

09.21.05

1 EXXON VALDEZ OIL SPILL
2 TRUSTEE COUNCIL
3 Teleconference Public Meeting
4 Thursday, September 13, 2007 -- 9:09 o'clock a.m.
5 441 West 5th Avenue, Suite 500
6 Anchorage, Alaska
7 ALL TRUSTEE COUNCIL MEMBERS PRESENT TELEPHONICALLY
8 EXCEPT MR. COLBERG:
9 U.S. DEPARTMENT OF AGRICULTURE, MR. STEVE ZEMKE for
10 U.S. FOREST SERVICE MR. JOE MEADE
11 (Chairman) Forest Supervisor
12 STATE OF ALASKA - DEPARTMENT MR. DENBY LLOYD
13 OF FISH AND GAME: Commissioner
14 U.S. DEPARTMENT OF INTERIOR: MR. HANS NEIDIG
15 U.S. Department of Interior
16 STATE OF ALASKA - MR. TALIS COLBERG
17 DEPARTMENT OF LAW: Attorney General
18 STATE OF ALASKA - DEPARTMENT MR. DAN EASTON for the
19 OF ENVIRONMENTAL CONSERVATION: Commissioner
20 U.S. DEPARTMENT OF COMMERCE, MR. PETE HAGEN for
21 National Marine Fisheries Svc: MR. JAMES W. BALSIGER
22 Administrator, AK Region
23 Proceedings electronically recorded, then transcribed by:
24 Computer Matrix Court Reporters, LLC, 700 West 2nd Avenue,
25 Anchorage, AK 99501 - 243-0668

1 TRUSTEE COUNCIL STAFF PRESENT:

2

3 CHERRI WOMAC Administrative Officer

4

5 BARBARA HANNAH Administrative Officer

6

7 MICHAEL SCHLEI Analyst Programmer

8

9 CATHERINE BOERNER Acting Science Director

10

11 MANDY MIGURA Acting Program Coordinator

12

13 CARRIE HOLBA ARLIS Librarian

14

15 RITA LOVETT Alaska Department of Law

16

17 TELEPHONICALLY

18

19 MICHAEL BAFFERY Executive Director

20

21 CAROL FRIES ADNR

22

23 TOM BROOKOVER ADF&G

24

25 DAWN GERMAIN U.S. Dept. of Agriculture

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P R O C E E D I N G S

(Anchorage, Alaska - 09/13/2007
(On record - 9:09 a.m.)

CHAIRMAN ZEMKE: Steve Zemke, Chugach
National Forrest and I would like to call the Exxon Valdez
Oil Spill Trustee Council meeting of September 13th, 2007
to order, and I've got about 9:09 a.m. So I guess the
first thing, the one I would do is like to make sure that
all Trustees are here. So myself, for Department of
Agriculture, and then I would like the other Trustees to
identify themselves.

MR. COLBERG: Talis Colberg, Department of
Law, State of Alaska.

MR. LLOYD: Denby Lloyd, Fish and Game,
State of Alaska.

MR. EASTON: Dan Easton with DEC.

MR. NEIDIG: Hans Neidig, Department of
Interior.

MR. HAGEN: Pete Hagen standing in for Jim
Balsiger, NOAA.

CHAIRMAN ZEMKE: Okay. I guess we do have
all members present. So after that, I would like to get
into I guess the first order of business today, and that is
to take a look at the approval of today's agenda, and that
has been amended from the previous copy and hopefully

1 everybody's seen the latest, they could -- had a draft of
2 9/12/07 but it's for the September 13th, '07 date.

3 MR. NEIDIG: This is Hans. I would move to
4 approve the consent agenda.

5 CHAIRMAN ZEMKE: All right. Do I hear a
6 second?

7 MR. HAGEN: This is Pete. Second.

8 CHAIRMAN ZEMKE: Okay. With that, I guess,
9 is there any discussion on the motion?

10 (No audible responses)

11 CHAIRMAN ZEMKE: Hearing none, I would call
12 for the question to approve the agenda. All those in
13 favor, say aye.

14 IN UNISON: Aye.

15 CHAIRMAN ZEMKE: The motion is approved.
16 So the -- working on today's agenda, or approved agenda, so
17 the first portion of that would be looking at the approval
18 of the meeting notes of June 27, 2007. And again, that --
19 notes have been revised from the previous copy that was
20 sent out. Hopefully everybody's had time to take a look at
21 those. And so we're kind of working off that current
22 amended set of notes. So do I hear a motion to approve the
23 meeting notes of June 27th, 2007?

24 MR. COLBERG: I'll move to approve the
25 meeting notes of.....

1 CHAIRMAN ZEMKE: Okay.

2 MR. COLBERG:June 27, 2007. Talis

3 Colberg.

4 CHAIRMAN ZEMKE: Is there a second?

5 MR. NEIDIG: This is Hans. I'll second.

6 CHAIRMAN ZEMKE: Okay. Is there any

7 discussion of the notes then?

8 (No audible responses)

9 CHAIRMAN ZEMKE: Okay. Hearing no motion

10 for discussion, then I request the question on the motion.

11 So all.....

12 IN UNISON: (Affirmative responses)

13 CHAIRMAN ZEMKE: The motion is approved, so

14 the meeting notes for June 27th are approved as correct.

15 Okay. The next item on the agenda is public advisory

16 comments. And as always, Stacy, we appreciate the notes

17 that you have sent in and do appreciate that you've looked

18 at just providing comments for the portions that are on

19 today's agenda. One thing I did note on your written

20 comments that you didn't look -- make comment on the

21 continuation of the '08 funding on the '07 multi-year

22 projects. That wasn't on the original agenda but it is

23 included in the corrected agenda today.

24 With that, do you have any other comments

25 you'd like to put in, Stacy?

1 MS. STUDEBAKER: Well, I'd like to read the
2 comments for the public record this morning.

3 CHAIRMAN ZEMKE: Sure.

4 MS. STUDEBAKER: Okay?

5 CHAIRMAN ZEMKE: That sounds fine.

6 MS. STUDEBAKER: Great. Good morning,
7 everybody. As you know, the Public Advisory Committee met
8 in a face-to-face meeting in Anchorage on August 30th. And
9 since your teleconference today is focused on only one
10 item, the EVOS FY-08 administrative budget, until it was
11 changed, I didn't know about the changes, otherwise I would
12 have prepared other comments in related to the project
13 budget. I didn't know that was going to be on your agenda
14 today and I'm deeply sorry about that, that I haven't had a
15 chance to give you some comments on that. But anyway, I'll
16 focus my comments mainly on the administrative budget and
17 I'll save the rest for your next meeting on October 13th,
18 which I also hope to attend in person.

19 I'll start by saying that your Public
20 Advisory Committee, for those of you that are new, it's a
21 very fiscally conservative group of incredibly smart and
22 dedicated people with diverse points of view and
23 backgrounds from a variety of the community. Despite our
24 differences though, we are unanimous about two things, and
25 that is restoring the injured resources and using only the

1 interest from the research investment sub-account to fund
2 the entire EVOS budget, which includes both the
3 administrative budget and the work plan. This is our
4 guiding principle and the basis for all of our discussions
5 regarding allocation of funds.

6 On August 30th, Barbara Hannah provided us
7 with an excellent overview of the FY-08 administrative
8 budget. And the PAC members discussed the format and
9 content of the budget sheets and were very appreciative of
10 the clarity of the budget as presented. Some went so far
11 as to say it was clearest budget presentation they had seen
12 since they had been on the PAC, which is nearly 13 years
13 for some of us, including myself.

14 Barbara pointed out that there are some
15 increases due to cost of living, benefit increases, et
16 cetera, and PAC members were generally supportive of all
17 those.

