

09.19.08

EXXON VALDEZ OIL SPILL

TRUSTEE COUNCIL

Teleconference Public Meeting
Friday, December 2, 2005
8:08 o'clock a.m.

441 West 5th Avenue, Suite 500
Anchorage, Alaska

TRUSTEE COUNCIL MEMBERS PRESENT:

STATE OF ALASKA - DEPARTMENT
OF ENVIRONMENTAL CONSERVATION:
(Chairman)

MR. KURT FREDRIKSSON
Commissioner

U.S. DEPARTMENT OF COMMERCE,
National Marine Fisheries Svc:

MR. CRAIG O'CONNOR for
MR. JAMES W. BALSIGER
Administrator, AK Region

STATE OF ALASKA - DEPARTMENT
OF FISH AND GAME:
(Telephonically)

MR. McKIE CAMPBELL
Commissioner

STATE OF ALASKA -
DEPARTMENT OF LAW:

MR. SCOTT NORDSTRAND
Deputy Attorney General
State of Alaska

U.S. DEPARTMENT OF AGRICULTURE,
U.S. FOREST SERVICE

MR. JOE MEADE
Forest Supervisor
Forest Service AK Region

U.S. DEPARTMENT OF INTERIOR:

MS. DRUE PEARCE
Senior Advisor to the
Secretary for Alaskan
Affairs,
U.S. Department of Interior

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1 TRUSTEE COUNCIL STAFF PRESENT:

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3 MS. GAIL PHILLIPS	Executive Director
4 CHERRI WOMAC	Administrative Officer
5 DR. RICHARD DWORSKY	Science Coordinator
6 ROB BOCHENEK	Data Systems Manager
7 MICHAEL SCHLEI	Analyst Programmer
8 CAROLYN ROSNER	Research Analyst
9 CARRIE HOLBA	ARLIS Librarian
10 PETE HAGAN	NOAA
11 CAROL FRIES	ADNR
12 DEDE BOHN	U.S. Geological Survey
13 CRAIG TILLERY	Alaska Department of Law
14 GINA BELT	Department of Justice
15 MICHAEL BAFFREY	Department of Interior
16 STEVE ZEMKE	U.S. Forest Service
17 JENNIFER KOHOUT	U.S. Fish & Wildlife Svc.
18	(TELEPHONICALLY)
19 DOUG MUTTER	Department of Interior
20 LARRY DEITRICH	Alaska Department of
21	Environmental Conservation
22	

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P R O C E E D I N G S

(On record - 8:08 a.m.)

CHAIRMAN FREDRIKSSON: Okay, well maybe we could bring the meeting to order. This is Kurt Fredriksson, Commissioner of Environmental Conservation. In bringing to the meeting to order, maybe we could ask the trustees here at the table to identify themselves. McKie Campbell, Commissioner of Fish and Game is on the line and then I'd like to go around on the line just to identify who is on.

MR. CAMPBELL: And Kurt.....

CHAIRMAN FREDRIKSSON: Yeah, McKie.

MR. CAMPBELL: Well, I said this earlier but not everyone was there. I guess I want to just say it again. I really apologize for not being able to be there. I very much wanted to make it happen and ultimately was not able to so my apologizes to all of you for having to -- just by teleconference.

CHAIRMAN FREDRIKSSON: Fair enough.
Thanks, McKie.

MS. PEARCE: You owe us.

MR. NORDSTRAND: Big time.

MR. CAMPBELL: On many levels.

MS. PEARCE: Wait till the next subsistence meeting.

1 CHAIRMAN FREDRIKSSON: Okay, let's identify
2 -- maybe Joe, could we start with you?
3 MR. MEADE: Joe Meade, Chugach Forest
4 Supervisor and Trustee from Agriculture.
5 MR. NORDSTRAND: Scott Nordstrand, trustee
6 representing the Department of Law.
7 MS. PEARCE: Drue Pearce, Department of
8 Interior.
9 CHAIRMAN FREDRIKSSON: Again, Kurt
10 Fredriksson, Commissioner of Environmental Conservation.
11 MR. O'CONNOR: Craig O'Connor, representing
12 NOAA on behalf of Jim Balsiger.
13 CHAIRMAN FREDRIKSSON: Okay. And we have
14 McKie on the line. So could we just go around the line.
15 Those people on the teleconference line here, would you
16 please speak up and identify yourselves.
17 MS. COSGROVE: This is Mila Cosgrove from
18 the Division of Personnel in Juneau.
19 MR. PECK: Ron Peck from the Alaska Travel
20 Industry Association.
21 DR. GERSTER: Dr. John Gerster, head of the
22 PAC.
23 MS. STUDEBAKER: Stacy Studebaker, vice
24 chair of the PAC.
25 MR. ZEINE: Ed Zeine, Cordova, on PAC.

1 MR. McCORKLE: Vern McCorkle, Anchorage, a
2 PAC appointee.

3 MR. EILO: Kurt Eilo, I'm also on the PAC.

4 MR. MUTTER: Doug Mutter, Department of the
5 Interior, the PAC designated federal official.

6 MR. DEITRICH: Larry Deitrich, DEC, Juneau.

7 CHAIRMAN FREDRIKSSON: Is there anybody
8 else?

9 (Simultaneous speech)

10 CHAIRMAN FREDRIKSSON: I'm sorry. Cordova,
11 would you identify yourself.

12 DR. OTT: Rikki Ott, Cordova.

13 MS. AMMAN: Erica Amman, National Marine
14 Fishery Service, Anchorage.

15 MR. SHAVELSON: Bob Shavelson, Cook Inlet
16 Keeper.

17 MR. TEUBER: Andy Teuber, PAC.

18 CHAIRMAN FREDRIKSSON: I'm sorry, I think
19 -- Andy, could you speak up? I didn't -- we didn't quite
20 catch that.

21 MR. TEUBER: Yeah, Andy Teuber, Kodiak PAC.

22 CHAIRMAN FREDRIKSSON: Thank you, Andy.
23 Anybody else who hasn't identified themselves? Did
24 somebody just join?

25 MS. OLISTAD: Yes, this is Charlotte Olistad

1 and I just joined on.

2 CHAIRMAN FREDRIKSSON: Thank you,
3 Charlotte. Okay. I would say that's who we have on the
4 line and with us today. Calling it to order, we have an
5 agenda before us and the agenda in our package, have there
6 been any changes to that at this.....

7 MS. PHILLIPS: No.

8 CHAIRMAN FREDRIKSSON: Okay, I guess I'd
9 ask for a motion approve the agenda.

10 MS. PEARCE: So moved.

11 MR. NORDSTRAND: Second.

12 CHAIRMAN FREDRIKSSON: Any objections? Any
13 changes? Any objections to approval of the agenda?

14 (No audible responses)

15 CHAIRMAN FREDRIKSSON: Hearing none, the
16 agenda is approved. We also have in our package the
17 November 10th meeting notes. Would I hear a motion to
18 approve the minutes?

19 MR. NORDSTRAND: So moved.

20 MS. PEARCE: Second.

21 CHAIRMAN FREDRIKSSON: Any objections?

22 (No audible responses)

23 CHAIRMAN FREDRIKSSON: Okay. The minutes
24 have been approved. Now, almost right on time, except it's
25 8:10 instead of 10:10, we have the opportunity for public

1 comment. Is there anybody in the audience here in
2 Anchorage that would care to provide any public comment to
3 the Council? Please come forward and if you'd just
4 identify yourself.

5 MR. MASSEY: For the record, I'm Justin
6 Massey, I'm a staff attorney with Trustees for Alaska. I'm
7 here in my own capacity as a staff attorney for trustees.
8 Thank you for the opportunity to address you this morning.
9 I want to briefly touch on three topics which are relevant
10 to the decisions that you may make today or that you will
11 consider in the future. They are improving the PAC
12 dialogue, public participation on sub-committees under the
13 interim guidance document, and continuing lack of clarity
14 in the second Integral contract number 06-0783.

15 As to the first topic, improving the PAC
16 dialogue, for the first time since the inception of the PAC
17 dialogue, the Trustee Council today apparently will limit
18 that dialogue to 30 minutes. A better way to improve the
19 process -- which I'm confident is your purpose, and I
20 appreciate that -- would be to better prepare the PAC to
21 participate efficiently and effectively and meaningfully in
22 the dialogue, so that it can be kept to the shortest
23 possible time and be as valuable to you as possible. At
24 your September meeting, Stacy Studebaker raised a few
25 issues about her concern that documents were being

1 circulated at the last minute. And the response from
2 Commissioner Campbell and some of the other trustees, as I
3 recall, was that the PAC was receiving documents at the
4 same time as the Trustee Council and at that particular
5 time, in the deliberations of the Council, there were
6 particular issues that made for time crunches, and there
7 were some issues with personal issues and vacation that
8 caused short time turnarounds for documents being
9 circulated to the PAC. We certainly appreciate those and
10 the comments of the Trustees that they were being
11 responsive to the concerns of the PAC that the PAC be
12 allowed time to examine this documents, which are often
13 voluminous and complex, convene as a group, and prepare its
14 recommendations as a committee to the Trustee Council to
15 facilitate the best possible decision making by the
16 Council.

17 My recommendation to you is before you go
18 forward and limit the PAC dialogue without seeing the
19 fruits of your efforts to more timely circulate documents
20 to the PAC, giving them time to properly participate and
21 meaningfully participate in this process, that you don't
22 limit the PAC dialogue until you've seen whether or not
23 more timely circulation of documents to the PAC allows a
24 more efficient dialogue with the PAC.

25 And I would further suggest that because

1 the PAC is an all-volunteer body that often has to go
2 through complex documents, that a 30-day window of
3 circulation of decision documents to the PAC would be
4 appropriate. It would be good to reinstate the briefings
5 provided by Council staff to the PAC, give the PAC time to
6 absorb those briefings, examine the documents, convene as a
7 committee, and then prepare its recommendations to you.
8 That concludes the first point.

9 My second point is shorter, it's regarding
10 public participation on subcommittees established under the
11 interim guidance document. As many of us are aware, the
12 Executive Director is in the process of assembling the
13 lingering oil subcommittee as I understand it. In that
14 process, I would recommend that the Executive Director
15 consult the PAC on this and all other IDD subcommittee
16 appointments to ensure that the best representative is
17 chosen for each committee. Someone who has time to
18 participate effectively on that committee. Someone who has
19 the expertise. The PAC is the best body to make those
20 types of recommendations so they should be worked with as
21 much as possible. And they should be consulted prior to
22 making appointments or putting together -- putting public
23 representatives on those subcommittees.

24 My final point is continuing lack of
25 clarity in the Integral contract. At your last meeting,

1 many of the trustees appeared to express frustration that
2 there were continuing questions as to exactly what Integral
3 was required to do with respect to incorporating long time
4 scientific experts on the restoration process, and also the
5 public, in the process of creating their synthesis. That
6 frustration, I think, evidences some miscommunication or
7 confusion as to exactly what the -- what folks, like Stacy
8 Studebaker, and -- though I can't speak for the STAC --
9 what I interpret the STAC's recommendation to you to be.
10 It's quite clear to me that the STAC was concerned and
11 Stacy was concerned with the quality of the participation
12 by long time experts. Not the quantity of participation.

13 At the meeting, it appeared to me in
14 reviewing the transcript that the Trustee Council settled
15 for merely reciting the opportunities the public will have,
16 including the symposium that's upcoming in January, to talk
17 with folks from Integral. But it's quite clear from the
18 STAC recommendation that the STAC is concerned with the
19 quality of the participation by long time scientific
20 experts. And I think the PAC shares those concerns. And I
21 will quote from the STAC recommendations: It is
22 disappointing -- and I'm quoting -- that the experts are
23 still in a primarily advisory capacity for things that are
24 written by Integral scientists, not contributing the basics
25 as we had envisioned. It is critical that Integral clearly

1 state and acknowledge that in the present form of the
2 proposal, the synthesis written by other scientists will be
3 reviewed and validated by the experts.

4 So, following on that, the Trustee Council
5 appeared to agree to ask Integral to prepare a one-page
6 memo clarifying exactly what quality or what type of
7 participation they see for long-standing experts or they
8 will provide for long-standing experts and for the public.
9 I would advise the Trustee Council to go ahead and make
10 sure that Integral does that. I would also suggest that
11 you may want to run that by the STAC to make sure that it's
12 consistent with their recommendations, and also the PAC to
13 make sure that they agree and they will support whatever
14 Integral clarifies.

15 That concludes my comments. Thank you very
16 much for the opportunity to address you.

17 CHAIRMAN FREDRIKSSON: Thank you, Justin.
18 Before you leave, any questions from the Trustee Council
19 members?

20 (No audible responses)

21 CHAIRMAN FREDRIKSSON: Thank you, Justin.

22 MR. MASSEY: Okay. Thank you.

23 CHAIRMAN FREDRIKSSON: Anybody else in the
24 audience here in Anchorage that would like to speak during
25 the public comment?

1 (No audible responses)

2 CHAIRMAN FREDRIKSSON: Seeing none, hearing
3 none, let's go out into the teleconference. Is there
4 anybody online that would like to use the public comment
5 agenda item here to speak before the Trustee Council?

6 DR. OTT: This is Rikki Ott. I would like
7 to.

8 CHAIRMAN FREDRIKSSON: Okay. Rikki,
9 please.

10 DR. OTT: First of all, I'd like to endorse
11 and support every comment that Justin just made with
12 Trustees for Alaska. I'd like to elaborate just a little
13 bit more on the Integral contract and the STAC
14 participation as experts, not advisors. I just want to
15 sympathize, actually, with Integral because this is a lot
16 of information. It's an overwhelming amount of
17 information. The details of it is incredible. And you,
18 the Trustee Council, can't -- nobody, actually -- can
19 expect any consulting firm to get on board with the detail
20 that I think is required in the synthesis without -- well,
21 for example, it took me six years to write my book, all
22 right. And I thought I knew what was going on. So I
23 totally support the STAC being moved from advisory to
24 basically validating the Integral report.

