

13.08.01 – Reading File

July 1995

RECEIVED
JUL 30 1996

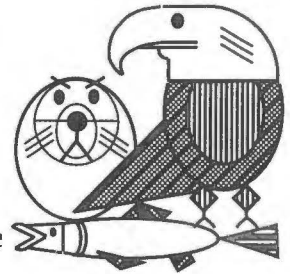
EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL
ADMINISTRATIVE RECORD

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Trustee Council Members

From: Molly McCammon
Executive Director

Date: July 28, 1995

Subj: Status reports

I am enclosing two reports for your information. The first is the financial report as of June 30, 1995. The second is a status report on the Alaska SeaLife Center project. I would like to especially call your attention to item #4 - concerning the agreement with the University of Alaska to provide overall scientific leadership for the facility. As you can see from this version drafted by the University, they are committing to fund 25 percent of one position to act as Science Director until the facility is fully operational. At that time, on July 1, 1998, the University is expecting SAAMS to fully fund the Science Director. There is some feeling that this may be considerably different than the expectations of the Council when approving funding last November. I am also including a copy of the pertinent sections of the transcript from the October 5, 1994, meeting in Juneau where this was discussed, as well as pertinent sections of the Executive Director's findings for this project.

I plan to be on leave the week of July 31 - August 7. Upon my return, I will be contacting you to discuss this issue further.

Trustee Agencies

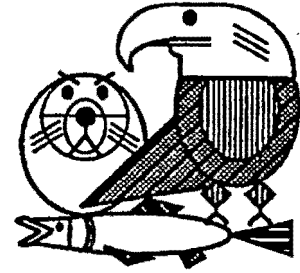
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Trustee Council

THROUGH: Molly McCammon
Executive Director

FROM: Traci Cramer
Administrative Officer

DATE: July 24, 1995

RE: Financial Report as of June 30, 1995

Attached is the Statement of Revenue, Disbursements and Fees, and accompanying notes for the *Exxon Valdez* Joint Trust Fund for the period ending June 30, 1995.

The following is a summary of the information incorporated in the notes and contained on the statement.

Joint Trust Fund Account Balance	\$91,932,242	
Less: Current Year Commitments (Note 5)	\$27,750,000	
Less: Restoration Reserve Balance	\$24,000,000	
Plus: Adjustments (Note 7)	<u>\$3,026,067</u>	
Uncommitted Fund Balance		\$43,208,309
Plus: Future Exxon Payments (Note 1)	\$490,000,000	
Less: Remaining Commitments (Note 8)	<u>\$60,163,584</u>	
Total Estimated Funds Available		\$473,044,725

The \$181,900 conditionally approved for Fleming Spit is currently under review at the Department of Justice and has not been incorporated on the statement.

If you have any questions regarding the information provided please give me a call at 586-7238.

attachments

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

cc: Restoration Work Force
Bob Baldauf

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

NOTES TO THE STATEMENT OF REVENUE, DISBURSEMENTS AND FEES
FOR THE *EXXON VALDEZ* JOINT TRUST FUND
As of June 30, 1995

1. Contributions - Pursuant to the agreement Exxon is to pay a total of \$900,000,000.

Received to Date	\$410,000,000
Future Payments	\$490,000,000

2. Interest Income - In accordance with the MOA, the funds are deposited in the United States District Court, Court Registry Investment System (CRIS). All deposits with CRIS are maintained in United States government treasury securities with maturities of 100 days or less. Total earned since the last report is \$488,130.

3. Reimbursement of Past Costs - Under the terms of the agreement, the United States and the State are reimbursed for expenses associated with the spill.

Reimbursements to Date	\$150,382,887
Remaining Reimbursements	
United States	\$3,000,000
State of Alaska	\$23,300,000

4. Fees - CRIS charges a fee of 10% for cash management services. Total paid since the last report is \$54,236.

5. Current Year Commitments - Includes \$12,500,000 for the Alaska Sealife Center in Seward, \$8,000,000 for the September 1995 payment to Akhiok-Kaguyak and \$7,250,000 for the September 1995 payment to Old Harbor.

6. Restoration Reserve - The required documentation for establishment of the reserve is currently under review by the District Court in Texas.

7. Adjustments - Under terms of the Agreement, both interest earned on previous disbursements and prior years unobligated funding or lapse are deducted from future court requests. Since the last court request \$386,858 in interest have been earned and \$2,639,209 have been reported as unobligated for the 1992 and 1993 Federal Fiscal Years.

	Interest	Lapse
United States	\$13,648	\$240,859
State of Alaska	\$373,210	\$2,398,350

8. Remaining Commitments - Includes \$12,500,000 for the Alaska Sealife Center in Seward, the \$26,300,000 in remaining reimbursement and the following land payments.

<u>Seller</u>	<u>Amount</u>	<u>Due</u>
Seal Bay	\$6,363,584	November 1995 and 1996
Akhiok-Kaguyak	\$15,000,000	September 1996 and 1997


STATEMENT OF REVENUE, DISBURSEMENT, AND FEES
EXXON VALDEZ OIL SPILL JOINT TRUST FUND
As of June 30, 1995

	Federal Fiscal Years Ending			To Date	Cumulative
	1992	September 30 1993	1994	1995	Total
REVENUE:					
Contributions: (Note 1)					
Contributions from Exxon Corporation	90,000,000	250,000,000	70,000,000		410,000,000
Less: Credit to Exxon Corporation for clean-up costs incurred		(39,913,688)			(39,913,688)
Total Contributions	90,000,000	210,086,312	70,000,000	0	370,086,312
Interest Income: (Note 2)					
Exxon Corporation escrow account	831,233				831,233
Joint Trust Fund Account	596,000	1,378,000	3,736,000	4,286,964	9,996,964
Total Interest	1,427,233	1,378,000	3,736,000	4,286,964	10,828,197
Total Revenue	91,427,233	211,464,312	73,736,000	4,286,964	380,914,509
DISBURSEMENTS:					
Reimbursement of Past Costs: (Note 3)					
State of Alaska	29,267,842	29,000,000	25,000,000		83,267,842
United States	24,726,280	36,117,165	6,271,600		67,115,045
Total Reimbursements	53,994,122	65,117,165	31,271,600	0	150,382,887
Disbursements from Joint Trust Account:					
State of Alaska	6,559,200	18,529,113	44,546,266	19,605,953	89,240,532
United States	6,320,500	9,105,881	6,008,387	26,932,612	48,367,380
Total Disbursements	12,879,700	27,634,994	50,554,653	46,538,565	137,607,912
FEES:					
U.S. Court Fees (Note 4)	23,000	154,000	364,000	450,467	991,467
Total Disbursements and Fees	66,896,822	92,906,159	82,190,253	46,989,032	288,982,266
Increase (decrease) in Joint Trust	24,530,411	118,558,153	(8,454,253)	(42,702,069)	91,932,242
Joint Trust Account Balance, beginning balance	0	24,530,411	143,088,564	134,634,311	
Joint Trust Account Balance, end of period	24,530,411	143,088,564	134,634,311	91,932,242	
Current Year Commitments: (Note 5)					(27,750,000)
Restoration Reserve: (Note 6)					24,000,000
Adjustments: (Note 7)					3,026,067
Uncommitted Fund Balance					43,208,309
Remaining Commitments: (Note 8)					(60,163,584)
Total Estimated Funds Available					473,044,725

MEMORANDUM

State of Alaska DEPARTMENT OF FISH AND GAME

TO: Molly McCammon
Executive Director
EVOS Trustee Council
Restoration Office

FROM: Kimbal A. Sundberg 
Habitat Biologist
Habitat and Restoration Division
Anchorage

DATE: July 28, 1995

FILE: S-4.2.8.13.9

PHONE: 267-2334

FAX: 267-2464

E-MAIL: 72350.1610@compuserve.com

SUBJECT: Alaska SeaLife Center
Status Report

The following is a summary of current issues for the Alaska SeaLife Center (ASC) project. The first five headings in this status report track with the provisions of the November 2, 1994 Trustee Council Resolution:

1. Detailed Construction Budget and Operating Plan

- The Alaska Industrial Development and Export Authority (AIDEA) is nearing completion of their review of the construction budget for the research component of the ASC. AIDEA has contracted with R & M Consultants and HMS to review the construction estimates of the design development phase which were independently prepared and subsequently reconciled by Livingston Slone and Heery. AIDEA has scheduled a meeting for August 9 to present their findings. AIDEA has preliminarily indicated that they will recommend an increase in the construction contingency budget. This may necessitate increasing the additive alternates to demonstrate that the research component of the project can be completed with the available funds.
- A draft of the operating plan has been prepared and is being refined to incorporate, among other things, the revised construction estimate from AIDEA. The operating plan is scheduled to be finalized in August. The preliminary operating *pro forma* for the first full year of operation (1999) indicates revenues of approximately \$5 million to offset expenses of approximately \$4.8 million. A 1995 marketing study prepared by Alaska Village Initiatives has provided updated visitor projections to complement the three previous marketing studies for the ASC. The most recent study projects 292,341 visitors for the first full year of operation.

2. Alaska Department of Fish and Game - City of Seward Agreement

- A Legislative Budget and Audit (LB&A) Committee meeting is necessary to obtain approval for the Alaska Department of Fish and Game to receive and expend the \$24.956 million. The exact date and time of the LB&A meeting are yet to be confirmed with Representative Terry Martin, Chair.
- The Seward Association for Advancement of Marine Science (SAAMS) has procured the insurance required by the ADF&G - City of Seward Cooperative Agreement. This includes commercial general liability, auto liability, property liability, worker's compensation, builder's risk, pollution liability, and professional liability. Among others, the Trustee Council, the Executive Director, and Restoration Office employees are named insured with respect to the liability coverages.

3. Mitigation Measures

- The project is complying with all mitigation measures included in the EIS and permits. Maureen Sims (Leif Selkregg Associates) and Tim Miller (Heery) are on-site this summer to monitor the site work and seawater intake construction activities. Recently, the contractor has had to modify utility excavations several times to comply with archeological monitoring activities.

4. Governing and Management Structure

- Discussions are continuing with the University of Alaska (UA) concerning their leadership role at the ASC. A draft Memorandum of Agreement (MOA) between SAAMS and the University (attached) would require the Dean of the UA Fairbanks-School of Fisheries and Ocean Sciences to appoint the Science Director for the facility by January 1, 1996. The Science Director would be a tenured or tenure-track UA faculty member. The UA would provide 25% in-kind support for the Science Director until June 30, 1998, when the Center is scheduled to open. After July 1, 1998, SAAMS would be required to partially support the Science Director to supplement the Director's anticipated grant-supported research program. The MOA will be sent to the UA Board of Regents for approval at their August 17 meeting.
- An announcement advertising the recruitment of the ASC Executive Director (attached) was sent to four periodicals including *Science*, the *American Zoological & Aquarium Association*, *The Scientist*, and the American Museum Association's professional newsletter *AVISO*. The ASC Executive Director is anticipated to be hired in early 1996.

5. Reports and Monitoring

- Regular project briefing meetings were held between Leif Selkregg and I, and you, Eric Meyers, Stan Senner, and Bob Spies during June and July. Topics included the AIDEA review, the research program for the ASC, and the University agreement.

6. Other

- Doug Dillion of Jay Donovan Associates reports that the Seward portion of the capital campaign for the education/visitation component of the ASC has reached 91% of its \$750,000 goal; ahead of expectations. The state-wide portion of the capital campaign is scheduled to begin on September 1. Governor and Mrs. Hickel are planning a project briefing for some 100 top donor prospects at their home in Anchorage on August 16. A grant application to the National Fish and Wildlife Foundation for \$250,000 is scheduled to be submitted on August 15.
- A recent article in *Science* magazine (attached) highlights a "controversy" over the ASC. Unfortunately the author, Lisa Busch, has implied that the ASC is the center of a debate over the restoration program and has neglected to describe many of the positive aspects of the project including the large amount of community and public support for the project as demonstrated by the large turnout, financial support, and local media attention at the ground-breaking ceremony; the \$12 million capital and \$6 million endowment fund-raising campaigns; the construction of research and rehabilitation facilities for marine birds and mammals that do not presently exist in Alaska; and the opportunity for the center to be self-supporting through visitor revenues and donations. Hopefully, the negative tone of the article will not harm the vigorous fund-raising efforts that are currently underway. A response by the Chief Scientist to *Science* giving its readers a more balanced perspective on the project is being drafted.

Attachments

cc: Darryl Schaefermeyer

Revised Draft: 7/28/95

Memorandum of Agreement
between the

University of Alaska

and the

Seward Association for the Advancement of Marine Science

for Scientific Leadership and Oversight
for the Alaska SeaLife Center
Seward, Alaska

This Memorandum of Agreement (MOA) is entered into between the University of Alaska, hereinafter referred to as the University, and the Seward Association for the Advancement of Marine Science, dba Alaska SeaLife Center, hereinafter referred to as SAAMS, for scientific leadership and oversight at the Alaska SeaLife Center, hereinafter referred to as the Center.

WHEREAS, the University was established in 1917, and has achieved international recognition in various fields of marine research including oceanography, marine biology, marine ecology and fisheries, and offers undergraduate degrees in fisheries and graduate degrees in the marine sciences and fisheries; and,

WHEREAS, the University is committed to expanding knowledge of marine and fresh water systems and associated resources, especially those in high latitudes; and,

WHEREAS, the University of Alaska Fairbanks, School of Fisheries and Ocean Sciences hereinafter referred to as the UAF-SFOS has the primary responsibility within the University for research, education, and public service in oceanography, marine biology, fisheries science, seafood science, fisheries technology, and limnology; and,

WHEREAS, the research emphases of the UAF-SFOS include oceanography, fisheries science, marine mammal biology, marine ecology and invertebrate zoology; and,

WHEREAS, UAF-SFOS seeks to better understand the relationship between environmental factors and marine ecosystems, including the factors which control the productivity of aquatic ecosystems; the impact of natural environmental variability and anthropogenic environmental change on aquatic organisms, systems and resources; and related topics applicable to resource management; and,

Memorandum of Agreement
University of Alaska and the Seward Association for the
Advancement of Marine Science

WHEREAS, SAAMS was established in February 1990 as a non-profit corporation organized exclusively for exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code; and,

WHEREAS, SAAMS is organized for any lawful purpose including, but not limited to, educational and cultural purposes, including marine research, public education, and providing educational and scientific programs and any other lawful purposes or endeavors permitted under the laws of the State of Alaska to non-profit corporations incorporated under AS 10.20; and,

WHEREAS, SAAMS has made available two positions on the SAAMS Board of Directors to the University to be filled by nominees of the President of the University; and,

WHEREAS, the research focus of the Center is centered on marine mammals, marine birds, and fish genetics; and,

WHEREAS, the Center will provide facilities to support research on marine mammals, marine birds, and fish genetics, including wet labs, dry labs, offices and conference rooms, tanks and pools, running seawater and freshwater systems, animal quarantine, surgery and necropsy, animal habitats, library, classrooms and other support spaces and equipment; and,

WHEREAS, the City of Seward has agreed to construct, operate, and maintain certain research infrastructure improvements at the Center under an agreement with the Alaska Department of Fish And Game, the "Cooperative Agreement" dated April 27, 1995; and,

WHEREAS, the City of Seward has entered into an agreement with SAAMS to contract for construction, operation and maintenance of the Center pursuant to an Agreement for Financing, Lease, Construction, Operation, and Maintenance of the Alaska SeaLife Center dated April 28, 1995; and,

WHEREAS, the Exxon Valdez Oil Spill Trustee Council hereinafter referred to as EVOS Trustee Council has provided funding to construct the research component of the Center; and has required a detailed governing and management structure for the Center that clearly identifies the role of the University in providing scientific leadership at the Center and that ensures that the Center is managed so that research activities appropriately serve the restoration mission of the EVOS Trustee Council; and,

WHEREAS the EVOS Trustee Council has adopted a resolution on November 2, 1994 which included the following statement:

"Consistent with this facility's unique capabilities for marine mammal, seabird and fish genetics research, it is the policy of the Trustee Council to concentrate its EVOS-funded laboratory research projects and resources at the . . . [Alaska SeaLife

Revised Draft: 7/28/95

Memorandum of Agreement
University of Alaska and the Seward Association for the
Advancement of Marine Science

Center] to the maximum extent practicable. Approval of individual laboratory research projects, including the facilities at which they will be located, will be based on the resources required for that project and its cost-effectiveness, including the cost-savings available to the Trustee Council at the . . . [Alaska SeaLife Center] as a result of the Trustee Council's capital investment;" and,

WHEREAS, SAAMS will initiate a long-term fund raising program to establish up to three endowed research chairs at the Center,

NOW THEREFORE, the University and SAAMS do hereby agree as follows:

1. The University will be responsible for scientific leadership and scientific oversight for the Center.
2. In order to meet the University's responsibilities for scientific leadership and oversight, the Dean of the UAF-SFOS will appoint a current or prospective faculty member to serve as Science Director for the Center. The initial and any subsequent appointment of a Science Director will be subject to the concurrence of the SAAMS Board of Directors. (By January 1, 1996, the Dean of the UAF-SFOS will make an initial appointment of a Science Director.)
3. The duties of the Science Director will include:
 - a. Develop and implement scientific review protocols which will assure high quality research and appropriate recognition of the research conducted at the Center.
 - b. Direct the research conducted at the Center in a manner which supports and ensures priority for the restoration mission of the EVOS Trustee Council.
 - c. Contribute to annual work plans of the EVOS Trustee Council and periodically confer with its Executive Director and Chief Scientist to determine those areas of the Council's research emphasis which most appropriately should be conducted at the Center.
 - d. Fulfill the Center's responsibilities to the research mission of the EVOS Trustee Council when approving applications for use of the Center's research facilities.
 - e. Lead in the development and coordination of a research program in marine mammals and birds at the Center using, to the extent possible, University scientists as well as scientists with external affiliations.

Revised Draft: 7/28/95

Memorandum of Agreement
University of Alaska and the Seward Association for the
Advancement of Marine Science

- f. Develop a personal research program at the Center in addition to his/her leadership responsibilities.
 - g. Prepare an annual report describing scientific achievements and activities at the Center.
 - h. Make recommendations to the Center's Executive Director, the SAAMS Board of Directors, and the UAF-SFOS Dean regarding overall scientific direction and opportunities for enhancing the Center's scientific program.
 - i. Assist with and promote external representation of the research program for the Center.
 - j. Provide consulting assistance to the Center's Animal Husbandry and Life Support Director and other appropriate personnel on matters relating to animal welfare, animal research protocols, and the storage, handling, and disposal of hazardous materials.
 - k. Provide scientific guidance to the Program Director for the education programs at the Center, as requested.
 - l. Provide scientific guidance to the Center's Executive Director and the SAAMS Board of Directors, as requested.
4. The Science Director will hold a tenured or tenure track faculty position with the UAF-SFOS.
5. SAAMS will be responsible for funding the portion of the Science Director's assignment related to providing leadership and oversight to the Center; however, from the date of initial appointment until June 30, 1998, the University will provide, without charge, a 25 percent time commitment for the Science Director to enable his/her timely involvement in program planning and promotion. The remaining portion of the Science Director's time will be assigned to University activities and funded by the University. Subsequent to July 1, 1998, the Science Director will be expected to devote most of his/her time to the Center's scientific leadership and oversight and to his/her personal research program at the Center.
6. The Science Director will be responsible to the Dean of UAF-SFOS in his/her faculty role and for the scientific leadership and oversight of the Center. However, he/she will also be responsible to the Center's Executive Director for day-to-day operational matters at the Center, and will cooperate with the Executive Director in developing the overall program at the Center. The appointment of the Science Director may

Memorandum of Agreement
University of Alaska and the Seward Association for the
Advancement of Marine Science

be terminated by the Dean of the UAF-SFOS at his/her discretion or at the request of the SAAMS Board.

7. A Scientific Oversight Committee consisting of the Science Director, who will serve as chair, and at least three members of the scientific community who are independent of both the University and the Center will conduct formal reviews of the science program and periodically report to the Dean of the UAF-SFOS and to the SAAMS Board of Directors the results of such reviews. In the case of EVOS funded research, the committee shall complement and coordinate with the scientific review process established by the EVOS Trustee Council to avoid unnecessary delays and duplication of effort. The terms of appointment will be for periods of one to three years and will be staggered to provide for overlap of incumbent and new members. Members may serve more than one term. The committee shall develop operating guidelines for the conduct of the committee's activities. Proposed members will be selected by the Science Director and presented to the Dean of the UAF-SFOS and to the SAAMS Board of Directors. In the absence of objections, committee members will be appointed, as nominated. In the case of an objection, the Science Director will propose an alternate member or members.
8. The UAF-SFOS will commit to developing a strong research program at the Center, and will assign prominent research faculty, including marine bird and mammal scientists, to the extent that funding is available.
9. The UAF-SFOS will make available opportunities for joint use of other University research facilities and equipment to further the overall missions of the Center and the University.
10. Subject to execution and continuation of this MOA, the University agrees to make available to SAAMS, under separate terms and conditions to be separately agreed upon: (1) use of parking facilities located at the K. M. Rae Building site for the Center; and (2) certain easements or rights required for construction of a rip-rap wave barrier, for construction and operation of a service entrance, for construction and maintenance of a fire lane and emergency vehicle turnaround, and for drilling and installation of a fresh water well.
11. SAAMS shall indemnify, defend, and hold harmless the University, its Board of Regents, officers, agents and employees from any and all claims of any kind or character resulting from the operation of the Center; however, this provision shall not apply to any claim that arises from the alleged negligence or willful misconduct of the person being indemnified.
12. SAAMS will procure and maintain the types, levels, and requirements of insurance specified in its Agreement for Financing, Lease, Construction,

Revised Draft: 7/28/95

Memorandum of Agreement
University of Alaska and the Seward Association for the
Advancement of Marine Science

Operation, and Maintenance of the Alaska SeaLife Center dated April 28, 1995. The University shall be named as additional insured under all applicable policies of insurance.

13. The MOA will remain in effect until terminated. Either party may terminate this Agreement by providing twelve months' written notice to the other party. This Agreement may be modified by mutual agreement of the parties.
14. This Memorandum of Agreement, the documents referenced herein, including the Resolution of the EVOS Trustee Council regarding research infrastructure improvements at Seward dated November 2, 1994, the "Cooperative Agreement" between the Alaska Department of Fish And Game and the City of Seward dated April 27, 1995, and the Agreement for Financing, Lease, Construction, Operation, and Maintenance of the Alaska SeaLife Center dated April 28, 1995 between SAAMS and the City of Seward, reflect the complete and exclusive understanding of the parties with respect to the subject matter and supersede all previous agreements and discussions, oral or written, between the parties.
15. This Agreement shall be governed by and construed in accordance with the laws of the State of Alaska. Any actions or judicial proceedings arising out of this Agreement shall be filed and prosecuted in the Superior Court for the State of Alaska, Third Judicial District, at Anchorage, and the parties hereto affirmatively waive the right to trial by jury.

Dr. John P. Keating, Provost
University of Alaska Fairbanks

Willard E. Dunham, Chair
SAAMS Board

Dr. Vera Alexander, Dean
University of Alaska Fairbanks, School of
Fisheries and Ocean Sciences



Alaska SeaLife Center

w i n d o w s t o t h e s e a

A unique, nonprofit, coldwater research, wildlife rehabilitation, and public education facility, dedicated to restoration of injured marine ecosystems and focusing on the Exxon Valdez oil spill area and northern Gulf of Alaska, seeks:

EXECUTIVE DIRECTOR

Preferred candidate will be an experienced administrator of marine research and/or aquarium programs, with an advanced degree in business or relevant sciences.

Primary responsibilities include preparing/implementing business plan; key role in marketing/fund-raising; managing interdisciplinary scientific organizations and projects; formulating animal husbandry/research policies; cooperating with Exxon Valdez Oil Spill Trustees Council to fulfill resource restoration mission; managing integrated public/community relations program; interacting with Univ. of Alaska School of Fisheries & Ocean Sciences and government agencies.

New position, starts Jan. '96. E/O/E. Send CV/resume, before Sept. 15 to: Alaska SeaLife Center, Exec. Dir. Search Committee, 880 H Street, Ste. 100A, Anchorage, AK 99501; (907) 276-8095

1/6 page ad
shown at 200%

ALASKAN OIL SPILL

Marine Center Is Lightning Rod in Dispute Over Restoration

A \$47 million marine research and rehabilitation facility being built near Prince William Sound in south central Alaska is at the center of a debate about how to spend \$900 million from Exxon to help the region recover from the 40 million liters of crude oil that gushed from the supertanker *Exxon Valdez* in 1989. On one side are scientists, who say that studying the region's marine mammal, sea bird, and fish genetics is the only way to obtain the data needed to protect and preserve the sound's ecosystem. Squaring off against them are fishing industry and environmental groups, which argue that the facility is an expensive scientific toy and that the money could be better spent protecting the region by acquiring land and making it off-limits to loggers and developers.

A 21 May ground-breaking ceremony for the Alaska SeaLife Center, in Seward, marked the culmination of years of planning for a scientific facility focusing on marine mammals that will also serve as an educational and tourist attraction. A pet project of former Alaska Governor Walter Hickel, it stands adjacent to a smaller existing facility run by the University of Alaska. "The SeaLife Center will provide generations of Alaskans with basic knowledge about marine wildlife that will hopefully translate into better values about the marine resources in the state," says Robert Spies, chief scientist for the *Exxon Valdez* Oil Spill Trustee Council, which oversees the settlement fund and has allocated \$25 million for the center. The center has also received \$12 million from a pot of money created by Exxon's settlement of criminal charges; it hopes to raise the remaining \$10 million from private donors.

But not everyone feels that the center, to be operated by the nonprofit Seward Association for the Advancement of Marine Science, is a suitable expenditure of oil spill dollars. "It sucked up so much money, and I don't think the research is going to be that beneficial," says Jerald McCune, president of United Fishermen of Alaska and the Cordova District Fishermen United, a group with an obvious interest in understanding why recent pink salmon and herring runs have been so meager. Environmental organizations say they're not opposed to science, but they don't think the center, which opponents have dubbed the "whale jail" because of its plans to rehabilitate injured marine mammals, is an appropriate use of state funds. "I am not saying that the center won't do some good; it's just that we think the

Trustee Council can be doing more to restore the sound right now," says Pamela Brodie of the Sierra Club, who represents seven national and regional environmental groups on the Trustee Council's advisory panel.

At the heart of the debate is the definition of restoration, the principle behind the 1991 settlement. Although both sides agree that it isn't possible to directly repair damage to animals and habi-



Tagging along. State biologist Kathy Frost prepares recorder to monitor seals in Prince William Sound, complementing work to be done at the Alaska SeaLife Center.

ty from the spill, they differ on the corrective steps that should be taken to ensure that the region can survive future assaults.

Those in favor of more research argue that it's an essential first step toward restoring the ecosystem. "The only way we can tell if a species is recovering is to know what keeps it alive," says University of Alaska marine scientist Michael Castellini, a member of the SeaLife Center's science advisory board. "This facility will allow us to get down to basic marine biology questions."

But Rick Steiner, a marine advisory agent for the University of Alaska, doesn't place such a premium on additional research. "The whole thing has turned into this pathetic feeding frenzy for scientists," he says. "We don't have to put a radio transmitter or a tag

on every animal in Prince William Sound before we can say for sure that oil, water, and wildlife don't mix."

That view is shared by some oil company officials, who not long ago were arguing with environmentalists about the right way to restore the sound. For example, June Siva, ARCO's environmental manager, believes the priority should be restoring the injured resources. "If you can't do [restoration] with the money you have, maybe the damage assessment was too high," she says.

The Trustee Council, in allocating the \$900 million that Exxon will pay through 2001, has tried to strike a balance between funding research that increases knowledge of the region and preventing further habitat damage through land acquisition. On the scientific side, the council has already spent \$110 million on research, monitoring, and restoration activities, and \$177 million to reimburse agencies for studies to assess the damage from the spill and for litigation.

In the next 6 years the council expects to spend an additional \$107 million to \$137 million on research, and last year it established a \$108 million "restoration reserve" to be devoted largely to scientific studies. "The restoration reserve is essentially a way to hedge our bets," explains Stan Senner, Trustee Council science coordinator.

During the same period, the council estimates it will pay about \$300 million for land to preserve habitat. Another \$50 million has already been spent to acquire land to protect it from logging. But those amounts are too small to satisfy Streiner and his citizens group, the Coastal Coalition, which went to court to demand a more equitable share. However, last month a federal district judge in Anchorage, Alaska, rejected the coalition's request for a study by the National Academy of Sciences of the council's spending practices that would include a definition of appropriate restoration practices. The judge said the idea was worthwhile but that the council was not obligated to do it. The council says the research it funds is already reviewed by scientists and that another study is unnecessary.

With construction under way on the center, Alaskan scientists hope that it won't be too long before they can contribute hard data to the debate. But they agree that their efforts should not be isolated from the pressing environmental problems facing the region. "If we have a spill again and we haven't put any money into research, we will be back where we started from, with no baseline data," says Castellini. "But if we do only research and no land acquisition, wildlife may be worse off than they are now."

—Lisa Busch

Lisa Busch is a free-lance writer based in Alaska.

1 because you'd have to have a full staff that knows how to operate
2 this system effectively, because the operative -- proper operation
3 of this system is essential for -- for the veracity of the
4 research. The life support system will be taking in water at a
5 depth of about two hundred and fifty feet. The Institute of Marine
6 Science in Seward right now has a twenty-one year record of that
7 water, the quality of that water, it's extremely high quality, and
8 that's -- it can't be overlooked. It's something that is necessary
9 for the very -- very essence of the project. Thank you.

10 MR. SELKREGG: Moving along, we'd like to speak briefly
11 about the operating structure. Again, my name is Leif Selkregg,
12 project manager for the project. It's intended that the facility
13 will be owned by the City of Seward and operated by the Seward
14 Association for the Advancement of Marine Science which we'll refer
15 to as SAAMS. SAAMS is a non-profit corporation which was
16 established in February of 1990. Based on a review of other
17 similar facilities around the country, the non-profit corporation
18 with formal ties to an established research institute is the most
19 appropriate operating structure for this facility, and it does
20 provide important advantages. It allows flexibility in the areas
21 of staff recruitment, key positions. Procurement, taxation, and
22 most importantly perhaps, fund-raising. It also minimizes
23 administrative overhead costs associated often with government and
24 institution ownership, and it does provide some insulation from the
25 political changes which occur in our state and federal government
26 systems. We believe that this will result in a more efficient

1 operation and will direct more dollars towards research rather than
2 onto non-research costs. The operation of the facility will be
3 guided by a board of directors. There are currently eight members
4 of the board. The by-laws call for nine. The board has decided
5 recently to establish an advisory group, and this week a letter has
6 gone out to President Komisar, Jim Ayers, and to Mayor Craig of
7 Seward to assist them and basically modifying the composition of
8 their board to reflect the needs of the Trustee Council to carry
9 out restoration of injured resources, to ensure that the use of
10 public and private funds are appropriate for both capital and
11 operating expenditure, to ensure that the goal of the facility to
12 be operationally self-supporting is accomplished, to maintain any
13 relationship and build a relationship with the University of Alaska
14 to integrate this facility into a statewide research
15 infrastructure, and to maintain a complimentary co-existence with
16 the community of Seward. I have prepared in section seven a
17 diagram of the organizational -- proposed organizational structure.
18 (Points to wall illustrations.) It's also the second board from --
19 providing you're facing this way. The SAAMS non-profit corporation
20 board of directors will have a direct reporting relationship to the
21 Executive Director of the EVOS Trustee Council. This establishment
22 of this relationship would ensure that the Trustee Council
23 priorities to restore injured resources are being met and that EVOS
24 restoration research will have highest priority at the facility.
25 Two members of the SAAMS non-profit board of directors will be from
26 the university, intended to be appointed by the president of the

1 university. In addition, the University of Alaska will provide
2 quality assurance and standard operating procedures for all
3 research at the facility. The -- at this time, what I'd like to do
4 is introduce Tyler Jones, City Manager of Seward, to speak for a
5 few minutes about the relationship with the City of Seward.

6 MR. JONES: Thank you, Leif. As he mentioned, I'm
7 Tyler Jones, I'm the City Manager. I'm speaking to you for -- from
8 sort of two perspectives, one is that of the city manager and one
9 is also as a board member. It might be worth noting that Darrell
10 Schaefmeyer, my predecessor as city manager, is also on the board
11 of staff, SAAMS, so we have a very long complicated relationship
12 with the organization. The city has been very involved with the
13 Seward Association for the Advancement of Marine Sciences and
14 supported this project since inception. We've had staff on the
15 board, we've had council members on the board, we've also had staff
16 on the educational work group through this most recent generation
17 of information about the project. The ownership issue is one that
18 is key to a number of people. I think both philosophically and
19 practically, city ownership in this has been very high, a very
20 strong sense of community goal to support marine science, to
21 advance the cause of that particular form of science in the
22 community and with the university, and now independently through
23 the SAAMS organization. We've evidenced that support, that sense
24 of ownership by committing land, a fairly sizeable amount of staff
25 resources. I will be quick to point out that Seward's checkered
26 reputation as a political organization has also led it to

that "restoration will be accomplished through the development and implementation of a comprehensive interdisciplinary recovery and rehabilitation program."¹⁷ The facility would substantially contribute to the comprehensive, interdisciplinary restoration effort called for by the Trustee Council.

Despite the efforts of many capable marine scientists and the expenditure of nearly \$100 million dollars on NRDA studies in the EVOS region, scientists and managers are currently unable to understand significant changes occurring in the northern Gulf of Alaska and Prince William Sound ecosystem as manifested by long-term declines of pinnipeds (e.g., harbor seal) and pelagic seabirds (e.g., marbled murrelet, pigeon guillemot) and wild fluctuations and failures of pink salmon and herring stocks in Prince William Sound. In Trustee Council sponsored meetings and forums over the past year, principle investigators, agency resource managers, peer reviewers and others have often commented on the need for more interdisciplinary interaction. Fishery biologists want more access to oceanographers; seabird ornithologists want more interaction with fishery biologists; marine mammal biologists want more interaction with fishery biologists; and all want more interaction with marine ecologists and other specialists.

While the restoration effort to date has produced an enormous quantity of valuable data and information, a more collaborative and interdisciplinary approach is needed to overcome the geographic and institutional isolation of individual researchers. As stated in the *Invitation to Submit Restoration Projects for Fiscal Year 95* because ecosystem processes are complex and may involve multiple resources, restoration projects to address these questions must "involve an integrated, collaborative, multi-disciplinary approach."¹⁸ The proposed facility improvements would not only provide specific physical research infrastructure needed for restoration efforts, it would provide a location that would concentrate activity and thereby facilitate the interdisciplinary and collaborative research efforts needed to successfully address restoration issues. Initially, the University of Alaska, School of Fisheries and Ocean Sciences; and the Alaska Department of Fish and Game, Commercial Fisheries Management and Development Division would provide the full time research personnel for the facility.

In 1997, facility personnel are expected to include three university faculty (one endowed chair, two research faculty), six fishery biologists, three students, six technicians, and two administrative personnel. Research personnel would include a mix of university and agency scientists, technicians and students. In 1997, part-time research staff are expected to include two faculty, four wildlife biologists and five technicians. Research support staff would include a veterinarian, five animal care technicians, one lab technician and administrative personnel. Staffing is projected to increase during 1997 to 2002 to approximately 30 full-time and part-time

¹⁷ *Mission Statement of the Exxon Valdez Oil Spill Trustee Council*, adopted by the Trustee Council November 30, 1994.

¹⁸ *Invitation to Submit Restoration Projects for Fiscal Year 1995*, Chapter 3, p. 23.

research personnel as programs and capabilities expand. The size of the research facilities, including the laboratories, tankage, equipment and the number and size of offices were based on requirements provided to the project team by federal and state agency scientists. Based on this agency input, together with review by the Chief Scientist and the core peer scientific reviewers, the project is of a size and scale necessary to perform EVOS restoration research on a cost-effective basis.

8. Scientific Peer Review of Proposed Facilities

The proposed facility improvements have been reviewed by the Chief Scientist and two other core scientific reviewers.¹⁹ In written comments addressing the proposed facility, these reviewers concurred with the need for the facilities: "... there is no adequate marine research facility in the northern Gulf of Alaska spill region [and] there is a compelling demand and need for a modern marine laboratory facility for housing and promoting vital research efforts." This peer review memorandum noted the high quality and qualifications of the planning team that has developed the facility proposal and the appropriate match of the facility design to meeting research needs pertaining to the injured seabirds, marine mammals and fishes "that suffered the greatest damages and present the greatest challenges for restoration and management." (Attachment A.)

9. Public Advisory Group Review

The Trustee Council's Public Advisory Group (PAG) has reviewed the project proposal and formally expressed its support for the facility at its October 13, 1994 meeting. (Attachment C.)