18 She also said that the oversight agency for
19 each funded project gets one month of EVOS funding for a
20 project manager, outside of the general and administrative
21 funds within the project budget. This was a red flag for
22 PAC members. Anyway, it's generated the most discussion
23 about the administrative budget and as some of the PAC
24 questioned the necessity for this, noting that there are
25 fewer projects than ever this year, and some agencies had

1 only one project. It sure appears to the public that there
2 is some redundancy there and that some fat could be
3 trimmed. So the PAC encourages the Trustees and staff to
4 take a closer look at those figures.

5 PAC members also discussed the travel
6 budget for EVOS staff to visit spill area communities and
7 encouraged Michael and his staff to do more to continue
8 this important outreach. It was also noted that many
9 people have changed in the villages since the last EVOS
10 visit some years ago, and that it would be good to revisit
11 spill impacted communities to familiarize folks with the
12 restoration progress to date.

13 The PAC also noted that there was nothing
14 in the budget for the fast approaching 20th anniversary of
15 the oil spill and thought there should be. The 10th
16 anniversary included a well-publicized public event, a
17 large event in Anchorage, and a status report publication
18 that took two years to plan. Here we are now with about a
19 year and a half until the 20th anniversary and less than
20 half of the injured resources and services have been
21 restored. We think that the public needs to hear that and
22 we encourage you to start thinking about what you want to
23 do for the 20th anniversary.

24 One suggestion that came up is to budget
25 for a newsletter that would be mailed to every Alaskan

1 permanent fund recipient and would explain the history of
2 the EVOS and settlement, what's been done up to this point,
3 a status report on the injured resources, what we are
4 presently doing, and what we plan to do in the future with
5 the restoration program. The public deserves this and it
6 might also help you to focus on what your priorities are
7 and where you want to go from here.

8 I do know that other oil spill related
9 groups, such as the RCAC's are already planning things for
10 the 20th anniversary. The Prince William Sound RCAC's, for
11 example, has contracted for a book that will come out on
12 the 20th anniversary.

13 And since I don't know what the nature of
14 your further discussions are today regarding the work plan,
15 I really can't comment. But I am going to be here and
16 available for any questions that you might have during your
17 discussion. So that concludes my comments today and I look
18 forward to see you all on the -- October 13th. Are there
19 any questions?

20 CHAIRMAN ZEMKE: Thank you very much for
21 your presentation, Stacy. Are there any questions for
22 Stacy?

23 MR. BAFFREY: I don't have any questions --
24 this is Michael Baffrey. I do want to point out, Stacy,
25 that that meeting is scheduled for October 12th.

1 MS. STUDEBAKER: Okay. So noted. Thank
2 you.

3 MR. BAFFREY: You're welcome.

4 CHAIRMAN ZEMKE: All right. Yes, Stacy, I
5 think in the discussion of FY-08 funding for FY-07 multi-
6 year projects, certainly, if you have comments, then we
7 could probably take them after Barbara's presentation.

8 So with that, are there any other PAC
9 members online that would like to give comment?

10 (No audible responses)

11 CHAIRMAN ZEMKE: Okay. Hearing none, I
12 guess we'll move on to agenda item number 4, public
13 comment. As always, no reopener comments are accepted and
14 try to keep them to within -- comments to within three
15 minutes if at all possible. So are there any comments from
16 people on -- public comments from people online?

17 (No audible responses)

18 CHAIRMAN ZEMKE: I guess hearing none, then
19 I guess we'll move on to agenda item number 5, FY-08
20 funding for Fiscal Year '07 multi-year projects. And
21 there's been briefing papers put together by Barbara
22 Hannah, and she I guess will be giving presentation on
23 that. Barbara.

24 MS. HANNAH: Yes, uh-huh. Okay. In FY-07,
25 the invitation allowed for submittal of proposals for

1 multi-year projects, as well as single year projects. And
2 of the projects that were approved in FY-07, primarily at
3 the November 14th meeting, and the January 10th
4 teleconference, and the February 16th and March 9th
5 teleconferences, there were projects that were approved for
6 multi-year funding. The Trustees went -- all those
7 projects went through the peer review processes and
8 recommendations were made. I think even the projects were
9 rated 1, 2, 3's, and 4's or something. And everybody --
10 the Science Panel and the PAC and the Executive -- Science
11 Director and Executive Director gave their recommendations
12 and the Trustees voted on some multi-year projects that had
13 funding going out to FY-09. Today all we're doing is
14 asking -- those projects were approved as multi-year
15 projects, so they're continuing projects. And so today,
16 all we're doing is asking the Trustees for permission to
17 transfer the \$2,286,500 so that those projects can continue
18 uninterrupted.

19 Of those, there's approximately 11
20 projects, I believe, that are being funded. And if you
21 have any questions to any of them, the on -- with the
22 resolution itself that's been revised. The original one
23 that came out listed all the projects individually but
24 there's an attachment to the resolution that does that for
25 you. It also points out the project management dollars

1 associated with those projects, and those project
2 management dollars are included in the 08100 budget.

3 So basically we're just asking permission
4 to fund the FY-08 portion for project 70340, 70782, 70805,
5 70808, 70810, 70816, 70819, 70830, 70801, 70836, and 70853,
6 for a total of 2,286,500. Any questions?

7 CHAIRMAN ZEMKE: No? Do I hear any
8 questions for Barbara?

9 MR. HAGEN: Yeah, Steve, this is Pete.
10 Barbara, or maybe Michael if he's there, can answer. Have
11 all these projects submitted their annual reports and
12 satisfied the contingencies placed on them with regards to
13 satisfactory progress?

14 MS. BOERNER: This is Catherine Boerner.
15 They have all satisfied the requirements with the one
16 exception of project 70816, with the lead PI of Dan Esler,
17 does have a delinquent report right now and we would
18 recommend that funding be contingent upon receipt of that
19 report.

20 MR. BAFFREY: Catherine, this is Michael.
21 Do any of these PI's have past due and delinquent file
22 reports.....

23 MS. BOERNER: No just.....

24 MR. BAFFREY:on previous projects?

25 MS. BOERNER: No, just the one I mentioned.

1 MR. BAFFREY: All right. Thanks.

2 CHAIRMAN ZEMKE: Any other questions?

3 Stacy, I think this information was also presented at the

4 PAC meeting and I think it was looked at as for approval by

5 the PAC also.

6 MS. STUDEBAKER: Right.

7 CHAIRMAN ZEMKE: And this is what the

8 additional item is on today's agenda.

9 MS. STUDEBAKER: Yeah.

10 CHAIRMAN ZEMKE: Any other comments or

11 question?

12 (No audible responses)

13 CHAIRMAN ZEMKE: So I guess hearing none,

14 I'd like to hear a motion for approval of the FY-08 funding

15 for FY-07 multi-year projects.

16 MR. NEIDIG: This is Hans Neidig. I move

17 to approve.

18 MR. LLOYD: I second.

19 CHAIRMAN ZEMKE: Okay. And that motion is

20 with the one contingent on the Esler project that his funds

21 will be released when the annual report is submitted.

22 REPORTER: And who seconded that, please?

23 MR. LLOYD: This is Denby.

24 REPORTER: Thank you.

25 CHAIRMAN ZEMKE: Okay. Do we need to read

1 the full motion into -- or is that sufficient? Michael, do
2 you think you have sufficient information?

3 MR. BAFFREY: No, that's sufficient. Thank
4 you.

5 CHAIRMAN ZEMKE: Okay.

6 MR. HAGEN: Point of clarification.

7 CHAIRMAN ZEMKE: Sure, Pete. Uh-huh.

8 MR. HAGEN: Yeah, just in terms of the
9 fund-contingent, which I would support, we'll have that,
10 the agency -- I presume this will be for the agency, under
11 discussion or direction from the Executive Director, would
12 then release the funds to the PI upon meeting the annual --
13 the report requirements. Is that correct?