25 Finally, I'd like to make comments on --

1 well, also on public participation, I've submitted a paper
2 for consideration to the January symposium. I spoke with
3 Molly McCammon and was told that the paper would best fit
4 into the Monday night restoration, which is -- the papers,
5 they are decided by the EVOS Trustee Council. My paper is
6 on the effects of the oil spill cleanup on workers and the
7 general effects of TAH's on public health. I think this is
8 incredibly relevant to restoration. I gave a similar talk
9 to this at the American Environmental Health Foundation's
10 annual international symposium in 2002, where it was
11 received extremely well by 300 medical doctors who also
12 gave time separately for another talk on wildlife. These
13 doctors, these medical doctors, understand the importance
14 of parallel effects on humans and wildlife. And it
15 occurred to me, just in time for the November 28th
16 deadline, that I had been giving this talk everywhere else
17 in the United States and I haven't really focused on Alaska
18 that much.

19 So I think now with the importance of the
20 restoration money on the table, the reopener money on the
21 table, that this mirror with human health and wildlife
22 health would be helpful in elucidating the long term
23 effects of oil on environmental health, including humans,
24 in that environment. So I encourage you to take a look at
25 my paper and please don't dismiss it because it just

1 doesn't fit in any of the nice tidy categories. You know,
2 sediments, animals, birds -- it just doesn't fit in any of
3 those. But I think, nonetheless, that it's very important
4 for you to consider at this time. So thank you very much.

5 MS. PEARCE: Thank you, Rikki.

6 Commissioner Fredriksson had to leave the room. Are there
7 any questions for Dr. Ott?

8 (No audible responses)

9 MS. PEARCE: Seeing none, is there anyone
10 else on teleconference who would like to do public comment
11 at this time?

12 MR. SHAVELSON: Yeah, this is Bob Shavelson
13 with the Cook Inlet Keeper.

14 MS. PEARCE: Go ahead, Bob.

15 MR. SHAVELSON: Thank you. I would just
16 reiterate what Mr. Massey and Dr. Ott said. I think it's
17 so important to improve the PAC dialogue and I think a good
18 step towards getting there would be to circulate important
19 decision making documents at least 30 days before a meeting
20 so there's an opportunity for the PAC to convene and
21 consider these types of things. And on the Integral
22 contract, again, I agree with Dr. Ott. It's an incredibly
23 complex test that the Council has charged a consulting firm
24 with and I would just emphasize very strongly the need to
25 have experts involved in a meaningful way, not just having

1 a proforma opportunity to comment but being involved in a
2 meaningful way so the product that comes out of there is
3 useful to Alaskans.

4 And with that, I'll conclude. Thank you.

5 MS. PEARCE: Thank you. Any questions for
6 Mr. Shavelson?

7 (No audible responses)

8 MS. PEARCE: Is there anyone -- there
9 aren't any, Bob. Is there anyone else online who would
10 like to comment at this time under public comment?

11 (No audible responses)

12 MS. PEARCE: Hearing none, Commissioner
13 Fredriksson is back just in time. We are ready for PAC
14 committee dialogue, which I assume we should start with Dr.
15 Gerster, our PAC chairman, and then I'll turn it back over
16 to you. John? Are you there?

17 DR. GERSTER: Thank you very much, Drue.
18 Yes, can everybody hear me?

19 MS. PEARCE: We can.

20 DR. GERSTER: Okay. The PAC has not met
21 since the last conference however we have had dialogue.
22 First of all, we would like to applaud the approval of the
23 Adams proposal. We think that was very important.

24 Secondly, I as PAC chair, have been
25 appointed to the linger oil committee. This is very

1 important to the future of EVOS and I would like to assure
2 the trustees that as the appointee to the lingering oil
3 committee, we will review all the current lingering oil
4 research projects, including the Michael and Integral
5 synthesis projects.

6 The PAC would like to be -- have all of the
7 information for recommendations for any remediation
8 projects that should be funded by EVOS. The PAC would like
9 to be informed for recommendations for the '07 work plan.
10 And of course, review and make recommendations for the
11 updates to the injured resources and species list. The PAC
12 would like to be informed. I think as my designation on
13 the lingering oil committee I will be glad to provide this
14 to the PAC and keep the trustees informed.

15 The second problem that we have, however,
16 is the budget, which arrived on my computer in the middle
17 of the night, without any information, which seems to be
18 the norm for disseminating information at the last minute.
19 And the PAC is very concerned about the budget and a number
20 of things that do not seem to be explained, including the
21 program support for \$789,000, for project management for
22 \$188,000, the trustee liaison budget for \$237,000, and the
23 general and administration budget, which is marked as wrong
24 for \$197,000.

25 The PAC thinks that the public should know

1 more about the budget. I just bring this up and hope that
2 the trustees will make this available in a timely manner to
3 the PAC. That concludes my comments.

4 CHAIRMAN FREDRIKSSON: Thank you, John. I
5 apologize for having to step away for a few minutes there.
6 But John, let me ask if we have any of your PAC members
7 that wish to comment. Let me just -- I don't believe we
8 have any PAC members here -- oh, we do. Jason, please.
9 Let me start here in Anchorage and then we'll go on to the
10 telephone line. So here in Anchorage.

11 MR. BRUNE: Thank you, Dr. Gerster. Thank
12 you, Kurt. I don't have formal comments prepared. By the
13 way, for the record, my name is Jason Brune, I am a
14 representative of the public at large. I do have a few
15 concerns with what Dr. Gerster said about the PAC
16 representing the full PAC. The full PAC has not met since
17 Cordova. And there are a lot of -- I don't want to call
18 them conspiracy theories but a lot concerns about -- and I
19 agree, there are definitely some shortcomings of when we
20 receive information, et cetera.

21 But the fact is, the PAC needs to take some
22 of the blame for not having met. We need to gather
23 together as a group and ask the Executive Director for a
24 time when we can come together to meet. We can't continue
25 to have these pointing of fingers at staff and at the

1 Trustee Council when we're not taking the burden on
2 ourselves to meet and come up -- if not with a consensus,
3 at least with recommendations of how we can make things
4 better. And as a new member of the PAC, I can say it's
5 frustrating to me. So that's my comment.

6 CHAIRMAN FREDRIKSSON: Thank you, Jason.
7 Any -- Jason.....

8 MR. BRUNE: Yes.

9 CHAIRMAN FREDRIKSSON:just for a
10 second.

11 MR. BRUNE: I'm sorry.

12 CHAIRMAN FREDRIKSSON: Joe.

13 MR. MEADE: I just wanted to comment on
14 both your comment and Dr. Gerster's as well to say that the
15 Board of Trustees also received the budget document at the
16 same hour as it was distributed. The committee had been
17 working diligently up until late last night in addressing
18 issues in it, so I just didn't want to add to the
19 perception of conspiracy by acknowledging that we got it at
20 the same hour, the same minute, as it was distributed to
21 the PAC.

22 CHAIRMAN FREDRIKSSON: Thank you, Joe.
23 Anything else?

24 (No audible responses)

25 CHAIRMAN FREDRIKSSON: Thank you, Jason.

1 Anybody else here in Anchorage? I don't believe so. If I
2 might go to any PAC members on the line that would care to
3 speak.

4 MS. STUDEBAKER: Yes, this is Stacy
5 Studebaker in Kodiak.

6 CHAIRMAN FREDRIKSSON: Yes, Stacy. Go
7 ahead.

8 MS. STUDEBAKER: Good morning. Good
9 morning. Thanks for this opportunity. I have three or
10 four areas of concern this morning and I know I only have
11 -- we only have 30 minutes so I guess I'll have to talk
12 fast.

13 The first thing I'd like to address is the
14 meeting with Integral Consulting and Lucinda Jacobs that
15 was held on November 22nd. Myself and a few other members
16 of the PAC had the opportunity to discuss many issues. It
17 was a three hour meeting and a very good discussion but it
18 was never made clear by Lucinda how our comments were
19 recorded or how they would be used in her report. And so
20 I'm requesting now that Integral prepare, as they said they
21 would, a response to this question that was raised at the
22 very beginning of our session. That is, a clarification on
23 how qualitatively our comments, future comments, in such
24 informal settings, with either members of the PAC, or other
25 members of the public, or EVOS scientists, how these

1 interviews will be integrated by Integral into their
2 report.

3 So I think that would be a good -- maybe
4 the January meeting where Integral is coming to brief the
5 PAC on other things -- maybe that would be a good time for
6 them to explain this process, since they will have a room
7 and be taking comments at the science symposium with the
8 general public.

9 The second area of concern is the lingering
10 oil steering committee. I just learned today that John
11 Gerster had been appointed and I had heard that Gail has
12 been putting together the membership of this group, but I
13 had not heard until today any names that were finalized
14 appointments. And from what I could decipher from the last
15 Trustee Council meeting, there would be at least one PAC
16 member appointed to the group. And I really feel that --
17 nothing against John, but I felt that the PAC should be
18 given the opportunity to meet and discuss who we want as
19 our representative so that we can nominate the most
20 qualified representative. And that opportunity, I guess,
21 has been taken away from us. So I would like to request
22 that the PAC have an opportunity to meet by teleconference
23 and discuss who would be our best nomination and bring that
24 name forward to you as a group.

25 And also, the Trustee Council needs to

1 clearly communicate to the PAC the function and role of
2 this steering committee, a very important one, as I
3 understand. They need to communicate who they are, how
4 often they will meet, where they will meet, and so that the
5 public can be aware of the meetings and also be present and
6 fully participate in the meetings.

7 My third item is the upcoming PAC meeting
8 in January following the science symposium in January and
9 how the agenda will be set for that meeting. I would like
10 to request that the PAC have the opportunity to establish
11 the agenda for our own upcoming meeting following the
12 science symposium. And I'd be happy to poll the other PAC
13 members to identify agenda items that they want to discuss.
14 For instance, in addition to the briefing from Lucinda
15 Jacobs about the two synthesis projects that are ongoing by
16 Integral, I'd like Gail and her staff to brief the PAC on
17 the budget.

18 And I know John raised some concerns just
19 now and I have similar concerns that we've never had the
20 opportunity to meet as a group and discuss the budget
21 recently. That is, questions like how is the money -- how
22 is it derived in respect to the restoration reserve. We
23 need some -- with a lot of new PAC members, we need some
24 history on the restoration reserve. We need to know if the
25 present budgeted items, these big items that John listed,

1 if the money is coming from the interest from the
2 restoration reserve or the principal of the restoration
3 reserve. We don't know. You know, we are in the dark and
4 it would be most appreciated if we could convene and get a
5 full briefing, have an opportunity to ask Gail and her
6 staff about any questions that we might have regarding the
7 budget.

8 And I guess that concludes my comments.

9 Are there any questions?

10 CHAIRMAN FREDRIKSSON: I don't see any
11 right now, Stacy. I'm sure you'll stay on the line. Let's
12 go on to any other PAC member comments. Anybody else on
13 the line?

14 (No audible responses)

15 CHAIRMAN FREDRIKSSON: If not -- I'll just
16 ask one more time, are there any other PAC members that
17 would like to bring up any comments at this time?

18 (No audible responses)

19 CHAIRMAN FREDRIKSSON: Maybe if I might,
20 because this is a dialogue, I have a comment. And John, I
21 think I'm going to just address this to yourself as the PAC
22 chair. And I'm going to take advantage of this agenda
23 item. This is the PAC dialogue we're talking about here
24 and we've heard a number of comments about the failure of
25 the PAC to meet, the failure of the -- I'm a little

1 concerned by Stacy's questions about requesting the -- I
2 don't believe the Trustee Council sets the PAC agenda or
3 sets their meetings. I think the Trustee Council members,
4 at least I as one member, expect those to be the
5 responsibilities of the PAC themselves. And John, I think
6 you as chair, I just turn to you to provide that, if you
7 will, coordination and leadership.

8 But I think some of the concerns I'm
9 hearing today is a lot of confusion on the part of the PAC
10 about kind of what's going on and yet they're not meeting
11 and there's a feeling like there's not any ability to
12 affect an agenda. So I would just encourage -- and maybe
13 January symposium is the opportunity to do it. I don't
14 know if you need to do something before then as well. But
15 I would just encourage, from where I sit, kind of an
16 additional attempt to try and get all the PAC together just
17 to talk, catch up on things, and have a meeting on how to
18 move forward.

19 DR. GERSTER: Well -- this is Dr. John
20 Gerster -- yes, the PAC certainly needs to meet and we need
21 to talk and dialogue is good. But there is a frustration
22 that the trustees are keeping the PAC in the dark. And I
23 would encourage the trustees to have an open dialogue with
24 the PAC and keep us all informed so that we all know what's
25 going on. Is that okay?

1 CHAIRMAN FREDRIKSSON: John, well -- oh,
2 Joe. Go ahead, please.

3 MR. MEADE: Hi John. Joe Meade. I just
4 wanted to contribute that I am in passionate belief of that
5 same principle. I felt we had taken good steps in Cordova
6 to promote that and though I was myself unable to be at the
7 past meeting, I think November 10th, I have not been in any
8 more communication with the Trustee Council than I have or
9 have not with the PAC. So my point is, I'm in alignment
10 with what you ask and would look forward to opportunities
11 for that dialogue and discussion as it's warranted and
12 needed. Today was the first that I had heard the concerns
13 expressed about a 30 minute cap on conversation with the
14 PAC, but it doesn't look like we needed 30 minutes. I
15 presume that 30 minutes was only to help provide some
16 constraint to a two hour agenda, to be respectful of all of
17 our work-a-day responsibilities.

18 I just wanted to promote the ideal though
19 of enhancing our discussion and carrying forward a very
20 interactive working relationship as warranted and needed.
21 I thought we took good steps in that direction at Cordova
22 and I don't see that we've missed any steps along that
23 path. Again, we might look to the Trustee Council to be
24 sure correspondence is getting to each of us in a timely
25 way for those elements that are important to our decision

1 making capacities. I don't reflect clearly on the charter
2 with the PAC to know if, by example, information and advice
3 associated to the budget is within the charter. That would
4 be -- needed to be clarified for me. Certainly as a
5 trustee council or a trustee, I need that level of data in
6 a timely way.

7 So I just didn't want you take the
8 assumption that the late -- receiving correspondence in a
9 fashion just ahead of today's meeting should not reflect to
10 you the trustees' interest in an active dialogue.