Facility Ownership and Operation Structure

The facility will be owned by the City of Seward, and operated by the Seward Association for the Advancement of Marine Science (SAAMS), a non-profit corporation. SAAMS is currently administering the development of the facility and will continue in the role of "operator" of the project. The SAAMS corporation is organized for any lawful purpose including, but not limited to, educational, social and cultural purposes including marine research, public education, and providing educational and scientific programs and any other lawful purpose or endeavor permitted under the laws of the State of Alaska to non-profit corporations incorporated under AS 10.20. The SAAMS corporation is organized exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code. The Corporation shall have no stock and no dividends or pecuniary profits shall be declared or paid to the directors thereof, or to any private individual, and all of its earnings shall be used to further the purpose of the corporation. The affairs of

¹⁹ R. Spies (Chief Scientist), C. Petersen, and P. Mundy to J. Ayers, "Proposed Institute of Marine Science in Seward," memorandum dated September 24, 1994.

the SAAMS corporation are managed by its Board of Directors.²⁰

Research activities at the facility will be directed and managed to serve the EVOS restoration mission. Trustee Council funded activities and restoration research needs will have the highest priority for use of the facility.

- the Facility Director (an employee of SAAMS) will establish a working relationship with the Trustee Council Executive Director and the Council's scientific review program;
- all scientific and research programs at the facility will be coordinated by the Facility's Chief Scientist (a representative of the University of Alaska) and the Facility's Director with the Trustee Council's scientific review program;
- the University of Alaska will provide quality assurance and standard operating procedures for all research to be conducted at the facility;
- the SAAMS Board will have a direct reporting relationship to the Executive Director of the Trustee Council who shall provide a direct point of contact for Trustee Council policy matters including funding for research infrastructure and research activities.

This interrelationship will ensure that the Trustee Council's restoration priorities are being met at the facility. A diagram of the Trustee Council's interrelationship with the facility operating structure is provided as an attachment.²¹ (Attachment D.)

To ensure that the facility is appropriately managed to support the Trustee Council's restoration mission, an advisory group will be established to work with the current SAAMS board to modify its composition. The SAAMS Board has established an advisory group to assist them in modifying their composition to reflect:

- (1) the needs of the Trustee Council to carry out restoration research;
- (2) the use of public and private funds to be operationally self-supporting;
- (3) the central role of the University of Alaska to integrate the facility into the statewide research infrastructure; and
- (4) the harmonious co-existence of the facility with the community of Seward.

The advisory group includes representatives from the University of Alaska, the Trustee Council's Executive Director, the City of Seward, and statewide leadership of science, finance and industry.

²⁰ A list of current SAMMS Board members is provided as Appendix B to the *Project Description*.

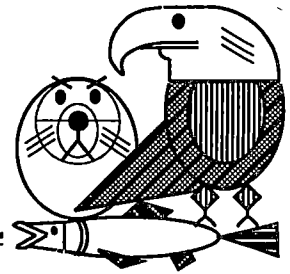
²¹ Figure 7-1 from the *Project Description*.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Restoration Work Force

From: Molly McCammon
Executive Director

Date: July 27, 1995

Subj: Injured Species List

Bob Spies has made the attached recommendation for additions to the Injured Species List. This will be on the agenda for the Trustee Council's August 25 meeting.

Please review, and if you have any comments or questions, contact Stan Senner by August 7.

Thanks

Attachments

mm/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

May 16, 1995

TO: Molly McCammon,
Executive Director

FR: Robert Spies, Chief Scientist 

RE: Possible Additions to the Injured Species List

Recommendation

The Trustee Council's Restoration Plan allows for amending the list of injured resources and services published in the plan by reviewing information to change the list through the council's scientific review process. The entire list will be reviewed this winter to determine if injured resources have recovered. As part of the review, the recovery objectives for each resource are being scrutinized. A recommendation from that process is expected in the spring. In addition, two proposals to add several bird species to the list of injured species have recently been considered through the scientific review process. I have examined, with the help of the reviewers and Mr. Stan Senner, all available data on the extent and severity of injury, including the results of Exxon-funded boat surveys. As a result, I recommend adding to the list loons, cormorants, and Kittlitz's Murrelet (under the heading of *Brachyramphus murrelets*, which includes Marbled Murrelets). I recommend against adding Arctic Terns, Mew Gulls, scoters, and Northwestern Crows. We are deferring a recommendation on listing the Black-legged Kittiwake pending receipt of additional information.

Background

The Executive Director's office has received two proposals to add several bird species to the injured species list. These are from (1) Kathy Kuletz, June 15, 1994, to add Kittlitz's Murrelet, and (2) Dave Irons, June 24, 1994, to add loons, cormorants, Arctic Terns, Mew Gulls, scoters, Northwestern Crows, and Black-legged Kittiwakes. As outlined in the Restoration Plan, these proposals have been considered through the scientific review process, including outside peer review (February 2, 1995, teleconference with Haney, Peterson, and Senner, who at that time was a peer reviewer).

We all realize that there are many more species injured by the Exxon Valdez oil spill than are listed in Table B-1 of the Restoration Plan. This list reflects those species whose populations were particularly hard hit by the spill, taking into account public concerns based on commercial or other values. However, placing additional species on this list should not imply any commitment on the part of the Trustee Council to allocate additional resources for research on, or restoration of, these species.



The following recommendations are based on the best available information about the relative severity of the injuries. This includes results of boat surveys funded by both the Trustee Council (Klosiewski and Laing 1994, Agler et al. 1994), other Trustee Council or agency-funded studies, and carcasses in the morgue, taking into account probable population sizes. In addition, we looked to Exxon's boat survey results (Day et al. 1995) for additional data. Of course, our recommendations would be reconsidered if significant new information were to come to light.

Loons

Carcasses of 395 loons of four species were recovered, including at least 216 Common Loons, plus yellow-billed, red-throated, and Pacific loons. Population sizes are not known for any of these species. In general, however, loons are long-lived, slow-reproducing birds with small populations. The combined regional population may be a few to several thousand loons. Given the number of loon carcasses recovered, and the presumption that still more were not recovered, impact at the population level may have been consequential.

Population estimates decreased after the spill, but these were not statistically significant. There were fewer loons than expected along oiled shorelines in 1991. Exxon's boat surveys found "moderate evidence" of an initial spill impact on Common Loons on the Kenai coast.

Recommendation: Add loons to the injured species list.

Cormorants

Carcasses of 838 cormorants were recovered, including at least 418 pelagic, 161 red-faced, and 38 double-crested. Population sizes are not known for any of these species, but the combined regional population of cormorant species may be large (e.g., a few tens of thousands). Morgue numbers are spread among three species and are probably low relative to rather substantial populations.

There is, however, statistically-significant evidence of declines from post-spill boat surveys in July, including when comparing oiled versus unoiled areas. In addition, Exxon's boat surveys indicated "strong" evidence of initial negative impacts on Pelagic Cormorants in Prince William Sound and for Double-crested Cormorants on the Kenai coast.

Recommendation: Add cormorants to the injured species list.

Scoters

Carcasses of 811 scoters recovered, including 342 white-winged, 175 surf, and 132 black scoters. Population sizes are not known for any of these species, but the combined regional population of scoter species is probably large (e.g., a few tens of thousands). Morgue numbers are spread among three species and are low relative to rather substantial populations.

There is evidence of statistically significant population decreases after the spill, including comparisons of oiled and unoled shorelines in 1990 and 1991. Exxon's boat surveys, however, found only weak evidence of initial impacts on Black Scoters in Prince William Sound.

Recommendation: Do not add scoters to the injured species list.

Arctic Terns

Carcasses of three Arctic terns were recovered. The size of the regional population is not known, but may be of medium size (e.g., high thousands, possibly a few tens of thousands). Morgue numbers are low relative to what we can presume is a fairly large population.

There is evidence of statistically significant population decreases after the spill, including comparisons of oiled versus unoled shorelines in 1991. Exxon's boat surveys found no evidence of impacts.

Recommendation: Do not add Arctic Terns to the injured species list.

Mew Gull

Carcasses of 33 Mew Gulls were recovered. The size of the regional population is not known, but may be of medium size (e.g., high thousands, possibly a few tens of thousands). Morgue numbers are low relative to what we can presume is a fairly large population.

Population estimates generally decreased after the spill, but these were not statistically significant. Except for the 1991 survey on oiled shorelines, Exxon's boat surveys indicated "strong" evidence of initial impacts both in Prince William Sound and on the Kenai coast.

Recommendation: Do not add Mew Gulls to the injured species list.

Black-legged Kittiwakes

After receipt of the proposal from Dr. David Irons to add this species to the list of injured species, a letter dated October 6, 1994, was received from Scott

Hatch, National Biological Survey, raising substantive questions about injury to this species. Although we did review data on this species, our present review was inconclusive.

Recommendation: We recommend deferring further consideration of the proposal to list the Black-legged Kittiwake. Dr Irons is aware of the questions raised by Dr. Hatch and will be invited to respond to them.

Kittlitz's Murrelet

A total of 1092 murrelet carcasses were recovered, including 72 Kittlitz's, 612 marbled, and 413 unknown. The EVOS area is the center of the world Kittlitz's Murrelet population, which is quite small, perhaps less than 20,000 individuals (Van Vleit and McAllister 1994). Assuming that some of the recovered-but-unidentified murrelet carcasses are Kittlitz's and that more murrelets actually died than were recovered, the proportional impact on the Kittlitz's population may be as high or higher than that of any other single species affected by the oil spill.

Both Trustee- and Exxon-funded boat surveys provide some evidence of decreased post-spill murrelet populations, although this evidence is not strong. The Marbled Murrelet is listed as an injured species in the Restoration Plan, and some earlier Trustee Council documents (e.g., Restoration Framework in 1992) refer to injury to both marbled and Kittlitz's murrelets.

Recommendation: Add Kittlitz's Murrelet to the injured species list, but in future documents combine marbled and Kittlitz's murrelets under the heading of "*Brachyramphus* murrelets."

Northwestern Crow

Carcasses of 34 Northwestern Crows were recovered. The size of the regional population is not known, but it may be of medium size (e.g., high thousands or more). The number of carcasses is low relative to population size.

Population estimates after the spill generally decreased, but the decreases were not statistically significant. Only July surveys showed significantly fewer crows than expected when comparing oiled versus unoiled areas. In addition, Exxon's boat surveys indicated "strong" evidence of decline in Prince William Sound. If boat surveys continue to suggest depressed numbers of crows, the following recommendation should be reconsidered.

Recommendation: We recommend that Northwestern Crows not be added to the injured species list.

Literature References

Agler, B.A., P.E. Seiser, S.J. Kendall and D.B. Irons. 1994. Winter marine bird and sea otter abundances of Prince William Sound, Alaska: Trends following the *T/V Exxon Valdez* Oil Spill from 1989-1994. Restoration Report 94195. U.S. Fish and Wildlife Service, Anchorage (November 1994).

Day, R.H., S.M. Murphy, J.A. Weins, G.D. Hayward, E.J. Harner and L.N. Smith. 1995. Use of oil-affected habitats by birds after the *Exxon Valdez* oil spill., *Exxon Valdez Oil Spill: Fate and Effects in Alaskan Waters*, ASTM STP 1219, P.G. Wells, J.N. Butler and J.S. Hughes, Eds. American Society of Testing and Materials, Philadelphia, 1995.

Klosiewski, S.P. and K.K. Laing. 1994. Marine bird populations of Prince William Sound, Alaska, before and after the *Exxon Valdez* oil spill. Bird Study No. 2, U.S. Fish and Wildlife Service, Anchorage, Alaska (May 1994).

van Vlet, G. and M. McCallister. 1994. Kittlitz's Murrelet: The species most impacted by direct mortality from the *Exxon Valdez* oil spill. *Pacific Seabirds* 2, 5-7.

cc: D. Irons
K. Kuletz
S. Senner

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9892

INCOMPLETE TX/RX

TRANSACTION OK

[09] 19075867589

JUNEAU OFFICE

[10] 19075867555

D.GIBBONS

[13] 19077896608

MORRIS-WRIGHT

[15] 5624871

C.FRIES

[16] 2672450

RITA MIRAGLIA

[17] 2713992

R.THOMPSON

[18] 2672474

J.SULLIVAN

[19] 7863636

L.BARTELS

[20] 7863350

C.BERG

[21] 2572517

B.RICE

[23] 19074655375

D.BRUCE

[24] 2697652

E.PIPER

[30] 19074654759

ELLEN FRITTS

[35] 15103737834

B.SPIES

[38] 2715827

G.BELT

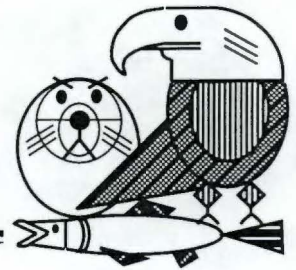
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

To: Restoration Work Force

From: M McCammon Date: July 27, 1995

Comments: Total Pages: 7

Please distribute to RWF
Members.

RESTORATION WORK FORCE MEMBERS INCLUDE:

Bartels, Leslie
Attn: Lisa Thomas
Berg, Catherine
Fries, Carol
Fritts, Ellen
Gibbons, Dave
Miraglia, Rita
Morris, Byron

Piper, Ernie
Rice, Bud
BELT, GINA
Sullivan, Joe
Thompson, Ray
Wright, Bruce

Document Sent By: KOchi

3/29/95

Trustee Agencies

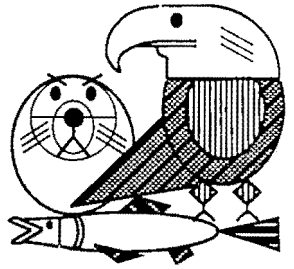
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Alex Swiderski, Alaska Department of Law
Gina Belt, U.S. Department of Justice

FROM: Molly McCammon
Executive Director

DATE: July 26, 1995

RE: Project 96212

As part of your legal review of Project 96212, "Restoration of subsistence shellfish consumption: a PSP screening program" please review the Trustee's legal liability as raised in paragraph four of the attached July 25 memo from Bob Spies to Dr. John French. I am also enclosing additional correspondence regarding this project for your information. If you have any questions about this, please don't hesitate to contact me or Stan Senner.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

July 25, 1995

Dr. John S. French
University of Alaska Fairbanks
900 Trident Way
Kodiak, Alaska 99619

Dear Dr. French,

Thank you for your reply to my letter of June 20, 1995 offering technical comments on your proposal "Restoration of subsistence shellfish consumption: A PSP screening program" (96212). In my letter I raised questions relating to: 1) the availability of saxotoxin standards, 2) the time needed for assay development relative to hiring of local residents to collect samples, 3) the agreement of ADEC to the extra testing, and 4) an expressions of commitment for long-term funding by a government agency. Thank you for providing answers to these questions in your letter.

With regard to question #1, although your cooperation with Dr. Hall of the USDA for obtaining saxotoxin standards is certainly appropriate, it is still not clear if you will eventually have all the standards available that you will need to develop and validate the new method. The concern is that if there is a particularly toxic saxotoxin for which the specific standard is not available, then the assay might conceivably produce false negatives.

With regard to questions #s 2 and 4, I appreciate the acknowledgment that the time to develop a new assay is unpredictable and it can take longer than originally anticipated. However, it still seems that hiring local residents to collect shellfish and beginning to test lots of shellfish before the new assay is fully ready is potentially very inefficient should unforeseen delays occur in the technical development of the new method.


There is still major concern about the legal implications of testing lots of shellfish with an assay that is not officially sanctioned by the Food and Drug Administration or some other state or federal government entity, and releasing the results of the assay. The Executive Director has asked the Alaska Department of Law and the US Department of Justice to provide an opinion with regard to the Trustee's legal liability.



The Executive Director would also like to see that there is a commitment of some entity to long term support a testing program before the Trustee Council commits resources for development of the testing program.

Since significant questions remain, I am recommending to the Executive Director that we defer any decision on funding this proposal until these questions are thoroughly addressed.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert B. Spies', written in a cursive style.

Robert B. Spies
Chief Scientist

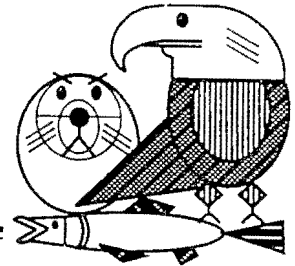
CC: M. McCammon
S. Senner
J. Sullivan
A. Swiderski
G. Belt

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



June 29, 1995

Ms. Margaret L. Roberts
President, Kodiak Tribal Council
POB 1974
Kodiak, Alaska 99619

Dr. John S. French
University of Alaska Fairbanks
900 Trident Way
Kodiak, Alaska 99619

Dear Ms. Roberts and Dr. French:

This letter is to inform you of my preliminary recommendation that the *Exxon Valdez* Oil Spill Trustee Council defer a decision on funding Project 96212/Restoration of Subsistence Shellfish Consumption: PSP Screening Program until the questions raised in the scientific peer review are satisfactorily answered. The Chief Scientist's technical comments and questions are attached. Please provide a written response to the questions directly to Dr. Spies, with a copy to the Restoration Office, Attn: Sandra Schubert, by **July 14, 1995**.

My preliminary recommendation will be incorporated into the Draft FY 96 Work Plan, which will be circulated for public review very soon. The Draft Work Plan has not been reviewed or approved by the Trustee Council. The comment period on the draft closes on August 4. In addition to public comment on the draft, the proposed projects are being reviewed by legal staff to ensure consistency with the requirements of the civil settlement. Following review of any comments received and the Draft Work Plan as a whole, I will make a final recommendation in mid-August for action by the Trustee Council on or about August 25.

Thank you for your continued interest and participation in the *Exxon Valdez* restoration program.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon".

Molly McCammon
Executive Director

cc: Ernie Piper, ADEC
Dr. Robert Spies, Chief Scientist

mm/ss/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

marine

June 20, 1995

S C I E N C E S
Ms. Margaret L. Roberts
President, Kodiak Tribal Council
PO Box 1974
Kodiak, Alaska 99619

Dr. John S. French
University of Alaska Fairbanks
900 Trident Way
Kodiak, Alaska 99619

Dear Ms. Roberts and Dr. French,

Thank you for your proposal "Restoration of subsistence shellfish consumption: A PSP screening program" (96212). A review was recently completed on a revised version (5/22/95) of the proposal.

The technical comments were as follows:

This proposal by the Kodiak Tribal Council, in cooperation with the Fisheries Industrial Technology Center (FITC), would establish a network of trained local residents to sample and ship samples of shellfish to the FITC on Kodiak Island for testing for paralytic shellfish poisoning (PSP) by a new method. The new method would be developed by the FITC during the course of the proposed work. There would be a period of overlap between the standard mouse bioassay and the new bioassay method. Last year a dozen or more people on Kodiak Island were stricken by PSP and one person died from eating contaminated shellfish. Per capita shellfish consumption can approach 30 lb./year on Kodiak Island.

Currently, there is a program of sampling and testing of lots of commercial shellfish at an Alaska Department of Environmental Conservation (DEC) laboratory using a standard bioassay. Samples are shipped to the Palmer laboratory for the mouse bioassay and results are not generally available for a week. If the new method is developed and approved (It is unclear which state or federal regulatory agencies must approve the new assay), then the period from sampling to knowing the test results might be several days in months where PSP is a threat. The authors did a good job of describing the available alternatives for a rapid screening method and settled on a new approach involving a combination of thin layer chromatography and flame ionization detection. Assay development will involve chemical isolation of the saxotoxins (there about a dozen forms) in a rough fraction and adjusting thin-layer chromatography conditions for optimal detection, presumably through the use of standards of the target compounds. This appears to be a good

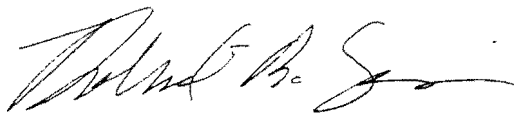
combination of local scientific expertise and local involvement to solve a significant problem.

However a number of questions were unanswered in the proposal:

1. Are there saxotoxin standards available for all the forms of the saxotoxins ?
2. Assay development is often a difficult process where unknown technical problems cannot necessarily be solved in a predictable time. In addition, if there is a new assay upon which people's lives may depend, there must be some government agency or agencies that must approve the assay. This would seem to imply even more time. In view of the lengthy time it may take to have a workable approved assay, it would seem inefficient to have seven paid volunteers in the field collecting samples that may either not be analyzed by the new assay until after development or may be analyzed only by the Palmer laboratory, in which case time delays that are currently experienced will also occur.
3. There was no indication in the proposal that DEC has agreed to do the extra testing necessary to validate the new assay against the standard PSP mouse assay, or that they would do all the testing of the lots of shellfish the network of local trainees collect before the new assay is approved.
4. The Trustee Council often sponsors new work that has the potential to improve management of resources injured by the spill. Once new results are available that actually can improve management, it is desirable to have some other source of funds for continuing the new management methods. In this case, subsistence use of resources has been affected by the spill and this proposal would help restore confidence in the resources. No agency or group was identified who would commit to support this program at the end of what could only be short-term Trustee Council funding. Do you have any expressions of commitment for long-term funding by a government agency ?

In view of these significant questions I must recommend that we defer any decision on funding this proposal at this time. I hope that you will stay interested in the Oil Spill Restoration Program.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Robert B. Spies', with a long horizontal flourish extending to the right.

Robert B. Spies
Chief Scientist

CC: M. McCammon
S. Senner
J. Sullivan

UNIVERSITY OF ALASKA FAIRBANKS

SCHOOL OF FISHERIES & OCEAN SCIEN

FISHERY INDUSTRIAL
TECHNOLOGY CENTER

900 TRIDENT WAY, KODIAK, ALASKA 99615-7401 (907) 486-1500 FAX: (907) 486-1540

July 13, 1995

Dr. Robert Spies
Applied Marine Sciences
3155 Las Positas Court, Suite S
Livermore, CA 94550

Post-it* Fax Note	7671	Date	7/13/95	# of pages	2
To	Sandra Schubert/Molly McCommon	From	Dr. John French		
Co./Dept	EVOS Trustees Council	Co.	UAF - FITC		
Phone #	907-278-8012	Phone #	907-486-1500		
Fax #	907-276-7178	Fax #	907-486-1540		

Dear Dr. Spies,

The following responses update your unanswered questions with respect to the Kodiak Tribal Council's proposal "Restoration of subsistence shellfish consumption: A PSP screening program", as raised in your letter of June 20, 1995. Thank you for your careful consideration of the proposal.

1. There are not commercial standards available for all the toxins. We have been working closely with Dr. Sherwood Hall, USFDA, on a related project screening for toxic *Alexandrium sp.* As you may know, Dr. Hall is the USFDA's leader on PSP and the related phytoplankton and an expert on the Gulf of Alaska. He is a misplaced University of Alaska graduate. Our collaboration with him includes our sending him phytoplankton strains from Kodiak and access to toxin standards. The FDA has the best available marine toxin standards. Most are in high purity and others highly purified.

2 & 4. We agree that development of new assay methods can be unpredictable. For that reason, we have taken the relatively well developed TLC method, which has weaknesses in resolution and quantitation, and proposed use of the Iatroscan to overcome these shortcomings. By use of very thin coatings on quartz rods coupled with FID detection, the Iatroscan gives a trace very similar to capillary GC with equal ease of quantitation. The solvent systems which are often a stumbling point in many TLC methods are already known, as are the sample clean up procedures. We anticipate putting the method through standard collaborative testing as required for approval by the Association of Official Analytical Chemists, or other appropriate certifying authority. This usually takes about an additional year. Our time line anticipates this happening during the second year of the project.

Currently there is neither testing nor certification of noncommercial shell fish in Alaska. There is no state agency with a mandate to oversee the safety of recreational or subsistence use of the shellfish resources, except for harvest quotas which is the purview of ADFG. ADEC officially only tests noncommercial shellfish as a service to health officials after a PSP outbreak, or as related to commercial farming or harvesting. ADHSS public health officials do not view their current mandate as extending to preventive actions such as beach, or lot sampling. Only ADEC currently has the facilities to do PSP testing. For that reason just getting a

commitment from ADEC to test the samples for this project will enhance the availability of PSP information. In the early part of the project, neither the University of Alaska nor anyone else intends to certify the safety of shellfish harvests. However, some high quality information is significantly better than none. Both the mouse testing and the chromatographic screening will improve the timeliness and the quality of the data available and the community technicians will be an important factor in disseminating the information on toxicity to people harvesting shellfish. The University of Alaska does not wish to dictate changes in State policies. The Trustee's represent two of the agencies which may become more involved in monitoring noncommercial shellfish safety. It needs to be clearly understood that this project will develop tools and the information necessary to implement a meaningful comanagement scheme, but the mandate and actual implementation requires a commitment from the State.

To be successful in the long run, some state agency, along with the resource users, must accept the responsibility to manage the noncommercial use of shellfish. In most states this is the department of health. In Alaska it could be ADHSS, ADEC or ADFG, it will clearly not be the University of Alaska nor Kodiak Tribal Council. The third year of the project is to facilitate the implementation of a comanagement scheme as developed during the first two years. This will probably be a political decision. It will have to be made for a successful transition from EVOS support to permanent comanagement.

3. Mr. Richard Barrett, director of ADEC Palmer laboratory, agreed that they would be able to do the number of noncommercial samples required for this study and requested that a charge of \$50 per sample be added to the budget. The aggregate amount is listed under contractual-ADEC in the budget.

Hopefully this letter answers your questions, or in the case of comanagement at least clarifies the status. If you have additional questions please contact me or Brian Himelbloom.

Sincerely,



John S. French
Professor of Seafood Biochemistry

cc. Molly McCammon
Margaret Roberts

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9847

*This was re-sent
on Friday 7/28.
RHW*

INCOMPLETE TX/RX [38] 2715827

G. BELT

TRANSACTION OK [36] 2787022

ALEX-CRAIG

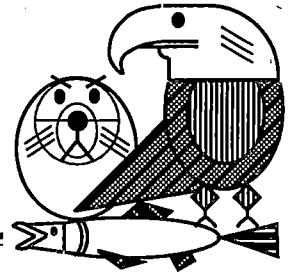
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Dave Gibbons
USDA-Forest Service

From: Molly McCammon
Executive Director

Date: July 26, 1995

Subj: Authorization for Review

This is to authorize funding for a review, by Ray Granville, of the timber analysis of the Kodiak Island Borough's lands on Shuyak Island as agreed to at a meeting of the state and federal negotiators and review appraisers on May 25, 1995.

mm/raw

Trustee Agencies

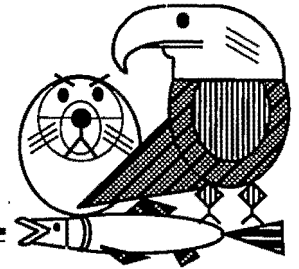
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 25, 1995

R. Terry Bowyer
Institute of Arctic Biology
University of Alaska
Fairbanks, Alaska 99775

Dear Terry:

As you know, the EVOS staff and agencies have a mandate from the Trustee Council to ensure completion of project final reports before approving funding for any additional EVOS work. When we spoke a couple of months back, I promised I would look into the impasse on the river otter reports on projects TM 3 and R103D.

I now have read the correspondence on these reports and at least some of the technical material. There is indeed an impasse. Dr. Spies will not change his recommendation, and the Trustee Council's Executive Director is firm in insisting that the final reports must be completed to Dr. Spies' satisfaction. I am not qualified to intervene on the scientific merits one way or another, but I have two suggestions about how to move this process forward:

(1) We can ask the Chief Scientist to recruit two new, qualified scientific peer reviewers and ask them to review the reports, prior peer review comments, etc. and offer recommendations on what additional changes, if any, should be made in the reports. We all would need to agree in advance to put substantial weight on their conclusions, but, in the end, you and Dr. Spies would have to agree on any changes.

(2) Alternatively, your reports can be accepted as submitted, but we will attach to them a letter from the Chief Scientist indicating that there are unresolved issues concerning some of the methods and conclusions. Readers could then make their own judgements about the substance of the reports.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Neither of these approaches is entirely satisfying, but with good will on both sides we can move this off dead center. My opinion is that the second option, attaching the letter from the Chief Scientist, is most appealing. It is quick, simple, and less confusing, especially given that you already have published results in professional journals and there would not then be EVOS reports with differing data or conclusions.

I hope that you see some constructive possibilities here. Please let me know how you want to proceed.

Sincerely,



Stanley E. Senner
Science Coordinator

cc: Dr. Robert Spies, Chief Scientist
Mr. Dean Hughes, ADFG Program Manager
Dr. Leslie Holland-Bartels, NVP Project Leader

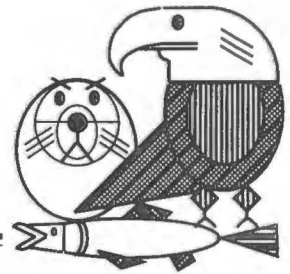
ss/kh

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Restoration Work Force

From: Molly McCammon
Executive Director

Date: July 25, 1995

Subj: July 26 RWF Meeting

The weekly Restoration Work Force meeting will be Wednesday, July 26, at 9:00 a.m. There will not be a central location in Juneau since Traci will be in Anchorage. Dave and Byron will be contacted at their offices via teleconference. As always the Anchorage location is the Restoration Office.

Topics to be discussed will include:

- Upcoming PAG meeting
- Miscellaneous issues

Also, attached you'll find a copy of the signed Memorandum of Agreement between the Trustee Council and the University of Alaska, regarding the indirect rate.

mm/rww

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

**MEMORANDUM OF UNDERSTANDING
BETWEEN THE
UNIVERSITY OF ALASKA AND
THE *EXXON VALDEZ* OIL SPILL TRUSTEE COUNCIL**

This agreement is made by and between the University of Alaska and its campuses, herein referred to as the University, and the *Exxon Valdez* Oil Spill Trustee Council, herein referred to as the Trustee Council.

I. Purpose

This agreement addresses the role of the university in the restoration program sponsored and funded by the Trustee Council. This program addresses critical questions about the ecological health of Prince William Sound and northern Gulf of Alaska ecosystems and the factors which limit recovery of resources injured by the 1989 *Exxon Valdez* oil spill.

The Trustee Council's mission is to restore, rehabilitate and enhance the resources and services injured by the oil spill. The Council has adopted a policy that restoration will take an ecosystem approach to better understand what factors control the populations of injured resources and what can be done about them. This policy has resulted in an expansion of the Council's research program to include large-scale ecosystem projects. Researchers at the University are exceptionally well qualified to contribute to the Council's mission by conducting research which will aid in the restoration and future management of the ecosystem within the spill area.

The purpose of this agreement is to clarify the cooperative relationship between the University and the Trustee Council in order to improve efficiency in administration and facilitate the conducting of research.

II. SCOPE

The University's participation in Trustee Council projects has been increasing and can be anticipated to be substantial in future years. Examples of on-going and anticipated research projects involving the University of Alaska include: forage fish-seabird studies, intertidal monitoring, energetics of predators and prey, marine mammal studies, plankton studies, food webs, nearshore fish, and physical oceanography.

This agreement shall apply to all projects funded by the Trustee Council through sole source or reimbursable service agreements (RSAs) with state agencies. Projects funded as a result of a competitive RFP (Request for Proposal), are not subject to the scope of this agreement. Any other exemptions must be agreed to by both parties.

The University will be subject to all funding requirements expected of other project sponsors, including: development of detailed project descriptions and budgets, annual technical reports, participation in the annual Restoration Workshop, and cooperation with public information and community involvement efforts. In addition, project descriptions and reports will be subject to the Trustee Council's scientific peer review process at the direction of the Executive Director. Annual budgets will be reviewed by the Executive Director prior to Trustee Council action.

The Trustee Council has begun to authorize projects on a multi-year basis, subject to annual review and funding. Because this long-term funding approach provides the University with better opportunities for advance planning and greater assurances of stable funding, and because the proposal process and reporting are abbreviated, the University agrees to use an indirect cost rate of 25 percent of total direct costs (TDC). TDC shall include all direct costs except equipment for which ownership resides with the university and subcontract costs in excess of \$25,000. Subcontract costs in excess of \$25,000 but less than \$250,000 shall be subject to an indirect cost charge of 5 percent. Subcontract costs in excess of \$250,000 shall be subject to an indirect cost charge of 2 percent.

III. DURATION OF AGREEMENT

This agreement will be effective on the date of final signatures by both parties and continue in full force and effect in its present form or as subsequently amended by the mutual agreement of both parties until three years from the effective date. At such time, it may be extended by the mutual consent of both parties.

Either party may terminate this agreement by giving notice to the other party at least six months prior to termination. Projects in progress at the time of any such notice shall be completed under their original terms unless otherwise mutually agreed.

Molly McCammon Dated 7/11/95
MOLLY MCCAMMON
Executive Director
Exxon Valdez Oil Spill Trustee Council

Jerome Komisar Dated 7/12/95
JEROME KOMISAR
President
University of Alaska

Jim Lynch Dated 7/18/95
JAMES LYNCH
Interim Vice President for
Finance
University of Alaska



Jerome B. Komisar
President

UNIVERSITY OF ALASKA STATEWIDE SYSTEM

202 BUTROVICH BLDG.
P.O. BOX 755000
FAIRBANKS, ALASKA 99775-5000
PHONE: (907) 474-7311
FAX: (907) 474-6342

July 18, 1995

RECEIVED
JUL 24 1995

Ms. Molly McCammon, Executive Director
Exxon Valdez Oil Spill Trustee Council
645 G Street, Room 401
Anchorage, AK 99501

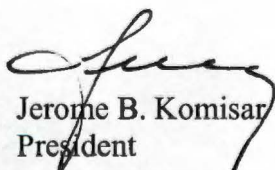
EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

Dear Molly:

Enclosed is one original of the Memorandum of Understanding between the EVOS Trustee Council and the university. I hope that this agreement will set the stage for a long and cooperative relationship between the Council and the university.

Thank you very much for all of your help in making this agreement possible.

Sincerely,


Jerome B. Komisar
President

Enclosure

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9814

INCOMPLETE TX/RX

TRANSACTION OK

[09] 19075867589

JUNEAU OFFICE

[10] 19075867555

D.GIBBONS

[13] 19077896608

MORRIS-WRIGHT

[15] 5624871

C.FRIES

[16] 2672450

RITA MIRAGLIA

[17] 2713992

R.THOMPSON

[18] 2672474

J.SULLIVAN

[19] 7863636

L.BARTELS

[20] 7863350

C.BERG

[21] 2572517

B.RICE

[23] 19074655375

D.BRUCE

[24] 2697652

E.PIPER

[30] 19074654759

ELLEN FRITTS

[35] 15103737834

B.SPIES

[38] 2715827

G.BELT

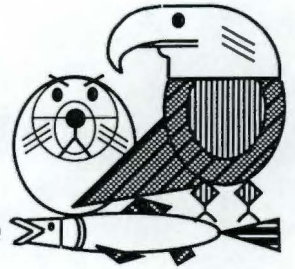
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

FAX COMPLETE

To: Restoration Work Force

From: Molly McCammon Date: July 25, 1995

Comments: Total Pages: 5

Pls forward to those listed below.

Thanks.

RESTORATION WORK FORCE MEMBERS INCLUDE:

Bartels, Leslie
Attn: Lisa Thomas
Berg, Catherine
Fries, Carol
Fritts, Ellen
Gibbons, Dave
Miraglia, Rita
Morris, Byron

Piper, Ernie
Rice, Bud
BELT, GINA
Spies, Bob
Sullivan, Joe
Thompson, Ray
Wright, Bruce

Document Sent By: Rebecca

3/29/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

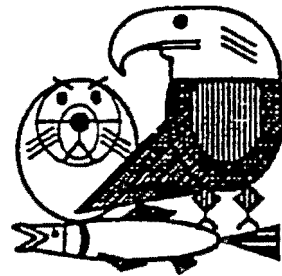
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Trustee Council

THROUGH: Molly McCammon
Executive Director

FROM: *Traci Cramer*
Traci Cramer
Administrative Officer

DATE: July 24, 1995

RE: Financial Report as of June 30, 1995

Attached is the Statement of Revenue, Disbursements and Fees, and accompanying notes for the *Exxon Valdez* Joint Trust Fund for the period ending June 30, 1995.

The following is a summary of the information incorporated in the notes and contained on the statement.

Joint Trust Fund Account Balance	\$91,932,242	
Less: Current Year-Commitments (Note 5)	\$27,750,000	
Less: Restoration Reserve Balance	\$24,000,000	
Plus: Adjustments (Note 7)	<u>\$3,026,067</u>	
Uncommitted Fund Balance		\$43,208,309
<hr/>		
Plus: Future Exxon Payments (Note 1)	\$490,000,000	
Less: Remaining Commitments (Note 8)	<u>\$60,163,584</u>	
Total Estimated Funds Available		\$473,044,725

The \$181,900 conditionally approved for Fleming Spit is currently under review at the Department of Justice and has not been incorporated on the statement.