14 MR. BAFFREY: That's correct.

15 MR. HAGEN: Okay.

16 CHAIRMAN ZEMKE: Any more discussion?

17 (No audible responses)

18 CHAIRMAN ZEMKE: Okay. Hearing none, I'll
19 go through roll call for vote. Okay. Dan Easton.

20 MR. EASTON: Yes.

21 CHAIRMAN ZEMKE: Hans Neidig.

22 MR. NEIDIG: Aye.

23 CHAIRMAN ZEMKE: Denby Lloyd.

24 MR. LLOYD: Yes.

25 CHAIRMAN ZEMKE: Talis Colberg.

1 MR. COLBERG: Yes.

2 CHAIRMAN ZEMKE: Pete Hagen.

3 MR. HAGEN: Yes.

4 CHAIRMAN ZEMKE: Steve Zemke. Yes. So
5 motion is approved.

6 Next item on this -- today's agenda is
7 discussion of the administrative budget 080100. And
8 Barbara Hannah will also lead that.

9 MS. HANNAH: Okay. Before Michael left he
10 asked me to meet with all of the Trustees and their
11 alternates and the liaisons again if necessary to ensure
12 that everything was really clear about this budget.

13 I've followed the format that was designed
14 back in 2005, 2006 by liaisons and I can't take all that
15 credit that the PAC is trying to give me because that basis
16 was formulated to provide a clearer budget for the Trustees
17 and they did all that hard work at the beginning and I just
18 continued it because it worked so well. Pretty self-
19 explanatory. I just kind of want to go over the first page
20 of it, primarily because it does just provide a little
21 synopsis of the different components and this is mainly for
22 the public record. Because this is the third year of this
23 annual program development and implementation budget.

24 And it was designed primarily to clearly
25 identify allocation of funds supporting the different

1 Trustee Council activities, which are administration
2 management, data management, science management, community
3 involvement, the Public Advisory Committee, the small
4 parcel program, Trustee Council member direct expenses for
5 their travels when they come to the meetings here in
6 Anchorage, program support and project management by
7 agencies, and the Alaska Resource Library and Information
8 Services.

9 Prior to the origination of this format,
10 several of these components submitted their own proposals
11 individually and it made it a little hard to get a clear
12 picture of the overall administrative part of running this
13 program.

14 The budget estimates that are provided
15 within the '08 annual program development and
16 implementation budget were based on prior expenditures,
17 existing contracts that have options, as well as a 3.1
18 percent consumer price index increase estimate and a 4
19 percent increase in personnel cost to cover budgeted merit
20 step increases and payroll benefits, which have gone up
21 this past year.

22 These components, the items within all the
23 components are pretty much just to continue business as
24 usual. They cover all the day-to-day operational costs of
25 running this office and overseeing the program objectives.

1 Also, not only are there investment funds that are helping
2 support this activity, there's a NOAA grant that we got a
3 project extension -- we got an extension on until September
4 30th, '08, which is going to continue to fund the herring
5 restoration steering committee and planning activities in
6 the herring restoration plan itself to full completion.
7 And then once that is done, it helps give clearer direction
8 to maybe doing other plans for other resources or other --
9 yeah, resources within the science management program.

10 Well, this office currently has nine staff
11 working and we're administratively located under the
12 Department of Fish and Game. And over the past couple of
13 years since we've completely staffed and have new hires
14 here, Fish and Game has been giving us more duties to
15 become more self-sufficient. And so you'll see a little
16 bit of -- because there's been staff that have stayed here
17 instead of going on, that's why there's a few personnel
18 cost increases that are normal within state personnel
19 budgets.

20 If you go to Page 3, it puts a synopsis,
21 kind of a summary of everything that goes on, not only by
22 component but by cost type within those sub-components.
23 That little middle block shows personnel travel,
24 contractual commodities and equipment. That's just the
25 same format that any of the projects that submit proposals

1 to the invitation, their format that they follow. And at
2 the bottom it shows all of the costs broken down by agency.
3 Even we broke it down this year, even a smaller level
4 within DOI to the sub-agency that the funds go to. So when
5 Bruce Nessler gets the funds in for the NRDA account, he
6 has it clearly -- something to substantiate where he's
7 putting the money. And of course, all that information
8 came from DOI, which I appreciate, because it's always nice
9 to have things more clearly identified.

10 There was some changes between the original
11 project 08100 draft that was submitted originally due to
12 conversations with the Trustees, with their alternates,
13 with liaisons. One of them, primarily was, on the last
14 sentence, was stressing that this office does work really
15 well when it's fully staffed. And it does. This is a real
16 team effort here.

17 The other one was more clarification under
18 the community involvement component, and that is on Page
19 10, I believe. There is a new item -- this is one of the
20 new things within the budget, I think the only really new
21 thing within the budget -- is the Alaska Forum on the
22 Environment. The original paragraph was not descriptive
23 enough to really detail how the ten thou -- up to \$10,000
24 could be spent. And I'm really believing that this
25 paragraph now, the way that it is rewritten, will help

1 accomplish some of the things that Stacy brought out about
2 getting ready and informing the community in preparation
3 for the anniversary. Because this allows an open forum
4 with the public and with community people.

5 And I'll read that paragraph just because
6 it is a little more detail and it was fine-tuned within the
7 office by the science management staff and the members that
8 were really actively involved in the meetings to this
9 point:

10 To fund EVOS participation in the annual
11 Alaska Forum on the Environment through public focused
12 education on EVOS history, the restoration program and
13 current scientific efforts. Sessions include an EVOS
14 presentation by staff, scientists and agency
15 representatives in the form of scientific posters, oral
16 presentations and round table discussions. Essay contest
17 winners in the spill-affected area (open to students in
18 grades 11 to 12) -- which EVOS is going to manage or put
19 into action -- will present posters of their essay as part
20 of a special session for traditional and local knowledge
21 discussions relating to the effects and current status of
22 injured resources and services within their communities.
23 This is an educational outreach and a community-focused
24 forum following the scientist-focused Science Symposium.

25 The amount of money allocated here or

1 requested here of 10,000 is just up to that amount figure,
2 plus it matches what we will contribute to the Science
3 Symposium as well if the budget is approved.

4 MR. COLBERG: I have a question on
5 that.....

6 MS. HANNAH: Yes.

7 MR. COLBERG:if I might. Is any of
8 that actually prizes for the essays?

9 MS. HANNAH: Actually, what we're going to
10 -- I probably should let Mandy speak to that because she
11 went to the meetings. Do you want to speak to it, Mandy?

12 MS. MIGURA: Well, the funds will be
13 to.....

14 REPORTER: You're going to have to.....

15 MS. HANNAH: You have to come up to
16 the.....

17 MS. MIGURA: The funds will be to bring the
18 winners and one parent/chaperon, something of that nature,
19 up to the conference and we'll put them in lodging.
20 Probably bring them up the day or evening before our track
21 session, have them spend the day at the conference through
22 our track session -- section -- and then send them back
23 home the next day. So it will probably be two nights of
24 lodging, their airfare, and per diem. So there's no
25 monetary prizes other than they'll be presenting their

1 posters and their essays in similar format as the
2 scientists as well and will receive recognition in that
3 respect.

4 MS. HANNAH: Thank you, Mandy.

5 MR. COLBERG: Thank you.

6 MS. HANNAH: Did that answer your question?

7 MR. COLBERG: Yeah, I.....

8 MS. HANNAH: It's not a monetary -- and
9 we're not giving monetary support to the.....

10 MR. COLBERG: So the entire 10,000 is then
11 for the travel and lodging for the essay participants and
12 their families or is part of it going to other parts?

13 MS. HANNAH: Part of it will go to whatever
14 the costs are for putting the materials together and maybe
15 travel for, if we're going to offer, I believe, for
16 scientists to come, because they'll need travel dollars
17 outside of their own projects. And just for the
18 operational expenses of participating in this forum. And
19 that doesn't mean that full amount will be spent but it's,
20 you know, allows enough to cover that, if necessary.