11 DR. GERSTER: Well, thank you, Joe. I
12 certainly agree with you.

13 CHAIRMAN FREDRIKSSON: Okay. Any other
14 questions, comments from the Trustee Council?

15 (No audible responses)

16 CHAIRMAN FREDRIKSSON: All right. Hearing
17 none, let's move on to our next agenda item. Gail, I think
18 we are ready to hear the Executive Director's report.

19 MS. PHILLIPS: Thank you. First item of
20 discussion is a discussion on some ideas and principles for
21 the Council to just take into consideration as you look
22 towards the '07 invitation. And I'd like Richard Dworsky
23 to come forward. And the list of the recommendations is in
24 your packet. And if you have any questions or he can just
25 walk through them and then -- briefly walk through them and

1 then if you have any questions, please give to -- please
2 have those to Richard.

3 DR. DWORSKY: Good morning.

4 CHAIRMAN FREDRIKSSON: Good morning,
5 Richard.

6 DR. DWORSKY: My name is Dick Dworsky, the
7 science coordinator. Several months ago we sent out -- no,
8 let me back up. Traditionally we've sent out or prepared
9 an invitation for new and/or continuing projects. This
10 year it looks like we'll have about two to two and a half
11 million dollars, if the TC decides to fund any projects.
12 So that plus the idea that we're trying to look at
13 restoration, redo as it were, got me thinking that maybe we
14 didn't need to do a full blown invitation. And then in
15 some my conversations with some of the TC and others, we
16 thought maybe another way to think about projects is to,
17 instead of having the blanket projects, to come out with a
18 mini proposal idea where we would solicit specific
19 activities but they would be sent in on a two or three page
20 proposal and then have those reviewed. The issue is, each
21 of the proposals is about 40 pages long, it takes an
22 inordinate amount of time and you really don't want to be
23 in a position of saying, yeah, that's nice, thanks for
24 spending all the time doing 40 pages but sorry. So if we
25 had mini proposals, we would be a little bit more focused.

1 So given that situation, what I had thought
2 about was some principles to operate under. You've all got
3 them. I could read them if it's important. But the most
4 -- the first two seem to be most important, continue
5 existing long term data collection programs as appropriate;
6 and then secondly, expedite potential restoration actions
7 if possible. And the restoration actions may or may not
8 fall out of some of the ongoing studies we have working.

9 So what my recommendation or my suggestion
10 to the TC is that we want to -- I think we want to continue
11 existing programs. We have the ferry box system, we have
12 some sampling systems that have taken a long time to ramp
13 up. I think we should continue those. Maybe the way to do
14 that is just to extend them for a year until we have a re-
15 evaluation.....

16 CHAIRMAN FREDRIKSSON: Let me interrupt
17 just a -- for folks on the line, we're getting some
18 feedback, typing, paper rustling. If you're on the line
19 and have the ability to, I'd just ask you to hit mute so
20 you can listen and not disrupt the presentation here with
21 paper rustling. Thank you.

22 DR. DWORSKY: Yeah, thank you, sir. If we
23 continue -- just continue these long term things at
24 decision by the TC, that would limit us to a handful of
25 studies. I think those are pretty straightforward. We

1 spent a lot of time funding those.

2 On the second idea that sort of falls out
3 of this, is this is actually a seminal year as far as I
4 think science goes in that I think we should bring all the
5 studies we have up to a same start line. For example, we
6 know that we need to do a little bit more work in air photo
7 projects to have the entire Sound in the air photo system.
8 There are specific projects that need a conclusion. More
9 sampling, continuation of the sampling, putting the model
10 together to bring these other projects up to at least a
11 start point so the TC can make a decision in the future of
12 where you want them to go. And this is not quote, GEM-
13 centric, but it does give you -- gives us a platform for
14 all the work we've done so far and then we would have some
15 completion.

16 So if, as I suggest, we continue to fund
17 just administratively really the continuing projects, at
18 some point later on in the year we might come out with a
19 second invitation based upon new information and the
20 restoration and then completion of our baseline projects.
21 So that's where I'm at. We probably would like some sort
22 of TC action or suggestions of how you want to go forward
23 in the invitation for the future for the next fiscal year.

24 CHAIRMAN FREDRIKSSON: Drue.

25 MS. PEARCE: Thanks. I like the idea of

1 the -- what I would consider, call it a phased effort in
2 '07. We've got a whole slough of syntheses and other
3 studies that are going to be drafts and finals coming in,
4 kind of dribbled over the next six months. And I would
5 like to have all of that information before I make final
6 decisions on '07. And we're stabbing in the dark trying to
7 figure out right now what the '07 invitation should look
8 like without some of that. So I like very much that idea.
9 I also think that you're right on point, if we choose to
10 extend some of the monitoring that we're presently doing,
11 it doesn't make a lot of sense to me to go through an RFP
12 process where we are so specific that only one project or
13 one PI would fit. That's a sham. So if there's a way to
14 just extend some things after STAC review of the projects
15 and where we're at with them and what the information is,
16 then I would feel quite comfortable with that, I think.

17 Our federal trustees met and have some
18 suggestions for '07 that they had not shared with you
19 because I had not had an opportunity to look at them, and
20 that's just a function of time. We will get those to you
21 if not today, certainly on Monday. But I would suggest,
22 Mr. Chairman, that we ask Richard, working with Brenda and
23 other STAC members, but with her as the lead, and Gail, to
24 put together a subcommittee to work on a phased plan -- we
25 don't have to have all the documentation -- but a phased

1 plan that can be shared with the PAC in January. And is it
2 your intention, Gail, for us to have a meeting at the end
3 of that symposium or.....

4 MS. PHILLIPS: No.

5 MS. PEARCE: No. Okay. When is it your
6 intention for us to meet?

7 MS. PHILLIPS: What -- it's.....

8 DR. DWORSKY: Well, it would be in
9 February.

10 MS. PHILLIPS: In February.

11 MS. PEARCE: Okay. So not long after.

12 MS. PHILLIPS: Yeah.

13 MS. PEARCE: Well, it would appear, even
14 with the holidays, there's time between now and the end of
15 January for a group to sit down and work through what the
16 -- kind of a template to use to -- working with the STAC
17 first, and then have the dialogue with the PAC on what that
18 template looks like. And then in February we could have it
19 before us and decide whether to move forward. I would
20 suggest we need a trustee as part of the group. I would
21 also suggest I'm not the right person since I am 4,000
22 miles away. And having said that, that's just my idea of
23 how to proceed.

24 I think we're hearing some good basic
25 suggestions but let's go ahead and have a group building on

1 that and have the opportunity for the PAC to look at it
2 before we meet.

3 CHAIRMAN FREDRIKSSON: Any other discussion
4 from Trustee Council members?

5 (No audible responses)

6 CHAIRMAN FREDRIKSSON: I might just echo --
7 I think, Drue, your comments are well made. We are -- and
8 Richard as you said -- I think we are at a point in time
9 where there is a lot of information that will be coming
10 forward. And while I look at your principles here and in
11 general they resonate with me, at the same time, when I
12 look at, for example, long term monitoring, I'm real
13 concerned how that long term monitoring may compliment and
14 not duplicate efforts. There are a number of other long
15 term monitoring programs going on in the ocean world today
16 through efforts like NPRB and NOAA and its Integrated Ocean
17 Observing System programs, that we would want to make sure
18 that we dovetail with those properly.

19 I can also anticipate that as a result of
20 our synthesis work, there will be things that will come out
21 that will be very important to our '07 proposal. The
22 timing is a concern to me because I can see where we may
23 have phased proposals. We may have phased awards in the
24 upcoming year. But I think the point is well taken in
25 terms of having, if you will, a subcommittee come together

1 and kind of work that out. And if there's no objection, I
2 would agree with Drue, that we need to have a Trustee
3 Council member participate with Gail, her staff, with
4 Brenda from our STAC, and I would.....

5 MS. PEARCE: And the liaison group.

6 CHAIRMAN FREDRIKSSON: And the liaison
7 group of the agencies, and I would volunteer to do that if
8 people are accepting of that.

9 MS. PEARCE: And I don't.....

10 MR. NORDSTRAND: You're here.

11 MS. PEARCE: Yeah. I think that the group
12 should start to have something that the PAC can see before
13 they meet in late January, however, I don't expect them to
14 have something 30 days ahead because that would be over the
15 Christmas holidays and I just don't honestly believe it's
16 going to happen.

17 MS. STUDEBAKER: Those of us online cannot
18 here what the speaker is saying. Could you please speak
19 up, please?

20 UNIDENTIFIED SPEAKER: Thank you.

21 MS. PEARCE: You won't see it 30 days ahead
22 but we'll work hard to make sure you see it before the PAC
23 meeting.

24 CHAIRMAN FREDRIKSSON: Yeah, I -- and Drue,
25 I meant to emphasize that as well. We want to do some

1 front end work here that would then be shared with the PAC,
2 hopefully in a timely manner. We all share the concern
3 that we need to get documents and information distributed
4 in advance so that people can really understand what's
5 going on and speak effectively. So we would shoot for them
6 sometime in late January or early February for
7 communication with the PAC on what we come up with.

8 MS. PEARCE: No, they're meeting in late
9 January.

10 CHAIRMAN FREDRIKSSON: In late January.

11 MS. PEARCE: So you want to get it out as
12 soon as.....

13 MS. PHILLIPS: Early January.

14 MS. PEARCE: As soon as.....

15 CHAIRMAN FREDRIKSSON: As early as
16 possible.

17 MS. PEARCE: As early as possible in
18 January.

19 CHAIRMAN FREDRIKSSON: Yeah. And Joe,
20 you.....

21 MR. MEADE: I just wanted to affirm the
22 ideals here and a couple of points. And then on the PAC
23 connection, if I may, I wanted to underscore what Drue has
24 outlined and I'd ask that we keep the idea of recommending
25 through the subcommittee or at least asking the

1 subcommittee to recommend those areas of baseline
2 monitoring that would just make sense to continue forward,
3 so that we don't need to spend a lot of energy of ourselves
4 or interested researchers to simply augment proposals that
5 we have a need or a responsibility to continue them, to
6 sponsor. So the baseline, I would ask the subcommittee to
7 help draw distinction between those that are ongoing
8 monitoring data that we should hold committed to.

9 I appreciate, Kurt, your interest in
10 representing the trustees. I think you bring the technical
11 background that can best integrate into that. The last I
12 was going to offer, knowing that we will not be able to get
13 a package over the holidays compiled in a way that will
14 give a 30 day advance briefing to the PAC, perhaps we could
15 -- in addition to getting it out more than then evening
16 prior -- perhaps we could also have staff provide a
17 presentation to the PAC as they meet to walk them through
18 what the contents highlight.

19 CHAIRMAN FREDRIKSSON: I think that's a
20 good suggestion, Joe. Gail, when -- or John, Gail -- what
21 is the date of the PAC meeting?

22 MS. PHILLIPS: The date is January 26th.
23 The meeting begins at 10:00 a.m. at the Hilton Hotel. And
24 it is a joint PAC/STAC meeting. And its purpose is for the
25 STAC to walk through the technical aspects of the proposals

1 with the PAC.

2 CHAIRMAN FREDRIKSSON: Okay. Good. So
3 that would be an oppor.....

4 DR. GERSTER: And this is Dr. John Gerster.

5 CHAIRMAN FREDRIKSSON: Yeah, John.

6 DR. GERSTER: As my other position on the
7 North Pacific Research Board, NPRb, I'm glad to serve as a
8 liaison between EVOS and NPRB and coordinate any proposals.

9 CHAIRMAN FREDRIKSSON: Thank you, John.

10 MS. PEARCE: That's not a PAC function.

11 CHAIRMAN FREDRIKSSON: That's not a.....

12 MS. PEARCE: A PAC function.

13 CHAIRMAN FREDRIKSSON:PAC function.

14 Actually, in fact I believe the Commissioner of Fish and
15 Game -- Department of Fish and Game also sits on the PAC.
16 So I feel like we have lots of overlaps between our efforts
17 here and what the NPRB might be doing. But unless there's
18 further discussion, I would just say we'll move ahead then
19 with creating a subcommittee, Gail, with you and Brenda of
20 the STAC, the steering committee, and myself. And we will
21 work to put together a phase, FY-07 proposal.

22 Joe, you have asked for a recommended
23 baseline of monitoring that would continue what we have
24 already, if you will, put in place and then suggestions for
25 additional beyond that. And we will try and get that --

1 well, we will be starting that immediately and we will hope
2 to get that information put together soon enough for the
3 PAC to digest. But at least we will have a presentation
4 for the PAC at their January 26 meeting.

5 Drue.

6 MS. PEARCE: Kind of the same topic. I'm
7 going to be a little far afield. I don't think it's a
8 direct PAC function to try to get us and NPRB to be better
9 coordinated. I appreciate any opportunities to have people
10 who are serving on and in both, which would include a
11 couple of our STAC members too, to provide that
12 information. However, I would like to suggest that the
13 Executive Director call and set up a time when as many as
14 possible of the appropriate executive directors, which
15 would be she and Molly and Clarence and John Devons from
16 the Prince William Sound RCAC, and whoever is Cook Inlet
17 these days, and you know, kind of the cast of characters of
18 all the different groups that are doing research focused
19 on, one way or another, on the spill related area, meet and
20 talk about their programs. NPRB has a new science plan. I
21 haven't seen it since it has been adopted. I know that
22 others are doing some new and ongoing research and
23 monitoring. There's a lot out there. We don't -- we've
24 got these MOU's but then I don't think we necessarily do
25 anything about coordinating what we're doing with what

1 everybody else is doing. And that would be useful
2 information for me as we head into '07.

3 My guess is that in our agencies -- and
4 I've got two of our agencies well represented here today --
5 my guess is that we've got folks working on projects for a
6 number of these different groups within USGS and Fish and
7 Game. But that information never filters back up. So I
8 just think it would be a good idea as we move into '07,
9 let's attempt to better coordinate and figure out what
10 pieces the other folks are focusing on. And if there are
11 other groups that ought to be brought in, perfect. You
12 know, I don't know if the Coast Guard is doing any research
13 and monitoring but perhaps they should be a part of it.
14 Whomever.

