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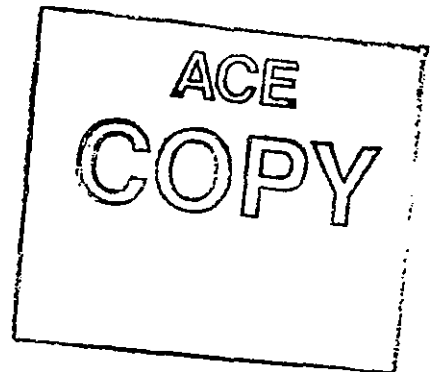
EXXON VALDEZ OIL SPILL SETTLEMENT  
TRUSTEE COUNCIL

Fairview Recreation Center  
1121 East 10th Avenue  
Anchorage, Alaska  
December 5, 1991  
5:00 o'clock p.m.

IN ATTENDANCE:

State of Alaska	MR. CHARLES COLE Attorney General Council Meeting Chairman
State of Alaska Department of Environmental Conservation	MR. JOHN SANDOR Commissioner
Alaska Department of Fish and Game	MR. CARL ROSIER Commissioner
USDA Forest Service	MR. DAVE GIBBONS for MR. MICHAEL BARTON Regional Forester
National Oceanic Atmospheric Administration	MR. STEVEN PENNOYER Regional Director
United States Department of the Interior	MR. CURTIS McVEE Special Assistant to the Secretary

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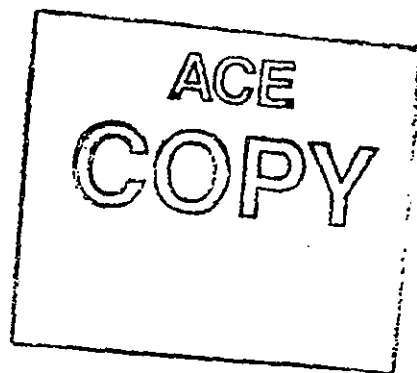
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P R O C E E D I N G S

MR. COLE: We should call to order this meeting of what is currently styled as the Trustee Council. I'm Charles Cole, and I've been asked as a State Trustee to act as Chairman of this first meeting of the Council. I'd like to introduce first the State Trustees: Carl Rosier, Commissioner of Fish and Game; John Sandor, Commissioner of Environmental Conservation; and the Federal trustees Steve Pennoyer, who is the nominee of Dr. John Knauss Federal Statutory Trustee; Curt McVee, nominee of Secretary Lujan, Secretary of the Interior; and, Dave Gibbons, who is sitting here this evening as a substitute, as it were, for Mike Barton, who is the nominee of the Secretary of Agriculture Madigan.

Mr. Barton, as is not unusual these days as a Juneau resident, was not able to be here with us this evening. We regret that it seems like a perennial problem in Juneau, transportation in and out of that place. I'm told by one of the attorneys in the Department of Law that they had two or three missed approaches today, and she was fortunate to eventually get back to work in Juneau.

First, I think that we should ask if any of the members of the council here wish to make any preliminary opening statements. First, maybe I should say a word.

I want to assure everyone here and everyone in this State that perhaps we can alleviate their concerns that there

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1 have been these mysterious secret meetings of this group,  
2 because there have been none. Let me also, if I may, alleviate  
3 concerns, of some, that decisions have been reached by this  
4 group; because no decisions have been reached by this group.

5 The State Trustees joined, without dissent by the  
6 Federal trustees, in having firmly committed themselves to open  
7 meetings of this council, not only simply as a perfunctory  
8 requirement of the State Open Meeting Law Statute, but as a  
9 matter of good solid Government; and that's the way we will  
10 continue to conduct the business of this Trustee Council.

11 Now, we recognize that some of you may have the view  
12 that the notice of this meeting was somewhat truncated. That  
13 may be a legitimate observation or criticism, but one of the  
14 things that we had in mind was to get this organization going  
15 and underway. And we thought, especially with the Christmas  
16 holidays coming, with the New Years following shortly  
17 thereafter, that it was important that we start the process.  
18 So the meeting notice was, perhaps, not quite as lengthy as we  
19 would have liked. I will the next time, if I'm still acting in  
20 this capacity, be a little more forceful about notice; about a  
21 longer notice and about dissemination of that notice in all of  
22 the specialty communities affected by the Oil Spill.

23 But I'm satisfied, as demonstrated by the people that  
24 we have here this evening, that the notice has been reasonably  
25 effective.

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1           Beyond that, I ask fellow Trustees here if any of them  
2 wish to make an opening comment. And, let me say one other  
3 thing. You can see this is not well scripted. Why are we here  
4 tonight? Let me start with that so we can have a little bit of  
5 a framework.

6           Well, basically we're here this evening pursuant to the  
7 terms of this Memorandum of Agreement and Consent Decree which  
8 was signed by Representatives of the United States and the  
9 State of Alaska on August 27th, and approved by Judge Holland  
10 and filed in the United States District Court on August 29,  
11 1991. That agreement was made before the settlement with  
12 Exxon, which supplies monies with which this group will be  
13 largely concerned, and, therefore, some of the provisions of  
14 that agreement address prospective litigation to be conducted  
15 jointly by the State of Alaska and the United States.

16           But the operative provisions of that agreement with  
17 which we are primarily concerned with here this evening, and in  
18 the future activities of this Trustee Council are involved, are  
19 those which provide for a co-trusteeship for the collection and  
20 the joint use of all recoveries for the benefit of the natural  
21 resources injured, lost, or destroyed as a result of the Oil  
22 Spill. So, by virtue of that agreement, there is the Joint  
23 Trusteeship Agreement and this is the Joint Trusteeship body  
24 which will carry out those provisions.

25           There are further provisions in the agreement dealing

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1 with the same subject. One of the provisions which I think I  
2 should call to your attention is the provision that the  
3 decisions on the part of the Trustees are required to be  
4 unanimous. This was a subject of which there was considerable  
5 debate among the Representatives of the Department of Justice  
6 and the State of Alaska, and I think it came down to a  
7 recognition that -- especially on the part of the State  
8 representatives -- that the State would have a firm hand in  
9 this Joint Trusteeship. And it was one of the Governor's  
10 principal views that he did not want to see this Joint  
11 trusteeship and the use of these monies controlled by  
12 Washington, D.C.

13 So in a sense, under the terms of this agreement, there  
14 are three vetoes -- three possible vetoes to Federal decisions.  
15 And by the way, you know, there's three Federal vetoes, too, in  
16 case they think we get out of line. But, we think it's a nice  
17 balance, and I think it will serve to guide the Trusteeship in  
18 a conservative manner, so that we'll have to have that  
19 unanimous agreement before any principal decisions, or all  
20 major and substantive agreements are made with respect to this  
21 group.

22 One other provision of the agreement I want to call to  
23 your attention tonight is that which is on page 11 which  
24 provides this: within 90 days after the receipt of any natural  
25 resource damage recovery, the Trustees shall agree to an

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1 organizational structure for decision-making under this  
2 Memorandum of Agreement, and shall establish procedures  
3 providing for meaningful public participation in the injury  
4 assessment and restoration process, which shall include  
5 establishment of a public advisory group to advise the Trustees  
6 with respect to the matters described in previous provisions of  
7 this agreement.

8 I have read the correspondence of some of the  
9 environmental groups about public participation, and I want to  
10 call to their attention that this Trustee Council will deal  
11 later this evening, initially, with public participation. But  
12 I do want to say that the agreement provides for meaningful  
13 public participation in the injury assessment and restoration  
14 process. It's a little limited, it does not provide for public  
15 participation in, for example, the formulation of the  
16 organization.

17 So, with those somewhat lengthy preliminary comments I  
18 now first ask or will extend the privilege to the public  
19 Trustees to make any preliminary or opening statements they  
20 wish to make at this time. Thank you.

21 MR. PENNOYER: Thanks, Charlie. I think you covered it  
22 very well. I think I'd add that some of us have been involved  
23 in the Exxon Valdez process since practically a day after the  
24 Spill. And, certainly what you said about public participation  
25 is something we've been looking for a long time. And those of

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1 us who took part in the science and damage assessment was  
2 troubled by the fact that for that whole period of time, being  
3 litigation sensitive, there really was a difficulty in dealing  
4 with what I think we now have to deal with.

5 The whole purpose and scope of this process is to  
6 restore the resources in Prince William Sound and, certainly, a  
7 key element is that those who have been damaged or have been  
8 involved in that have a role to play in our structuring of the  
9 resource restoration program. So, I don't think I have a whole  
10 lot extra to say. I think you covered the agreement. And,  
11 Curt, do you want to say a word?

12 MR. McVEE: Maybe just a comment. Some of the Interior  
13 agencies would expand, Steve, the resources of Prince William  
14 Sound to also mean those in the Gulf of Alaska. And, that's  
15 been drilled into my mind the last few months since I assumed  
16 this responsibility.

17 But, I guess, in representing the Secretary, I know  
18 that he is intent on this process working and that we move the  
19 decision process on restoration, you know, effectively so it is  
20 focused in Alaska and functions here, and that only those  
21 conflicts that can't be resolved by the Trustee's Council, you  
22 know, would be elevated to the Trustees themselves.

23 And, so I think we -- my personal feeling is that, from  
24 the Interior's, standpoint we have a strong commitment to make  
25 this process work.

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1 MR. COLE: Thank you, Mr. McVee. John Sandor,  
2 comments?

3 MR. SANDOR: Thank you. I want to make the point of my  
4 personal experience as a representative of the State of Alaska  
5 of the excellent cooperation we've observed between the Federal  
6 government agencies and the State of Alaska agencies in the  
7 clean-up work, in the damage assessments, the litigation. And,  
8 this cooperative process has really been outstanding in my many  
9 years of Government service.

10 I want to also make the point that this close  
11 cooperation is continuing in this phase of going into the post-  
12 restoration activities.

13 And, finally, I just can't help but observe how  
14 tremendous it is that we're at this stage and how fortunate the  
15 citizens of Alaska and the citizens of the State and the Nation  
16 really are in having this litigation settled and behind us.