21 MR. COLBERG: And just background, how did
22 this come about since it has not been occurring before?
23 This fits into the mission statement in what way, is the
24 premise here. Just.....

25 MS. HANNAH: I'll let Mandy speak to that

1 as well.

2 MR. BAFFREY: I'll -- go ahead, Mandy.

3 MS. HANNAH: Unless Michael wants to speak.

4 MS. MIGURA: Michael, do you want to go
5 ahead and go to that.

6 MR. BAFFREY: Well, the forum on the
7 environment brings together is 1,400 participants. The
8 Marine Science Symposium is specifically science oriented.
9 And part of our -- what we're proposing is community
10 outreach. That's something that the Trustee Council has
11 supported over the years, and the Forum on the Environment
12 is just that. And we have not participated historically in
13 the Forum. And they have come to us and asked us to
14 sponsor, to be one of the agencies to sponsor, the way that
15 we give money to the organization of the Marine Science
16 Symposium.

17 What we said that we would do, because
18 we're trying to maximize the efficiency of our dollars, is
19 we are going to bring community members to the forum, which
20 is more of the focus of the forum, and that's why we're
21 doing that. Mandy, do you want to add to that?

22 MS. MIGURA: That was pretty clarified
23 there to me. Basically this is the first time that the
24 forum is having an EVOS track as well. They haven't had
25 even that regard last -- you know, previously. So instead

1 of giving them a flat donation to sponsor the forum, we
2 came up with this other method that would not only help our
3 mission here but also their mission because they are, as
4 Michael said, more of a community based conference. And I
5 believe they have a much larger Native contingency that
6 goes to this conference than to any other conferences, so
7 we thought it would be a good way for us not only to get
8 our mission out, but also to get the perspective of
9 community members directly and what they're seeing. And so
10 the best way we thought we could do that was by engaging
11 the youth in the communities as well, by offering this
12 essay competition. And then that way it helped us; it also
13 helped the Forum.

14 MR. BAFFREY: And, you know, and that's a
15 great idea. One of the things that Barbara said, very
16 quickly, was that the -- we give \$10,000 to the Marine
17 Science Symposium on an annual basis. And the sponsorship
18 that's requested for the forum is 15,000. We are not going
19 to give one more than the other. Most of them have equal
20 significance to us and that's why we're proposing the up to
21 \$10,000 for the forum.

22 MR. COLBERG: Thank you.

23 MS. HANNAH: Any other questions about that
24 budget component item?

25 MR. NEIDIG: Yeah, actually, this is Hans.

1 I'm a little bit concerned because I guess I'm trying to
2 understand the nexus to restoration for spending this
3 money. And I might just propose that maybe we need to
4 table this and -- from this budget proposal and talk a
5 little bit more about it and take it up in October, and
6 that way we all have chance (telephonic beep) what this
7 might mean.

8 MS. STUDEBAKER: Can I respond to that?
9 This is Stacy Studebaker online.

10 CHAIRMAN ZEMKE: Go ahead, Stacy.

11 MS. STUDEBAKER: Yeah, just a little bit of
12 perspective on that. The PAC is very, very interested in
13 more public outreach, which is pretty clearly stated as a
14 component of the restoration program and plan. And we, the
15 group, don't feel that enough has been done in recent
16 years. And adding this component for the Alaska Forum on
17 the Environment was an attempt to be able to reach more
18 broadly into the general public with the EVOS mission and
19 update the public. The science symposium is a small group
20 of pretty elite scientists and the public generally does
21 not attend the Marine Science Symposium. So by going to
22 the Alaska Forum on the Environment, we felt that this
23 would be a better way to get our mission out to a broader
24 range of people. And we think it's very important that we
25 participate.

1 CHAIRMAN ZEMKE: Okay. Any other
2 discussion?

3 MR. HAGEN: Yeah, this is Pete. I was
4 wondering, in the discussions about what scientists to
5 bring or what information to provide, in the folks that
6 have been planning this, has there been talk about maybe
7 presenting some of the information on the lingering oil,
8 the amount still out there and I guess we should have some,
9 at least some progress reports on what the survey works
10 uncovered this last year. So is that under consideration
11 as one of the topics to present?

12 MS. BOERNER: This is Catherine Boerner.
13 It is under consideration as a topic but we feel it is a
14 topic that needs a little bit more discussion internally
15 before we decide what we want to present.

16 MR. HAGEN: Okay.

17 MS. HANNAH: If there's no more comments,
18 may I continue?

19 CHAIRMAN ZEMKE: Sure. Go ahead, Barbara.

20 MS. HANNAH: Okay. And then the only other
21 change that was made to the budget was under the program
22 support and project management section. Yesterday
23 afternoon the DOI trustee alternate and the liaisons met to
24 discuss the budget and they decided they only wanted within
25 the budget one Trustee Council support position. So

1 therefore, I removed the USGS portion. I guess
2 traditionally the USGS trustee liaison and project -- co-
3 project manager has been doing most of just the project
4 management portion and the Fish and Wildlife liaison has
5 been serving as the trustee liaison. So that has been
6 corrected within this budget. It's been corrected within
7 all the other paperwork as well, to reflect the reduction
8 of \$27,000.

9 And that's pretty much a synopsis. I can
10 give you an overview comparison of the budget differences
11 between this year and last year, but primarily the increase
12 in personnel costs is because of benefits, but then also
13 because there is project management in this initial
14 presentation that wasn't last year. There's -- if you look
15 back in that project management section, the FY-08 funded
16 projects that are continuing has the project management
17 dollars incorporated in this budget. And as well, under
18 the habitat budget, some of the contractual costs were
19 moved up into personnel at the request of the liaisons, and
20 so that was done.

21 And you'll see some decreases in the budget
22 under the contractual section and increases within
23 different components, but primarily, any increases are due
24 to contract cost increases and options on contracts. And
25 some of the contract costs went down within the science

1 management component because the peer review processes are
2 being requested out of this office and there isn't an
3 outside sole contractor doing all those services now. We
4 have an electronic system that is working very well. Just
5 had a couple of the billings go against that process, it's
6 working real well this year.

7 So does anybody have any specific comments
8 in regards to this budget? I want to tell you that the
9 total amount is -- that we're asking in the resolution for
10 approval is 2,074,169; however, outside of the resolution
11 itself, in the accounts as designated by the Executive
12 Director, I want you to know that previously disbursed
13 funds are offsetting almost the entire administrative
14 budget. One point -- the state portion of 1,585,187 is
15 being offset with previously disbursed funds to the state.
16 And 330,000 of the 488,982 that's going to the federal
17 agencies if this is approved is being offset by previously
18 disbursed funds within the NRDA account.

19 If you want to question why that's
20 possible, especially the state side, when the -- this past
21 year, we had the finance officer in Juneau scrub the
22 accounts, the appropriations, to see what excess dollars
23 were available that we could return to the investment fund
24 to maximize earnings. At that time, she was very
25 conservative. She only provided a figure based on -- she

1 made sure that there was enough funds in there to cover
2 what they appropriated Governor's budget was, which is
3 always more than what we actually -- the Trustees approve
4 and what is funded. So there was excess money there, and
5 that is the reason it is now available. Her figure that
6 she just gave me recently, she scrubbed it down even a
7 little tighter and cleaner, and this is why we're able to
8 do this. And so I really think that this is showing good,
9 prudent action.

10 So I -- unless -- does anybody have any
11 questions to any of the budget items within the project
12 08100 annual program development and implementation budget?