If you have any questions regarding the information provided please give me a call at 586-7238.

attachments

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

cc: Restoration Work Force
Bob Baldauf

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

NOTES TO THE STATEMENT OF REVENUE, DISBURSEMENTS AND FEES
FOR THE *EXXON VALDEZ* JOINT TRUST FUND
As of June 30, 1995

1. Contributions - Pursuant to the agreement Exxon is to pay a total of \$900,000,000.

Received to Date	\$410,000,000
Future Payments	\$490,000,000

2. Interest Income - In accordance with the MOA, the funds are deposited in the United States District Court, Court Registry Investment System (CRIS). All deposits with CRIS are maintained in United States government treasury securities with maturities of 100 days or less. Total earned since the last report is \$488,130.

3. Reimbursement of Past Costs - Under the terms of the agreement, the United States and the State are reimbursed for expenses associated with the spill.

Reimbursements to Date	\$150,382,887
Remaining Reimbursements	
United States	\$3,000,000
State of Alaska	\$23,300,000

4. Fees - CRIS charges a fee of 10% for cash management services. Total paid since the last report is \$54,236.

5. Current Year Commitments - Includes \$12,500,000 for the Alaska Sealife Center in Seward, \$8,000,000 for the September 1995 payment to Akhiok-Kaguyak and \$7,250,000 for the September 1995 payment to Old Harbor.

6. Restoration Reserve - The required documentation for establishment of the reserve is currently under review by the District Court in Texas.

7. Adjustments - Under terms of the Agreement, both interest earned on previous disbursements and prior years unobligated funding or lapse are deducted from future court requests. Since the last court request \$386,858 in interest have been earned and \$2,639,209 have been reported as unobligated for the 1992 and 1993 Federal Fiscal Years.

	Interest	Lapse
United States	\$13,648	\$240,859
State of Alaska	\$373,210	\$2,398,350

8. Remaining Commitments - Includes \$12,500,000 for the Alaska Sealife Center in Seward, the \$26,300,000 in remaining reimbursement and the following land payments.

<u>Seller</u>	<u>Amount</u>	<u>Due</u>
Seal Bay	\$6,363,584	November 1995 and 1996
Akhiok-Kaguyak	\$15,000,000	September 1996 and 1997

STATEMENT OF REVENUE, DISBURSEMENT, AND FEES
EXXON VALDEZ OIL SPILL JOINT TRUST FUND
As of June 30, 1995

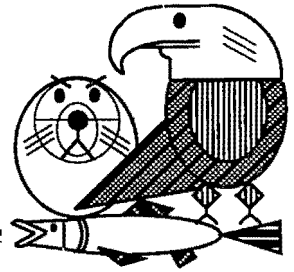
	Federal Fiscal Years Ending			To Date	Cumu
	1992	September 30 1993	1994	1995	Total
REVENUE:					
Contributions: (Note 1)					
Contributions from Exxon Corporation	90,000,000	250,000,000	70,000,000		410,000,000
Less: Credit to Exxon Corporation for clean-up costs incurred		(39,913,688)			(39,913,688)
Total Contributions	90,000,000	210,086,312	70,000,000	0	370,086,312
Interest Income: (Note 2)					
Exxon Corporation escrow account	831,233				831,233
Joint Trust Fund Account	596,000	1,378,000	3,736,000	4,286,964	9,996,964
Total Interest	1,427,233	1,378,000	3,736,000	4,286,964	10,828,197
Total Revenue	91,427,233	211,464,312	73,736,000	4,286,964	380,914,509
DISBURSEMENTS:					
Reimbursement of Past Costs: (Note 3)					
State of Alaska	29,267,842	29,000,000	25,000,000		83,267,842
United States	24,726,280	36,117,165	6,271,600		67,115,045
Total Reimbursements	53,994,122	65,117,165	31,271,600	0	150,382,887
Disbursements from Joint Trust Account:					
State of Alaska	6,559,200	18,529,113	44,546,266	19,605,953	89,2 2
United States	6,320,500	9,105,881	6,008,387	26,932,612	48,3 0
Total Disbursements	12,879,700	27,634,994	50,554,653	46,538,565	137,607,912
FEES:					
U.S. Court Fees (Note 4)	23,000	154,000	364,000	450,467	991,467
Total Disbursements and Fees	66,896,822	92,906,159	82,190,253	46,989,032	288,982,266
Increase (decrease) in Joint Trust	24,530,411	118,558,153	(8,454,253)	(42,702,069)	91,932,242
Joint Trust Account Balance, beginning balance	0	24,530,411	143,088,564	134,634,311	
Joint Trust Account Balance, end of period	24,530,411	143,088,564	134,634,311	91,932,242	
Current Year Commitments: (Note 5)					(27,750,000)
Restoration Reserve: (Note 6)					24,000,000
Adjustments: (Note 7)					3,026,067
Uncommitted Fund Balance					43,208,309
Remaining Commitments: (Note 8)					(60,1 4)
Total Estimated Funds Available					473,044,725

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 24, 1995

Charles Davis
POB 906
Homer, Alaska 99603

Dear Mr. Davis:

Thank you for contacting me in regard to the Tulin parcel near Homer (KEN 29). I want to let you know that I have followed up on the issues you raised.

This parcel has been sponsored by the Alaska Department of Natural Resources (DNR). The primary restoration benefit from this parcel would be enhancement of recreation. This parcel, situated on the bluff overlooking Cook Inlet could make an excellent campground and would provide public access to a large section of beach that is not currently accessible.

On the basis of recent discussions with DNR staff, it is my understanding that while there has been timber cut on the parcel, possibly for surveying, the property nevertheless has substantial potential value as a recreation campground and access point. As for spruce-bark beetle, this is a concern that exists throughout the Kenai Peninsula and not unique to this property. Your concern about the condition of the road has also been noted. If this parcel were to be acquired, some stabilization might be considered appropriate if it were determined by DNR that erosion was severe enough to justify the work. Your expression of concern regarding this aspect of the parcel is appreciated.

At this point, no final decision has been made on whether to acquire this parcel. An appraisal is in progress and that will serve as an essential piece of additional information that the Trustee Council will use in deciding whether to proceed forward with a formal offer to purchase the parcel. It is anticipated that such a decision may be made in late August or early September.

Again, thank you for expressing your concerns.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon".

Molly McCammon
Executive Director

Trustee Agencies

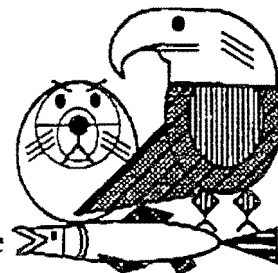
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Agency Liaisons

FROM: Traci Cramer
Director of Administration

RE: Interim Budgets for "Deferred" Projects

DATE: July 21, 1995

This memo is to clarify the procedure regarding interim budgets for projects in the "defer" category in the Draft FY 96 Work Plan.

As reflected in the Draft FY 96 Work Plan, funding decisions on several projects will be deferred until after review sessions being scheduled for this fall. Trustee Council action on these deferred projects will take place in December 1995. Due to the many steps in the funding approval process (court request, LB&A approval, etc.), funds approved may not be available until some time in January 1996. Because all FY 95 funds lapse at the end of the fiscal year (September 30, 1995), funding needs for the period October 1, 1995 through January 31, 1996 should be clearly communicated.

For those projects requiring interim funds, please submit a memo requesting interim funding. The memo should clearly explain the activities to be conducted during the period October 1, 1995 through January 31, 1996, contain a written justification of why the activities need to be conducted during the period, and outline the funding request by line item (i.e., amounts for personnel, travel, contractual, etc.). Revised budget forms need not be submitted.

In addition to deferred projects, the Prince William Sound Science Center components of the SEA-Plan (96320) that will be funded through NOAA's BAA process may also require interim funding. Memos requesting interim funding for these projects should be prepared as described above.

Please call me if you have any questions about this memo. Submit your interim budget memos to the Anchorage Restoration Office, Attn: Sandra Schubert by **Wednesday, August 2.**

A list of projects that may need interim funding is attached.

Draft FY 1996 Work Plan
Projects with Likely Need for Interim Funding

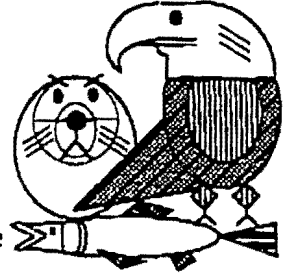
Proj #	Title	Lead	Proposer
96009D-BAA	Survey of Octopuses in Intertidal Habitats	NOAA	Scheel/PWSSC
96076	Effects of Oiled Incubation Substrate on Straying and Survival of Wild Pink Salmon	NOAA	NOAA
96131	Chugach Native Region Clam Restoration	ADFG	ChugachRRC
96162	Investigations of Disease Factors Affecting Declines of Pacific Herring Populations in Prince William Sound, AK	ADFG	UW/UCD/SFU
96163	APEX: Apex Predator Ecosystem Experiment in Prince William Sound and the Gulf of Alaska	NOAA	Duffy et al
96166	Herring Natal Habitats	ADFG	ADFG
96191A	Oil-related Embryo Mortalities in PWS	ADFG	ADFG
96191B	Injury to Salmon Eggs and Pre-emergent Fry Incubated in Oiled Gravel (Laboratory Study)	NOAA	NOAA
96259	Restoration of Coghill Lake Sockeye Salmon	ADFG	ADFG
96320	SEA Plan (Science Center Portion only)	ADFG	Cooney et al

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Lawrence Jones, Director
Division of Administrative Services

FROM: *Traci Cramer*
Traci Cramer
Director of Administration

DATE: July 21, 1995

SUBJECT: Public Meeting Expenditures

The Executive Director of the *Exxon Valdez* Oil Spill Trustee Council is requesting permission to purchase refreshments for the *Exxon Valdez* Oil Spill Trustee Council Public Advisory Group (PAG) meeting scheduled for July 27, 1995. The meeting will be held at the administrative staff office at 645 G Street, Anchorage. Prior approval is required under AAM 35.150.

The PAG meeting is open to the public and is generally well attended. The refreshments are placed in a public area for everyone's benefit. The meetings generally are long with numerous items on the agenda and the refreshments benefit the process.

Based on past practice it is anticipated the costs will be less than \$200 for this event. The funding source for this event is from the *Exxon Valdez* civil settlement through the U.S. Federal Court. The acquisition of these consumables was anticipated in the *Exxon Valdez* Oil Spill Project Annual Budget under "public meeting costs".

Approved _____ Date _____
Lawrence Jones

Trustee Agencies

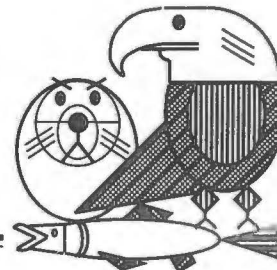
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Trustee Council Members

From: Molly McCammon *Rebecca for*
Executive Director

Date: July 21, 1995

Subj: July 20, 1995 Public Meeting on Draft FY96 Work Plan

The Restoration Office staff conducted a public meeting Thursday, July 20, 1995, regarding the Draft FY96 Work Plan. Two individuals testified from Cordova and both encouraged the Council to move forward with Eyak land acquisitions. We have received several phone calls this past week on this issue. At least one resident from Homer was on-line, via teleconference, but chose not to testify.

mm/rww

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9774

INCOMPLETE TX/RX

TRANSACTION OK

[09] 19075867589

JUNEAU OFFICE

[25] 19075867840

P. JANIK

[26] 19074652075

B. BOTELHO

[27] 12022084684

G. FRAMPTON

[28] 19075867249

S. PENNOYER

[29] 19074652332

F. RUE

[31] 19074655070

G. BURDEN

[36] 2787022

ALEX-CRAIG

[37] 2714102

D. WILLIAMS

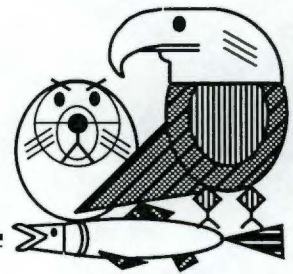
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

To: Trustee Council

From: Molly McCammon Date: July 21, 1995

Comments: _____ Total Pages: 2

Pls forward to those listed below.

Thanks.

FAX COMPLETE

TRUSTEE COUNCIL MEMBERS AND THEIR ALTERNATES:

Botelho, Bruce
Burden, Gene
Frampton, Jr., George T.
Janik, Phil
Pennoyer, Steve
Rue, Frank

Tillery, Craig
Brown, Michele
Williams, Deborah
Wolfe, Jim
Collinsworth, Don
Fritts, Ellen

Document Sent By: Rebecca

5/18/95

Trustee Agencies

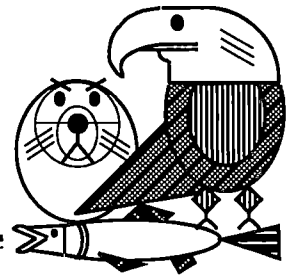
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Trustee Council

From: Molly McCammon
Executive Director

Date: July 20, 1995

Subj: Proposed Collection of Harlequin Ducks for Project No. 95025

The Trustee Council's Chief Scientist, Dr. Robert Spies, has recommended that I deny a request by Dan Esler, one of the principal investigators on the Nearshore Vertebrate Predator project (95025), to collect 25 Harlequin Ducks in eastern Prince William Sound. However, Dr. Spies has instead recommended approval of the collection of 25 harlequins at an alternative location, such as Kodiak Island, outside of Prince William Sound.

I concur with both recommendations, and in accordance with your draft Collections Review Policy, the purpose of this memorandum is to notify you of my recommendation prior to giving final authorization for the proposed collection.

I have enclosed copies of Dr. Spies' recommendation, Dan Esler's request, and a letter from Tom Rothe of the Alaska Department of Fish and Game. Rothe's letter is useful because it discusses ADF&G's management of harlequins, about which some questions were raised at a previous Trustee Council meeting.

I will be on leave from July 31 through August 7. If you have questions or concerns, please let me or Stan Senner know by close of business on Friday, August 4. I am concurrently sending this notice to members of the Public Advisory Group, which will meet in Anchorage on July 27-28. If I receive any significant negative comment on this recommendation from the PAG, I will inform you immediately after the PAG meeting.

Enclosures: Memorandum to the PAG, 07/20/95
Mr. Dan Esler's request, 04/10/95
Dr. Spies' recommendation, 07/18/95
Mr. Tom Rothe's letter, 07/14/95

mm/s/raw

Trustee Agencies

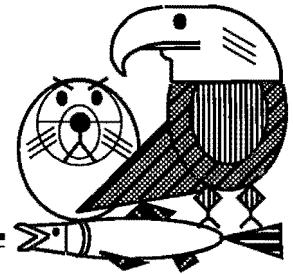
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office


645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Public Advisory Group

From: Molly McCammon,
Executive Director 

Date: July 20, 1995

Subj: Proposed Collection of Harlequin Ducks for Project No. 95025

The Trustee Council's Chief Scientist, Dr. Robert Spies, has recommended that I deny a request by Dan Esler, one of the principal investigators on the Nearshore Vertebrate Predator project (95025), to collect 25 Harlequin Ducks in eastern Prince William Sound. However, Dr. Spies has instead recommended approval of the collection of 25 harlequins at an alternative location, such as Kodiak Island, outside of Prince William Sound. I concur with both recommendations, and in accordance with the Trustee Council's draft Collections Review Policy, the purpose of this memo is to notify you of my recommendation prior to giving final authorization for the proposed collection.

I have enclosed copies of Dr. Spies' recommendation, Dan Esler's request, and a related memorandum from Tom Rothe of the Alaska Department of Fish and Game. If you have any questions or comments, please raise them at the Public Advisory Group meeting on July 27-28.

Enclosures: Mr. Dan Esler's request, 04/10/95
Dr. Spies' recommendation, 07/18/95
Mr. Tom Rothe's letter, 07/14/95

mm/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior



United States Department of the Interior

NATIONAL BIOLOGICAL SERVICE

Alaska Science Center
1011 E. Tudor Road
Anchorage, Alaska 99503-6199

April 10, 1995

RECEIVED
APR 11 1995

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

In reply refer to:

To: Molly McCammon, Executive Director, EVOS
From: Leslie Holland-Bartels, Nearshore Vertebrate Predator Project 95025
Subject: 95025 Proposed FY95 Collections

Attached please find responses to the seven questions outlined in your memo of April 4, 1995. As discussed at the Trustees' meeting on March 31, the only take to occur within 95025 for FY95 will be for Harlequin ducks. I have asked Dan Essler, PI for that portion of NVP, to provide details and justification and he should be contacted directly for technical issues. However, if I can assist in this process, please let me know.

**FY95 PROPOSED COLLECTION OF HARLEQUIN DUCKS AS PART OF PROJECT
95025 - NEARSHORE VERTEBRATE PREDATORS**

What will be learned from the collections?

Proposed collections are necessary to derive a condition index for molting harlequin ducks. A condition index is simply a statistical model that predicts the amount of fat and protein of an individual, using measures of body weight, body measurements, and, in this case, total body electrical conductivity (TOBEC).

Collection of a sample of birds is necessary to create a condition index. Collected birds are processed in the laboratory to precisely determine their fat and protein; condition indices are created statistically by relating known fat and protein levels to body weight, morphology, and TOBEC for the collected sample.

The condition index can then be applied to all captured birds, predicting body condition (fat and protein) nonlethally.

Estimating body condition for molting harlequin ducks will be extremely useful for determining health and recovery of harlequin ducks in Prince William Sound. Body condition through molt will be compared between oiled and unoled sites. Also, effects of body condition on survival will be tested. In other waterfowl studies, body condition has been shown to be a good indicator of population health and to influence survival, breeding effort, clutch size, and nesting dates.

In past studies, body weight has been shown to be a poor predictor of body condition. Use of a condition index using morphology greatly improves estimates and adding TOBEC has resulted in excellent estimates.

What population level effects will these collections have?

The most recent winter bird survey estimated 18,619 harlequin ducks in Prince William Sound; the proposed collection total of 25 represents 0.13%. This should not affect harlequin duck populations.

Collections are proposed to be conducted in eastern Prince William Sound, to avoid taking birds from the western Sound where populations were thought to be damaged. If necessary, collections could occur outside the Sound, although logistic costs would increase. There is no evidence of injury to harlequin ducks in eastern Prince William Sound.

Are there any other ways to get this information?

No condition indices exist for harlequin ducks. There is no other way to accurately and nonlethally determine body composition. Using body weights would be a very poor substitute, as body weight does not accurately reflect body composition.

How useful will the condition index be in the future?

Once derived, condition indices will be extremely valuable for the length of this project. Accurate estimates of harlequin duck body composition will allow comparisons across oiling treatments as a measure of population health. Body condition effects on overwinter survival of females will help clarify factors constraining recovery.

Any other projects on harlequin ducks also can benefit from the condition indices derived in this study. For example, proposed harlequin duck studies of Goatcher et al. can use condition indices to compare body composition within and among their study units.

How will collections be conducted?

Proposed collections will be conducted during molting drives from 15 August - 15 September 1995. Collected birds will be treated exactly as other birds captured during molting drives, i.e., they will be weighed, measured, and passed through the TOBEC machine. They will then be sacrificed, quickly and humanely, by injection of euthanasia solution, frozen, and ultimately sent to a lab for body composition analysis.

Can these be taken as part of a sport or subsistence harvest?

Unfortunately, the harlequin ducks can not be collected as part of a harvest. The TOBEC machine is very sensitive to temperature, thus, the birds need to be alive when they are measured to insure that the resulting condition index applies to live birds. Also, fluid loss (bleeding) could influence results. Finally, the entire carcass is necessary for the lab work, i.e., they would not be available as food after collections.

What is the status of State and Federal permits?

The permit process has been initiated through submission to U.S. Fish and Wildlife Service, Law Enforcement. Once the federal permit is obtained, the application will be

forwarded to the state. Permit decisions will be made long before proposed collections will begin.

What will be effects on the project if collections are denied?

Understanding body composition of molting harlequin ducks and body condition effects on survival are two pieces of the larger picture that we hope to address to gain insight into the health of the nearshore system. We will still be able to address the larger question without collections, but our perspective will be that much narrower.

A P P L I E D

marine

S C I E N C E S

MEMORANDUM

July 18, 1995

TO: Molly McCammon
Executive Director

FR: Robert Spies
Chief Scientist

RE: Proposed Collection of Harlequin Ducks for Project No. 95025

On April 10, Dr. Leslie Holland-Bartels, the National Biological Service's project leader for the Nearshore Vertebrate Predator Project, forwarded to you a request from Dan Esler, the principal investigator for the Harlequin Duck component of 95025, to collect 25 harlequins in eastern Prince William Sound. A copy of Esler's request is attached. Esler proposes to collect the 25 harlequins in eastern Prince William Sound (PWS) between August 15 and September 15, 1995 for the purpose of developing a "condition index," which includes a statistical model for predicting the amount of body fat and protein in individual ducks. Fat and protein levels are good indicators of the health of a bird. By collecting a series of specimens and precisely determining their fat and protein levels in relation to body weight, measurements, and total body electrical conductivity (TOBEC), Esler can build a statistical model that will enable him to estimate or predict the condition of captured harlequin ducks in the future without sacrificing more birds.

My recommendation is that the original request to collect 25 Harlequin Ducks in eastern PWS be denied, but that you approve the collection of harlequins at an alternative location, such as Kodiak Island, outside of PWS, provided that the collections at that site are approved by the relevant federal and state authorities (e.g., Kodiak or Alaska Maritime national wildlife refuges).

My analysis follows with reference to the draft policy on collections in your memorandum to the Trustee Council dated March 30, 1995:

1. How many individuals are proposed to be collected and the approximate times and locations? How do these numbers compare with the total population in the general collecting area?

The request is to take 25 Harlequin Ducks (*Histrionicus histrionicus*) in eastern Prince William Sound during the period August 15-September 15, 1995. There are some data on numbers of harlequins in Prince William Sound and other parts of the oil spill region. The most recent EVOS-funded boat survey of marine bird populations in Prince William Sound (Agler et al. 1994) resulted in population estimates of 18,600 in March and 8,300 in July of



1993. The idea is to collect the harlequins during their post-breeding molt, which occurs during a time when the number of harlequins in PWS is increasing as migrant and wintering birds move into the area.

Surveys outside of PWS are not comparable to those conducted within PWS, but estimates range as high as 4,369 in a May 1994 survey on shorelines adjacent to the Shelikof Straits within Kodiak National Wildlife Refuge (Zwiefelhofer 1994 in Detailed Project Description for Project No. 96161). Overall numbers in the oil spill region appear to be on the order of at least a few 10s of thousands of Harlequin Ducks.

2. How is the general health of the population? Is the population increasing, decreasing or holding steady in the proposed sampling area? Is reproduction and young survival normal?

The Harlequin Duck is considered to be a non recovering species injured by the oil spill (Restoration Plan 1994). Although the last boat surveys in PWS (March and July 1994) do not show statistically significant population trends in comparison to earlier surveys (Agler et al. 1994), EVOS-funded studies in PWS by the Alaska Department of Fish and Game continue to show what are believed to be low numbers of breeding birds, minimal reproductive activity in the western part of PWS, and an apparent decline in post-breeding molting birds (Patten 1994 [draft final report on Bird Study No. 11]). Since pre-spill baseline data are poor, it is difficult to draw firm conclusions about the status of the Harlequin Duck in PWS. However, there are enough indications of continuing injury to be concerned about further losses of harlequins in PWS. Indeed, the Alaska Department of Fish and Game continues to delay opening of the sport harvest of harlequins in PWS and to reduce bag limits to protect the breeding and post-breeding molting population. There is no comparable trend information for harlequins outside PWS.

3. Is the proposed take likely to affect any population trends?

Taking 25 Harlequin Ducks out of a regional population in the 10s of thousands will not affect any population trends, regardless of whether the birds are taken within or outside of PWS. Harlequin Ducks in eastern PWS, however, may be the source for the ducks needed for recovery of the harlequins breeding in western PWS. In view of this possibility, plus the facts that the Trustee Council considers the harlequin to be a non recovering species and the Alaska Department of Fish and Game continues to restrict sport harvest of harlequins within PWS, a conservative approach is indicated. This is the basis for my opinion that it would be inappropriate to collect harlequin specimens within PWS at this time.

4. Is the proposed method of take humane? Are there any effective, alternative means to obtain the data?

The harlequins to be collected will be captured live during "drives" of molting birds. All of these birds will be weighed, measured, and passed through the TOBEC machine (a harmless procedure). The sacrificed birds will be killed quickly by lethal injection. There are no alternative methods to obtain the necessary data, which requires analysis of the entire carcass to precisely determine fat and protein levels. A question was raised by one of the Trustee Council members about whether the needed specimens could be obtained with the cooperation of sport hunters. This approach will not work because the birds must be alive when they are run through the TOBEC machine.

5. What will be lost if there is no take allowed? and,
6. What can we realistically hope to learn that will justify this collection?

Once the condition index based on the sample of harlequin specimens is developed, no further collections will be needed to obtain information on the condition of harlequins in the spill zone. Without calibrating the TOBEC machine in the way proposed, there will be no reliable way to assess the condition of Harlequin Ducks. Being able to assess their condition is fundamental to monitoring and achieving recovery for this species and is also a key factor in more broadly assessing the health of the nearshore ecosystem.

7. Have federal and/or state permits been secured? If not, why not?

The principal investigator has obtained both federal and state collecting permits.

8. Will the entire carcass be used for scientific purposes?

This question was added to your draft collecting policy at the request of the Public Advisory Group. In this case the answer is that the entire carcass will indeed be used in the laboratory analysis of body composition.

In summary, my recommendation is that the request to collect 25 Harlequin Ducks be approved contingent on identification of an alternative location outside of PWS, such as on Kodiak or Afognak islands, provided that the collections at such site are approved by the relevant authorities (e.g., Kodiak or Alaska Maritime national wildlife refuges). Collections at an additional field site will likely result in some additional cost, but from a biological standpoint the data obtained will still enable development of a condition index for Harlequin Ducks.

Please let me know if you or others have any questions.

encl.: (2)

cc: Dan Esler, NBS
Lisa Thomas, NBS
Tom Rothe, ADFG
Stan Senner, EVOS Restoration Office

STATE OF ALASKA

TONY KNOWLES, GOVERNOR

DEPARTMENT OF FISH AND GAME

DIVISION OF WILDLIFE CONSERVATION

333 RASPBERRY ROAD
ANCHORAGE, ALASKA 99518-1599
PHONE (907) 267-2179

RECEIVED
JUL 19 1995

July 14, 1995

Ms. Molly McCammon
Executive Director
Exxon Valdez Restoration Office
645 G Street, Suite 401
Anchorage, Alaska 99501

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

ADVANCE BY FAX

Dear Molly:

This letter is to provide comments on proposed collection of harlequin ducks for EVOS project 95025, and Dr. Spies' preliminary advice. I also want to clarify the basis and direction of our harvest management approach on harlequins for everyone's benefit and to address questions that have come up at the Trustee level.

Harlequin Duck Status--In the review of research and management programs it is important to recognize the seasonal dynamics of harlequin ducks in the oil spill region, and to exercise care in forming "population" assumptions. Very little is known about harlequin duck population structure (genetic or geographic) at local or broad meta-population levels, but for practical purposes we may view them as three seasonal composites: (1) during May-June harlequin numbers are lowest in PWS, composed of the local breeders and subadults and non-breeders that may not be affiliated with them, all remaining in PWS to molt; (2) from late June through July, male harlequins and some non-breeding females from a more extensive area of southcentral Alaska return to PWS to molt; they are joined in August and early September by post-breeding females with young of the year; and (3) during October-April PWS hosts a larger aggregation of wintering harlequins, probably from southcentral and interior Alaska; migrants from Gulf Coast and southeastern wintering areas may be added in spring.

There is little quantified historical information on harlequin duck abundance in the PWS spill region, but the most recent seasonal estimates are: (1) 4-5,000 breeding season birds from May-June boat surveys; (2) 8-9,000 postbreeding/molt birds from July boat indices; and (3) 18,000 wintering birds from March boat indices (at or above pre-spill estimates). Based on results of EVOS projects since 1989, the primary concerns about harlequin ducks are focused on observed low breeding bird densities, lack of nesting stream activity, and very low brood production in western PWS, all related to the local spring-summer population component. There is also some indication of decline in post-breeding birds during mid-summer in western PWS. Given that eastern PWS harlequins may mix with western birds and would be the most likely source of breeders for western habitats, care is warranted for all PWS harlequins.

Harlequin collection--Dan Rosenberg and I have been in contact with Dan Esler about plans for his project, and we have reviewed his proposed methods and rationale for harlequin duck collection. We conclude, along with Dr. Spies, that the work on harlequin duck body condition is important to understanding energetics and winter survival, the total body electrical conductivity method is a valuable tool that should be used, and that collection of 25 harlequins in early fall will not have a population effect at local or regional levels. This sample would be drawn from a substantial regional aggregation of birds and would not involve critical western PWS breeders.

We concur with the recommendation that initial "calibration" collections be done outside Prince William Sound, not because significant local impact would occur, but because it would be more judicious, given concerns over birds breeding throughout PWS. This task does not require birds from the specific study area and logistic efforts to collect near Kodiak or other areas may not be significantly greater than in remote PWS locations. Also, it is probably understood that collections would be authorized only through area-specific permits issued by USFWS-Law Enforcement and ADFG-Wildlife Conservation; Refuge Special Use Permits may be required for Kodiak if the manager declares an interest.

Harvest Management--Concern over impacts of the oil spill on harlequins in PWS has precipitated examination of both the effects of hunting and potential benefits to restoration from restricting or eliminating hunting. Although our data indicate that hunting is not likely consequential to harlequin ducks in PWS, precautionary restrictions were implemented in 1991 and 1992.

Our evaluation is based on several considerations: (1) historically there have been 10-15,000 harlequin ducks in PWS from October through December; (2) wintering harlequins are an aggregation of birds from an extensive southcentral region and probably beyond; (3) state and federal harvest data indicate that harlequins comprise less than 15% of the 4-5,000 sea ducks harvested annually in the state, and the entire Gulf Coast accounts for less than 10% of the sea duck harvest; harlequin harvest in PWS is likely below 200 birds; and (4) household surveys of communities indicate very low subsistence harvest in PWS, with more use in south Kodiak.

Migratory bird hunting is controlled under federal framework regulations, issued by the Secretary of the Interior through U.S. Fish and Wildlife Service, within which states adopt specific seasons and bag limits. Traditionally, Alaska has been granted long seasons (107 days) and liberal sea duck bag limits (15 daily) in recognition of hunting opportunity foreshortened by early freeze-up and departure of most other birds. This has been particularly valued by hunters in the far north and areas like the Gulf Coast where subsistence harvest is more prevalent in winter. Essentially, weather and bird distribution render much of this opportunity "empty", and low sea duck harvests indicate that most of it is not realized with low levels of hunter participation.

As a result of concern for PWS harlequin ducks, the department reviewed all available data with USFWS and states of the Pacific Flyway Council in 1991. The department chose to adopt more restrictive regulations than allowed under federal frameworks. Emergency regulations set back the opening of harlequin duck hunting in PWS from September 1 to October 1, reducing the risk to resident breeders by waiting for the full influx of wintering birds. In 1992, the Board of Game further restricted harlequin hunting in PWS by removing them from general sea duck limits of 15 per day and allowing only 2 harlequins daily, 6 in possession. These restrictions will remain in place, subject to annual review of PWS harlequin monitoring data and assessment of effects from hunting activity.

I hope this has provided some help in evaluating the issues surrounding harlequin duck collection for project 95025 and future proposals. I also hope I have answered questions about the effects of hunting in relation to harlequins in PWS. I believe the department has been responsive to biological concerns about waterfowl in the spill region. We consider our commitment to harlequin duck monitoring as vital for both evaluating recovery from the oil spill and relating population dynamics to sound harvest management. Please let me know if we can provide further information or advice for your office and the Trustees.

Sincerely,



Thomas C. Rothe
Waterfowl Coordinator

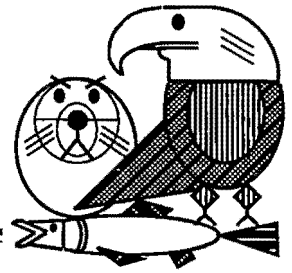
cc: Wayne Regelin, Director, Div. Wildlife Conservation
Joe Sullivan, Program Mgr., Div. Habitat & Restoration
Dr. Robert Spies, Chief Scientist, EVOS Restoration Office
Dan Esler, NBS-Alaska Science Center

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Agency Liaisons

FROM: Traci Cramer
Director of Administration

RE: Interim Budgets for "Deferred" Projects

DATE: July 21, 1995

This memo is to clarify the procedure regarding interim budgets for projects in the "defer" category in the Draft FY 96 Work Plan.

As reflected in the Draft FY 96 Work Plan, funding decisions on several projects will be deferred until after review sessions being scheduled for this fall. Trustee Council action on these deferred projects will take place in December 1995. Due to the many steps in the funding approval process (court request, LB&A approval, etc.), funds approved may not be available until some time in January 1996. Because all FY 95 funds lapse at the end of the fiscal year (September 30, 1995), funding needs for the period October 1, 1995 through January 31, 1996 should be clearly communicated.

For those projects requiring interim funds, please submit a memo requesting interim funding. The memo should clearly explain the activities to be conducted during the period October 1, 1995 through January 31, 1996, contain a written justification of why the activities need to be conducted during the period, and outline the funding request by line item (i.e., amounts for personnel, travel, contractual, etc.). Revised budget forms need not be submitted.

In addition to deferred projects, the Prince William Sound Science Center components of the SEA-Plan (96320) that will be funded through NOAA's BAA process may also require interim funding. Memos requesting interim funding for these projects should be prepared as described above.

Please call me if you have any questions about this memo. Submit your interim budget memos to the Anchorage Restoration Office, Attn: Sandra Schubert by **Wednesday, August 2.**

A list of projects that may need interim funding is attached.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Draft FY 1996 Work Plan
Projects with Likely Need for Interim Funding

Proj #	Title	Lead	Proposer
96009D-BAA	Survey of Octopuses in Intertidal Habitats	NOAA	Scheel/PWSSC
96076	Effects of Oiled Incubation Substrate on Straying and Survival of Wild Pink Salmon	NOAA	NOAA
96131	Chugach Native Region Clam Restoration	ADFG	ChugachRRC
96162	Investigations of Disease Factors Affecting Declines of Pacific Herring Populations in Prince William Sound, AK	ADFG	UW/UCD/SFU
96163	APEX: Apex Predator Ecosystem Experiment in Prince William Sound and the Gulf of Alaska	NOAA	Duffy et al
96166	Herring Natal Habitats	ADFG	ADFG
96191A	Oil-related Embryo Mortalities in PWS	ADFG	ADFG
96191B	Injury to Salmon Eggs and Pre-emergent Fry Incubated in Oiled Gravel (Laboratory Study)	NOAA	NOAA
96259	Restoration of Coghill Lake Sockeye Salmon	ADFG	ADFG
96320	SEA Plan (Science Center Portion only)	ADFG	Cooney et al

7/20/95

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

To: See Distribution Number: _____

From: Sandra Schubert Date: July 21, 1995

Comments: _____ Total Pages: 3

Distribution:

D. GIBBONS

R. THOMPSON

J. SULLIVAN

B. MORRIS

B. WRIGHT

T. CRAMER

C. BERG

Document Sent By: Kari Oiler

2/15/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

**EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL
Restoration Office Tentative Meeting Schedule**

July, 1995

- 26 Restoration Work Force meeting, 9 AM
- 27-28 Public Advisory Group meeting

August, 1995

- 10-11 Restoration Work Force and Executive Director develop final recommendations on FY96 Work Plan
- 25 Trustee Council meeting on FY96 Work Plan

September, 1995

- 19-20 Public Advisory Group field trip to Valdez
- 19-22 AAS Alaska Science Conference
- 22-23 Elders/Youth Conference
- 26-29 Systematic Development of Informed Consent Training
- 29-Oct. 1 Pacific Seabird Restoration Conference, Girdwood

November, 1995

- 9-10 Review session of FY96 pink salmon genetics, stock identification and straying proposals
- 30-Dec. 1 APEX review

December, 1995

- 12* Trustee Council meeting on final projects in FY96 Work Plan--(tentative)

January, 1996

- 16-18 Annual Restoration Workshop
- 19-21* SEA Program review--(tentative)

For more information on any of the above meetings, please contact the Anchorage Restoration Office.

*** Tentative Dates**

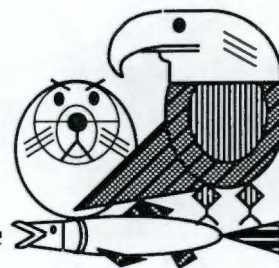
Update: 7/20/95

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

PAV COMPLETE

To: Restoration Work Force

From: Molly McCammon Date: July 20, 1995

Comments: Total Pages: 2

Pls distribute to those listed below.