17 And so, over the very strong outlook of optimism, we  
18 see a very positive working relationship with our Federal  
19 counterparts in this next important work. Thank you.

20 MR. COLE: Commissioner Rosier, comments?

21 MR. ROSIER: Thank you, Mr. Chairman. I don't think  
22 that I can add a great deal more. I think that we're getting  
23 started fairly late here this evening, and to keep it short,  
24 I'll keep my comments brief until we get into the meat of the  
25 agenda here on this.

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1           We look forward to working with our Federal  
2 counterparts there. And, as the management agency that -- or  
3 one of the management agencies who has prime responsibility for  
4 a lot of the resources that were impacted by the Oil Spill out  
5 there, I certainly look forward to getting the settlement  
6 arrangements off and running and beginning to see some of the  
7 healing that those resources deserve.

8           With that I'll cut it off and turn it back to you,  
9 Mr. Chairman.

10           MR. COLE: And, lastly, we have Dave Gibbons.

11           MR. GIBBONS: Mr. Chairman, excuse me, I've got one  
12 short statement. I just talked to Mike Barton on the phone and  
13 he would like to have me pass along his sincere regrets for not  
14 being here. But, as Trustee Cole mentioned, that was not a  
15 matter of his choice. I guess he spent quite a bit of time in  
16 the airport. He did say that he got some reading done, but  
17 other than that, not too much done at the airport. But he just  
18 wanted to pass along his regrets.

19           MR. COLE: Thank you, Mr. Gibbons.

20           It's probably appropriate now that we talk a little bit  
21 among the Trustee members of how this Trustee Council is going  
22 to be organized. You might think that this is a decision  
23 that's been made in smoke filled rooms, but it really hasn't.

24           We recognize, as I'm sure you realize, that it's not  
25 really ever going to be possible to have meaningful decision-

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1 making process by the Statutory Federal Trustees and the  
2 Statutory State Trustees, which as you likely know there are  
3 six under the Clean Water Act, or the CIRCLA Act, and I'm never  
4 really sure what all that stands for, but I know it's called  
5 CIRCLA.

6 As you know, the Federal Trustees are Secretary  
7 Madigan, Dr. Knauss as the lead Federal Trustee, and Secretary  
8 Lujan. Then there are we three State Statutory Trustees  
9 appointed by the Governor. So it's just a recognition that  
10 getting Secretary Lujan, Secretary Madigan and Secretary  
11 Knauss -- or Dr. Knauss, for NOAA, to get together and hold  
12 these meetings just won't work; they're not going to come up  
13 here and sit here in Alaska and participate in these decisions.  
14 And certainly the State Trustees are not going to go back, if  
15 you can get those three top level Federal officials together,  
16 to meet with them.

17 So, in addition to that, the State Trustees have felt  
18 and continue to feel very strongly that this Trustee Council  
19 and how these monies are expended and the entire restoration  
20 process development should be headquartered and centered in  
21 Alaska. And I think that it's an achievement, both for the  
22 State and for the United States, that we've been able to get  
23 this far; that we're sitting here this evening among this  
24 group, and that the decisions governing this MOA are going to  
25 be made in Alaska and by people who live in Alaska.

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1 And, so I'll first turn these comments over to  
2 Mr. McVee about his -- the Federal proposal, the Secretary's  
3 proposal for the process of the organization. If you'd like to  
4 tell us about it and discuss it.

5 MR. McVEE: Okay. Thanks, Chairman Cole.

6 I have a handout. As members of the Trustee Council,  
7 I'm sure that you have one of these. We would make the rest  
8 available for those people that are here. I guess every --  
9 everything has to start some place, and so maybe this is a  
10 starting point that we have here. It's evolved from  
11 conversations between the Federal trustees, and we have -- you  
12 know, it's still a draft, and it has had no exposure at this  
13 point in the State of Alaska; so you people that are here are  
14 seeing it for the first time in the State. But it is a  
15 starting point.

16 And, some of the concepts that we're dealing with, or  
17 trying to deal with, of course, are to create an efficient  
18 organization. And that's not particularly easy when you deal  
19 with, you know, three State and three Federal agencies that  
20 have major management responsibilities. And so it's our best  
21 shot as a beginning point, I think, on the Federal side as to  
22 where we might start.

23 As Mr. Cole had mentioned, we have 90 days in order to  
24 put together a general framework plan, which includes  
25 organization. And during that period of time, I expect that we

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1 will have a lot of opportunity for public participation at  
2 different phases in that process. And one of the elements of  
3 that plan will be this organization.

4 In talking about the goals for post-settlement  
5 organization. And I might just say this before I go into that,  
6 that we are going into what you might say is a new phase of the  
7 Exxon Valdez issue, you know, the restoration versus the  
8 natural resource damage assessment and the litigation, I guess  
9 you might say, mode or focus that we had previously. And so  
10 it's our feeling on the Federal side, at least, that we need an  
11 organization that focuses very tightly, very precisely on the  
12 restoration issue, which is different.

13 The goals we would like to see addressed are to focus  
14 the Federal implementation responsibility in the Alaska  
15 Regional and State organizations. And to explain that a little  
16 bit, is that the Department of Interior has substantial staffs  
17 and capability within the National Park Service and the Fish  
18 and Wildlife Service, which are the principal two Interior  
19 agencies involved, and we'd like to see the implementation  
20 responsibility focused on those agencies.

21 First, there's, you know, staffing up a new  
22 organization of some sort to carry on the program. We feel  
23 like that those organizations have planning capability, that  
24 they have contracting capability, they have scientific and  
25 technical capability to handle the Federal program.

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1 MR. COLE: Let me ask this: Would you put the State  
2 organizations on a parity with the Federal organizations there  
3 that you've just referred to?

4 MR. McVEE: Yes. I guess I'm speaking, Charlie, that I  
5 would have no problem if that's the way the State proposes to  
6 or wants to run the program because, you know, we've been  
7 working closely -- our agencies have been working closely with  
8 the State organizations through this process, through the  
9 damage assessment process; so, you know, it is part of the  
10 continuation of that in a way, but the scientific capabilities,  
11 certainly, of State organizations, you know, as well as  
12 management abilities, need to be brought to bear.

13 But, I think by focusing the Federal implementation  
14 responsibilities in Alaska, that makes it easier to do what  
15 you're, I think, suggesting.

16 The second thing was to provide unassailable fiscal  
17 accounting; and, probably, that doesn't need much explanation;  
18 that we have to be able to justify where the money goes. There  
19 will be audits on the Federal side, and I assume that the State  
20 is subject to audit through certain processes also.

21 Third, was to organize within the existing structure  
22 where feasible; and that goes, I guess, somewhat to item one,  
23 also, the first goal; and I think this is part of creating the  
24 efficiency and eliminating excess costs, overhead costs.

25 Four, provide for maximum use of settlement funds for

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1 on the ground restoration activities and minimize use of  
2 settlement funds for overhead and administrative costs. And, I  
3 think that's very important because the benefits to the  
4 resources will be from those monies that we invest in the  
5 damaged area.

6 Fifth, was to improve -- improvement of the  
7 Alaska/Washington Federal interface. And, that kind of goes  
8 with the focus of the Federal implementation responsibilities  
9 in Alaska.

10 Sixth, provide optimum public and scientific review.  
11 We agree with Mr. Cole's comments concerning public input, and  
12 also see the requirement that the activities that are conducted  
13 need to have a sound scientific base. Our decisions need a  
14 sound scientific base.

15 I would visualize that there will be some part of the  
16 restoration funds that will be spent on additional studies;  
17 what I call the monitoring and natural resource recovery type  
18 of studies in the future. Those have to be designed with  
19 utilizing proper science.

20 And, I guess the seventh is, you know, as a goal, is to  
21 define, you know, a good decision-making process; a process  
22 that is defensible and that is explained, so that it's defined  
23 to the public so they know what -- how we are going about  
24 decision-making which, of course, is necessary for the public  
25 in order to make their input.

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1           On the flow charts, the first top one is a functional  
2 flow chart, you know, versus an organizational flow chart, and  
3 it shows the three Federal Trustees, which Mr. Cole mentioned,  
4 the Trustee Council group, this group, three State and three  
5 Federal, a Resource Restoration Coordination Group. And this,  
6 as I see it, the Federal Trustee Council members and State  
7 Trustee Council members, is our key staff people that probably  
8 will do the hard work and, you know, the staff work necessary  
9 to come before us to make decisions, working through processes,  
10 options, identifying options and so on, financial oversight  
11 group.

12           And then we see that there will be sub-groups formed as  
13 needed. Some of these, you know, would be ad hoc, maybe of  
14 short duration, to take on a single task; some of them we  
15 visualize would probably be of a long-term nature, maybe not  
16 meeting continuously but, at least, on a periodic basis as  
17 needed. And, I think, you know, as you look at all the tasks  
18 we have to do, you can pretty much identify what kind of sub-  
19 groups are necessary.

20           Of course, the Public Advisory Group that's required  
21 would provide advice to the Trustee Council. And we've given  
22 some thought as to the kind of elements or organizations or  
23 interests that would be represented on that advisory group.

24           I think, I guess, my first feeling is to try to make  
25 that as effective as possible. Through the years I've dealt

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1 with a lot of advisory groups and, you know, I find that that  
2 is a very fruitful kind of exercise, kind of process to go  
3 through, that it's an advantage to Government to have that kind  
4 of input.

5 The second .....

6 MR. COLE: Could I ask a couple of questions?

7 MR. McVEE: Yes, certainly, Charlie.

8 MR. COLE: The State Trustees saw this first page flow  
9 chart this afternoon, as you know, about 4:30 by FAX, so we  
10 have some questions about it, if you don't mind. Am I to  
11 understand that you and Mr. Pennoyer and Mr. Barton are the  
12 members of the Trustee Council appointed by the Federal  
13 statutory trustees?

