

SECTION 6. RESTORATION PLAN IMPLEMENTATION

This section explains the process that will be followed in the development, design and implementation of this Restoration Plan, as identified in Sections 3, 4, and 5 of this document and summarized in Table 6-1, which provides a funding breakdown for the Aquatic and Terrestrial Priority Funds. These procedures are based, in large part, on following provisions from the *2012 Process Plan*:¹

- Some approved projects will be developed and implemented by the State, and other approved projects will be developed in partnership with the State in a manner consistent with State procurement requirements.
- Some partners may be identified early in the restoration planning through the public scoping process described above; other partners may be identified later after the Aquatic and Terrestrial Restoration Plans have been adopted.
- Compliance with State procurement regulations will affect how and what entities implement projects.

For each project or conceptual proposal included in this Restoration Plan, the State will initiate the following process.

Project Development and Design:

- The State will endeavor to negotiate the scope of work and budget for managing the project development and design with the entity that submitted the proposal abstract, which will become part of a contractual agreement. This agreement would be similar to the grant agreements used to implement approved grant projects in the past. This negotiation process will likely result in modifying some of the proposal aspects and ideas contained in the abstract. For example, as the aquatic resources restoration plan contained in Section 3 notes, some stream reconstruction projects may not be constructed as proposed based on further evaluation and peer review recommendations.
- Consistent with past guidance approved by the Trustee Restoration Council, the project management activities will be capped at \$25,000 or 5% of the total estimated project development and design costs, whichever is less.
- Depending on the outcome of this negotiation process, the State may coordinate and contract with other non-profit or government entities, or competitively-procured contracted consultants, as needed, for managing project development and design or related activities.
- The partnering entities will be funded and responsible for general management of the project development and design activities. Many of these entities indicated the possibility or likelihood of matching funds in their abstracts. As part of the project

¹ See Section 5.3.3 (pp. 17 and 18) on Implementation of Restoration Plan Projects in the *2012 Process Plan*.

development efforts, opportunities to obtain matching funds for the full project should be pursued to increase the project's cost-effectiveness.

- The partnering entities will be required to use contractors competitively procured for all environmental consulting as well as engineering and design activities (e.g., use of an entity on the State's qualified vendor lists, with whatever "Tier II" bidding might be required).

Project Implementation

- The State will separately procure contractors for the project implementation phase, involving preparation of construction design and bid specifications, construction oversight and construction of a developed project. For this subsequent procurement, the State would consider the knowledge, skills, abilities, and cost in selecting the appropriate entity/person for this activity. Each project may require a different skill set to supply the needed project management or construction oversight, thus separate procurement for implementation is needed. These procurement activities will follow all relevant State law requirements.

The development, design, and implementation of the final Restoration Plans will focus on the actions set forth for each aquatic priority area and priority landscape, rather than a set dollar amount required for each area or landscape. Funding of individual projects within aquatic priority areas and terrestrial priority landscapes will be based on cost-effectiveness and cost:benefit, rather than on concept proposal estimates.

Funding for all project management, development, design, and implementation will be on a reimbursement basis. Reimbursement will occur following the submittal of a completed and correct invoice, with proper cost documentation of and a progress report on the activities covered under the invoice, pursuant to provisions of the contract agreement.

Each project involving property and/or water rights acquisitions will require a subsequent approval of the proposed transaction, once fully developed in accordance with the plans, by the Trustee following consideration of input from the public, Advisory Council and Trustee Restoration Council.

Restoration Implementation Updates and Reporting

The State will provide quarterly updates and issue annual reports that will describe the status of all project development and implementation conducted pursuant to the proposed actions covered in this plan and summarized in Table 6-1.

Restoration Plan Revisions and Updates

The Aquatic and Terrestrial Restoration Plans will be reviewed and revised two years after the Governor's approval. The frequency of later reviews/revisions after this initial two year review can be addressed in subsequent plans. The revisions to the restoration plans will include a public solicitation of conceptual restoration proposals.