Thanks

RESTORATION WORK FORCE MEMBERS INCLUDE:

Bartels, Leslie
Attn: Lisa Thomas
Berg, Catherine
Fries, Carol
Fritts, Ellen
Gibbons, Dave
Miraglia, Rita
Morris, Byron

Piper, Ernie
Rice, Bud
BELT, GINA
Spies, Bob
Sullivan, Joe
Thompson, Ray
Wright, Bruce

Document Sent By: Rebecca

3/29/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9742

INCOMPLETE TX/RX

TRANSACTION OK

[09] 19075867589

JUNEAU OFFICE

[10] 19075867555

D. GIBBONS

[13] 19077896608

MORRIS-WRIGHT

[15] 5624871

C. FRIES

[16] 2672450

RITA MIRAGLIA

[17] 2713992

R. THOMPSON

[18] 2672474

J. SULLIVAN

[19] 7863636

L. BARTELS

[20] 7863350

C. BERG

[21] 2572517

B. RICE

[23] 19074655375

D. BRUCE

[24] 2697652

E. PIPER

[30] 19074654759

ELLEN FRITTS

[35] 15103737834

B. SPIES

[38] 2715827

G. BELT

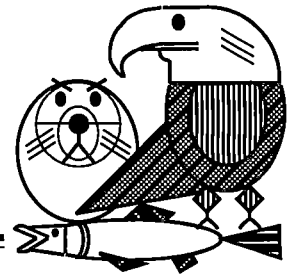
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Public Advisory Group

From: Molly McCammon
Executive Director

Date: July 20, 1995

Subj: 1995 Killer Whale Projects in Prince William Sound

During the Public Advisory Group meeting in June there were concerns raised about Project No. 95012 on Killer Whales in Prince William Sound in the 1995 field season. In response, I provided you information in a memo dated June 19 (copy enclosed), and the purpose of this memo is to now provide an update.

The issue is whether Craig Matkin from the North Gulf Oceanic Society (NGOS) and Marilyn Dahlheim from the National Marine Mammal Laboratory (NMML) will both collect biopsies from live Killer Whales in Prince William Sound this summer.

As of this date, there is no approved Detailed Project Description for the NMML component of Project No. 95012, and the NMML team is not in the field in Prince William Sound. Dr. Spies, however, wrote the National Oceanic and Atmospheric Administration on June 23 and suggested that any biopsies of Killer Whales in 1995 be collected by Craig Matkin of NGOS. The samples would then be shared between the two research teams for purposes of genetics, stable isotope, and other analyses. This approach would reduce the possibility of the same individual whales being sampled more than once and reduce the number of samples to be taken.

This approach is acceptable to Craig Matkin of NGOS, but Dr. Spies has not received word from the NMML investigators. I want to assure you, however, that neither the Chief Scientist nor I will approve duplicative and unnecessary biopsies on Killer Whales in Prince William Sound. I will keep you informed as the summer field season progresses.

Enclosure (1)

cc: Dr. Robert Spies, Chief Scientist
Dr. Byron Morris/Mr. Bruce Wright, NOAA-NMFS

mm/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

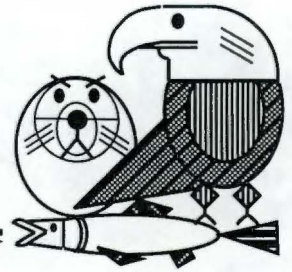
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

To: Bob Spies
Byron Morris
Bruce Wright Number: **FAX COMPLETE**

From: Molly Mc Cammon Date: July 20, 1995

Comments: Total Pages: 2

Please forward to those
listed above. Thanks

Document Sent By: Rebecca

2/15/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9743

INCOMPLETE TX/RX

TRANSACTION OK

[13] 19077896608

MORRIS-WRIGHT

[35] 15103737834

B. SPIES

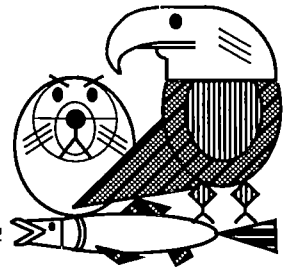
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 20, 1995

Ernie Piper
Restoration Chief
Alaska Department of Environmental Conservation
555 Cordova Street
Anchorage, Alaska 99501

Dear Ernie:

Dr. A. Morrie Craig of Oregon State University submitted a proposal concerning Whale Forestomach Anaerobic Microbes to Detoxify Oil Spills (EVOS Project No. 96103) for consideration as part of the Fiscal Year 1996 Work Plan. My preliminary recommendation is to not fund this project because its focus is on research and development for an oil spill cleanup technique, which, even if successful, would most likely lead to applications with future oil spills, not cleanup of *Exxon Valdez* oil. Thus, support of this project with restoration funds from the civil settlement may not be appropriate.

Alternatively, however, there may be merit in considering this project further for support with criminal settlement funds. Knowing that the Department of Environmental Conservation has available some funds from the criminal settlement for research and development of oil spill response and prevention techniques, I thought it would be appropriate to bring this idea to your attention.

I am sure that Dr. Craig would appreciate your review and consideration.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Molly'.

Molly McCammon
Executive Director

Enclosure

cc: Dr. A. Morrie Craig

mm/ss/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

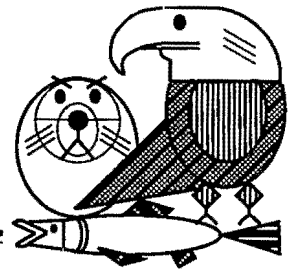
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 20, 1995

A. Morrie Craig
College of Veterinary Medicine
Oregon State University
Magruder Hall 105
Corvallis, Oregon 97331-4802

Dear Dr. Craig:

This letter is to follow up on your recent telephone conversations with me and with Stan Senner, the Trustee Council's Science Coordinator, in regard to Project No. 96103, Whale Forestomach Anaerobic Microbes to Detoxify Oil Spills.

Stan had promised to send you information about the Alaska Science and Technology Foundation. A copy of their current "Grant Information and Forms" is enclosed. I understand that these guidelines are under revision, and I am sure you will want to be in touch with them directly before investing any energy in their application process.

In addition, we had mentioned that some state and federal agencies have available limited funds through the criminal portion of the *Exxon Valdez* Oil Spill settlement. The Alaska Department of Environmental Conservation has some criminal money that is available for research and development related to oil spill response and prevention. As you will note in the enclosed letter, I have forwarded a copy of your proposal to Mr. Ernie Piper, who is that agency's Oil Spill Restoration Chief. Mr. Piper's telephone number is 907-269-7500, and you may want to be in touch with him directly.

I hope this information is helpful as you pursue funding of your research on the use of whale forestomach anaerobic microbes to detoxify oil spills.

Sincerely,

Molly McCammon
Executive Director

Enclosure (2)

cc: Mr. Ernie Piper

mm/s/raw

Trustee Agencies

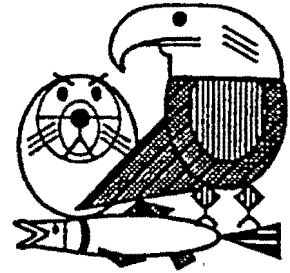
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Nancy Slagle
Director
Division of Budget Review
Office of Management and Budget

FROM: *Molly McCammon*
Molly McCammon
Executive Director

DATE: July 19, 1995

RE: *Exxon Valdez* Oil Spill Projects RPL 10-6-4002

In accordance with Chapter 1, FSSLA 1992, the Department of Natural Resources requests authority to receive and expend \$181,900 from *Exxon Valdez* oil spill settlement trust funds to improve the smolt rearing pond and install permanent net pens at Fleming Spit.

Fleming Spit is located 1.5 miles north of Cordova's city center and is the site of a strong terminal coho sport fishery and a fledgling king salmon fishery. For the past several years, the Prince William Sound Aquaculture Corporation (PWSAC) has transported 200,000 king and coho salmon smolts from the Noerenberg Hatchery to Fleming Spit. The smolts are held in net pens in a pond behind the Spit for the purpose of imprinting the fish to return to the release site.

The funding will be used to improve the terminal fisheries through the following actions:

1. Enlarge and deepen the existing smolt release pond so net pens float at all tide stages, thereby decreasing mortality among young salmon.
2. Construct permanent net pens to replace two mobile net pens.

It is estimated that the proposed improvements to the smolt rearing pond and installation of permanent net pens could improve smolt survival by 10 percent. Please refer to the attached detailed project description for more information.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

The proposed project will be implemented through a contract with the City of Cordova. The city will obtain required permits, comply with the requirements of the National Environmental Policy Act, and construct and maintain the permanent net pens. The proposed contract is estimated at \$170,000. The balance of the funds are intended to pay indirect costs associated with administration and oversight of the project.

Since this is a capital project, authority to receive and expend subject to AS 37.25.020 is requested.

This project does not commit general funds now or in the future and the project is being coordinated with state restitution funds.

attachment

cc: Carol Fries, Department of Natural Resources
Veronica Christman, Department of Natural Resources

Fleming Spit Recreation Area

Project Number: 95080
Restoration Category: General Restoration
Proposed By: The Cordova Sporting Club
Lead Agency: Alaska Department of Natural Resources
Cost FY 95: \$181,900
Cost FY 96: \$0
Total Cost: \$181,900
Duration: 1 year
Geographic Area: Prince William Sound
Injured Resource/Service: Recreation (sport fishing), subsistence

INTRODUCTION

Fleming Spit, located 1.5 miles north of Cordova's city center, is the site of a strong terminal coho sport fishery and a fledgling king salmon fishery. For the past several years, the Prince William Sound Aquaculture Corporation (PWSAC) has transported 200,000 king and coho salmon smolts from the Noerenberg Hatchery to Fleming Spit. The smolts are held in net pens in a pond behind the Spit for the purpose of imprinting the fish to return to the release site.

After the spill, residents of Cordova increasingly turned to the terminal fisheries at Fleming Spit to replace sport fishing opportunities lost or reduced because of the spill. This project will improve the terminal fisheries through the following actions:

1. Enlarge and deepen the existing smolt release pond (\$150,000) so net pens float at all tide stages, thereby decreasing mortality among young salmon.
2. Construct permanent net pens (\$20,000) to replace two mobile net pens.

The City of Cordova supports these proposed improvements and has indicated its intention to maintain them (Cordova City Council Resolution 5-95-35).

Community Contributions. The City of Cordova and The Cordova Sporting Club have already constructed off-street parking at Fleming Spit and removed derelict barges from adjacent

DRAFT

7/17/95

Fleming Spit Recreation Area

Project Number: 95080

tidelands (joint project with the U.S. Coast Guard). In addition, the City will survey the 15-a parcel to the extent necessary for acquisition. These community contributions are valued at \$60,000.

State Restitution Funds. The State has agreed to participate in this project by constructing recreation facilities at Fleming Spit. Facilities for which State restitution funds may be used include fish-cleaning stations, public restrooms, a fishing boardwalk and additional improvements to the parking area (e.g., signs and curbs).

NEED FOR THE PROJECT

The primary purpose of the project is to replace and enhance sport, subsistence, and personal use fishing opportunities reduced or lost because of the spill. The project will help reduce fishing pressure on wild coho and sockeye salmon stocks in Prince William Sound and the Copper River Delta by providing an accessible alternative. In addition, the project will enhance the terminal fishery at Fleming Spit, which was injured by clean-up workers during the spill response.

In the years following the spill, fishing pressure on wild coho and sockeye salmon stocks in Prince William Sound and the Copper River Delta has increased in part because these areas were publicized by the spill and cleanup. Many of the streams on the west side of the Copper River may be further impacted by logging in the Cordova area. According to Andy Hoffman, Division of Sport Fish, ADFG (personal communication, 1/3/95):

The oil spill publicized the Sound, thereby increasing pressure on wild runs. This particularly affected coho salmon.

According to George Covell, Chairman, Copper River/Prince William Sound Fish & Game Advisory Committee, in a letter dated February 2, 1995:

(I)ntensively utilized terminal fisheries such as the Spit allow managers to direct fishing pressure away from the small, fragile wild-stock systems of Prince William Sound and the Copper River Delta. This is an important consideration as we adapt to the rapid increase in visitation and the associated increases in sportfishing pressure which followed the oil spill.

Because of increased sportfishing pressure, ADFG reduced bag limits in Prince William Sound and Copper River Delta in 1995. The bag limit for coho and sockeye salmon has been reduced from six per day to three per day.

From 1989 through 1991, the terminal fishery at Fleming Spit received excessive fishing pressure from cleanup workers. Fishing pressure from cleanup workers reduced the availability

DRAFT

7/17/95

2

*Not yet approved
Will be replaced 7/19/95*

Fleming Spit Recreation Area

Project Number: 95080

of coho salmon for subsistence and personal use as well as for other sport fishermen. (At the time, only coho salmon were being reared at Fleming Spit.) At the Trustee Council meeting in Cordova on June 2, 1995, the following testimony was given by Ed Zeine, a Cordova resident:

During the oil spill, we had a lot of people in our community, a lot of them, going out to the oil spill to work and they were coming back in off the oil spill after they either quit work for one reason or another and there were transients in our community, and you wouldn't believe how many people can live down in Fleming Spit. There were a lot of them down there. And ...they fished the stock that was down there at the time. It was silver fry --- that's all we had. And so it has been impacted tremendously by the oil spill.

PWSAC estimates that deepening the smolt rearing pond and installing permanent net pens could improve smolt survival by 10 percent. A reasonable estimate of marine survival is five to 10 percent. If PWSAC continues to release 200,000 salmon smolts annually at Fleming Spit, the proposed improvements could produce an additional 1,000 to 2,000 adult salmon each year. PWSAC has committed to continuing to stock the terminal fisheries at Fleming Spit. However, the precise number of smolts that will be released each year will be made by the PWSAC board of directors after considering many fish culture issues, such as measures to control disease.

Enlarging and deepening the smolt release pond. Because the existing smolt release pond at Fleming Spit is shallow, net pens tend to ground on the bottom of the pond. Ideal net pen fish culture requires that wastes pass through the bottom panel of the net pen and be subject to significant flushing action to remove those wastes from the area entirely. Net pens in which wastes accumulate result in lower dissolved oxygen levels, higher bacterial concentrations, and higher nitrites and ammonia concentrations in the water. Ammonia bonds with hemoglobin to make methemoglobin, which reduces the ability of the blood to bind with oxygen. All of these factors increase stress on the fish, making them more susceptible to many diseases and resulting in higher smolt mortality.

After the smolt are released from the pen, they move out into the pond for further natural rearing and feeding. Many areas of the pond are very shallow and go dry or are isolated at low tides. Smolts can be trapped and die from this exposure and they are certainly more susceptible to bird predation. Great blue herons and seagulls are the major bird predators at Fleming Spit. Great blue herons are wading birds that currently have access to almost all parts of this shallow pond. Similarly, sea gulls are shallow diving birds that also have a higher predation success rate currently than they will have after the pond has been deepened.

If the smolt release pond were dredged to a depth of 6 to 8 feet, sufficient tidal flushing would occur to remove wastes and optimize water quality. In addition, fully extended net pens with sufficient waste flushing provide the maximum rearing area available to fish within them. This minimizes the density of fish within the net pen making fish-to-fish distances greater and decreasing the likelihood of fish-to-fish transmission of pathogens. Deepening the pond will, for

DRAFT

7/17/95

Fleming Spit Recreation Area

Project Number: 95080

the most part, put the smolts out of reach of predators like herons and sea gulls. All of these factors taken together will improve survival of the smolts within the pond and ensure better quality of smolts leaving the pond upon their release.

Constructing permanent net pens. The terminal fisheries now operate with two mobile net pens temporarily on loan from the PWSAC. Continuation of the terminal fisheries requires replacement of the mobile net pens with permanent net pens for three reasons:

1. Transporting and installing the mobile net pens each year is costly both in terms of barge time and man hours.
2. PWSAC must return the mobile net pens to the Noerenberg Hatchery for use at other hatcheries and remote release sites.
3. Children and adults tend to fish from the pontoons of the mobile net pens. This practice is unsafe. The mobile net pens were designed to accommodate hatchery workers accustomed to feeding the fish, but are not intended as general public walkways for fishing.

The permanent net pens would be secured to the shore by two concrete support bases. The extension arms would be secure and require no additional anchoring system. Appropriately sized walkways would be added to the pen floats to provide better walking and fishing surfaces. (The addition of walkways or boardwalks would be supported by state restitution funds.) All the pen floats could be modular, which would allow them to be reconfigured from the required pen configuration to actual docks for fishing after the smolts are released in June.

PROJECT DESIGN**A. Objectives**

1. Replace and enhance lost or reduced sport, subsistence, and personal use fishing opportunities by improving terminal fisheries at Fleming Spit.
2. Reduce fishing pressure on wild stocks in the Copper River Delta and Eyak River.

B. Methods

All of the following steps will be the responsibility of the City of Cordova.

1. Before undertaking fisheries improvements, secure the following commitments and authorizations:
 - a. A long-term agreement with PWSAC to obtain smolt for the terminal fisheries.
 - b. Authorization from the Department of Natural Resources to use the tidelands

DRAFT

7/17/95

Fleming Spit Recreation Area

Project Number: 95080

- occupied by the smolt release pond.
- c. A long-term community commitment to operate the fisheries. In Resolution 5-95-35, the Cordova City Council indicated its intention to enter into such an agreement.
2. Enlarge and deepen the smolt release pond.
 - a. Design the dredge and fill project to minimize salmon mortality.
 - b. Obtain a Sec. 404 permit from the Corps of Engineers and other permits as needed.
 - c. Through a competitive procurement process, enter into a contract with a qualified contractor to dredge and fill the smolt release pond.
 3. Construct permanent net pens.
 - a. Through a competitive procurement process, acquire net pens.
 - b. Install net pens in the smolt rearing pond.

C. Schedule

1. Enter into operating agreements June - Nov 1995
2. Deepen smolt release ponds
 - a. Obtain Sec. 404 permit June - Nov 1995
 - b. Issue RFP Dec 1995
 - c. Dredge and fill Feb - Mar 1996
3. Construct permanent net pens
 - a. Issue RFP Dec 1996
 - b. Receive net pens Apr 1996
 - c. Install net pens May 1996

D. Technical Support

None.

E. Location

Fleming Spit is located within the city limits of Cordova, 1.5 miles northwest of the city center. It is on Orca Inlet between the State ferry dock to the south and the Eyak Village Corporation's log transfer facility to the north.

DRAFT

7/17/95

Fleming Spit Recreation Area

Project Number: 95080

PROJECT IMPLEMENTATION

The proposed project will be implemented through a contract with the City of Cordova. The city will obtain required permits, comply with the requirements of the National Environmental Policy Act (NEPA), and construct and maintain the permanent net pens.

COORDINATION OF INTEGRATED RESEARCH EFFORT

Not applicable.

FY 95 BUDGET (\$K)

Personnel	0.0
Travel	0.0
Contractual	170.0*
Commodities	0.0
Equipment	0.0
Subtotal	170.0
Gen. Admin.	11.9
Total	181.9

* Proposed as a contract with the City of Cordova for the following activities:

Enlarge and deepen smolt release ponds	150.0
Construct permanent net pens	20.0

DRAFT

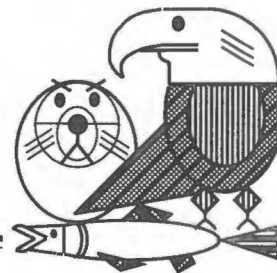
7/17/95

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Cathy @ G. Frampton's Office
Renee @ P. Janik's Office
Linda @ S. Pennoyer's Office
Carla @ F. Rue's Office
Sante @ M. Brown's Office
Vicki @ C. Tillery's Office
Wanda @ D. Williams' Office

From: Rebecca Williams *RAN*
Exxon Valdez Restoration Office

Date: July 19, 1995

Subj: Upcoming Trustee Council Meeting

The Trustee Council (TC) meeting scheduled for August 25 in Anchorage, to discuss the FY96 Work Plan, is still on the calendar. Mr. Frampton is unable to attend that meeting, (Deborah will be his alternate) and is interested in holding another TC meeting in early September to discuss Habitat Protection. The dates suggested for this new meeting are Friday, September 8 (preferred date) in Anchorage, or Monday, September 11 in Anchorage or Juneau. Molly anticipates this new meeting would start about 10:00 a.m. and adjourn around 4:00 p.m.

If you could please check your TC members calendar and indicate below which date and location is best, then fax this back to me, I'd appreciate it. If any of you have any questions, please don't hesitate to contact me (265-9326 desk or 278-8012).

Friday, September 8 _____

Monday, September 11 _____

Anchorage _____

Anchorage _____ or Juneau _____

Trustee Agencies

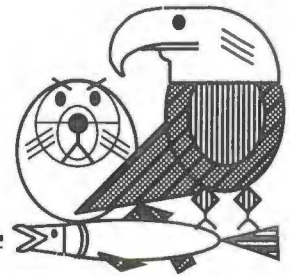
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

To: Cathy @ G. Frampton's Office
Renee @ P. Janik's Office
Linda @ S. Pennoyer's Office
Carla @ F. Rue's Office
→ Sante @ M. Brown's Office
Vicki @ C. Tillery's Office
Wanda @ D. Williams' Office

From: Rebecca Williams
Exxon Valdez Restoration Office

Date: July 19, 1995
2:15 p.m.

Total Pages: 2

Comments:

Please distribute this fax to those listed above. Thank you.

Document Sent By: Rebecca

4/27/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9719

INCOMPLETE TX/RX

TRANSACTION OK

[09] 19075867589

JUNEAU OFFICE

[25] 19075867840

P. JANIK

[26] 19074652075

B. BOTELHO

[27] 12022084684

G. FRAMPTON

[28] 19075867249

S. PENNOYER

[29] 19074652332

F. RUE

[31] 19074655070

G. BURDEN

[36] 2787022

ALEX-CRAIG

[37] 2714102

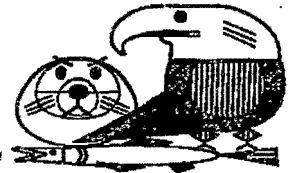
D. WILLIAMS

ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451
Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Cathy @ G. Frampton's Office
Renee @ P. Janik's Office
Linda @ S. Pennoyer's Office
Carla @ F. Rue's Office
Sante @ M. Brown's Office
Vicki @ C. Tillery's Office
Wanda @ D. Williams' Office

From: Rebecca Williams *RW*
Exxon Valdez Restoration Office

Date: July 18, 1995

Subj: Upcoming Trustee Council Meeting

The Trustee Council (TC) meeting scheduled for August 25 in Anchorage, to discuss the FYS8 Work Plan, is still on the calendar. Mr. Frampton is unable to attend that meeting, (Deborah will be his alternate) and is interested in holding another TC meeting in early September to discuss Habitat Protection. The dates suggested for this new meeting are Friday, September 8 (preferred date) in Anchorage, or Monday, September 11 in Anchorage or Juneau. Molly anticipates this new meeting would start about 10:00 a.m. and adjourn around 4:00 p.m.

If you could please check your TC members calendar and indicate below which date and location is best, then fax this back to me, I'd appreciate it. If any of you have any questions, please don't hesitate to contact me (265-9326 desk or 278-8012).

Friday, September 8 _____

Anchorage _____

Monday, September 11 _____

Anchorage _____ or Juneau _____

Trustee Agencies
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

TRANSMISSION REPORT

THIS DOCUMENT (REDUCED SAMPLE ABOVE)
WAS SENT

**** COUNT ****

1

*** SEND ***

NO	REMOTE STATION I. D.	START TIME	DURATION	#PAGES	COMMENT
1	F	7-19-95 2:43PM	0'40"	1	ERROR CORRECT MODE

TOTAL 0:00'40" 1

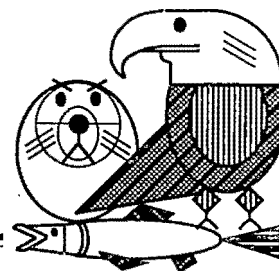
XEROX TELECOPIER 7021

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 17, 1995

Ronald S. Jackson
2227 East 56th Avenue #4
Anchorage, AK 99507

Dear Mr. Jackson:

Thank you for your resume of July 14, stating your interest in participating in the Trustee Council process.

At this time we have no positions available, but will keep your resume on file. Should we find a need for additional staff we will reassess your resume and materials. In the meantime, thank you again for your interest in the work the Trustee Council is doing and good luck to you.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon". The signature is fluid and stylized, with the first and last names being more prominent.

Molly McCammon
Executive Director

mm/raw

Trustee Agencies

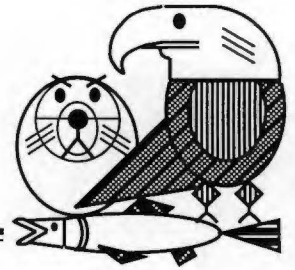
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



Pls deliver to Maria Lisowski Tnx

FAX COVER SHEET

To: Negotiators

Date: Monday, July 17, 1995

From: Molly McCammon

Pages: 1

DISTRIBUTION

Juneau Office	907-586-7238	John Harmening, FS	907-586-7843
Glenn Elison, FWS	786-3640	Maria Lisowski, OGC	907-586-7251
Carol Fries, DNR	562-4871	Dennis Lattery, DNR	762-2406
Dave Gibbons, FS	907-586-7555	Judy Robinson, DNR	762-2406
Chuck Gilbert, NPS	257-2448	Barry Roth, DOI	202-208-3877
Rich Goossens, FS	907-586-7843	Alex Swiderski, DOL	278-7022

Has been re-scheduled from Wednesday, July 19 to
Next Negotiator's Meeting: Thursday, July 20... same time: 10-12

Comments: Please call Rebecca if this change
conflicts with your schedule. Thank you

Please call Rebecca at 907-278-8012 to confirm your attendance.

Document Sent By: Rebecca

6/14/95

FAX COMPLETE

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

*** ACTIVITY REPORT ***

TRANSMISSION OK

TX/RX NO. 9666

CONNECTION TEL

19075868780

CONNECTION ID

START TIME

07/18 08:36

USAGE TIME

00'44

PAGES

1

RESULT

OK

M. LISOWSKI

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9659

INCOMPLETE TX/RX [43] 19075867251

M.LISOWSKI

TRANSACTION OK [09] 19075867589

JUNEAU OFFICE

[10] 19075867555

D.GIBBONS

[15] 5624871

C.FRIES

[33] 19075867843

J.HARMENING

[36] 2787022

ALEX-CRAIG

[42] 7863640

G.ELISON

[44] 7622406

LATTERY/ROBINSON

[45] 12022083877

B.ROTH

ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Molly, Eric, Sandra, Veronica, and Bob L.

FR: Stan *Stan*

DATE: July 17, 1995

RE: Tentative Schedule for Review Dates

Some of these dates are more soft than others. Please take special note of the Annual Science Review (16-18 January 1996), but I welcome comments and suggestions regarding any of these review topics and dates. Bob S. and Andy are now checking with peer reviewers to determine their availability, and as soon as they are finished, we can send a tentative schedule to the Restoration Work Force. We should have something by the work force meeting on the 26th, possibly sooner.

- | | |
|--|----------------------------|
| ■ Fate and Persistence of Oil (96160 & others) | (last week of
Sep - ??) |
| ■ Harlequin ducks (96025 [part], 161, and 427) | (?? Oct) |
| ■ Coghill Lake (96259)/Sockeye Salmon-? (96255, 258, 259) | (8 Nov) |
| ■ Pink salmon genetics, straying, and stock identification
(96076, 093A, 093B, 093C, 190, 191A, 191B & 196) | (9-10 Nov) |
| ■ Pacific herring (96162, 164, 166) | (16-17 Nov) |
| ■ Seabird/Forage Fish (96163, 021 & 031) | (30 Nov-1 Dec) |
| ■ Annual Science Review (FY 1996) | (16-18 Jan 1996) |
| ■ SEA Program (96320) | (19-21 January) |
| ■ Nearshore Vertebrate Predator | (late Jan or Feb) |

There were a few topics listed in my memo of 7 July that require review of some type, but probably not full-scale meetings with peer reviewers. These include:

- Octopus/subsistence (96009D-BAA)
- Clam restoration (96131)
- Community archaeological repositories (96154 & others)

Sockeye salmon may be in this category as well. Bob will decide after the '95 runs are in.

cc: Bob Spies/Andy Gunther

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

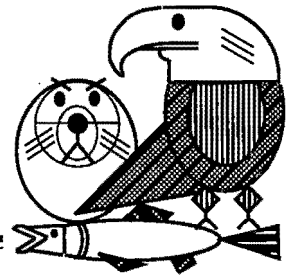
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Trustee Council Members

FROM: Molly McCommon
Executive Director

DATE: July 17, 1995

RE: Appointment of Public Advisory Group alternate members

Several members of the Public Advisory Group have identified the following individuals as their recommended designated alternate:

<u>Interest Represented</u>	<u>Nominating PAG Member</u>	<u>Alternate Nominee</u>
Aquaculture	Karl Becker	
Commercial Fishing	Thea Thomas	
Commercial Tourism	Nancy Lethcoe	William Copeland
Conservation	Chip Dennerlein	
Environmental	Pamela Brodie	Caryl Boehnert
Forest Products	Kimberly Benton	Geoffrey McNaughton
Local Government	Dave Cobb	David Dengel
Native Landowners	Charles Totemoff	Gail Evanoff
Public-at-Large	James King	Sharon Gagnon
	Christopher Beck	Mary McBurney
	Vern McCorkle	
	Martha Vlasoff	
	Gordon Zerbetz	
Recreation Users	James Diehl	
Science/Academic	John French	
Sport Hunting & Fishing	Rupert Andrews	R. Russell Redick
Subsistence	Brenda Schwantes	Maaik R. Myers

Enclosed for your review is each nominee's resume and conflict of interest statement. Please note below your approval of each proposed nominee for appointment by the Secretary of the Interior and fax this back to me as soon as possible.

Upon your approval, these recommendations will be given to Douglas Mutter, Designated Federal Officer, who will then forward the appropriate materials to the Secretary of the Department of the Interior for appointment. If you have any questions, please don't hesitate to contact me.

Approve the above for appointment as alternates to the PAG.

Date

Trustee Agencies

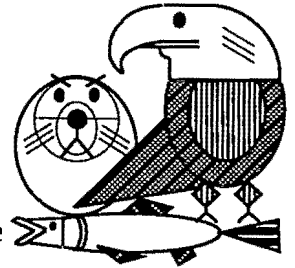
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 14, 1995

Kris S. Anderson
POB 892
Cordova, Alaska 99574

Dear Mr. Anderson,

Thank you for your recent letter regarding the proposed Fleming Spit restoration project, a proposal sponsored by the Cordova Sporting Club and the City of Cordova.

On June 1, 1995, the Trustee Council met in Cordova and heard numerous individuals express their support for the Fleming Spit project. Nearly all of the testimony received so far on this proposal has been in support of the project. I sincerely regret that you were not able to attend the public comment period to express your views directly to the entire Trustee Council.

The project actually has three distinct parts: 1) the fishery improvements; 2) proposed recreational enhancements; and 3) purchase of the land.

Fishery improvements: At the June 1 meeting, the Trustee Council took action to conditionally authorize \$170,000 to upgrade the existing net pens/smolt stocking area and for dredging to help improve the quality of the salmon smolt rearing and imprinting prior to release. These proposed fishery improvements are presently undergoing final legal review by the United States Department of Justice.

Recreational enhancements: Also at the June meeting, testimony was provided by Ron Crenshaw, on behalf of the State Division of Parks and Outdoor Recreation, that Governor Knowles has asked them to work with the project sponsors to develop certain recreational facilities associated with the Fleming Spit fishery, such as restrooms and construction of a boardwalk to provide safe access to fishing for a wide range of people, including children, the elderly, and the disabled. These facilities would be funded separately, not by the Trustee Council.

Purchase of land: The Trustee Council also discussed the possibility of purchasing the 5.4 acre parcel surrounding the stocking pond. As the owner of this land, Sealaska Corporation has chosen to offer this parcel of land for sale through the


Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Trustee Council's Small Parcel Program. At this point, no final decision has yet been made regarding the purchase of the Sealaska parcel. The Trustee Council did, however, formally recognize that the Fleming Spit parcel has significant restoration potential and directed that further work be conducted to develop the land purchase proposal. A final decision on whether to go forward with actual acquisition is expected in late August or early September.

I appreciate you taking the time to share your concerns about the Fleming Spit project and I hope that this letter responds to your questions. Please also know that a copy of your letter will be provided to each of the Trustee Council members prior to their next meeting. In the meantime, if you have further questions or would like additional information regarding the Fleming Spit proposal, please contact Veronica Christman at the Restoration Office (1-800-478-7745).

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon".

Molly McCammon
Executive Director

cc: Veronica Christman
Ron Crenshaw

RECEIVED

JUL 10 1995

7-6-95

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

To: Ms. Molly McCommon

Exxon Valdez Oil Spill Trustees Council

My name is Kris S. Anderson. I work in construction and commercial fish. I have been a continuous resident of Alaska since 1982, Cordova since 1990 and have lived at the Shelter Cove / Fleming Spit area for the past 4 years. I am also a registered voter.

I would like to voice my opposing concern if the City of Cordova is awarded their grant application to buy the land surrounding Shelter Cove and express my opinion of all the good Shelter Cove has done for people in the past and present.

A good number of Cordova residents have lived at the Cove when they first came to town or at some time, since it is an inexpensive place to live, which is a big help to people starting out in a new town. There are about a dozen people that live at the Cove year around. Most of us have lease agreements with the land owner: ex-judge now Anchorage attorney Richard B. Collins,

local fisherman Kurt Sauer Sr. and the Sea Alaska Corporation. Also quite a few people camp out at the Cove every summer. It is much nicer than the one city camper park which is built on the old city landfill right next to the present day landfill, which does not look or smell the nicest. There is a community sauna at the Cove which a lot of people from town and the Cove use and enjoy on a regular basis which I believe would be torn down if the City is given the grant monies.

My number one concern is that myself, my neighbors and the people who camp out will be evicted from our homes if the City is awarded their grant application.

The reason I believe people will be evicted is because that is what the City tried to do the fall of '94 to the people who live on Sea Alaska Corporations property. They put eviction notices on peoples cabins and tents which prompted those people to contact the Sea Alaska Corporation and work out a lease agreement with them.

Personally I do not see how the City would make the Cove a better place than it already is. The sport fisherman catch

their fish, The campers have a nice place to camp and the people who like living at The Cove have a home. I believe the only thing the City sees when it looks ~~at~~ at The Cove are Tourism dollar signs. I see my time spent at The Cove as a gift and I am truly grateful. I hope other people are given the same opportunity as me in the future. Please leave Shelter Cove the way it is. Thank you for your time and consideration.

Respectfully,

Kris S. Anderson

P.S. I would appreciate any information you could send me on the status of this particular grant application and confirmation that you received my letter. Thanks

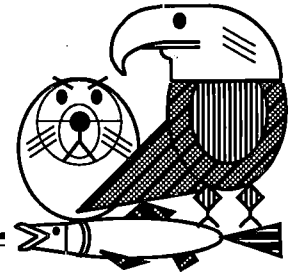
KRIS S. ANDERSON
P.O. BOX 892
CORDOVA, AK. 99574

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Bob Spies
Andy Gunther
Applied Marine Sciences

FROM: Molly McCammon
Executive Director

DATE: July 14, 1995

RE: Scientific Support Tasks for July 1, 1995 - September 30, 1995

I concur with the attached list of scientific support tasks with the following additions and revisions:

1. Participation by the Chief Scientist at the July 27-28 PAG meeting and at the September 22-23 Elders-Youth Conference.
2. Have Science Coordinator attend Newsletter Editorial Board on your behalf.
3. Under Adaptive Management, work with Science Coordinator to begin development of revised recovery objectives and monitoring/research plans.
4. Provide a status report on the expenditures to date for this contract and an estimate of this last quarter's expenditures.

Pursuant to our contract, I would also like to note that I have once again been very pleased with the services provided by the Chief Scientist and Assistant in the past quarter. These have been a difficult three months, with coordinating the peer review of all the FY1996 proposals and developing the draft work plan, as well as facilitating the recommended changes. Your efforts have been invaluable.

cc: Stan Senner
Carol Fries

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

July 12, 1995

TO: Molly McCammon
FROM: Andy Gunther *AG*
CC: Carol Fries
RE: Scientific Support Tasks for
July 1, 1995 - Sept 30, 1995

Pursuant to our contract with the Department of Natural Resources (and Carol's memo to you of July 10), it is time to prepare a set of tasks for the final quarter of FY95. I offer the following list of tasks for you to consider in preparation of your request for scientific support services. I would recommend that you review this list with Stan Senner to determine how his activities might be best coordinated with the tasks assigned to the Chief Scientist.

Adaptive Management

1. Plan review sessions for SEA, APEX, and other research programs.
2. Plan annual meeting.

Plans and Projects

1. Continue review of 1996 Detailed Project Descriptions.
2. Continue review of 1993-94 final reports.
3. Meet with Executive Director & RWF to finalize FY96 Work Plan.
4. Attend August 1995 Trustee Council meeting.