14 MR. McVEE: Yes.

15 MR. PENNOYER: That's correct.

16 MR. COLE: We can, say, lay that to rest?

17 MR. McVEE: Yes.

18 MR. COLE: Okay. Well, then we have the three State  
19 trustees; so we can sort of get down to the Trustee Council, I  
20 think.

21 Now, what's this line of the EPA over there? I mean,  
22 the reason I mention that is because, as you know, this  
23 Memorandum of Agreement says that the decisions on the part of  
24 the Federal Trustees shall be made in consultation with the  
25 EPA, and that was a huge battle ground, as I recall, when we

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1 negotiated this agreement; that the EPA Federal Agency would  
2 not be advising, as it were, the State Trustees.

3 So, I'm going to ask you a little about that. What's  
4 the story there?

5 MR. McVEE: Okay. Let me respond. The President made  
6 a commitment that the EPA will be involved in the restoration  
7 process. And their involvement, precisely, is providing advice  
8 to the Federal Trustees and also as co-leader or co-chair of  
9 the restoration planning activity on the Federal side.

10 And so as the chart is drawn, it doesn't show all the  
11 detail I guess that's necessary to explain that, but that is  
12 the role that we understand that EPA will play. It'll relates  
13 to the Federal Trustees; it's in the MOA.

14 The Government acknowledges that the President has  
15 assigned to EPA the role of advising Federal Trustees, in  
16 coordinating on behalf of the Federal Government, the long term  
17 restoration of natural resources injured, lost or destroyed as  
18 a result of the Oil Spill.

19 MR. COLE: So that accounts for them being on this  
20 pamphlet?

21 MR. McVEE: That's why they are on the box.

22 MR. COLE: One comment about the Public Advisory Group;  
23 is that meant to be definitive, or are those just  
24 illustrations?

25 MR. McVEE: I guess I'd call them illustrations. You

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1 know, we have to start somewhere, and they are some ideas.

2 MR. COLE: Did you have any questions, John or Carl,  
3 about this flow chart?

4 MR. ROSIER: Yeah, I had one. You spoke to the  
5 Administrative Director Resource Restoration Coordination Group  
6 utilization, apparently, of in-house capability there. What  
7 did you visualize as far as the sub-groups were concerned, the  
8 composition of those? Would that be public as well as agency,  
9 or what do you .....

10 MR. McVEE: Those I would guess would be, you know,  
11 additional staff that we would need to assign. And, you know,  
12 some examples, of course; one is the Restoration Planning  
13 Coordination Group, which is, as I see it, where the  
14 responsibility would lie for the development of the plan that  
15 we have to put together here in the next 90 days or so.

16 Another one that we might set up there would be -- and  
17 this is just a thought -- would be a public participation  
18 planning group, you know, to pull together a plan, at least the  
19 first cut at a plan that we could take a look at and we could  
20 start to utilize early on.

21 I guess another one that I've thought about would be a  
22 group to try and develop an umbrella plan or framework plan for  
23 all the studies, the kind of additional studies in terms of  
24 measuring natural resource recovery, of future monitoring, an  
25 umbrella plan to guide us in making decisions on specific

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1 studies.

2 I might mention, you know, that considerable work has  
3 been done on a number of these things already by the  
4 organization that's now in place, and I think that's a good  
5 place to take off on our new organization.

6 MR. COLE: Commissioner Sandor?

7 MR. SANDOR: Yes. If I could just raise a point with  
8 regard to the Environmental Protection Agency's advisory and  
9 coordination role. First, I think the definition of  
10 coordination might be open to wide interpretation. We'd hope  
11 it'd be more advisory than directory in nature. I guess the  
12 more important thing that would concern me, though, Curt, would  
13 be that the EPA advice and direction would be Alaskan based.

14 I would be concerned if the advice and coordination  
15 coming out of that block was from Washington, D.C. And, quite  
16 frankly, not much more comforted if it came from Seattle.

17 So the best answer to this, of course, would be the  
18 establishment of a Region 11 with EPA in Alaska, and then I'd  
19 feel a lot more comfortable about that. This probably is not  
20 within your purview, but I think for the record I would raise  
21 that.

22 MR. McVEE: I would guess your comments were duly noted  
23 by Susan McMullen of EPA who's sitting here. I think maybe the  
24 other Federal members have something to add to what I've said,  
25 Mr. Cole.

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1 MS. McMULLEN: Duly noted.

2 MR. COLE: Okay. Mr. Pennoyer, did you have comment?

3 MR. PENNOYER: Well, just I believe Mr. Rosier was  
4 asking something about the administrative director on the  
5 Resources Restoration Coordination Group in terms of what that  
6 was going to be. I think, Curt, were you going to go through  
7 some of the possible duties of these units?

8 MR. COLE: I think maybe we could get to that in a  
9 minute. One thing I thought is, is there objection to  
10 conceptually adopting the flow chart through the creation of  
11 the Trustee Council?

12 MR. ROSIER: Certainly none from here.

13 MR. COLE: Can then we regard it as decided unanimously  
14 that the Trustee Council is hereby established and comprised of  
15 the Federal nominees and the three State Statutory Trustees?

16 MR. PENNOYER: I believe that's agreeable.

17 MR. SANDOR: Agreed.

18 MR. COLE: Now, did you want to -- Mr. Pennoyer or  
19 Dave, did you want to address some of the lower level tiers  
20 there?

21 MR. PENNOYER: Well, I believe we have attached to that  
22 diagram a list of the various possible duties of the groups  
23 that it has envisioned. I think the Resource Restoration  
24 Coordination Group is sort of a management team group to assist  
25 us in carrying out our functions. And, we envisioned it being

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1 composed of representatives of the various agencies at more of  
2 the working level. But we also envisioned that we were going  
3 to need some full-time support staff and administration of some  
4 kind to coordinate the activities of that group, and to report  
5 to us and support us directly. And I think we envisioned  
6 that the position listed there as Administrative Director  
7 would, in fact, do that.

8 And some of the duties listed are budgetary and  
9 contract coordination, liaison with the Trustee Council, and  
10 the Public Advisory Committee, supervise a small administrative  
11 staff, and I think we'd emphasize "small," and non-voting  
12 chair, or perhaps better, presiding officer of the Resource  
13 Restoration Group, and interaction with the public and public  
14 officials. So it's a full-time commitment to supporting us in  
15 that type of a function.

16 MR. COLE: Well, let's -- Mr. Gibbons, do you have  
17 something you want to .....

18 MR. GIBBONS: Not in that regard.

19 MR. COLE: Okay. Well, let's talk about that a little  
20 bit. How many members of that coordination group do you  
21 believe we should establish or appoint?

22 MR. PENNOYER: Well, I think the proposal was to  
23 represent each of the Trustee Council members agencies on that.  
24 So, there'd be one for each of them, basically six.

25 MR. COLE: So, there would be six members? Is that

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1 agreeable to you, gentlemen?

2 MR. SANDOR: So long as there's equitable State and  
3 Federal participation; equal representation, I guess that's the  
4 point.

5 MR. COLE: What do you mean, three and three?

6 MR. PENNOYER: Three and three.

7 MR. SANDOR: That sounds fair.

8 MR. COLE: Well, should we then unanimously decide that  
9 we'll form this Restoration Coordination Group?

10 MR. PENNOYER: That certainly would be our intent.

11 MR. COLE: Decided. What about how are we going to  
12 appoint these people and what's the proposal there from the  
13 Federal trustees?

14 MR. McVEE: I guess I had visualized that each Federal  
15 representative would have -- you know, would identify one of  
16 their key staff people as being their member of the Resource  
17 Restoration Coordination Group, and the State would do  
18 likewise.

19 MR. PENNOYER: We'd be committed to a full-time  
20 commitment to that, not just part-time.

21 MR. COLE: Well, let's -- before we get to that  
22 let's -- I want to look. But, before we get to that, I mean,  
23 let's next address are we going to appoint these six members by  
24 each Trustee Council member having one pick as it were?

25 MR. McVEE: That would be my -- I guess that's my

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1 thought. That gives us representation, or a cross section of  
2 the council, and then access to all of the organizations within  
3 our respective areas.

4 MR. COLE: I'll pick a non-lawyer. Well, is that  
5 agreeable with the State trustees?

6 MR. ROSIER: That's agreeable here.

7 MR. COLE: All right. Well then it's agreed that each  
8 member of the Trustee Council gets to select and appoint one  
9 member of this six person Restoration Coordinating Group.  
10 Agreed?

11 MR. McVEE: Good.

12 MR. COLE: Agreed. Do you want to address anything  
13 else on that? Should we address whether that has an Executive  
14 Director, or whether it doesn't, or shall we leave that to the  
15 group?

16 MR. McVEE: I think the Council -- we need to address  
17 that, I believe, and there are some reasons for that. But, I  
18 guess it's a little delicate in that when we address that I  
19 would like to talk about personnel, and I don't think we can do  
20 that in a public forum. And there are some candidates for  
21 that, and I think that it's important that we settle on that  
22 position or interim leadership so that we can get moving.  
23 But I think when we start talking about specific individuals  
24 that we should do it in an executive session.

25 MR. PENNOYER: But, we can discuss it conceptually?

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1 MR. McVEE: Yeah, conceptual discussion is fine.

2 MR. COLE: I think we should first decide whether there  
3 is a full-time Executive Director position there. Is it the  
4 unanimous view that there should be a full-time Executive  
5 Director of that coordination group?

6 MR. ROSIER: I certainly agree.

7 MR. PENNOYER: Given our schedules, we hardly have the  
8 time to hold it together on a full-time basis, and I think  
9 that's something we're going to need.

10 MR. COLE: All right. Well, then we've unanimously  
11 agreed on that. Assuming, Mr. Gibbons, that Mr. Barton is on  
12 board and .....

13 MR. GIBBONS: Yeah. He's in agreement with that.

14 MR. COLE: All right. Well then we've moved along that  
15 far. All right. Then we will -- you'd mentioned -- do you  
16 think, Mr. Pennoyer, that we want to address whether each  
17 member of this Coordination Group should be, what, a full-time  
18 devotee of this group? I mean that's something I thought I  
19 heard you say, and I'm not certain that .....