15 CHAIRMAN FREDRIKSSON: If I might take
16 advantage of Drue's comments, because I think it's an
17 excellent segue into our next agenda topic, which is the
18 symposium. Because I believe within the -- the symposium
19 is co-sponsored with NPRB and AOOS and a host of other
20 characters. And I know I wanted to talk about that agenda,
21 so perhaps we could thank Richard and then just move onto
22 the symposium.

23 MS. PHILLIPS: And one thing that the -- at
24 the symposium we will see a report from each of the
25 agencies, a written report from each of the agencies on

1 what they are working on right now and.....

2 MS. PEARCE: Oh, great.

3 MS. PHILLIPS:what they're proposing.

4 So I'll coordinate all of that and give that everybody

5 ahead of time. But that's already planned for part of the

6 abstract book. And I can go into a report on the.....

7 MS. PEARCE: We should -- let's just ask,

8 Richard, are you clear on what we want you to do?

9 DR. DWORSKY: Uh-huh. You bet.

10 MS. PEARCE: Okay.

11 MR. MEADE: Does Bobby rules require any

12 motion to make that happen or.....

13 MS. PEARCE: No.

14 MR. MEADE:do we just let it be?

15 MS. PEARCE: Well, I don't think so.

16 MR. MEADE: Good.

17 CHAIRMAN FREDRIKSSON: Drue, I think we can

18 just move with direction to yourself and the office here to

19 work with on this subcommittee to put this subcommittee on

20 the '07 proposal, together.

21 MS. PHILLIPS: I will.

22 CHAIRMAN FREDRIKSSON: Is that fair?

23 MS. PHILLIPS: You bet.

24 MR. O'CONNOR: Is the focus of the

25 subcommittee exclusively monitoring?

1 MS. PEARCE: No.

2 CHAIRMAN FREDRIKSSON: No.

3 MS. PHILLIPS: No.

4 MR. O'CONNOR: Or it's going to be a
5 broader.....

6 MS. PEARCE: No, it's look -- bringing us a
7 suggestion for.....

8 MR. MEADE: That the main proposals are the
9 basis.....

10 MS. PEARCE:an entire '07 -- but I
11 think we have bought into the phased.....

12 MR. MEADE: Yes.

13 MS. PEARCE:approach.

14 CHAIRMAN FREDRIKSSON: Exactly.

15 MS. PHILLIPS: Okay. Going next then to
16 the symposium update. Registrations, submitted abstracts,
17 submitted papers and posters are coming in. We have over
18 200 people registered so far and the reports and papers
19 have -- is the deadline passed now on that?

20 MS. WOMAC: 28th.

21 MS. PHILLIPS: 28th. So those, for all the
22 presentations and the papers and the posters, that deadline
23 has passed. But the registrations are continuing and we
24 expect about 500 people at the symposium. It is at the
25 Hilton, begins on Sunday night, the 21st -- 22nd, goes

1 through Wednesday afternoon, and then our meeting will be
2 on Thursday. We have a forum. The Trustee Council has a
3 forum on Monday night and the focus of the forum is on
4 restoration. We have a two hour window to put this forum
5 on. And so far, we have broken the program into four or
6 possible five one half hour segments. And I realize that
7 that's five and a half but we've asked the governor, we've
8 invited the governor to come and open the segment. And I
9 doubt that he would -- if he did come, it would be a half
10 hour.

11 So we've invited him to come and make the
12 opening remarks, then we will have a presentation by Jackie
13 Michel on the work she is doing. We'll have a presentation
14 by Lucinda Jacobs on the Integral report, the work she is
15 doing. DEC is going to do a one half hour segment of the
16 proposal dealing with the history of restoration, the work
17 that has -- the Trustee Council has been doing on
18 restoration. We will be coordinating in our office and the
19 staff a big poster showing, you know, and a handout showing
20 the restoration work that the Trustee Council has done over
21 the years. I'm coordinating with Larry on that. And then
22 the last one will be -- the last part of the segment will
23 be a report by Ted Cooney.

24 And Richard, could you just real briefly
25 tell what that would be?

1 DR. DWORSKY: Hi. I'm Dick Dworsky again.
2 What we had thought about in the restoration section is
3 that we are as an organization probably very committed to
4 restoration in a practical and philosophical context. The
5 problem that -- or the issue that Ted Cooney would -- it's
6 not an issue, but the topic he would talk about is look, we
7 have 15 years of environmental change and from an ecology
8 and an ecosystem standpoint, if you -- you have to
9 understand things like scale, scope, timing, size,
10 distribution. And these are in flux. And to have a
11 restoration program that works, we have to bring in these
12 other factors.

13 And I think he's not going to -- he's going
14 to talk in a sort of a conversational way about look, here
15 are the issues that you face if you want to have a
16 restoration program. There is continued change, there's
17 continued updating, there's continued coastal changes,
18 there's continued temperature changes, and all these have a
19 bearing on a restoration standard that we're trying to work
20 on. And so we had thought that he would provide us a very
21 good understanding to kind of set the framework and say
22 look, you know, there's ways to think about restoration and
23 that here are some of the concerns you need to have put
24 into your package of goods before you deliver restoration
25 success.

1 So Ted is a very -- well, you probably all
2 know him from other work. He's a very good speaker, he's
3 well schooled. He used to be at the University of Alaska
4 in Fairbanks. He has a broad based understanding of the
5 ecosystem. And we think that that will provide an awful
6 lot of support for all the rest of the programs. It will
7 certainly support the DEC and a restoration -- the array or
8 restoration timing that we've had over 15 years. It will
9 certainly support Lucinda Jacobs, the Integral report,
10 because it says look, you know, we have these environmental
11 changes that we have to be aware of. It will support
12 Jackie Michel's position because she will help understand
13 the issues of lingering oil and the remediation of
14 lingering oil. So we think that's a real positive thing to
15 have.

16 MS. PEARCE: And that's Monday night, the
17 twenty.....

18 MS. PHILLIPS: That's Monday night, the
19 23rd. And I would recommend -- I mean, if you guys haven't
20 registered yet, just let us know. But I would recommend if
21 you have the opportunity and you're in town, please try to
22 attend some of the symposium. Just come in and -- come and
23 go as you can but it would be great if you could be there.

24 CHAIRMAN FREDRIKSSON: If I might, I think
25 the symposium this year, as I stand back and look at it,

1 first of all, EVOS is not the only sponsor of the symposium
2 but it is a substantial sponsor of the symposium. I think
3 in terms of its direct contribution of the symposium, it is
4 probably on equal footing to NPRB. So this is a symposium
5 that serves multipurposes in terms of marine science. Our
6 understanding of the marine ecosystems, and that's
7 appropriate. I think that's an excellent opportunity to
8 share information. In that context, I'd like to talk about
9 what I feel Drue brought up that's very important and I see
10 a place. I see the agenda right now as being very -- it's
11 still very sketchy, at least as I go on the web page and
12 see it. There's blocks there. But it's still yet to form.

13 MS. PHILLIPS: If I could just say.....

14 CHAIRMAN FREDRIKSSON: Okay.

15 MS. PHILLIPS: The committee met yesterday
16 at noon to put names and -- starting to put names and
17 papers into slots and they will be meeting next Tuesday to
18 finalize that. So as soon as that is finalized, it will go
19 on the.....

20 CHAIRMAN FREDRIKSSON: And one of my
21 concerns is that the Trustee Council, except for this
22 meeting right now, we haven't really been, except
23 individually -- we've been aware of this but we haven't
24 been engaged directly in terms of helping to form that
25 agenda. And see there's -- it's -- I don't want to upset

1 any apple carts but I do want to have some influence in
2 terms of where this thing might be directed, and in
3 particular, I think there is a slot, it's called ocean
4 observing systems or what have you -- I don't have the
5 agenda in front of me so I can't speak to it directly --
6 but I would like to follow up on Drue's recommendation,
7 that as one member of many members that are contributing to
8 this marine symposium, that we ask the -- that you, Gail,
9 on our behalf, engage with them to make sure that we have a
10 full discussion of what the nation and Alaska is doing in
11 the arena of ocean observing systems. And that we try to
12 bring all that information forward so that we can.....

13 MS. PHILLIPS: In a session.

14 CHAIRMAN FREDRIKSSON:see it.

15 MS. PHILLIPS: Uh-huh. (Affirmative)

16 CHAIRMAN FREDRIKSSON: I know my own
17 agency, we operate what is called an environmental
18 monitoring assessment program that is an ocean observing
19 program. I would like to have an opportunity for people
20 within my agency to communicate that to this audience that
21 would be concerned about that. That now is in the broader
22 context. The specific context is our contribution, EVOS.
23 And I believe it's Monday night that we have this time slot
24 that is now kind of getting broken up into -- I guess
25 Jackie Michel, maybe the governor, Integral, DEC.

1 I would really like to see a little more
2 work go on with the Trustee Council steering group and your
3 office, Gail, to put some pieces together on that. I still
4 feel myself that it's still a little too fluid and I really
5 want to -- while, Richard, I hear that this fellow may be
6 able to talk about ecosystem management and how it may help
7 DEC, I'm a little more concerned about communicating to the
8 public what the Trustee Council members view the past,
9 present, and future of restoration through the EVOS
10 council.

11 I'm also more concerned about
12 communicating, as we've talked about in the past, the
13 government's view of -- and I'll say the word here --
14 reopener. I don't want to miss this opportunity to
15 communicate to a broader public through our different --
16 our Trustee Council had as well as our government has. And
17 so I would ask, Gail, if the Council doesn't object, that
18 we kind of move quickly forward in the next week or two
19 with your staff and our steering committee to just see if
20 we can finalize the agenda for that Monday night and just
21 get it nailed down in terms of what we want to present and
22 what we don't want to present.

23 MS. PEARCE: From the fans in the back of
24 the room, I think we should add the attorneys to that list.

25 CHAIRMAN FREDRIKSSON: I think that would

1 be fine. I can't speak for whether the governments would
2 want to come and talk about some of those other issues that
3 are non-trustee council but I think this is an opportunity
4 that we'd at least want to explore whether or not that
5 would.

6 MS. PEARCE: That sounds fine. I have a
7 question and I have a -- I guess a comment first, lest they
8 think -- I don't want Dr. White to think I forgot him so
9 make sure you talk to the Yukon salmon crowd too. But
10 also, sitting here thinking, it would be also useful for
11 you to touch base -- and Jennifer Kohout can help put it
12 together -- but the federal subsistence board is doing a
13 lot of research, quite a bit in the Copper River Delta
14 certainly, and some other research that may be appropriate
15 to kind of feed in. We ought to know what they are doing
16 with the 20 million dollars the state wishes we weren't
17 spending. But there is a lot of research. There's a big
18 research component that I think is not that well known,
19 frankly. But we should bring that into the mix and know
20 what's out there. So there's just -- you know, you start
21 thinking about who's doing research and the list is so
22 monumental.

23 Then my question, I think Dr. Ott brought
24 up an interesting question. Who's the group that decides
25 who gets to present papers?

1 MS. PHILLIPS: The steer.....

2 MS. PEARCE: It's not me, I know that.

3 MS. PHILLIPS: The steering group for the

4 symposium is composed of all the groups that are sponsoring

5 the symposium.

6 MS. PEARCE: So that's the executive

7 directors?

8 MS. PHILLIPS: Right.

9 MS. PEARCE: Okay, so.....

10 MS. PHILLIPS: Or a specific designee from

11 each of those organizations.

12 MS. PEARCE: Okay. So will you take

13 Rikki's request to that group since we're not the ones?

14 MS. PHILLIPS: Certainly.

15 MS. PEARCE: We're not it. Okay. Thanks.

16 CHAIRMAN FREDRIKSSON: Any other -- a

17 little feedback.

18 MS. STUDEBAKER: We're getting pretty bad

19 feedback on the phone.

20 CHAIRMAN FREDRIKSSON: Yeah, I think it

21 stopped now. But again, people, if you'd just kind of use

22 your mutes to the extent possible. Joe, you have your.....

23 MR. MEADE: Yeah, I just wanted to add and

24 contribute to the discussion. I think what you've

25 highlighted, Kurt, for the evening, that Monday, has, I

1 feel, some real compelling ideals to it. I think each of
2 the government agencies will need to discern if they want
3 to have an opportunity to express each of the governments'
4 interest, aside from the Trustee Council. And it made not
5 hurt to have some clarity from perhaps even Department of
6 Justice as to how the administration sees the reopener. So
7 if we're going to get to the -- our word, it might not hurt
8 to actually invite Justice to help frame for the public in
9 a broader context how Justice sees that progressing. I
10 don't know who the right people to coordinate that would be
11 but I thought it might be worth reiterating it for Gail to
12 consider on the trustees' behalf.

13 The other piece that I like this notion of
14 is this -- and I don't know if it's too soon to try to do
15 it this January -- but just looking at getting all of the
16 relative research leads together to discuss and to
17 highlight all of the relative research, including the
18 subsistence, the federal subsistence board, all the way
19 through each of the executive directors -- I don't want to
20 lose that thought. Gail, if there is already a way that
21 that cues well into the January conference, or if not,
22 it.....

23 MS. PHILLIPS: We did that last year, Joe.

24 MR. MEADE: Okay.

25 MS. PHILLIPS: And the participants at the

1 conference did not want to listen to a recap from all the
2 agencies. An agency recap and there was quite a bit of
3 discussion about whether or not we should take time during
4 the conference to do that every year. So we came up with a
5 compromise of doing the papers and submitting a paper
6 report for them.

7 MS. PEARCE: But I'm not suggesting that
8 you do it as part of the conference. I want you to get all
9 the other executive.....

10 MS. PHILLIPS: Right.

11 MR. MEADE: Yeah.

12 MS. PHILLIPS: Right.

13 MS. PEARCE:directors together and
14 have a meeting.....

15 MS. PHILLIPS: Right.

16 MS. PEARCE:of the executive
17 directors.

18 MS. PHILLIPS: Right.

19 MS. PEARCE: Or the research --
20 whoever.....

21 MS. PHILLIPS: Yeah.

22 MS. PEARCE:is the right person from
23 each and every group.....

24 MR. MEADE: And I'm thinking less.....

25 MS. PEARCE:as opposed to it being a

1 part of the.....