13 MR. COLBERG: I have one more question on
14 the travel portion.....

15 MS. HANNAH: Uh-huh.

16 MR. COLBERG:for the data management.
17 Is that different from previous years or is that.....

18 MS. HANNAH: Actually all the travel
19 dollars have been -- I'll kind of give a little history.
20 When I first started here a couple of years ago, we really
21 cut back on travel dollars because at that time the thought
22 by the Trustees was that too much may have been being spent
23 on travel. And so we really cut back in that current year
24 and the next year's budget on travel and just basically
25 just put necessary travel on there. There wasn't anything

1 incorporated basic -- anything for training, for
2 professional development for staff. But with the way that
3 the program focus is going, going out for community
4 outreach, the PAC wanting to be able to go out into the
5 communities and everything.

6 And the data management staff has been --
7 sometimes goes out to the areas, too. They were working
8 with one of the projects this year that was a data-type
9 project. And I could probably let Michael speak to that
10 more clearly. So you'll see a little increase in all the
11 travel components probably within the whole budget just
12 because going out to the sites is important, training is
13 important for professional staff development, and none of
14 it really is excessive as far as what the program plans are
15 for reaching out to the community and being available and
16 seeing what's going out in the -- with the scientists and
17 the projects in the areas that they're doing their
18 research.

19 As far as data management itself, \$6,000.
20 Michael, I think maybe you should come up and clarify about
21 the project part of it, because is what's -- primarily why
22 this did increase a little bit.

23 MR. BAFFREY: The data management part?

24 MS. HANNAH: Yeah, Michael Schlei -- unless
25 you want to, Michael. I thought Michael Schlei could speak

1 to that, his participation.

2 MR. BAFFREY: And while he's working his
3 way to the podium, I'll just say that we have been -- as an
4 office, historically, we have done a very poor job of
5 collecting data that we have paid for that should be in our
6 domain. And I have asked Michael to.....

7 (Phone connection lost)

8 CHAIRMAN ZEMKE: Michael, are you still
9 there?

10 (No audible response)

11 (Whispered conversation)

12 MR. SCHLEI: Okay. Well, this is Michael
13 Schlei. I'm the data manager for EVOS and I just want to
14 add on that, that we're making a very serious effort right
15 now to acquire some of these historic data sets that are
16 available that we don't currently have on our system. We
17 just rolled out a new system called ProjectView to our
18 PI's, which is going to be very useful for us in acquiring
19 these data sets. And so this travel funding, \$6,000,
20 that's to cover training, any training that's required for
21 our data management staff. It's also to fund any travel
22 that may be required -- and we don't know if this is going
23 to be required or how much is going to be required at this
24 point, but this is to fund any required travel for us to go
25 and work with our PI's to acquire these data sets, if

1 necessary.

2 MR. COLBERG: Thank you.

3 CHAIRMAN ZEMKE: Okay. Any other questions
4 for Michael?

5 MR. COLBERG: Not from me.

6 CHAIRMAN ZEMKE: Okay. Any other questions
7 for Barbara on the administrative budget presentation?

8 (No audible responses)

9 CHAIRMAN ZEMKE: Okay. So I guess with
10 that I would be willing to entertain a motion for passage
11 of the '08 administrative budget as presented by Barbara.

12 MR. HAGEN: Yeah, this is Pete. I would,
13 at least for purposes of discussion necessary, move the
14 adoption of the administrative budget as presented by
15 Barbara.

16 CHAIRMAN ZEMKE: Okay. Is there a second
17 to that motion?

18 MR. LLOYD: This is Denby. I'll second it.

19 CHAIRMAN ZEMKE: Okay. So I guess we're
20 into -- is there discussion on the motion?

21 MR. NEIDIG: I guess -- this is Hans. I'm
22 trying to figure out if this is the right time to maybe
23 propose an amendment to the motion, which would be to
24 extract that \$10,000 to -- for the purposes of having a
25 further discussion. I'm not necessarily opposed to it, but

1 I'd like to understand better and make sure that it is a
2 complete tie to restoration or there's a good link there,
3 and I think we could do that before the next meeting in
4 October. So I would move that we extract that section for
5 the purposes of discussing it at the next meeting.

6 CHAIRMAN ZEMKE: Okay. You're making.....

7 MR. NEIDIG: I'm sorry. Is it amended?

8 CHAIRMAN ZEMKE:an amended motion.

9 MR. NEIDIG: Yeah.

10 CHAIRMAN ZEMKE: Is there a second to that
11 amendment?

12 MR. BAFFREY: This is Michael and I'm
13 calling you from the satellite phone. I missed that part
14 of the discussion. What did you pull from the budget?

15 CHAIRMAN ZEMKE: There's a motion to amend
16 the budget to remove the Alaska Forum from -- the
17 Environment portion, the \$10,000 from the administrative
18 budget for just purposes of further discussion to bring it
19 back up at the October 12th meeting.

20 MR. BAFFREY: And the reason -- I caught
21 the tail end, it sounds like Hans was saying he wants to
22 make sure it's tied to restoration.

23 CHAIRMAN ZEMKE: Yeah. That it needs to
24 have further discussion about its direct nexus to
25 restoration. There's no second on the motion as yet.

1 MR. BAFFREY: Okay.

2 MR. COLBERG: I'll second the motion.

3 CHAIRMAN ZEMKE: So Talis Colberg.....

4 MR. COLBERG: Right.

5 CHAIRMAN ZEMKE:seconded the motion.

6 Okay. So discussion.

7 MR. HAGEN: Yeah, this is Pete. I guess my

8 only concern on that is simply, you know, the -- just the

9 fund tracking. It's in the budget currently as \$10,000. I

10 think we could probably provide, you know, sort of a fund-

11 contingent aspect to it, might be one other option, giving

12 direction to the Executive Director not to spend any other

13 funds toward that, or at least draw I guess whatever

14 necessary funds might be needed to firm up a plan or a

15 presentation plan and fine tune the details and provide

16 that back to the Trustees. And then that could be, at that

17 point, the Trustees could, you know, provide concurrence to

18 go ahead with the presentation at the forum.

19 This would allow the funds to go ahead and

20 be transferred into the administrative budget but with the

21 understanding the Executive Director needs to get back to

22 the Trustees with a, you know, a brief, more detail, I

23 guess, on their ideas, and perhaps additional fine-tuning.

24 And at least we wouldn't have to worry about the fund

25 transfer and it would keep the administrative budget kind

1 in tact in one motion. I don't know if that's -- it seems
2 like a little bit of a cleaner way to go, but at least
3 that's my thought on it.

4 CHAIRMAN ZEMKE: Okay, Pete. Any other
5 discussion?

6 MR. LLOYD: Yes, Pete, this is Denby. I'm
7 wondering if we can provide the staff with another
8 opportunity to explain how perhaps this may be related to
9 restoration. And I'm looking at some other budget
10 components here that seem somewhat similar. And I'm not
11 sure if there's anything specific Hans is looking for here,
12 but is there something we need to wait a month for or is
13 there some rationale that can be provided right now and
14 dispose of the particular issue?

15 CHAIRMAN ZEMKE: Okay. Is there any
16 specific item that you would -- that the staff could
17 provide that would help you provide more information that
18 would help you decide one way or the other?

19 MR. LLOYD: Well, I guess my question is,
20 is there something that the staff can provide in direct
21 answer to Hans's question or would they like clarification
22 of Hans's question in order to have the discussion now and
23 move forward on the motion or just leave it in the budget
24 and move on.

25 CHAIRMAN ZEMKE: Okay.

1 MR. BAFFREY: Yeah, I'd like to take a shot
2 at it, if I may.

3 CHAIRMAN ZEMKE: Sure, Michael.

4 MR. BAFFREY: The Marine Science Symposium
5 is a science (indiscernible - phone breaking up) symposium
6 and we require (indiscernible) to participate in that.
7 Theoretically, all of our research is restoration oriented,
8 so there's that nexus. I do have questions about that and
9 (indiscernible - phone breaking up) that's what we do. The
10 Alaska Forum on the Environment is, as Mandy said, a
11 community based oriented -- Alaska community based oriented
12 forum. And a lot of those communities are Gulf of Alaska
13 (indiscernible - phone breaking up), spill-affected.