20 MR. PENNOYER: Yeah. I think that's the type of  
21 commitment each agency is going to have to make, and I think on  
22 our side we would propose that in fact that happen; that it be  
23 a full-time commitment.

24 MR. McVEE: Interior is committed to that.

25 MR. GIBBONS: Agriculture is committed.

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1 MR. COLE: Mr. Rosier?

2 MR. ROSIER: I guess I don't have any problem with  
3 committing someone full-time, but I think that there's another  
4 question that's involved. I assume that these people that  
5 we're talking about here would be retained within the agency,  
6 that they would come together at some point. We're not talking  
7 about moving people out of the agencies into a central  
8 location?

9 MR. COLE: Oh, that's what I'm trying to address, as to  
10 whether these six people are going to sit, you know,  
11 figuratively in the same room and work on these projects, or  
12 whether they're going to be able to perform other duties. For  
13 example, Governmental duties, while they serve as a member of  
14 this Coordination Group, as we've called them.

15 MR. ROSIER: Well, I have no problem committing,  
16 Mr. Chairman, to a full-time position on this, but certainly I  
17 would assume that by committing to that, that my designee would  
18 in fact be a person that would stay with my agency and not be  
19 moved out of the agency.

20 MR. SANDOR: And then, Mr. Chairman, with respect to  
21 the agency that I represent, I certainly have no problem in  
22 committing a full-time -- the equivalent of a full-time  
23 position, and I would see the desirability of having perhaps  
24 some different participants in different skills, perhaps,  
25 brought to bear. So I'd want to reserve judgment on how

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1 that -- the equivalent of the full-time be applied.

2 I think actually the way this is going to work -- would  
3 have to work -- is that one person and an alternate, perhaps,  
4 would be the lead, and I would see a broad range of individuals  
5 within each of our agencies contributing. And, if in fact at  
6 some Restoration Group meeting discussion that dealt with some  
7 specific activity, this might not be the lead or not be the  
8 primary person, but a secondary person. So we'll need  
9 flexibility in the operation and management of that group.

10 MR. COLE: But that troubles me, you know, first,  
11 because my prospective nominee, super star, cannot spend full-  
12 time on this particular subject. And, I think we have to be  
13 very clear. Are we talking about these six first-round draft  
14 picks, as they were, being there full-time on this group, or  
15 whether they can go -- you know, do perform other duties in  
16 your department? And, I think we have to be very clear about  
17 that, that we can't fudge it or, you know, sort of gum it up a  
18 little bit. And, I think John touched upon it, but we have to  
19 be very clear on that. What do you think, Curt? I mean are we  
20 talking about your pick saying full-time on this group and  
21 doing nothing else?

22 MR. McVEE: Yes, I think we're .....

23 MR. COLE: Because I think we lose a lot of capable --  
24 we lose capable people when we do that.

25 MR. McVEE: I guess, Charlie, my feeling is that we all

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1 face a little different situation, organizationally, and we  
2 have to deal with that, and I think we can, you know, if we're  
3 flexible. We have to be flexible where we've got six Trustees  
4 involved. And, in respect to that, you know, I don't want to  
5 move to Juneau, but -- I apologize for that to you other .....

6 MR. COLE: Oh, I didn't either, so don't feel like the  
7 only one around here.

8 MR. McVEE: And, I'm not prepared to, you know, direct  
9 a transfer of the person that we have in mind to move to  
10 Juneau, which will probably set her at ease at this moment, I  
11 hope, but I see this group working full-time, but coming  
12 together periodically in the early stages.

13 I think it's going to demand a lot of time on our part  
14 to deal with all the tasks that we have. That may level out,  
15 you know, but -- so I see a lot of meetings. So I expect a  
16 considerable travel to Juneau where the other five people will  
17 be, maybe.

18 MR. COLE: Yeah. You've got to be very flexible about  
19 scheduling, you're dealing with Juneau. But, here's the thing.  
20 Do we then have a power of substitution, so to speak, on this  
21 six member group? If we do, I think we can solve his problem.  
22 Rather than a designation of one person and that one person  
23 acts all the time because -- what do you think?

24 MR. SANDOR: Well, I think it's imperative that we have  
25 that power of substitution. The bottom line really would be,

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1 again, that there be one, you know, vote, I guess, or position,  
2 as opposed to some mixture. And, at any one Restoration Group  
3 meeting there be each of the six agencies represented and, you  
4 know, able to take a position. But, we must have the  
5 flexibility of having different people being able to appear at  
6 different times, depending on the subject area.

7 MR. COLE: Mr. Gibbons? Dave?

8 MR. GIBBONS: Yeah. Being involved in this process  
9 like Steve has from the start, I've looked at the workload, and  
10 the workload recently you would think after you reach  
11 settlement would go down, and it really hasn't; it's gone up.

12 And, so I really am of the opinion that we need  
13 somebody full-time on this; and we preferably would like to see  
14 them housed together so the coordination would be improved, in  
15 one location, still connected with the agencies, but housed in  
16 one location.

17 MR. COLE: Well, that brings up another question.  
18 Where is this group going to be headquartered, really? I mean  
19 maybe we ought to decide that, too, while we're at it.

20 MR. ROSIER: I nominate Juneau. I think I lost  
21 already.

22 MR. PENNOYER: I think we've run into our first problem  
23 by having six different viewpoints, and not necessarily  
24 consistent. I think that as Dave said, having also been  
25 involved in it right from the start of the process, we found

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1 that in the management team type approach you need some  
2 consistency. I don't think we ever envisioned that only one  
3 person would bring our expertise to whatever is being done  
4 there.

5 As a matter of fact, I think our view is we would have  
6 the lead, and they could bring in whoever they wanted or needed  
7 to at any time to assist. Obviously, we all are going to have  
8 to have some flexibility. We've got different organizations,  
9 we've got different situations, we've got different people  
10 involved. But I would hope that as we do this we do bring  
11 consistency to the process, because if you have a different  
12 person sitting at the table each time, I think you're going to  
13 find that you're not going to be able to make the decisions you  
14 want to make in a timely fashion, and you'll lose some  
15 continuity and history.

16 So, we may revolve and evolve and have alternates and  
17 substitutes, but I think it's fairly important to try and have  
18 that consistency, however we achieve it.

19 MR. COLE: Curt? Mr. McVee?

20 MR. McVEE: I guess something else I meant to say, and  
21 that -- you know, that the responsibility of the Interior  
22 nominee onto the RRCG will be twofold; that they will spend a  
23 considerable amount of time with the Interior agencies that  
24 will have the responsibility for implementation. And, those  
25 regional offices, those agencies, and the expertise is located

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1 here in Anchorage. So, you know, whichever way we -- .....

2 MR. COLE: Expertise in Anchorage?

3 MR. McVEE: ..... whichever way we cut it, you know,  
4 that if our person was located in Juneau, they'd be traveling  
5 to Anchorage a considerable amount of time to get that kind of  
6 input because, you know, a process has to develop from the  
7 ground up, which means we've got to spend time with the Park  
8 Service, with Fish and Wildlife Service to get that done so  
9 that we can represent them adequately. So, we're in a -- you  
10 know, it's a dilemma, I guess, from our perspective.

11 MR. COLE: So what are you saying?

12 MR. McVEE: I guess we're saying that, you know, we  
13 would propose to operate from the Interior standpoint with a  
14 person headquartered here, participating in a lot of travel to  
15 Juneau. I guess my feeling is that with the other five  
16 trustees and their principal staffs in Juneau, we were going to  
17 have to give on this one and recognize that probably most of  
18 the work would be done in Juneau.

19 MR. COLE: Is that then decided, that this organization  
20 will be centered in Juneau; the Executive Director will be  
21 there?

22 MR. ROSIER: Well, in view of some of your earlier  
23 comments, Mr. Chairman, I think -- you know, I wasn't sure what  
24 you were going to nominate for the location here tonight, but  
25 under the circumstances I would certainly vote for it, yes.

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1 MR. COLE: Well, it's not an easy call. Commissioner  
2 Sandor?

3 MR. SANDOR: Well, being a long time resident of Juneau  
4 I should say Juneau. I wonder why we have to decide that  
5 location tonight?

6 MR. COLE: Well, I mean, we don't have to, but it's  
7 time to make decisions.

8 MR. SANDOR: Yeah. I'm wondering .....

9 MR. COLE: Do you not agree? You can tell this  
10 decision is not stacked.

11 MR. SANDOR: I -- I guess I would assume that it most  
12 likely might be. On the other hand, I think what may happen in  
13 the course of doing this restoration coordination work, that  
14 we're going to find that we really ought to be fairly closely  
15 related to the area in question, certainly Prince William Sound  
16 and the other areas that were impacted by the .....

17 MR. COLE: We can throw Kodiak in there.

18 MR. SANDOR: Kodiak.

19 MR. COLE: It's that the legislators continuously  
20 remind us that it's not just Prince William Sound. So, we've  
21 sort of learned the hard way to be careful when we refer to the  
22 "Oil Spill area."

23 MR. SANDOR: I guess the point I'd just sort of make  
24 very quickly is that this ought to be field related as much as  
25 possible, and that the restoration work ought to be rooted in

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1 the activities there. And, if it can best be done out of  
2 Anchorage, it ought to be done out of Anchorage, if it can best  
3 be done out of Juneau, it ought to be in Juneau. I don't think  
4 we know yet. I'm not in a position of voting either way on  
5 that.

6 MR. COLE: Well, we really ought to know by now. I  
7 mean, it's been going on for two years.

8 MR. PENNOYER: Mr. Chairman?

9 MR. SANDOR: Put it in Juneau, but if you want to --  
10 when they want to .....

11 MR. COLE: No. But, here's the thing, maybe we should  
12 defer it.

13 MR. SANDOR: I would want to defer it.

14 MR. COLE: You do?

15 MR. PENNOYER: Mr. Chairman, can I make a suggestion?  
16 We're starting here, and we've got to start somewhere, and this  
17 group is going to have to start meeting somewhere presumably  
18 when we get this going. Can we pick Juneau as the starting  
19 point and recognize that through this whole process, the whole  
20 restoration process is going to be an evolving one and we may  
21 change in the future?