Special Projects

1. SAAMS Board of Directors
2. Information Management

Miscellaneous

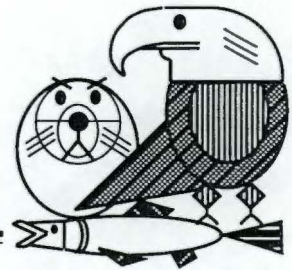
1. Assisting the Scientific Coordinator
2. Newsletter editorial board
3. Unanticipated communications and projects

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

To: Bob Spies & Andy Gunther Number: _____

From: Molly McCammon Date: July 14, 1995

Comments: _____ Total Pages: 3

Pls forward to Bob & copy for
Andy. Thanks

CC: Stan Senner } from EVOS ofc ✓
Carol Fries }

Document Sent By: Rebecca

9/9/94

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

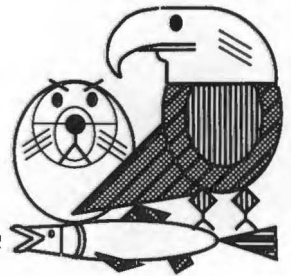
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Carol Fries
FROM: Eric F. Myers *[Signature]*
DATE: 7/14/95
SUBJ: KEN 29/Tulin Parcel

The purpose of this memo is to ask for your assistance in following up on an inquiry and concern expressed regarding a particular small parcel in the Homer area — KEN 29/Tulin Parcel — sponsored by ADNR.

Mr. Charles Davis, a resident of the Homer area contacted the Restoration office with a concern that there are significant problems with the Tulin property including his observations that:

- the current road access to the property “is a disaster” and that any road would “just wash into the creek” (Mr. Davis feels that the existing road is “ruining the creek”);
- timber has been “high-graded” from the parcel; and
- there is a “brush-beetle” (spruce bark beetle) problem on the property.

In particular, Mr. Davis inquired as to who was responsible for putting this parcel “on the list.” As the agency parcel sponsor, I would appreciate your help in obtaining a clearer understanding of these concerns so that I can prepare a response to Mr. Davis for Molly’s signature.

Your assistance would be greatly appreciated. Please give me a call when you surface from the GIS workshop. Thanks.

cc: Veronica Christman

Trustee Agencies

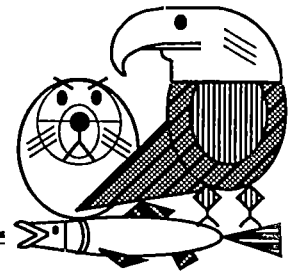
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 13, 1995

Tom Watson
Wavetamer Kayaking
POB 228
Kodiak, Alaska 99615

Dear Mr. Watson:

Governor Knowles has asked me to respond to your letter of May 5, 1995, regarding the *Exxon Valdez* Oil Spill Trustee Council's intention to purchase Kodiak Island Borough land on Shuyak Island. Both the state and federal Trustees share your appreciation for the valuable resources on Shuyak Island. You are correct that a resolution to purchase this land subject to a fair market value appraisal was adopted by the Council last December.

Since that time, an appraisal to determine the value of these lands has been underway. We are hopeful that an agreement on value may be reached between the Council and the Borough in the near future.

Thank you for your continuing concern and support of the Trustee Council's actions. If there are any other questions about these negotiations, please don't hesitate to contact me at (907) 278-8012.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon".

Molly McCammon
Executive Director

cc: Craig Tillery, Assistant Attorney General-ADOL
Mary McDowell, Special Staff Assistant-Governor's Office

mm/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Wavetamer Kayaking
KAYAK KODIAK TOURS - KAYAK KATMAJ ADVENTURES
FEATHERCRAFT FOLDING KAYAKS - NECKY KAYAKS - ACCESSORIES
POB 228, Kodiak, Alaska 99615 - PH & FAX: 907-486-2604

Molly McCammon - EVOS -
or
Craig T. Henry Dept of Law
77 1/2 1/2

cc: Molly

SO

May 5, 1995

The Honorable Tony Knowles, Governor
State of Alaska
POB 110001
Juneau, AK 99811-0001

MAY - 5 1995

GOVERNOR'S OFFICE

Dear Governor Knowles,

I understand the EVOS Trustee Council passed a resolution to purchase the Kodiak Island Borough's property on Shuyak Island - that area adjacent to Shuyak State Park. Unfortunately, I have also learned that there are some delays or hesitations on the State's part to complete this acquisition.

cc: Molly
McCammon
EVOS Trustee
Council

Many Alaskans beyond Kodiak are familiar with the resource riches of Shuyak Island. Clearly, as a kayaker, I am well aware of its reputation as one of the nicer kayaking areas in the state. In addition, hunters and fishermen (particularly silver salmon enthusiasts) know of its richness in those resources. It's a wonderful marine/coastal park that would be greatly enhanced through this acquisition. An opportunity to preserve and protect invaluable wildlife habitat is also possible through this requisition.

The Kodiak Island Borough Assembly has enacted an ordinance to establish a facility fund in which the proceeds from the sale of this land are to be deposited. Those funds are earmarked for an addition to the Fishery Industrial Technology Center (FITC). The benefits to the state from such an addition will be lasting.

Thank you for taking time to consider my letter and please help complete this acquisition for the benefit of all Alaskans.

Sincerely,

Tom Watson

Tom Watson, Owner
WAVETAMER KAYAKING

P.S. Perhaps if all this comes together you'd like to inspect this park via a kayak! Let me know. Have a great summer.

JUL-12-95 WED 12:26

DEC COMMISSIONER OFF

FAX NO. 9074855070

P. 03/06

bcc: Marilyn Heiman, Special Staff Assistant/Governor's Office

Rebecca

please reference on the bcc to Marilyn -- CTS #95173002

OFFICE OF THE GOVERNOR
STATE OF ALASKA

June 22, 1995

ROUTE TO:
DEPARTMENT OF ENVIRONMENTAL CONSERVATION
ATTN: CTS SECRETARY

Name Code: WATST1 Title: Mr.

First: Tom

MI:

Last: Watson

Credential:

Salutation:

Company: Wavetamber Kayaking

Jobtitle:

Address: P.O. Box 228

City: Kodiak

State: AK Zip: 99615

Foreign:

Comment	Tp	DP	Stf	Issue Code	Due	Resp.	CTS #
uyak Island	RD	18	JB	1828	07/11/95	/ /	95173002

To: Molly McCammon - EVOS
Exxon Oil Spill Office

DRAFT CTS #95173002

Tom Watson
Wavetamer Kayaking
PO Box 228
Kodiak AK 99615

Have Molly sign this letter w/charges

Dear Mr. Watson:

Thank you for your letter of May 5, 1995, regarding the *Exxon Valdez* Oil Spill Trustee Council's intention to purchase Kodiak Island Borough land on Shuyak Island →

It is my understanding that both the state and federal Trustees share your appreciation for the valuable resources on Shuyak Island. ~~And~~ you are correct that a resolution to purchase this land subject to a fair market value appraisal was adopted by the Council last December.

Since that time, an appraisal to determine the value of these lands has been underway. I am told that it is hoped that an agreement on value ^{may} be reached between the Council and the Borough in the near future.

Thank you for your continuing concern and support of the Trustee Council's actions. If there are any other questions about this negotiations, please contact the Council's Executive Director, Molly McCammon at (907) 278-8012.

Sincerely,

these

DRAFT

Tony Knowles
Governor

cc: Craig Tillery, Assistant Attorney General/DOL-ANC
Mary McDowell, Special Staff Assistant/Governor's Office



STATE OF ALASKA**DEPARTMENT OF ENVIRONMENTAL CONSERVATION****COMMISSIONER'S OFFICE**

Gene Burden, Commissioner

Michele Brown, Deputy Commissioner

410 Willoughby Avenue, Suite 105

Juneau, Alaska 99801-1795

Phone: 907-465-5065 / Facsimile: 907-465-5070

FACSIMILE TRANSMITTALDATE: 7/12/95

TIME: _____

SENDING TO:

NAME: Rebecca or Molly

FACSIMILE #:

276-7178

SENT BY:

SantéNUMBER OF PAGES (INCLUDING THIS COVER SHEET): 6

MESSAGE: The first two pages is the letter w/the changes already made and the following are what Marilyn Heiman sent me. Call if you have any questions.

XX Fax transmission only: Hard Copy Sent: by regular mail by overnight mail/courier

Tom Watson
Wavetamer Kayaking
PO Box 228
Kodiak AK 99615

Dear Mr. Watson:

Thank you for your letter of May 5, 1995, regarding the *Exxon Valdez* Oil Spill Trustee Council's intention to purchase Kodiak Island Borough land on Shuyak Island. Both the state and federal Trustees share your appreciation for the valuable resources on Shuyak Island. You are correct that a resolution to purchase this land subject to a fair market value appraisal was adopted by the Council last December.

Since that time, an appraisal to determine the value of these lands has been underway. I am told that an agreement on value may be reached between the Council and the Borough in the near future.

Thank you for your continuing concern and support of the Trustee Council's actions. If there are any other questions about this negotiations, please contact the Council's Executive Director, Molly McCammon at (907) 278-8012.

Sincerely,

Tony Knowles
Governor

"this negotiation"
or

"these negotiations"

} I just noticed
this - may have
been my mistake
when re-typing.
"Sante"

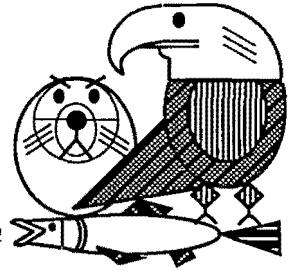
cc: Craig Tillery, Assistant Attorney General/DOL-ANC
Mary McDowell, Special Staff Assistant/Governor's Office

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Public Advisory Group
Information/Communication Working Group

FROM: Molly McCammon
Executive Director

DATE: July 12, 1995

RE: Review materials and meeting date

The Information/Communication Work Group will convene a working session on July 19, at 1:30 p.m., in the conference room on the 4th floor at the Anchorage Restoration Office. Those who are unable to attend in person may be connected by teleconference. Please let Cherri Womac know by Monday, July 17, if you will need this feature.

Enclosed are some materials for your review prior to the July 19 teleconference.

- Draft EVOS TC Communications Plan
- Copy of Detailed Project Description for 95089
- Copy of Detailed Project Description for 95052

If you are unable to attend, yet have comments, please send them to this office or contact Eric Myers or me at 907/278-8012 or 1-800-478-7745.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Draft EVOS TC Communications Plan

- **The Goal:**

An informed public

- with the information needed to come to conclusions about the status of resources injured by the spill, and
- with the knowledge and understanding necessary to aid the restoration of injured resources and services by providing the Trustee Council with feedback on restoration activities.

- **Objectives:**

The primary audiences for EVOS information are resource managers, scientists and the general public, including educators and the media. The overall objective is to inform the primary audiences about the restoration program in a timely manner in comprehensible, useful forms so that they are able to understand and form opinions regarding the merit of activities and proposals.

General public

Trustee Council staff will:

- Provide advance notice of public meetings, availability of documents, comment periods, and other aspects of the restoration program so that members of the public are able to participate and provide feedback to the Trustee Council.
- Provide opportunities for public comment at public meetings of the Trustee Council and the Public Advisory Group.
- Prepare and distribute widely documents and informational materials such as the Annual Status Report, newsletters, and draft documents for public review.
- Encourage members of the public to participate in relevant workshops, conferences and technical sessions.
- Invite the general public to submit restoration ideas and projects as part of development of the annual work plan.
- Work cooperatively with journalists to assure that accurate information is made available for dissemination via print and electronic media.

- Respond promptly to queries and requests for information from the public, educators and journalists.

Resource Managers

Trustee Council staff will:

- Work cooperatively with the Restoration Work Force to keep resource managers informed of restoration activities.
- Encourage relevant resource managers and scientists to participate in conferences, workshops and technical sessions to facilitate information exchange, integration of project activities and cooperation among researchers.
- Distribute and/or provide notice of availability of technical reports and other documents relevant and useful to resource managers.
- Invite resource manager review of draft work plans and other documents out for public comment.
- Invite resource managers to submit restoration ideas and projects as part of development of the annual work plan.
- Respond promptly to queries and requests for information from the resource managers.

Scientists

Trustee Council staff will:

- Encourage participation of interested scientists in conferences, workshops and technical sessions to facilitate information exchange, integration of project activities and cooperation among researchers.
- Distribute and/or provide notice of availability of technical reports and other documents relevant and useful to scientists.
- Invite scientific review of draft work plans and other documents out for public comment.
- Invite scientists to submit restoration ideas and projects as part of development of the annual work plan.
- Respond promptly to queries and requests for information from scientists.

Current Communication Activities

The subject matter to be communicated currently includes information about:

- The *Exxon Valdez* oil spill and its effects in general;
- the progress of recovery of injured resources and services in the spill-affected areas;
- restoration, research and monitoring, and habitat protection actions completed or initiated under the mandate of the civil settlement to restore injured resources and services;
- information gained about injured resources and services in the spill affected area as a result of restoration activities;
- opportunities to provide comments on components of the restoration program; and
- Trustee Council actions.

Opportunities for information exchange with the audience members are currently centered in three main areas:

- Trustee Council Restoration Office, which includes the Public Information Office,
- Oil Spill Public Information Center, and
- Database of Project Information/Geographic Information System (in development).

Primary Audience
Secondary Audience



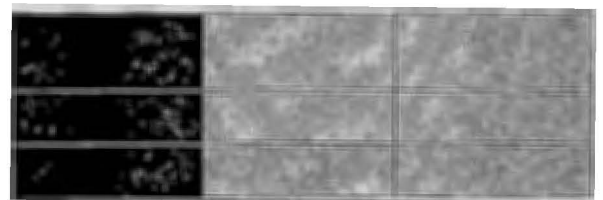
<i>Current EVOS TC Communication Products or Actions</i>	<i>General Public</i>	<i>Scientists</i>	<i>Resource Managers</i>
---	------------------------------	--------------------------	---------------------------------

- **Public Meetings**

Trustee Council meetings (including public testimony)

PAG meetings (including public testimony)

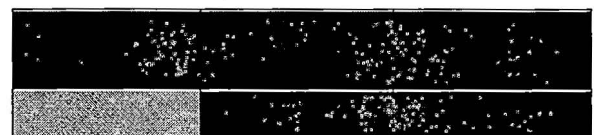
Community meetings



- **Conferences, Workshops and Technical Sessions**

Exxon Valdez Oil Spill Symposium (February 1993)

Annual Restoration Workshop



Peer Review Workshops & Review Memos

Sockeye

Herring

Genetics

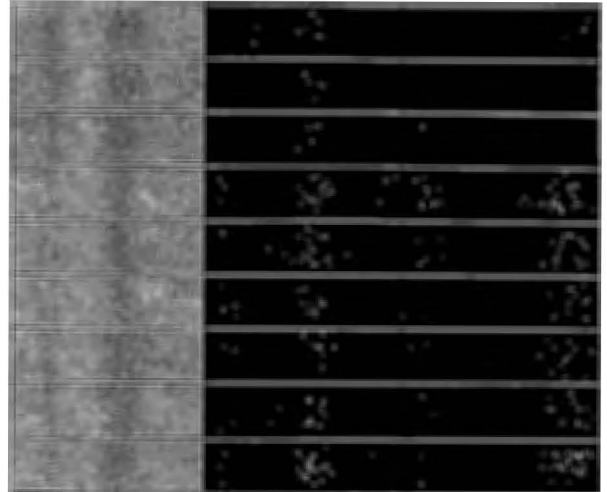
SEA Program

APEX

Hydroacoustics

Geographic Information System¹

Other workshops



- Reports and Publications**

Restoration Plan

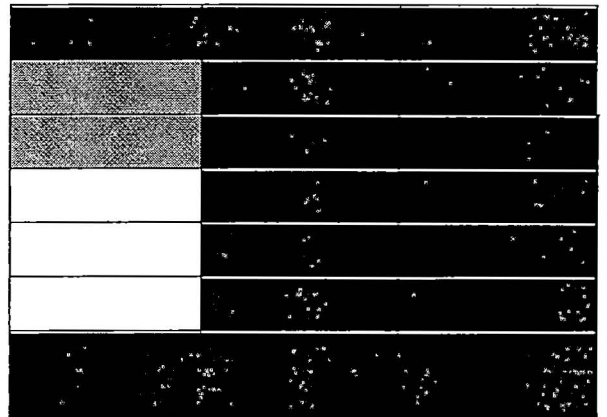
Project Reports

Final/Annual Project Reports

Detailed Project Descriptions

Detailed Budgets

Quarterly Project Status Report

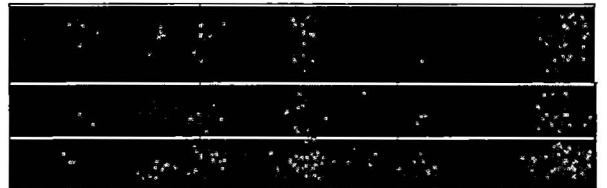
Database of Project Information (In development)¹

Work Plan Documents

Invitation/Restoration FY96 and Beyond
("raspberry book")

Draft Work Plan

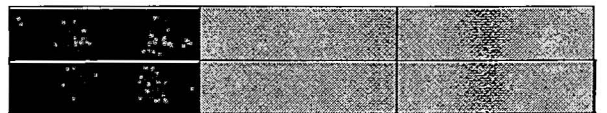
Final Work Plan



Habitat Program Reports

Large Parcel Habitat Report Vol. I and II

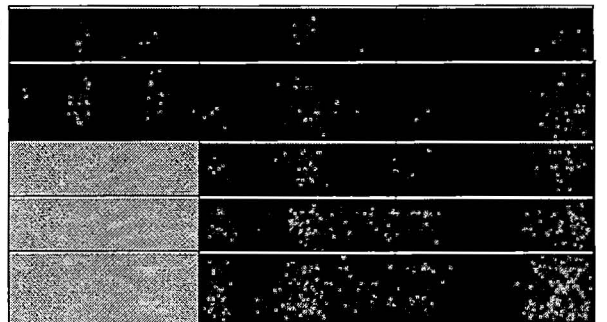
Small Parcel Habitat Report Vol. III



Other Reports and Publications

Science for the Restoration Process (April 1994)*Five Years Later: What Have We Learned?*
(March 1994)*Marine Mammals and the ExxonValdez* (1994)

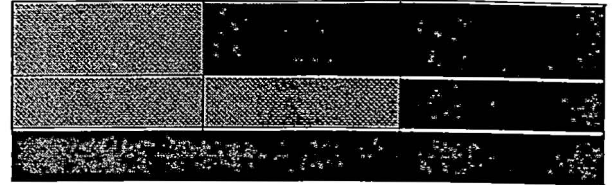
Scientific Journal Publications

Exxon Valdez Oil Spill Symposium Abstract Book (February 1993)

*Exxon Valdez Oil Spill Symposium
Proceedings* (Publication expected in 1995)

Financial Reports

Annual Status Reports



- **Public Information and Community Involvement**

- Public Information Office**

- Restoration Update* newsletter (bi-monthly)

- Press contacts

- Press Releases and Public Service Announcements

- Preparation of Annual Status Report

- Response to general inquiries

- Oil Spill Public Information Center(OSPIC)**

- Specialized EVOS library collection

- Repository/distribution of final project reports

- Maintains Trustee Council administrative record

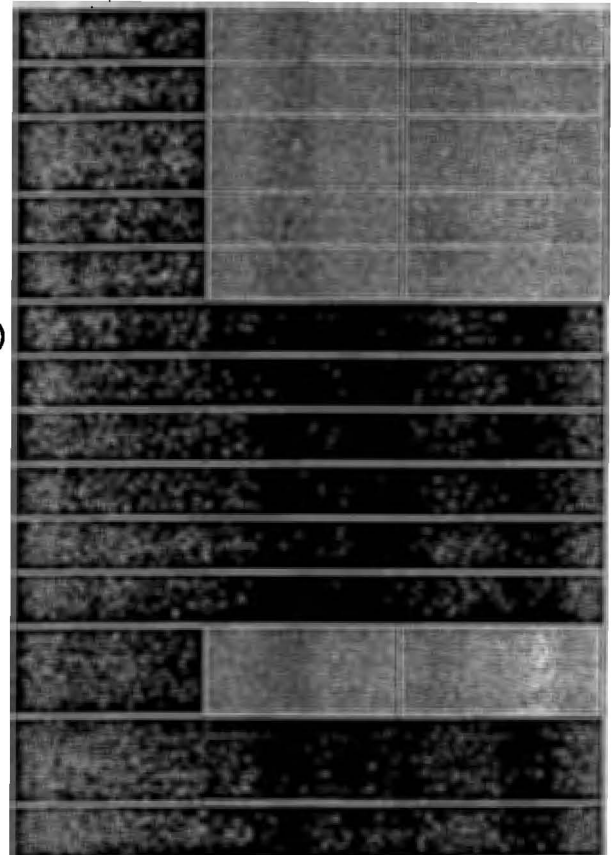
- Interlibrary loan requests

- Response to general inquiries

- Annual Oil Spill Region Community Meetings**

- Community Involvement/Traditional Knowledge Project²**

- Miscellaneous Correspondence**



¹ Part of the FY 95 Information Management System Project (95089)

² FY 95 Project 95052

Community Interaction/Traditional Knowledge

REVISED 10/24/94

Project Number: 95052

Restoration Category: General Restoration (new)

Proposed By: Molly McCammon, Director of Operations
Exxon Valdez Oil Spill Trustee Council

Lead Trustee Agency: ADFG

Cooperating Agency: ADNR

Cost FY 95: \$152,000

Cost FY 96: \$152,000

Total Cost: Unknown

Duration: Multiple years

Geographic Area: Oil spill area

Injured Resource/Service: Multiple resources

INTRODUCTION

The *Exxon Valdez* oil spill caused severe disruption of the lives of many people living in the spill impact area. The spill also caused residents of the area to be concerned about the safety of their wild food sources, and the integrity of the surrounding natural environment. While scientific studies aimed at restoring the resources and services damaged by the oil spill have occurred throughout the spill area, most of the researchers work for agencies or institutions based in Anchorage, Fairbanks, or outside Alaska. Residents have complained of a lack of involvement by spill area communities in the restoration efforts, and incomplete communication to spill area inhabitants of study proposals and results. At the same time, researchers have recognized that local residents have traditional knowledge that could help them answer questions they have not been able to answer through conventional scientific means. People living in the spill area have detailed knowledge about the condition of resources, which can significantly add to data collected as part of scientific studies, and possibly even enhance the success of restoration efforts. Local people have expressed a desire to be involved in all aspects

of restoration projects, and a willingness to work with researchers. This project intends to increase the involvement of spill area communities in the restoration efforts of the Trustee

Council, and to improve the communication of findings and results of restoration efforts to spill area inhabitants. ✓

NEED FOR THE PROJECT

At present, there is no formal program in place to effectively facilitate communication between the Trustee Council, researchers working on oil spill restoration projects, and residents of communities impacted by the oil spill. This project will initiate a program to encourage and facilitate such communication. The goal is to make optimal use of the complementary nature of scientific data and traditional knowledge.

PROJECT DESIGN

A. Objective

The objective of the project will be to increase the involvement of spill area communities in the restoration efforts of the Trustee Council, and to improve the communication of findings and results of restoration efforts to spill area inhabitants.

B. Methods

The project will be coordinated by the Trustee Council's Director of Operations, and implemented by the Alaska Department of Fish and Game's Division of Subsistence. Subsistence Division representatives will work closely with other Trustee Council agencies, scientists, and community members in implementing the project. In particular, the Alaska Department of Natural Resources will assist with the assembly of materials dealing with cultural resources, and will participate in community meetings, evaluation of the success of the pilot portion of the project, and writing of the final report.

The objective will be achieved using the following methods:

1. Publishing a newsletter in conjunction with the Trustee Council newsletter. Currently, the Subsistence Division publishes a quarterly newsletter which focuses primarily on food safety issues and is sent to all subsistence users in the spill area (funding for this newsletter will cease with the close-out of Project 95279). The Trustee Council also publishes a newsletter approximately six times a year to update interested members of the public about actions and plans of the Trustee Council. The newsletter proposed under this project will be a collaboration of these two efforts. The focus of the newsletter will include discussion of ongoing research and restoration efforts, and study findings and results.

2. Identifying those projects funded by the Trustee Council for which a community outreach component would be appropriate, and working with the principal investigators of those projects to design and implement community outreach components. The goal of community outreach will be to develop an informal partnership between the people of the oil spill region and scientific researchers. Outreach will include communication of traditional knowledge and local interests, as well as communication of research proposals and study results. Community meetings, as well as informal networking facilitated by the Subsistence Division (i.e., telephone calls, letters, household visits), will take place.
3. In each of three pilot communities (Tatitlek, Chenega Bay, and Port Graham), contracting with a local person to facilitate the community outreach described in (2) above. The local facilitators will serve as liaisons between the community and researchers, and between the community and Trustee Council/Agency staff. In addition, the local facilitators will arrange local support and equipment for researchers working in their communities.

C. Schedule

November 1994	Hire local facilitators in pilot communities
Nov/Dec 1994	Develop contract guidelines, evaluate bids, award contract for design/moderation of elders/youth conference (Project 95138)
December 1994	Complete identification of projects in need of a public outreach component; being working with PIs to design and implement
January 1995	Informational newsletter issued
March 1995	Informational newsletter issued
April 1995	Have outreach components in place in time for start of field season
June 1995	Informational newsletter issued
September 1995	Informational newsletter issued

D. Technical Support

None required.

E. Location

This project will be conducted throughout the spill area. The communities proposed for the pilot component of the project are Tatitlek, Chenega Bay, and Port Graham.

PROJECT IMPLEMENTATION

The project will be coordinated by the Trustee Council's Director of Operations, and implemented by the Alaska Department of Fish and Game's Division of Subsistence. Subsistence Division representatives will work closely with other Trustee Council agencies, scientists, and community members in implementing the project.

COORDINATION OF INTEGRATED RESEARCH EFFORT

The project will provide for greater involvement of inhabitants of the oil spill area in the restoration and research effort of the Trustee Council.

FY 95 BUDGET (\$K)

Personnel	51.7
Travel	14.0
Contractual	72.0
Commodities	0.5
Equipment	0.0
Subtotal	138.2
Gen. Admin.	13.8
Total	152.0

DOC # 950617069

95089
RECEIVED
JUN 17 1994

EXXON VALDEZ OIL SPIL
TRUSTEE COUNCIL

**INFORMATION MANAGEMENT
SYNTHESIS AND DISSEMINATION**

Project Title: Information Management: Synthesis and
Dissemination

Project Leader: Carol Fries

Lead Agency: AK Department of Natural Resources

Cost of Project: FY95, \$235.8

Project Startup: Start, November 1, 1994,
Completion, December 1995

Project Duration: 3 years, for implementation of all phases

Geographic Area: Entire Oil Spill Area

Introduction:

This project proposes to develop an information management system containing distinct, but interrelated components, designed to make information relevant to the *Exxon Valdez* oil spill readily available for use by managers, scientists, and the public. This information will support restoration planning, management and policy making, scientific research and coordination, and public information. A central access point will be available at the Oil Spill Public Information Center, with the potential for the establishment of additional access points as needs or interests are identified. In addition, this project plans and implements an appropriate update and distribution program for EVOS information in digital format for both the general public and cooperating agencies, managers, and scientists.

Need for the Project:

Following the grounding of the T/V *Exxon Valdez*, many scientific studies were conducted as part of the Natural Resources Damage Assessment (NRDA) process. In addition, as agencies responded to the impact of the oil spill and prepared for litigation, additional information was gathered to document the extent of oiling, provide background information for policy and decision making, and assist in the development of a legal case. Following the settlement with Exxon, the Trustee Council has funded numerous restoration studies which have generated additional information. At present, there is no single point at which synthesized information can be easily accessed. It is unclear what information has been collected, what additional information exists or would be useful, how to acquire it, who maintains it, or how to access it. This project provides an opportunity for the Trustee Council to efficiently synthesize and disseminate this collective pool of information, thereby providing a lasting legacy of oil spill funded work.

Project Design:**1. Objectives:**

- A. Compile, manage, synthesize, and disseminate currently available Exxon Valdez Oil Spill information in a manner which can easily and effectively be utilized and understood.
- B. Provide two distinct but interrelated products, as described below, for initial use and distribution as part of an overall strategy to provide up to date information on the status of restoration and recovery as well as historical knowledge of the Exxon Valdez Oil Spill.
 - 1. *EVOS Information Summary*. An interactive multimedia computer program will be developed to allow the user to explore Exxon Valdez oil spill information. This information will be organized to present a variety of topics in a logical, hierarchical structure. Information would be presented graphically with links to more detailed in depth textual

information. Emphasis will be given to general information about the oil spill, including but not limited to, the natural history of the spill area, oil spill history, including response, oil spill sponsored research, and the status of ongoing restoration efforts. The end point for most users would be a citation for further reference or actual study results, their physical location and availability.

This type of program will employ an easy to use mouse driven graphical user interface and would be ideal for educational settings such as schools, nature centers, visitor centers and home or library use for the general public. The product development approach will provide a great deal of flexibility and provide for expansion as new information becomes available, thus providing a current status report on restoration and recovery to date.

2. *Geographical Database Application.* A wide variety of complex geographic datasets have been compiled and used by the many organizations involved with the response, damage assessment, and restoration stages of the Exxon Valdez oil spill. The electronic information is sophisticated in its structure and detailed in its history, making it difficult to access by non-technical staff. Conventional access has been through the thousands of maps and other reports disseminated by the technical services group and the OSPIC library. A systematic compilation of the data resources, combined with a "point and click" software interface, will permit a broader application of the geographic information which serves as a common base to a wide range of ecosystem management strategies. The existing strengths of institutional ties among the data producers will continue to serve as the backbone to this project which is coordinated through the present repository site at the Alaska Department of Natural Resources, Land Records Information Section (LRIS).

Of great importance to the success of this project is support for database maintenance and annual updates to both products. While the Information Summary Program could be developed as a stand alone product its usefulness would be greatly increased through periodic updates. The Geographical Information System requires annual maintenance and periodic updates to ensure accuracy, timeliness, and usefulness.

It should be noted that the goal of this project involves the dissemination of publishable information (analyzed data) only. It should not be confused with the dissemination and distribution of raw or unverified scientific data.

2. Methods:

Seven fundamental steps will be applied in a coordinated manner to the development of both products.

- A. Establish an Interagency/Multidisciplinary advisory group to assist in the establishment of product objectives, identification of user needs, and testing of product design.
 - B. Initial product design will be undertaken, keeping in mind recommendations of the advisory group, chief scientist, executive director, and OSPIC.
 - C. Solicit input from chief scientist, executive director, restoration staff, principle investigators, and OSPIC to ensure accuracy and completeness of information, utility of design, and program integrity.
 - D. Fully implement product design with continued meetings with advisory group and cooperators to keep project focused and ensure accuracy.
 - E. Provide for demonstration of beta versions of final products to oil spill managers, scientists, and the public. Solicit input from advisory group, chief scientist, Executive Director, restoration staff, and OSPIC.
 - F. Develop documentation for both products, provide for review and publication of documentation.
 - G. Establish a mechanism to facilitate information exchange and provide for the periodic update and dissemination of both products.
- Due to the complex nature of Geographical Information Systems an expanded discussion of the GIS component of this project is included in Appendix A.

3. Schedule:

Establish advisory group to assist with the review of product design, assess user needs, and serve as product reviewers.....November 1994

Develop program design and prototype program for Advisory Group, OSPIC, Chief Scientist, and Executive Director's review.....January 1994

Solicit technical and scientific input from OSPIC, Restoration Staff, and Principle Investigators in areas of expertise.....February 1995

Identify and develop information to be included in program templates. Refine product design and programming March - July 1995

Work with contractors, PIs, advisory group, OSPIC, and restoration staff to QA/QC final productAugust 1995

Release of initial version of products.....October 1995

Peer Review.....November 1995

With cooperation of advisory group, OSPIC, Executive Director, Chief Scientist, and restoration staff, identify information gaps and areas to be targeted for annual updateNovember 1995

Final release of products.....December 1995

4. Technical Support:

Technical support will be needed for digital scanning of slides and photographs. In addition, computer programming support and peer review will be needed in the initial product development and as a final review process to ensure that program development is technically correct and accurate oil spill information is presented.

5. Location:

The project will be conducted in Anchorage, coordinated through The Department of Natural Resources and the Restoration offices with additional work being done with independent consultants. Travel to spill area communities may be required to increase local input and facilitate the exchange of information.

Project Implementation:

The Department of Natural Resources Oil Spill Project Office in cooperation with the Oil Spill Public Information Center (OSPIC) will provide the central focus for the development of this project. DNR, Land Records Information Section (LRIS) is the current repository of Oil Spill GIS data and as such will have an important role in data maintenance, interface implementation, and as the facilitator in coordinating the update and dissemination of GIS information compiled as part of this project. OSPIC will provide a central location for access and distribution of all products.

This project will be implemented in three phases:

Phase One: as outlined in this project description focuses on the development and dissemination of the two programs described above.

Phase Two: to be proposed for funding in FY96, will focus on the integration of the two previously developed products, and cross platform compatibility. Both products will initially be designed with the objectives of Phase Two in mind.

Phase Three: will focus on the establishment of an on-line connection for access to the two original programs.

Coordination of Integrated Research Effort:

Meetings will be held with other information managers, GIS managers, and representatives of various scientific disciplines to ensure that the initial design maintains data integrity, achieves a common goal and addresses identified

needs of principle investigators and managers in order to ensure coordination with the integrated ecosystem based approach to restoration.

This project provides a unique opportunity for all Principle Investigators to effectively disseminate the information gathered through their work, to the general public, restoration staff, and the scientific community. The products generated as a result of this project have the potential to tie all EVOS related research and historical information together into a meaningful picture for the lay person, scientist, and manager alike.

Public Process:

An advisory group will be established to provide the product development team with a broad based understanding of cooperator and user needs and expectations and to assist in product testing. This advisory group will have representatives from state and federal agencies, education, the public, and students.

Personnel Qualifications:

Carol Fries has worked on the Exxon Valdez oil spill since May of 1991. She initially worked with NOAA, Scientific Support Coordinator's office during response, in support of the USCG Federal On Scene Coordinator. Her work there involved database design used to track documents and information pertaining to the Exxon Valdez oil spill. She has coordinated restoration programs for DNR and actively provided technical support to the Habitat Work Group for the past two years. As a result of this experience she has a broad based comprehensive understanding of the Exxon Valdez Oil Spill. She has extensive experience in the computer systems planned for use in this project. In addition, Ms. Fries has experience in writing environmental education grants and was co-author of an environmental education field manual utilized in the public school system in Monroe County, Florida. Her experience as an educator will prove useful in the design and implementation of this project. Ms. Fries has a Masters of Science degree in Environmental Education, from Indiana University, Bloomington, Indiana and has pursued additional coursework in surveying and mapping science, and geographic information systems.

Dorothy Mortenson has twelve years of cartographic and geographic information system experience. She is a senior member of the GIS staff at Alaska Department of Natural Resources, and is responsible for all aspects of GIS services for the Exxon Valdez oil spill mapping and analysis. Ms. Mortenson cooperates with and exchanges information with various state, federal, and private agencies, performs needs analyses, and designs and implements methodologies for maps, reports, spatial modeling, and other data analysis and syntheses. In addition, Ms. Mortenson is responsible for developing and maintaining the means by which the public may easily access final map products and baseline data. Ms. Mortenson has piloted projects to improve data quality,

efficiency, and accessibility. Ms. Mortenson received the "Director's Technical Contribution Award" from the Environmental Protection Agency, 1989 and has a Bachelor of Science degree in Geography emphasis on Cartography and Remote Sensing, Oregon State University, 1986.

Budget Information FY95

Personal Services	132.0
Travel	3.0
Contractual Services	67.3
Commodities	9.0
Equipment	0
Capital Outlay	
Subtotal	211.3
General Administration	24.5
Total	235.8

*** ACTIVITY REPORT ***

TRANSMISSION OK

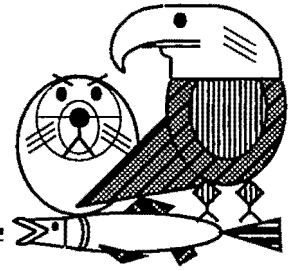
TX/RX NO.	9639	
CONNECTION TEL		5624871
CONNECTION ID	C.FRIES	
START TIME	07/17 08:46	
USAGE TIME	11'13	
PAGES	18	
RESULT	OK	

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 12, 1995

Dr. Tim Lindley
Prince William Sound Aquaculture Corporation
Box 1110
Cordova, Alaska 99574

Dear Dr. Lindley:

By now you should have received a letter from Robert Spies dated today, 12 July, and one from Molly McCammon dated 30 June. I am writing to clarify that the review of pink salmon projects related to genetics, straying, and stock identification mentioned in both letters will take place in the Fall, probably in October. Ms. McCammon's letter refers to a tentative date of 24 July, but this has changed. It turns out that we cannot pull together the right people that quickly. We will let you know as soon as a tentative date is set. Thank you.

Sincerely,

A handwritten signature in cursive script, appearing to read "Stan Senner".