14 What we're proposing to do is we have a
15 track (indiscernible - phone breaking up) going to be
16 talking about restoration specific activities. That's a
17 full day of the symposium. And a portion of this cost and
18 definitely our staff time is going to be dedicated to that.
19 Now bringing, you know, a junior or senior student in who
20 has provided an essay saying what the effects are to them
21 and their communities then and now on -- from the spill is
22 definitely restoration related. And that they have that
23 experience, that traditional knowledge, that local
24 knowledge that we're going to need as we move forward to
25 restoration. So I see a direct nexus to restoration. Even

1 more so than probably any of the scientists who go to the
2 science symposium, well, on that one specific motion item.
3 And I don't know if any of the staff wants to add to that
4 or not.

5 CHAIRMAN ZEMKE: Okay. Thank you, Michael.
6 Any of the staff want to add?

7 MS. MIGURA: This is Mandy. Would it help
8 if I kind of give you a breakdown of what we're seeing, how
9 we see the day progressing? There's going to be four
10 sessions throughout the day. The first session, we're
11 going to kind of give a background of the spill and the
12 status of how the Trustee Council was formed and an update
13 on the status of the injured resources and services list,
14 and highlight the successes we have, have gotten particular
15 resources off the list to recovered.

16 So that would kind of be the first session.
17 The second session is going to be an update on the status
18 of herring, since that seems to be a very popular public
19 resource. We're also, at that time, it's going to kind of
20 coincide with the release of our herring plan. So we'll
21 also bring in some of our PI's to give a scientific
22 presentation on that.

23 The third session is going to be a
24 traditional and local knowledge round table panel
25 discussion. So that we'll be able to get direct feedback

1 from different members of the communities that we've
2 brought in or that have come to the forum on their own.
3 And they can ask questions, we can ask them questions to
4 see exactly, you know, what are they noticing in the
5 communities that we maybe or missing and what issues are
6 they seeing as important. And also get their feedback on
7 the research that we're doing here.

8 The final session, tentatively, is going to
9 be an EVOS centered poster session, question and answer
10 session. So we will -- we thought about some of our
11 scientists who got the science symposium maybe bringing
12 them back -- not all of them, but some of them -- bringing
13 them back up for the Forum and having them stand by their
14 posters. And this would be a time that the community
15 members can talk directly with the PI's and have their
16 questions and concerns answered in that format.

17 We'll also have the students presenting
18 their posters, just like, you know, the real scientists
19 will. And it will just be a very one-on-one conversation
20 between individual community members and the scientists.
21 So, you know, we can kind of tease out some of the concerns
22 that they have, because a lot of our injured services are
23 community based. So we feel that there needs to be tie to
24 that. We need to get the community's input to know how are
25 we doing on that. How are we ever going to get the

1 services recovered if we don't really know, community
2 based, how they're being affected.

3 So it's going to be a very direct, you
4 know, interaction with community members. And by having
5 this essay competition, we're hoping to get representatives
6 from all of the spill-based communities. The essay
7 competition is not going out to every Native community.
8 It's only those in the spill-affected areas. So by having
9 a student and their parent or a chaperon, we're hoping to
10 get as diverse a crowd and interaction as possible.

11 CHAIRMAN ZEMKE: Okay. Thank you.

12 MR. BAFFREY: And I just wanted to add one
13 thing, is that, especially during the panel portion of that
14 that they track, I would welcome and actually would like to
15 require at least a couple of the Trustee Council members to
16 be in attendance and interacting on that panel.

17 CHAIRMAN ZEMKE: Okay. Thank you very much
18 for the additional information. Hans, does that answer
19 some of your questions?

20 MR. NEIDIG: I'm not quite sure and to some
21 degree I don't think so. I guess my concern, you know, we
22 talk about reaching out to communities and I believe that
23 that's a necessary part of everything so we can understand
24 what the issues are for each community. I'm not sure this
25 is necessarily the best way. I know we have funding in the

1 budget to reach out to the communities by going to those
2 communities and meeting with them. And I guess I don't
3 necessarily understand who we're restoring, you know,
4 species or injured species and/or services by flying folks
5 to this meeting. And I'm just concerned about it and I
6 wanted to have further discussion about it before making a
7 final decision on it next month or here today. Those are
8 my concerns. I don't know, obviously, how other Trustees
9 feel about it.

10 CHAIRMAN ZEMKE: Okay. Any other
11 discussion? Yeah, myself, I think the community outreach
12 and being able to get the information from scientists,
13 PI's, back to the communities is something that hasn't been
14 done very well. The science symposium really is kind of
15 science-based and so community members normally don't
16 associate going to that as being a meaningful experience.

17 I think the center -- Alaska Forum for the
18 Environment provides another, at least an avenue to maybe
19 get a broader based representation there to where EVOS can
20 get some of its message about what has happened, you know,
21 where the status of the injured services and resources are.
22 And this seems like a relatively cost effective way to be
23 able to do that. And so I kind of like Pete's suggestion
24 about passing it today, kind of fund-contingent, and
25 realizing that it's an expenditure up to.

1 And so maybe if we decide that portions of
2 it aren't apropos, then they could be stripped down to meet
3 that need. But at the same time I think it is a good
4 project and it's kind of a worthy effort that the Trustee
5 Council probably should undertake to be able to make some
6 of that meaningful outreach that we may -- we've been at
7 least criticized in the last couple of years as not being
8 responsive enough to local community members.

9 Any other discussion?

10 MR. HAGEN: Yeah, this is Pete. I guess
11 I'd agree with you as well, Steve. It's something -- we
12 haven't done it, at least in my memory, since I've been
13 involved with the Trustee Council operations. And it's not
14 a lot of money, I guess I'd be more concerned about kind of
15 staff time involved and staffing issues. And obviously
16 Mandy, as we've heard, is leaving and hopefully there will
17 be equally competent people coming in to assist the Trustee
18 office. So that's my main concern, is the staffing issue
19 with regards to the Trustee office.

20 But I think it's worth trying. As
21 budgeting, it's not a lot of funds, and we probably do need
22 to try something new along those lines as outreach and to
23 get them feedback on where to go in terms of some of the
24 restoration goals and ideas, so.....

25 MR. NEIDIG: This is Hans. I'd just like

1 to respond to that respectfully, that it isn't about the
2 money, it's about the precedent we set and whether or not
3 it's an appropriate link. It would be \$10,000 or it could
4 \$100,000. What the court responds with is what's going to
5 be important. And again, I made the motion so that we
6 could buy time to work through some of these issues so we
7 don't have to do it here today.

8 CHAIRMAN ZEMKE: Okay. Is there other
9 discussion on that?

10 MR. HAGEN: I guess I'd have a question to
11 staff.

12 CHAIRMAN ZEMKE: Go ahead, Pete.

13 MR. HAGEN: Yes, I guess Mandy or Michael,
14 in the discussions with, I guess with the other, the
15 coordinators of the Alaska Forum, are there some time
16 constraints in terms of whether the council would be
17 allowed on the schedule or how's that kind of -- deferring
18 a decision, how would that impact things?

19 MS. MIGURA: This is Mandy. There's
20 actually a meeting next Tuesday where they're hoping to
21 sort of finalize their tracks. So there is a bit of a time
22 constraint there because we're going to be taking an entire
23 day and if we don't have a decision until the middle of
24 next month, you know, they're going to be pretty far along
25 by then. They were actually hoping to have the agendas

1 pretty final by next month, you know, each session's
2 agenda. So if we're holding up, you know, an entire day,
3 that is going to be a bit of a problem for them. Or I can
4 foresee it being a problem.

5 MR. HAGEN: Okay.

6 MS. MIGURA: And on their end, they're very
7 excited to have us there, you know, and I've gotten cross
8 coordination with people who are managing other tracks, you
9 know, and they are very, you know, excited to have us
10 there.