22 MR. SANDOR: Okay.

23 MR. COLE: You're sure?

24 MR. SANDOR: Sure.

25 MR. COLE: Right. Yes, sir?

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1 AUDIENCE COMMENTS: Is there something that keeps any  
2 group in the organization from participating or voting via  
3 teleconference?

4 MR. COLE: I don't think so. We haven't got to some of  
5 the procedural aspects. We'll have to thrash that out, but I  
6 shouldn't imagine that. You mean public participation group?

7 AUDIENCE COMMENTS: No. I mean, you know, in with  
8 either your Council or with the Resource Restoration  
9 Coordination Group in trying to resolve any problem, taking  
10 the -- I mean it's still in Alaska, but it is far away from the  
11 oil-impacted areas.

12 MR. COLE: Well, it troubles me too, really.

13 AUDIENCE COMMENTS: But, I mean teleconferencing.

14 MR. COLE: We will use certainly the teleconference.  
15 But I just want to agree with Commissioner Sandor, I've never  
16 been fully convinced that it ought to be in Juneau because of  
17 where the Oil Spill affected, and that certainly a lot of the  
18 data must be here, you know, more so here than in Juneau or  
19 elsewhere. So, I -- but why don't we just -- yes, sir?

20 MR. PENNOYER: Mr. Chairman, I think it's a good point.  
21 And, I think what we're talking about here is a  
22 management/administrative group that's going to help us pull  
23 things together. And, I think they're going to have to hold  
24 scoping hearings, and I think they're going to have to be work  
25 groups that are field oriented. I think that all those things

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1 are going to evolve as we go along. And, I think they are  
2 going to, however, be supporting our agency and Trustee Council  
3 decisions directly, and where they're located doesn't mean they  
4 always have to meet there.

5 MR. COLE: All right. Well, are we temporarily set on  
6 Juneau then?

7 MR. SANDOR: Yeah. I think we're temporarily set in  
8 Juneau. I would guard against, you know, the bureaucratic  
9 tendency sometime to set up a group in Juneau, and set up a  
10 group in Anchorage, set up a group here and there and be  
11 somewhat redundant. I guess the point made about  
12 teleconferencing is the way to do this, but it ought to be oil-  
13 impact related.

14 MR. COLE: Well, but you remember we had  
15 teleconferencing at that one meeting I went to and we had 20  
16 people in the meeting in Juneau in the room, and another 20  
17 teleconferencing, we had 40 people in some council meeting. It  
18 surprised me, there's quite a few people talking. I hope we  
19 don't have that size of organization again as we get underway.  
20 Well, anyway, what's the next subject, Mr. McVee, that you want  
21 to address?

22 MR. McVEE: I guess we .....

23 MR. COLE: Getting on to the agenda, have we managed to  
24 get through the organization on this agenda? Mr. Gibbons, do  
25 you have something?

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1 MR. GIBBONS: I feel like we probably have, you know,  
2 explored organization. Probably as we move on in future  
3 meetings, there's quite a bit more to talk about there.

4 MR. COLE: Sure. Well, let's say this, if we can do  
5 something, when will we get the members of this Restoration  
6 Coordination Group appointed? Should we establish a deadline  
7 for selecting of the nominees so we can be satisfied that will  
8 be accomplished, too? I would think we should.

9 MR. McVEE: My feeling is that the sooner we can do it  
10 the better. Maybe even to give them an opportunity to meet  
11 before we would meet next -- before the Council would meet  
12 next, whenever that might be, which probably should be fairly  
13 soon. But, I don't know, I guess from Interior standpoint, you  
14 know, we could name a person -- our person by tomorrow or  
15 Monday morning, or whenever.

16 MR. COLE: John? Carl?

17 MR. ROSIER: Well, I'd be in a position of identifying  
18 someone by -- within the next four or five days.

19 MR. SANDOR: Certainly I -- by Monday I could have  
20 someone.

21 MR. PENNOYER: Mr. Chairman, I think on our side we're  
22 ready in the next four or five days to name individual  
23 participants to this group.

24 MR. COLE: How about a week from tomorrow, is that too  
25 long?

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1 MR. PENNOYER: That sounds fine..

2 MR. COLE: A week from tomorrow? Let's see, that's the  
3 13th. The 13th. Great. Is it too long? All right. Do we  
4 want to move on now to the public participation issue there?  
5 Mr. McVee, you want to address that, please?

6 MR. McVEE: Yes. I think we've all talked about public  
7 participation and I guess I feel it's important, and maybe this  
8 is one of the charges that we would give to our RRCG early on,  
9 is to get some of our folks together, experts in that area, and  
10 we all have them because our organizations are involved in many  
11 public participation programs, but to draft a discussion  
12 document that we could start to utilize on what is encompassed  
13 in that plan.

14 And we have had correspondence from a number of people  
15 and organizations with various suggestions. We could of course  
16 give that correspondence with those ideas to this group to come  
17 up with a participation plan. It's one of the thoughts that  
18 we've talked about a little bit on the Federal side, is some  
19 type of scoping meetings maybe as early as January -- mid-  
20 January -- early to mid-January. And this would be to set up a  
21 series of issues that -- or provide a target for the public to  
22 shoot at that we see that has to be addressed, and go with  
23 these issues and a team to the various locations, communities  
24 in the oil spill area and around the Oil Spill area, you know,  
25 to get some ideas of what kinds of suggestions and thoughts are

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1 out there that can be utilized by the Trustees Council and by  
2 the RRCG in developing the plans and the ideas. I guess the  
3 other -- excuse me .....

4 MR. COLE: When you say scoping meetings, who's meeting  
5 with whom? I mean, I don't understand that.

6 MR. McVEE: Okay. I guess I'm using maybe terminology  
7 that has come out of the EPA process, and I apologize for that.  
8 But what's done there typically is that before we start an  
9 environmental impact statement on the Federal side that we go  
10 through a process of identifying all issues that are going to  
11 be addressed. And, in this instance we could identify the  
12 things that have to be addressed, or the restoration plan, the  
13 framework plan, the advisory group, you know, studies program  
14 and so on. And, you know, we'd publish a one-page list of  
15 issues and maybe some explanation, and then arrange for scoping  
16 meetings versus hearings, but discussion meetings with various  
17 locations, various communities, particularly around the Oil-  
18 Spill area and record the public input that we're receiving at  
19 that point.

20 It seems to me like that starts an early process of  
21 public participation, it identifies to us on the council who  
22 the interested public are, and it will help us identify, I  
23 think, as we move forward say, for example, in the advisory  
24 board process, you know, those people that are really  
25 interested and willing and able to participate and want to give

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1 this issue some time.

2 MR. COLE: Would this process be done by the Restoration  
3 Coordination Group? I mean this would be one of their  
4 functions?

5 MR. McVEE: Yes, I think that that would be probably  
6 the best place to have it done. I don't think it would  
7 preclude some of us from going to some of those meetings, it  
8 might do us some good, speaking for myself, not for anyone  
9 else, of course, but it might -- it's good to hear some of the  
10 concerns in these communities.

11 MR. COLE: All right. Should we give them any  
12 deadlines? You know, I just think this is important because we  
13 have to get this underway with the restoration process for next  
14 summer or something, you know. I think it has to be addressed.  
15 And I think it's very vitally important that this get underway  
16 and we not tarry, or allow -- permit the group to tarry.

17 MR. ROSIER: Charlie?

18 MR. COLE: Yeah.

19 MR. ROSIER: You need to use the microphone there.

20 MR. COLE: Oh, well. I was simply saying that, you  
21 know, it occurs to me that we should think about giving this  
22 group some deadlines by which these scoping meetings and the  
23 development of the public participation plan be completed.  
24 Mr. Gibbons, do you have something on that?

25 MR. GIBBONS: Yeah. I guess my thoughts on that would

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1 be to look at the expertise that we have on this Restoration  
2 Coordination Group, and they may want to go and get an expert  
3 in this arena if the expertise is not available on that group  
4 to help them out some. So, it may not be the exact six  
5 members. Just a thought on that.

6 MR. COLE: Mr. Pennoyer?

7 MR. PENNOYER: Thank you, Mr. Chairman. I guess maybe  
8 what we could do is instruct this restoration -- Resource  
9 Restoration Coordination Group we're forming, that's going to  
10 be formed by next week, to do the following by the time we next  
11 meet, to present us with a better-thought-out way of addressing  
12 this, rather than set up scoping meetings tonight or try to get  
13 into that type of detail.

14 These are the type of things we want to do, but I think  
15 we would instruct our group that we form that their first  
16 instructions would be to come back to us with a tentative plan  
17 for public participation for us to review, hopefully at a  
18 meeting no later than about mid-December, to decide on where  
19 we're going to go from there.

20 MR. COLE: Hiring another expert gives me the willies,  
21 I must say.

22 MR. GIBBONS: It may be internal.

23 MR. COLE: Yeah. Okay. Yes, Mr. McVee?

24 MR. McVEE: Just a thought that's been in my mind, is  
25 that, you know, if we can find a volunteer or volunteer someone

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1 that, you know, has public participation experience from one of  
2 our respective agencies, maybe one on the federal side, one on  
3 the state side, you know, and then support them with a person  
4 that has been involved in this whole process and understands  
5 the issues; that we could put together a team pretty quickly  
6 that could start to develop a framework at least that we could  
7 consider.

8 MR. COLE: Commissioner Sandor, do you have views? Mr.  
9 Rosier?

10 MR. SANDOR: Well, I really like Curt's last suggestion,  
11 but that's about it.

12 MR. COLE: Why don't we do this then, Mr. McVee,  
13 Commissioner Sandor can get together and outline some  
14 directions on that subject to the coordination group. Is that  
15 all right with you Mr. Pennoyer?