2 MS. PHILLIPS: Yeah, of the symposium.

3 MS. PEARCE: It's just that some of them
4 are in town that week.

5 MS. PHILLIPS: Right.

6 MR. MEADE: I'm thinking less about the
7 symposium and more about orchestrating, to the taxpayers'
8 benefit, the best outcomes in the collective research being
9 accomplished. So mine is probably a broader thought, being
10 sure that we're putting our collective energy together on
11 behalf of the taxpayer to be sure we're orchestrating
12 maximizing investment and outcome in the research activity.

13 CHAIRMAN FREDRIKSSON: Any other comments?

14 MS. PHILLIPS: That's all I have on the
15 symposium.

16 CHAIRMAN FREDRIKSSON: And Gail, just --
17 Department of Justice is on the steering committee,
18 correct? The steering committee that you would consult
19 with? I would ask that if they are not, we.....

20 MS. PHILLIPS: I will make sure they are
21 included.

22 CHAIRMAN FREDRIKSSON: Please.

23 MS. PHILLIPS: Yes.

24 MR. O'CONNOR: Can I.....

25 MS. PHILLIPS: The next item under the

1 Executive Director's.....

2 MR. O'CONNOR: Gail, just a second. Can I
3 ask, are we -- is my understanding correct that EVOS per
4 say has two hours.....

5 MS. PHILLIPS: Yes.

6 MR. O'CONNOR:and that's it for the
7 whole symposium?

8 MS. PHILLIPS: Well no, our PI's, the EVOS
9 PI's will be placed into the program to discuss their
10 projects. They will be submitting posters, you know. So
11 we are involved throughout the whole conference but there's
12 only two or three major segments, one is Monday night, one
13 is Tuesday night. And then one for each of those days,
14 lunch meetings. And the lunch meetings are going to be the
15 project reports. So we have one of the major evening
16 events and -- Richard, what is the Tuesday night? Or Rob,
17 do you remember what the Tuesday night.....

18 MR. BOCHENEK: There's an ocean policy
19 section, there's the lingering oil -- I think ocean policy
20 is on Tuesday night.

21 MS. PHILLIPS: Okay.

22 MR. BOCHENEK: And there's going to be a
23 large -- well, the plenary sessions -- do you want me.....

24 MS. PHILLIPS: Sure, if you'd come up,
25 please, and just give a brief report. Thanks, Richard.

1 MR. BOCHENEK: This is Rob Bochenek, I'm
2 the data systems manager here. I believe that the
3 symposium is organized into three plenary sessions dealing
4 with regions. The first being the Bering Sea; the second
5 being the Aleutian Islands -- no, the Bering Sea/Aleutian
6 Islands is one region; the Gulf of Alaska; and then the
7 Arctic Ocean. And then in those regions, which are set up,
8 on a day there are three to five specific LMI sections --
9 and I'm not sure what that acronym stands for but it's.....

10 UNIDENTIFIED SPEAKER: Large Marine
11 Ecosystem.

12 MR. BOCHENEK: Okay. And then those
13 plenary sessions are broken up into sub-categories, which
14 involve like ocean observing, fish and fish habitat, marine
15 mammals, seabirds, policy categories, and so forth. So all
16 the various PI's from the various research organizations
17 that are involved in the symposium submit an abstract.
18 That abstract is categorized in those various categories
19 and sub-categories, and then they provide oral or poster
20 presentations in those.

21 MR. O'CONNOR: But as far as a focus, we
22 have two hours?

23 MS. PHILLIPS: Right.

24 MR. BOCHENEK: We have.....

25 MS. PHILLIPS: Two hour restoration focus.

1 MR. BOCHENEK: We have a -- yeah.

2 MS. PHILLIPS: Last year we did it on the
3 history of the oil spill and we had Charlie Cole. That was
4 a lot easier, let me tell you. Okay thanks, Rob.

5 MS. PEARCE: And that only took two hours?

6 MS. PHILLIPS: We limited him.

7 CHAIRMAN FREDRIKSSON: Anything else on the
8 -- no. Gail.

9 MS. PHILLIPS: Okay, thanks. The final
10 item under my report will be an update from Carrie on the
11 ARLIS security cameras. I know this is something that
12 everybody has been concerned about, so I asked Carrie to
13 come in and just -- we're almost done with it, so give us a
14 report.

15 MS. HOLBA: Good morning. My name is
16 Carrie Holba. I'm the Trustee Council funded librarian at
17 Alaska Resources Library and Information Services, ARLIS.
18 The Executive Director asked me to give an update on the
19 status of the ARLIS security camera system which the
20 Trustee Council funded.

21 The installation of cabling and 14
22 surveillance cameras throughout the library was completed
23 two weeks ago. The UAA IT services audio/visual technician
24 is currently working on the installation of the digital
25 video recorder, computer software, and monitors that will

1 go on the ARLIS reference and the UAA Consortium Library
2 circulation desk. He expects to complete the installation
3 by early next week. The next step is for the ARLIS staff
4 to be trained in using the software so we can monitor the
5 cameras from the reference desk and review the recorded
6 video as needed.

7 On behalf of the ARLIS management team and
8 founder's board, I would like to thank the Trustee Council
9 again for their support in this matter.

10 CHAIRMAN FREDRIKSSON: Any questions or
11 comments?

12 (No audible responses)

13 CHAIRMAN FREDRIKSSON: Thank you.

14 MS. HOLBA: Thank you.

15 MS. PHILLIPS: Thank you, Carrie. Nice to
16 have that one done.

17 CHAIRMAN FREDRIKSSON: Up and running.

18 MS. PHILLIPS: That's all I have, Mr.
19 Chairman.

20 CHAIRMAN FREDRIKSSON: Thank you, Gail.

21 The next item we have is a request for an amendment to --
22 oh, I'm sorry. Scott.

23 MR. NORDSTRAND: We had discussed perhaps,
24 in this part of the meeting, to poll the trustees on
25 electronic versus paper production of all the notebooks.

1 You had said early on -- and I think we think we talked
2 about this in the past -- early on you had asked the
3 Trustee Council, early in your tenure, whether or not they
4 would accept .pdf forms or electronic forms of all this
5 documentation as opposed to paper. And I thought this
6 might be a good opportunity to retake the poll because
7 speaking as one person, I would prefer it in electronic
8 form. And I think others might find it useful, even if
9 they don't bring it to the table with them. But to just
10 get this information without quite so much paper and so
11 much cost.

12 MS. PEARCE: I don't mind things coming
13 electronically but just the way our system is set up, I
14 need it in whatever the form is that isn't .pdf, because I
15 can't open .pdf files.

16 MS. STUDEBAKER: We can't hear here on the
17 phone.

18 MS. PEARCE: I can't open .pdf files when
19 I'm on the road. It's the way my laptop is set up and also
20 the Blackberry. So I just need -- if we're going to do
21 that -- and I have no problem -- I need to have a second
22 way of sending them out. We do it in the Department, so we
23 can -- I'm sure we can figure that out. But I'm not
24 computer literate to tell you what it is I need, I just
25 know that the .pdf doesn't work. So we'll -- but it's

1 fine, it just.....

2 MR. NORDSTRAND: It's extraordinary.

3 MS. PEARCE:has to be fixed.

4 CHAIRMAN FREDRIKSSON: I think the sense
5 here with the trustees is I think two-fold. One, can we
6 minimize the amount of paper by maximizing the use of
7 automated communications in forms that are -- steering
8 committee members and your staff ought to be able to figure
9 out how best to accommodate both the Council's needs as
10 well as the general public's. That also I think goes hand
11 in hand with the desire to get things delivered timely.
12 Everybody has expressed frustration about having --
13 receiving documents at the 11th hour and we really just
14 need to break that. And maybe some of the electronic
15 communications, it would seem, could help us in that arena
16 as well. Cut down the paper and expedite the delivery.

17 MR. NORDSTRAND: If I could just say by way
18 of example, I mean, in terms of this being truly possible,
19 I sit also on the Alaska Retirement Management Board and
20 had two days of meetings this week, and the Department of
21 Revenue folks are very good about literally taking the
22 agenda, putting links on the agenda to the documents that
23 are, you know, behind the agenda, and thereby making it
24 very easy to follow along and go back and forth if you have
25 a laptop that reads .pdfs. If you don't, it might be a

1 little more difficult but I think it's easily doable and
2 would be helpful to everybody in terms of getting this
3 information and making it useable. So I don't want to
4 create too much of additional burden but I'd like us to
5 look into doing that.

6 CHAIRMAN FREDRIKSSON: Joe.

7 MR. MEADE: I'm not sure -- and Rob
8 probably could speak to this, not that we need to get into
9 the details now -- but in the Forest Service, we use Lotus
10 Notes, which provides database opportunities to establish
11 team rooms. And you post the data in a spot at a
12 designated time, you can have an agenda document that links
13 to those documents that are in the team room, and at a
14 leadership team member's leisure, be it a leadership team
15 of two to multiple hundreds, everybody can access that team
16 room, it can be brought down, stored on your laptop, and you
17 can have instant access to the data without all the push
18 and pull of data that we seem to be doing inconsistently.
19 So I would ask at least we explore to see if team rooms can
20 be a functional approach that would give us all instant and
21 easy access at a link to the data.

22 And I'd also, Gail, again just reiterate,
23 let's stop sending out images. It's not in the public's
24 interest. It's not an accessibility interest. Let's be
25 sure anytime we format a .pdf or any other form of

1 document, that those are captured using OCR. It's just a
2 simplistic technology application when we get those
3 documents captured. So that way I don't get documents on a
4 reoccurring basis that are absent OCR, but that also meets
5 Section 508 requirements of federal entities associated to
6 technology and accessibility standards. So I would look
7 into one, that's a mandatory item as to team rooms or other
8 approaches, I'm where you're at -- let's just find the
9 simplest, most technologically advanced way that Rob can
10 enhance collectively us and the PAC having access to the
11 data.

12 MS. PHILLIPS: We still have PAC members
13 and people that are not on any kind of computer systems, so
14 we'll still have to send out hard copies of the materials
15 to. I'm glad to try it again. I mean, when I first came
16 on we tried it and everybody said no, we don't want to do
17 this. So we'll be glad to try it again.

18 MR. MEADE: Could I ask Rob a question?

19 MS. PHILLIPS: Sure.

20 MR. MEADE: Do we have access to team room
21 database components here at EVOS?

22 MR. BOCHENEK: Oh, we would just develop an
23 analogous like website where there was -- we'd have
24 security. Probably not. I mean, we would have to
25 determine -- but it wouldn't be a problem. I mean, we

1 could develop something in-house that would be just --
2 function just the same.

3 MR. MEADE: To me that works so simplistic,
4 then I have the ability to transport that at a push of a
5 button right in my laptop. That's going to meet Drue's
6 interests. Anyhow, we're not the group to solve it but I
7 think we should expedite technology to solve our need for
8 better distribution of electronic information in a more
9 time sensitive way.

10 CHAIRMAN FREDRIKSSON: And Gail, I think
11 it's safe to say -- and Rob -- to whatever extent you need
12 assistance from the Trustee Council member agencies.....

13

14 MR. BOCHENEK: Yes.

15 CHAIRMAN FREDRIKSSON:in terms of the
16 systems used in the agencies, you're welcome.

17 MR. O'CONNOR: Was the earlier failure to
18 move to electronic based on individual's personal
19 proclivities or those like me who feel very insecure
20 without a file of paper around them to appear busy with?

21 MS. PEARCE: And a legal pad.

22 CHAIRMAN FREDRIKSSON: Like a blanket.

23 MR. O'CONNOR: Or was it -- yeah, just like
24 blanket -- or was it a matter of not having the
25 technological ability of.....

1 MS. PHILLIPS: It wasn't a matter of not
2 having the technology.

3 MR. O'CONNOR: And how about personnel
4 resources? Is this going to be a big drain on your staff
5 to do it that way?

6 MS. PHILLIPS: Well, it will certainly save
7 Cherri some time. She won't have to be hand delivering
8 packets to all the agencies the day that they're due and --
9 yeah, we could save time.

10 MR. MEADE: Time and money.

11 MS. PHILLIPS: Time and money, uh-huh.

12 MR. NORDSTRAND: And paper.

13 MS. PEARCE: And we'll create the paper at
14 the agency level, whether.....

15 MR. O'CONNOR: That's right, yeah.

16 MS. PEARCE:or not it's being created
17 here.

18 MS. PHILLIPS: Yeah, yeah.

19 MS. PHILLIPS: I'd like to call Cherri
20 forward in case she has -- Cherri, do you have any comments
21 on this that you.....

22 MS. WOMAC: No, Carolyn and I have already
23 discussed this, see how quickly we can get it going.

24 MS. PHILLIPS: Okay, great. Thanks.

25 CHAIRMAN FREDRIKSSON: Excellent.

1 MR. MEADE: I think we can make Cherri's
2 life a lot simpler, is my point, so.....

3 CHAIRMAN FREDRIKSSON: Anything else on
4 this topic?

5 (No audible responses)

6 CHAIRMAN FREDRIKSSON: I think we're done.
7 The next on our agenda is an amendment request for a
8 project that Dede is.....

9 MS. PHILLIPS: Yes.

10 CHAIRMAN FREDRIKSSON:scheduled to
11 speak to.

12 MS. PHILLIPS: This is the request for
13 amendment to Project 04-0620, Ballachey and Bodkin. The
14 amendment increase is for \$87,200 to cover additional work.
15 And I need to ask Dede to report on it.

16 MS. BOHN: This is Dede Bohn from the USGS.
17 The amendment here came about from our lingering oil and
18 sea otters pathways of exposure and recovery status project
19 which was funded from '04/'05 and a little bit in '06. It
20 had two years of field sampling. We went in July and we
21 collected sea otters and we pulled blood samples from them
22 and evaluated those for bio-markers. And the point of that
23 is to determine if there's exposure to lingering oil and if
24 it's getting into the animals. If there's a pathway to get
25 into the animals. We have that -- all that work is

1 underway and it's being supplied to Integral in time for
2 their report. So that's all coming out on schedule.

3 The lingering oil subcommittee raised a
4 question recently -- about a year ago -- about seasonal
5 variations in the effect of the oil exposure. And the
6 question became, if you've been sampling them in July when
7 they're well-fed and they're not subject to winter storms,
8 that's one value, but what about looking at them during the
9 winter storm system and just ensuring that the value is the
10 same or whatever. So that is the point of this amendment.
11 It would be to go back and go out in March and collect the
12 otters and do exactly the same procedures we've done with
13 the same labs we've been doing and comparing that value
14 with what we've collected previously.