Stanley E. Senner
Science Coordinator

cc: Joe Sullivan, ADFG
Robert Spies, Chief Scientist

ss/kh

Trustee Agencies

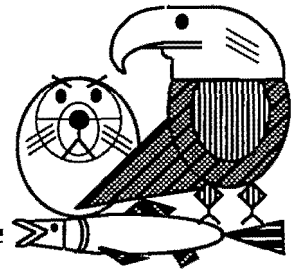
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Joe Sullivan
Resource Program Manager
Division of Habitat and Restoration
Alaska Dept. of Fish and Game

From: Stan Senner *Stan*
Science Coordinator
EVOS Trustee Council

Date: July 12, 1995

Subj: Late Harlequin Reports (B11 and 93033)

In view of our recent discussions and exchanges of e-mail messages, I think we have a mutually acceptable plan for completion of final reports for B11 and 93033.

B11

Tom will take control of addressing the last round of review comments and submit a revised draft by 1 August. If necessary, we can handle reproduction of the multiple copies at the EVOS office.

93033

As outlined by Tom, there are four components to be addressed: 1) Afognak habitat assessment, 2) PWS production survey in 1993, 3) blood and tissue analyses by Mike Fry, and 4) hydrocarbon analyses by Auke Bay Laboratory. The plan is to split these components into two reports: A) the two field surveys (habitat and production), and B) indicators of reproductive physiology.

Tom will produce a draft final report on part A, the survey work, by 1 August. This should integrate the Afognak habitat work and PWS production work under a single cover.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

In regard to the lab components, Bob Spies and I are willing to follow up with Fry to see if we can hold him to the commitment in his letter of 19 June. If he fails to meet that deadline, we recommend that ADFG proceed as you would with other contractors who fail to fulfill their obligations.

If Fry delivers on time, I recommend that the data be integrated with the data from Woods Hole (already forwarded by Bob Spies) and the data already provided by Auke Bay Laboratory to Sam Patten. Unless there is compelling reason, we have agreed to use the west-side data provided by Auke Bay and not request analysis of the east-side data.

We have agreed to September 15 as a tentative deadline for the part B report (physiological indicators), assuming timely and adequate completion of the late analyses from Fry.

Please let me know if any of the above is contrary to your understanding. If this is okay, we have an agreement.

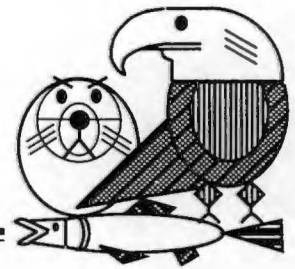
cc: Tom Rothe
Robert Spies
Molly McCammon
Sandra Schubert

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

To: Negotiators

Date:

July 12, 1995

From: Molly McCammon

Pages:

1

DISTRIBUTION

✓ Juneau Office	907-586-7238	✓ John Harmening, FS	907-586-7843
✓ Glenn Elison, FWS	786-3640	✓ Maria Lisowski, OGC	907-586-7251
✓ Carol Fries, DNR	562-4871	✓ Dennis Lattery, DNR	762-2406
✓ Dave Gibbons, FS	907-586-7555	✓ Judy Robinson, DNR	762-2406
Chuck Gilbert, NPS	<u>257-2448</u>	✓ Barry Roth, DOI	202-208-3877
Rich Goossens, FS	<u>907-586-7843</u>	✓ Alex Swiderski, DOL	278-7022

Next Negotiator's Meeting:

Wednesday 7-19-95 10am-12pm

Comments:

For those who have conflicting
schedules: Please call our
office ASAP. Thank you

Please call Rebecca at 907-278-8012 to confirm your attendance.

Document Sent By:

Kari Oile

FAX COMPLETE

6/14/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9546

INCOMPLETE TX/RX

TRANSACTION OK

[09] 19075867589

JUNEAU OFFICE

[10] 19075867555

D.GIBBONS

[15] 5624871

C.FRIES

[33] 19075867843

J.HARMENING

[36] 2787022

ALEX-CRAIG

[42] 7863640

G.ELISON

[43] 19075867251

M.LISOWSKI

[44] 7622406

LATTERY/ROBINSON

[45] 12022083877

B.ROTH

ERROR

*** ACTIVITY REPORT ***

TRANSMISSION OK

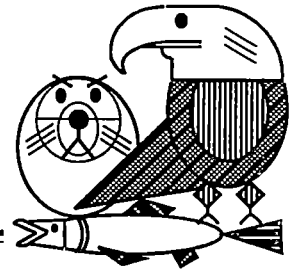
TX/RX NO.	9549	
CONNECTION TEL		2572448
CONNECTION ID		
START TIME	07/12 12:31	
USAGE TIME	00'39	
PAGES	1	
RESULT	OK	

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 11, 1995

Mr. Dan Rosenberg
Alaska Department of Fish and Game
333 Raspberry Road
Anchorage, Alaska 99518

Dear Mr. Rosenberg:

This letter is to inform you of my preliminary decision in regard to funding Project 96427, Harlequin Duck Recovery Monitoring. As published in the Draft Fiscal Year 1996 Work Plan, my preliminary recommendation is that the *Exxon Valdez* Oil Spill Trustee Council fund Project 96427 contingent on completion of a late report from prior harlequin duck work. In addition, I am recommending that funding for harlequin work beyond FY 96 be considered after a review of the 1996 field season's results.

The Draft Fiscal Year 1996 Work Plan has now been circulated for public review. The draft work plan has not been reviewed or approved by the Trustee Council. The comment period on the draft closes on August 1. In addition to public comment on the draft, the proposed projects are being reviewed by legal staff to ensure consistency with the requirements of the civil settlement. Following review of any comments received and the draft work plan as a whole, I will make a final recommendation in mid-August for action by the Trustee Council on or about August 25.

Peer Reviewer Comments. The Chief Scientist's draft recommendation follows:

Surveys of harlequin ducks are a high restoration priority. However, without statistical justification, a decision on work for 1997 and beyond should be made later. Three more years of effort seem excessive and should be reduced significantly.

I have enclosed a letter from the Chief Scientist with additional comments.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Budget Review Comments. Please review the following items. If it is possible to reduce the requested budget, please submit a revised budget. If not, please provide additional justification for these items. I know that time is short and you are now in the field. However, please try to have your responses to these budget issues submitted to the Restoration Office, Attn: Sandra Schubert by **August 1, 1995.**

Personnel: The budget includes both one month of a project supervisor (Rothe) and one month of a program manager (Hughes). Do their functions overlap? Typically we allow one month of program management, by whatever name it is called. Please reconsider and provide additional justification if both are needed. In addition, please provide additional justification for the 20 months of time needed for the field technicians (3 technicians for a less-than-5-month [May 8-Sept 15] field season is 15 months? What additional time is required?).

Travel: Support is requested for travel to museums in Washington, DC and San Francisco (Mus. Vert. Zoology, Cal. Academy, or both?), but there is no mention under the Methods section of the DPD of what is proposed. Please provide additional justification. Travel to the seaduck symposium at the Pacific Seabird Group meeting seems appropriate and is encouraged. Should this be combined with museum visits in Seattle (UW) and Victoria?

Contractual: Nine thousands dollars is requested for 12 months of a warehouse. Where is this, and is it only for EVOS equipment? Can this space and cost be shared with other projects?

Commodities: Purchase of routine office supplies should be covered by an agency's General Administration costs (\$25,200, as requested).

I understand from Stan Senner that subsequent to publication of the Draft Fiscal Year 1996 Work Plan progress has been made on a schedule for completion of the late report on previous harlequin duck work (Projects B11/93033). If so, I will be pleased to revise my recommendation to the Trustee Council to remove the contingency about completion of the late report.

In addition, I encourage you to work with Stan to put together an informal discussion among the principal investigators and project leaders for the three different harlequin projects being considered for Trustee Council funding in FY 96 (96025 [part], 96161, and 96427). The purpose should be to clarify the respective project objectives, identify opportunities for active collaboration, and, most importantly, develop a stronger sense of collective priorities for future harlequin duck work in the oil spill area.

Thank you for your interest in the *Exxon Valdez* Oil Spill Restoration Program. Good luck in your 1995 field season.

Sincerely,

Rebecca Williams

Molly McCammon *for*
Executive Director

Enclosure

cc: Mr. Tom Rothe, ADF&G
Dr. Joe Sullivan, ADF&G
Dr. Robert Spies, Chief Scientist

mm/ss/raw

June 15, 1995

Mr. Dan Rosenberg
Alaska Department of Fish and Game
Division of Wildlife Conservation
333 Raspberry Road
Anchorage, Alaska 99701-1599

RECEIVED
JUL 10 1995

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

Dear Dan,

Thank you for the submission of your proposal "Harlequin duck recovery monitoring" (96427) to the *Exxon Valdez* Trustee Council. The preliminary review has been completed on your proposal.

The technical comments on your proposal are as follows:

This proposed research project is well designed, with a number of potentially fruitful approaches for determining the age structure and population size of harlequin ducks in Prince William Sound, and potentially their recovery from the oil spill. The proposal includes several activities: trend monitoring during the breeding season, comparisons of the relative abundance of ducks in oiled areas and unoled areas in PWS, and brood surveys to determine reproductive success. This is a 5-year proposal, yet a statistical analysis to determine how often the survey should be done, based on data from preliminary surveys has not yet been presented to justify a yearly effort from 1996 through 2000. As soon as survey data from 1995 and, if necessary, 1996 should be analyzed with regard to the power of the survey methods to detect defined percentage changes in the populations of harlequin ducks. Once this power analysis is complete a more solid basis can be established for making a decision on frequency of sampling.

As you note in the Detailed Project Description for 96427, the current objective for this species implies a boost in production of young harlequin ducks in western PWS. In the absence of prespill data on production of young this objective may need to be reconsidered. It may be in the best interests of the restoration program to expend our scientific efforts in ways other than monitoring, especially when there are significant questions about the prespill conditions of the resources. You should be aware that these questions are on our minds as the funding constraints begin to become a reality.

Sincerely,



Robert B. Spies
Chief Scientist

CC: M. McCammon/S. Senner
J. Sullivan

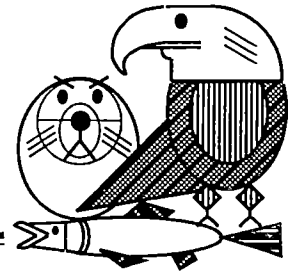


Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 10, 1995

Dan Terry
18457 Road 200
Strathmore, California 93267

Dear Mr. Terry:

I was recently contacted by the office of California Congressman William Thomas about your interest in the *Exxon Valdez* Oil Spill Trustee Council's proposal process. I believe that my staff responded, but it was a little confusing about whether you received the information you requested.

Projects for the 1995 field season have already been approved, funded and are in progress. The proposal process for FY96 is nearly completed. The Trustee Council will make decisions on the FY96 Work Plan at their next meeting tentatively scheduled for August 25, 1995. I have enclosed a copy of the FY96 Invitation to Submit Proposals so you can get an idea of the process for submitting proposals. Also included is the Draft FY96 Work Plan so you can see the type and scope of projects currently under consideration.

I hope you have received the information you requested. If you have any further questions, please don't hesitate to contact Bob Loeffler, Director of Planning at (907) 278-8012.

Sincerely,

Molly McCammon
Executive Director

Attachments:

1996 Invitation to Submit Proposals
Draft FY96 Work Plan

cc: Congressman William Thomas
(w/o enclosures)

mm/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

COMMITTEES:
WAYS AND MEANS
HOUSE ADMINISTRATION

2209 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-0521
(202) 225-2918



CATHERINE M. ABERNATHY

DISTRICT OFFICE:
4100 TRUSTON AVE., #220
BAKERSFIELD, CA 93308
(805) 327-3811

318 WEST MURRAY STREET
VISALIA, CA 93291
(209) 827-8349

Congress of the United States
House of Representatives
Washington, DC

F A X T R A N S M I S S I O N

C O V E R S H E E T

DATE: May 26, 1995 JULY 7, 1995 ATTENTION: REBECCA WILLIAMS

TO: Molly McCammron, Executive Director

FAX NUMBER: (907) 276-7178

FR: Marjorie Lancaster, Staff Assistant

(209) 627-6924 FAX

Number of pages including cover sheet: 1

If you encounter any difficulties in receiving this transmission,
please call the Visalia District Office at (209) 627-6549.

COMMENTS: I have a constituent, Dan Terry, (209) 781-3199 who
18457 Road 200 Strathmore 93267

would like information as to how to apply for money allocated for
projects from the Exxon/Valdez oil spill fine. His project involves
energy and enviroment issues.

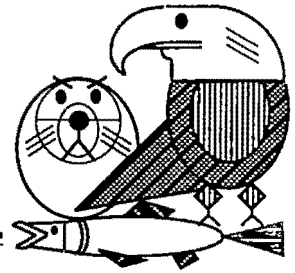
6/1/95 1-800-278-⁹⁰⁷2745⁸⁰¹² Will put us on list for '97.
Rebecca Wms will call back. allocations have been
made for 95-96.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 11, 1995

Dr. Jerome Komisar
President
University of Alaska
POB 755000
Fairbanks, Alaska 99775

Dear Jerry:

Enclosed are two copies of the Memorandum of Understanding between the University of Alaska and the *Exxon Valdez* Oil Spill Trustee Council, which I have signed. At your earliest convenience, I would appreciate it if you could sign both copies, keep one for your records, and send the other copy to us for our records.

I really appreciate your help with this. I think it will make our funding transfers go a lot more smoothly in the future.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Molly'.

Molly McCammon
Executive Director

Enclosures

mm/raw

Trustee Agencies

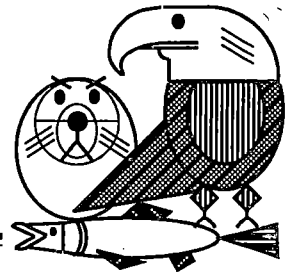
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Restoration Work Force

From: Molly McCammon
Executive Director

Date: July 11, 1995

Subj: July 12 RWF Meeting

The weekly Restoration Work Force meeting will be Wednesday, July 12, at 9:00 a.m. There will not be a central location in Juneau since Traci is on annual leave. Dave and Byron will be contacted at their offices via teleconference. As always the Anchorage location is the Restoration Office.

Topics to be discussed will include:

- Update on FY96 Work Plan
- Miscellaneous issues

mm/raw

Trustee Agencies

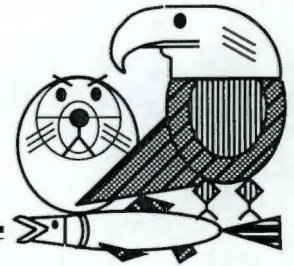
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



FAX COVER SHEET

To: Restoration Work Force

From: Molly McCammon Date: July 11, 1995 10:20 a.m.

Comments: Total Pages: 2

Pls forward to those listed
below. Thanks.

FAX COMPLETE

RESTORATION WORK FORCE MEMBERS INCLUDE:

Bartels, Leslie
Attn: Lisa Thomas
Berg, Catherine
Fries, Carol
Fritts, Ellen
Gibbons, Dave
Miraglia, Rita
Morris, Byron

Piper, Ernie
Rice, Bud
BELT, GINA
Spies, Bob
Sullivan, Joe
Thompson, Ray
Wright, Bruce

Document Sent By: RAW

3/29/95

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9507

INCOMPLETE TX/RX	[17] 2713992	R. THOMPSON
	[23] 19074655375	D. BRUCE
TRANSACTION OK	[09] 19075867589	JUNEAU OFFICE
	[10] 19075867555	D. GIBBONS
	[13] 19077896608	MORRIS-WRIGHT
	[15] 5624871	C. FRIES
	[16] 3494712	RITA MIRAGLIA
	[18] 2672474	J. SULLIVAN
	[19] 7863636	L. BARTELS
	[20] 7863350	C. BERG
	[21] 2572517	B. RICE
	[24] 2697652	E. PIPER
	[30] 19074654759	ELLEN FRITTS
	[35] 15103737834	B. SPIES
	[38] 2715827	G. BELT

ERROR

*** ACTIVITY REPORT ***

TRANSMISSION OK

TX/RX NO.	9507
CONNECTION TEL	19074655070
CONNECTION ID	
START TIME	07/11 11:42
USAGE TIME	01'16
PAGES	2
RESULT	OK

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9507

INCOMPLETE TX/RX [23] 19074655375

D. BRUCE

TRANSACTION OK [17] 2713992

R. THOMPSON

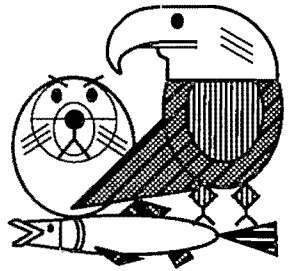
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Art Weiner
From: Stan Senner *Stan*
Date: July 10, 1995
Subj: Project 96180, Kenai River Restoration

I have been slow to respond to your request for comments on the memo from Marty Rutherford and Mark Kuwada regarding the Kenai River proposal (96180). The memo pretty well addresses the questions I raised in the original evaluation of 96180, although a map of the locations of the various different parcels and projects would be very helpful. I have not spoken in detail to Molly McCammon about this, but here is my informal sense of where things stand:

On the positive side, the ecological and economic importance of the Kenai River system and the public interest in this system is clear. It also is clear that the money needed to address the habitat issues will be substantial, and that the basic techniques to be used (board walks, temporary closures, public education, etc.) are fairly straightforward and feasible. Thus, the Kenai River may be one of the few situations where EVOS funds can be used for hands-on restoration. Although the injury to be restored was not caused by the oil spill, the connection between EVOS and sockeye salmon as an injured resource and commercial, subsistence, and recreational fisheries as lost services is solid. The bottom line is that at some level Kenai River habitat restoration would be an appropriate use of EVOS funds.

However, there is a nagging sense that there are lots of dollars from different sources waiting to be spent on the Kenai River, but there is no overall game plan. As only one example, the *Anchorage Daily News* reported that Kenai River Sportfishing, a group which just had a very high-profile political/fund-raising event on the river, has not yet spent most of the money raised last year. In addition, as noted in Marty and Mark's memo, there are the state's EVOS criminal money and the money in the NOAA budget obtained by Senator Stevens.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Thus, the questions *vis a vis* EVOS funding are not so much whether EVOS money should be spent, but how it can be spent strategically and how much is appropriate? I know that Molly is also considering funding for project 96180 in the context of potential uses of EVOS funds for small parcel acquisition, plus funds already spent on and committed for sockeye salmon, in the Kenai River system.

As a closing suggestion, perhaps the strongest case for use of EVOS General Restoration money would be to survey, evaluate, and then restore habitat on the small parcels to be acquired with EVOS money?

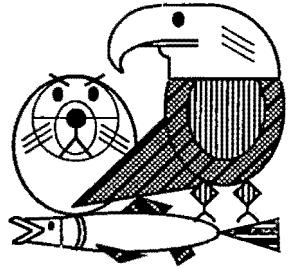
ss/kh

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 7, 1995

Brian Malnak
Legislative Director
Senator Frank Murkowski
United States Senate
706 Hart Building
Washington, D.C. 20510-0202

Dear Brian:

I appreciated the opportunity to speak with you a few weeks ago about the direction of the *Exxon Valdez* Oil Spill Trustee Council. I can assure you we are still on course with the current mix of research projects, habitat protection, the Restoration Reserve account, and the Alaska SeaLife Center. I believe all six Trustees feel comfortable with this direction.

At your request, I'm enclosing copies of the FY95 Work Plan and the Draft FY96 Work Plan, as well as several copies of the 1995 Annual Status Report. Please don't hesitate to contact me at any time if you have questions about any of this. I will also plan on stopping by next time I'm in Washington, D.C.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon". The signature is written in black ink and extends to the right with a long, thin horizontal stroke.

Molly McCammon
Executive Director

Enclosures

mm/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

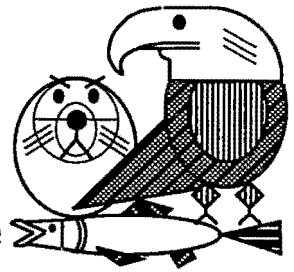
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Molly, Eric, Sandra, Veronica, and Bob L.

From: Stan *Stan*

Date: July 7, 1995

Subj: Further Review of FY 1996 Projects

There are a number of projects or subject areas requiring special review or review of FY 1995 results before final recommendations can be made for FY 1996. Bob S., Andy, and I are trying to rough out a schedule for the fall and winter so that we can begin to nail down what needs to be done and when.

Please look over the following tentative lists of these projects or subject areas. This list is surely incomplete. Please let me know what else should be on this list and any suggestions about timing.

Projects Requiring Special Review Meetings:

- | | |
|---|--------------|
| ■ Fate and Persistence of Oil (96160 & others) | (September) |
| ■ Pink salmon genetics, straying, and stock identification (96076, 093A, 093B, 093C, 190, 191A, 191B & 196) | (October) |
| ■ Seabird/Forage Fish (96163, 021 & 031) | (December 1) |
| ■ SEA Program (96320) | (January ?) |
| ■ Harlequin ducks (96025 [part], 161, and 427) | |
| ■ Community archaeological repositories (96154 & others) | |

Projects Requiring Review of FY 1995 Results (formal meetings may or may not be required):

- Octopus/subsistence (96009D-BAA)
- Nearshore vertebrate predators (96025)
- Herring disease (96162)
- Herring natal habitat (96106)
- Clam restoration (96131)
- Coghill Lake (96259)

Please give me your suggestions by close of business on Tuesday (11th). With your help, Bob, Andy, and I will rough out a schedule by the end of the week.

cc: Bob Spies/Andy Gunther

Trustee Agencies

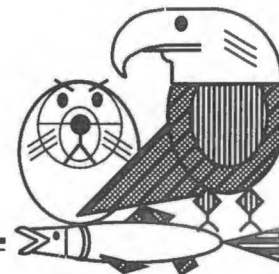
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Charlie Whitlock
Customized Computer Solutions

From: Rebecca Williams *RW*
Executive Secretary

Date: July 7, 1995

Subj: List of Class Attendees

Per your request, the following is a list of folks who attended the File Maker Pro class you taught on June 23 in our office:

Rebecca Williams

Tami Yockey

Cherri Womac

Keri Hile

Veronica Christman

Beverly Hayes

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

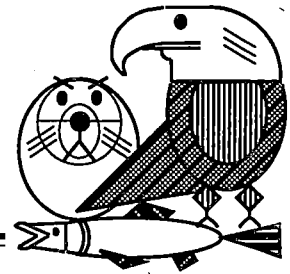
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Dr. Ted Cooney, Lead Scientist
SEA Program

From: Molly McCammon
Executive Director

Date: July 7, 1995

Subj: SEA Program FY 1996 Budget

I was pleased to see your memorandum of July 5 and am responding quickly so as to not hold up your budget revisions.

Subject to approval by the Trustee Council, we are committed to continuing to fund the SEA program at a level of \$4.6 M. We recognize that this budget will require adjustments within the SEA program relative to your proposed FY 1996 budget, and we are eager to work with you to maintain an effective program.

Brief responses to your specific questions follow:

(1) You are not obligated for close-out funds for the SEA Coordination and Communication project. This was not funded formally in FY 1995, nor was it the type of work that requires extensive analysis and reporting. Although we would appreciate having a report on these activities, we leave it to you to decide how best to handle the close-out.

(2) Yes, minor deviations from the work plan guidelines are acceptable.

(3) The small increase in Program Management and General Administration costs for FY 1996 (\$33,000 more than in FY 1995) reflects our attempt to more systematically determine Program Management costs for all EVOS-funded programs and projects. In the past, there were great inconsistencies in how such costs were established, and we now are trying a base rate of one month of Program Management per project. In some cases, agencies will receive less funds than before; in other cases, more. I want to be very clear that all Program Management funds are used by the agencies to administer and coordinate projects. None of these funds come to the Restoration Office, and the reductions you noted in the EVOS administrative budget (Public Information, Program Management and Administration) are real. We are glad to know

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

that Bill Hauser has done an excellent job of facilitating fund transfers to SEA principal investigators. In addition to facilitating fund transfers, Bill and the other program managers have a wide array of responsibilities, including satisfying NEPA requirements, monitoring projects and tracking reports, preparing status reports to the Trustee Council, preparing RFPs, and maintaining equipment inventories. These unglamorous duties make possible and contribute to effective science projects in the field and to an efficient EVOS restoration program.

Finally, we appreciate your projection of a need on the order of \$2.5 M per year as part of a long-term surveillance program for the region. There probably will be need for monitoring injured resources beyond FY 1998, and some level of EVOS support for a Phase III of the SEA program may be appropriate. However, we also must recognize the reality that between now and the year 2002 we must scale down EVOS Research, Monitoring, and General Restoration spending from \$18 M to about \$5 M per year. Moreover, the Trustee Council has made no commitment to fund a science program beyond the year 2002. The Council could choose to do something entirely different with the funds now being set aside in the Restoration Reserve. You can be sure that perceived restoration needs will exceed the funds available. Given these uncertainties, it would be unwise to make any assumptions about what EVOS funding will be available for the SEA program beyond FY 1998. Our collective job is to identify significant on-going restoration needs and opportunities and to work creatively with agency and private partners to address them over the longer term.

Thank you again for your memo. I hope that this quick reply will be helpful in revising your budget.

cc: Dr. Robert Spies, Chief Scientist
Mr. William Hauser, ADF&G Program Manager

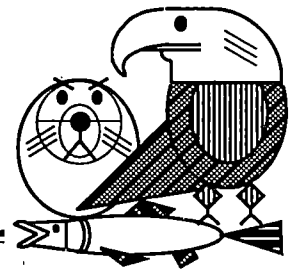
mm/raw

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Restoration Work Force

FROM: Molly McCammon
Executive Director

DATE: July 6, 1995

RE: Review of Draft Audit RFP

Attached is a review copy of the Draft RFP for an audit of the EVOS Trustee Council. This RFP has been prepared with extensive consultation with the state of Alaska Division of Audit and Management Services, Office of Management and Budget, and with Bob Baldauf, Budget Analyst, U.S. Office of Budget.

Please review this document carefully and submit all comments, suggested changes, etc. to Traci Cramer in Juneau by Monday, July 17. It is our intent to issue this RFP on July 21 (tentative) with responses due by August 11.

If you have any questions about this, please don't hesitate to contact me.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation.

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

REQUEST FOR PROPOSAL (RFP)
AUDIT OF THE TRUST ACCOUNTS MANAGED BY
THE *EXXON VALDEZ* OIL SPILL TRUSTEE COUNCIL

ASPS-96-

Agency Reference Number: IHP-96-

BY
ALASKA DEPARTMENT OF FISH AND GAME
ON BEHALF OF THE *EXXON VALDEZ* OIL SPILL TRUSTEE COUNCIL
P.O. Box 25526
(1255 WEST 8TH STREET)
Juneau, AK 99802-5526

ISSUE DATE: July 21, 1995 (TENTATIVE)

DUE DATE: August 11, 1995

TABLE OF CONTENTS

table needs to be renumbered

<u>SECTION</u>	<u>Page</u>
I. INTRODUCTION AND INSTRUCTIONS	1
General Purpose	1
Issuing Office	1
Contact Persons	1
Mailing Address and Deadline for Receipt of Proposals	1
II. STANDARD PROPOSAL INFORMATION	2
Required Review	2
Incurred Costs	2
Disclosure of Proposal Contents	2
Right of Rejection	2
Authorized Signature	3
Subcontractors	3
Licenses	3
Other Licenses and Registrations	3
Federal Requirements	4
Evaluation of Proposals	4
Alaska Bidder Preferences	4
Disability Preferences	4
Oral Presentation	5
Discussion with Responsible Proposers	5
Notice of Intent to Award	5
Aggrieved Respondents	5
Use of Proposal Contents	6
Questions Received Prior to Opening of Proposals	6
Addenda to the RFP	7
Proposal Withdrawal or Correction	7
Joint Ventures	7
Americans with Disabilities Act	7
Debarred or Suspended	7
Minor Deviations	7
III. GENERAL CONTRACT INFORMATION	8
Contract Approval	8
Contract Amount	8
Period of Performance	8

Proposal Contents as Part of the Contract	8
Additional Terms and Conditions	8
Standard Contract Provisions	8
Insurance Requirements	9
Payments	9
Liquidated Damages	9
Funding Contingencies	9
Lobbying	9
Changes of Key Members	9
Failure to Negotiate	10
Inspection and Reports	10
Contractor's Records and State's Right to Audit	10
Notice of Amendment	10
Payment of Invoices	10
Ownership of Documents	10
 IV. SCOPE OF PROFESSIONAL SERVICES	 11
 V. PROPOSAL CONTENT AND FORMAT	 17
 VI. MINIMUM REQUIREMENTS	 18
 VI. EVALUATION CRITERIA	 19
 VII. EXHIBITS	 22
1. Standard Agreement Form	23
2. Indemnity and Insurance Form	25
3. Certificate of Qualifications for the Alaska Bidder Preference form	27
4. Schedule of Professional Fees and Expenses - Format	29
 VIII. APPENDICES	 30
A. Memorandum of Agreement	
B. Agreement and Consent Decree	
C. Financial Operating Procedures	
D. Court Registry Investment System Financial Statements for year ended September 30, 1993	
E. United States General Accounting Office Briefing Report,	

- "Use of *Exxon Valdez* Oil Spill Settlement Funds (August, 1993)
- F. Statement of Revenue, Disbursements and Fees and Changes in
Joint Trust Account Balance prepared by Elgee, Rehfeld and Funk
Federal Fiscal Years Ending September 30, 1992-1994 et al
 - G. Quarterly Report as of March 31, 1995
 - H. Annual Report
 - I. Restoration Plan

I. INTRODUCTION AND INSTRUCTIONS

1. General Purpose

The Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council is soliciting proposals from qualified firms of certified public accountants to audit the trust accounts managed by the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council for the fiscal year ending September 30, 1995, with the option of auditing the trust accounts for six subsequent fiscal years.

2. Issuing Office

The issuing office for this Request for Proposals (RFP) is: Alaska Department of Fish and Game, Division of Administration, Box 25526, Juneau, Alaska 99802-5526, ATTN: Deborah Boyd, Phone (907) 465-6177, Fax (907) 465-6078.

3. Contact Persons

Technical questions concerning this RFP should be directed to Traci Cramer, Phone (907) 586-7238, Fax (907) 586-7589. Procedural questions concerning the RFP or contract should be directed to Deborah Boyd, ADF&G, Division of Administration, P.O. Box 25526, Juneau, AK 99802-5526, Phone (907) 465-6177, Fax (907) 465- 6078.

4. Mailing Address and Deadline for Receipt of Proposals

Six copies of the proposal must be received by 4:30 p.m. Alaska Daylight savings standard time, August 11, 1995 at the desk of Deborah Boyd. Any proposals postmarked after this time will be considered non-responsive and will not be accepted. No exceptions to the requirement will be made for any reason other than departmental mishandling of the documents. Proposals may be sent by mail or hand delivered. Fax copies will not be accepted. Proposals must be in a sealed envelope, clearly labeled, and sent to:

State of Alaska, Dept. of Fish and Game, Division of Administration

RFP ASPS-96-

AUDIT OF THE TRUST ACCOUNTS MANAGED BY
THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

ATTN: Deborah Boyd

P.O. Box 25526

(1255 WEST 8TH STREET)

Juneau, AK 99802-5526

II. STANDARD PROPOSAL INFORMATION

1. Required Review

Proposers shall carefully review this RFP for defects and questionable or objectionable materials. Proposers' comments concerning defects and questionable or objectionable material must be made in writing and received by the procurement officer, ADF&G, Division of Administration, P.O. Box 25526, Juneau, AK 99802-5526 (location address: 1255 W 8th St.) at least 10 days before the proposal submission deadline. This will allow time for an addendum to be issued to all respondents if one is required. It will also help prevent the opening and exposure of proposals upon which award cannot be made. Proposer's comments should be sent to the procurement officer, and, in addition, to the Commissioner, Department of Administration, P.O. Box 110200, Juneau, AK 99811-0200.

2. Incurred Costs

The state is not liable for any costs incurred in preparation of a proposal, including travel and personnel expenses. These costs are the sole responsibility of the proposer and may not be charged as an expense of performing the contract.

The state shall not be subject to payment for costs incurred for proposal preparation or contract

preparation as a result of valid and legal termination of this RFP or termination of the contract resulting from the award of this RFP.

3. Disclosure of Proposal Contents

- A. AS 09.25.110 requires public records be open to reasonable inspection by the public. All proposals and other material submitted become the property of the state and may be returned only at the state's option.
- B. AS 36.30.230 requires proposals to be opened in a manner to avoid content disclosure to competing proposers until the Notice of Intent to Award is issued. To the extent that the proposal designates and the procurement officer concurs, trade secrets and other proprietary data contained in proposal documents are confidential.

4. Right of Rejection

The state reserves the right to reject any proposals that do not address all the requirements of this RFP. In addition, the state may reject all proposals at any time if there has been improper or inadequate review, or when it is in the best interest of the state to not select a proposal.

5. Authorized Signature

Proposals must be signed by an individual authorized to bind the proposer to its provisions. The proposal must remain valid for at least 90 days from the proposal receipt deadline. Any proposals submitted as a joint venture must be signed by all of the parties proposing to participate in the venture.

6. Subcontractors

All proposers must list in their proposal the names, addresses, telephone numbers and fax numbers of proposed subcontractors and the type and percentage of work each will be providing. Resumes

are required and other information may also be required. Any substitution or change of subcontractors must be approved by the project director prior to performance of work by said subcontractor.

The successful proposer must supply evidence of all subcontractor's Alaska business licenses within five days from the date the Notice of Intent to Award is issued.

7. Licenses

All proposers **MUST** have a valid Alaska business license at the time designated for the opening of proposals (AS 36.30.210(e)). **ONE OF THE FOLLOWING FORMS OF EVIDENCE MUST BE INCLUDED IN THE PROPOSAL:** (1) a canceled check for the business license fee; (2) a copy of a business license application with a receipt date stamp from the state's business license office; (3) a receipt from the state's business license office for the license fee; (4) a copy of the proposer's valid business license; or (5) a sworn, notarized affidavit that the proposer has applied and paid for a business license. For more information on these licenses, contact the Department of Commerce and Economic Development, Division of Occupational Licensing, P.O. Box 110806, Juneau, AK 99811-0806 Phone (907) 465-2550, Fax (907) 465-2974.

8. Other Licenses and Registrations

All proposers are required to hold any and all necessary applicable professional licenses and registrations required by Alaska statute. Proof of professional licenses are required prior to award. Obtaining and ensuring compliance to all licensing and registering requirements is the complete responsibility of the proposer. For more information on professional licenses, contact the Department of Commerce and Economic Development at the address or telephone number indicated above.

9. Federal Requirements

It is the responsibility of the proposer to indicate within their proposal the applicability of any Federal acts and requirements.

10. Evaluation of Proposals

Proposals received will be reviewed and evaluated (scored) by a committee on the basis of the evaluation criteria set forth in this RFP. Each criterion listed in this RFP has an assigned weight which demonstrates its relative importance to the contract work. The committee will recommend for selection the proposal that best meets the requirements of this RFP.

11. Alaska Bidder Preferences

There are two applicable Alaska bidder preferences. The first is a 5% reduction (for evaluation purposes only) to the proposed cost and the second is an evaluation factor (criterion) which will count for at least 10% of the total possible score.

To qualify for the Alaska bidder preference, the proposer must qualify under AS 36.30.170(b) and meet the requirements identified on the "Certificate of Qualification for the Alaska Bidder Preference" form which is included with this RFP as Exhibit 3.

It is the responsibility of the proposer to ensure compliance with the requirements and to complete, sign and include the Certificate and evidence of a valid Alaska business license in its proposal. The firm's name on the proposal MUST BE THE SAME as the name appearing on the firm's current Alaska business license.

12. Disability Preferences

If a proposer qualifies for the Alaska bidder preference described above, and is either a sole proprietorship owned by an individual who is a person with a disability or, if 50 percent or more of the proposer's employees at the time a proposal is submitted are persons with a disability, they may qualify to receive an additional preference of 10% of their proposed cost. Those proposers claiming either preference must indicate so in their proposal and must be on the Division of Vocational Rehabilitation's current list of individuals who qualify as persons with a disability as described above.

A person must be on the list at the time designated for the opening of proposals.

A proposer may not qualify for both disability preferences for the same contract.

13. Oral Presentation

The evaluation committee reserves the right to require selected proposers to make oral presentations of their proposal. Such presentations provide the proposer with an opportunity to clarify the proposal and to ensure a mutual understanding of its content. The presentations may be scheduled at the convenience of the issuing office.

14. Discussion with Responsible Proposers

AS 36.30.240 and 2 AAC 12.290 in their entirety, are incorporated into this RFP. As determined by the evaluation process, proposers reasonably susceptible of award may be offered the opportunity to discuss their proposal with the procurement officer or evaluation committee and the proposal may be adjusted as a result of the discussion. Proposers may also be allowed to submit a best and final proposal as a result of the discussion.

15. Notice of Intent to Award

After completion of the evaluation process, the procurement officer will issue a Notice of Intent to Award to all proposers who responded to this RFP. This notice will contain the names and addresses of all the respondents including the intended recipient of the contract.