16 MR. PENNOYER: Yeah.

17 MR. COLE: Mr. Gibbons?

18 MR. GIBBONS: Yeah.

19 MR. COLE: Okay. You want to move on?

20 MR. McVEE: Please.

21 MR. COLE: Does that take care of this public  
22 participation plan on the agenda and the advisory board, or do  
23 you want to comment further on that?

24 MR. DAN SADLER: Mr. Cole, we can't hear your  
25 microphone.

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1 MR. COLE: I was just saying do we have further  
2 comments by Mr. McVee or any of the Federal trustees on the  
3 public participation plan on the agenda, or the advisory board?

4 MR. PENNOYER: Mr. Chairman, I think that pretty well  
5 covers it. The type of items they need to consider are those  
6 listed on that list, and come back and advise us as to how to  
7 proceed. And, we should select that course of action and let  
8 them get started on it as soon as possible.

9 MR. COLE: All right. Further comments on that  
10 subject? Well let's move on then next to the restoration  
11 planning on the agenda. Who would like to address that?

12 MR. PENNOYER: Seems to be an item on the agenda that  
13 needs a lot of talking.

14 MR. COLE: Well, let me say this then, .....

15 AUDIENCE COMMENTS: You have several people out here  
16 that would like to be heard from, and they're being pretty much  
17 ignored. And, please, we would like to hear you and it's very  
18 difficult to hear you gentlemen.

19 MR. COLE: Well, we don't mean to ignore anyone. We're  
20 just sort of feeling our way along. Yes, ma'am?

21 MS. PAM MILLER: Yes, my name is Pam Miller, with the  
22 Wilderness Society, and I guess that the public necessarily  
23 needs experts to tell us how to be involved in a meaningful way  
24 in the meetings. And, I guess I would just like to state my  
25 opinion that any full public participation begins when the

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1 public has an opportunity to speak.

2 And we don't need experts to tell us that we want to  
3 speak. And so I would recommend that you open up the meeting  
4 or designate a short period of time, perhaps, to just say that  
5 people who might want to be involved and might want to give  
6 their suggestions about what members of the public are involved  
7 in the public advisory panel and how -- I would, at least, like  
8 you to address how those are going to be chosen and are the  
9 people from the public going to be able to choose their own  
10 representatives.

11 MR. COLE: Well, I think that is the subject that this  
12 group is going to address and reach conclusions on after, as I  
13 understand it, a wide public hearing process. Is that the  
14 concept, Mr. McVee? That's what I understand.

15 MR. McVEE: My thought is that, you know, they have to  
16 look at -- that this group would look at -- that schedules, you  
17 know, would be primarily one of their concerns as to when do we  
18 need to, you know -- when do we need to really trigger, you  
19 know, this kind of activity; when will we have something ready  
20 for the public to review to serve as a target.

21 And, I guess in many of these areas that we don't have  
22 anything now and that the scoping meetings would serve as a  
23 good base for some of that discussion.

24 MR. COLE: Here's the thing, Ms. Miller, as I  
25 understand what the process is, you know; it's exactly what you

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1 want done, just that we're not doing it tonight. We're sort of  
2 having some people get together and arrange for a process by  
3 which even the public can be involved in how these organi- --  
4 how this public involvement is to be put together and  
5 structured.

6 Yes, sir?

7 AUDIENCE COMMENTS: Yes. Could you get some input from  
8 the crowd here? You suggested basing this in Juneau. It  
9 certainly appears to me that Anchorage is more accessible to  
10 all the areas effected. I'd just like to hear some input from  
11 the crowd before that decision flies away.

12 MR. COLE: Well, here's the thing. You know, this --  
13 let me put it this way. This is the first meeting of this  
14 group, you know, we're trying to get some framework established  
15 so we can get on with the huge job that's before us. I think  
16 what we've decided tonight is that, temporarily, 'till we get  
17 the organization underway, that the headquarters of this group  
18 will be in Juneau. You know, that's a temporary subject.

19 When we get the Public Advisory Group together, that  
20 certainly is a subject in which they can provide "meaningful  
21 public participation." But, we have to make some decisions, we  
22 have to get them made preferably, you know, even this evening,  
23 as late as the hour is, in a sense, so we can get underway.

24 And, that's the idea. None of these decisions, except  
25 I think, that some of these structural organizational meetings

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1 are pretty much locked in stone, but these other decisions are  
2 not. And, if we have, you know, too lengthy a public  
3 participation on each one of these issues we're just not going  
4 to get it done.

5 Yes?

6 MS. MARGARET SALMON: Margaret Salmon from Cordova. I,  
7 personally, and my organization would like to partake at all  
8 stages, even the preliminary setting up of how we're going to  
9 address the whole issue of distribution of funds and how we can  
10 participate. And, we would really appreciate Anchorage as the  
11 location.

12 MR. COLE: Yeah. Okay. Yes, sir?

13 AUDIENCE COMMENTS: I fully agree with what you just  
14 said because you Trustees, if you don't get this worked out, we  
15 clearly understand, before you go to the public, it's going to  
16 be a real problem. I think the Trustees not only owe it to the  
17 public to work this out, the structure of what you're going to  
18 do, but also the subcommittees and how many other agencies are  
19 going to be involved in this -- from past experience. If you  
20 get this bogged down and so many agencies have got to review  
21 this, and just from past experience on the permit section,  
22 you'll never get it done.

23 MR. COLE: Well, thank you. Now, one of the things I  
24 think we intend to do is make some decisions by this Trustee  
25 Council, you know. And, we can't please everybody, but we want

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1 meaningful public participation, we want to hear these views,  
2 and we have make some decisions and we have to get this  
3 underway.

4 And I tell you, in my view, that if we don't get this  
5 underway and going, I mean, the State of Alaska, the people who  
6 live here, and the people who want to be involved in these  
7 decisions and come to these meetings, I mean we're going to  
8 lose it and it's going to be in Washington, D.C., where in many  
9 ways the control, in my view, of this whole process for the  
10 last two years has been.

11 So, when we make these decisions, when we get this  
12 underway, I mean it's not -- it's not just because, you know,  
13 we regard ourselves as high potentates and we want to make the  
14 decision, but underlying it is to get this process in Alaska,  
15 get the organization established in Alaska, and then we can  
16 keep it in Alaska.

17 Now, you know, I really implore you to keep that in  
18 mind as you think about the perpetuity with which some of these  
19 decisions are being made.

20 Yes, sir?

21 AUDIENCE COMMENTS: I just thought you maybe had a deaf  
22 ear to what I said earlier. I can understand what you're  
23 saying, you want to get on with things, and I can appreciate  
24 that, but I still would have liked to hear the conscience of  
25 the crowd. The only comments I heard still suggest that

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1 Anchorage is the place to base this.

2 MR. COLE: Look, let me tell you, it's a temporary  
3 decision. Maybe it's a week, maybe it's two weeks, you know,  
4 but we have to get this organization established. Sure, I  
5 mean, I have equivocations about whether this should be in  
6 Anchorage, whether it should be in Juneau, you know, so do all  
7 the trustees, but .....

8 AUDIENCE COMMENTS: There used to be a comment about  
9 people moving into trailers temporarily; they were only going  
10 to be there a little while and they were there ten years later.  
11 Temporary is -- not to be argumentative, but I think it's an  
12 important decision.

13 MR. COLE: Well, thank you. Anyone else feel they're  
14 being ignored? Yes, sir?

15 AUDIENCE COMMENTS: Well, I wouldn't go so far as to  
16 say that, but information from this meeting -- for example,  
17 this meeting was pulled together on short notice, and I don't  
18 know what your method is going to be for disseminating  
19 information to interested parties in the future. I notice  
20 there's no attendance sheet here, for example, from which a  
21 mail out system could be developed for disseminating  
22 information about decisions you're making or questions that are  
23 being formed, a newsletter so to speak.

24 MR. COLE: It's a good point. I mean, let us know, we  
25 will ask the organizational group to look into that and see if

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1 we can't get that accomplished.

2 Yes, sir?

3 MR. PENNOYER: That's one of the problems, of course,  
4 is starting out like this we don't have the structure, we don't  
5 have people doing that. We hastily set up a PA system, a  
6 recording system tonight to try and get started, recognizing it  
7 was short, but recognizing, too, we want to get with it. We  
8 don't want to, for example, lose all next field season. We'd  
9 like to move and get public input on what we need to do well  
10 enough in advance so we can gear up to do what restoration  
11 activities and monitoring activities and so forth that need to  
12 be done next field season.

13 So, I don't think anything is engraved in stone, but  
14 we've got to start. We're in Juneau, the people who are going  
15 to advise us initially and advise us in an interim fashion are  
16 there; we're going to have sub-groups, they're going to be  
17 meeting all over the state. And, for example, in the recent --  
18 during the damage assessment process we had a sub-group located  
19 in Anchorage, there were a lot of functions carried out there.  
20 So, I think that's -- and not just there, there'll be Cordova,  
21 there'll be other places that we want to work out of. So, this  
22 is an administrative thing to get the ball rolling. And, where  
23 the sub-groups that actually deal in some of the science  
24 planning, and deal in some of the restoration planning  
25 ultimately end up, that's still going to be a call for what's

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1 going to work out best.

2 MR. SANDOR: I think that by now it's probably  
3 painfully obvious that this is the first meeting that we've  
4 had, and we really want to get underway and we are going to  
5 make some adjustments. And actually, this question about  
6 Anchorage versus Juneau is one that partially addresses -- I  
7 think it really needs some serious consideration, because we're  
8 not only dealing with the affected areas that are involved,  
9 we're also dealing with the people who are going to be mostly  
10 impacted by this restoration activity. We are going to listen.

11 MR. COLE: Well, now it's also a matter of the budget,  
12 you know. We'll have to see where the economics best fit too.  
13 I mean, you know, there's a lot of money expended, as I well  
14 know, traveling back and forth between Juneau and Anchorage.  
15 But, as they say in the vernacular, give us a break, you know,  
16 let us get this process going. We're sort of stumbling along,  
17 but we're getting it going. Did you want to comment, Mr. McVee  
18 on the .....