15 The amendment proposes that the lab results
16 and the interpretations would be ready for you by June 1st.
17 And that would be in time for use in our update of the
18 injured species status that we'd be working on in the
19 summer. The other reason we'd like to do it this coming
20 March and why it's an amendment to an ongoing project is
21 that would be within seven or eight months of our previous
22 samples. And if we were to wait until '07 and try and do
23 this, then we don't have an inter-annual comparison.

24 Any questions?

25 CHAIRMAN FREDRIKSSON: Thanks, Dede. Any

1 questions of Dede?

2 MR. O'CONNOR: I would move approval of the
3 amendment.

4 MS. PEARCE: I would second.

5 MR. MEADE: I would second.

6 CHAIRMAN FREDRIKSSON: Any discussion? Any
7 questions?

8 (No audible responses)

9 MS. PEARCE: Because we've got a member
10 online, we need to make sure we have a way to record the
11 vote.

12 CHAIRMAN FREDRIKSSON: I wonder if we
13 should ask a question on this because of McKie being on the
14 phone. Maybe just.....

15 MS. PHILLIPS: That might be a good idea.

16 CHAIRMAN FREDRIKSSON: You are on the line,
17 McKie?

18 MR. CAMPBELL: I am.

19 CHAIRMAN FREDRIKSSON: We're getting some
20 feedback there from somebody.

21 MR. CAMPBELL: Wait a minute, I'm having
22 trouble hearing you. Can you say that again, Kurt?

23 MS. PEARCE: Turn your Blackberry off.

24 MR. CAMPBELL: Kurt?

25 CHAIRMAN FREDRIKSSON: Yeah, McKie,

1 somebody's got a Blackberry close to the phone, I believe.

2 MR. CAMPBELL: Okay.

3 CHAIRMAN FREDRIKSSON: There, that's
4 better. Why don't we just -- we've got the motion, we've
5 got a second.

6 MR. NORDSTRAND: Call the question.

7 CHAIRMAN FREDRIKSSON: Call the question.
8 Could we just have a roll call vote?

9 MS. PHILLIPS: Yes. McKie Campbell.
10 McKie?

11 MR. CAMPBELL: Yes, I am in favor.

12 MS. PHILLIPS: Craig O'Connor?

13 MR. O'CONNOR: I'm in favor.

14 MS. PHILLIPS: Kurt Fredriksson.

15 CHAIRMAN FREDRIKSSON: Yes.

16 MS. PHILLIPS: Drue Pearce.

17 MS. PEARCE: Yes.

18 MS. PHILLIPS: Scott Nordstrand.

19 MR. NORDSTRAND: Yes.

20 MS. PHILLIPS: Joe Meade.

21 MR. MEADE: Yes.

22 CHAIRMAN FREDRIKSSON: Okay.

23 MS. PHILLIPS: Thank you, Dede.

24 CHAIRMAN FREDRIKSSON: Thank you, Dede.

25 Yeah, I think if we could -- Gail, maybe just take a brief,

1 what, 10 minute break and let people.....

2 MS. PHILLIPS: Okay. For those of you that
3 -- we're going to take -- that are online, we're going to
4 take a 10 minute break. You can hold on if you'd like or
5 call back in a little later.

6 (Off record - 9:32 a.m.)

7 (On record - 9:45 a.m.)

8 CHAIRMAN FREDRIKSSON:come back to
9 order.

10 Okay. I think on the agenda we have now
11 come back from a momentary recess. We're about to take up
12 the annual budget but I know there are some questions we
13 may have regarding personnel. Scott, I don't know if you
14 might want to.....

15 MR. NORDSTRAND: Could I suggest at this
16 point that we move down the agenda to an executive session
17 to discuss personnel matters that impact the budget
18 discussion? And that I would make a motion that we go into
19 executive session briefly to discuss personnel matters and
20 then we would return to open session thereafter to address
21 the annual budget.

22 CHAIRMAN FREDRIKSSON: And Gail, if you
23 would join us.....

24 MS. PEARCE: Is there a second?

25 CHAIRMAN FREDRIKSSON:with that.

1 MR. NORDSTRAND: Do we have a second?

2 MR. O'CONNOR: I second that.

3 CHAIRMAN FREDRIKSSON: And McKie, are you
4 available to get off the line and then we could patch you
5 back in?

6 MR. CAMPBELL: I am and a question. Do you
7 need me to bring Tom Lawson up for this or not?

8 CHAIRMAN FREDRIKSSON: I don't believe so.
9 I think we have all the information we need. I think it's
10 more just timing of certain personnel.

11 MR. CAMPBELL: Okay. And then how about
12 after -- the budget, after we come back out of executive
13 session? Would you like Tom available for that or not?

14 CHAIRMAN FREDRIKSSON: I think that would
15 be helpful.

16 MR. CAMPBELL: Okay. Sounds good. Shall I
17 what, hang up and you call me back?

18 MS. PEARCE: Not yet. Cherri is coming
19 with.....

20 CHAIRMAN FREDRIKSSON: Instructions.

21 MS. PEARCE: Well, you can't give him the
22 number. Do we call him?

23 MS. WOMAC: We can call him if he'll give
24 the number.

25 MS. PEARCE: McKie, give us the number and

1 we'll call you.

2 MR. CAMPBELL: My number is 465.....

3 MS. PEARCE: Right.

4 MR. CAMPBELL:4719.

5 MS. PEARCE: Okay. We'll call you back in

6 just a moment.

7 MS. COSGROVE: And this is Mila. Do you

8 want me involved in this discussion?

9 MS. PEARCE: Not in the executive.....

10 CHAIRMAN FREDRIKSSON: Mila, I don't

11 believe so at this time but when we come back for budget, I

12 believe it would be good to have you on and.....

13 MS. COSGROVE: Okay, then I'll hang up. I

14 will -- how will we know when to contact you back?

15 CHAIRMAN FREDRIKSSON: I would imagine this

16 won't take much longer than 15 minutes.

17 MR. NORDSTRAND: Why don't we just say at

18 10:00 o'clock we will reconvene. Well, it's.....

19 CHAIRMAN FREDRIKSSON: How about 10:05?

20 MR. NORDSTRAND: 10:05.

21 CHAIRMAN FREDRIKSSON: 10:05 we'll

22 reconvene.

23 MS. COSGROVE: Excellent.

24 MR. DEITRICH: All right. Thanks.

25 MR. NORDSTRAND: Thank you.

1 CHAIRMAN FREDRIKSSON: Thanks.
2 MR. DEITRICH: I'm off.
3 (Off record)
4 (On record)
5 MR. NORDSTRAND: So we got to vote go
6 into.....
7 CHAIRMAN FREDRIKSSON: McKie?
8 MS. PEARCE: He's gone.
9 MR. NORDSTRAND: Well, we've got enough
10 votes.
11 MR. MEADE: He concurred.
12 CHAIRMAN FREDRIKSSON: Okay.
13 MR. NORDSTRAND: Call the question.
14 CHAIRMAN FREDRIKSSON: Anybody opposed to
15 going into executive session?
16 (No audible responses)
17 CHAIRMAN FREDRIKSSON: Hearing no
18 objections.
19 (Off record - 9:59 a.m.)
20 (On record - 10:50 a.m.)
21 CHAIRMAN FREDRIKSSON:session here.
22 And for those on the line, I apologize. We thought that 15
23 minutes was all we would need and in fact I guess it's
24 approaching more like an hour. But anyway, we're back in
25 session and the agenda item we have now before us is the

1 annual budget. And Gail, I -- or I guess this has come,
2 Gail, through your office with the work of the budget
3 subcommittee?

4 MS. PHILLIPS: Uh-huh, yes.

5 CHAIRMAN FREDRIKSSON: Discussion.

6 MR. NORDSTRAND: I guess as the
7 subcommittee chair, I would just provide brief discussion
8 and then I have a couple of motions that I'd like to offer,
9 it that's acceptable to the chair.

10 First of all, we did -- the committee has
11 worked very hard with Gail in taking the proposed revised
12 budget and then yesterday making some changes to it. At
13 least recommendations from the committee. It's in a kind
14 of a rough form at this point because of the timing. We're
15 cognizant of the short time that was available to the PAC
16 and others to review this. And it's my belief that rather
17 than acting on this budget today, that we should do what we
18 had talked about yesterday in the sub-committee. And that
19 was to take this document, take the numbers that are in the
20 document, put them in our new matrix of budget categories,
21 sub-categories, et cetera, that we've developed with the
22 assistance of the Department of Fish and Game, come up with
23 a spreadsheet that clearly and capably describes all of the
24 budget items and then come back when we've got that
25 completed for a final approval of the budget and have time

1 for comment for all those that would like to comment about
2 the changes in the budget.

3 That's sort of the place that at least I as
4 a sub-committee chair would recommend to the Trustee
5 Council with regard to the actual annual budget itself.
6 And I'd be willing to -- any questions from the Trustee
7 Council on the work that we've done over the last, what,
8 six months now.

9 CHAIRMAN FREDRIKSSON: Gail.

10 MS. PHILLIPS: We just have one question.
11 When we came -- when you would come back to approve it, can
12 you do that by a teleconference? Can we do that by a
13 teleconference meeting.....

14 MR. NORDSTRAND: Certainly, I believe.....

15 MS. PHILLIPS:rather than trying to
16 schedule a.....

17 CHAIRMAN FREDRIKSSON: Gail, what.....

18 MR. NORDSTRAND: The Trustee Council can
19 meet by teleconference.

20 MS. PHILLIPS: Yes, yes.

21 MR. NORDSTRAND: Yes.

22 CHAIRMAN FREDRIKSSON: And when is our next
23 -- when are you looking at our next formal meeting? You
24 had mentioned February?

25 MS. PHILLIPS: It's in February, yes.

1 CHAIRMAN FREDRIKSSON: Early February, is
2 that.....

3 MS. PHILLIPS: I think it's fairly early in
4 the month. I'd have to go back and look at the calendar.

5 MR. NORDSTRAND: Mr. Chair, I would also
6 suggest that for purposes of facilitating this, that rather
7 than adjourn the meeting today, we could recess the meeting
8 to -- you know, with proper notice there, to come back and
9 address that final budget once the comments are made, once
10 the final product is available.

11 CHAIRMAN FREDRIKSSON: Drue.

12 MS. PEARCE: Are we -- I don't have any
13 problem with recessing but are we recessing to come back to
14 consider and approve the continuing resolution and then I
15 would expect a full meeting after the PAC and others have
16 had a chance to look at this document, along with us having
17 a chance.....

18 MR. NORDSTRAND: Yeah.

19 MS. PEARCE:to fully understand it.
20 So I would think we're looking at a late January, early
21 February time frame for the full budget.

22 MR. NORDSTRAND: Well.....

23 MS. PEARCE: I don't know. What's
24 your.....

25 MR. NORDSTRAND:again, just one

1 trustee's opinion here, part one is we get the budget in a
2 usable form, have everybody come and we come back after --
3 you know what I mean, after the recess and we can act on it
4 as the Trustee Council sees fit. With regard to the
5 continuing resolution and budget authority, we have a
6 resolution that was passed that provides authority of the
7 Trustee Council through December 31. We will need to
8 prepare and additional continuing resolution but we don't
9 need it today. We will have to, before the end of
10 December, at least meet via teleconference to review and
11 approve a continuing resolution out as far as we reasonably
12 think we will need to get to this final budget process.

13 My suggestion is that since the PAC is
14 meeting in January and has expressed a desire to comment on
15 the budget, I would suggest that we wait till at least
16 after that. We're planning to meet in February. That if
17 we put the time frame for the continuing resolution out
18 past our meeting in February, we'd have plenty of time for
19 people to comment, plenty of input from the PAC, STAC, and
20 others who might want to comment on the budget and then we
21 could act and it would be a very open process.

22 CHAIRMAN FREDRIKSSON: Craig and then Drue.
23 Or Craig and then Joe.

24 MR. O'CONNOR: I'd pass.

25 CHAIRMAN FREDRIKSSON: Okay. Joe.

1 MR. MEADE: I was just going to simply ask
2 why would we need to go into recess. Could we establish a
3 motion and if approved establish the process that would put
4 us on a continuing resolution providing opportunity for
5 additional review and work towards the budget that would
6 then be considered at our February meeting. So would there
7 be reason to go into recess today?

8 MR. NORDSTRAND: Yes.....

9 MS. PEARCE: I think the court has to have
10 numbers.

11 MR. NORDSTRAND: Well, we need to actually
12 have a resolution before the end of December for a
13 continuing resolution. So if we want -- you know, you can
14 notice another meeting or you can recess, you know, I think
15 it doesn't really matter either. It may be a little less
16 procedure to recess.

17 MR. MEADE: If we recess, when would you
18 see us reconvening?

19 MR. NORDSTRAND: We would.....

20 MS. PEARCE: I phone early next week.....

21 MR. NORDSTRAND: We would have to do
22 it.....

23 MS. PEARCE:for the continuing.....

24 MR. NORDSTRAND:before the end of
25 December. And so I would think it would be done as soon as

1 possible. The budget document itself won't require action,
2 you know, in this recess process. It will just be
3 distributed so people can see it in a usable form. The
4 only thing that we would have to act on would be the
5 continuing resolution, and that would be the purpose of the
6 recess, to allow that to be prepared.....

7 MR. MEADE: Gotcha.

8 MR. NORDSTRAND:and then approved.

9 MR. MEADE: Gotcha.

10 CHAIRMAN FREDRIKSSON: The continuing
11 resolution to provide the funds necessary to operate
12 through February with the intent then that perhaps a final
13 budget would be presented to the trustees at their February
14 meeting for approval?

15 MR. NORDSTRAND: Yes.

16 CHAIRMAN FREDRIKSSON: Are there any
17 questions or comments from the Council?

18 (No audible responses)

19 MR. O'CONNOR: Do you need a motion on
20 that?

21 CHAIRMAN FREDRIKSSON: Do we need a motion
22 or would that be something that we could just accept as a
23 recess.

24 MR. NORDSTRAND: I don't think we need a
25 motion on that. I do have two motions related to the

1 budget and going forward that I would like to make.