11 MR. BAFFREY: And this is Michael. I'm
12 actually very excited to participate in the -- can you hear
13 me?

14 MS. HANNAH: Yes.

15 MR. BAFFREY: Okay. You know, the way that
16 we're focusing this is that we have an opportunity to bring
17 community members together to talk about restoration
18 activities. And, I don't know, I'm breaking up here. Are
19 you guys hearing me at all?

20 MS. HANNAH: Yes.

21 MR. LLOYD: I can hear you very well,
22 Michael.

23 MR. BAFFREY: All right. Thanks. You
24 know, I'd rather see the Trustee Council say we want this
25 up to \$10,000 used, you know, with a restoration focus and

1 give me that direction. Because that's our intent. We
2 wouldn't be doing this if it wasn't. So, you know, to
3 bring this back next month is going to, you know, kind of
4 kick the scheduling process that Mandy just outlined with
5 the Forum.

6 And, you know, our focus in this office,
7 you know, mine and staff, has been to get the restoration.
8 We've been a science-based organization for 18 years and
9 we've got minimal amount of restoration and recovery to
10 show for that. And now is the time to bring community
11 members together and actually get their input into how to
12 get the restoration. And this -- we should be reaching out
13 to the Forum on the Environment, to the Alaska Federation
14 of Natives, the BIA has a provider's conference. There's a
15 lot of forum out there that was should be participating in
16 to get input at the community level and this is just one.

17 And we're not giving them a block of money
18 and saying here, we want to participate. We're saying, you
19 know, we want to participate, we're going to design how we
20 participate, and we will use our money accordingly, you
21 know, in this forum. I'm not really sure what deferring
22 another month would be -- would add to this discussion.

23 MR. COLBERG: I guess what Michael just
24 said kind of argues more for what Hans was asking for in a
25 sense. He just listed another list of organizations that

1 we might have similar reason to get involved in, and that
2 does kind of speak to Hans's concern about what we're
3 opening the door to. I mean, if it is the beginning of
4 outreach to multiple organizations where this becomes
5 multiple budget items in the future years, maybe we should
6 think about it a little bit more.

7 Before Michael spoke, I was basically
8 thinking it is such a small item that it doesn't warrant
9 holding it up for this particular one, but I would hate to
10 think that this is seen as a green light to next year have
11 10 similar outreaches without having a discussion. Is this
12 really about restoration when it starts to become focused
13 on -- because there is no limit to the number of
14 organizations you could reach out to. Is that really about
15 restoration?

16 MS. MIGURA: Can I address this one?

17 CHAIRMAN ZEMKE: Sure. Sure.

18 MS. MIGURA: This is Mandy. In regards to
19 that, I think this one is going to be one of the better
20 ones to participate in because we'll be able to bring our
21 scientists. This is a broadly focused conference. We'll
22 be able to bring some of our PI's directly in contact with
23 some of the Natives in the spill-affected communities. And
24 some of the other ones are more specific topic focused.
25 Some of the ones, you know, or they're more broadly Native

1 organizations statewide. I think this one gives us the
2 chance to directly interact with our communities that we're
3 involved with.

4 And I don't necessarily think that sets a
5 precedence, because we're not going to be having these type
6 of, you know, essay competitions every year. This was just
7 kind of the first one to -- one to say hey, we are still
8 out here, we are still doing good things, we are still
9 trying to work on, you know, getting the injured resources
10 and services.....

11 MR. COLBERG: Yeah, and I understood from
12 this that this was tailored to the communities affected and
13 I think what you're saying makes sense.

14 MS. MIGURA: The Alaska Forum on the
15 Environment is.....

16 MR. COLBERG: No, the essay contest.

17 MS. MIGURA: The essay competition, yes.

18 MR. COLBERG: Yeah, that's what we're
19 talking about here. And that's.....

20 MS. MIGURA: But some of the.....

21 MR. COLBERG:that's the part I can
22 understand.

23 MS. MIGURA: But some of the other.....

24 MR. COLBERG: But as to say, AFN, I think
25 gets into a whole different realm of whether.....

1 MS. MIGURA: Exactly. Which is why I think
2 it's important that we get into this one. And I have
3 actually had people in other -- other track managers come
4 up to me and want to actually use some of the presentation
5 materials that we developed. So what we do, it doesn't --
6 we can just kind of give them some that presentation
7 materials. We're not going to have to start from scratch.
8 You know, we're not going to be bringing community members
9 up every single time. I think this is kind of the first,
10 the kick-off one. So I think this one is probably one of
11 the most important ones that we can participate in, and
12 especially because we're going to have an entire day
13 dedicated just to EVOS issues.

14 And I think some of these other ones too,
15 they are more focused on other topics. Like there's one in
16 October that's focused on wastewater issues, you know, that
17 we could have a, you know, small component if, you know,
18 say one of the students comes up and writes an essay on it,
19 we can give them, you know, a copy of their poster. We're
20 actually participating in that regard, but it's not going
21 to be the full-on effort that we're doing for this one.
22 And I think the Forum gives us the opportunity, because
23 they do have such a broad spectrum and that they are asking
24 us to do an entire day just dedicated to EVOS issues, that
25 it's a really good opportunity for us to bring the

1 community members, our PI's, the Trustee Council, everybody
2 together.

3 Whereas if we scrapped this, we couldn't
4 get our PI's out to meet all the different community
5 members. I think this is the best opportunity to have.....

6 MR. NEIDIG: May I interrupt for a second?
7 This is Hans, and I apologize for interrupting, but, you
8 guys, I don't disagree with the importance of being a part
9 of this event. It's not -- that's not my focus. I guess,
10 you know, my desire had been to sit down and have -- be
11 able to have a conversation about how we're spending the
12 money and where we're using it. I guess I'm concerned that
13 we're talking about spending the money for travel and for
14 lodging and for other things, and I don't know that that's
15 the best way that we need to be spending our money. I
16 don't mean to be a micro-manager, but it seems to me that
17 spending the money more generally to support the conference
18 might be the better way to go. Even that has its dangers,
19 as Talis has pointed out.

20 So again, I'm not opposed to being a part
21 of this, don't misread, I just wanted some more time to
22 work with staff to try to figure out exactly what it was we
23 were funding and whether or not that was appropriate.

24 CHAIRMAN ZEMKE: Okay. I guess what I
25 heard is that there is a almost -- I don't know if it was

1 our drop dead date for next week about being able to
2 sequester a portion on the agenda, but at the same time, I
3 don't think we probably need to have that information about
4 whether or not we're going to have student essays made at
5 that time. So we can still, in my mind, say this looks
6 like it's a viable program and it should be undertaken
7 though there's some details that we still need to decide
8 on. So that it seems like we could probably get that slot
9 on the agenda established but at the same time still have
10 flexibility on how we would fully flesh that participation
11 out.

12 So any other discussion?

13 (No audible responses)

14 CHAIRMAN ZEMKE: So we're on the amended
15 motion, which would be to I guess take out or table the
16 portion of the Alaska Forum for the Center of Environment
17 funding of the administration budget. And so is there any
18 other discussion on that?

19 (No audible responses)

20 CHAIRMAN ZEMKE: I guess hearing no further
21 discussion, does anybody want to call for the question?

22 MR. HAGEN: Well, just -- this is Pete. I
23 hate to, I guess, I hate to put us into a bind on this
24 particular one. I think it's a -- I know the -- it's not
25 so much the amount and it's more the concept, but we are

1 dealing with dollars right now and I think it's relatively
2 small. And I think the -- all the pieces are there in
3 terms of making the connections and we've heard a lot from
4 the staff, why they see the value in it. I would rather
5 see this kind of go forward and then have a briefing by the
6 staff about the presentation early enough or provide maybe
7 a memo to the effect, providing kind of the background,
8 their thoughts on it, and allow the Trustees and the
9 attorneys to kind of review that and to make changes where
10 necessary or where appropriate and still allow some
11 presence to be made at that conference.

