and, with the advice and consent of counsel, to have such an Agreement executed by the Chairperson, Vice-Chairperson and Executive Director.

On motion by Commissioner Simmerman, seconded by Commissioner Koebig, Resolution 06-11 was approved by a roll call vote of 11-0.