2 CHAIRMAN FREDRIKSSON: Okay. Just to make
3 it clear then, our intent would be to recess the Council on
4 this issue subject to a teleconference in the next week or
5 two to provide for consideration of a continuing resolution
6 that would provide operating funds for the office through
7 February, subject to review of a budget with input from the
8 PAC between now and then for consideration by the Council
9 and final approval at their February meeting. Okay.
10 Hearing no objection on that summary -- Scott.

11 MR. NORDSTRAND: I make a motion -- I've
12 got two motions I'd like to make that relate to budget
13 authority. First I would move that the EVOS Trustee
14 Council retain all hiring and termination authority
15 regarding EVOS Trustee Council personnel going forward,
16 including placement of personnel on the state pay chart.
17 So we're very clear on this, that that's the substance of
18 the resolution. And I would -- if there was a second, I
19 could explain further.

20 MR. O'CONNOR: I second.

21 MR. NORDSTRAND: This is designed to make
22 sure that as we go forward and we consider what kind of an
23 organization we want to have here, what kind of needs we
24 need to have here, and as we look at this classification
25 study that I talked about last time, Division of Personnel

1 is going to be doing, that this allows us to sort of freeze
2 in time where we are and then go back, evaluate all the
3 positions, all the descriptions, all of that, the where
4 people are on the pay chart, where they should be and all
5 of that, that we won't be changing things now and make it a
6 moving target as we try to get through this classification
7 process.

8 CHAIRMAN FREDRIKSSON: Gail.

9 MS. PHILLIPS: Mr. Chairman, I do have a
10 question on that, in that we have a vacancy for the finance
11 person. We have received permission from the governor's
12 office to solicit and recruit for that position. We went
13 through the advertising process for it. I contacted each
14 one of you to see if you had personnel in your office that
15 could fill that. We went through the application process
16 and we have actually made a commitment and hired a person
17 to fill that vacancy. And you approved the -- with the
18 December budget, you approved the financing for that.

19 MR. NORDSTRAND: If I could.....

20 MR. MEADE: Clarification. You say you
21 contacted each of us?

22 MS. PHILLIPS: I sent each of you a message
23 after -- I mean, after we started the process to see if you
24 had any person in your office that might be able to fill
25 that slot. I didn't hear back on any.....

1 MR. MEADE: I don't recall the
2 correspondence but that's -- I could easily have.....

3 MS. PHILLIPS: But I have made a commitment
4 to that person and she has quit her job.

5 CHAIRMAN FREDRIKSSON: Scott.

6 MS. PHILLIPS: And has agreed to come work
7 for us on December 13th.

8 MR. NORDSTRAND: If I could. We will have
9 to evaluate whether or not, you know, there was hiring
10 authority from the governor's office on that position and
11 we haven't concluded yet -- at least I haven't -- that
12 there was hiring authority that's been approved. So as you
13 know, all positions above step 18A need to be approved by
14 the governor's office in state employment before an actual
15 offer is made. And we will go back and the Trustee Council
16 has committed to going back and learning what the process
17 was and seeing what approvals were given. And we'll have
18 to evaluate that.

19 MS. PHILLIPS: The proo.....

20 MR. NORDSTRAND: But I don't think we
21 should get into a specific personnel matter in public
22 session. I don't think that's appropriate.

23 MS. PHILLIPS: Then I would request that we
24 go into executive session because I need to know what to
25 tell this person who has quit her job to take the position

1 for us.

2 MR. NORDSTRAND: And I think that would be
3 appropriate once we've completed this process.

4 CHAIRMAN FREDRIKSSON: Yeah, let's --
5 because I think what I would be interested in would be the
6 involvement of Fish and Game on that very question.
7 Obviously we're concerned about an offer that's made to an
8 individual that may have given notice to their current
9 employer and we need to work that out.

10 MR. NORDSTRAND: Absolutely.

11 CHAIRMAN FREDRIKSSON: And I think Fish and
12 Game will be key, instrumental in that. But I think in
13 your resolution, Scott, in terms of the personnel review
14 that's occurring to it to make sure we're consistent with
15 the state pay scale is appropriate. I think how we might
16 turn to Fish and Game to monitor that becomes important to
17 I think Gail's question.

18 MR. NORDSTRAND: All this does is for now
19 it puts the hiring, firing, and classification placement
20 authority with the Trustee Council for the time being.

21 CHAIRMAN FREDRIKSSON: Well, let's hold on.
22 I know you've got that question, Gail, but I'd like to deal
23 with this motion at least at this time. Do we have a
24 second?

25 MR. NORDSTRAND: We had a second.

1 CHAIRMAN FREDRIKSSON: Oh, we had a second.
2 MR. NORDSTRAND: Call the question.
3 CHAIRMAN FREDRIKSSON: The question has
4 been asked. All those in favor just signify by saying aye.
5 Oh, I guess McKie, you're on the phone. Perhaps we could
6 just go through a roll call.
7 MR. CAMPBELL: Okay. This is McKie. Aye.
8 MR. O'CONNOR: O'Connor. Aye.
9 CHAIRMAN FREDRIKSSON: Kurt Fredriksson.
10 Aye.
11 MS. PEARCE: Drue Pearce. Aye.
12 MR. NORDSTRAND: Nordstrand. Aye.
13 MR. MEADE: Meade. Aye.
14 MR. NORDSTRAND: All right. I'd have a
15 second motion at this point. I'd move that all changes to
16 budget categories and subcategories in the continuing
17 budget resolutions that we've passed, and now it's two for
18 the current year, must be reviewed by the Alaska Department
19 of Fish and Game Commissioner or his designee, subject to,
20 obviously, override by the EVOS Trustee Council itself.
21 And after a second, I would explain that as well.
22 MR. O'CONNOR: Second.
23 MR. NORDSTRAND: With your permission, Mr.
24 Chair. This is designed to as we go forward -- as you can
25 see in the continuing resolutions, we've identified lumps

1 of money for various categories within the budget. And
2 within state government there's broad discretion to move
3 lumps of money within what we call budget responsibility
4 units, and that exists here at EVOS Trustee. Again, in
5 order to sort of freeze the situation until we decide how
6 we want to deal with, for example, personnel items and the
7 positions, what range and step they should be at, we want
8 to keep all of the money in the current categories and
9 subcategories.

10 If changes need to be made, and we know
11 that there's sort of a dynamic process, something can
12 happen and you need to move some money, that could be done
13 with the assistance of the Commissioner of Fish and Game,
14 subject to EVOS Trustee Council final authority.

15 But that is just sort of a double check as
16 we go through this process to make sure we keep the money
17 where it needs to be going forward.

18 CHAIRMAN FREDRIKSSON: Any discussion?

19 (No audible responses)

20 MR. O'CONNOR: Call for the question.

21 CHAIRMAN FREDRIKSSON: Question. Roll
22 call. McKie.

23 MR. CAMPBELL: Yes.

24 MR. O'CONNOR: O'Connor. Yes.

25 CHAIRMAN FREDRIKSSON: Fredriksson. Yes.

1 MS. PEARCE: Pearce. Yes.

2 MR. NORDSTRAND: Nordstrand. Yes.

3 MR. MEADE: Meade. Yes.

4 CHAIRMAN FREDRIKSSON: And -- go ahead,
5 Scott.

6 MR. NORDSTRAND: And one last thing, and
7 this is what we were talking about, this process. And I
8 actually have Mila Cosgrove, the Director of the Division
9 of Personnel on the phone here if there are any technical
10 questions that I can't answer. But I wanted to give the
11 Trustee Council and the folks here and on the
12 teleconference an idea of how we've come in this process of
13 looking at the classification of the EVOS Trustee Council
14 staff and how we're going to work through that.

15 It began with the idea of looking and
16 finding out what kinds of positions are here and how should
17 they be class -- how should they be described. In state
18 government, there are three kinds of employees and EVOS
19 Trustee Council employees are employees of the Department
20 of Fish and Game. It's just structurally the way it is.
21 So the employees have to fall within three categories:
22 exempt, partially exempt, or classified. That's all there
23 is, there's three. And to find out -- right now the way
24 we've got it structured here is all of the positions have
25 been determined to be exempt. What that means is you're

1 exempt from the personnel rules and from the rules that
2 relate to where you get stuck on the state pay chart. If
3 you look in the state statutes, there literally is a pay
4 chart. It runs from -- I don't know, what is it, Mila --
5 eight to 30?

6 MS. COSGROVE: Yes, that -- well, actually
7 it starts at five but no many positions.....

8 MR. NORDSTRAND: Not many people down on
9 range five, I'm sure.....

10 MS. COSGROVE: Yeah, but an intern.

11 MR. NORDSTRAND:and eating. So five
12 to 30 and then it's got steps that go out as you get set in
13 a range. You say, 18A and then if you have a merit
14 anniversary, you would go the following year to 18B, C, D.
15 And there's steps out that range F -- and then beyond that
16 there's what we call longevity steps where the statute
17 provides for increased pay, depending on how long you spent
18 at that last F step, then you might get some more pay. And
19 it's a big chart.

20 And so what we've been trying to figure out
21 is exactly where you fit on the chart. If you're an exempt
22 position, you can be put on the chart anywhere you can get
23 authority to put a person on the chart. If you're a
24 partially exempt person, that means some of the personnel
25 rules apply to you, in particular the one on where you have

1 to be on the chart applies. So the Division of Personnel
2 has a classification process that determines where you go
3 on the chart, therefore how much you get paid so that --
4 the idea being that state employees who are all doing
5 similar functions are being paid similarly so you don't
6 develop aberrations between departments and among the
7 government.

8 Finally there are classified employees.
9 Classified employees are the ones that all the personnel
10 rules apply. Generally they happen to be people in the
11 collective bargaining units and the various unions that
12 represent state workers, subject to collective bargaining
13 and rules there. They have just cause contracts generally
14 and there's a lot more process that's involved, you can
15 file grievances, go to arbitration, various things. Things
16 that aren't available to partially exempt employees who
17 serve at will, as do exempt employees.

18 So that's the three categories. Now the
19 question was, what are the EVOS Trustee Council employees
20 supposed to be? The presumption was they were all exempt.
21 We went back and looked and the way you find out if someone
22 is exempt is you go to the state statute and you look at
23 the exempt employee list. And it says, unless otherwise
24 provided by law, the following employees are the exempt
25 employees in the state of Alaska -- and this big list. So

1 there is a personnel director and I went through the list
2 and EVOS Trustee Council is not on the list.

3 So that begs the question, how do you get
4 to be exempt if you're not on the list? Well, with the
5 assistance of Craig Tillery and others, we went back and
6 found out how this came to pass. And what happened was, in
7 1992, the state of Alaska passed a statute that essentially
8 enshrined the EVOS Trustee Council in its process. And it
9 said, pursuant to the settlement agreement entered in
10 between the governments and Exxon, the Trustee Council have
11 the authority to manage this money. And very broad
12 authority. And so that statute incorporates this
13 settlement agreement. Pursuant to that settlement
14 agreement, a year later in 1993, the governor and attorney
15 general along with federal representatives entered into an
16 agreement to establish an executive director's position and
17 other positions for the EVOS Trustee Council. Literally
18 jut a written agreement of the governments. And it says
19 that the state agrees to establish the executive director's
20 position as an exempt position and beyond that, the EVOS
21 Trustee Council can approve, unanimously, the addition of
22 other exempt positions for, quote, senior staff. All
23 right. That is the extent of the authority at EVOS Trustee
24 Council to use exempt positions.

25 Now it begs the question, what is senior

1 staff? So now the process we're going through right now
2 with the assistance of the Director of the Division of
3 Personnel is to look at the positions that exist at the
4 EVOS Trustee Council, take the position descriptions -- I
5 think we've already got those -- interview the folks here
6 to find out how -- whether the position descriptions are
7 accurate, whether they need to be beefed up or dialed back
8 or changed -- so we actually have position descriptions
9 that describe what the folks are doing. Then Mila can,
10 with her classification folks, look to see whether or not
11 -- where they fit in the state lexicon of classification,
12 where they should be, and make a recommendation to the
13 Trustee Council as to who would constitute senior staff.

14 Ultimately it's our decision, I think, than
15 reason, I think. But so that's the process. It will take
16 a little while but at the end of the day, I think it's
17 reasonable to expect that some of the employees at the EVOS
18 Trustee Council will move into the classified service. And
19 there certainly will be senior staff and they will be
20 identified and they will be exempt positions. And at the
21 end of the day what that also means is that, with regard to
22 exempt positions, we retain the authority with concurrence
23 of the commissioner and the governor's office to place
24 people on the pay chart where we want. You know, to
25 provide additional sums of money if we think that's

1 necessary to retain senior staff.

2 With regard to classified positions, that
3 kind of authority will devolve generally to the Division of
4 Personnel and the classification process. So that's where
5 we are. It will take a little while. I would expect that
6 this is something we would probably bring to the Trustee
7 Council at their February meeting. Any questions? How did
8 I do, Mila?

9 MS. COSGROVE: You did wonderfully. And if
10 you want details about, you know, how people transition
11 from the exempt to the classified, I can give you that
12 detail. It may be more appropriate once we determine what
13 those positions are.

14 MR. NORDSTRAND: Right.

15 MR. CAMPBELL: This is McKie. I apologize
16 for interrupting but I just wanted to check -- as I said, I
17 really have to leave. Do we have any other motions that my
18 vote is needed on?

19 CHAIRMAN FREDRIKSSON: I don't believe so.
20 In fact, I think, subject to further discussion, we
21 actually are rapidly approaching the end of our agenda.
22 Except, Drue, I -- was there something.....

23 MS. PEARCE: We have a motion.

24 CHAIRMAN FREDRIKSSON:you had?

25 MS. PEARCE: We do. We do. Do you have --

1 is Larry on the line? We have a data management -- I guess
2 it doesn't have to be -- Dede, does this need to be a
3 motion? Okay, it.....

4 MR. CAMPBELL: Let me -- if my vote is
5 needed on a motion, if you call me back on my cell, I'll
6 give it to you.

7 MS. PEARCE: If you've got 30 seconds, let
8 me tell you what it is and then we can decide if we want it
9 to be a resolution or just a directive. If it's a
10 directive, I can do it. Okay?