19 MR. McVEE: Restoration planning?

20 MR. COLE: ..... restoration planning?

21 MR. McVEE: Well, let me start it at least. I guess  
22 I've been concerned about getting this job done, and I guess  
23 I'm addressing here, you know, the initial framework plan that  
24 we have 90 days to pull together.

25 I guess in addition to that there's probably a more

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1 long-term, certainly, restoration planning effort that focuses  
2 on a lot more detail and a lot more depth. But, I think this  
3 initial effort is so critical and there are some basic  
4 requirements that have to be addressed, the budget, financial  
5 management system, restoration criteria, the monitoring and  
6 natural resource recovery studies, and the time frames that  
7 this is going to be done.

8 And, I guess part of the critical nature of this is  
9 something that Mr. Pennoyer mentioned, and that is that if we  
10 want to have activities in the summer of '92, restoration  
11 activities in the summer of '92, we need to get this done.  
12 From the Federal side we've been told by the Office of  
13 Management and Budget, which we all respect highly, that it is  
14 necessary for them to have the management plan, this framework  
15 plan, before they will approve the release of funds. And, so  
16 they're holding the purse strings until they see this.

17 So, it's so critical that we get this done, which leads  
18 me, I guess, to the importance of the Restoration Planning  
19 Committee and activating that as soon as possible. I would  
20 have to say there's been a lot of good work done, you know,  
21 currently which is a take-off point. It isn't like we're  
22 starting at ground zero, we've got information which can be  
23 utilized to start to pull this together. So, I believe that we  
24 can do it fairly quickly. And, if we can do it in 60 days,  
25 that's a lot better than 90 days from my perspective.

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1 MR. COLE: Do you want to comment, Commissioner Sandor?

2 MR. SANDOR: With respect to restoration and planning,  
3 this is where I think the major and really meaningful public  
4 participation is critical. And, I think within the restoration  
5 planning process, the framework within which this has developed  
6 has got to involve that. And, I think this is going to perhaps  
7 drive, in fact, our activities and may ultimately decide where  
8 in fact this Restoration Group and management activities is  
9 going to be. This is what I see as perhaps the most crucial  
10 public involvement activity.

11 MR. COLE: Mr. Pennoyer?

12 MR. PENNOYER: That's fine.

13 MR. COLE: Gibbons? One thing I'd like to address is  
14 what are we going to do about these existing management council  
15 and groups that apparently now in some ways float out there?  
16 Well, I mean that's euphemistic terminology.

17 MR. PENNOYER: Exist.

18 MR. COLE: Exist. Well, the reason I say -- let me  
19 just define that a little more. The reason that I say float  
20 out there is because I think that since the settlement was  
21 approved by Judge Holland, in a sense we're in a different vein  
22 of the entire Exxon Valdez episode and restoration process.  
23 And, I have a concern that the existing management council or  
24 whatever it is, is not really being subject to any oversight  
25 control. Now, maybe it's a misperception on my part, but, you

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1 know, do my fellow State Trustees have any views in that  
2 regard?

3 MR. COLE: That's certainly a question that I've had.  
4 I'm not sure what groups at all are continuing to work out  
5 there, and I'm assuming that we're going to have to draw from  
6 some of the work that's ongoing here within those groups at the  
7 present time. But, it's not clear in my mind exactly who is  
8 doing what at the present time because it has been a long time  
9 since the group had met and we've had any kind of a run-down in  
10 terms of what those groups in effect have been doing.

11 MR. SANDOR: I think we do want to make absolutely  
12 certain that activities that are underway are concluded in a  
13 sound manner, and the projects, you know, are culminated in a  
14 scientific way, and that studies and so forth are terminated so  
15 that our records of activities that had been generated up to  
16 date can be complete and can serve as a basis of information  
17 for follow-up activity.

18 MR. PENNOYER: Mr. Chairman, I think we do have  
19 obviously a structure that existed doing damage assessment.  
20 And, we had restoration and planning even at that stage. We've  
21 had certainly a damage assessment process with scientific  
22 studies ongoing and people are involved in it, and a team that  
23 looked at that process and advised the then trustee council on  
24 it. And, I don't think that team is without direction, except  
25 perhaps in the last couple of months there's been some

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1 uncertainty as to how to proceed, and I think that's what we're  
2 trying to resolve tonight.

3 MR. COLE: Well, that's what I had in mind, is just the  
4 last couple of months. They've certainly performed admirably  
5 previously, but I think we lost, you know -- in the last two  
6 months we just don't have any control over where that group is  
7 heading. That's my offhand view.

8 MR. PENNOYER: Mr. Chairman, I think that what we're  
9 here for tonight and over the next few weeks is to try and  
10 decide what direction it ought to have had. And, it's hard for  
11 them to do it on their own because they are just advisory and  
12 supportive groups, not decision-makers. And, I think that  
13 we're going to appoint a restoration -- Resource Restoration  
14 Coordination Group that's going to, I think, have to draw that  
15 together for us.

16 And certainly one of the first things they need to do  
17 is, is to inventory what we've got out there and what we've got  
18 ongoing so we don't lose what we need to keep and what we need  
19 to apply to this new effort. I think Commissioner Sandor said  
20 that very well. We've had a lot of good studies done, we've  
21 got a lot of good work ongoing, and a lot of people who've done  
22 a lot of admirable things over the past two years, and we need  
23 to take that, mold it into what we need to proceed with from  
24 here on restoration. And, I think that certainly is one of the  
25 assignments we need should this Restoration Coordination Group

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1 initially, is to bring that together, bring it back to us at  
2 the next meeting, make some clear cut decisions at that point  
3 as to what stays, goes, and how it's going to be molded.

4 MR. ROSIER: Yeah, well I certainly agree. I think  
5 that John did say it very well there. And, there has been a  
6 lot of good work done and I think that we want to be sure that  
7 we do bring it to a logical conclusion on this.

8 But I, for one, find myself in a position of not really  
9 knowing where we are with a lot of this, and it's been  
10 primarily because we have not been together in my view. And so  
11 I would certainly urge that we do have a rundown from our  
12 Executive Director, if we have one, or from one of the existing  
13 groups at the next meeting.

14 MR. COLE: I think we should then do that because what  
15 troubles me is I don't know how much money is being spent, and  
16 where it's coming from, and I think we should take steps to  
17 find out about that, really, right away. Mr. McVee, am I off  
18 base?

19 MR. McVEE: No. I think that's important. And, that's  
20 been a concern to us: (1) because we don't think that our  
21 appropriated funds are going to cover, you know, some of the  
22 activities that are necessary, and so we've been talking about  
23 that problem.

24 But, I think it's important that we get started soon.  
25 I guess I see that it's going to be necessary for us as a

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1 Trustee Council during this initial stages to meet fairly often  
2 so we could provide the direction to the -- to our group, to  
3 the RRCG, because I think we -- they have to look to us for the  
4 policy direction and guidance that's necessary.

5 And, in this formulative stage of the program it's  
6 important for us to meet. If there's been any problems, I  
7 guess, any drifting, or lack of focus, we probably have to take  
8 that responsibility for that occurring over the last few  
9 months, I think, not the individuals that were trying to do the  
10 job.

11 MR. COLE: Well, I agree with that. And, I think that's  
12 just one of the reasons why we have to get underway.

13 Mr. Pennoyer?

14 MR. PENNOYER: Can we then make it as an agreed upon  
15 primary assignment to the RRCG we're going to name by next week  
16 to come to the next Trustee Council meeting with an inventory  
17 of what exists out there, what indeed is ongoing, make some  
18 decisions at that point of what needs to continue, what needs  
19 to be changed.

20 MR. COLE: But, take Mr. McVee's suggestion that we  
21 meet soon again. That might be a little bit short for this  
22 coordination group to get that type of information available,  
23 you know, I'd just point that out. Let me shift the focus  
24 slightly. When do you suggest we meet again? I mean, how  
25 soon? I mean it's the 5th.

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1 MR. PENNOYER: We had some preliminary discussions on  
2 perhaps December 19th as an acceptable date that we were all  
3 going to be available. It's about a week after we form the  
4 RRCG and gives them a chance to start working.

5 MR. COLE: Well, it's decided then we'll meet again on  
6 the 19th of December. Can we meet a little earlier? Let me  
7 ask this, speaking of meaningful public participation; what  
8 hour of the day do you people think is most convenient for you  
9 so you can come to these meetings, you know? Anybody want to  
10 express views? Is it better at 9:00 in the morning or 6:00 at  
11 night? Yes, sir?

12 AUDIENCE COMMENTS: I feel that the evening hour for  
13 all of us that work and have to travel in from the outside  
14 areas. I thought this meeting time was quite appropriate.

15 MR. COLE: Okay. Yes?

16 AUDIENCE COMMENTS: I would agree with that basically  
17 for the same reasons, that most of us have other things that we  
18 have to do during the day. So, if evening meetings are  
19 possible, I would prefer that.

20 MR. COLE: Any contrary views? Well, I see  
21 Representative Kubina there, he's objecting to the evening  
22 hours, but -- well, all right. We will set it then -- is  
23 5:00 o'clock or would 6:00 o'clock be better? I mean, you  
24 know -- yes?

25 AUDIENCE COMMENTS: 5:00.

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1 MR. COLE: 5:00 o'clock. Vote for 5:00. Yes?

2 AUDIENCE COMMENTS: 6:00

3 AUDIENCE COMMENTS: 6:00.

4 AUDIENCE COMMENTS: 5:30.

5 MR. COLE: Well, let's see a show of hands? How many  
6 for 5:00 o'clock? 5:00 o'clock. How about 6:00?

7 AUDIENCE COMMENTS: Looks like a tie vote.

8 AUDIENCE COMMENTS: Would this meeting be held in  
9 Anchorage or in Juneau?

10 MR. COLE: Oh, we'll have it right here. Won't we?  
11 The Anchorage-ites -- you know. Well, look, we recognize  
12 people come in, we want people from Cordova here, we want  
13 people from Valdez, we want people from Kodiak, from Homer,  
14 even Seward. And I have a lot of memories of Seward, let me  
15 tell you. So, you know, the meetings will be here. And, did  
16 anybody vote for 7:00 o'clock?