16. Aggrieved Respondents

In accordance with AS 36.30.560, an interested party may protest award of a contract, the proposed award of a contract, or a solicitation by an agency. The protest must be in writing and received at the following address:

Procurement Officer
ADF&G, Division of Administration
P.O. Box 25526
(1255 W. 8TH STREET)
Juneau, AK 99802-5526
Telephone (907) 465-6178 Fax (907) 465-6078

The protest must include the following:

1. The name, address, telephone number, and fax number of the protester;
2. The signature of the protester or the protester's representative;
3. Identification of the contracting agency and the solicitation or contract at issue;
4. A detailed statement of the legal and factual grounds of the protest, including copies of the relevant documents; and
5. The form of relief requested.

A protest based upon alleged improprieties in an award of a contract or a proposed award of a contract must be received by the procurement officer within 10 calendar days after a Notice of Intent to Award has been issued.

Protests filed by telex or telegram are not acceptable because they do not contain a signature. Fax copies of the protest containing a signature are acceptable.

All proposers will be notified of any protests. Review of protests, decisions of the procurement officer, hearings, and appeals will be conducted in accordance with AS 36.30, Article 8, Legal and

Contractual Remedies.

17. Use of Proposal Contents

The state reserves the right to use any of the ideas presented in any reply to this RFP. Selection or rejection of the proposal does not affect that right. The issuing office shall retain all proposals, both successful and unsuccessful, for at least three years.

18. Questions Received Prior to Opening of Proposals

Questions answerable by directing the inquirer to a specific section of the RFP where the answer may be found may be addressed by telephone. Questions requiring clarification or interpretation of parts of the RFP should be put in writing by proposers and, if warranted, the answers will be provided to all potential proposers in a written addendum to the RFP. Questions should be directed to Traci Cramer, *Exxon Valdez* Oil Spill Trustee Council, P.O. Box 21949, Juneau, AK 99802-0122, Phone (907) 586-7238, Fax (907) 586-7589.

19. Addenda to the RFP

Should the issuing office consider it necessary to revise any part of this RFP significantly, or lengthen or shorten the proposed deadline period, an addendum will be issued to all proposers who were previously sent the RFP. **SUBMITTED PROPOSALS MUST ACKNOWLEDGE EACH ADDENDA.**

Potential bidders who did not directly receive an RFP from the issuing office should contact Deborah Boyd, Division of Administration about addenda, Phone (907) 465-6177, Fax (907) 465-6078.

20. Proposal Withdrawal or Correction

A proposal may be corrected, modified or withdrawn by providing a written request from an authorized agent of the proposer to the issuing office prior to the date and time set for receipt of proposals.

21. Joint Ventures

Any proposal submitted as a joint venture must also include the terms of the joint venture.

22. Americans with Disabilities Act

Any contractor who provides a service or services to the general public as an agent of the state must certify that all programs, services, and activities operated under the contract are made available to the general public in compliance with the Americans with Disabilities Act of 1990. Contract recipients are subject to state review.

23. Debarred and Suspended

The selected contractor will certify, by signing the contract, that neither it nor its principals is presently debarred, suspended, proposed for disabement, declared ineligible, or voluntarily excluded from state or federal financial assistance programs or activities. Where the contractor is unable to certify to any of the statements in this certification, they shall attach an explanation to their proposal.

24. Minor Deviations

The state reserves the right to waive minor deviations and technical defects in proposals if it is in the best interest of the state.

III. GENERAL CONTRACT INFORMATION

1. Contract Approval

Any contract resulting from this RFP must be submitted to the Alaska Department of Fish and Game, Division of Administration and approved by the Division Director. If approved, the contract is effective from the date of approval. The state assumes no responsibility for work done, even in good faith, prior to approval of the contract by the Director.

2. Contract Amount

It is anticipated that the estimated total cost of this contract will be \$100,000.

3. Period of Performance

The contract resulting from this RFP will commence as soon as possible following selection and contract negotiations. This is tentatively expected to be September 15, 1995. The completion date is expected to be January 30, 1996.

4. Proposal Contents as Part of the Contract

Contents of the prospective contractor's proposal may become contractual obligations. Failure of the successful contractor to accept these obligations may result in cancellation of the award and issuance of the award to the next most qualified proposer.

5. Additional Terms and Conditions

The state reserves the right to include additional terms and conditions during the process of contract negotiations. These terms and conditions must be within the scope of this RFP and will be limited to; clarification, definition, methodology, analysis, and administrative and legal requirements.

6. Standard Contract Provisions

The successful contractor will be required to sign the Standard Agreement Form for professional services (see Exhibit 1). The contractor will be required to comply with the general provisions of Appendix A on the reverse side of the form. Any alteration of these general provisions must be approved by the Department of Law before the contract can be accepted by the issuing office.

7. Insurance Requirements

Prior to issuance of the contract, the successful contractor must secure satisfactory insurance coverage as required by the Department of Administration, Division of Risk Management. Insurance requirements are contained on form 02-093 B-1, Indemnity and Insurance (see Exhibit 2). Failure to provide evidence of adequate coverage is a material breach and grounds for termination of the contract.

8. Payments

The state will pay only for services rendered and will pay the contractor based on the degree of completion of approved project activities, receipt and approval of required deliverables, and submission of an invoice from the contractor. Up to 20 percent of the total contract amount may be withheld pending completion of the project. No payment shall be made until the invoice has been approved and authorized by the project director.

9. Liquidated Damages

The state reserves the right to include liquidated damages in the contract to insure the contractor's performance of all contract provisions in a timely manner.

10. Funding Contingencies

The state reserves the right to cancel a contract negotiated as a result of this RFP at any time due to lack of appropriated funds. If the negotiated contract crosses the state's fiscal year, continuance of the contract is subject to the availability of appropriations by the legislature for this project.

11. Lobbying

No state funds paid as a result of a contract awarded from this RFP can be used for the purpose of lobbying activities before the Alaska legislature.

12. Changes of Key Members

After award of the contract the state reserves the right to approve any change in the project team members whose participation in the project is specifically offered in the contractor's proposal. This is to ensure that persons with vital experience and skill are not arbitrarily removed from the project by the prime contractor.

13. Failure to Negotiate

If the selected contractor fails to provide the necessary information for negotiations in a timely manner, fails to negotiate in good faith, or cannot perform the contract within the amount of budgeted funds available for the project and/or proposed by the proposer, the state may terminate negotiations and negotiate with the next highest ranked proposer, or terminate award of the contract.

14. Inspection and Reports

The state reserves the right to inspect, in the manner and at reasonable times it considers appropriate, all the contractor's facilities and activities under this contract.

15. Contractor's Records and State's Right to Audit

All books, records, correspondence, accounting procedures and records, information and any other supporting evidence relating to the resulting contract shall be open to inspection and subject to audit and/or reproduction during normal working hours.

16. Notice of Amendment

The contractor shall notify the project director in writing at least 30 days prior to the contract expiration date of any known circumstances which may require an extension of the contract completion date.

17. Payment of Invoices

The state will make every attempt to process payments promptly upon receipt and approval of invoices and acceptance of deliverables. In the event of a late payment the state will not be assessed late fees.

18. Ownership of Documents

All designs, drawings, specifications, notes, art work, computer models, databases, survey responses, survey test results, and other work developed in the performance of the contract are produced for hire and remain the sole property of the state and may be used by the state for any other purpose without additional compensation to the contractor. See Article 10 of the general provisions in Exhibit 1.

IV. SCOPE OF PROFESSIONAL SERVICES

1. Statement of Problem and Background

The United States of America (United States) and the State of Alaska (State) entered into a Memorandum of Agreement and Consent Decree (MOA) on August 28, 1991. The MOA recognized their mutual desire to maximize the funds available for restoration of natural resources, and was an appropriate way to resolve their claims against one another relating to the *TV Exxon Valdez* Oil Spill (Oil Spill), which occurred on the night of March 23-24, 1989 in Prince William Sound, Alaska.

On October 8, 1991, the United States, the State, Exxon Corporation (Exxon) and Exxon Shipping Company, and Exxon Pipeline Company entered into an Agreement and Consent Decree (Agreement). The settlement of civil claims resulted in an unprecedented award of \$900 million and the formation of the *Exxon Valdez* Oil Spill Trustee Council. The Trustee Council consists of three state and three federal trustees. The MOA which governs Trustee Council actions states that they are responsible for overseeing expenditures from the settlement fund "...for the purposes of restoring, replacing, enhancing, or acquiring the equivalent of natural resources injured as a result of the oil spill and the reduced or lost services provided by such resources..."

Pursuant to the Agreement the Exxon Corporation is to pay a total of \$900,000,000. In addition, the Agreement has a reopener provision that allows the governments to claim an additional \$100,000,000 between September 1, 2002 and September 1, 2006. The reopener is available for any losses or declines that could not reasonably have been known or anticipated from information available at the time of the Agreement. Instructions for payment under the Agreement and Consent Decree are sent to the Exxon Corporation annually. Of the total settlement, \$490,000,000 is yet to be received. The next payment of \$70,000,000 is due September 1, 1995, with future payments due each September 1st through the year 2001.

Under terms of the Agreement, Exxon continued clean-up work directed by the Federal and State On-Scene Coordinators and received a credit of \$39,914,000 for expenditures related to performance of this work subsequent to January 1, 1991. The Exxon credit was assessed in previous payments.

Additionally, the agreement included a provision for reimbursement to the United States and the State for certain costs incurred by them in connection with the Oil Spill. Reimbursements taken to date total \$150,382,887, with \$26,300,000 yet to be reimbursed. Consistent with the Agreement and the Order for Deposit and Transfer of Settlement Proceeds, money that is not directly paid to the United States and the State for reimbursement is deposited into the Council's Joint Trust Fund with the United States District Court - Court Registry Investment System (CRIS).

CRIS is a cash management system developed by the United States District Court. All deposits with CRIS are maintained in United States government treasury securities (treasuries) with maturities of 100 days or less. The net deposits earn interest based on the current rates paid on treasuries. CRIS charges a registry fee for the cash management services provided to participants. As of May 1995, deposits to the Joint Trust fund totaled \$220,534,658, with gross earnings of \$9,454,597 and a total of \$937,231 paid in registry fees.

The Trustee Council has developed a solicitation and review process for projects to address the purposes stated in the MOA. The outcome of the process is the development of a fiscal year Work Plan and approval of funding for projects to be conducted during the fiscal year. For the fiscal year ending September 30, 1995 the approved projects were published in the *Fiscal Year 1995 Work Plan*. This Work Plan was subsequently amended in February, March and May of 1995 by the Trustee Council.

Upon approval of a resolution by the Trustee Council, the Department of Law and the U.S. Department of Justice petitions the Court for release of settlement funds from the Joint Trust Account within CRIS. Funds required for federal project implementation are transferred to the U.S. Department of the Interior Natural Resources Damage Assessment and Restoration (NRDA&R) Fund. Funds required for state project implementation are transferred to an Expendable Trust Fund for the civil settlement.

Under terms of the Agreement, the governments are required to deposit the amounts disbursed for approved projects into segregated funds and any interest earned is retained for Trustee Council activities. When calculating future requests from the Joint Trust Account within CRIS, interest

previously earned from settlement funds held by the United States and State are subtracted. Through May 31, 1995, the United States and the State reported, \$206,916 and \$1,248,208 of such interest earnings, respectively. Additionally, when calculating future requests from the Joint Trust Account within CRIS, unobligated balances are subtracted. Through May 31, 1995, the United States and the State reported \$3,106,555 and \$3,661,600 in unobligated balances, respectively. The reporting of the interest and unobligated balances allows the Joint Trust Fund to recover settlement funds through reduced disbursements.

Pursuant to the MOA, the governments have established standards and procedures governing the joint use of natural resource damage recoveries. The Financial Operation Procedures are located in appendix C. In addition to these procedures, activities carried out by a State or Federal agency are to be conducted in accordance with existing agency operating procedures. It should be noted that the Financial Operating Procedures are currently under review and changes will be recommended in the future.

The Trustee Council has approved \$85,236,100 for implementation of projects consistent with the MOA for Fiscal Years 1992 through 1995. Of that total, \$24,811,200 was been approved for Fiscal Year 1995. Additionally, the Trustee Council has approved \$146,565,142 for the acquisition of habitat to protect species injured by the Oil Spill. Based on agreements with the landowners, \$21,363,584 remains due.

It is recognized that the Trustee Council uses funds from the settlement for activities to restore injured resources and services. It does not manage fish and wildlife resources or manage land. Fish and game management decisions are made by fish and game boards, or by appropriate federal or state agencies. The Trustee Council may fund research to provide information to those agencies or other groups. Additionally, the Trustee agencies are required to maintain accountability for the expenditures of Exxon settlement funds using generally accepted accounting principles and Federal and State accounting procedures. As a minimum, these procedures will identify expenditures as approved in the annual Work Plan with supporting documentation.

2. Project Goals

A. General

The Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council is soliciting the services of qualified firms of certified public accountants to audit the trust accounts managed by the *Exxon Valdez* Oil Spill Trustee Council for the fiscal year ending September 30, 1995, with the option to audit the trust accounts for six subsequent fiscal years. These audits are to be performed in accordance with the provisions contained in this request for proposals.

B. Scope of Work to be Performed

The Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council desires the auditor to express an opinion on the fair presentation of its statements of receipts and disbursements and changes in trust account balances for the three trust accounts managed by the Council. The auditor is to provide technical assistance in developing the format of the financial statement for the Fiscal Year ending September 30, 1995 in conformity with generally accepted accounting principles.

The auditor shall also be responsible for performing certain limited procedures involving supplementary information in the form of budget and actual expenditures by individual project as desired by the *Exxon Valdez* Oil Spill Trustee Council.

C. Auditing Standards To Be Followed

To meet the requirements of this request for proposals, the audit shall be performed in accordance with generally accepted auditing standards as set forth by the American Institute of Certified Public and Government Auditing Standards (1994) issued by the Comptroller General of the United States.

D. Reports to be Issued

Following the completion of the audit of the fiscal year's financial statements, the auditor shall issue:

1. Statements of receipts and disbursements and changes in trust account balances for the three trust accounts managed by the Council
2. A report on the fair presentation of the financial statements in conformity with Government Auditing Standards (1994).
3. A report on the internal control structure based on the auditor's understanding of the control structure and assessment of control risk.
4. A supplementary report on compliance with applicable laws and regulations associated with Trustee Council authorization

The auditor shall communicate in a letter to management any reportable conditions found during the audit. A reportable condition shall be defined as a significant deficiency in the design or operation of the internal control structure, which could adversely affect the organization's ability to record, process, summarize, and report financial data consistent with the assertions of management in the financial statements.

Irregularities and illegal acts. Auditors shall be required to make an immediate, written report of all irregularities and illegal acts to Traci Cramer, Director of Administration, *Exxon Valdez* Oil Spill Trustee Council.

Reporting. Auditors shall assure themselves that the *Exxon Valdez* Oil Spill Trustee Council is informed of each of the following:

1. The auditor's responsibility under Government Auditing Standards (1994)

2. Significant accounting policies
3. Management judgments and accounting estimates
4. Significant audit adjustments
5. Other information in documents containing audited financial statements
6. Disagreements with management
7. Management consultation with other accountants
8. Major issues discussed with management prior to retention
9. Difficulties encountered in performing the audit

E. Special Considerations

This RFP represents the first external audit of the trust accounts managed by the *Exxon Valdez* Oil Spill Trustee Council. Audited financial statements of the Court Registry Investment System (CRIS) for the year ended September 30, 1993 are included as Appendix D of this RFP. The United States General Accounting Office produced a Briefing Report to the Chairman, Committee on Natural Resources, House of Representative in August 1993. This report is included as Appendix E of this RFP. Note: management believes that the findings and weaknesses noted in the GAO report have been resolved. In February 1995, the firm of Elgee, Rehfeld & Funk produced a report and created the Statement of Revenue, Disbursements and Fees, and Changes in Joint Trust Account Balances and accompanying notes for federal fiscal years ending September, 1992-1994 and the three months ending December 31, 1994.. This report is included as Appendix F of this RFP.

F. Working Paper Retention and Access to Working Papers

All working papers and reports must be retained, at the auditor's expense, for a minimum of three (3) years, unless the firm is notified in writing by the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council of the need to extend the retention period. The auditor will be required to make working papers available, upon request.

In addition, the firm shall respond to the reasonable inquiries of successor auditors and allow successor auditors to review working papers relating to matters of continuing accounting significance.

3. Description of the Government

A. Name and Telephone Number of Contact Persons/Organizational Chart/Location of Offices

The auditor's principal contact with the *Exxon Valdez* Oil Spill Trustee Council will be Traci Cramer, Director of Administration, or a designated representative, who will coordinate the assistance to be provided by the Trustee Agencies to the auditor.

A list of key Trustee Agency personnel with the location of their principal offices (Appendix C) is attached.

B. Background Information

The *Exxon Valdez* Oil Spill Trustee Council consists of three state and three federal trustees. The MOA which governs Trustee Council actions states that they are responsible for overseeing expenditures from the settlement fund "...for the purposes of restoring, replacing, enhancing, or acquiring the equivalent of natural resources injured as a result of the oil spill and the reduced or lost services provided by such resources..."

The fiscal year begins on October 1 and ends on September 30.

The *Exxon Valdez* Oil Spill Trustee Council provides funding to the following agencies.

Alaska Department of Natural Resources
Alaska Department of Fish and Game
Alaska Department of Natural Resources
Department of the Agriculture, Forest Service
Department of Interior, Fish and Wildlife Service
Department of Interior, National Biological Service
Department of Interior, National Park Service
National Oceanic and Atmospheric Administration

The accounting and financial reporting functions of the State of Alaska agencies are centralized.
The United States agencies have differing financial and accounting policies and procedures.

C. Fund Structure

Three trust funds are being utilized to ensure the funds are expended or held for the joint purpose of the *Exxon Valdez* Oil Spill Trustee Council. They include the Joint Trust Fund located in the United States District Court, Southern District of Texas, Court Registry Investment System or CRIS. The State of Alaska deposits their funds in an Expendable Trust Fund within the Alaska State Accounting System (AKSAS). The United States deposits their funds in the Department of the Interior, Natural Resources Damage Assessment and Restoration (NRDA&R) Fund.

D. Budgetary Basis of Accounting

The *Exxon Valdez* Oil Spill Trustee Council authorizes funds by project. Each Trustee Agency submits a proposal and the required budget documentation. The budget documentation includes the proposed line-item expenditures and information on employees. Once funding is approved, the agencies are required to maintain accountability for the expenditure of settlement funds using generally accepted accounting principles and Federal and State accounting procedures.

The State of Alaska accounts for all expenditures within the Expendable Trust Fund on the modified accrual basis. In addition to the Financial Operating Procedures, each project is carried out in accordance with existing agency procedures.

Cash basis accounting is used for the NRDA&R Fund. With exception of the Department of Interior, Fish and Wildlife Service, the federal agencies do not spend directly from the fund. In accordance with cash flow plans submitted by the Agency Liaisons, funds are transferred to the respective agency and the balance of the fund is invested. The cash flow plans reflect an estimate of funding requirements, usually on a quarterly basis. The investments are structured to mature based on the cash flow plans. Modified accrual basis is used for the individual agency accounts. In addition to the Financial Operating Procedures, each project is carried out in accordance with existing agency procedures.

The Court Registry Investment System uses the cash basis of accounting.

E. Federal and State Financial Assistance

The *Exxon Valdez* Oil Spill Trustee Council does not receive Federal or State Financial Assistance. However, maximum use is made of existing agency administrative structures and some projects are funded jointly by the *Exxon Valdez* Oil Spill Trustee Council and the respective agency.

F. Pension Plans

The *Exxon Valdez* Oil Spill Trustee Council does not participate in any pension plans.

G. Component Units

The *Exxon Valdez* Oil Spill Trustee Council does not contain any component units.

H. Joint Ventures

The *Exxon Valdez* Oil Spill Trustee Council does participate in joint ventures with the Trustee Agencies. These take the form of augmenting existing work or providing information which is beyond the financial capacity of the Trustee Agencies.

I. Magnitude of Finance Operations

Each of the Trustee Agencies have their own finance departments.

J. Computer Systems

Each of the Trustee Agencies have their own computer systems.

K. Internal Audit Function

Each Federal agency and the State of Alaska have Federally and State-approved audit functions.

L. Availability of Prior Audit Reports and Working Papers

This is first external audit of the trust accounts managed by the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council. Included in Appendices D, E and F are audited financial statements for the Court Registry Investment System and reports by the General Accounting Office and the firm of Elgee, Rehfeld and Funk.

4. Work Products

(See Section IV. 2. D. of this RFP, "Reports to be Issued").

5. Department Participation

A. Trustee Agency Finance and Clerical Assistance

The Trustee Agency finance staff and responsible management personnel will be available during the audit to assist the firm by providing information, documentation and explanations. The preparation of confirmations will be the responsibility of the auditor.

B. Work Area, Telephones, Photocopying and FAX Machines

The *Exxon Valdez* Oil Spill Trustee Council will provide the auditor with reasonable work space, desks and chairs. The auditor will also be provided with access to the telephones, photocopying facilities and fax machines. Individual arrangements should be made with each Trustee Agency.

C. Report Preparation

Report preparation, editing and printing shall be the responsibility of the auditor.

6. Schedule of Deliverables

A. Date Audit May Commence

The *Exxon Valdez* Oil Spill Trustee Council will have all records ready for audit and all management personnel available to meet with the firm's personnel as of October 15, 1995. Preliminary work is expected to be scheduled prior to this date.

B. Schedule for the 1995 Fiscal Year Audit. A similar time schedule will be developed for audits of future fiscal years if the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council exercises its option for additional audits.

Each of the following should be completed by the auditor no later than the dates indicated.

1. Interim Work

The auditor shall complete interim work by October 15, 1995.

2. Detailed Audit Plan

The auditor shall provide the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council by October 15, 1995 both a detailed audit plan and a list of all schedules to be prepared by the *Exxon Valdez* Oil Spill Trustee Council.

3. Fieldwork

The auditor shall complete all fieldwork by January 15, 1996.

4. Draft Reports

The auditor shall have drafts of the audit report[s] and recommendations to management available for review by February 1, 1996.

- C. Entrance Conferences, Progress Reporting and Exit Conferences. A similar time schedule will be developed for audits of future fiscal years if the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council exercises its option for additional audits.

At a minimum, the following conferences should be held by the dates indicated on the schedule:

	<u>Week of</u>
Entrance conference with the Executive Director, the Director of Administration and key officials	September 18, 1995

The purpose of this meetings will be to discuss potential audit problems and the interim work to be performed. This meeting will also be used to establish overall liaison for the audit and to make arrangements for work space and other needs of the auditor.

Entrance conference with all Trustee Agency
key officials

October 2, 1995

The purpose of this meetings will be to discuss potential audit problems and the interim work to be performed. This meeting will also be used to establish overall liaison for the audit and to make arrangements for work space and other needs of the auditor.

Progress conference with the Director of
Administration and department heads
of key offices or programs

October 16, 1995

The purpose of this meeting will be to summarize the results of the preliminary review and to identify the key internal controls or other matters to be tested.

Entrance conference with the Director of
Administration to commence year-end
audit work

October 23, 1995

Exit conference with the Director of
Administration and department heads of key
offices or programs

January 15, 1996

The purpose of this meeting will be to summarize the results of the field work and to review significant findings.

In addition, the auditor may be requested to provide written reports on the progress of the audit.

D. Date Final Report is Due

The auditor shall provide all recommendations, revisions and suggestions for improvement to the Director of Administration by January 15, 1996. A revised report, including [a] draft auditor's report(s) shall be delivered by February 1, 1996.

The Executive Director, Director of Administration and key Trustee Agency officials will complete their review of the draft report as expeditiously as possible. It is not expected that this process should exceed one week. During that period, the auditor should be available for any meetings that may be necessary to discuss the audit reports. It is anticipated that this process will be completed and the final report delivered by March 1, 1996.

The final report and 25 signed copies should be delivered to the Traci Cramer, Director of Administration at P.O. Box 21949, Juneau, Alaska 99802-0122.

V. PROPOSAL CONTENT AND FORMAT

Proposals should be complete without being unnecessarily costly or lengthy. Failure to provide necessary information could result in rejection of the proposal; supplemental information will not necessarily be requested prior to issuance of the Notice of Intent to Award. The format and content should closely reflect the following outline:

A. General Requirements

1. Submission of Notification of Interest

Firms interested in submitting a proposal must submit by [DATE] their "Notification of Interest" in the format attached to the letter transmitting this Request for Proposal. Failure to do so will disqualify firms from submitting a proposal.

2. Inquiries

Inquiries concerning the request for proposals and the subject of the request for proposals must be made to:

Traci Cramer, Director of Administration
Exxon Valdez Oil Spill Trustee Council
P.O. Box 21949
Juneau, Alaska 99802-0122
Phone: (907) 586-7238

3. Submission of Proposals

The following material is required to be received by [DATE] for a proposing firm to be considered:

a. A master copy (so marked) of a Technical Proposal and six copies to include the following:

i. Title Page

Title page showing the request for proposals subject; the firm's name; the name, address and telephone number of the contact person; and the date of the proposal.

ii. Table of Contents

iii. Transmittal Letter

A signed letter of transmittal briefly stating the proposer's understanding of the work to be done, the commitment to perform the work within the time period, a statement why the firm believes itself to be best qualified to perform the engagement and a statement that the proposal is a firm and irrevocable offer for [PERIOD].

iv. Detailed Proposal

The detailed proposal should follow the order set forth in Section VI B of this request for proposals.

v. Executed copies of Proposer Guarantees and Proposer Warranties, attached to this request for proposal (Exhibits 5 and 6)

- b. The proposer shall submit an original and six copies of a dollar cost bid in a separate sealed envelope marked as follows:

SEALED DOLLAR COST BID
PROPOSAL
FOR
THE DEPARTMENT OF FISH AND GAME ON BEHALF OF
THE *EXXON VALDEZ* OIL SPILL TRUSTEE COUNCIL
FOR
PROFESSIONAL AUDITING SERVICES
1995

- c. Proposers should send the completed proposal consisting of the two separate envelopes to the following address:

ALASKA DEPARTMENT OF FISH AND GAME
ON BEHALF OF THE *EXXON VALDEZ* OIL SPILL TRUSTEE COUNCIL
P.O. Box 25526
(1255 WEST 8TH STREET)
Juneau, AK 99802-5526

B. Technical Proposal

1. General Requirements

The purpose of the Technical Proposal is to demonstrate the qualifications, competence and capacity of the firms seeking to undertake an independent audit of the trust accounts managed by the *Exxon Valdez* Oil Spill Trustee Council in conformity with the requirements of this request for proposals. As such, the substance of proposals will carry more weight than their form or manner of presentation. The Technical Proposal should demonstrate the qualifications of the firm and of the particular staff to be assigned to this engagement. It should also specify an audit approach that will meet the request for proposals requirements.

THERE SHOULD BE NO DOLLAR UNITS OR TOTAL COSTS INCLUDED IN THE TECHNICAL PROPOSAL DOCUMENT.

The Technical Proposal should address all the points outlined in the request for proposals (excluding any cost information which should only be included in the sealed dollar cost bid). The Proposal should be prepared simply and economically, providing a straightforward, concise description of the proposer's capabilities to satisfy the requirements of the request for proposals. While additional data may be presented, the following subjects, items Nos. 2 through 10, must be included. They represent the criteria against which the proposal will be evaluated.

2. Independence

The firm should provide an affirmative statement that it is independent of the Exxon Valdez Oil Spill Trustee Council as defined by generally accepted auditing and Government Auditing Standards (1994). The firm also should provide an affirmative statement that it is independent of all of the Trustee agencies of the *Exxon Valdez* Oil Spill Trustee Council as defined by those same standards.

The firm should also list and describe the firm's (or proposed subcontractors') professional

relationships involving the *Exxon Valdez* Oil Spill Trustee Council or any of its agencies for the past five (5) years, together with a statement explaining why such relationships do not constitute a conflict of interest relative to performing the proposed audit.

In addition, the firm shall give the *Exxon Valdez* Oil Spill Trustee Council written notice of any professional relationships entered into during the period of this agreement.

3. License to Practice in Alaska

An affirmative statement should be included that the firm and all assigned key professional staff are properly licensed to practice in the State of Alaska.

4. Firm Qualifications and Experience

The proposer should state the size of the firm, the size of the firm's governmental audit staff, the location of the office from which the work on this engagement is to be performed and the number and nature of the professional staff to be employed in this engagement on a full-time basis and the number and nature of the staff to be so employed on a part-time basis.

If the proposer is a joint venture or consortium, the qualifications of each firm comprising the joint venture or consortium should be separately identified and the firm that is to serve as the principal auditor should be noted, if applicable.

The firm is also required to submit a copy of the report on its most recent external quality control review, with a statement whether that quality control review included a review of specific government engagements.

The firm shall also provide information on the results of any federal or state desk reviews or field reviews of its audits during the past three (3) years. In addition, the firm shall provide information on the circumstances and status of any disciplinary action taken or pending against the firm during the past three (3) years with state regulatory bodies or professional organizations.

5. Partner, Supervisory and Staff Qualifications and Experience

Identify the principal supervisory and management staff, including engagement partners, managers, other supervisors and specialists, who would be assigned to the engagement. Indicate whether each such person is registered or licensed to practice as a certified public accountant in State of Alaska. Provide information on the government auditing experience of each person, including information on relevant continuing professional education for the past three (3) years and membership in professional organizations relevant to the performance of this audit.

Provide as much information as possible regarding the number, qualifications, experience and training, including relevant continuing professional education, of the specific staff to be assigned to this engagement. Indicate how the quality of staff over the term of the agreement will be assured.

Engagement partners, managers, other supervisory staff and specialists may be changed if those personnel leave the firm, are promoted or are assigned to another office. These personnel may also be changed for other reasons with the express prior written permission of the *Exxon Valdez* Oil Spill Trustee Council. However, in either case, the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council retains the right to approve or reject replacements.

Consultants and firm specialists mentioned in response to this request for proposal can only be changed with the express prior written permission of the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council, which retains the right to approve or reject replacements.

Other audit personnel may be changed at the discretion of the proposer provided that replacements have substantially the same or better qualifications or experience.

6. Prior Engagements with the *Exxon Valdez* Oil Spill Trustee Council or their Trustee Agencies

List separately all engagements within the last five years, ranked on the basis of total staff hours, for the *Exxon Valdez* Oil Spill Trustee Council by type of engagement (i.e., audit, management advisory services, other). Indicate the scope of work, date, engagement partners, total hours, the location of the firm's office from which the engagement was performed, and the name and telephone number of the principal client contact.

7. Similar Engagements With Other Government Entities

For the firm's office that will be assigned responsibility for the audit, list the most significant engagements (maximum - 5) performed in the last five years that are similar to the engagement described in this request for proposal.

These engagements should be ranked on the basis of total staff hours. Indicate the scope of work, date, engagement partners, total hours, and the name and telephone number of the principal client contact.

8. Specific Audit Approach

The proposal should set forth a work plan, including an explanation of the audit methodology to be followed, to perform the services required in Section II of this request for proposal. In developing the work plan, reference should be made to such sources of information as *Exxon Valdez* Oil Spill Trustee Council's budget and related materials, organizational charts, manuals and programs, and financial and other management information systems.

Proposers will be required to provide the following information on their audit approach:

- a. Proposed segmentation of the engagement
- b. Level of staff and number of hours to be assigned to each proposed segment of the

engagement

- c. Sample size and the extent to which statistical sampling is to be used in the engagement
- d. Extent of use of EDP software in the engagement
- e. Type and extent of analytical procedures to be used in the engagement
- f. Approach to be taken to gain and document an understanding of the *Exxon Valdez* Oil Spill Trustee Council's internal control structure
- g. Approach to be taken in determining laws and regulations that will be subject to audit test work
- h. Approach to be taken in drawing audit samples for purposes of tests of compliance

9. Identification of Anticipated Potential Audit Problems

The proposal should identify and describe any anticipated potential audit problems, the firm's approach to resolving these problems and any special assistance that will be requested from the *Exxon Valdez* Oil Spill Trustee Council.

10. Report Format

The proposal should include sample formats for required reports.

NO DOLLARS SHOULD BE INCLUDED IN THE TECHNICAL PROPOSAL

C. Sealed Dollar Cost Bid

- 1. Total All-Inclusive Maximum Price

The sealed dollar cost bid should contain all pricing information relative to performing the audit engagement as described in this request for proposal. The total all-inclusive maximum price to be bid is to contain all direct and indirect costs including all out-of-pocket expenses.

The Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council will not be responsible for expenses incurred in preparing and submitting the technical proposal or the sealed dollar cost bid. Such costs should not be included in the proposal.

The first page of the sealed dollar cost bid should include the following information:

- a. Name of Firm
 - b. Certification that the person signing the proposal is entitled to represent the firm, empowered to submit the bid, and authorized to sign a contract with the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council.
 - c. A Total All-Inclusive Maximum Price for the 1995 engagement.
2. Rates by Partner, Specialist, Supervisory and Staff Level Times Hours Anticipated for Each

The second page of the sealed dollar cost bid should include a schedule of professional fees and expenses, presented in the format provided in the attachment (Exhibit 4), that supports the total all-inclusive maximum price. The cost of special services described in Section I E of this request for proposal should be disclosed as separate components of the total all-inclusive maximum price.

3. Out-of-pocket Expenses Included in the Total All-inclusive Maximum Price and Reimbursement Rates

Out-of-pocket expenses for firm personnel (e.g., travel, lodging and subsistence) will be reimbursed at the rates used by the Alaska Department of Fish and Game on behalf of the

Exxon Valdez Oil Spill Trustee Council for its employees. All estimated out-of-pocket expenses to be reimbursed should be presented on the second page of the sealed dollar cost bid in the format provided in the attachment (Exhibit 4). All expense reimbursements will be charged against the total all-inclusive maximum price submitted by the firm.

In addition, a statement must be included in the sealed dollar cost bid stating the firm will accept reimbursement for travel, lodging and subsistence at the prevailing rates used for the employees of the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council.

4. Rates for Additional Professional Services

If it should become necessary for the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council to request the auditor to render any additional services to either supplement the services requested in this RFP or to perform additional work as a result of the specific recommendations included in any report issued on this engagement, then such additional work shall be performed only if set forth in an addendum to the contract between the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council and the firm. Any such additional work agreed to between Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council and the firm shall be performed at the same rates set forth in the schedule of fees and expenses included in the sealed dollar cost bid.

5. Manner of Payment

Progress payments will be made on the basis of hours of work completed during the course of the engagement and out-of-pocket expenses incurred in accordance with the firm's dollar cost bid proposal. Interim billing shall cover a period of not less than a calendar month. Ten percent (10%) will be withheld from each billing pending delivery of the firm's final reports.

VI. MINIMUM REQUIREMENTS

To meet the minimum requirement for this request for proposals the audit firm must;

- a. be independent and licensed to practice in the State of Alaska;
- b. have no conflict of interest with regard to any other work performed by the firm for the Alaska Department of Fish and Game on behalf of the *Exxon Valdez* Oil Spill Trustee Council;
- c. adhere to the instructions in this request for proposal on preparing and submitting the proposal; and
- d. submit a copy of its last external quality control review report.

VII. EVALUATION CRITERIA

COSTS

Weight: 20%

The proposal should provide a summary of all anticipated costs and a description of expenses including administration, overhead, direct, or indirect costs. Where possible, rates must be included for all expenses. The level of detail in the budget should include costs of personnel, travel costs, supply costs, equipment costs, and other major project costs by major task.

A proposer who qualifies as an Alaska bidder under AS 36.30.170(b) shall have their proposed cost reduced 5% prior to scoring of the Budget/Costs criteria.

The proposal with the lowest cost factor will receive the maximum number of points allocated to cost (15). Other proposal costs will be ranked by the following formula:

Price of lowest cost proposal

Price of proposal being evaluated

X Maximum points for cost = Points

COMPREHENSION

W e i g h t :

20%

The response must demonstrate comprehension of the purpose of this contract, including the objectives, scope of work, and requested products. This section should not merely paraphrase the scope of services from the RFP. This section must demonstrate an understanding of what has been requested, the major issues involved, and what must be done to accomplish the project objectives.

METHODOLOGY/ BUDGET

Weight: 20%

The response must present information on the methods proposed to accomplish the work. This should include;

- (1) Adequacy of proposed staffing plan for various segments of the engagement
- (2) Adequacy of sampling techniques
- (3) Adequacy of analytical procedures

The budget must be allocated in a manner that reflects an understanding of the project requirements.

PERSONNEL, EXPERIENCE, AND PERFORMANCE

Weight: 30%

The response must identify all key personnel, including the project manager, who will have major responsibilities for performance of the services required. The duties of each person, including subcontractors, must be listed, in addition to their qualifications and experience in terms of education and substantive experience relevant to the proposed contract. The amount of each person's time committed to this contract

must also be listed.