11 MR. CAMPBELL: Yeah.

12 CHAIRMAN FREDRIKSSON: Absolutely.

13 MS. PEARCE: Fine. Okay. This is data
14 management and the request directive would be that the
15 Trustee Council directs EVOS data management staff to
16 accomplish the goals and objectives of the data management
17 development proposed in the nearshore monitoring project,
18 which was 05-0750. The data management staff should work
19 in close coordination with the principal investigators, Jim
20 Bodkin and Tom Dean. The work shall include developing the
21 database structure and project website for the nearshore
22 monitoring data sets. This work shall commence as soon as
23 possible and shall provide a relational database as
24 outlined in the project proposal no later than April 30th,
25 2006.

1 If you remember, there was a request a
2 number of months ago for additional monies to -- and
3 perhaps I should have Dede explain this -- to do this work
4 outside of our own staff. And I think that it was actually
5 Trustee Council member Meade who said, why are we doing
6 that, we should be doing it internally. And we all agreed.
7 But it hasn't happened. And so this is a specific
8 directive that this happens as a priority. Certainly our
9 work as Trustee Council work and our own research and data
10 processing needs, in my opinion, should be the priorities
11 before we're doing other efforts for other groups.

12 So my -- if we want it as a resolution,
13 that's fine. I would make it a motion. If you want it
14 just as a directive, there it is.

15 CHAIRMAN FREDRIKSSON: I would suggest if
16 we feel comfortable with the direction, particularly if
17 this is subject to a previous discussion of the trustees,
18 we just provide it as a directive, Gail. I would ask if
19 this is at all difficult or.....

20 MS. PHILLIPS: No.

21 CHAIRMAN FREDRIKSSON:your reaction
22 to it.

23 MS. PHILLIPS: Could I just call on Rob
24 briefly?

25 CHAIRMAN FREDRIKSSON: Sure. Sure.

1 MR. CAMPBELL: This is McKie. I feel
2 comfortable with that as a direction and unless needed, I
3 do have to go.

4 MS. PEARCE: Okay. Have we still got Larry
5 on the line?

6 MR. DEITRICH: Yes.

7 MS. PEARCE: Perfect. McKie, you can go
8 because we've got Larry.

9 MR. CAMPBELL: He's better anyway. Thanks
10 a lot. Thank you all. Goodbye.

11 CHAIRMAN FREDRIKSSON: Thanks for coming.
12 Go -- Rob, please.

13 MR. BOCHENEK: Yeah, this is Rob Bochenek.
14 I'm all for this directive. I would like to distinctly
15 kind of define what the end product is. It seems very
16 ambiguous and undefined. I don't want -- I understand
17 that's a pretty short date for the creation of a data
18 management system, April 30th of 2006. Being that I'm
19 probably going to be working on this budget in addition to
20 the symposium coming up -- we have a lot of our own
21 internal operations going on here -- it would be nice to
22 redefine some of the milestones for those. And also define
23 some of the deliverables from that project. I'm just a
24 little leery. It seems so nebulous and ambiguous.

25 CHAIRMAN FREDRIKSSON: I -- Scott.

1 MR. NORDSTRAND: I don't think the Trustee
2 Council needs to get into the details of.....

3 MR. BOCHENEK: Right.

4 MR. NORDSTRAND:the end product. I
5 think you should work that out with.....

6 MS. PEARCE: Dedee.

7 MR. NORDSTRAND:Dede. And, you know,
8 if there's any problem going forward, you can bring that
9 back in February and discuss it.

10 MS. PEARCE: I don't want to wait that
11 long. If there's going to be a problem, I want to know
12 when we come back after our recess.

13 MR. NORDSTRAND: Okay.

14 MS. PEARCE: Because we need -- this needs
15 to be done.

16 MR. BOCHENEK: I agree. One of the things
17 which it's going to involve is some pretty intimate working
18 with the researchers over at USGS, which will mean a
19 substantial amount of my time will be out of this office in
20 the USGS office. In addition, a component of this is data
21 collection in the field. So I will need to accompany these
22 researchers in the field when they're doing their data
23 collection.

24 MS. PEARCE: Well, they're not going to be
25 doing data collection between now and April 30th, it's

1 done. But again, that's for you all to work. I mean,
2 we're not talking about next year's field season, we're
3 talking about field seasons that are -- I'm looking beyond
4 you because I'm making sure I'm not speaking out of turn --
5 but we're talking about data that has already been
6 collected. And I think had already been collected before
7 the last time we had this in front of us.

8 MR. BOCHENEK: The way I understand it is
9 that standard operating procedures are still in development
10 for these data collection methods, but.....

11 MS. PEARCE: I don't know. You're beyond
12 me, we just need to make it happen.....

13 CHAIRMAN FREDRIKSSON: Let's.....

14 MS. PEARCE:and if there's going to
15 be a problem.....

16 MR. BOCHENEK: Okay.

17 MS. PEARCE: I want to know when we come
18 back.....

19 MR. BOCHENEK: I'll make it happen.

20 MS. PEARCE:for the -- after our
21 recess.

22 CHAIRMAN FREDRIKSSON: I think what I hear
23 Drue is we are going to come back with Gail after this
24 recess to consider a continuing resolution which will take
25 the EVOS operating budget up through February. I think it

1 would be real good if between now and the recess, you're
2 working with the steering committee you have a good
3 understanding with them as to what those expectations are.
4 And if there's need for field trips or not need for field
5 trips, you can reconcile that and perhaps then we can have
6 Gail bring it forward during the recess if there's a
7 problem. But -- Joe, please.

8 MR. MEADE: I just wanted -- since I'm not
9 here reading body English, I wanted to be clear about body
10 English. The point being, Rob, is I would like to be sure
11 -- and I'm speaking on behalf of myself -- I trust the
12 trustees on a whole. This is helping to place some focus
13 and priority on a project and task the trustees feel
14 important about and that was certainly the intent of my
15 discussion last when we had discussion on this. It is an
16 affirmation and a vote of confidence in your leadership and
17 your skill, the passion and program management you bring to
18 EVOS. And I just wanted to be clear, it's really helping
19 place priority and focus on what we see as an important
20 task and it shouldn't be interpreted in any other way,
21 so.....

22 CHAIRMAN FREDRIKSSON: Okay. Thanks for
23 that understanding.

24 MS. PHILLIPS: Thanks, Rob.

25 CHAIRMAN FREDRIKSSON: Thanks, Rob.

1 MS. PEARCE: Thank you.

2 CHAIRMAN FREDRIKSSON: Scott.

3 MR. NORDSTRAND: One last thing with regard
4 to the budget, just in terms of trying to get people
5 working on this. I would -- with the Trustee Council's
6 concurrence, I would ask Dede and Carol to work on that
7 continuing resolution and to -- you know, with the EVOS
8 Trustee Council staff and the Department of Fish and Game
9 to the degree you need other information -- to come back
10 with a comprehensive, complete and accurate continuing
11 resolution for that meeting if it's acceptable to the
12 Trustee Council.

13 CHAIRMAN FREDRIKSSON: I see no objection.
14 I might add, in addition to the recess -- and maybe I'll
15 just -- from my perspective in terms of explaining the
16 budget, I think we did hear from the PAC today a concern
17 that the budget was getting ahead of their capability to
18 keep up with it. I think every -- all the trustees share
19 that concern and want the PAC as much as each of the
20 trustees to feel very comfortable with this budget, because
21 I'm sure you do as well, Gail, on the office standpoint.
22 It is still rough in places. I see in fact where
23 Department of Environmental Conservation is still -- and I
24 think John Gerster brought it up -- what is that piece?
25 Well, I want the opportunity to be able to make it clear

1 what that piece is. Right now, it is -- there's a parents
2 that says Deitrich.

3 Well, I know that doesn't say much and I
4 know it doesn't characterize accurately what we would
5 expect to do with those funds. And so having the ability
6 through the recess to provide for the continuing resolution
7 that will provide Gail the funds with proper management
8 controls to move forward through February and to give the
9 time for the PAC to review the budget, and the Trustee
10 Council the time to then see a final budget for its review
11 and approval in February, is I think what's really at least
12 driving my interest here.

13 Scott.

14 MR. NORDSTRAND: And as the chair of the
15 subcommittee on the budget, I would suggest, with the
16 Trustee Council's approval, that once we get the final
17 document put in a, you know, a usable form, that the
18 subcommittee meet one last time before it goes out to make
19 sure all the changes that we've talked about are reflected
20 there. All the point of view of the EVOS Trustee Council
21 staff is reflected, as well as the subcommittee. So it's
22 in a very clear form, accurate form. And then -- and we
23 would commit to do that in as short order as possible so we
24 can get the maximum notice time for the PAC and all others
25 who want to comment on the budget.

1 CHAIRMAN FREDRIKSSON: Thanks, Scott. It
2 is 11:20. We have gone through our agenda. Joe.

3 MR. MEADE: I was just going to say the one
4 other thing -- and I don't want to keep drawing this out
5 because I need to leave -- but the one other element that
6 -- associated is there was a request by the PAC for a 30
7 day advance notice. I worry that that interest -- and I
8 share it in common -- but I worry that in that February
9 meeting, just the packaging of this budget and getting a
10 budget out after PAC engagement and review, having a final
11 product ahead of our February meeting, I don't think a 30
12 day time frame is going to be realistic. It's going to
13 probably be more in the magnitude of days or a week,
14 certainly not overnight but I think we just need to
15 recognize that.

16 CHAIRMAN FREDRIKSSON: Drue.

17 MS. PEARCE: Thank you. The FACA doesn't
18 require, as far as notice of meetings, it does not require
19 any time period for trying to get things out to the
20 advisory committees. However, what I would like to do is
21 go back and look at the various FACA committees that our
22 three federal departments have and also take a look at what
23 the state does. I don't mind setting a benchmark that
24 we're going to try to make each time. I don't think 30
25 days is going to be the number. My recollection of the

1 regs that I'm familiar on the federal side is that that is
2 much more than any of them attempt. But I'd like us to
3 check and see and I'm quite willing to have, you know, as I
4 say, a benchmark. But I think 30 days is quite possibly
5 too long and I don't think we should set ourselves up for
6 failure.

7 MR. MEADE: As a Trustee Council member, I
8 need more time.

9 MS. PEARCE: I understand.

10 MR. MEADE: I don't need 30 days, I need at
11 least two days.

12 MS. PEARCE: Me too.

13 MR. MEADE: But I need time.

14 MS. PEARCE: Me too.

15 MR. NORDSTRAND: I think.....

16 CHAIRMAN FREDRIKSSON: Scott.

17 MR. NORDSTRAND: Mr. Chair. I think there
18 will be ample time for the PAC to -- they're meeting the
19 end of January. It certainly isn't going to take till
20 Christmas to get a final product on the budget that's
21 subject to review. So I would anticipate they would easily
22 have 30 days. And once -- I would also anticipate that
23 once the PAC has met and can send comments back, that that
24 can be done expeditiously. If the budget subcommittee were
25 then to meet again to consider what they had commented on

1 so we could amalgamate that information, we would commit to
2 do that very expeditiously so that prior to the
3 mid-February meeting we would have it for the trustees.
4 You know, I would hope at least a week ahead and perhaps
5 more.

6 MS. PEARCE: Sure.

7 CHAIRMAN FREDRIKSSON: Thanks, Scott.

8 MS. PEARCE: We had a request by the
9 Executive Director for an executive session, which I hope
10 we can make quick. But I think we have to honor it.

11 CHAIRMAN FREDRIKSSON: Gail.

12 MR. NORDSTRAND: Right.

13 CHAIRMAN FREDRIKSSON: If we might just
14 move into -- is there a motion to move into executive
15 session for personnel matter?

16 MR. NORDSTRAND: I make a motion we move
17 into executive session to consider a personnel matter and
18 in connection with that, indicate that subject -- when we
19 come back out of executive session, it would be the
20 intention to recess and take no further action in open
21 session.

22 MS. PEARCE: And we needed to decide, do we
23 want Larry on? We don't have to have him for executive
24 session.

25 CHAIRMAN FREDRIKSSON: No.

1 MS. PEARCE: Larry, you're not invited.
2 MR. NORDSTRAND: So that's the motion.
3 MS. PEARCE: He probably likes that.
4 MR. MEADE: I'll second.
5 CHAIRMAN FREDRIKSSON: Any objections?
6 (No audible responses)
7 CHAIRMAN FREDRIKSSON: Okay. We'll move
8 into executive session.
9 MS. PEARCE: So our intention is to come
10 back and only recess, no action after, correct?
11 CHAIRMAN FREDRIKSSON: Correct.
12 MR. NORDSTRAND: Right.
13 MS. PEARCE: And there will be notification
14 of when we'll come back after the recess for it to take
15 action, which will be on the continuing resolution?
16 CHAIRMAN FREDRIKSSON: Correct.
17 (Off record - 11:25 a.m.)
18 NOTE: The Council came out of executive session, having no
19 further business, Ms. Pearce moved to recess at 11:55,
20 seconded by Mr. O'Connor. Unanimous approval.
21 (Meeting recessed)
22 END OF PROCEEDINGS

C E R T I F I C A T E

2 UNITED STATES OF AMERICA)
3) ss.
4 STATE OF ALASKA)

5 I, Joseph P. Kolasinski, Notary Public in and for
6 the state of Alaska and reporter for Computer Matrix Court
7 Reporters, LLC, do hereby certify:

8 THAT the foregoing pages numbered 4 through 99
9 contain a full, true and correct transcript of the Exxon
10 Valdez Oil Spill Trustee Council's Meeting recorded
11 electronically by me on the 2nd day of December 2005,
12 commencing at the hour of 8:08 a.m. and thereafter
13 transcribed under my direction and reduced to print:

14 THAT the Transcript has been prepared at the
15 request of:

16 EXXON VALDEZ TRUSTEE COUNCIL, 451 W. 5th
17 Avenue, Suite 500, Anchorage, Alaska 99501;
18 DATED at Anchorage, Alaska this 5th day of December
19 2005.

20 SIGNED AND CERTIFIED TO BY:

21 _____
22 Joseph P. Kolasinski
23 Notary Public in and for Alaska
24 My Commission Expires: 03/12/08