17 AUDIENCE COMMENTS: I would say 7:00 o'clock because a  
18 lot of these people -- if you make it 6:00 o'clock, by the time  
19 they get home and have supper, they won't make it.

20 MR. PENNOYER: We have a fair amount of business to do.

21 MR. COLE: Pardon me?

22 MR. PENNOYER: We've got a fair amount of business to  
23 do.

24 MR. COLE: Comment is made we have a fair amount of  
25 business to do. Help me?

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1 AUDIENCE COMMENTS: I think people are going to come  
2 whether you make it 5:00 o'clock .....

3 MR. COLE: Well, I know. But sure, and so are we. But  
4 it's the idea we want to make it most convenient for people to  
5 come here. I mean, look, it's getting near Christmas, I mean,  
6 you know, people have children, you have dinners, you have all  
7 these things. And, so, 6:30? Let's make it 6:30. That's a  
8 compromise. Never reach these settlements unless you  
9 compromise. Okay. 6:30 here.

10 Now, what about -- is the 19th generally acceptable?  
11 Is the Thursday night generally better than a Friday night for  
12 people? People say Thursday the 19th is fine. Well, Thursday  
13 the 19th. Before we adjourn, does anybody want to make -- take  
14 10 or 15 minutes for some comments about the future from the  
15 people out there? I mean, you people are good enough to come,  
16 to take your time. If you can keep your comments short, you  
17 know, it will really help, we'll get a lot of them in. Yes,  
18 sir?

19 AUDIENCE COMMENTS: Is there a chance that on the 19th  
20 or at some point in the future ones they could be regularly  
21 teleconferenced through the State system?

22 MR. COLE: Fine with me. I mean, if somebody can  
23 arrange it, of course.

24 AUDIENCE COMMENTS: And the other thing, as you're  
25 organizing things, I know the Regional Citizens Advisory

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1 Council is coming up on their two year anniversary of being  
2 formed and they've had a lot of -- they're a little on the top-  
3 heavy side and they've made a lot of mistakes, but they've also  
4 made a lot of leaps forward in accomplishing things. There  
5 might be some things that could be learned from the way they  
6 went .....

7 MR. COLE: Sure.

8 AUDIENCE: ..... in their organization. And, I really  
9 appreciate that it is going to get moving along real quick  
10 here.

11 MR. COLE: Good thought. Can we make sure that the  
12 Executive Director, whomever it may be, keeps that in mind.  
13 Yes?

14 AUDIENCE COMMENTS: Yes, Charlie, the MOA between the  
15 two Governments states that you have a mutual desire to  
16 maximize funds available for restoration. And I'm kind of  
17 curious whether the conversation has come up to give the one  
18 hundred million dollars given, that each of the respective  
19 Governments forgive it and leave it in the restoration fund.

20 MR. COLE: It's a little matter outside my control. I  
21 haven't thought about that before and I'd have to give some  
22 thought on how that -- who could really do that, you know.  
23 See, that money from the standpoint of the State, goes to what  
24 I call a State Exchequer, the State Treasury, and I would say  
25 before that could be yanked out of there, it would have to be

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1 done by our good friends, the Legislature.

2 But I will keep that -- you should -- is Representative  
3 Kubina still here? Well, you might approach him with that.  
4 He's receptive to things like that. Yes.

5 Any other comments, please? Yes, sir?

6 AUDIENCE COMMENTS: It's very hard to hear in the back  
7 of this room and it would probably help if you had a  
8 microphone.

9 MR. COLE: Well, I just don't speak into this one very  
10 well. I'll do a little better next time. Thank you.

11 Comments? Yes, sir?

12 AUDIENCE COMMENTS: On this 90 day limit, are you  
13 talking that this organization has to physically put something  
14 in place in the 90 day period, or you just have to be organized  
15 to physically do something in the 90 days?

16 MR. COLE: I think -- well, let's take a look at it and  
17 make sure. Well, it says that we shall agree to an  
18 organizational structure for decision-making, and procedures  
19 for meaningful public participation, et cetera, within 90 days.  
20 Yes, Mr. ....

21 MR. PENNOYER: I guess I'd hope that we're doing more  
22 than just agreeing upon a framework in 90 days. I hope we've  
23 got something up and running where we're doing something within  
24 that time frame.

25 AUDIENCE COMMENTS: You're planning on putting

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1 something in place physically in 90 days?

2 MR. COLE: Physically, you know, I'm not sure what you  
3 mean physically?

4 AUDIENCE COMMENTS: I mean doing some restoration work  
5 in the effected areas.

6 MR. COLE: I don't think doing work within 90 days,  
7 because I really don't think that's feasible.

8 AUDIENCE COMMENTS: That was the question.

9 MR. COLE: Yeah. No, I think it's just we have to look  
10 forward, don't we, to doing that work in the summer months? I  
11 mean you're the experts in .....

12 AUDIENCE COMMENTS: Can you pass around a sign-up sheet  
13 so we can know who's here?

14 MR. COLE: Sure. Could somebody get a sign-up sheet,  
15 and we'll get names and addresses? Oh, there's one going  
16 around. If nothing else, we can leave it at the door so we can  
17 have a record, which we would appreciate.

18 MR. ROSIER: Yeah. I think that you heard us talking  
19 about some of the programs that are ongoing here a little  
20 earlier; that work is work that we will definitely have in the  
21 field, though, before summer. Some of those projects are going  
22 on pretty much on a 12-month basis. But those are the ones we  
23 want to review. And then as we move into more of the  
24 restoration work, I think Charlie is right, that we're probably  
25 looking at something a little later, probably summertime at the

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1 earliest before we get going on projects, as I see it anyway.

2 MR. McVEE: Mr. Cole?

3 MR. COLE: Yes, sir.

4 MR. McVEE: I think we're all committed to completing  
5 the -- or closing out the natural resource damage assessment  
6 studies so that that information will be available for those  
7 people that we will have involved in the planning of  
8 restoration activities. And, of course, that's ongoing right  
9 this week, looking at that whole package.

10 MR. COLE: Yes, sir?

11 AUDIENCE COMMENTS: Not having to wait for the summer  
12 months to do something good for Prince William Sound and the  
13 other effected areas could be the acquisition of some of the  
14 timber rights and lands that are being deforested right now,  
15 the destruction and harm to the natural resources that could  
16 potentially go much longer in its impact than the Oil Spill.  
17 Some of those monies could be used tomorrow to stop some of  
18 that destruction. And so, just keep that in mind.

19 MR. COLE: Yes. Thank you. Anyone else, please?

20 Yes, sir?

21 MR. NELSON: My name is Jay Nelson, and I work for  
22 Representative Cliff Davidson who sent a letter to the State  
23 Trustees a couple of days ago asking or encouraging, I should  
24 say, you to have fairly extensive public involvement in the  
25 whole process. Included in one of the suggestions was putting

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1 public members on, I guess, what would now be the Restoration  
2 Planning Group. Even having three public -- could be non-  
3 voting, but at least public members on there. And, I know  
4 Mr. Pennoyer is familiar with that.

5 The North Pacific Fishery Management Council has 11  
6 voting members, but it also has three other members that are  
7 non-voting members; they merely provide additional information  
8 to the Council. And, they don't actually participate in  
9 decisions, but they can participate as full members in the  
10 discussion.

11 I wonder if the State trustees had ever given any  
12 thought to that, and if the Federal trustees would comment on  
13 that, and that way you would institute it at a higher level  
14 than what you may be considering right now.

15 MR. COLE: The answer to your question directed in the  
16 State trustees is no. The question was, have you given any  
17 consideration to that; and the answer to that was no. And then  
18 he asked, as I recall, whether we would like to have comments  
19 from the Federal trustees.

20 MR. PENNOYER: We haven't -- we haven't really  
21 considered that. As far as the planning process and public  
22 participation, how it interacts is, I think, going to be a key  
23 element. I don't think we've really gotten our minds made up  
24 one way or another yet. We have a Public Advisory Group, which  
25 may or may not actually participate more formally with both the

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1 Trustee Council and the Restoration Group. So, I don't think  
2 we've made that decision yet.

3 MR. COLE: If there are no more comments from the group  
4 here this evening, should we then adjourn subject to an  
5 executive session dealing with these matters of personnel?  
6 We're adjourned until December 19th at 6:30. It's a little  
7 late, but -- yes, ma'am?

8 AUDIENCE COMMENTS: Where is it going to be held in  
9 Anchorage?

10 MR. COLE: I think we'll have to give public notice.  
11 One of the things, if we're going to get this teleconferencing,  
12 don't we have to do someplace where those facilities are  
13 available? I don't know about those, but I would think so.  
14 But, this time, you know, we will have wider public notice, and  
15 in advance. Thank you.

16 AUDIENCE COMMENTS: Mr. Cole, there's a sign-up sheet  
17 at the door, as well as one going through the audience that  
18 didn't make it all the way around.

19 MR. COLE: Thank you.

20 MEETING ADJOURNED

21 \* \* \* \* \*

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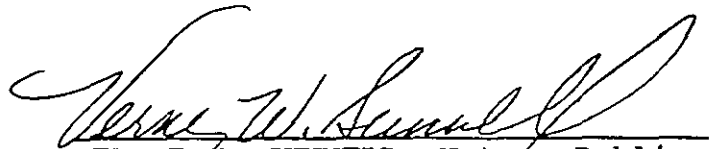
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11 COUNCIL was reported before Verner W. Sunnell on behalf of the  
12 Attorney General of the State of Alaska at the Fairview  
13 Recreation Center, 1121 East 10th Avenue, Anchorage, Alaska,  
14 December 5th, 1991, commencing at the hour of 5:00 p.m.;

15 THAT this Council Meeting as heretofore annexed was  
16 reported by myself and thereafter transcribed by Mary Miller;

17 IN WITNESS WHEREOF, I have hereunto set my hand  
18 and affixed my seal this 18th day of December, 1991.  
19

20  
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