12 Or, if under that presentation, if
13 necessary, we just pull out of it. And it may be a little
14 bit disruptive to the Forum to do that later but I think I
15 would see the likelihood that we would continue going
16 forward with this once we get additional information on it.
17 So I would be not in favor of this motion at this point and
18 would prefer to keep the funds in play.

19 CHAIRMAN ZEMKE: Okay. Any other
20 discussion? You know, I guess I agree with Pete. I'd
21 probably not vote in favor of this amended motion but may
22 then go and in the main motion to say that this should be
23 fund-contingent on just what Pete had outlined, that staff
24 put together a fully vetted presentation of what the
25 presentations are and how they meet restoration needs and

1 the nexus.

2 Any other discussion?

3 (No audible responses)

4 CHAIRMAN ZEMKE: Okay. Hearing none, I
5 guess I'll call for the question on it. And I'll go roll
6 call down again, the first would be Dan Easton.

7 MR. EASTON: Yes.

8 CHAIRMAN ZEMKE: Okay. And a yes is to
9 remove that portion until the October 12th meeting.

10 MR. EASTON: That's how I understand it.

11 CHAIRMAN ZEMKE: Okay. Hans Neidig?

12 MR. NEIDIG: Yes.

13 CHAIRMAN ZEMKE: Denby Lloyd.

14 MR. LLOYD: No.

15 CHAIRMAN ZEMKE: Okay. I guess there's no
16 need to go further on it then. So the amendment has
17 failed, so we're back to the main motion. So is there any
18 further discussion on the main motion?

19 (No audible responses)

20 CHAIRMAN ZEMKE: I guess I have a question,
21 a kind of Robert's Rules of Order, if indeed the main
22 motion would be -- like I was saying that we want to
23 approve it, I would vote to approve it and then with the
24 contingency on being able to get that memo or briefing
25 paper done by the council staff so that we can be fully

1 confident that we're meeting the intent of the restoration
2 objectives. And I guess that probably should be done
3 before the October 12th meeting, if not sooner.

4 MR. LLOYD: Yes, Steve, this is Denby. I
5 don't want to be completely unresponsive to Hans's concerns
6 here, so is this sufficient what you're plotting out here
7 or do we need another amendment to the motion that would be
8 more explicit?

9 CHAIRMAN ZEMKE: Yeah, I'm not a hundred
10 percent sure whether we need to have a separate motion.
11 Normally if we just say fund-contingent, that's sufficient
12 on others and then the contingency is kind of spelled out
13 directly in the motion. But, I don't know, Michael, do you
14 have any -- Baffrey, are you still online?

15 MR. BAFFREY: Yes, I am.

16 CHAIRMAN ZEMKE: Okay.

17 MR. BAFFREY: Yeah, and that will work.
18 For planning purposes, what we would like to do is get that
19 briefing document for your approval in the next -- what is
20 today, Thursday?

21 CHAIRMAN ZEMKE: Yes.

22 MR. BAFFREY: We will try to get that out
23 to you by close of business tomorrow and I would request a
24 response on Monday so we can walk into the Tuesday meeting
25 with the Forum with answer.

1 CHAIRMAN ZEMKE: Okay. Yeah, I'm not sure
2 what the answer is, you know, whether we're -- going to be
3 yes or no or do we need a real detailed invoice of what
4 we're planning to present at the agenda at that time.

5 MR. BAFFREY: I actually think we have all
6 the components, we're just apparently not presenting it
7 correctly.

8 CHAIRMAN ZEMKE: Okay. Hans, do you think
9 that would help meet your needs?

10 MR. NEIDIG: Yeah, I'd be happy with that.
11 I guess I don't think that we necessarily need to do a
12 full-blown report, unless that's what the other Trustees
13 would like to see. I guess just some conversations about
14 exactly, you know, how this funding was going to be broken
15 down to make sure that all of the components were
16 appropriate to the restoration of injured species. So I
17 guess at this point I'll acquiesce.

18 CHAIRMAN ZEMKE: Yeah, it sounds like the
19 briefing document obviously isn't -- in my mind doesn't
20 need to go on for pages and pages, but like you were
21 saying, just have specific items that have been highlighted
22 that need to be addressed, particularly the nexus issues I
23 think are -- in my mind are probably ones that are probably
24 a little bit unresolved right now.

25 MR. BAFFREY: We can do that.

1 CHAIRMAN ZEMKE: Okay. So hearing that,
2 any other discussion?
3 (No audible responses)
4 CHAIRMAN ZEMKE: Okay. I guess I'm --
5 hearing no other discussion, I'd like to call the question.
6 So again I'll roll call, backwards to forwards this time.
7 Pete Hagen.
8 MR. HAGEN: I'm in favor.
9 CHAIRMAN ZEMKE: Okay. Talis Colberg.
10 MR. COLBERG: Yes.
11 CHAIRMAN ZEMKE: Myself, yes. Denby Lloyd.
12 MR. LLOYD: Yes.
13 CHAIRMAN ZEMKE: Hans Neidig.
14 MR. NEIDIG: Yes.
15 CHAIRMAN ZEMKE: And Dan Easton.
16 MR. EASTON: Yes.
17 CHAIRMAN ZEMKE: Okay. So it passes, the
18 motion for approving the '08 administrative budget as
19 presented with the contingency on getting final briefing
20 paper approval by next Monday.
21 MR. BAFFREY: Thank you.
22 CHAIRMAN ZEMKE: So I guess is there any --
23 that kind of completes the items on the agenda. So I guess
24 is there any other items that you would like be discussed
25 right at the moment?

1 (No audible responses)

2 CHAIRMAN ZEMKE: So I guess any other

3 comments?

4 (No audible responses)

5 CHAIRMAN ZEMKE: So I guess hearing none,

6 then I guess I'd be willing to entertain a motion for

7 adjournment.

8 MR. COLBERG: I move to adjourn. This is

9 Talis.

10 CHAIRMAN ZEMKE: Okay.

11 MR. LLOYD: Second. Denby.

12 CHAIRMAN ZEMKE: Okay. Denby second. I

13 guess hearing -- I guess hearing no -- I'll just say, is

14 there anyone in opposition to adjourning the meeting at

15 this time?

16 (No audible responses)

17 CHAIRMAN ZEMKE: Hearing none, I guess the

18 meeting is adjourned at 10:23.

19 (Off record - 10:23 a.m.)

20 (END OF PROCEEDINGS)

1 CERTIFICATE

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:

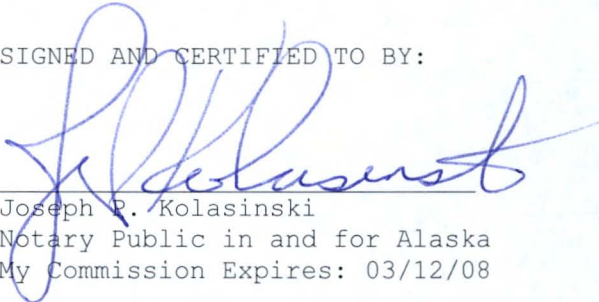
8 THAT the foregoing pages numbered 4 through 55
9 contain a full, true and correct transcript of the Exxon
10 Valdez Oil Spill Trustee Council's Teleconference Meeting
11 recorded electronically by me on the 13th day of September
12 2007, commencing at the hour of 9:09 a.m. and thereafter
13 transcribed under my direction and reduced to print:

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

16 EXXON VALDEZ TRUSTEE COUNCIL,
17 451 W. 5th Avenue, Suite 500,
18 Anchorage, Alaska 99501;

19 DATED at Anchorage, Alaska this 20th day of
20 September 2007.

21 SIGNED AND CERTIFIED TO BY:

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