Table 6-1 Cost Summary of Proposed Actions

Date Revised November 8, 2012

Action	% Split Aquatic/Terrest	Aquatic Fund		Terrestrial Fund
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Aquatic Flow				
Flow		\$ 20,000,000.00		
Monitoring / Maintenance		\$ 500,000.00		
Total Flow		\$ 20,500,000.00		

Other Aquatic Projects	% Split Aquatic/Terrest	Aquatic Fund		Terrestrial Fund
Silver Bow Creek		\$ 250,000.00		
Cottonwood Creek		\$ 1,686,636.00		
Blacktail Creek		\$ 957,245.00		
Browns Gulch		\$ 773,403.00		
Flint Creek	*50/50	\$ 2,280,750.00		
Harvey Creek		\$ 286,902.00		
Little Blackfoot River	*50/50	\$ 2,707,029.00		
Lost Creek		\$ 770,860.00		
Dempsey Creek		\$ 716,550.00		
German Gulch		\$ 429,242.00		
Mill / Willow Creek		\$ 662,730.00		
Racetrack Creek		\$ 770,860.00		
Warm Springs Creek		\$ 1,611,366.00		
Subtotal		\$ 13,903,573.00		
15% contingency		\$ 2,009,854.00		
Total Watershed		\$ 15,913,427.00		

Mainstem CFR	% Split Aquatic/Terrest	Aquatic Fund		Terrestrial Fund
CFR Mainstem (inc study Flint - Rock Cr. and actions)		\$ 1,500,000.00		
Milltown Monitoring	**75/25	\$ 300,000.00		
CFR Meadows	**50/50	\$ 389,074.00		
Confluence Project	**20/80	\$ 80,000.00		
Dry Cottonwood	**35/65	\$ 595,000.00		
Monitoring / Maintenance		\$ 1,500,000.00		
Total Mainstem CFR		\$ 4,364,074.00		
Total Other projects		\$ 20,277,501.00		
Total Aquatic		\$ 40,777,501.00		

*Aquatic/Terrestrial Split for Riparian Enhancement only

** Aquatic/Terrestrial Split
Terrestrial Restoration

Landscape Projects	% Split Aquatic/Terrest	Aquatic Fund		Terrestrial Fund
West Philipsburg (inc. 1/2 of riparian habitat protection for Flint Creek \$127,500*)				\$ 3,200,000.00
North Avon (inc. 1/2 Little BFR riparian habitat protection \$360,000*)				\$ 1,400,000.00
Garnetts (inc. 1/2 Little BFR riparian habitat protection \$360,000*)				\$ 2,200,000.00
Lower Flint Creek (inc. 1/2 of riparian habitat protection for Flint Creek \$127,500*)				\$ 1,400,000.00
Anaconda Area				\$ 1,000,000.00
Deer Lodge South				\$ 1,400,000.00
Deer Lodge North				\$ 1,200,000.00
Flints East Face				\$ 1,400,000.00
CFR Mainstem (inc. CFR Meadows, Confluence acquisition)	See Aquatic Mainstem Split			\$ 2,500,000.00
Habitat Enhancement / Monitoring (inc. Milltown monitoring split**)				\$ 2,360,000.00
Total Terrestrial				\$ 18,060,000.00

*Aquatic/Terrestrial Split for Riparian Enhancement only

** Aquatic/Terrestrial Split

Recreation	% Split Aquatic/Terrest	Aquatic Fund		Terrestrial Fund	Total
Milltown State Park	75/25	\$ 1,837,500.00		\$ 612,500.00	\$ 2,450,000.00
Bonner Dam Removal		\$ 50,000.00			\$ 50,000.00
CFR Mainstem FAS		\$ 1,000,000.00			\$ 1,000,000.00
Deer Lodge Trestle Park	75/25	\$ 1,050,000.00		\$ 350,000.00	\$ 1,400,000.00
Drummond Park, Riverside Park	50/50	\$ 50,000.00		\$ 50,000.00	\$ 100,000.00
Washoe / Hafner Dam Parks	50/50	\$ 750,000.00		\$ 750,000.00	\$ 1,500,000.00
	Subtotal	\$ 4,737,500.00		\$ 1,762,500.00	
Recreation Total					\$ 6,500,000.00

Priority Totals	\$ 45,515,001.00	\$ 19,822,500.00
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Restoration Plan Total	\$ 65,337,501.00
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