The response should demonstrate experience relevant to successful completion of the work described in the RFP. This should include previous work with diverse user groups resolving conflicting use or allocation of a finite resource. The response must indicate the name of the project, objectives addressed and the outcome of the effort, and provide a contact name and phone number for each piece of relevant work. Lists of projects will have no potential to enhance a proposal's score unless the relevance of the work to the proposed study is explained.

Expertise and Experience

- (1) The firm's past experience and performance on comparable government engagements
- (2) The experience of the firm's professional personnel to be assigned to the engagement and the experience of the firm's management support personnel to be available for technical consultation

ALASKA BIDDER PREFERENCE

Weight: 10%

Bidders who qualify as Alaska bidders under AS 36.30.170(b) are awarded points equaling 10% of the total rating system. The Certificate of Qualification for the Alaska Bidder Preference (Exhibit 3) should be signed by bidders who qualify for the Alaska Bidder Preference and submitted with the proposal. Only proposals with a signed certificate will be awarded points for the Alaska Bidder Preference criterion.

VII. EXHIBITS

	<u>Page</u>
1. Standard Agreement Form	27-28
2. Indemnity and Insurance Form	29-30
3. Certificate of Qualifications for the Alaska Bidder Preference Form	31-32
4. Schedule of Professional Fees and Expenses - Format	33
5. Proposer Guarantees	
6. Proposer Warranties	

Appendices

Memorandum of Agreement	A
Agreement and Consent Decree	B
Financial Operating Procedures	C
Court Registry Investment System Financial Statements for year ended September 30, 1993	D
United States General Accounting Office Briefing Report, "Use of <i>Exxon Valdez</i> Oil Spill Settlement Funds (August, 1993)	E
Statement of Revenue, Disbursements and Fees and Changes in Joint Trust Account Balance prepared by Elgee, Rehfeld and Funk	

Federal Fiscal Years Ending September 30, 1992-1994 et al

F

Quarterly Report as of March 31, 1995

G

Annual Report

H

Restoration Plan

I

EXHIBIT 3

CERTIFICATE OF QUALIFICATION FOR
THE ALASKA BIDDER PREFERENCE
(AS 36.30.170(b))

In response to ASPS #96-0033 Request for Proposals, I certify under penalty of perjury that

(Business Name)

qualifies for the Alaska Bidder Preference under the following conditions:

- (1) holds a current valid Alaska business license (**A COPY OF THE LICENSE OR ACCEPTABLE EVIDENCE MUST BE INCLUDED WITH YOUR PROPOSAL. SEE PAGE 3 OF THE RFP FOR ACCEPTABLE EVIDENCE**);
- (2) submits a bid for goods, services, or construction under the name as appearing on the person's current Alaska business license;
- (3) has maintained a place of business within the state staffed by the bidder or an employee of the bidder for a period of six months immediately preceding the date of the bid;
- (4) is incorporated or qualified to do business under the laws of the state, is a sole proprietorship and the proprietor is a resident of the state, or is a partnership and all partners are residents of the state; and
- (5) if a joint venture, is composed entirely of ventures that qualify under (1) to (4) of this subsection.

Authorized Signature

Alaska Business License Number

Printed Name

Date

Business Tax ID Number

Telephone Number

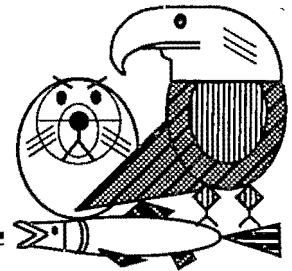
Note: This "Certificate of Qualification" and a copy of your Alaska business license, or acceptable evidence, must accompany your proposal in order to ensure that the Alaska bidder preference is applied during the evaluation process.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 6, 1995

James Sinnett
Chugach Heritage Foundation
4201 Tudor Centre Drive, Suite 210
Anchorage, Alaska 99508

Dear Jim:

This letter is to inform you of my preliminary recommendations on the three proposals you submitted for restoration of archaeological resources injured by the *Exxon Valdez* oil spill.

Project 96152. My preliminary recommendation on Project 96152/Community Museum, Repository, Archaeological, Site Stewardship, Co-Management Training & Human Resource Development Project, is that the *Exxon Valdez* Trustee Council not fund it until questions are answered and the regional planning effort proposed in Project 96154 is completed.

The Chief Scientist's draft recommendation on Project 96152 is as follows:

This proposal lacks clear technical details relating to the need for the work, how the goals will be accomplished, and the qualifications of those who will do the training. This could be considered if these points are addressed in another proposal. It is also not clear where the resources for sustained support of the suggested resources will come from.

Project 96153. My preliminary recommendation on Project 96153/Community Cultural Centers, Repositories, and Subsistence Restoration Facilities - Comprehensive Design, Engineering, Financing, and Construction Development Project, is that the *Exxon Valdez* Trustee Council not fund it until questions are answered and the regional planning effort proposed in Project 96154 is completed.

The Chief Scientist's draft recommendation on Project 96153 is as follows:

This proposal does not outline the needs of each community in relation to the restoration program. With an adequate "scoping/project feasibility" assessment, there may be reason to proceed with particular aspects of the plan in the future.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Annual maintenance costs of repositories/museums must be considered in future proposals.

Project 96154. My preliminary recommendation on Project 96154/Chugach OSIR Community Repositories, Cultural Centers, Subsistence Restoration Facilities Comprehensive Services Development Planning Project, is that the *Exxon Valdez* Trustee Council fund it contingent on revision of the Detailed Project Description (DPD) and budget to provide for a comprehensive planning effort.

I have set up a meeting to discuss the proposed planning effort. The meeting will be held **July 12, 1995 at 1:30 p.m.** at the Anchorage Restoration Office. Please let Veronica Christman, here at the Restoration Office, know if you will be able to attend. The meeting will include a discussion of the project budget to determine whether the \$125,000 requested is adequate to carry out the planning effort.

The Chief Scientist's draft recommendation on Project 96154 is as follows:

Project proposal is incomplete and therefore difficult to examine, but addresses an important need for planning. The proposal should be fully developed for future consideration.

My preliminary recommendations on Projects 96152, 96153, and 96154 are included in the Draft Work Plan, which is currently being circulated for public review. The Draft Work Plan has not been reviewed or approved by the Trustee Council. The comment period on the draft closes on August 4. Recommended projects are also being reviewed by legal staff to ensure consistency with the requirements of the civil settlement. I will make a final recommendation to the Trustee Council in mid-August. The Trustee Council is scheduled to make its decision on the Work Plan on or about August 25.

Thank you for your interest in the *Exxon Valdez* restoration program.

Sincerely,



Molly McCammon
Executive Director

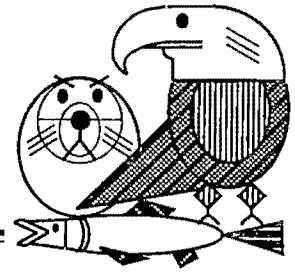
cc: Dr. Dave Gibbons, USFS
Ms. Catherine Berg, USFWS/DOI
Dr. Robert Spies, Chief Scientist

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 6, 1995

Ford A Anderson, II
Executive Director
M. J. Murdock Charitable Trust
POB 1618
Vancouver, Washington 98668

Dear Mr. Anderson:

The purpose of this letter is to urge your favorable consideration of a charitable contribution in support of the Alaska SeaLife Center.

The *Exxon Valdez* Oil Spill Trustee Council is charged with the administration of the civil settlement resulting from the *Exxon Valdez* oil spill. The Trustee Council has expressed its strong support for the Alaska SeaLife Center as a key part of the overall effort to restore the biological resources injured by the spill.

The Alaska SeaLife Center represents the culmination of many years' worth of effort. As a result of an extensive review of the Alaska SeaLife Center, with the assistance of the Council's independent Chief Scientist and other peer reviewers, the Trustee Council determined that:

- the proposed facility improvements will provide needed research infrastructure for conducting long-term marine mammal, seabird, and fishery genetics research pertaining to species injured by the oil spill in order to effectively restore those injured biological resources;
- the capabilities of other research facilities in Alaska have been assessed and there are no existing facilities in Alaska to adequately address the identified and anticipated restoration research needs that will be conducted at the facility;
- the Alaska SeaLife Center will make an important contribution to implementation of the ecosystem approach to restoration called for by the Trustee Council's *Restoration Plan*; and

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

- the facility will play a vital role in scientists' understanding of the ecosystem relationships that may influence or control the recovery of injured resources.

In short, it is expected that the Alaska SeaLife Center will make a major contribution to the understanding of critical questions concerning marine mammal and seabird declines as well as other issues that will provide for the better management and conservation of marine resources.

Due to the specific terms of the court-approved federal-State civil settlement, the Trustee Council's support for the Alaska SeaLife Center is constrained and can only address the research aspects of the facility. Nevertheless, the Trustee Council recognizes the enormous value and importance of the public education components of the facility.

Not only will the Alaska SeaLife Center provide essential research capabilities for restoration purposes, the public visitation component will provide a vital means of communicating important information to the general public about the health of our marine ecosystem. Effective communication to the general public about complex scientific matters is extremely difficult. The Alaska SeaLife Center presents an extraordinary opportunity to meld critical academic and resource management research efforts with public education.

Finally, the Alaska SeaLife Center provides an exceptional opportunity for a public-private partnership involving academic, government, philanthropic and business interests that will provide a legacy for future generations. I hope that the M. J. Murdock Charitable Trust will join in this effort.

Sincerely,



Molly McCann
Executive Director

mm/raw

Memorandum

DATE: June 23, 1995
TO: Molly McCammon
FROM: Suzanne Little, Alaska SeaLife Center
RE: Letter of Support to the M.J. Murdock Charitable Trust

Thank you for your willingness to write a letter to support the Alaska SeaLife Center's proposal to the M.J. Murdock Charitable Trust.

The Trust's mission is to help Pacific Northwest organizations solve or prevent important problems and build capacity for increased effectiveness. With a particular interest in science and informal education, and as one of a few foundations that provides capital support, the Trust is very important to the Alaska SeaLife Center's capital campaign. We plan to submit a proposal requesting \$500,000 over a two year period.

Some of the points we ask you to touch upon include:

- The need for the Alaska SeaLife Center.
- The relationship to the Center to the other coastal research facilities working on EVOS restoration.
- The Center's ability to engage the resources of academe, industry and government.
- EVOS provisions for long-term funding for EVOS-related research.

While the letter should be returned to me for inclusion in the proposal package, you should address it to:

Ford A. Anderson, II
Executive Director
M.J. Murdock Charitable Trust
P.O. Box 1618
Vancouver, Washington 98668

We would like to have the letters in hand by July 14. It can be faxed to me at 907/224-5391.

Please call Anne MacLean, the proposal writer, with any questions. She can be reached at 617/868-8847.

Thank you again for your help with this. The demonstrated support of Alaska's leadership will be key to the success of our proposal.

Suzanne Little
POB 1329
Seward AK
99664

Eric - would you review.

June 26, 1995

Mr. Ford A. Anderson, II
Executive Director
M. J. Murdock Charitable Trust
P. O. Box 1618
Vancouver, Washington 98668

Dear Mr. Anderson;

As the Executive Director of the Exxon Valdez Oil Spill Trustees Council, I wish to convey the Council's strong support for the Alaska SeaLife Center project and urge your consideration of support for this important facility. The Alaska SeaLife Center will not only be important to Alaska's public education regarding the marine environment, but it will be critically important to our collective scientific base of knowledge concerning our resource-rich cold water regions.

Currently there is no facility in existence which researches cold-water marine ecosystems, nor is there data available which will lend answers to the questions facing us regarding serious marine mammal declines in the last decade. Such information is critical if we are to act to prevent the demise of many marine populations.

Through a cooperative effort between the Exxon Valdez Oil Spill Trustee's Council, the City of Seward, the State of Alaska Department of Fish and Game, the University of Alaska and SAAMS the operating non-profit corporation, the Alaska SeaLife Center will be uniquely situated to conduct the research necessary to solve problems confronting our marine ecosystems today and in the future.

There are few non-formal science and environmental education opportunities in Alaska for our children and the general public. The Alaska SeaLife Center will not only give us answers to critical questions, but it will be a world-class environmental education facility for the world's students of every age.

I urge your positive consideration of the Alaska SeaLife Center's grant request.

Sincerely,

Molly McCammon
Executive Director
Exxon Valdez Oil Spill Trustee Council

Alaska SeaLife Center

Alaska SeaLife

Date:

June 26, 1995

Number of pages including cover sheet:

3

To:

Molly McCammon

Phone:

Fax phone: 276-7178

CC:

From: Suzanne Little

Phone: (907) 224-3080

Fax phone: (907) 224-5391

REMARKS:

☐ Urgent☐ For your review☐ Reply ASAP☐ Please comment

Molly - we are in need of a letter from you in support of the Alaska SeaLife Center for our M. J. Murdock Charitable Trust grant proposal.

Many thanks for your assistance!

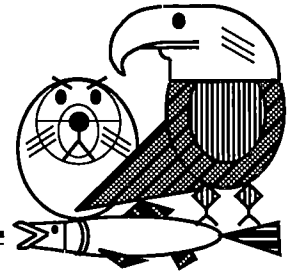
Suzanne Little

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: PAG Members

FROM: Molly McCarron
Executive Director

DATE: July 6, 1995

RE: Briefing materials for July 27-28 meeting

Enclosed are your briefing materials for the July 27-28 PAG meeting. You should already have received under separate cover a copy of the Draft FY1996 Work Plan.

1. Draft summary of your June 13-14 meeting. Please review for accuracy.
2. Draft agenda for July 27-28 meeting. This meeting will be teleconferenced to sites upon request. Please contact Cherri Womac if you are unable to attend and would like to be included by teleconference.
3. Tentative meeting schedule. Tentative list of meetings to the best of our knowledge. Call if you have questions about any of these in particular.
4. Draft FY1996 Work Plan. Memorandum from Bob Loeffler about plans for the work plan review.
5. Systematic Development of Informed Consent training. In response to your comments and our discussion at the last meeting, I have arranged for PAG members to be able to attend the first day of the 4-day training session at no cost. This would be Tuesday, September 26, from 8:30 am - 4:30 pm. If you are interested, please contact L.J. Evans at the Restoration Office as soon as possible. In addition, if the PAG is interested, it would be possible to arrange a special 1-day session, scheduled to coincide with an Anchorage meeting date, sometime during the next fiscal year. We can discuss this option at the July meeting.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL
Restoration Office
Tentative Meeting Schedule

July, 1995

- 13-14 Workshop on GIS techniques and needs
- 20 Teleconference and public hearing on Draft FY 96 Work Plan, 7 PM,
 Anchorage Restoration Office
- 24 Review session of FY 96 pink salmon genetics, stock identification and
 straying proposals
- 27-28 Public Advisory Group meeting

August, 1995

- 4 Legislative Budget and Audit Committee - SeaLife Center
- 25 Trustee Council meeting on FY 96 Work Plan

September, 1995

- 19-20 Public Advisory Group field trip to Valdez
- 22-23 Elders/Youth Conference

January, 1996

- 16-19 Annual Restoration Workshop

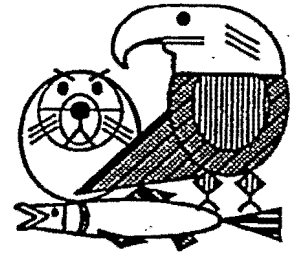
For more information on any of the above meetings, please contact the Anchorage Restoration Office.

Exxon Valdez Oil Spill Trustee Council

Public Advisory Group

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone 907-278-8012 Fax 907-276-7178



AGENDA

Exxon Valdez Oil Spill Trustee Council
Public Advisory Group
First floor conference room
645 G Street, Anchorage, Alaska

Thursday and Friday, July 27-28, 1995
9:00 AM

DRAFT

DRAFT
7/5/95

PURPOSE:

1. Report from Executive Director
2. Recommendations for FY 96 Work Plan
3. Report from Information Ad Hoc Group

Thursday

9:00 AM	Call to order/roll call/ approval of agenda	Vern McCorkle, Chair
9:05	Approval of summary of June 13-14, 1995 PAG meeting	Vern McCorkle, Chair
9:10	Comments from the Trustee Council	Deborah Williams DOI Alternate Trustee Council Representative
9:20	Executive Director's Report <ul style="list-style-type: none">• subsistence easements as habitat protection tool• proposed fall field trip• FY 96 PAG budget	Molly McCammon Executive Director

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Thursday - continued

10:00	Report on Information Management Sub-group teleconference	Chris Beck
12:00 PM	Lunch in — provided	
1:00	Public Comment	
2:00	Recommendations for FY 96 Work Plan	
4:30	Recess	

Friday

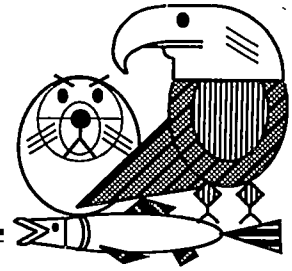
8:30 AM	Recommendations for FY 96 Work Plan - continued
1:00 PM	Adjourn

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 5, 1995

Leslie Holland-Bartels
National Biological Service/DOI
1011 East Tudor Road
Anchorage, Alaska 99503

Dear Leslie:

This letter is to inform you of my preliminary recommendation that the *Exxon Valdez* Trustee Council fund Project 96025/Mechanism of Impact and Potential Recovery of Nearshore Vertebrate Predators, contingent on receipt of the following overdue report:

Project 93047

- O'Clair, C. Sediments/subtidal monitoring.

Bruce Wright, NOAA Project Manager, has informed me that the O'Clair report will be submitted to the Chief Scientist for peer review by July 6, 1995. Once the report is submitted, I am prepared to recommend to the Trustee Council that they fund Project 96025.

In addition, I am recommending that there be a project review, led by the Chief Scientist, following the completion of the 1995 field season. This project review may result in modifications to the FY 96 Detailed Project Description (DPD). I received the revised budget for Project 96025 today. It will undergo a detailed review at the time of the project review. Therefore, no revisions are being requested at this time.

My preliminary recommendation will be incorporated into the Draft Work Plan, which will be circulated for public review in the next few days. The Draft Work Plan has not been reviewed or approved by the Trustee Council. The comment period on the draft closes on August 4. Recommended projects are also being reviewed by legal staff to ensure consistency with the requirements of the civil settlement. I will make a final recommendation to the Trustee Council in mid-August. The Trustee Council is scheduled to make its decision on the Work Plan on or about August 25.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Thank you for your continuing interest in the *Exxon Valdez* restoration program.

Sincerely,

A handwritten signature in black ink, reading "Molly McCammon". The signature is fluid and cursive, with the first name "Molly" and last name "McCammon" clearly distinguishable.

Molly McCammon
Executive Director

cc: Dr. Byron Morris, NOAA
Mr. Bruce Wright, NOAA
Ms. Catherine Berg, USFWS/DOI
Dr. Robert Spies, Chief Scientist

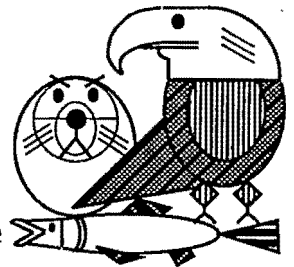
mm/ss/raw

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 5, 1995

Patty Brown-Schwalenburg, Executive Director
Chugach Regional Resources Commission
4201 Tudor Centre Drive, Suite 211
Anchorage, Alaska 99508

Dear Patty:

I am writing to inform you of my preliminary recommendation that the *Exxon Valdez* Trustee Council defer a decision on funding Project 96131/Chugach Native Region Clam Restoration pending a review of the FY 95 effort and results. The draft recommendation of the Chief Scientist on Project 96131 is as follows:

I recommend that there be a late autumn/early winter review of progress before FY 96 funding is approved. Very promising project; good potential.

Environmental assessment (EA) should consider sea otter populations. Need to review production capacity of current facility and plans for future expansion.

My preliminary recommendation has been incorporated into the Draft Work Plan, which is currently being circulated for public review. The Draft Work Plan has not been reviewed or approved by the Trustee Council. The comment period on the draft closes on August 4. In addition to public comment on the draft, recommended projects are being reviewed by legal staff to ensure consistency with the requirements of the civil settlement. Following a review of comments received and the Draft Work Plan as a whole, I will make a final recommendation to the Trustee Council in mid-August. The Council is scheduled to make its decision on the Work Plan on or about August 25th.

Your project has not undergone budget review. Staff will undertake that review during the review of the FY 95 field season.

If you would like more information on my preliminary recommendation or the Chief Scientist's comments, please feel free to contact Stan Senner, Science Coordinator here at the Restoration Office.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Thank you for your interest in the *Exxon Valdez* restoration program.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon".

Molly McCammon
Executive Director

cc: Dr. Robert Spies, Chief Scientist
Dr. Joe Sullivan, ADF&G
Mr. Dave Daisy

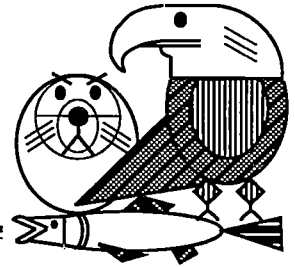
mm/ss/raw

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G. Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Alex Swiderski, Alaska Department of Law
John Harmening, U.S. Forest Service

FROM: Molly McCammon
Executive Director

DATE: July 5, 1995

RE: Tatitlek negotiations

Today I received a faxed letter from Tatitlek Village Council President Gary Kompkoff regarding the Tatitlek land negotiations. This was followed up by a phone conversation intended to clarify Gary's letter. Gary relayed that he had heard word that the Trustee Council was not as interested in acquiring timber interests in Boulder Bay as we were in Landlocked Bay or Fish Bay. He went on to state that from the village council's perspective, protecting Boulder Bay was a higher priority because of all the EVOS restoration projects there - a coho remote release, oysters, and the clam project. He wanted to make sure the Council's negotiators were aware of that. I told him that I would pass his letter and this information on to the lead negotiators, but also reminded him that our dealings were with the village corporation and their representatives.

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

TATITLEK VILLAGE IRA COUNCIL

P.O. Box 171
Tatitlek, AK 99677

Ph. (907) 325-2311
FAX (907) 325-2298

July 5, 1995

Ms. Molly McCammon
Executive Director
Exxon Valdez Oil Spill Trustee Council
645 G Street
Anchorage, AK 99501

RE: Boulder Bay Habitat Protection

Dear Ms. McCammon:

I am writing, once again, with regard to the Boulder Bay Habitat Protection proposal that we have discussed so many times before. I am becoming very concerned that this area, which is so important to the Native Village of Tatitlek for subsistence and restoration purposes, is in jeopardy of being logged; even with the efforts that we have made in the past several months. I understand, from other interested parties, that there is increased concern that this proposal might not be acceptable because of additional requests for land acquisitions by the Trustee Council that do not necessarily relate to habitat protection for Boulder Bay. As you are aware, the Trustee Council, the Tatitlek Village IRA Council and the residents of the Native Village of Tatitlek have invested much funding and effort into several very important restoration projects in the Boulder Bay area, and we would hate to see those projects jeopardized by logging activities that will certainly affect the success of the projects.

The Tatitlek Village IRA Council, on behalf of the residents of the Native Village of Tatitlek, respectfully and urgently, requests your assistance in ensuring that habitat protection is provided for the Boulder Bay area.

We thank you very kindly for your assistance with this issue, I'd really appreciate the opportunity to discuss this issue in further detail when you have time, please call me at your convenience.

I look forward to hearing from you, take care.

Sincerely,

Gary P. Kompkoff, President
Tatitlek Village IRA Council

Post-it® Fax Note	1671	Date	7/5/95	# of pages	1
To	Molly McCammon	From	Gary Kompkoff		
Co./Dept.	EVOS Trustee Council	Co.	Tatitlek IRA		
Phone #	278-7178	Phone #			
Fax #	278-8042	Fax #			

*** ACTIVITY REPORT ***

TRANSMISSION OK

TX/RX NO.	9399	
CONNECTION TEL		2787022
CONNECTION ID	ALEX-CRAIG	
START TIME	07/05 16:11	
USAGE TIME	01'30	
PAGES	3	
RESULT	OK	

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

9399

INCOMPLETE TX/RX [36] 2787022

ALEX-CRAIG

TRANSACTION OK [33] 19075867843

J.HARMENING

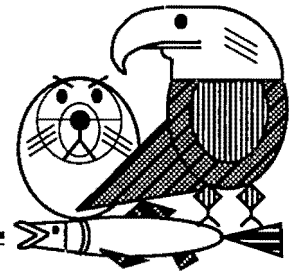
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 5, 1995

Patrick & Barbara McBride
PO Box 1857
Homer, Alaska 99603

Dear Mr. and Mrs. McBride:

Thank you for your recent letter regarding the small parcel identified as KEN 20 in Kachemak Bay. As you are probably aware, literally hundreds of parcels have been submitted to the Trustee Council for consideration through the Small Parcel Program.

As a result of the review and evaluation process, the Trustee Council has identified 29 parcels of especially significant value to habitat protection and restoration of the biological resources and human services injured by the *Exxon Valdez* oil spill.

Although KEN 20 has not been identified as one of these parcels at this point, the Trustee Council is maintaining files on all parcels nominated and may give further consideration to particular nominations as new or additional information becomes available.

Thank you again for your comment on the KEN 20 parcel. Your letter will be included in the materials presented to the Trustee Council at their next meeting and will be taken into consideration as the Small Parcel Program moves forward.

Sincerely,

A handwritten signature in cursive script that reads 'Molly McCammon'.

Molly McCammon
Executive Director

EM/ty

Trustee Agencies

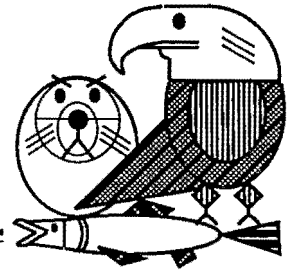
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

TO: Joe Sullivan/ADFG

FROM: Molly McCammon
Executive Director

RE: Project 95139A1/Salmon Instream Habitat and Stock Restoration -- Little Waterfall Creek Barrier Bypass

DATE: July 5, 1995

As you recall, I formally authorized funds to be spent on Project 95139A1 back in April, but asked that the PI respond to the concerns raised by the peer review before beginning field work on the project. This memo is simply to inform you that I have received and am satisfied with the response received from Mr. Honnold (letter dated June 14, 1995). You'll note in the attached letter from the Chief Scientist, however, that the peer reviewer has one outstanding concern regarding the literature citations. I concur with the Chief Scientist that the citation issue should be addressed in the final report.

My preliminary recommendation on the FY 96 component of this project (96139A1), as reflected in the Draft Work Plan which is currently being circulated for public review, was to "fund contingent on resolution of questions raised in FY 95 DPD." Since those questions have now been resolved, my final recommendation to the Trustee Council on Project 96139A1 will be "fund."

Attachment

cc: Bob Spies
Bill Hauser

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

A P P L I E D

marine

S C I E N C E S

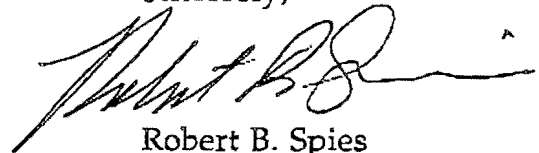
June 28, 1995

Ms. Molly McCammon
Executive Director
Exxon Valdez Oil Spill Trustee Council
645 G Street Ste. 402
Anchorage, AK 99501

Dear Molly,

I am writing with regard to the detailed project description "Salmon Instream habitat and stock restoration--Little Waterfall Creek Barrier Bypass" (95139A-1). As you realize this project as proposed for 1995 funding had several questions associated with it that were outlined in my letter to you of April 7, 1995. Your memo of April 10, 1995 approved the project, but answers to the questions raised during the review were to be provided before ADF&G undertook field work. A memo of June 14, 1995 from Mr. Steve Hannold of ADF&G to you provides answers to these questions. The reviewer has read the latest memo from Mr. Hannold and found that all the previous questions have been satisfactorily answered. The only point that remains concerns literature citations in the final report for 93063 to support the proposed actions. These citations were not specifically provided in the DPD and should be included in the final report. A copy of the reviewer comments is attached. I recommend funding this project as proposed and supported by the additional information from Mr. Honnold.

Sincerely,



Robert B. Spies
Chief Scientist

CC: J. Sullivan
S. Senner
S. Honnold



RE: Your request for review on Little Waterfall Creek Barrier Bypass; letter from Steven G. Honnold to Molly McCammon, June 14, 1995.

Dear Bob:

I have reviewed the response from Mr. Honnold and I find the missing information has been provided with one exception. Item 6, literature citations, does not identify which references from the final report for 93063 were applied in the specific applications of the Little Waterfall Creek Barrier Bypass study. I reviewed the 93063 report, and it was well done, however the response needed to this comment was literature support for the proposed actions.

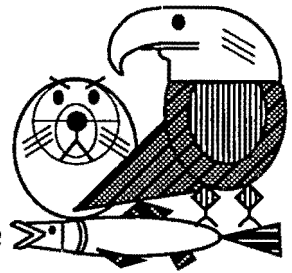
For future reference, I note that in order for the final report of this project, when it is written, to be acceptable the information provided in the letter of June 14, along with specific literature citations where appropriate would need to be provided.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 3, 1995

Ms. Christine Smith
12016 Wilderness Road
Anchorage, Alaska 99516

Dear Ms. Smith:

Thank you for your recent correspondence regarding the Trustee Council actions on habitat protection. Your comments were forwarded to all the Trustee Council members prior to their June 1, 1995, meeting in Cordova.

As you know, the Trustee Council took action on November 2, 1994, to protect lands on Kodiak Island. The Council met again on December 2, in Juneau, and signed resolutions authorizing possible acquisition of lands owned by Tatitlek, Chenega, and Eyak Corporations, Afognak Joint Ventures, and the Kodiak Island Borough on Shuyak Island. In addition, the Council expressed support for continuing negotiations for possible acquisition of Port Graham and English Bay lands within Kenai Fjords National Park. Negotiations in various stages are currently underway with all of the above parties.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions. If you would like further information or details on this issue, or if you would like to be placed on the mailing list to receive our newsletter, please don't hesitate to call Ms. L.J. Evans at 1-800-478-7745 (within Alaska) or 1-800-283-7745 (outside Alaska).

Sincerely,

Molly McCammon
Executive Director

mm/raw/kh

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Mick & Gai Sela & Family
Box 912
Kenai, Alaska 99664
Mr. & Mrs. Sela

Mr. Stirrat H. Clark
Box 1509
Seward, Alaska 99661-1509
Mr. Stirrat

Mr. Brandon Anderson
Box 2283
Seward, Alaska 99664
Mr. Anderson

Mr. David Rhode
Box 796
Cooper Landing, Alaska 99572
Mr. Rhode

R. Smeright
HCR 64 Box 565
Seward, Alaska 99664
Mr. Smeright

Mr. Roman Dial
6520 East 10th Avenue
Anchorage, Alaska 99504
Mr. Dial

Ms. Madelyn Walker
Box 112
Seward, Alaska 99664
Ms. Walker

Ms. Rhonda Johnson
P.O. Box 1831
Seward, Alaska 99664
Ms. Johnson

Ms. Mary Gilbert
P.O. Box 627
Seward, Alaska 99664
Ms. Gilbert

Ms. Ellen Shute
P.O. Box 202303
Anchorage, Alaska 99520
Ms. Shute

Mr. Chris Anderson
P.O. Box 892
Cordova, Alaska 99574
Mr. Anderson

Mr. Denny Kay Weathers
Box 1791 Deep Bay
Hawkins Island
Via Cordova, Alaska 99574
Mr. Weathers

Mr. Gary C. Patton, Provisional
Government
Katalla-Chilkat Tlinkit of Alaska
1001 Boniface Parkway, Suite 45P
Anchorage, Alaska 99504
Mr. Patton

Mr. James B. Bruseth, Principal
Cordova Public Schools
P.O. Box 140
Cordova, Alaska 99574
Mr. Bruseth

Mr. Earl P. Stephens, PhD
The Alaska Reforestation Council
P.O. Box 242081
Anchorage, Alaska 99524-2081
Mr. Stephens

Mr. Charlie Crangel
Kim Blommel
P.O. Box 3394
Seward, Alaska 99664
Mr. Crangel & Ms. Blommel

Ms. Kim Raum-Suryan
11707 Aurora Street
Eagle River, Alaska 99577
Ms. Raum-Suryan

Mr. Apangabule Kairaiuale
2411 Sprucewood Street
Anchorage, Alaska 99508
Mr. Kairaiuale

Ms. Linn Norton
NOLS AK Box 981
Palmer, Alaska 99645
Ms. Norton

Ms. Colleen Sue McDonald
P.O. Box 240134
Anchorage, Alaska 99524
Ms. McDonald

Ms. Deborah Olson
Box 2152
Seward, Alaska 99664
Ms. Olson

Ms. Sue Quinn
P.O. Box 878291
Wasilla, Alaska 99687
Ms. Quinn

Ms. Jessica Burton
1641 West 14th Avenue
Anchorage, Alaska 99501
Ms. Burton

Mr. Brian Waite
321 West 123rd Avenue
Anchorage, Alaska 99515
Mr. Waite

Mr. Shain Essex
43 Butler Drive
Kuranda QLD
Australia 4872
Mr. Exxex

Ms. Deb Essex
P.O. Box 102103
Anchorage, Alaska 99510
Ms. Essex

Mr. Nikos Pastos
8101 Peck Avenue #M-88
Anchorage, Alaska 99504
Mr. Pastos

Mr. Carl Oswald
5311 Woodcrest Circle
Anchorage, Alaska 99516
Mr. Oswald

Mr. Phillip Blanchett II
4342 E. 4th Avenue
Anchorage, Alaska 99508
Mr. Blanchett

Ms. Karen Cooke
P.O. Box 6115
Napaskiak, Alaska 99559
Ms. Cooke

Mr. Shane McHale
803 East 12th Avenue #2
Anchorage, Alaska 99501
Mr. McHale

Ms. Laurie Smith
P.O. Box 80705
Fairbanks, Alaska 99708
Ms. Smith

Ms. Dona King
P.O. Box 11208
Anchorage, Alaska 99511
Ms. King

Ms. Marie Dunkel
1135 West 8th Avenue #5
Anchorage, Alaska 99501
Ms. Dunkel

Ms. Christine Smith
12016 Wilderness Road
Anchorage, Alaska 99516
Ms. Smith

Ms. Krista R. Nebeker
1205 West 7th Avenue
Anchorage, Alaska 99501
Ms. Nebeker

Ms. Caryn Rea
HC52 Box 8610
Bird Creek, Alaska 99540
Ms. Rea

Ms. Vicky Kendall
1411 West 13th Avenue
Anchorage, Alaska 99501
Ms. Kendall

Ms. Angela Wickham
3500 Wyoming Drive
Anchorage, Alaska 99517
Ms. Wickham

Mr. Timothy Feller
P.O. Box 91424
Anchorage, Alaska 99509
Mr. Feller

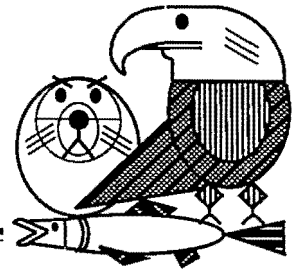
Ms. Laurie B. Wolf
1504 D Street
Anchorage, Alaska 99501
Ms. Wolf

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



July 3, 1995

Mark Willette
Alaska Department of Fish and Game
P. O. Box 669
Cordova, Alaska 99574

Dear Mark:

This letter is simply to confirm a conversation that Sandra Schubert of my staff had recently with Bill Hauser, project manager for ADF&G, regarding your report on Project 93024 (Coghill Lake sockeye). As you know, this overdue report is one of the factors delaying my making a recommendation to the Trustee Council to fund your proposed FY 96 work (Project 96166/Herring Natal Habitats).

Mr. Hauser informed Ms. Schubert that you would submit the report on Project 93024 to the Chief Scientist for peer review by **July 20, 1995**. If you meet that deadline, the report will no longer be an obstacle to Trustee Council funding of Project 96166.

Thank you for your attention to this matter.

Sincerely,

Molly McCanmon
Executive Director

cc: Mr. Bill Hauser, ADF&G
Dr. Robert Spies, Chief Scientist

Trustee Agencies

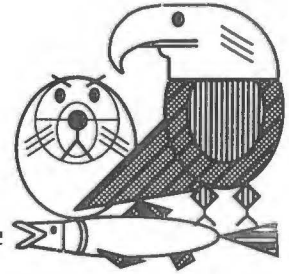
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 401, Anchorage, Alaska 99501-3451

Phone: (907) 278-8012 Fax: (907) 276-7178



MEMORANDUM

To: Trustee Council Members

From: Molly McCammon *for*
Executive Director

Date: July 3, 1995

Subj: Draft FY96 Work Plan

Enclosed please find a copy of the Draft Fiscal Year 1996 Draft Work Plan. Copies were mailed to the entire EVOS mailing list which consist of approximately 2,600 individuals as well as the Restoration Work Force members.

In addition to publication of this document, letters were sent to all project proposers detailing the comments received through the various reviews.

If you have any questions about the draft work plan please don't hesitate to contact me.

mm/raw

Trustee Agencies

State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior