

JANUARY
1994

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: Sandra Shubert

FROM: Eric F. Myers *[Signature]*

DATE: January 28, 1994

SUBJ: Status of FY 94 Projects

The Trustee Council approved a large number of FY 94 Work Plan projects on January 31, 1994, a number of which were on-going at the time. The January meeting was followed by instructions from the Director of Operations (a guidance packet dated February 8, 1994) describing the steps to be taken by agencies to secure NEPA compliance and to prepare Detailed Project Descriptions (DPDs) for peer review under the direction of the Chief Scientist in order to secure final project approval by the Executive Director.

A number of FY 94 projects were on-going at the time of the January 31, 1994 meeting and action by the Trustee Council and had been approved for implementation prior to issuance of the instructions in the guidance packet dated February 8, 1994. These projects include:

| | |
|-------|--|
| 94007 | Site Specific Archeological Restoration |
| 94020 | Black Oystercatcher Interaction with Intertidal |
| 94064 | Harbor Seal Habitat Use and Monitoring |
| 94066 | Harlequin Duck Recovery Monitoring |
| 94092 | Killer Whale Recovery Monitoring |
| 94110 | Habitat Protection — Data Acquisition and Support |
| 94126 | Habitat Protection and Acquisition Fund |
| 94137 | Stock ID of Chum, Sockeye, Chinook and Coho in PWS |
| 94185 | Coded Wire Tagging of Wild Pinks for Stock ID |
| 94217 | PWS Area Recreation Implementation Plan |
| 94246 | Sea Otter Recovery Monitoring |
| 94425 | Marine Mammal Book |
| 94504 | Genetic Stock ID of Kenai River Sockeye |

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

94505 Information Needs for Habitat Protection
94506 Pigeon Guillemot Recovery
94507 Symposium Proceedings Publication

For purposes of the Quarterly Project Status Report tracking, in the database in the field Executive Director Approval, these projects should show "on file" with a footnote referencing this memorandum.

Additionally, although not on-going prior to the January 31, 1994 meeting, one project involved funding to NOAA to support publication of information pertaining to marine mammals (ie., Project 94425), while two other project authorizations involved funding for NEPA compliance documentation for the Trustee Council's *Restoration Plan* (ie., Project 94422) and NEPA compliance for the proposed research infrastructure affiliated with the Institute of Marine Science in Seward (ie., Project 94199). For these three projects also, no further DPD preparation, peer review or Executive Director approvals were needed prior to project implementation.

* * * * *

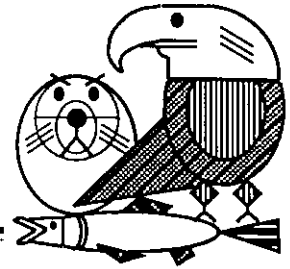
Please update the FY 94 project status database to reflect this information.

Exxon Valdez Oil Spill Trustee Council

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January 20, 1994

Dear Friend,

The purpose of this letter is to provide you with a complete set of the working materials developed during the Ecosystem-Based Management Structure work session held January 13-14. Please review and comment on these materials. It would be helpful if you could provide comments by January 25 in order to have the benefit of your thoughts prior to the next Trustee Council meeting. As discussed during the work session, we are now in the process of developing a timeline to apply this implementation approach to the formulation of the FY 1995 workplan. We will forward a copy of that draft timeline to you in the near future.

It is important to emphasize that these are working documents that will continue to change as we work to meet the challenge of devising an effective management structure to implement restoration on an ecosystem basis. The attached materials provide the basic elements of an implementation management structure to be used in development of the FY 1995 workplan:

- | | |
|---|--------------|
| • Mission Statement | Attachment 1 |
| • Definitions | Attachment 2 |
| • Guiding Principles | Attachment 3 |
| • Injured Resources/Services Goals and Objectives | Attachment 4 |
| • Management Goal and Objectives | Attachment 5 |

As we discussed during the work session, the Mission Statement, adopted by the Trustees at the November 30, 1993 meeting, establishes overall guidance regarding restoration efforts. The Definitions (for goal, objective, and strategy) provide a common language for describing restoration actions. The Guiding Principles, which incorporate and elaborate upon the policies stated in the Draft Restoration Plan (November 1993) adopted by the Trustee Council, provide a comprehensive set of parameters that will be used to formulate and evaluate future workplans and project proposals.

The listing of Injured Resources and Services provides an ecosystem context (consistent with the court decrees) for restoration activities. The goals reflect the general concept of striving to restore the injured environment to a healthy, productive ecosystem and the objectives identify specific, measurable

Trustee Agencies

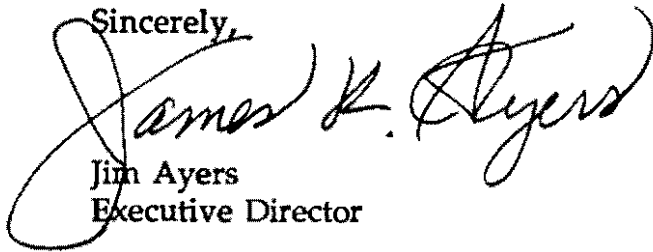
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

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

end points for each injured resource or service. The objectives for resources and services are adapted from the definitions of recovery in the Draft Restoration Plan (November 1993). Finally, although we did not have time to address Management Processes directly during the work session, a draft goal statement and objectives concerning management processes is also provided for your review.

Let me again say that this is a draft document that needs your input. I would like to express my appreciation to you for your continued hard work and support and I look forward to continuing to work with you on this effort.

Sincerely,

A handwritten signature in cursive script that reads "James H. Ayers". The signature is written in dark ink and is positioned above the printed name and title.

Jim Ayers
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

List of Attendees
Ecosystem-based Management Structure for Implementing the EVOS Restoration Plan
January 13 & 14, 1994

- ✓ Jim Ayers - Executive Director, fax 907-586-7249/276-7178 Anch
- ✓ Molly McCammon - Director of Operations, fax 907-276-7178
- ✓ Eric Meyers - Project Manager, fax 907-276-7178
- ✓ Bob Spies - Applied Marine Sciences, fax 510-373-7834
- ✓ Pete Peterson - University of North Carolina, fax 919-726-2426
- ✓ George Rose - DFO Canada/Open, fax 709-772-4188
- ✓ Glenn Juday - University of Alaska, Fairbanks, fax 907-474-7439
- ✓ Byron Morris - National Marine Fisheries Service, fax 907-789-6608
- ✓ Alex Werthheimer - National Marine Fisheries Service, fax 907-789-6608
- ✓ Jeep Rice - National Marine Fisheries Service, fax 907-789-6608
- ✓ Dave Gibbons - U.S. Forest Service, fax 907-586-7555
- ✓ Sandy Rabinowitch - U.S. DOI, National Park Service, fax 907-257-2510
- ✓ Jerome Montague - Ak Department of Fish & Game, fax 907-465-4759
- ✓ Mark Brodersen - Ak Department of Environmental Conservation, fax 907-465-5375
- ✓ Tom Van Brocklin - PWS Communities Organized to Restore the Sound,
fax 907-835-3864
- ✓ Torie Baker - PWS Ecosystem Assessment Planning Group, fax 907-424-3430
- ✓ Dan Hull - PWS Ecosystem Assessment Planning Group, fax 907-243-1679 call first
- ✓ John French - Fisheries Industrial Technology Center, Kodiak, fax 907-486-1540
- ✓ Gary Kompkoff, Tatitlek, fax 907-325-2298
- ✓ Gail Evanoff, Chenega, fax 907-573-5135
- ✓ Steve Planchon, The Nature Conservancy, fax 907-276-2584
- ✓ Pam Brodie, Sierra Club, fax 907-258-6807
- ✓ Leslie Holland-Bartel, U.S. DOI, National Biological Survey, fax 907-786-3636
- ✓ Kim Sundberg, Ak Department of Fish & Game, fax 907-349-1723
- ✓ Jess Grunblatt, Ak Department of Natural Resources, fax 907-276-7178
- ✓ Andy Gunther, Applied Marine Sciences, fax 510-373-7834
- ✓ Bob Loeffler, Ak Department of Environmental Conservation, fax 907-276-7178
- ✓ Art Weiner, Ak Department of Natural Resources, fax 907-278-7178
- ✓ L.J. Evans, Ak Department of Fish & Game, fax 907-258-9860
- ✓ Tony DeGange, U.S. Fish & Wildlife Service, fax 907-786-3350

Invited but did not attend:

- ✓ David Irons - U.S. Fish & Wildlife Service, fax 907-786-3641
- ✓ Bill Hines - National Marine Fisheries Service, fax 907-586-7249
- ✓ Veronica Gilbert - Ak Department of Natural Resources, fax 907-276-7178
- ✓ Brad Phillips, Public Advisory Group, fax 907-276-5315
- ✓ Ted Cooney, University of Alaska, Fairbanks, fax 907-474-7204

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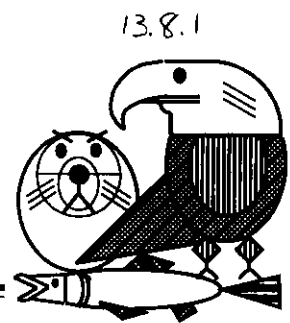
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Exxon Valdez Oil Spill Trustee Council

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To: Trustee Council Members
From: James R. Ayers, Executive Director
Re: Administrative Restructuring

January 21, 1994

This is to update you on my activities in streamlining the Trustee Council staff, reducing costs, and improving the overall efficiency of Trustee Council activities. As I committed during the Nov. 30 Council meeting, I have developed an overall administration budget that reflects 20% in reductions, from approximately \$5.6 million down to \$4.2 million for FFY94, plus \$280,000 for the Oil Spill Public information Center (OSPIC). The OSPIC is now shown as a separate project for future reference (Project Number 94423). By reducing staff and transferring the old CACI positions to the State of Alaska system, I was able to reduce the costs of the OSPIC from approximately \$350,000 in operating expenses and \$48,000 in rent to about \$280,000 a year for both! This is a significant savings, which I believe will allow us to give closer attention to the goals and objectives we wish to achieve with the OSPIC. I have copies of both the OSPIC budget and the revised Administration budget for your information.

Attached is the organization chart I presented you in November. Since that time, I have hired the Director of Operations, Molly McCammon, and the Director of Administration, June Sinclair, as well as the Project Management Coordinator, Eric Myers. I have also reorganized the support staff and transferred them from the CACI contract to the state system, at a substantial cost savings. The CACI contract has been canceled, effective January 31, 1994. I have no plans at this time to hire a Special Assistant or the Habitat and Lands Coordinator. My staff and I are continuing to seek improved efficiencies to both better serve the public and reduce our administrative costs.

Administration Cost Savings FFY94

| Prior Budget | | Revised Budget |
|--------------|-----------------|----------------|
| Admin. | \$5.6M | \$4.2M |
| OSPIC | .35M (included) | +.28M |
| | <u>\$5.6M</u> | <u>\$4.48M</u> |

20% Reduction

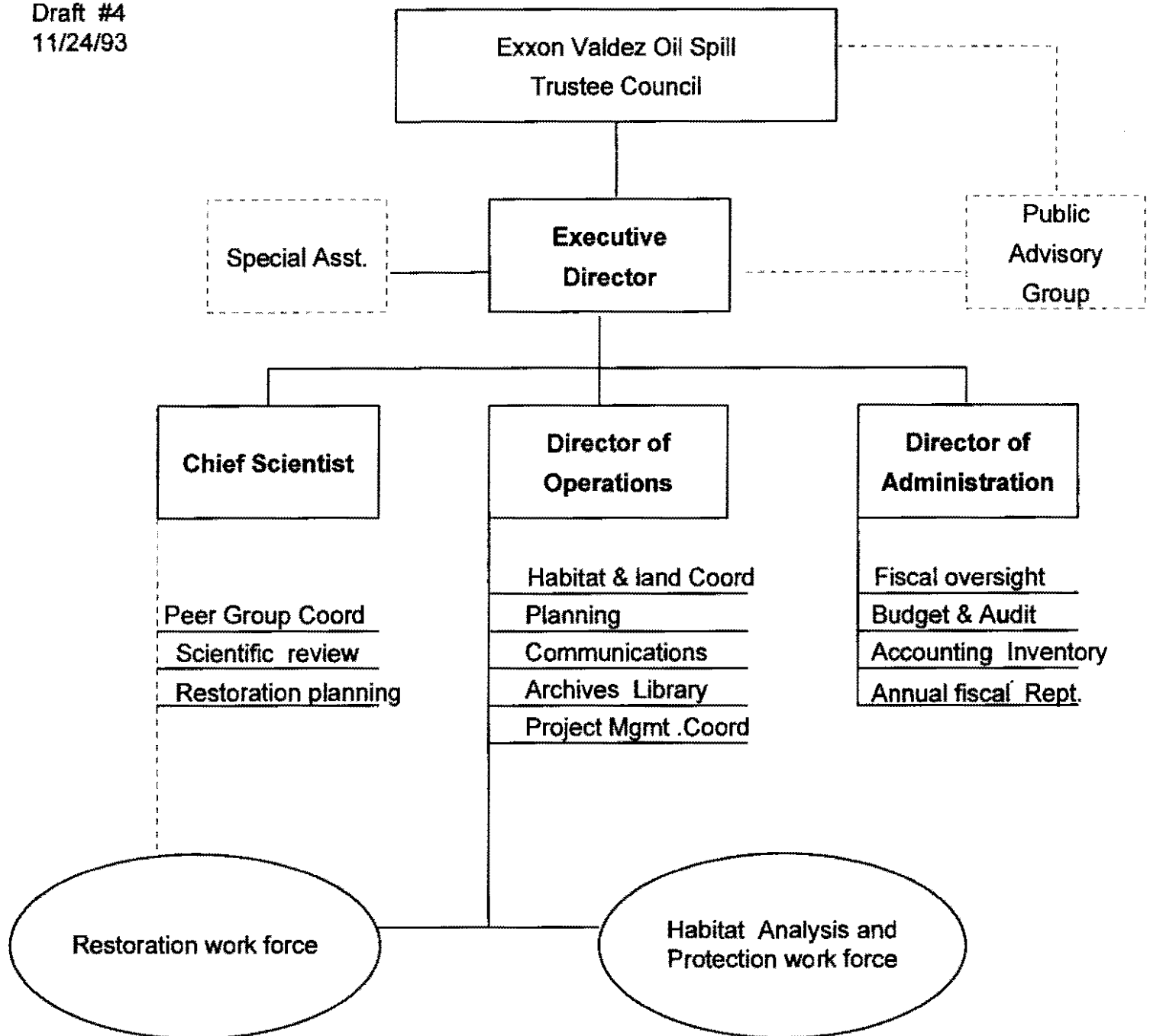
Trustee Agencies

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 Organization Chart

Draft #4
11/24/93



- Notes:
1. This structure provides efficient management of the Council business at reduced costs.
 2. Secretarial and administrative staff will be developed as needed within the budget .
 3. There will be a transition period as we implement a formal management and tracking system.
 4. Items listed below directors are functions except Corrdinators and fiscal.

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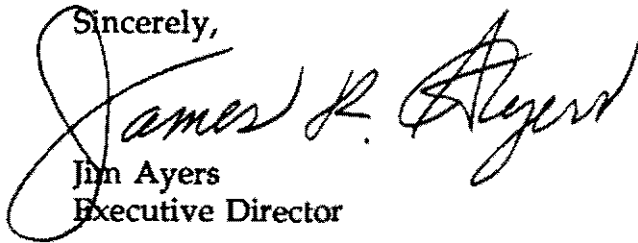
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Sincerely,

A handwritten signature in cursive script, reading "James R. Ayers". The signature is written in black ink and is positioned above the printed name and title.

Jim Ayers
Executive Director

ATTACHMENT 1

MISSION STATEMENT

The mission of the Trustee Council and all participants in Council efforts is to efficiently restore the environment injured by the *Exxon Valdez* oil spill to a healthy, productive, world renown ecosystem, while taking into account the importance of the quality of life and the need for viable opportunities to establish and sustain a reasonable standard of living.

The restoration will be accomplished through the development and implementation of a comprehensive, interdisciplinary recovery and rehabilitation program that includes:

- Natural Recovery
- Monitoring and Research
- Resource and Service Restoration
- Habitat Acquisition and Protection
- Resource and Service Enhancement
- Replacement
- Meaningful Public Participation
- Project Evaluation
- Fiscal Accountability
- Efficient Administration

— adopted by the *Exxon Valdez* Oil Spill Trustee Council November 30, 1993

ATTACHMENT 2

GOAL

A mental concept of what you want.

OBJECTIVE

Pertaining to a material or measurable specific object (as distinguished from a mental concept).

STRATEGY

Activity or expenditure that is directed toward accomplishment of an objective (i.e., who, what, where, when, how).

CATEGORY OF RESTORATION STRATEGY

- Monitoring and Research
- Habitat Protection
- General Restoration

STRATEGY TIMELINE AND COSTS

ATTACHMENT 3

GUIDING PRINCIPLES

1. Restoration should contribute to a healthy, productive and biologically diverse ecosystem within the spill area.
2. Restoration will focus upon injured resources and services and will emphasize resources and services that have not recovered. Restoration may include resources for which there was no documented injury if such activities will benefit an injured resource or service.
3. Resources and services not previously identified as injured may be considered for restoration if reasonable scientific or local knowledge obtained since the spill indicates a spill-related injury.
4. Projects designed to restore or enhance an injured service:
 - must have a sufficient relationship to an injured resource,
 - must benefit the same user group that was injured, and
 - should be compatible with the character and public uses of the area.
5. Priority will be given to restoring injured resources and services which have economic, cultural and subsistence value to people living in or using the oil spill area, as long as this is consistent with other goals.
6. Restoration activities will occur primarily within the spill area. Limited restoration activities outside the spill area, but within Alaska, may be considered under the following conditions:
 - when the most effective restoration actions for an injured migratory population are in a part of its range outside the spill area, or
 - when the information acquired from research and monitoring activities outside the spill area will be significant for restoration or understanding injuries within the spill area.
7. Restoration must take an ecosystem approach in order to understand what factors control the populations of key species.
8. Restoration will include an interpreted synthesis of findings, results, and an indication of important remaining issues or gaps in knowledge.
9. Possible negative effects on resources or services must be assessed in undertaking specific restoration projects.

ATTACHMENT 3 (continued)

10. Priority shall be given to strategies that involve multi-disciplinary, interagency and collaborative partnerships.
11. Restoration must include a meaningful public participation process at all levels — planning, project design, implementation and review.
12. Restoration projects will be subject to open, independent scientific review before Trustee Council approval.
13. Proposed restoration actions should state a clear, measurable and achievable end point.
14. Restoration must be conducted as efficiently as possible, reflecting a proper balance between costs and benefits.
15. Restoration must reflect public ownership of the process by timely release and reasonable access to information and data.
16. Past performance should be taken into consideration when making determinations regarding future commitments regarding restoration strategies.
17. Restoration shall take advantage of cost sharing opportunities where effective.
18. Competitive proposals for restoration projects will be encouraged.
19. Government agencies will be funded only for restoration work that they do not normally conduct.
20. Restoration should be guided and reevaluated as information is obtained from damage assessment studies and restoration actions.

These Guiding Principles reflect and elaborate on the Policies identified in Chapter 2 of the Draft *Exxon Valdez* Oil Spill Restoration Plan (November 1993). Further guidance regarding the categories of restoration action — General Restoration, Habitat Protection and Acquisition, Monitoring and Research, and Public Information and Administration — are provided in Chapter 3 of the Draft *Exxon Valdez* Oil Spill Restoration Plan (November 1993).

This attachment organizes information according to its location in the ecosystem, identifies resources and services injured by the spill, and provides a statement of goals and objectives for those resources and services..

Resources and services injured by the spill. The list of injured resources and services is taken from Appendix B of the Draft *Exxon Valdez* Oil Spill Restoration Plan (November 1993). As a result of the work session, the information was modified by subdividing some resource categories:

- mussels was made its own category rather than being included in intertidal organisms, and
- intertidal and subtidal ecosystem was subdivided into organisms and sediments, respectively.

In order to make the ecosystem links more apparent, each resource and service is shown according to where it exists in the ecosystem: pelagic (offshore) near-shore, or upland ecosystem.

Goals. Draft goals are provided for each of the three parts of the ecosystem.

Objectives. Objectives are statements that pertain to a measurable, specific object (as distinguished from a mental concept). They are given for each injured resource and service, and are taken from definitions of recovery in Chapter 4 of the Draft Restoration Plan.

ATTACHMENT 4**INJURED RESOURCE - ECOSYSTEM MATRIX**

| | ECOSYSTEM | | |
|--------------------------|----------------------------|-------------------|---------------|
| | <u>PELAGIC (Off-shore)</u> | <u>NEAR-SHORE</u> | <u>UPLAND</u> |
| <u>Natural Resources</u> | | | |
| Harbor seal | X | X | |
| Sea otter | | X | X |
| Killer whale | X | | |
| Sockeye salmon | X | X | X |
| Cutthroat trout | X | X | X |
| Dolly Varden | X | X | X |
| Rockfish | X | | |
| Pacific herring | X | X | |
| Pink salmon | X | X | X |
| Common murre | X | | X |
| Harlequin duck | | X | X |
| Marbled murrelet | X | | X |
| Pigeon guillemot | X | | X |
| Bald eagle | | X | X |
| Black oystercatcher | | X | X |
| River otter | | X | X |
| Clams | | X | |
| Mussels | | X | |
| Intertidal organisms | | X | |
| Subtidal organisms | | X | |
| Sediments | X | X | X |
| <u>Other Resources</u> | | | |
| Archeological Resources | | | X |
| Designated Wilderness | | | X |

ATTACHMENT 4 (continued)

INJURED RESOURCES

Pelagic (Off-shore) Ecosystem

Sockeye salmon
Pink salmon
Pacific herring
Rockfish
Killer whale
Harbor seal

Common murre
Marbled murrelet
Pigeon guillemot

Nearshore Ecosystem

Sockeye salmon
Pink salmon
Cutthroat trout
Dolly varden
Pacific herring
Harbor seal
Sea otter
Clams
Mussels

Bald eagle
Harlequin duck
Black oystercatcher
River otter
Intertidal organisms
Intertidal sediments
Subtidal organisms
Subtidal sediments

Upland Ecosystem

Sockeye salmon
Pink salmon
Cutthroat trout
Dolly varden
Intertidal organisms
Supratidal sediments
River otter
Sea otter

Common murre
Harlequin duck
Marbled murrelet
Pigeon guillemot
Bald eagle
Black oystercatcher

Archeological resources
Designated wilderness

LOST OR REDUCED SERVICES

Commercial fishing
Passive uses
Recreation/Tourism
Subsistence

GOALS

Pelagic (Off-shore) Ecosystem: A healthy, productive, pelagic (off-shore) ecosystem that supports resources and services injured by the oil spill.

Near-shore Ecosystem: A healthy, productive, near-shore ecosystem that supports resources and services injured by the oil spill.

Upland Ecosystem: A healthy, productive, upland ecosystem that supports resources and services injured by the oil spill.

OBJECTIVES

(In the table below, the first column shows the ecosystem to which the objective applies: P=pelagic (off-shore) ecosystem, N=near-shore ecosystem, and U=upland ecosystem.)

Natural Resources

| | |
|---------|--|
| N, U | Bald Eagle: Bald eagle population and productivity comparable to prespill levels. |
| N | Clam: Clam populations and productivity that are at prespill levels. |
| P, U | Common Murre: Prespill populations of common murrees at all injured colonies. |
| P, N, U | Cutthroat Trout and Dolly Varden Trout: Growth rates for Cutthroat Trout and Dolly Varden Trout within oiled areas that are comparable to those for unoiled areas. |
| N, U | Harbor Seal: A population level of harbor seals in the oiled area comparable to that which would have likely occurred in the absence of the spill. |
| N, U | Harlequin Ducks: For harlequin ducks, prespill populations or when differences between oiled and unoiled areas are eliminated. |
| N | Intertidal Organisms: For each intertidal organisms (lower, middle, and upper), community composition, population abundance of component species, and ecosystem functions and services at levels that would have prevailed in the absence of the oil spill. |
| P | Killer Whale: Recovery of the injured AB killer whale pod to the 1988 level (of 36 individuals). |
| P, U | Marbled Murrelet: Population trends in marbled murrelets that are stable or |

increasing.

- N **Mussel:** Mussel populations and productivity that are at prespill levels, and which do not contain oil that contaminates predator species.
- P, N **Pacific Herring:** Populations of pacific herring that are healthy and productive and exist at prespill abundances.
- P, U **Pigeon Guillemot:** Population trends in pigeon Guillemots that are stable or increasing.
- P, N, U **Pink Salmon:** Populations of pink salmon that are healthy and productive and exist at prespill abundances. (An indication of recovery is when egg mortalities in oiled areas match prespill levels or levels in unoiled areas.)
- N, U **River Otters:** For river otters, population levels are unknown but indications of recovery are when use and physiological indices have returned to prespill conditions.
- P **Rockfish:** Populations of Rockfish levels are unknown, but indications of recovery are when habitat use and physiological indices have returned to prespill conditions.
- N, U **Sea Otter:** A population abundance and distribution of sea otters comparable to prespill abundance and distribution, and when all ages appear healthy.
- P, N, U **Sediments:** Sediments whose contamination, if any, causes no negative effects to the spill-affected ecosystem. *(Editor's note: this objective is not taken from the Draft Restoration Plan. It has not been reviewed by the Chief Scientist.)*
- P, N, U **Sockeye Salmon (Kenai River):** Populations of sockeye salmon (Kenai River) that are healthy and productive and exist at prespill levels. (One indication of recovery is when Kenai and Skilak Lakes support Sockeye smolt outmigrations comparable to prespill levels.)
- P, N, U **Sockeye Salmon (Red Lake):** Population of sockeye salmon (Red Lake) that is healthy, productive, and exist at prespill levels in Red Lake.
- P, N **Subtidal Organisms:** For subtidal organisms, community composition, population abundance of component species, and ecosystem functions and services in each injured subtidal habitat that have returned to levels that would have prevailed in the absence of the oil spill.

Other Resources

- U **Archaeological Resources:** For archaeological resources, an end to spill-related injury, and looting and vandalism that are at or below prespill levels.
- U **Designated Wilderness Areas:** Designated wilderness areas where oil is no longer encountered, and that the public perceives to be recovered from the spill.

Services

Subsistence: Subsistence resources that are healthy and productive and exist at prespill levels, and people that are confident that the resources are safe to eat. (One indication that recovery has occurred is when the cultural values provided by gathering, preparing, and sharing food are reintegrated into community life.)

Commercial Fishing: Population levels and distribution of injured or replacement fish used by the commercial fish industry match conditions that would have existed had the spill not occurred. Because of the difficulty of separating spill-related effects from other changes in fish runs, the Trustee Council may use prespill conditions as a substitute measure for conditions that would have existed had the spill not occurred.

Recreation and Tourism: Recreation and tourism fish and wildlife resources are recovered, recreation use of oiled beaches is no longer impaired, and revised management capabilities and facilities can accommodate spill-related changes in human use.

Passive Use: A public that perceives that aesthetic and intrinsic values associated with the spill area are no longer diminished by the oil spill.

Attachment 5

MANAGEMENT PROCESSES

This attachment lists a goal and four objectives for management processes. (These were not developed during the work session but are included here for your review.)

GOAL

A long-term, comprehensive and cost-effective restoration program comprised of integrated strategies that are a balanced combination of Monitoring and Research, Habitat Protection and General Restoration.

OBJECTIVES

Administration: Administrative costs that average no more than five percent of overall restoration expenditures over the remainder of the settlement period.

Integrated Research: A research program that coordinates project development and design across goals and objectives; appropriately reflects and addresses ecosystem relationships; and ensures that collected data will be readily available and accessible to resource managers, policy makers and the general public.

Information Management: Information that is available in a timely manner and usable format to scientists, managers and the public.

Communication: A public involvement program that provides information and an opportunity for meaningful involvement in all levels of restoration — planning, project design, implementation and review.

List of Attendees
Ecosystem-based Management Structure for Implementing the EVOS Restoration Plan
January 13 & 14, 1994

Jim Ayers - Executive Director, fax 907-586-7249/276-7178 Anch
Molly McCammon - Director of Operations, fax 907-276-7178
Eric Meyers - Project Manager, fax 907-276-7178
Bob Spies - Applied Marine Sciences, fax 510-373-7834
Pete Peterson - University of North Carolina, fax 919-726-2426
George Rose - DFO Canada/Open, fax 709-772-4188
Glenn Juday - University of Alaska, Fairbanks, fax 907-474-7439
Byron Morris - National Marine Fisheries Service, fax 907-789-6608
Alex Werthheimer - National Marine Fisheries Service, fax 907-789-6608
Jeep Rice - National Marine Fisheries Service, fax 907-789-6608
Dave Gibbons - U.S. Forest Service, fax 907-586-7555
Sandy Rabinowitch - U.S. DOI, National Park Service, fax 907-257-2510
Jerome Montague - Ak Department of Fish & Game, fax 907-465-4759
Mark Brodersen - Ak Department of Environmental Conservation, fax 907-465-5375
Tom Van Brocklin - PWS Communities Organized to Restore the Sound,
fax 907-835-3864
Torie Baker - PWS Ecosystem Assessment Planning Group, fax 907-424-3430
Dan Hull - PWS Ecosystem Assessment Planning Group, fax 907-243-1679 call first
John French - Fisheries Industrial Technology Center, Kodiak, fax 907-486-1540
Gary Kompkoff, Tatitlek, fax 907-325-2298
Gail Evanoff, Chenega, fax 907-573-5135
Steve Planchon, The Nature Conservancy, fax 907-276-2584
Pam Brodie, Sierra Club, fax 907-258-6807
Leslie Holland-Bartel, U.S. DOI, National Biological Survey, fax 907-786-3636
Kim Sundberg, Ak Department of Fish & Game, fax 907-349-1723
Jess Grunblatt, Ak Department of Natural Resources, fax 907-276-7178
Andy Gunther, Applied Marine Sciences, fax 510-373-7834
Bob Loeffler, Ak Department of Environmental Conservation, fax 907-276-7178
Art Weiner, Ak Department of Natural Resources, fax 907-278-7178
L.J. Evans, Ak Department of Fish & Game, fax 907-258-9860
Tony DeGange, U.S. Fish & Wildlife Service, fax 907-786-3350

Invited but did not attend:

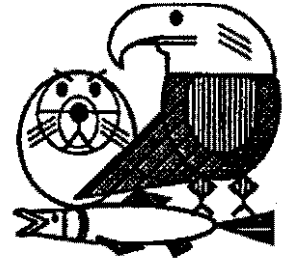
David Irons - U.S. Fish & Wildlife Service, fax 907-786-3641
Bill Hines - National Marine Fisheries Service, fax 907-586-7249
Veronica Gilbert - Ak Department of Natural Resources, fax 907-276-7178
Brad Phillips, Public Advisory Group, fax 907-276-5315
Ted Cooney, University of Alaska, Fairbanks, fax 907-474-7204

Exxon Valdez Oil Spill Trustee Council

Restoration Office

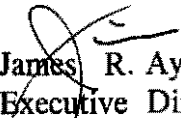
645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Distribution

FROM:  James R. Ayers
Executive Director

DATE: January 19, 1994

RE: Preliminary Negotiations

I am compelled to reiterate my position that no one is authorized at this time to represent the Trustee Council in discussions of appraisals, appraisal instructions, or appraisers. That is not a part of preliminary negotiations. It is a major issue to be resolved during detailed negotiations which have not yet been authorized.

You are authorized only to identify seller interests and potential integrated strategies to accomplish Habitat Protection. If you have questions, please contact me.

JRA/mir

Distribution:

Chris Bockmon, NPS
Dee Butler, FWS
Glen Ellis, FWS
John Harmening, FS
Chuck Gilbert, NPS
Sandy Rabinowitch, NPS
Bob Rice, FWS
Cordell Roy, NPS
Alex Swirderski, ADOL
Craig Tillery, ADOL
Art Weiner, ADNR

cc: Trustee Council Members and Liaisons

Trustee Agencies

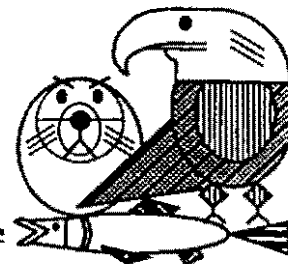
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



TO: Public Advisory Group
FROM: Molly McCammon, *df* Director of Operations
DATE: January 19, 1994
SUBJ: Draft 1994 Work Plan — Chief Scientist Recommendations

Please find attached the recommendations of the Chief Scientist regarding the Draft 1994 Work Plan.

attachment

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

CHIEF SCIENTIST'S COMMENTS ON PROPOSED 1994 WORK PLAN

| Project # | Project Title | Continuation | | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|--|--------------|----|---|--|---|--|
| | | Yes | No | | | | |
| 94007 | Site Specific Archaeological Restoration | X | | 24 sites with vandalism or other damage | 1989-'91 reports in 2nd review; '93 in preparation | Further search for injured sites; recovery of materials; site repair. If approved, review budget. | Approve |
| 94015 | Archaeological Site Stewardship Program | X | | see 94007 | 1993 in preparation | Without a current status report program effectiveness not known. | None |
| 94020 | Black Oystercatcher Interaction with Intertidal Communities | X | | Population and chick growth differences apparently persist between oiled and unoled areas | revised '89-'91 report in review; '93 in preparation | It is unclear whether oystercatchers in oiled sites are accumulating significant amounts of oil from their environments. Population differences could have existed prepill. | Suggest skipping a year until all reports have been reviewed and accepted and state of injury can be assessed. |
| 94025 | Fishery Industrial Technology Center | | X | N.A. | N.A. | None | None |
| 94039 | Common Murre Population Monitoring | | | recovering slowly | 1992 accepted; '93 in prep | Projected recovery times are long, monitoring every 3-5 years is most appropriate. | skip 1994 |
| 94040 | Reduce Disturbance Near Injured Murre Colonies | | X | see 94039 | N.A. | Could help speed the recovery of murre at the Barren Islands. | Recommend funding for 1 year. |
| 94041 | Introduced Predator Removal from Islands | | X | see 94039 | N.A. | This could benefit murre populations out of spill area. | Fund feasibility on only 1 Island in '94. |
| 94043 | Cutthroat and Dolly Varden Habitat Restoration in Prince | | X | unknown | 1992 in revision | Improves freshwater habitat for both species. | Approve |
| 94064 | Harbor Seals Habitat Use and Monitoring | X | | Population may be stable in PWS, declining elsewhere. | 1992 in 2nd review | Investigator has performed very well; population monitoring and developing information on movements by radiotagging are needed for restoration. | Approve |

CHIEF SCIENTIST'S COMMENTS ON PROPOSED 1994 WORK PLAN

| Project # | Project Title | Continuation | | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|--|--------------|----|--|---|---|--|
| | | Yes | No | | | | |
| 94066 | Harlequin Duck Recovery Monitoring | X | | No sign of recovery in western PWS | 1989-'91 in rev; '92 in rev; '93 in preparation | Results of previous work needs completion and review before more work is undertaken. Recovery process may be slow. | Skip 1994 |
| 94068 | Deposit Sand to Promote Clam Recruitment - Feasibility Study | | X | Populations injured by spill; current status unknown | N.A. | Success of project depends on a number of assumptions, however feasibility study seems warranted if review of detailed proposal is favorable. | Approve pending review. |
| 94070 | Restoration of High Intertidal Fucus | | X | Population recovering | N.A. | Investigators report that the upper intertidal zone is showing signs of recovery; restoration methods are probably not needed now. | Disapprove |
| 94081 | Recruitment Monitoring of Littleneck Clams | | X | see 94068 | N.A. | Reports of previous clam projects need completion; personnel qualifications will be key to evaluating proposed project. | Needs further consideration, costs appear to be too high for accomplishing the main objective. Suggest competing proposal if funded. |
| 94083 | Monitoring of Oiled and Treated Shoreline | X | | Beaches are recovering | N.A., funded mainly by others | Although it would be desirable to consolidate this with other intertidal projects, need for site continuity prevents this economy. | Approve, if not for full amount, provide partial funding. Second alternative would be funding in 1995. |
| 94086 | Herring Bay Experimental Monitoring Studies | | X | Upper intertidal is starting to recover | 1992 accepted; '93 due | Investigators have seen major change in recovery of upper intertidal zone. | skip 1994 or reduce scope and consolidate with other intertidal projects |
| 94090 | Mussel Bed Restoration and Monitoring | X | | Oil in mussel beds is persisting | 1992 in revision; 93 in prep | A study component should be added that measures reduction in oil under beds in order to determine when objective is met. | reduce in scope through consolidation with other intertidal projects. |
| | | | | | | | |

CHIEF SCIENTIST'S COMMENT: N PROPOSED 1994 WORK PLAN

| Project # | Project Title | Continuation | | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|---|--------------|----|---|---|--|---|
| | | Yes | No | | | | |
| 94092 | Killer Whale Recovery | X | | AB pod is recovering | 1993 in prep | AB pod does not have to be studied every year until it has recovered; in addition credible work is being proposed in 1994 by independent group. | Skip 1994 |
| 94102 | Marbled Murrelet Prey and Foraging Habitat in Prince William Sound | X | | overall population has declined since 1973 | 1993 in prep | Investigator is doing good work. Controlling factors for population are not known. Nesting habitat was addressed in 93 and study of foraging habitat is being proposed for 94. Coordination with the forage fish study is necessary. | Approve pending acceptable study plan showing tight coordination with forage fish and any other appropriate studies approved for the 1994 workplan. |
| 94110 | Habitat Protection - Data Acquisition & Support | X | | multiple species with connections to upland habitats are not recovering | Final ranking document for large parcels has been completed | Continuation of this project is necessary in order to develop objective criteria, to apply these criteria to land parcels in the spill area, and to rank parcels for protection. | Approve |
| 94126 | Habitat Protection and Acquisition Fund | X | | see 94110 | N.A. | This provides the funds for protecting lands identified by the habitat protection group (94110) | Approve |
| 94137 | Stock Identification of Chum, Sockeye, Chinook, and Coho Salmon in P.W.S. | | X | No identified injury for these species in PWS | N.A. | It may never be possible to know if these species were affected by the spill. Trustees are already carrying out a program for enhancement of sockeye salmon in Coghill Lake. | Disapprove |
| 94139 | Salmon Instream Habitat and Stock Restoration | | X | See 94137 | N.A. | If the Trustees wish to engage in enhancement of fish runs through habitat alteration this is probably the best project to do it. | No recommendation |
| 94147 | Comprehensive Monitoring Program | | X | For multiple injured resources | N.A. | This could provide an overall umbrella for coordination of resource monitoring. The new executive director will be identifying a strategy for implementation of the Restoration Plan and something like this may be valuable in that effort. | Hold for later consideration. |

CHIEF SCIENTIST'S COMMENTS N PROPOSED 1994 WORK PLAN

| Project # | Project Title | Continuation | | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|---|--------------|----|---|--|--|---|
| | | Yes | No | | | | |
| 94159 | Marine Bird and Sea Otter Boat Surveys | X | | sea otters and birds were injured by the spill and are starting to recover. | 1989-'91 being revised; '93 in preparation | Investigators need to be more responsive to peer review comments on earlier report. | Hold for latter possible approval pending acceptance of 1989-'91 final report |
| 94163 | Forage Fish Influence on Recovery of Injured Species | | X | Health of resource may be key to recovery of injured species | N.A. | Very little is known about forage fish populations in the spill area. This project will begin to evaluate this resource that appears to be the key for the recovery of main bird and mammal species injured in the spill. | Highly recommended. Approve funding. |
| 94165 | Herring Genetic Stock Identification in Prince William Sound | | X | Poor returns in 92 | 1989-'91 report in revision | Completion and acceptance of final report from herring damage assessment is necessary before this project is funded. | Hold for latter possible approval pending acceptance of 1989-'91 final report |
| 94166 | Herring Spawn Deposition and Reproductive Impairment | X | | Poor returns in 92 | 1989-91 report in revision | Completion and acceptance of final report from herring damage assessment is necessary before this project is funded. | Hold for latter possible approval pending acceptance of '89-'91 final report |
| 94173 | Pigeon Guillemot Recovery Monitoring | X | | Injured by the spill; recovery status unknown | 1993 report in review | Species is in long-term decline. The colony counts probably only need to be done every several years, but other activities on feeding could go forward when the appropriate activities in the forage fish study are occurring. Without a comprehensive review of pink | This study should be very closely linked with the forage fish study and only be funded in the years where the forage fish study documents the changes. Hold for possible later funding. |
| 94184 | Coded Wire Tag Recoveries from Pink Salmon in Prince William Sound | X | | Poor returns in 92 and 93 | 1993 report in preparation | salmon research needed in PWS, how it relates to Trustee goals for restoration, and a clear picture of how the proposed actions are integrated with normal agency activities, it is difficult to make a recommendation. | Hold for latter possible approval pending comprehensive review of pink salmon research in PWS. |
| 94185 | Coded-wire Tagging of Wild Pink Salmon for Stock Identification in P.W.S. | | X | Poor returns in 92 and 93 | final report 1989-91 in revision | See comments for 94184 | See comments for 94184 |

CHIEF SCIENTIST'S COMMENTS ON PROPOSED 1994 WORK PLAN

| Project # | Project Title | Continuation | | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|--|--------------|----|--|----------------------------|--|------------------------------|
| | | Yes | No | | | | |
| 94187 | Otolith Marking Inseason Separation Tool to Reduce Wild Stock Salmon Exploitation | | X | Poor returns in 92 and 93 | N.A. | See comments for 94184 | See comments for 94184 |
| 94189 | Pink Salmon Stock Genetics in P.W.S. | | X | Poor returns in 92 and 93 | X | See comments for 94184 | See comments for 94184 |
| 94191 | Oil Related Egg and Alevin Mortalities | X | | Poor returns in 92 and 93 | 1993 report in preparation | In the last year important heritable differences in egg mortality have been found between oiled and unoiled streams in PWS | Highly recommended. Approve. |
| 94192 | Estimation of Straying Rates Among Hatchery and Wild Pink Salmon Populations in | | X | Poor returns in 92 and 93 | N.A. | See comments for 94184 | See comments for 94184 |
| 94199 | Alaska Sea Life Center | | X | Addresses multiple injured spp. | N.A. | Would provide a center for coordination of long-term monitoring and research on injured species in the spill area, housing of reports and information from Trustee-sponsored projects. | Highly recommended |
| 94200 | Public Land Access and 17(b) Easement Identification | | X | Addresses loss of recreational opportunities | N.A. | Would compile atlas showing legal public access | No recommendation |
| 94216 | Gulf of Alaska Recreation Plan Development | | X | see 94200 | N.A. | This will describe injury, identify goals for restoration and develop projects for outside PWS. | No recommendation |
| 94217 | Prince William Sound Area Recreation Implementation Plan | | X | see 94200 | N.A. | This develops recreation projects inside PWS | No recommendation |

CHIEF SCIENTIST'S COMMENT: N PROPOSED 1994 WORK PLAN

| Project # | Project Title | Continuation | | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|--|--------------|----|--|--|--|--|
| | | Yes | No | | | | |
| 94237 | River Otter Recovery Monitoring | X | | River otters have shown some signs of damage | 1989-'91, '92 reports not accepted | There is controversy over the interpretation of the damage to this species. The investigators have been encouraged to present a more balanced discussion of their data. | Disapprove |
| 94241 | Rockfish Management Plan Data Development | X | | unknown | revised '89-'91 report in review | This is an enhancement action since injury to this species is not certain. There was increase fishing pressure on this species after the spill. | Review normal agency management obligations |
| 94244 | Harbor Seal and Sea Otter Co-op Subsistence Harvest Assistance | | X | Injured but some recovery may be starting | N.A. | It is not clear why the summary information on these resources, which is available, can not be simply conveyed to subsistence users for less cost. | Evaluate costs for this project. |
| 94246 | Sea Otter Recovery Monitoring | X | | May be recovering | A majority of the 1989-'91 reports are in revision. '93 report due in 3/94 | Claims for injury from '93 studies based on serum chemistry not yet reviewed. Publication record of sea otter biologists could improve considering the total amount of funding provided in past. | Skip '94 in order to provide sea otter biologists a chance to thoroughly analyze, report and prepare publications on past work. |
| 94255 | Kenai River Sockeye Salmon Restoration | X | | Injury now being manifested | 1993 in preparation | Includes genetic characterization of Kenai River fish in UCI mixed stock | Suggest continuation, but normal agency management obligations should be reviewed. |
| 94258 | Sockeye Salmon Overescapement | X | | See 94255 | 1992 report in revision; '93 in preparation | Program was favorably reviewed in '93. '94 run forecasts less gloomy than previous. | Fund. Highly recommended |
| 94259 | Coghill Lake Sockeye Salmon Restoration | X | | Run is depleted | 1993 in preparation | This is an enhancement action. Project was not peer reviewed in '93. | No recommendation. |
| 94266 | Shoreline Assessment and Oil Removal | X | | Oil in beaches is declining | 1993 in preparation | It is not necessary to do this survey every year. It was done thoroughly in '93. | Consideration should be given to either a scaled-down version of this project in 94, skipping a year, and/or combining with other intertidal work. |

CHIEF SCIENTIST'S COMMENTS ON PROPOSED 1994 WORK PLAN

| Project # | Project Title | Continuation | | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|---|--------------|----|--|--|---|--|
| | | Yes | No | | | | |
| 94272 | Chenega Chinook Release Program | | X | This a replacement activity | N.A. | Trustees approved the concept last year | Implement |
| 94279 | Subsistence Food Safety Testing | X | | Small concentrations of oil remain in some resources in some areas | 1993 in preparation | If the chemical analyses reported in the past did not satisfy the subsistence users then this present approach is not likely to be successful. I understood that 93 was to be the last year of this effort | The trustees may wish to consider only funding the information distribution portion of the proposed 94 program |
| 94280 | Spot Shrimp Survey and Juvenile Shrimp Habitat Identification | X | | Uninjured by the spill | damage assessment report accepted | No evidence of damage to this species | Disapprove |
| 94285 | Subtidal Sediment Recovery Monitoring | X | | subtidal sediments still contaminated | 1989-'93 damage assessment study overdue | Subtidal sediments in the Gulf of Alaska have not been surveyed since 1990 and this program will provide new information on their recovery | Approve pending submission of final report acceptable to peer reviewers. |
| 94290 | Hydrocarbon Data Analysis and Interpretation | X | | Aids in interpretation of results of past and ongoing studies | N.A. | This is essential to proper interpretation of study results as long as hydrocarbon data need to be interpreted | Highly recommended |
| 94316 | Shoreline Trash Cleanup | | X | Some litter on beaches | N.A. | Uncertain how much litter was a result of spill | Disapprove |
| 94320 | Ecosystem Study Plan | | X | Addresses poor fisheries runs in PWS in 92/93 | N.A. | Reviewers at the Cordova workshop enthusiastically supported studies of oceanographic control of zooplankton abundance and prey switching by fish. The present study plans requires more details, especially in light of the \$5 million request. | Approve in concept the core scientific program supported by the reviewers and require favorable reviews of detailed study plans before release of funds. Implement this study gradually, basing '95 allocation on results and performance in '94. |

CHIEF SCIENTIST'S COMMENTS N PROPOSED 1994 WORK PLAN

| Project # | Project Title | Continuation Yes | No | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|--|---------------------|----|--|---------------------------------------|---|--|
| 94345 | Salmon Spawning Escapement on the Lower Kenai Peninsula | | X | unknown for Lower Kenai streams | N.A. | It is unlikely that the proposed methods of estimating a lingering effect of the spill on the salmon runs in the Lower Kenai River will be successful. | Disapprove |
| 94386 | Artifact Repository - Planning and Design | | X | Some damage of sites from looting | N.A. | None | None |
| 94417 | Waste Oil Disposal Facilities | | X | N.A. | N.A. | Connection to the spill is tenuous | Disapprove |
| 94419 | leave no trace educational program | | X | aid to recreational use of wilderness | N.A. | Addresses loss of public recreational use of spill area | No comment |
| 94421 | Common property salmon stock restoration | | X | poor returns of pink salmon in 92/93 | N.A. | If the hatcheries release fry into PWS in order to answer specific questions about relationships of fry survival to marine conditions, this study may be able to contribute to the proposed ecosystem study of PWS. | Delay decision pending review of the benefits of understanding fry survival versus the risks that pink salmon hatcheries may be contributing to declines of wildstock salmon or other resources. |
| 94504 | Genetic Stock Identification of Kenai River Sockeye Salmon | X | | Injury now being manifested | 1993 in preparation | This is a closeout of a 1993 project. Costs appear high for closeout. | Examine costs before approval |
| 94505 | Habitat Protection Information for Anadromous Steams and Marbled Murrelets | X | | Murrelets were injured by spill | Part in revision, part in preparation | This is a closeout of a 1993 project. Costs appear very high for closeout. | Examine cost before approval |
| 94505A | Stream Habitat Assessment | X | | Addresses injury to anadramous and catadramous fish. | Report in preparation | Cost appear to be reasonable. | Approve |
| 94505B | Marbled Murrelet Habitat Identification | X | | Murrelets were injured by spill | Report in preparation | Costs appear high. All information has been gathered only requires report to be written. | Examine cost before approval |

CHIEF SCIENTIST'S COMMENTS ON PROPOSED 1994 WORK PLAN

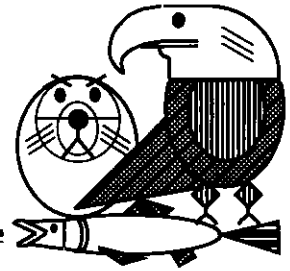
| Project # | Project Title | Continuation | | Resource Status | Reporting Status | Comments | Recommendation |
|-----------|---------------------------|--------------|----|---|-----------------------|---|------------------------------|
| | | Yes | No | | | | |
| 94505C | Stream Channel Typing | X | | Addresses multiple species | Report in preparation | This is a closeout of a 1993 project. Costs appear high for closeout. | Examine cost before approval |
| 94506 | Pigeon Guillemot Recovery | X | | Pigeon guillemots were injured by spill | 1993 report submitted | These are reasonable closeout costs | Approve |
| | | | | | | | |
| | | | | | | | |
| | | | | | | | |

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



MEMORANDUM

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G St, Anchorage, Alaska 99501

| | | | |
|-------|---------------------------------|-------|-----------------------|
| To: | Craig Tillery | Date: | January 14, 1994 |
| From: | Jim Ayers Executive Director | Subj: | Meeting Agenda |

Attached please find a draft agenda for the January 31 Trustee Council meeting. Please review it and send your comments to me at 276-7178 by Wednesday, January 19. I am striving to put a package of materials relevant to the meeting into your hands the week of January 21.

In addition, I am preparing a statement and recommendation regarding the 1994 work plan to be faxed to you by January 27. The recommendation will also include comments from the Public Advisory Group and the Chief Scientist.

Trustee Agencies

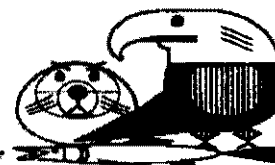
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
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MEMORANDUM

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G St. Anchorage, Alaska 99501

To: Craig Tillery
From: Jim Ayers
Executive Director

Date: January 14, 1994
Subj: Meeting Agenda

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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

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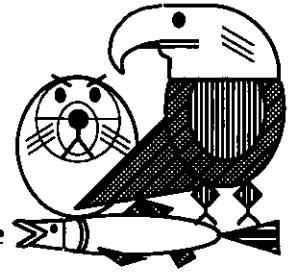
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MEMORANDUM

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G St, Anchorage, Alaska 99501

| | | | |
|-------|---------------------------------|-------|-----------------------|
| To: | Mike Barton | Date: | January 14, 1994 |
| From: | Jim Ayers Executive Director | Subj: | Meeting Agenda |

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From: Jim Ayers Executive Director Subj: Meeting Agenda

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In addition, I am preparing a statement and recommendation regarding the 1994 work plan to be faxed to you by January 27. The recommendation will also include comments from the Public Advisory Group and the 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

TRANSMISSION REPORT

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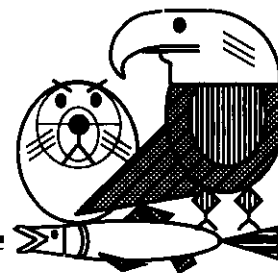
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



MEMORANDUM

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G St, Anchorage, Alaska 99501

| | | | |
|-------|---------------------------------|-------|-----------------------|
| To: | Steve Pennoyer | Date: | January 14, 1994 |
| From: | Jim Ayers Executive Director | Subj: | Meeting Agenda |

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MEMORANDUM

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G St, Anchorage, Alaska 99501

To: Steve Pernoyer
From: Jim Ayers
Executive Director

Date: January 14, 1994
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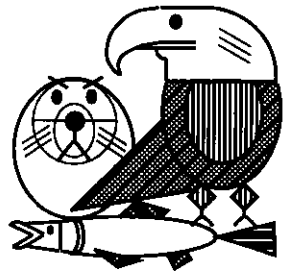
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MEMORANDUM

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645 G St, Anchorage, Alaska 99501

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|-------|---------------------------------|-------|-----------------------|
| To: | John Sandor | Date: | January 14, 1994 |
| From: | Jim Ayers Executive Director | Subj: | Meeting Agenda |

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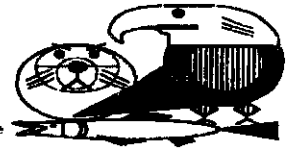
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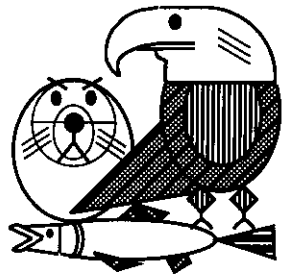
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MEMORANDUM

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645 G St, Anchorage, Alaska 99501

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| To: | Paul Gates | Date: | January 14, 1994 |
| From: | Jim Ayers Executive Director | Subj: | Meeting Agenda |

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Exxon Valdez Oil Spill Trustee Council
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Executive Director

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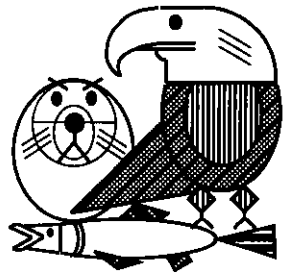
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| To: | Carl Rosier | Date: | January 14, 1994 |
| From: | Jim Ayers Executive Director | Subj: | Meeting Agenda |

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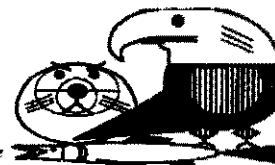
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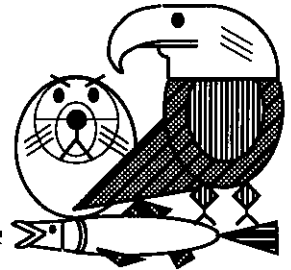
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Restoration Office
645 G St, Anchorage, Alaska 99501

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| To: | George Frampton | Date: | January 14, 1994 |
| From: | Jim Ayers Executive Director | Subj: | Meeting Agenda |

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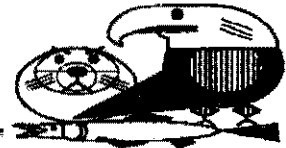
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Executive Director

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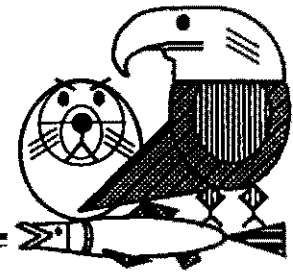
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AGENDA EXXON VALDEZ OIL SPILL SETTLEMENT TRUSTEE COUNCIL MEETING

January 31, 1994
9:00 a.m.

DRAFT

Trustee Council Members:

MICHAEL A. BARTON
Regional Forester, Alaska Region
U.S. Department of Agriculture Forest Service

BRUCE BOTELHO
Attorney General
State of Alaska

PAUL D. GATES
Regional Environmental Officer - Alaska
U.S. Department of the Interior

STEVEN PENNOYER
Director, Alaska Region
National Marine Fisheries Service

CARL L. ROSIER
Commissioner
Alaska Department of Fish & Game

JOHN A. SANDOR
Commissioner
Alaska Department of Environmental
Conservation

January 31, 1994 9:00 a.m.

1. Approval of Agenda/Introductions
2. Reports
 - Public Advisory Group - Brad Phillips, Chair
 - Finance Committee - Walt Sheridan, Chair
 - Criminal Settlement Monies - Neil Johansen
 - Edgar Blethford
3. Executive Director's Report
 - Ecosystem-based Management--A View of the Spill Area Ecosystem - Dr. Glenn Juday
 - Strategy of Implementation of Restoration Plan
 - General Restoration
 - Habitat Protection/Acquisition
 - Monitoring and Research
 - Administration Restructure
 - Financial Report
 - Report on Trust Account

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

1:00 - 2:30 p.m. Public Comment Period

4. Old Business

1992-1993 Project Update
Status Report on EIS for Draft Restoration Plan
Torie Baker & Dr. Spies: Cordova Workshop

5. New Business

Endowment Proposals/Monitoring Research Reserve
FY95 Work Plan
5th Anniversary of the *Exxon Valdez* Oil Spill

6. 1994 Work Plan

New Project Descriptions:

Library (423)
Habitat (110 and 126)
Alaska Marine Research Institute (199)
Common Property Salmon Stock Restoration (421)

5:30 - 6:00 p.m. Public Comment Period

7. Determine next meeting date

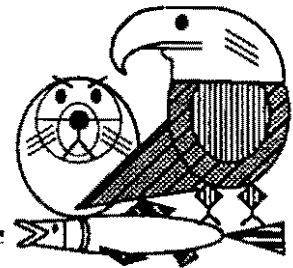
6:30 p.m. Adjourn

Exxon Valdez Oil Spill Trustee Council

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



January 12, 1994

Homer Retreat Land Project
P.O. Box 1649
Homer, AK 99603

Dear Ms. Whytal, Mr. McNiven, Mr. Lloyd, Ms. Cronland & Ms. Geisler:

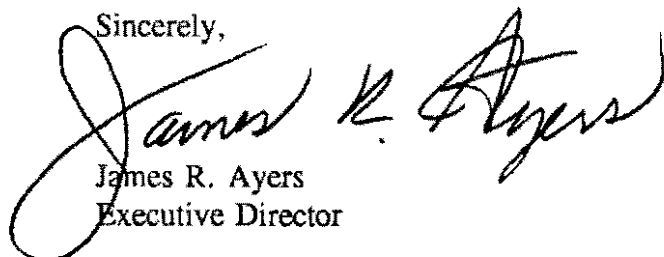
Thank you for your letter of December 15th concerning your Overlook Park property. We are grateful for your offer for our staff to conduct an analysis of this parcel as part of the Habitat Protection element of the Exxon Valdez restoration effort.

At present, staff is developing a procedure to evaluate parcels less than 1,000 acres in size, that are located within the oil spill affected area, and that have willing sellers. This *Small Parcel Evaluation & Ranking* process will be a component of the on-going Comprehensive Habitat Protection Process that was adopted by the Trustee Council. It will contain suites of threshold criteria and evaluation criteria that assess the value of protecting small parcels in order to meet the goals of restoration.

We anticipate bringing the small parcel process to the Trustee Council for their approval at the January 31st meeting. If approved as currently drafted, small parcel nominations such as yours will be initially processed through a sponsoring state or federal resource agency and then forwarded to Council staff for further evaluation and ranking. At this time, we are placing your nomination on file. If the Trustee Council approves our proposed process, we will forward the Overlook Park parcel nomination to the appropriate agency and notify you accordingly.

Again, thank you for your participation. We are looking forward to working with you in the near future.

Sincerely,



James R. Ayers
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

Art - does this need
to be revised?
if so - can you
~~get it done~~ do so?
S

January 10, 1994

Homer Retreat Land Project
P.O. Box 1649
Homer, AK 99603

Dear Ms. Whytal, Mr. McNiven, Mr. Lloyd, Ms. Cronland & Ms. Geisler:

Thank you for your letter of December 15th concerning your Overlook Park property. We are grateful for your offer for our staff to conduct an analysis of this parcel as part of the Habitat Protection element of the Exxon Valdez restoration effort.

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Again, thank you for your participation. We are looking forward to working with you in the near future.

Sincerely,

Jim Ayers
Executive Director

January 5, 1994

Homer Retreat Land Project
P.O. Box 1849
Homer, AK 99603

use Mr. and Ms. and
last name.

Dear Sharon, Michael, David, Sandra & Joyanna:

Thank you for your letter of December 15th concerning your Overlook Park property. We are grateful for your offer for our staff to conduct an analysis of this parcel as part of the Habitat Protection element of the *Exxon Valdez* restoration effort.

At present, staff is developing a procedure to evaluate parcels less than 1,000 acres in size, that are located within the oil spill affected area, and that have willing sellers. This *Small Parcel Evaluation & Ranking* process will be a component of the on-going Comprehensive Habitat Protection Process that was adopted by the Trustee Council. It will contain suites of threshold criteria and evaluation criteria that evaluate the value of protecting small parcels to the goals of restoration.
assess ? In order to meet

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James R. Ayers.
Jim Ayers
Executive Director

RECEIVED
National Marine Fisheries Svc.

JAN 10 1994

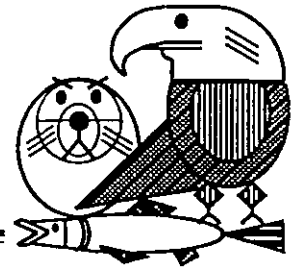
Juneau, Alaska

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



January 10, 1994

Representative Gail Phillips
Alaska State Legislature
State Capitol
Juneau, Alaska 99801

Dear Representative Phillips:

Charlie Cole asked me to provide you with some information concerning my efforts at restructuring the management of the Exxon Valdez Oil Spill Trustee Council.

The Trustees have taken a serious view of criticism regarding administrative expenditures, as indicated by their decision to hire an Executive Director and give me the direction and authority to restructure and reduce the administrative and management functions of the Trustee Council. In the past, these functions have been guided by an Interim Administrator (for a cost of about \$105,000) and various layers of committees and work groups, composed of representatives of each of the six agencies. Under the new structure the cost of the Executive Director is \$117,000 including costs and benefits.

Because five of the six trustees and a number of senior staff live in Juneau, I have an office in the Juneau federal building, and am spending considerable time in Anchorage and the spill area. This office will also house a Director of Administration, M.B.A., whose function will be to provide close oversight of projects, budgets, accounting procedures, audits, and provide quarterly financial reports. Since she will have at least the responsibility of a Department Administrative Director (i.e., annual budget of more than \$70 million), she has been hired at a Division Director level.

Since most of our planning, project development and coordination, communications, and public outreach efforts are based in Anchorage, I have hired Molly McCammon as Director of Operations to oversee those efforts and the Anchorage office. She is basically replacing multiple layers of committees, and will provide clear direction and authority in following the trustees' policies and directives. Since she is supervising directly and indirectly a staff of 30, she has been hired at a Division Director level.

In the past the annual planning and administrative budgets have totalled approximately \$6 million. Some of my first actions have been to eliminate the various duplicative management layers, centralize staff and functions, and convert one out-of-state contract to state exempt positions at a substantial cost savings. We have thus far reduced the overall administrative

Trustee Agencies

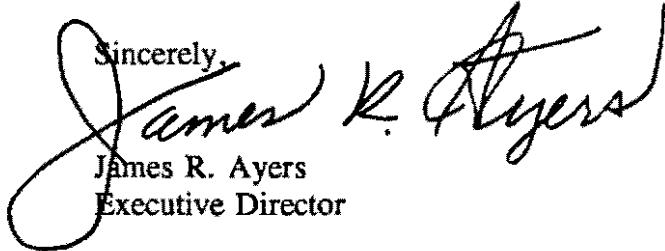
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation

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

budget by nearly 20% in the remainder of this fiscal year, or approximately \$1 million. I expect this savings to be even more significant during the next federal fiscal year.

I hope this answers most of your questions. I would be happy to sit down with you in Juneau at your convenience before the session gets too hectic and discuss this with you in further detail. In the meantime, I wish you the best of luck this session. Don't hesitate to call me or Molly at any time if you have any questions, comments or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Ayers". The signature is fluid and cursive, with a large loop at the beginning and a long, sweeping tail.

James R. Ayers
Executive Director

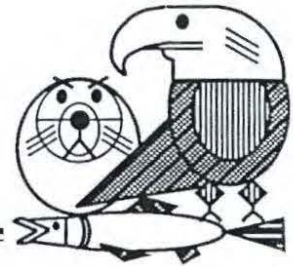
c: Bruce Botelho
Acting Attorney General

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



January 6, 1994

Bill Brighton, Assistant Chief
Environmental Enforcement Section
Environment & Natural Resources Division
Department of Justice
POB 7611
Ben Franklin Station
Washington, DC 20044-7611

Sent to Brighton
" " Tillery
faxed to Tillery
faxed to JA & MM

Dear Mr. Brighton:

The Trustee Council has received considerable comment from the public suggesting that some monies from the Exxon Valdez Oil Spill Trustee Fund be set aside for long term restoration research and monitoring. For example, in response to the Draft Restoration Plan brochure, approximately two thirds of the public who commented on this issue supported some form of long term funding. Accordingly, at its November 30, 1993 meeting, the Trustee Council directed me to develop several options for reserving trust funds for restoration monitoring and research extending beyond the date of the last payment from Exxon. Some of these options raise fundamental legal issues and the Council requested that I seek the legal opinion of the Justice Department on these issues.

Specifically, I would appreciate your views on the following:

1. Rate of Return - The trust funds are currently held in the Court Registry Investment System pursuant to an order of the United States District Court. The investment return on these funds is very low (currently 2.86%) as contrasted to returns by other investment funds (e.g., for the Alaska Permanent Fund in FY93, 12.65% unrealized or 9.55% realized). To minimize the amount of trust funds required as principal, the monies set aside should be invested elsewhere for a higher rate of return. Can these funds be invested by the Trustee Council in another account? In the alternative, could the Trustee Council designate a State agency to be the agency carrying out this project, withdraw the principal to be reserved, pass those funds to the State, and allow the State to invest the funds through one of its investment systems such as the Permanent Fund until the money is required for expenditure? This is the way in which all other projects are currently handled.
2. Management of Reserved Funds - Can the reserved monies be set aside in an endowment managed by an entity other than the Trustee Council, or must the

Trustee Agencies

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

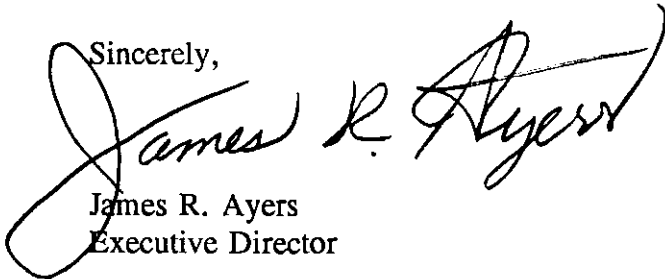
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Trustee Council remain in existence and control expenditure of the funds until all are spent? Would it make a difference if the separate entity was required to adhere to strict standards, derived from the Memorandum of Agreement, in determining how to spend the funds?

3. Type of Reserved Funds - We do not know how long it will be necessary to continue restoration monitoring and research. To create flexibility, can the reserved monies be administered so as to exist in perpetuity (by expending only the interest available after inflation proofing), pending a future decision by the appropriate entity to end the program? In the alternative, can we create a declining balance fund over a specific period of time, even though we do not have sufficient information to determine what that time period should be?

I would appreciate receiving your views on these issues before the next Trustee Council meeting, now scheduled for January 31, 1994. If you have any questions concerning this matter, please do not hesitate to contact me.

Sincerely,

A handwritten signature in black ink, reading "James R. Ayers". The signature is fluid and cursive, with a large initial "J" and "A".

James R. Ayers
Executive Director

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



January 6, 1994

Tom Van Brocklin
Chair
Prince William Sound Communities
Organized to Restore the Sound
POB 2144
Valdez Ak 99686

*faxed w/ agenda
on 1/6*

Dear Tom:

Thank you for your recent letter and kind words about my work at the Marine Highway System. I am already missing my contact with the ferry communities.

However, I am looking forward to my new work with the Trustee Council and the spill affected communities. I will be looking closely at the projects you have recommended. I appreciate your thoughts on them.

On another topic, I am convening a small group of scientists, federal and state agency representatives, and several members of the public to begin discussion of an ecosystem-based management strategy for the Draft Restoration Plan prepared by the Exxon Valdez Oil Spill Trustee Council. Because of your past experience with the Trustee Council's activities, I would like you to be present at this meeting, scheduled to begin at 8:30 a.m., on January 13, 1994, in the Exxon Valdez Restoration Office 4th floor large conference room, 645 G Street, Anchorage. The meeting will reconvene on the 14th at 8:30 a.m. in hopes we will conclude by 3:00 p.m.

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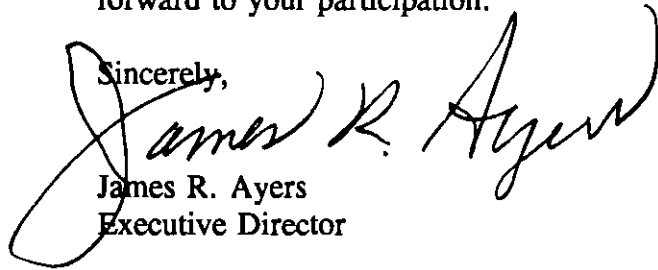
Trustee Agencies

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

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

Please contact Rebecca Williams at 278-8012 if you will be able to attend this session. I look forward to your participation.

Sincerely,

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James R. Ayers
Executive Director

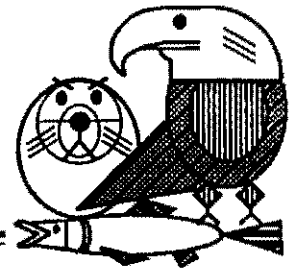
Enclosure: Draft agenda

Exxon Valdez Oil Spill Trustee Council

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January 6, 1994

Torie Baker
Co-Chair
Prince William Sound Ecosystem
Assessment Planning Group
POB 1159
Cordova, Alaska 99574

Dear Ms. Baker:

I am convening a small group of scientists, federal and state agency representatives, and several members of the public to begin discussion of an ecosystem-based management strategy for the Draft Restoration Plan prepared by the Exxon Valdez Oil Spill Trustee Council. Because of your past experience with the Trustee Council's activities, I would like you to be present at this meeting, scheduled to begin at 8:30 a.m., on January 13, 1994, in the Exxon Valdez Restoration Office 4th floor large conference room, 645 G Street, Anchorage. The meeting will reconvene on the 14th at 8:30 a.m. in hopes we will conclude by 3:00 p.m.

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James R. Ayers
Executive Director

Enclosure: Draft agenda

Trustee Agencies

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

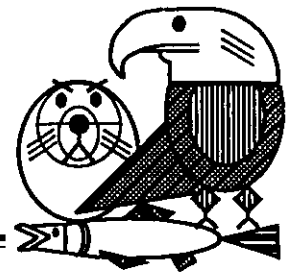
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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January 6, 1994

Dan Hull
Co-Chair
Prince William Sound Ecosystem
Assessment Planning Group
POB 1110
Cordova, Alaska 99574-1110

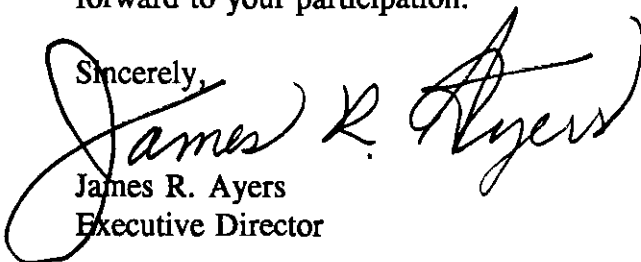
Dear Mr. Hull:

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James R. Ayers
Executive Director

Enclosure: Draft agenda

Trustee Agencies

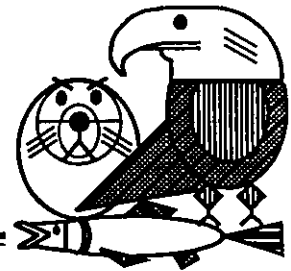
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United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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January 6, 1994

John French
Fisheries Industrial Technology Center
University of Alaska Fairbanks
900 Trident Way
Kodiak, Alaska 99615

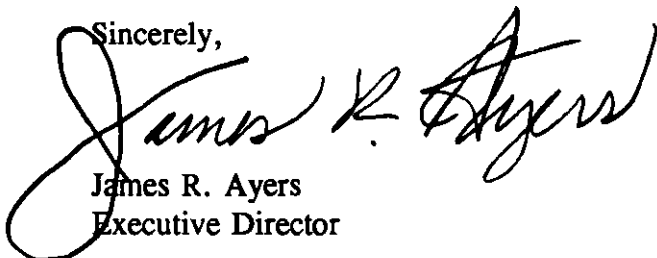
Dear Mr. French:

I am convening a small group of scientists, federal and state agency representatives, and several members of the public to begin discussion of an ecosystem-based management strategy for the Draft Restoration Plan prepared by the Exxon Valdez Oil Spill Trustee Council. Because of your past experience with the Trustee Council's activities, I would like you to be present at this meeting, scheduled to begin at 8:30 a.m., on January 13, 1994, in the Exxon Valdez Restoration Office 4th floor large conference room, 645 G Street, Anchorage. The meeting will reconvene on the 14th at 8:30 a.m. in hopes we will conclude by 3:00 p.m.

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Please contact Rebecca Williams at 278-8012 if you will be able to attend this session. I look forward to your participation.

Sincerely,



James R. Ayers
Executive Director

Enclosure: Draft agenda

Trustee Agencies

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

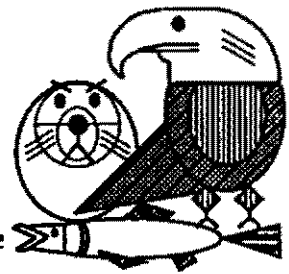
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



January 6, 1994

Gary Kompkoff
Tatitlek, Alaska 99677

Dear Mr. Kompkoff:

I am convening a small group of scientists, federal and state agency representatives, and several members of the public to begin discussion of an ecosystem-based management strategy for the Draft Restoration Plan prepared by the Exxon Valdez Oil Spill Trustee Council. Because of your past experience with the Trustee Council's activities, I would like you to be present at this meeting, scheduled to begin at 8:30 a.m., on January 13, 1994, in the Exxon Valdez Restoration Office 4th floor large conference room, 645 G Street, Anchorage. The meeting will reconvene on the 14th at 8:30 a.m. in hopes we will conclude by 3:00 p.m.

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Please contact Rebecca Williams at 278-8012 if you will be able to attend this session. I look forward to your participation.

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James R. Ayers
Executive Director

Enclosure: Draft agenda

Trustee Agencies

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

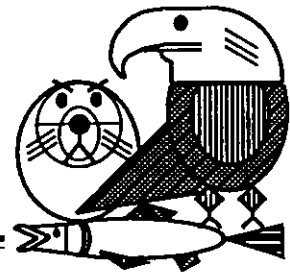
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January 6, 1994

Gail Evanoff
Chenega, Alaska 99574-1110

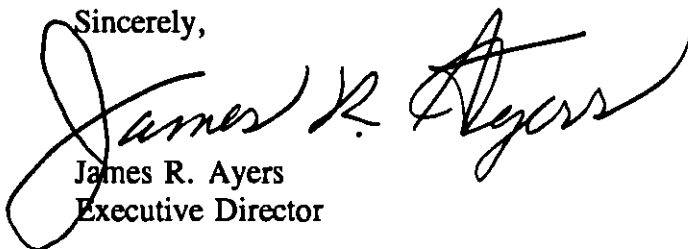
Dear Ms. Evanoff:

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Please contact Rebecca Williams at 278-8012 if you will be able to attend this session. I look forward to your participation.

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James R. Ayers
Executive Director

Enclosure: Draft agenda

Trustee Agencies

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

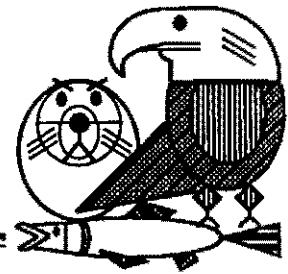
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Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



January 6, 1994

Steve Planchon
The Nature Conservancy
601 West 5th Avenue
Anchorage, Alaska 99501

Dear Mr. Planchon:

I am convening a small group of scientists, federal and state agency representatives, and several members of the public to begin discussion of an ecosystem-based management strategy for the Draft Restoration Plan prepared by the Exxon Valdez Oil Spill Trustee Council. Because of your past experience with the Trustee Council's activities, I would like you to be present at this meeting, scheduled to begin at 8:30 a.m., on January 13, 1994, in the Exxon Valdez Restoration Office 4th floor large conference room, 645 G Street, Anchorage. The meeting will reconvene on the 14th at 8:30 a.m. in hopes we will conclude by 3:00 p.m.

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James R. Ayers
Executive Director

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Trustee Agencies

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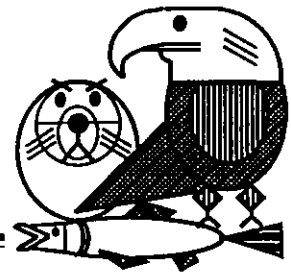
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January 6, 1994

Leslie Holland-Bartels
Branch Chief - Marine Mammals & Fisheries
National Biological Survey
Anchorage, Alaska 99501

Dear Ms. Holland-Bartels:

I am convening a small group of scientists, federal and state agency representatives, and several members of the public to begin discussion of an ecosystem-based management strategy for the Draft Restoration Plan prepared by the Exxon Valdez Oil Spill Trustee Council. Because of your past experience with the Trustee Council's activities, I would like you to be present at this meeting, scheduled to begin at 8:30 a.m., on January 13, 1994, in the Exxon Valdez Restoration Office 4th floor large conference room, 645 G Street, Anchorage. The meeting will reconvene on the 14th at 8:30 a.m. in hopes we will conclude by 3:00 p.m.

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Executive Director

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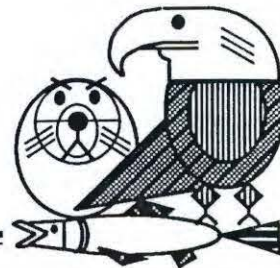
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Restoration Office

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January 6, 1994

Distribution

Sent on 1/7 to:

B. Spies A. Werthheimer
P. Peterson P. Gibbons
G. Rose S. Rabinowitch
G. Juday J. Montague
D. Irons V. Gilbert
B. Hines M. Brodersen
B. Morris

Dear.....:

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James R. Ayers
Executive Director

Enclosure: Draft agenda

Trustee Agencies

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

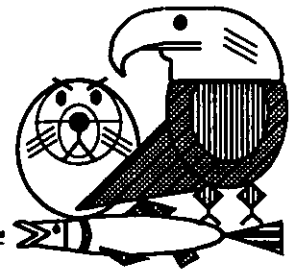
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January 11, 1994

Jeep Rice
National Marine Fishery Service
11305 Glacier Highway
Auke Bay, Alaska 99801-8626

Dear Mr. Rice:

I am convening a small group of scientists, federal and state agency representatives, and several members of the public to begin discussion of an ecosystem-based management strategy for the Draft Restoration Plan prepared by the Exxon Valdez Oil Spill Trustee Council. Because of your past experience with the Trustee Council's activities, I would like you to be present at this meeting, scheduled to begin at 8:30 a.m., on January 13, 1994, in the Exxon Valdez Restoration Office 4th floor large conference room, 645 G Street, Anchorage. The meeting will reconvene on the 14th at 8:30 a.m. in hopes we will conclude by 3:00 p.m.

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James R. Ayers
Executive Director

Enclosure: Draft agenda

Trustee Agencies

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

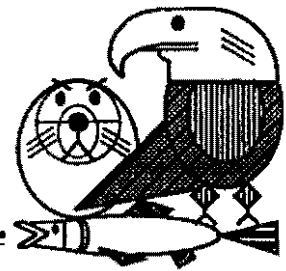
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



January 11, 1994

Brad Phillips
Public Advisory Group - Chair
POB 100034
Anchorage, Alaska 99510-0034

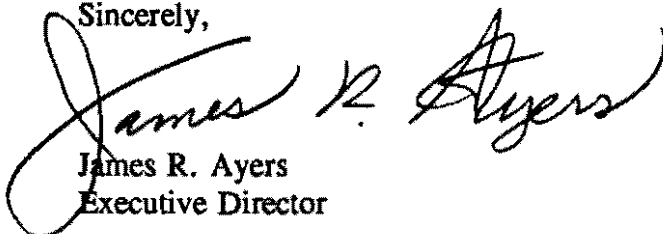
Dear Mr. Phillips:

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James R. Ayers
Executive Director

Enclosure: Draft agenda

Trustee Agencies

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

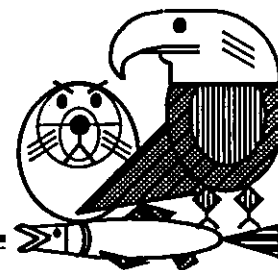
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Exxon Valdez Oil Spill Trustee Council

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645 G Street, Suite 402, Anchorage, Alaska 99501

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



January 11, 1994

Pam Brodie
Public Advisory Group
241 East 5th Avenue, Suite 205
Anchorage, Alaska 99501

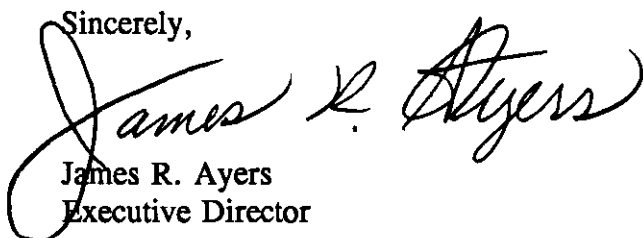
Dear Ms. Brodie:

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James R. Ayers
Executive Director

Enclosure: Draft agenda

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

AGENDA
JANUARY 13 - 14, 1994

DRAFT

Ecosystem-based Management Structure for Implementing the EVOS Restoration Plan

I. Discussion of Draft Guiding Principles for Implementation of the Restoration Plan

(Examples)

1. Restoration will focus upon injured resources. Restoration may include resources for which there was no documented injury if such activities will indirectly benefit an injured resource.

2. Restoration should contribute to maintenance and enhancement of a healthy, productive, and biologically diverse ecosystem within the spill area.

3. Restoration must take an ecosystem approach in order to understand what ecological factors control the populations of key species. Without this understanding, it will not be possible to undertake effective restoration and enhancement programs.

4. Restoration and monitoring must contribute to an integrated understanding of the spill area ecosystem. An essential step in reaching this goal is to link various existing data bases on natural resources and the environment in the spill area, and then ensure their access to scientists, students, and the general public.

5. Restoration must take into account socioeconomic factors to recognize the quality of life within the spill area and the need for viable opportunities to establish and sustain a reasonable standard of living.

6. Restoration must be conducted as efficiently as possible, reflecting a proper balance between costs and benefits. Also, possible negative effects on resources must be considered in undertaking specific restoration projects.

7. Restoration must include a meaningful public participation process at all levels--planning, project design, implementation, and review.

II Identification of species, processes, and services that reflect the spill area ecosystem to be addressed by the Restoration Plan.

Injured Species list
People
Other

III. Development of goals and objectives for each species, process, or service that are consistent with the guiding principles.

(Examples)

Goal X - A healthy productive population of sea mammals

Objective 1: A healthy productive population of Harbor Seals as determined by...

Strategy a) Monitoring of migration

IV. Development of specific strategies to attain these objectives or to determine when an objective has been attained.

V. Development of restoration projects that are highly coordinated from the planning through the data synthesis stages.

OTHER

VI. Discussion of integrated research.

VII. What about species not listed but identified later.

VIII. Time lines for strategies and project length (e.g., monitoring for 5 years vs. 30 years).

IX. Meat on the bones.

X. Next meeting.

Adjourn

List of Invitees

Ecosystem-based Management Structure for Implementing the EVOS Restoration Plan

| | |
|-------------------------------------|--|
| Trustee Council staff: | Jim Ayers Molly McCammon Eric Meyers |
| Chief Scientist & Peer Reviewers | Bob Spies Pete Peterson George Rose Glenn Juday David Irons (USFWS) |
| Agency staff NMFS | Bill Hines Byron Morris Alex Werthelmer |
| USFS | Dave Gibbons |
| DOI | Sandy Rabinowitch |
| ADF&G | Jerome Montague |
| ADNR | Veronica Gilbert |
| ADEC | Mark Brodersen |
| Public | Tom Van Brocklin, PWSCOR Torie Baker, PWSEARPG Dan Hull John French, FITC, Kodiak Gary Kompkoff, Tatitlek Gail Evanoff, Chenega Steve Planchon, The Nature Conservancy Kodiak person? |

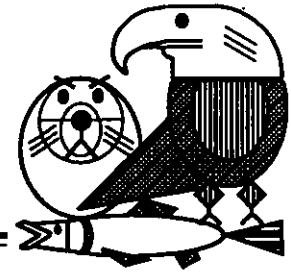
Memos

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Restoration Work Force

From: Jim Ayers *Jim Ayers*
Executive Director

Date: January 4, 1994

Subj: January Meetings

We will be meeting in Anchorage in a work session on January 13 and 14, 1994 to discuss an ecosystem implementation strategy for the Draft Restoration Plan. The meeting will start at 9 a.m. in the large conference room at the EVRO. Present will be Dr. Robert Spies and three additional scientists, the Executive Director, Director of Operations, Project Coordinator, and several invited public members, and the Restoration Work Force.

For your future calendars, we will also be meeting in a work session in Anchorage on January 24 and 25, to discuss the Draft 1994 Work Plan.

Trustee Agencies

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

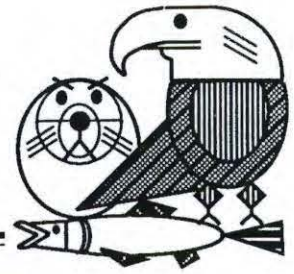
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Bob Spies
Chief Scientist

From: James R. Ayers *munger*
Executive Director

Date: January 5, 1994

Subj: Recommendations for FY94 Work Plan

*give copies to
Veronica +
Molly. Done
IAXED to Spies.*

I plan to give to the six Trustees on January 27, 1994 a spreadsheet listing the proposed 94 work projects, organized by resource category and species, and showing recommendations from the Public Advisory Group, the Chief Scientist, the Executive Director, and general public comments.

As part of the process of developing my recommendations, I am convening a work session with the restoration work force/agency liaisons on January 24-25 in Anchorage, I would like you to attend that meeting. In order to facilitate this review, I need to have your recommendations on the proposed work projects by January 18. Staff will need approximately 3 days to add your recommendations to those of the Public Advisory Group and the general public comments, and then transmit them to the agency liaisons for their review prior to the January 24 meeting. As we have discussed, I need your recommendations showing a general ranking of priority with accompanying text explaining the reasons for the ranking. Please submit these to Veronica Gilbert in the Anchorage office by January 18. If you have any questions about this please contact Molly McCammon at 907-278-8012.

Trustee Agencies

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

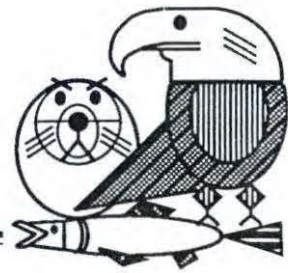
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Dee Butler
U.S. Fish & Wildlife Service

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNRR
Bob Rice - FWS
Glen Ellis - FWS
Chris Bockmon - NPS
Sandy Rabinowitch - NPS
Cordell Roy - NPS
John Harmening - FS via teleconference

Glenn Ellison

Correction as of
1/25/94 Raw

Thank you for meeting with me yesterday to discuss the preliminary negotiations of the high value parcels.

I have stated before, but allow me to reiterate the obvious. There is not enough money in the joint trust fund to acquire all high value parcels. Therefore, we must optimize and maximize our investment considerations. To that end, I have asked my staff to develop a cost/benefit analysis for me to use in making recommendations for habitat protection. This analysis will serve as a negotiating tool that will allow us to select those parcels for acquisition that result in the greatest benefit at the lowest cost.

As we discussed, in moving to detailed negotiations, it is imperative that we utilize integrated strategies including the identification of reasonable "packages" of affordable key habitat areas within the large parcels.

Trustee Agencies

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

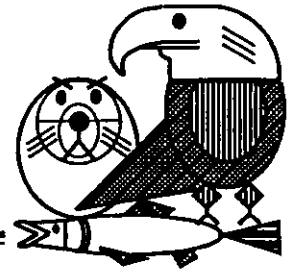
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Restoration Work Force &
Dr. Spies

From: James R. Ayers
Executive Director

Date: January 10, 1994

Subj: Meeting on January 24th & 25th

On Monday, January 24th, starting at 9:00 a.m. in the EVOS 4th floor conference room, we will meet to discuss the draft 1994 Work Plan. Before this meeting, you will receive a spreadsheet which includes the recommendations from the PAG, the Chief Scientist and general public comments. Please come prepared to review each project in the Work Plan, including your specific agency's comments and legal perspectives, where appropriate. This work session is intended to provide me with the necessary background for preparing my recommendation to the Trustee Council on each respective project.

I intend to conclude this meeting by 5:00 p.m., on the 25th. It is important that our discussion be concise and that we avoid needless and unproductive debate. I look forward to a lively, efficient discussion and appreciate your support to 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

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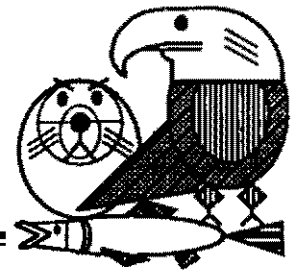
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 - b) general amount requested of Trustee Council for appraisals, surveys, cruises, etc.
- 2) The group generally agreed that procurement authorization request will include definite selling amount by seller.
 - 3) The group reviewed a draft of A. Weiner's draft flow chart.
 - 4) The request for authorization to engage in detailed negotiations shall include spruce bark beetle surveys.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Bob Rice
U.S. Fish & Wildlife Service

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNR
Bob Rice - FWS
Glen Ellis - FWS
Chris Bockmon - NPS
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Cordell Roy - NPS
John Harmening - FS via teleconference

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Trustee Agencies

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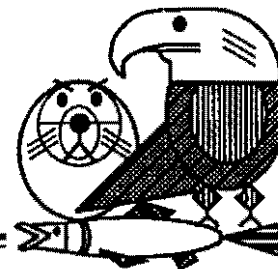
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Glen Ellis
U.S. Fish & Wildlife Service

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNR
Bob Rice - FWS
Glen Ellis - FWS
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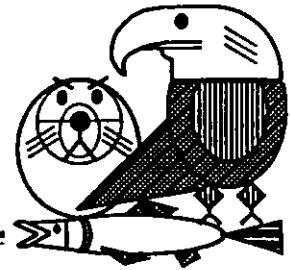
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Sandy Rabinowitch
National Park Service

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNRR
Bob Rice - FWS
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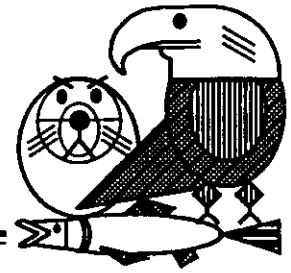
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Cordell Roy
National Park Service

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
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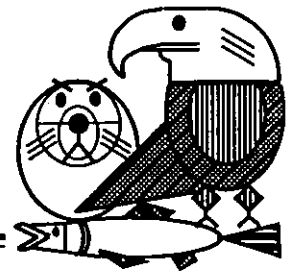
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Chuck Gilbert
National Park Service

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNR
Bob Rice - FWS
Glen Ellis - FWS
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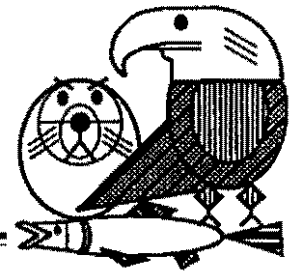
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Chris Bockmon
National Park Service

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNR
Bob Rice - FWS
Glen Ellis - FWS
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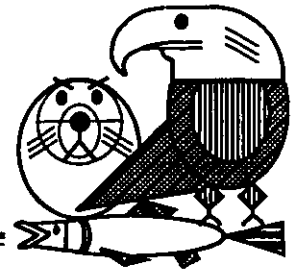
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: John Harmening
U.S. Forest Service

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNRR
Bob Rice - FWS
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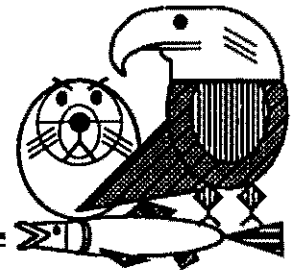
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Alex Swirderski
Alaska Department of Law

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNR
Bob Rice - FWS
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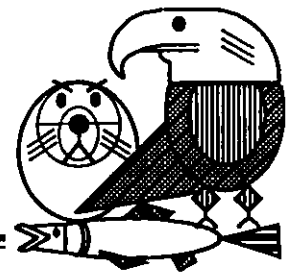
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Craig Tillery
Alaska Department of Law

From: James R. Ayers
Executive Director

Date: January 7, 1994

Subj: Notes from Negotiators' 1/5/94 Meeting

PRESENT:

Jim Ayers - Executive Director
Dee Butler - FWS
Chuck Gilbert - NPS
Alex Swirderski - ADOL
Craig Tillery - ADOL
Art Weiner - ADNRR
Bob Rice - FWS
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John Harmening - FS via teleconference

Thank you for meeting with me yesterday to discuss the preliminary negotiations of the high value parcels.

I have stated before, but allow me to reiterate the obvious. There is not enough money in the joint trust fund to acquire all high value parcels. Therefore, we must optimize and maximize our investment considerations. To that end, I have asked my staff to develop a cost/benefit analysis for me to use in making recommendations for habitat protection. This analysis will serve as a negotiating tool that will allow us to select those parcels for acquisition that result in the greatest benefit at the lowest cost.

As we discussed, in moving to detailed negotiations, it is imperative that we utilize integrated strategies including the identification of reasonable "packages" of affordable key habitat areas within the large parcels.

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

Following are the other items that I believe we reached agreement on regarding negotiations:

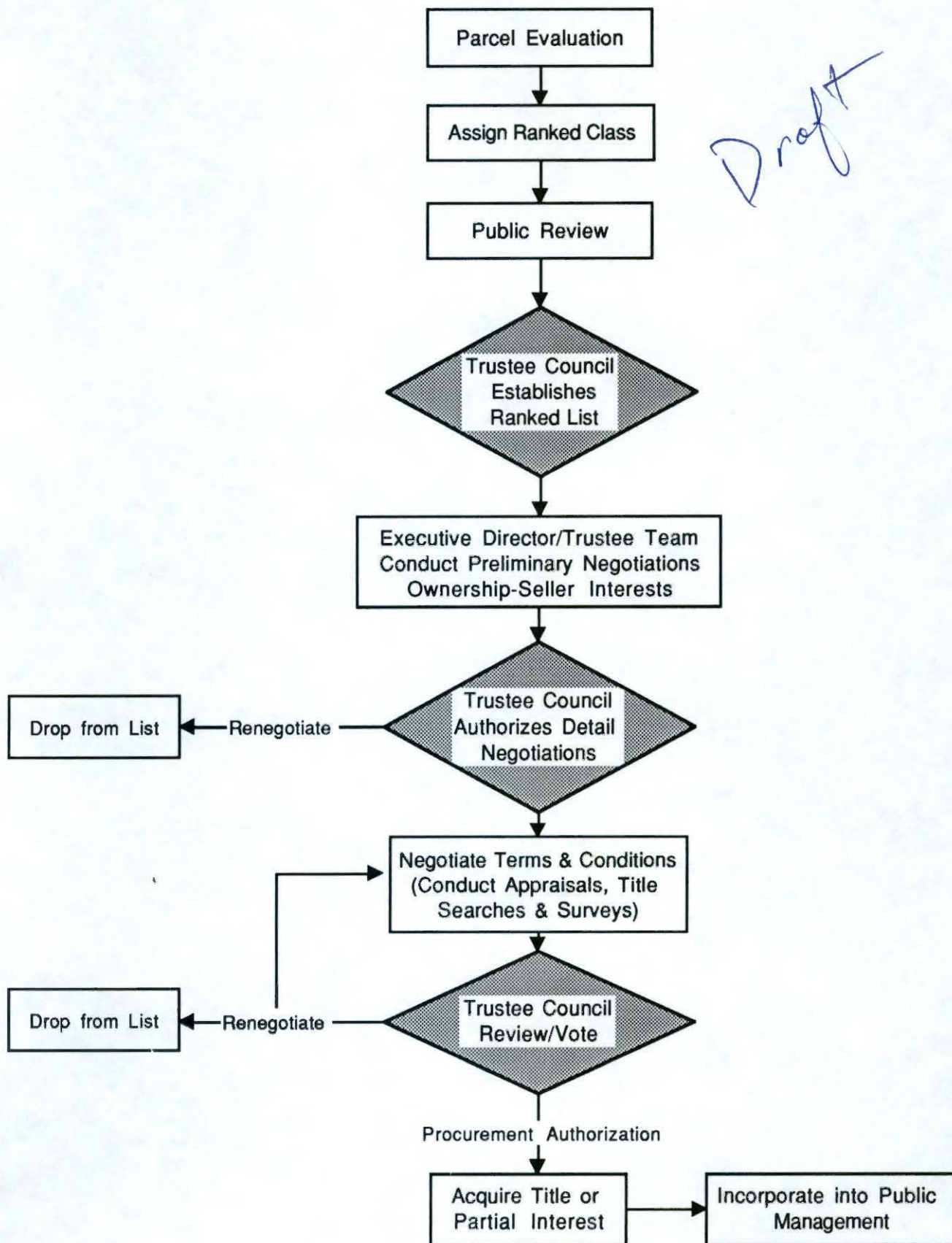
- 1) Revisions: The Negotiation Summary Report was revised to include the following:

Under Negotiators' Notes, add:

- a) title search, and
 - b) general amount requested of Trustee Council for appraisals, surveys, cruises, etc.
- 2) The group generally agreed that procurement authorization request will include definite selling amount by seller.
 - 3) The group reviewed a draft of A. Weiner's draft flow chart.
 - 4) The request for authorization to engage in detailed negotiations shall include spruce bark beetle surveys.

COMPREHENSIVE HABITAT PROTECTION PROCESS

Draft



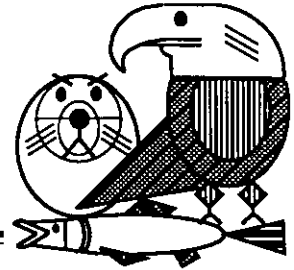
FEBRUARY
1994

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 28, 1994

Darrel J. Rexwinkel
Commissioner
Alaska Department of Revenue
P.O. Box 110400
Juneau, Alaska 99811-0400

Dear Commissioner Rexwinkel:

The *Exxon Valdez* Oil Spill Trustee Council has approved the establishment of a reserve account consistent with the October 8, 1991 Governments' Memorandum in Support of Agreement and Consent Decree. This decree (enclosed) settled federal and state claims against Exxon Corporation and Exxon Shipping Company resulting from the March 24, 1989 oil spill. On January 31, 1994 the Trustees approved the initial transfer of \$12 million to the Alaska Department of Law for this purpose. In order to implement this reserve as soon as possible, I would like to request that your staff meet with us in order to develop a Memorandum of Understanding that would detail the kind of investment strategy that would meet the long-term goals of the Trustee Council.

I would appreciate your designating someone on your staff with whom we should work on this. If you have any further questions, please don't hesitate to contact me.

Sincerely,

A handwritten signature in black ink, reading "James R. Ayers". The signature is fluid and cursive, with a large initial "J".

James R. Ayers
Executive Director

Enclosure

JRA/raw

Trustee Agencies

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

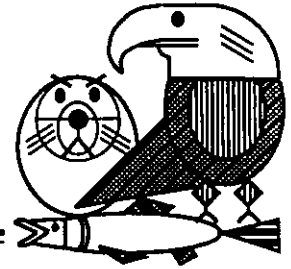
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 25, 1994

A.J. Paul
Institute of Marine Science
P.O. Box 730
Seward, Alaska 99664

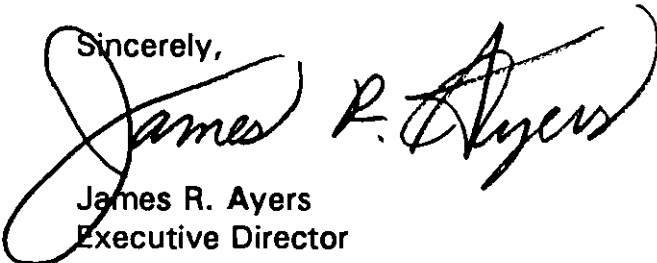
Dear Dr. Paul:

As you probably know, on January 31 the Trustee Council approved financial support for infrastructure improvements to the University of Alaska Institute of Marine Science (IMS) in Seward (project description enclosed). Among other things, the improvements are intended to address gaps in Alaska's capabilities to conduct long term research and monitoring of marine mammals, marine birds, and the ecosystem injured by the Exxon Valdez oil spill. In its resolution approving the project, the Trustee Council directed me to work with the appropriate state and Federal agencies and the University of Alaska, among others, to refine the project design and its capital and operating budgets. Mr. Kim Sundberg of the Alaska Department of Fish and Game is coordinating this effort on my behalf.

With that in mind, I am forming a scientific work group to help with the planning and design for the next phase of this project. You or your representative are invited to participate in this work group. I anticipate that this will involve approximate monthly meetings with the project architects and planners in Anchorage to review and comment on working designs of the laboratories, aquaria, research habitat, and the life support system.

Please respond to me by March 11, if possible, concerning your availability to participate in the work group. The first meeting has been scheduled for March 16, 1:30 p.m. at the EVOS Restoration Office conference room in Anchorage. I appreciate your assistance with this important project.

Sincerely,


James R. Ayers
Executive Director

Enclosure

cc: Kim Sundberg

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

Seward IMS Scientific Review Group - Distribution

**Dr. A.J. Paul
Institute of Marine Science
P.O. Box 730
Seward, Alaska 99664**

**Dr. Michael Castellini
Institute of Marine Science
P.O. Box 757220, 330 Irving II
Fairbanks, Alaska 99775-7220**

**Mr. Steve Pennoyer
National Marine Fisheries Service
709 West 9th St.
Juneau, Alaska 99802-1688**

**Mr. William Palmisano, Director
Alaska Fish and Wildlife Research Center
National Biological Survey
1011 Tudor Road
Anchorage, Alaska 99503**

**Dr. Jim Seebe
Alaska Department of Fish and Game
Commercial Fisheries Management and Development
333 Raspberry Road
Anchorage, Alaska 99518-1599**

**Mr. Lloyd Lowry
Alaska Department of Fish and Game
Wildlife Conservation Division
1300 College Road
Fairbanks, Alaska 99701-1599**

stranding network for marine mammals that periodically come ashore and require necropsy or emergency medical attention to gain a better understanding of marine mammal health. Injured or sick marine mammals could be rehabilitated and returned to the wild to benefit the recovery of marine mammal populations.

Marine Birds

- Population and reproductive status
- Avian health
- Food habits
- Live animal studies (physiology, pathology)

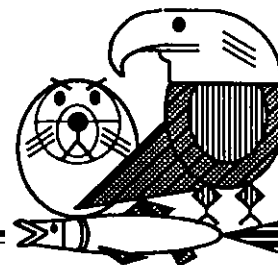
Work at the institute would focus on four critical elements of avian biology. First, in coordination and collaboration with federal and state agencies, staff could assist with population and reproductive studies of bird species in the EVOS area. Research would focus on the relationship of bird population and reproductive trends to their environment, and would help to synthesize and disseminate information from these studies. The institute would have facilities that could conduct basic research on avian health including individual birds and, perhaps more important, address population health by looking at levels of contaminants, disease state, and body condition of wild species. Research on injured or sick birds would focus on animal health and wildlife diseases with the goal of helping to rehabilitate and restore injured species. Research programs will also focus on the important area of food habits by studying the dietary requirements and limits of critical species. Work with live birds in holding tanks, aquaria, and research habitat would enable detailed controlled laboratory and experimental studies in energetics, physiology, and animal health that would help to understand natural recovery in the EVOS area.

Exxon Valdez Oil Spill Trustee Council

Restoration Office


645 G Street, Suite 402, Anchorage, Alaska 99501

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



MEMORANDUM

TO: Restoration Work Force

FROM: Molly McCammon/Director of Operations 

DATE: February 25, 1994

SUBJ: FY 95 Work Plan Process

The purpose of this memorandum is to outline efforts to date regarding formulation of the approach to the FY 95 Work Plan. Please provide initial comments on the attached draft Survey Form by end of business March 1 (Tuesday) to Eric Myers (ph: 278-8012) and plan to participate in a meeting of the Restoration Work Force at 10 a.m. on March 9 (Wednesday). The Executive Director will participate via teleconference from Juneau.

FY 95 Work Plan Process

As you know, we have been working to formulate a management approach (the Implementation Management Structure) to guide the annual work plan process beginning with FY 95. In particular, we have been working to design a process that fully reflects the policy guidance given by the Trustee Council that restoration should take an ecosystem approach, that new project ideas and proposals be sought from individuals and groups (in addition to Trustee agencies), and that there will be a continuing emphasis on meaningful public participation.

As a result of the first Implementation Management Structure workshop (January 13-14), subsequent discussions with agency staff and interested members of the public, and further guidance from the Executive Director, a conceptual approach to the FY 95 Work Plan has been developed. This approach would include a solicitation of FY 95 project proposals in mid-April that would form a basis for development and publication of a Draft FY 95 Work Plan at the end of the summer. The mid-April project proposal

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

solicitation would consist of a "proposer packet" distributed to all interested parties (i.e., private parties as well as public agencies). This packet would provide potential project sponsors with guidance regarding the kind of projects being sought in FY 95.

This proposal guidance packet would include the following elements:

- Policies that guide selection of Work Plan projects. This would include the "Guiding Principles" and "Goals and Objectives" developed at the January 13-14 Implementation Management Structure workshop together with a copy of the *Draft Restoration Plan*. (Note: Drafts of the Guiding Principles and Goals and Objectives have been previously circulated for review and comment.)
- Identification of Priority Project Ideas for FY 95. As discussed below, an effort will be undertaken to identify a core set of FY 95 project priorities to guide the formulation of project proposals.
- Project Evaluation Criteria and Process. The guidance packet will include an explanation of the process and criteria by which project proposals are to be evaluated for FY 95. (Draft project review criteria are under development and will be forwarded separately.)

A working draft outline of the "proposal guidance packet" contents is attached.

As you can appreciate, the policy guidance regarding projects provided by the *Draft Restoration Plan* as well as the "Guiding Principles" and "Goals and Objectives" is quite general. That is, guidance is expressed in terms of restoring injured resources or services consistent with the "definitions of recovery" from the *Draft Restoration Plan*. For example, in the case of Common murre, the recovery objective is murre populations to pre-spill levels. In order to focus project proposal efforts on key restoration concerns, it is important that "priority project ideas" for FY 95 be identified to the extent possible. (If we had more time, we could hold in-depth workshops to develop project priorities. However, since this year we are, in effect, trying to prepare two work plans in one year, we are somewhat constrained by time but will nevertheless try to identify at least a limited number of priority projects for FY 95.) The fundamental intent is take a more pro-active approach to soliciting restoration proposals that focus on key restoration concerns and research questions as we build upon the experience and knowledge gained from prior years work (adaptive management).

Survey to Identify FY 95 Project Priorities

The challenge, at this point, is to identify "priority project ideas" for FY 95. As a starting point, an initial mail survey has been drafted (copy attached). The following categories of "priority project ideas" are solicited:

- 1) those that concern recovery monitoring;
- 2) other research priorities;
- 3) general restoration projects; and
- 4) on-going projects that will require continuation funding in FY 95.

(Note that this survey is directed toward the identification of priority project proposals apart from habitat acquisition efforts which are being addressed through a separate process.) This survey will be distributed to the Restoration Work Force agency liaisons, the Chief Scientist and peer reviewers he deems appropriate, the Public Advisory Group and other individuals and representatives of various user groups who participated in the January 13-14 Implementation Management Structure workshop.

Please provide comment regarding the draft survey by the close of business on March 1 (Tuesday) to Eric Myers (278-8012) so that it can be finalized and distributed by March 3 (Thursday). Response to the FY 95 "priority project idea" survey, after it is distributed, should be made by March 17 (Thursday) so that initial results can be available for review at a second work session of the Implementation Management Structure working group on March 21 (Monday).

Solicitation of FY 95 Project Proposals

A final "priority project ideas" list reflecting project ideas and priorities widely recognized as important for FY 95, together with other policy guidance materials (i.e., the Guiding Principles, Goals and Objectives and the *Draft Restoration Plan*), would be distributed as part of the "proposer packet" in mid-April. Interested parties (that is, private entities as well as public agencies), would prepare proposals for submission by June 1 consistent with this guidance packet.

Development of the Draft FY 95 Work Plan

Proposals received as a result of the solicitation would be initially reviewed by Council staff to determine whether they are legally consistent with the settlement. A technical review would follow by an independent committee of peer reviewers and public representatives under the direction of the Chief Scientist for the purpose of formulating a recommendation to the Executive Director regarding projects to be included in the Draft FY 95 Work Plan. (This would be a recommendation concerning which projects should be included

in the Draft FY 95 Work Plan, not necessarily, at this point, a formal recommendation that the project be funded.) The Executive Director would, in turn, make a recommendation regarding the content of the Draft FY 95 Work Plan. The Draft 95 Work Plan would be published in mid-August.

Public Review of Draft FY 95 Work Plan

A six-week public review of the Draft FY 95 Work Plan would take place between mid-August and October 1. This would include general public comment as well as review by the Public Advisory Group and formal review and recommendation regarding projects by the Chief Scientist and/or the Science Review Board (still under development). This public comment and scientific review process would serve as the basis for a final recommendation by the Executive Director to the Trustee Council.

Trustee Council Action on the FY 95 Work Plan

Trustee Council action on the FY 95 Work Plan would take place at the end of October, followed by project implementation.

Timeline for FY 95 Work Plan Process

| | |
|-----------------|---|
| March 1 | Deadline: Comment from Restoration Work Force/FY 95 Priority Project Survey |
| March 3 | Distribution of FY 95 Project Priority Idea Survey |
| March 9 | Restoration Work Force meeting on FY 95 Work Plan Process (teleconference) |
| March 17 | Deadline: FY 95 Project Priority Idea Surveys returned to Restoration Office |
| March 21 | Implementation Management Structure work session #2 |
| March 22 | 5th Anniversary Public Forum |
| March 23 | Work session w/ Chief Scientist, others re: FY 95 Priority Projects (tentative) |
| April 15 | Distribution of FY 95 Proposal Guidance Packet |
| June 1 | Deadline: Submission of FY 95 project proposals |
| June 1 - Aug 15 | Prepare Draft FY 95 Work Plan |
| Aug 15 | Publish Draft FY 95 Work Plan |
| Aug 15 - Oct 1 | Public comment/PAG review/Chief Scientist recommendation on FY 95 projects |
| Oct 1 - Oct 30 | Development of Executive Director recommendation on FY 95 Work Plan |
| Oct 31 | Trustee Council action on FY 95 Work Plan |

Please review these materials and provide your comments as soon as possible. Your assistance with this effort is greatly appreciated.

cc: Jim Ayers/Executive Director
Dave Gibbons/USFS
Sandy Rabinowitch/DOI
Byron Morris/NOAA
Jerome Montague/ADF&G
Mark Brodersen/DEC
Veronica Gilbert/DNR
Bob Spies/Chief Scientist
Eric Myers/Project Coordinator

DRAFT

DRAFT 2/24/94

PROPOSAL GUIDANCE PACKET

- 1.0 Introduction (~ 3-4 pgs)
 - 1.1 Background
 - (history: how Settlement came to be/Consent Decree)
 - (basic financial info, Restoration Reserve)
 - (overall context: R&M, Gen Rest, Hab Protect - graphic)
 - 1.2 FY 95 Work Plan Schedule (brief)
- 2.0 *Exxon Valdez* Oil Spill Restoration Update (~ 6-8 pgs)
 - (adapted from 5th Anniversary Public Forum presentation)
- 3.0 Restoration Goals and Objectives (~ 5 pgs)
 - (include matrix: Upland/Nearshore/Pelagic)
- 4.0 FY 95 Work Plan Process (~ 10-15 pgs)
 - 4.1 Introduction
 - 4.2 Principles to Guide Development of FY 95 Work Plan
 - 4.2.1 Guiding Principles (#1-20)
 - 4.2.2 Approaches to Restoration
 - (include Table B-1 showing injury status)
 - Injured Biological Resources
 - Biological Resources That Are Recovering
 - Biological Resources That Are Not Recovering
 - Biological Resources With Recovery Unknown
 - Other Injured Natural Resources
 - Archeological Resources
 - Designated Wilderness
 - Lost or Reduced Services
 - Commercial Fishing
 - Subsistence
 - Recreation and Tourism
 - Passive Uses
- 5.0 FY 95 Proposal Evaluation Process
 - 5.1 Evaluation Criteria
 - 5.2 Timeline for Proposal Review and Evaluation

Appendices

- A. Draft Restoration Plan
- B. Project Status Reports (92/93/94)
- C. Proposal Content and Format



2/25/94 DRAFT Revised

SURVEY FORM

FY 95 Restoration Work Plan Priorities

Recovery Monitoring Priorities for FY 95

The *Draft Restoration Plan* identified the recovery status of injured resources and services as of November 1993 (see Table B-1, copy attached). General policy guidance regarding recovery monitoring is provided in Chapter 4 of the *Draft Restoration Plan* with consideration given to the recovery status of injured resources and services.

With regard to each of the resources or services that you feel are in need of further recovery monitoring, several basic questions should be addressed:

- Is it necessary to monitor in FY 95? If so, why?
- How would you describe the need for monitoring in FY 95?
(E = essential D = desirable N = not important)
- What kind of monitoring is needed?
- Is there a danger of losing important data or information as a consequence of not monitoring in FY 95?
- Are there reasons that monitoring would provide information important to understanding related ecosystem issues or concerns?
- For resources or services in need of further monitoring, how frequently should it occur (i.e., each year, every other year, once every five years)?

Recovering Biological Resources

- Bald eagles
- Black Oystercatchers
- Killer whales
- Sockeye salmon (Red Lake)



Biological Resources Not Recovering

- Common murre
- Harbor seals
- Harlequin ducks
- Intertidal ecosystem
- Marbled murrelets
- Pacific herring
- Pigeon guillemots
- Pink salmon
- Sea otters
- Sockeye salmon (Kenai River)
- Subtidal ecosystem

Biological Resources with Recovery Unknown

- Clams
- Cutthroat trout
- Dolly varden
- River otter
- Rockfish

Other Natural Resources

- Archeological resources
- Designated wilderness

Injured Services

- Commercial fishing
- Subsistence
- Passive use
- Recreation and tourism

DRAFT

Other Research Priorities for FY 95

Based on your understanding of the status of injury and recovery of the various injured resources and services:

- What do you consider to be the most important research priorities that should be addressed as part of the FY 95 Work Plan?
- Are there certain hypotheses or key research questions that you feel are important to address in FY 95 in order to advance restoration goals and objectives? (For example, during formulation of the FY 94 Work Plan, broad-based support emerged for examination of the relationship of forage fish to various injured resources. There was also widespread recognition of the importance of continuing work on questions pertaining to what may be persistent genetic effects on pink salmon.)

Please describe your research priorities in terms of what questions or concerns should be addressed.

General Restoration Priorities for FY 95

Are there any general restoration projects that you consider to be a priority for the FY 95 Work Plan? For each general restoration project, discuss why the project is needed in terms of the recovery status of the related injured resource(s).

DRAFT

Continuation Projects in FY95

Please identify on-going projects that will require continued funding in FY 95. For those projects, identify what impacts would result if the project were not continued in FY 95.

Please return this survey by March 17 (Thursday) to:

EVOS Restoration Office
645 G Street • Anchorage, AK • 99501

4

Table B-1 List of Injured Resources and Lost or Reduced Services

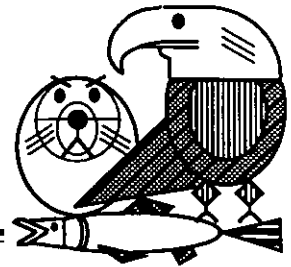
| INJURED RESOURCES | | | LOST OR REDUCED SERVICES (Human Uses) |
|--|--|---|--|
| BIOLOGICAL RESOURCES | OTHER | | |
| Recovering Bald eagle Black oystercatcher Intertidal organisms (some) Killer whale Sockeye salmon (Red Lake) Subtidal organisms (some) | Not Recovering Common murre Harbor seal Harlequin duck Intertidal organisms (some) Marbled murrelet Pacific herring Pigeon guillemot Pink salmon Sea otter Sockeye salmon (Kenai River) Subtidal organisms (some) | Archaeological resources Designated Wilderness Areas | Commercial fishing Passive uses Recreation and Tourism including sport fishing, sport hunting, and other recreation uses Subsistence |
| Recovery Unknown Clams Cutthroat trout Dolly Varden River otter Rockfish | | | |

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 25, 1994

William F. Welber

-0-

Dear Mr. Welber:

Thank you for your recent comments regarding the Draft 1994 Work Plan.

A copy of your comments was forwarded to each Trustee Council member on January 21, 1994, in preparation for their January 31st meeting. A summary of all public comments was also included in my Executive Director's Recommendation Report.

The Trustee Council approved a Final 1994 Work Plan during their January 31st meeting, which included \$14.4 million in project funding for this year (in addition to the \$5 million already approved in November, 1993) as well as \$12 million to be set aside in a reserve. A copy of this document, as well as a newsletter detailing the Trustees' actions, will be forwarded to those on the Trustees' mailing list in the near future. If you are not on the mailing list but would like to be included, please call the number above and leave your name and address with the receptionist.

I appreciate your participation in the development of the 1994 Work Plan and look forward to your continued interest.

If you have any further comments or questions, please don't hesitate to contact me.

Sincerely,

A handwritten signature in cursive script, reading "James R. Ayers". The signature is written in black ink and is positioned above the printed name and title.

James R. Ayers
Executive Director

Trustee Agencies

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

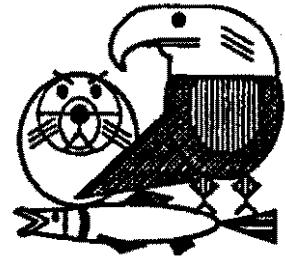
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Steve Viada
Continental Shelf Associates

FROM: Eric Myers, *EM* Restoration Project Coordinator

DATE: 2/23/94

SUBJ: FY 94 Work Plan Projects

Please find attached the FY 94 Work Plan Projects document I referenced on the phone. Although it is stamped Draft, it reflects the most current information regarding action taken on the FY 94 Work Plan by the Exxon Valdez Oil Spill Trustee Council at their January 31st meeting.

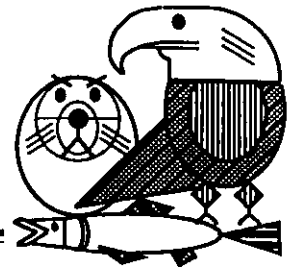
If you have further questions, please let me know.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



TO: Restoration Work Force

FROM: Eric Myers, *[Signature]* Project Coordinator

DATE: February 22, 1994

SUBJ: Preparation of FY 94 DPD's — Additional Information

The purpose of this memorandum is to respond to certain questions that have arisen regarding information to be provided as part of the FY 94 Detailed Project Descriptions (DPDs). Please reference the "Guidelines for Preparing Detailed Project Descriptions for FY 94 Restoration Projects" (dated 2/8/94).

Identification of Project Leaders and Project Managers

The Guidelines call for a Cover Page that identifies, among other items, the names of the Project Leader(s) and the Project Manager(s). The Project Leader(s) is/are the individual(s) *who will be responsible for actual implementation of the project*. For example, in the case of research projects, this would be the principle investigator(s). The Project Manager(s) is/are the individual(s) *who represents the agency(s)* and who is/are responsible for management and oversight of the project.

For items #9 (Name of Project Leader) and #10 (Name of Project Manager), the signatures of the Project Leader and Project Manager should be provided together with the appropriate organizational affiliation.

Lead Agency, Cooperating Agency and "Other Cooperating Parties"

Also on the Cover Page, information is called for respecting the identification of the project Lead Agency and any Cooperating Agency. The Lead Agency is that *state or federal agency* at the departmental level (e.g., DOI, ADF&G, etc.) responsible for the project — compiling the project description, the project budget, required reports and generally coordinating the project. A Cooperating Agency is any other *state or federal agency* that is involved in the project.

In the case of projects substantially involving other, non-governmental entities (for example, Project #94320 - PWS System Investigation, a project

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 substantially involves the University of Alaska, the Prince William Sound Science Center and the Prince William Sound Aquaculture Corporation) an additional data field should be added to the Cover Page. This additional field (a new field #11) should be identified as "Other Cooperating Parties." Private (i.e., non-governmental) parties involved with a project should be identified here.

* * * * *

I hope this helps eliminate confusion. As the Trustee Council moves forward with projects that involve collaborative public-private partnerships, the format of the Detailed Project Descriptions will have to evolve accordingly. If you have additional questions regarding the DPD's, please let me know.

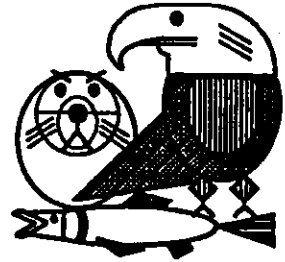
cc: Dave Gibbons/USFS
Sandy Rabinowitch/DOI
Byron Morris/NOAA
Jerome Montague/ADF&G
Mark Brodersen/DEC
Veronica Gilbert/DNR
Molly McCammon/Director of Operations
Bob Spies/Chief Scientist
Ted Cooney/UAF
Jeff Olsen/PWSAC

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: State Restoration Work Force Members

FROM: June Arkoulis-Sinclair
Director of Administrative Services

DATE: February 18, 1994

RE: Exxon Valdez Oil Spill Projects RPL 18-4-9992

The purpose of this memo is to:

1. Provide status update of Exxon Valdez Oil Spill projects revised program 18-4-9992.
2. Recording the revised program.
3. Provide information on how funding approved in revised programs can be transferred between state agencies.

Status of RPL 18-4-9992

The Legislative Budget and Audit Committee (LB&A) approved all of the projects conceptually and the FY 94 funding. It will be necessary to go back to LB&A for approval of the FY 95 funding just prior to the beginning of FY 95. The RPL will either be carried forward or a new one will need to be submitted. The Office of Management and Budget is working on submitting language for the appropriation bill which would put an extended lapse date on the RPL.

Recording the Revised Program

The entire amount (\$12,389.7) of the revised program will be recorded in the state accounting system, however, if the lapse date is not extended a restriction will be necessary for the FY 95 funding portion.

Transfers between state agencies

The revised program amount is considered an appropriation with three allocations (Environmental

Trustee Agencies

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

Conservation, Natural Resources, and Fish and Game). The amounts in the revised programs must be recorded as approved initially and cannot be changed. If it becomes necessary to make adjustments/transfers between these three allocations it will be necessary to submit an additional revised program to make the change for Office of Management and Budget approval.

If you have any questions you can contact me at 586-7238. Please note that our new fax number here in Juneau is 586-7589.

Enclosure

**Revised Program 18-4-9992
Project Allocations**

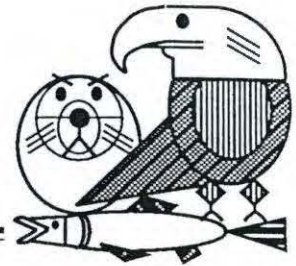
| Project Number | Project Description | Agency | LB&A Request 2/16/94 |
|---------------------------|---|---------------|-------------------------------------|
| 94007 | Site Specific Archaeological Restoration | ADNR | 403.4 |
| 94064 | Harbor Seal Habitat Use and Monitoring | ADF&G | 153.3 |
| 94086 | Herring Bay Experimental and Monitoring Studies | ADF&G | 531.4 |
| 94090 | Mussel Bed Restoration and Monitoring | ADEC | 332.9 |
| 94110 | Habitat Protection - Data Acquisition and Support | ADF&G ADNR | 59.9 316.1 |
| 94126 | Habitat Protection and Acquisition Fund | ADF&G ADNR | 10.4 210.0 |
| 94137 | Stock Identification of Chum and Sockeye Salmon in Prince William Sound | ADF&G | 214.9 |
| 94139 | Salmon Stream Habitat and Stock Restoration | ADF&G | 515.6 |
| 94163 | Forage Fish Influence on Injured Species | ADF&G | 95.4 |
| 94165 | Herring Genetic Stock Identification in Prince William Sound | ADF&G | 62.2 |
| 94166 | Herring Spawn Deposition and Reproductive Impairment | ADF&G | 239.2 |
| 94191 | Oil Related Egg and Alevin Mortalities | ADF&G | 202.5 |
| 94199 | Institute of Marine Science - Seward Improvements | ADF&G | 200.0 |
| 94244 | Harbor Seal and Sea Otter Co-Op Subsistence Harvest Assistance | ADF&G | 54.5 |
| 94255 | Kenai River Sockeye Salmon Restoration | ADF&G | 281.1 |
| 94258 | Sockeye Salmon Overescapement | ADF&G | 475.7 |
| 94259 | Coghill Lake Sockeye Salmon Restoration | ADF&G | 113.2 |
| 94266 | Shoreline Assessment and Oil Removal | ADEC | 341.6 |
| 94272 | Chenega Chinook Release Program | ADF&G | 57.4 |
| 94279 | Subsistence Food Safety Testing | ADF&G | 176.1 |
| 94320 | Prince William Sound System Investigation | ADF&G | 6052.5 |
| 94417 | Waste Oil Disposal Facilities | ADEC | 232.2 |
| 94422 | Restoration Plan NEPA Compliance | ADF&G | 50.4 |
| 94423 | Oil Spill Public Information Center | ADEC ADF&G | 111.6 136.5 |
| 94507 | Symposium Proceedings Publication | ADEC | 69.0 |
| 940ED | Public Information and Administration | ADF&G | 690.7 |
| | Total | | <u>12,389.7</u> |

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 17, 1994

Ted Birkedal
National Park Service
2525 Gambell Street
Anchorage, Alaska 99503

Dear Mr. Birkedal:

Thank you for agreeing to participate in the Trustee Council's forum scheduled for March 22, 1994 in Anchorage entitled: Five Years Later...What have we learned? I appreciate the effort it takes to put together a presentation like this. Enclosed you will find a copy of the most recent agenda. Most of the presenters will be delivering 15 minute presentations on a specific category, following the general format of what was injured, what has recovered, what did we do about it, and what don't we still know.

In order to better coordinate the presentations, I am requesting that you send to me at the above address by March 10, a 1/2 page synopsis of your presentation. Please indicate whether you intend to use slides or not (no overheads). I am also including guidelines that were prepared for last year's symposium that you may find useful.

Please contact Tami Yockey at the Restoration Office (278-8012) regarding your individual travel and per diem arrangements. If you have any questions about this, or any other details concerning the forum, please don't hesitate to contact me. I look forward to seeing you on or before March 22.

Sincerely,

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

Molly McCammon
Director of Operations

Fr MM
mailed to
T. Birkedal P. Peterson
G. Rose J. Fall
B. Spies J. Rice
K. Frost P. Mundy

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 Forum
March 22, 1994
Regal Alaskan Hotel, Anchorage**

**Five Years Later:
What have we learned?**

Sponsored by the Exxon Valdez Oil Spill Trustee Council

- 1:00 - 1:15 Intro & Opening comments..... Jim Ayers
1:15 - 1:30 Slide Program - 1989 in review
1:30 - 2:00 Keynote speaker: How does the Exxon Valdez spill fit into the big picture? George Rose
2:00 - 2:15 Overview of research & monitoring: Bob Spies
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4:00 - 4:15 Birds: [not confirmed]
4:15 - 4:30 Where do we go from here?: Jim Ayers
4:30 - 6:30 Social Hour: Meet the scientists and the Trustees

Suggestions for Presentation Slides

Everybody in the room must be able to read your slides. Don't you hate it when a speaker puts up slide after slide with twenty lines of tiny typed text? Don't you hate it when a speaker puts up a slide that you can't decipher and says, "Sorry, I don't know if you can see this, but I just put it in here to show that...."? **DON'T DO** that!

Your slides **don't have to stand alone**. Figures submitted with manuscripts are expected to be able to stand alone, with enough detail to be understood by someone who has never seen the rest of the text. You have to forget this when making slides to back up an oral presentation. Your slides *won't* be standing alone; you will be standing right there beside them. **YOU** will be giving the talk, not the slides.

Rule #1. Make things on your slides big enough for everyone to read.

Rule #2. Simplify things enough that they will.

- If you can get more than eight lines of text on a horizontal slide, your text is too small. Make it bigger.
- Sans-serif type **like this** is easier to read at a distance than type with serifs **like this**, & lower case text **like this** is easier to read than all caps **LIKE THIS**.
- Light text on dark backgrounds and dark text on light backgrounds are much easier to read than one medium color on another.
- Don't use whole sentences; use phrases or key words. Use abbreviations, and "&".
- Round numbers to 2 significant digits.
- Try to limit text slides to no more than 6 lines (*never* more than 8).
 - tables to 3 rows x 3 columns, or 2 rows x 4 columns (or 4 x 2).
 - line graphs to 4 lines.
 - bar graphs to 12 bars (4 groups of 3, 6 groups of 2, or 12 single, etc).And different colored lines or bars are much easier to follow than different dot/dash patterns or hatching patterns.
- Use colors for coding. Color can convey additional information without using additional space. Be consistent; use the same colors to mean the same things throughout your talk. Try to choose colors that are not the same value (lightness/darkness); they are easier for everyone to distinguish, but especially the colorblind folks in the audience.
- Design your slides on paper in a space 2" x 3"; if it's a good slide, it will all fit. And go over your finished slides by holding them up to the light, with no magnifier. If you can read them that way, they will be readable to your audience on the screen.

Guidelines for Speakers in Symposia and Technical Session

1. Rehearse your talk before the meeting and be certain that you do not exceed the allotted time. Have peers evaluate your talk. Consider their suggestions.
2. Podium lighting and microphones are not always available or dependable. Therefore, do not rely on note cards. Practice speaking slowly and audibly.
3. Check slides in the AV preview room prior to your talk (see program book for the location). If possible, arrange for your session moderator to be present so that the moderator may identify potential problems with your slides.
4. Arrive in the meeting room at least 15 minutes before the session begins to receive any last minute instructions and make any adjustments you feel are necessary.
5. Number your slides on the lower left corner (in position that the slide is correctly viewed) so that you can quickly put them in a carousel correctly and in order.
6. Bring slides in a carousel so that you won't have to put them in a carousel after someone else's talk.

Specific Guidelines for Speakers in Technical Sessions

1. Each talk should last no longer than 15 minutes. There should be at least five minutes for questions after each talk. Organize your talk as follows: Introduction, objectives, methods, results, conclusions/implications.
2. Introductory comments are most effectively presented by speaking to your audience with the lights on before you go to the slides.
3. Objectives must be clearly stated. Conclusions should relate back to them.
4. Avoid unnecessary detail in the methods. Primarily discuss results and conclusions (unless methodology is the central topic of your study).

Guidelines for Visuals

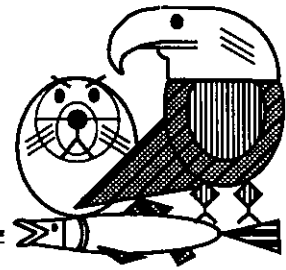
1. Prepare only 2" X 2" slides. No facilities for other visual aids will be available. Do not bring overheads, video tapes, fish in bottles, etc.
2. Suggested color combinations for text and graphic slides: white or yellow on blue background, yellow on green background.
3. Keep figures simple. Figures for publications usually do not make good slides because they contain too much detail.
4. Text on slides should be large enough so that it is easily readable when you hold the slide at arm's length. Text can take up a lot of room on figures so use only what is absolutely necessary.
5. Each slide should convey only one idea. If you need to present several figures that relate to one another present them sequentially on separate slides.
6. Vertical slides usually do not fit on the screen; therefore, try not use them.
7. Present only essential information in tables. Limit tables to a maximum of five lines and three columns.
8. Do not make slides with more than eight lines of text.
9. Picture slides should clearly show what you want the audience to see.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 16, 1994

Paul Gates
U.S. Department of Interior
Office of the Secretary
1689 C Street, Suite 100
Anchorage, Alaska 99501-5151

Dear Mr. Gates:

As a follow-up to the Trustee Council's request for an updated presentation on the status of injured resources and their recovery, we are organizing a half-day public forum on the *Exxon Valdez* Oil Spill to be held the afternoon of March 22, 1994 at the Regal Alaskan Hotel in Anchorage, entitled: Five Years Later: What have we learned?

The attached agenda is still in draft, with not all speakers confirmed. However, I am bringing this to your attention now so that you can be sure to include this on your calendar. I will be sending you an updated program in the very near future.

As requested, the forum agenda is being coordinated with the Department of Law to ensure that there are no conflicts with pending litigation in state and federal courts.

I hope you will be able to attend this presentation since it promises to be informative. If you have any questions, please don't hesitate to contact me.

Sincerely,

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

Molly McCammon
Director of Operations

Attachment

cc: James R. Ayers
Agency Liaisons

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 Forum
March 22, 1994
Regal Alaskan Hotel, Anchorage**

**Five Years Later:
What have we learned?**

Sponsored by the Exxon Valdez Oil Spill Trustee Council

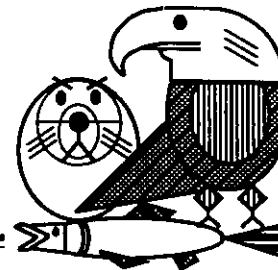
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4:30 - 6:30 Social Hour: Meet the scientists and the Trustees

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 16, 1994

George Frampton
Assistant Secretary
U.S. Department of Interior
1849 C Street, NW Room 3138
Washington, DC 20240

Dear Mr. Frampton:

As a follow-up to the Trustee Council's request for an updated presentation on the status of injured resources and their recovery, we are organizing a half-day public forum on the *Exxon Valdez* Oil Spill to be held the afternoon of March 22, 1994 at the Regal Alaskan Hotel in Anchorage, entitled: Five Years Later: What have we learned?

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Molly McCammon
Director of Operations

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Agency Liaisons

MM/raw

Trustee Agencies

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

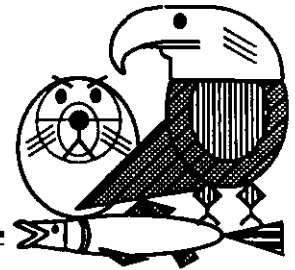
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 16, 1994

Carl Rosier
Commissioner
Alaska Department of Fish & Game
1255 West 8th Street
Juneau, Alaska 99802

Dear Commissioner Rosier:

As a follow-up to the Trustee Council's request for an updated presentation on the status of injured resources and their recovery, we are organizing a half-day public forum on the *Exxon Valdez* Oil Spill to be held the afternoon of March 22, 1994 at the Regal Alaskan Hotel in Anchorage, entitled: Five Years Later: What have we learned?

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Sincerely,

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Molly McCammon
Director of Operations

Attachment

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Agency Liaisons

MM/raw

Trustee Agencies

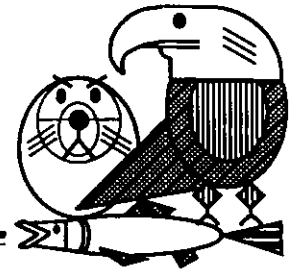
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 16, 1994

John Sandor
Commissioner
Alaska Department of Environmental
Conservation
410 Willoughby Avenue, Suite 105
Juneau, Alaska 99801-1795

Dear Commissioner Sandor:

As a follow-up to the Trustee Council's request for an updated presentation on the status of injured resources and their recovery, we are organizing a half-day public forum on the *Exxon Valdez* Oil Spill to be held the afternoon of March 22, 1994 at the Regal Alaskan Hotel in Anchorage, entitled: Five Years Later: What have we learned?

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Sincerely,

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Molly McCammon
Director of Operations

Attachment

cc: James R. Ayers
Agency Liaisons

MM/raw

Trustee Agencies

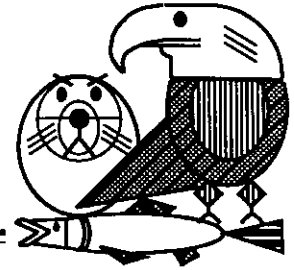
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United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 16, 1994

Mike Barton
Regional Forester
U.S. Department of Agriculture
Forest Service
709 West 9th Street, Room 249
Juneau, Alaska 99802

Dear Mr. Barton:

As a follow-up to the Trustee Council's request for an updated presentation on the status of injured resources and their recovery, we are organizing a half-day public forum on the *Exxon Valdez* Oil Spill to be held the afternoon of March 22, 1994 at the Regal Alaskan Hotel in Anchorage, entitled: Five Years Later: What have we learned?

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Molly McCammon
Director of Operations

Attachment

cc: James R. Ayers
Agency Liaisons

MM/raw

Trustee Agencies

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

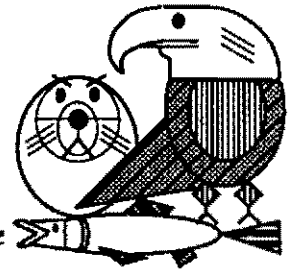
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 16, 1994

Steve Pennoyer
Director
U.S. Department of Commerce
National Marine Fisheries Service
709 West 9th Street, Room 456
Juneau, Alaska 99801

Dear Mr. Pennoyer:

As a follow-up to the Trustee Council's request for an updated presentation on the status of injured resources and their recovery, we are organizing a half-day public forum on the *Exxon Valdez* Oil Spill to be held the afternoon of March 22, 1994 at the Regal Alaskan Hotel in Anchorage, entitled: Five Years Later: What have we learned?

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Sincerely,

Molly McCammon
Director of Operations

Attachment

cc: James R. Ayers
Agency Liaisons

MM/raw

Trustee Agencies

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

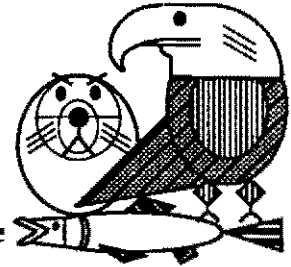
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 16, 1994

Craig Tillery
Assistant Attorney General
Alaska Department of Law
1031 West 4th Avenue, Suite 200
Anchorage, Alaska 99501

Dear Mr. Tillery:

As a follow-up to the Trustee Council's request for an updated presentation on the status of injured resources and their recovery, we are organizing a half-day public forum on the *Exxon Valdez* Oil Spill to be held the afternoon of March 22, 1994 at the Regal Alaskan Hotel in Anchorage, entitled: *Five Years Later: What have we learned?*

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Sincerely,

Molly McCammon
Director of Operations

Attachment

cc: James R. Ayers
Agency Liaisons

MM/raw

Trustee Agencies

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

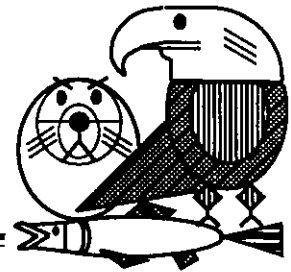
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 24, 1994

Deborah L. Williams
Special Assistant to the Secretary for Alaska
U.S. Department of Interior
Office of the Secretary
1689 C Street, Suite 100
Anchorage, Alaska 99501-5151

Dear Ms. Williams:

As a follow-up to the Trustee Council's request for an updated presentation on the status of injured resources and their recovery, we are organizing a half-day public forum on the *Exxon Valdez* Oil Spill to be held the afternoon of March 22, 1994 at the Regal Alaskan Hotel in Anchorage, entitled: Five Years Later: What have we learned?

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Sincerely,

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

Molly McCammon
Director of Operations

Attachment

cc: James R. Ayers
Agency Liaisons

MM/raw

Trustee Agencies

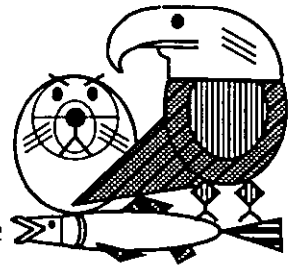
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 13, 1994

Matthew A. Cronin
Senior Research Geneticist
Alaska Research Associates, Inc.
4175 Tudor Centre Dr. Suite 101
Anchorage, Alaska 99508

Dear Mr. Cronin,

Thank you for your recent letter regarding the *Draft 1994 Work Plan*. I would like to take this opportunity to provide you with some information in response to the issues you raise in your letter.

The process by which projects have been reviewed for possible approval as part of the 1994 Work Plan has many elements. As noted in the *Draft 1994 Work Plan*, the Trustee Council has been working on the development of a formal Restoration Plan to guide restoration actions. This is the foundation document that will provide overall guidance for approval of projects in any given annual work plan. The Trustee Council approved a *Draft Restoration Plan* in November 1993 that is currently the subject of an Environmental Impact Statement (EIS) review process.

With specific regard to development of the 1994 Work Plan, the Trustee Council started with a solicitation of public comment to help identify candidate projects. To assist in the scientific review of proposals, the Trustee Council has retained the services of a Chief Scientist. That position is presently held by Dr. Robert Spies. Dr. Spies, who was initially retained to assist with the State's damage assessment work — started with the objective of supporting litigation — has continued as Chief Scientist for the joint federal-state Trustee Council established by the civil settlement. Dr. Spies has over 20 years of experience in investigations of marine contamination in a variety of settings, including broad experience with chemical, biological and ecological aspects of marine contamination. Under the guidance of the Chief Scientist, independent peer review experts are involved in the evaluation of individual work plan project proposals. A list of these peer reviewers and their affiliations is attached. A copy of the Chief Scientist's comments to the Trustee Council on the *Draft 1994 Work Plan* projects is also enclosed. Because your letter expressed a particular interest in the peer review process, I

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

would like to provide some additional insight regarding the responsibilities of the Chief Scientist. Fundamentally, it is the role of the Chief Scientist to manage the scientific review of projects proposed to the Trustee Council as well as to manage the review of approved projects as they are completed to ensure that results and conclusions are properly supported in the final reports.

Again, with specific regard to the 1994 Work Plan process, the Trustee Council also established a list of assumptions that were used to evaluate individual proposals. See the *Draft 1994 Work Plan*, pages 11-12 (copy attached). As a result of these efforts, the *Draft 1994 Work Plan* document was prepared and published for another round of public review. The Trustee Council received several hundred letters and comments on the *Draft 1994 Work Plan*. In addition to this general public comment opportunity, the *Draft 1994 Work Plan* has been the subject of review by the Trustee Council's Public Advisory Group (PAG). The PAG is a 17-member advisory group comprised of representatives of various interest groups and public members at large that was expressly established as part of the civil settlement. The PAG met on January 11-12, 1994 to make recommendations regarding the individual projects described in the *Draft 1994 Work Plan*. The recommendations of the PAG are reflected in the enclosed *FY 1994 Work Plan Projects* document (see the spreadsheet, Attachment A). This document provides the most current available information regarding projects approved by the Trustee Council on January 31, 1994. At this point, those projects that have received initial approval by the Trustee Council will undergo the further step of having a detailed project description and work plan prepared that will be subject to an additional peer review under the direction of the Chief Scientist.

Finally, your letter expressed an interest in the opportunities for use of private sector services and university researchers, as distinguished from government agencies, to participate in restoration project proposal development and implementation. This is an issue that has been the subject of substantial comment to the Trustee Council. In fact, you will note that the Trustee Council addressed this issue directly in the policies adopted as part of the *Draft Restoration Plan* (see Chapter 2): that "competitive proposals for restoration projects will be encouraged" (Policy #6). While recognizing that many restoration projects have portions of the work contracted out, it is clear that a large portion of the restoration project work has been implemented by federal and state agencies. The Trustee Council is making an affirmative effort to more extensively involve the general public and non-governmental entities in restoration activities, both in terms of developing project ideas as well as with regard to implementation. It is hoped that this effort will yield innovation in project design as well as result in cost savings.

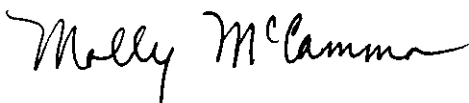
With specific regard to the 1994 Work Plan process once again, the Prince William Sound System Investigation Project (Project #94320) is an example of

how the Trustee Council is attempting to work in concert with private entities to develop and implement restoration projects. As you may be aware, this project is the result of a collaborative effort on the part of individual Prince William Sound fishermen, the Cordova-based Prince William Sound Science Center (PWSSC), the University of Alaska, and the Prince William Sound Aquaculture Corporation (PWSAC) working together with the Alaska Department of Fish and Game, the National Marine Fisheries Service (NMFS) and the Trustee Council's Chief Scientist to develop an interdisciplinary research program focused on the marine ecosystem processes influencing pink salmon and herring stock productivity. This multi-faceted project will rely upon a combination of private sector entities and public agencies for implementation.

As we move forward with formulation of the 1995 restoration work plan, a very deliberate effort is being made to increase public involvement in all phases of restoration — planning, project design, implementation and review. For your reference, I have also enclosed a copy of draft working materials that were generated as part of an on-going effort to implement a management structure for restoration activities with specific regard to the 1995 work plan. As part of the public outreach effort, the Trustee Council will be sponsoring a workshop on March 22nd to commemorate the 5th Anniversary of the *Exxon Valdez* spill. One of the objectives of this workshop will be to provide a public forum for discussion of the current state of knowledge regarding spill-related injuries and recovery and to solicit ideas regarding potential restoration projects.

In closing, I would like to add that I welcome your thoughts and suggestions regarding appropriate restoration projects and hope that this information is helpful.

Sincerely,



Molly McCammon
Director of Operations

enclosures:

- *Draft Restoration Plan* (November 1993)
- List of Peer Review Experts
- Chief Scientist Comments on *Draft 1994 Work Plan* projects
- Assumptions (pages 11-12) from *Draft 1994 Work Plan*
- *FY 94 Work Plan Projects*
 - as approved by the *Exxon Valdez* Trustee Council January 31, 1994
- Ecosystem-Based Management Workshop Materials

| EXPERT | AFFILIATION | EXPERTISE |
|--------------------|---|---------------------------------------|
| Bauer, James | Dept of Oceanography, Florida State University | Organic geochemistry, microbiology |
| Boesch, Don | Center for Environmental & Estuarine Studies University of Maryland System | Marine Ecology |
| Bowden, Dave | Statistics Department Colorado State University | Statistics |
| Brown, Ben | The Nature Conservancy | Habitat |
| Burger, Alan | University of Victoria | Birds |
| Campbell, James B. | Virginia Polytechnic Institute | Remote Sensing Applications |
| Dethier, Megan | Friday Harbor Laboratory University of Washington | Intertidal ecology |
| Dumond, Don | University of Oregon | Archaeology |
| Eberhardt, Lee | Consultant | Population Biology |
| Ford, John | Vancouver Aquarium | Killer Whales |
| Fraser, James | Virginia Polytechnic University | Birds |
| Fraker, Mark A. | Consultant | Wildlife Biology |
| Fry, Michael | University of California, Davis | Bird Toxicology |
| Gardels, Ken | University of California, Berkeley | Geographical Information Systems |
| Garrott, Bob | University of Wisconsin, Madison | Mammals |

| EXPERT | AFFILIATION | EXPERTISE |
|--------------------|--|----------------------|
| Goering, John | Institute of Marine Science, School of Fisheries/Ocean Sciences University of Alaska, Fairbanks | Primary Production |
| Green, Roger | University of Western Ontario | Ecology/Statistics |
| Hanemann, Michael | University of California, Berkeley | Habitat |
| Hilborn, Ray | School of Fisheries University of Washington | Fisheries |
| Isaacs, John | Consultant | Recreation |
| Jarvis, Robert | Oregon State University | Sea Ducks |
| Juday, Glen | Forest Sciences Dept. University of Alaska, Fairbanks | Forest Ecology |
| Kocan, Dick | School of Fisheries University of Washington | Herring |
| McAllister, Martin | Archaeological Resource Investigations | Archaeology |
| McRoy, Peter | Institute of marine Science School of Fisheries/Ocean Sciences University of Alaska, Fairbanks | Ecosystems modeling |
| Miller, Charles | Department of Oceanography Oregon State Universtiy | Secondary Production |
| Mundy, Phil | Consultant | Salmon |

| EXPERT | AFFILIATION | EXPERTISE |
|-------------------|--|------------------------------------|
| Pearcy, William | Department of Oceanography Oregon State University | Salmon |
| Peterson, Pete | Institute of marine Science University of North Carolina | Marine Ecology |
| Rebar, Allen | School of Veterinary Medicine Purdue University | Veterinary |
| Reckhow, Ken | Duke University | Water Quality/Decision Analysis |
| Richardson, Jim | Resource Econ Private Consultant | Recreation |
| Robson, Doug | Private Consultant | Statistics |
| Rose, George | Department of Fisheries & Oceans, Science Branch Canadian Government | Fisheries |
| Rothschild, Brian | Chesapeake Biological Laboratory University of Maryland | Fisheries |
| Royer, Tom | Institute of Marine Science School of Fisheries/Ocean Sciences University of Alaska, Fairbanks | Physical Oceanography |
| Rubin, Tod | Consultant | Habitat |
| Ruttenber, James | Health Sciences Center University of Colorado | Water Quality/Decision Analysis |
| Schwigert, Jake | Department of Fisheries & Oceans Pacific Biological Station | Herring |

| EXPERT | AFFILIATION | EXPERTISE |
|----------------------|---|------------------|
| Sharp, Brian | Consultant | Birds |
| Siniff, Don | University of Minnesota | Marine Mammals |
| Stewart, Donald J. | University of New York, Syracuse, SUNY-ESF | Bioenergetics |
| Stocker, MAx | Department of Fisheries & Oceans Pacific Biological Station | Herring |
| Tjeerdema, Ron | University of California, Santa Cruz | Fish Toxicology |
| Walters, Carol | Fisheries Center, University of British Columbia | Fisheries |
| Williams, Richard N. | Private Consultant | Genetics |

STATE OF ALASKA

DEPT. OF ENVIRONMENTAL CONSERVATION

Exxon Valdez Oil Spill Restoration Office
645 "G" Street
Anchorage, Alaska 99501
(907) 278-8012

Reg file
WALTER J. HICKEL, GOVERNOR

February 11, 1994

Pat Norman, President
Port Graham Corporation
Port Graham, Alaska 99603-5569

Dear Mr. Norman:

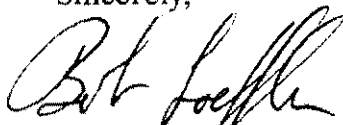
Molly McCammon asked me to send you some explanation of the terms of the court decree that limits actions on how the Trustee Council may spend civil settlement funds. I am sending along two documents:

- a copy of the Memorandum of Understanding between the state and federal governments;
- the Draft Restoration Plan.

The Memorandum of Understanding is a part of the court settlement that established the restoration funds. I have circled the most important language which is on page 12. The Draft Restoration Plan contains explanation of the court settlement. The explanation begins on the bottom of page two and continues through page 4. Also, policy #5 on Page 12 and 13 explain to what extent restoration funds may be used to restore a "service" such as commercial fishing or subsistence.

I hope this information is useful. If you have any questions, please give me a call at 278-8012.

Sincerely,



Bob Loeffler
Restoration Specialist

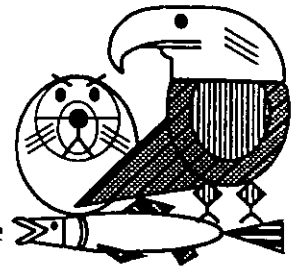
cc: Molly McCammon, Director of Operations

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 11, 1994

Tom Anderson
c/o Representative Terry Martin
State Capitol Room #411
Juneau, Alaska 99801-1182

Dear Mr. Anderson,

As related by Mr. Alex Swiderski of the Department of Law to this office, it is my understanding that you are seeking additional information from the *Exxon Valdez* Oil Spill Trustee Council regarding Project # 94320 (Prince William Sound System Investigation). A description of that project is enclosed.

As you may be aware, the PWS System Investigation project is an outgrowth of work initiated by the PWS Fisheries Ecosystem Research Planning Group, comprised of the scientists, communities, managers and resource users of PWS. Members of this planning group, which included individual PWS fishermen, the Cordova-based Prince William Sound Science Center (PWSSC), the University of Alaska, the Prince William Sound Aquaculture Corporation (PWSAC) and others, have been working together with the Alaska Department of Fish and Game, the National Marine Fisheries Service (NMFS) and the Trustee Council's Chief Scientist to develop Project #94320.

In summary, the PWS System Investigation project has been developed as an interdisciplinary research program focused on the marine ecosystem processes influencing the productivity of pink salmon and herring stocks in PWS. These organisms, in turn, support a host of other birds and mammals, some of which have also been documented as injured species. Plans for the project are being developed with the assistance of the Trustee Council. An initial draft plan concept (with related technical information) was reviewed by independent scientists and representatives of the Trustee Council at a Cordova workshop in early December 1993 and was generally well received. Since that time, the project proposal has been subject to additional work and refinement with detailed work plans for the various component parts of the project currently undergoing further scientific peer review at the direction of

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 Chief Scientist (as are all of the Trustee Council approved projects in the FY 94 Work Plan). It is anticipated that the project will rely upon a combination of private sector entities as well as public agencies for implementation.

I hope that this information is helpful to you. If I can be of further assistance, please let me know.

Sincerely,

A handwritten signature in cursive script that reads "Molly McCammon". The signature is fluid and elegant, with a long, sweeping underline.

Molly McCammon
Director of Operations

enclosure

— PWS System Investigation Project Description (Project #94320)

cc: Jim Ayers
Craig Tillery
Alex Swiderski

EXXON VALDEZ OIL SPILL PROJECT DESCRIPTION

Title: Prince William Sound System Investigation

Project Number: 94320

Lead Agency: NOAA

Cooperating Agencies: ADF&G

LB&A Request for Authorization: \$6,052.5K ADF&G

Project Startup Date: January 1994

Duration: Multi-year

Geographic Area: Prince William Sound

INTRODUCTION

The Prince William Sound (PWS) System Investigation project is a directed study of the PWS ecosystem that will provide information essential to the restoration mission of the *Exxon Valdez* Oil Spill Trustee Council. The knowledge gained by implementing this project is vital to determining the feasibility of, and the approach to, restoring many resources and services injured by the *Exxon Valdez* oil spill. Resources to be addressed by the project include pink salmon, herring, and the principal species interacting with these fishes. These pelagic organisms support a host of birds and mammals, some which have also been described as injured species. Services addressed include subsistence, commercial fishing, recreation and tourism, and passive use.

The PWS System Investigation project is an outgrowth of work initiated by the PWS Fisheries Ecosystem Research Planning Group, comprised of the scientists, communities, managers and resource users of the Sound. Plans for the project were developed with the encouragement and support of the Trustee Council to provide an understanding of important ecological influences on injured resources and services. An initial draft plan concept (with related technical information) was reviewed by independent scientists and representatives of the EVOS Trustee Council at a workshop in December 1993, and was generally supported as innovative, reasonable, and scientifically testable. Future expansion of the PWS System Investigation project will involve coupling pelagic and nearshore benthic ecology and linking aquatic and terrestrial ecology through dominant ecosystem pathways.

The fundamental approach of the project is to investigate the interacting predator-prey resources and the fluctuating physical-chemical environment in which they live in order to explain some of the variation in productivity of specific animal populations. Developed in cooperation with the PWS Aquaculture Corporation, this project includes funding (approximately \$1.5 million) to

support the cost of experimental hatchery releases that will be part of the research design.

There is a widely recognized need to understand and separate anthropogenic and natural effects on the variability of the PWS ecosystem. In recent years, poor runs of both pink salmon and herring, and the decline in seabirds and some marine mammals, have drawn attention to the need to initiate long-term ecological studies. The PWS System Investigation project will focus on pink salmon and herring as important components of the marine ecosystem while looking at the entire community of species that interact closely with pink salmon and herring in PWS. Accordingly, the PWS System Investigation project encompasses the interactions of climate and ocean currents, their effects on plankton and fishes, and the distribution and diet of apex predators on fishes.

PROJECT DESCRIPTION

A. Resources and/or Associated Services

The PWS System Investigation project will provide ecosystem level information, that is now lacking, about injured pink salmon and herring populations in PWS. This information will assist the *Exxon Valdez* Trustee Council in restoring these resources and associated services to pre-spill conditions. Although designed around the biology of these fisheries resources, the ecosystem approach to research will result in information relevant to the restoration of other injured resources throughout the oil spill affected area. The PWS System Investigation project will provide a better understanding of processes regulating the size of the pink salmon and herring spawning populations available to apex predators such as birds, marine and terrestrial mammals, and humans. Initial collaborations in 1994 and further planning work to be implemented beginning in 1995 will expand the PWS System Investigation project to address the roles of sea birds, marine mammals, the intertidal community, the benthos, and ecotoxicological factors in the marine system, and on building connections to ongoing projects already working in these areas.

B. Objectives

The goal of the PWS System Investigation project is to develop an ecosystem level understanding of natural and man-caused factors influencing the production of pink salmon and herring in PWS. The project is designed to provide information essential to more accurately forecast production, predict population responses to ecosystem disturbances (natural and anthropogenic), and help further guide restoration efforts for resources injured by the oil spill.

As a multi-disciplinary, integrated study, the PWS System Investigation project is designed to achieve a number of objectives, including:

- Describe the oceanographic and meteorological mechanisms that interact to establish levels of food for juvenile pink salmon, herring, and other species with similar feeding behavior (planktivores) in PWS each year;
- Determine how prey/predator relationships affecting survival of juvenile pink salmon, herring, and other fish with similar predators are modified by both seasonal and year-to-year changes in upper-layer plankton stocks;
- Determine how physical processes affect the natal habitats (egg and larva incubation sites) for pink salmon and herring and contribute to losses of eggs, embryos and alevins;
- Describe ecological factors responsible for juvenile herring condition and overwinter survival in PWS;
- Integrate the PWS System Investigation project with research encompassing (1) sea birds and mammals, (2) intertidal communities and processes, (3) benthic processes, and (4) ecotoxicological pathways;
- Cooperate with Prince William Sound Aquaculture Corporation for an experimental fry release to support ecosystem research objectives; and
- Plan and realize a multi-disciplinary, long-term, ecosystem research program in Prince William Sound involving area residents, resource users, aquaculture corporations, educators and students, and industries in cooperation with area scientists and managers.

C. Methods

The PWS System Investigation project will be undertaken as a multi-disciplinary effort that will rely on a combination of monitoring, interpretation, prediction, and sensitivity/risk analysis that uses vessel and sea-side facilities in Prince William Sound for data collection and logistical support together with remote sensing. The project will rely heavily on private vessels (e.g., fishing, ecotourism, industry) outfitted with scientific equipment, and some use of agency and university scientific vessels. Salmon hatcheries in the region will provide spring and summer plankton data and year-round measurements of local weather and ocean

conditions. These facilities will be supplemented by satellite-linked buoys, oceanographic moorings, and aircraft and satellite measurements.

The PWS System Investigation project will investigate the hypothesis that the recruitment success of pink salmon and herring populations in PWS is related to losses due to physical processes and to predation during early life stages (embryo to late juvenile) that occur within PWS. This hypothesis provides a means to focus field efforts on those parts of the ecosystem that support these critical life stages. Previous studies of PWS indicate that the important early portions of the marine production cycle are tightly compressed in time around the months of April and May. During this period, massive upper-layer stocks of large zooplankton arise from the deeper water to graze on a short-lived diatom bloom. Herring spawning and the wild and hatchery-reared pink salmon out-migration occurs at this time as well. The PWS System Investigation project will examine whether the success or failure of a pink salmon (and to some extent) a herring brood year depends on ecosystem level interactions at this time. These interactions include oceanographic and meteorological influences, prey/predator relationships, physical effects, and mortality associated with toxic pollutants and diseases.

It is intended that standard oceanographic methods will be employed to describe changes in upper layer and deep ocean circulation in PWS and the bordering shelf of the Gulf of Alaska. Measurements will be designed to relate the distribution and abundance of pink salmon and herring, their predators and their prey to environmental conditions. Meteorological and hydrological data will be used to assess the importance of wind and buoyancy forcing on oceanographic properties and animal distributions in PWS. Plankton productivity and the timing of plankton blooms will also be determined using standard oceanographic methods.

Pink salmon and herring predators will be identified from trawl collections along the migratory pathways for both species while experimental releases of hatchery juveniles will provide a powerful test of the influence of ocean-entry timing and of fry size at ocean entry on losses to predators. Initial work will focus on predation by fish, although further work examining predation by birds and mammals is being planned for the future.

Studies of the natal habitats of pink salmon and herring will be undertaken to determine how the watershed characteristics influence losses to scouring, low oxygen, wave energy, desiccation, and freezing. Spawning habitats (streams, beaches, kelp beds) will be typed by physical, biological and microclimatic properties. Meteorological and hydrographic data will be measured over a broader scale using on-site and remote sensors to predict survival and the timing of ocean entry.

The roles of food availability and winter severity in regulating the overwinter survival of juvenile herring will be examined. Herring condition will be assessed from samples obtained

during hydroacoustic and trawl surveys. Ocean temperature will be obtained as described above. Laboratory studies of metabolic rates and behavior will be used with models to examine the relationship between herring condition, starvation, and losses to predation.

The initial plan for the PWS System Investigation project focuses on the fisheries resources in PWS. The Trustee Council sponsored December 1993 workshop identified four areas where further information would be valuable in understanding, managing and restoring the ecosystem: (1) sea birds and mammals, (2) intertidal communities and processes, (3) benthic processes, and (4) ecotoxicological pathways. Efforts to address components of the birds, mammal, and intertidal communities, and the ecotoxicology in these communities, are being coordinated between PWS System Investigation project and researchers active in these areas. Planning will continue through a series of meetings between agency, independent, and academic scientists, resource users, managers, industry, and local communities, together with continued integrative workshops.

The appropriate mix of acoustic, optic, and remote sensor equipment needed for implementation of the PWS System Investigation project is being determined as part of the detailed work plan development process under the guidance of the Trustee Council Chief Scientist and other peer reviewers. At this point, a phased implementation with a focused 1994 study effort in western Prince William Sound is contemplated, followed by expansion in the future to other areas.

D. Location

This project will be conducted within the EVOS-impacted area in PWS and the waters immediately adjacent to this region. PWS is an ideal location for such a long-term ecosystem study. The Sound is a semi-enclosed basin, of tractable size, and suitable for sampling and monitoring with small vessels.

E. Technical Support

The PWS System Investigation project involves an unprecedented collaboration between non-profit research organizations including the University of Alaska Fairbanks, PWS Science Center, PWS Aquaculture Corporation and government agencies. It includes a diverse group of scientists that are well versed in acoustical and optical technologies, physical and biological oceanography, quantitative aquatic ecology, population dynamics and mathematical modeling.

F. Contracts

A number of contracts for implementation of the project are anticipated to conduct the oceanography, meteorology, plankton dynamics, remote sensing, modeling and predation studies.

SCHEDULE

The PWS System Investigation project is a long-term project to be implemented in several phases:

- an initial 1-2 year phase of model development, planning, and field surveys;
- an intensive 4-5 year phase of field and laboratory studies focused on production and trophic interactions, and model testing and improvement; and
- an extended phase of less intensive sampling, monitoring and model validation, and perhaps involving adaptive management manipulations of stocking and harvest practices.

In general, the annual schedule will include activities listed in Table 1.

Table 1: Generalized Annual Schedule

| | |
|-------------------|---------------------------------------|
| January-February | Stage for the field season |
| March-July | Full-scale field studies re: marine |
| production cycle | |
| August-December | Sample processing, data assessment |
| November | Macrozooplankton overwintering survey |
| December-February | Herring overwintering studies |
| December-February | Annual report preparation |

ENVIRONMENTAL COMPLIANCE/PERMIT/COORDINATION STATUS

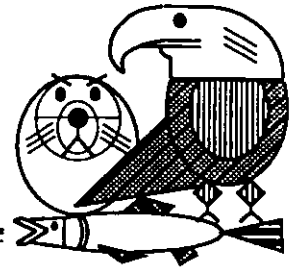
This project should qualify for a categorical exclusion under NEPA

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



TO: Lee Gorsuch

FROM: Eric Myers *[Signature]*

DATE: 2/11/94

SUBJ: Project #94320/PWS System Investigation - Modeling, Database Development and Information Management

Per a request from Jim Ayers, please find attached a copy of a project description (dated January 17, 1994) for Project #94320/Prince William Sound System Investigation (also referred to widely as the "Sound Ecosystem Assessment" or "SEA" project).

In particular, Jim wanted me to draw your attention to those portions of the project description that concern proposed modeling, database development and information management. It is my understanding that he wanted you to have this information prior to further discussions of modeling, database development and information management with Molly McCammon on Monday.

As you will see, there are numerous places where modeling, database development and information management are referenced directly or indirectly. (See especially page 5, Objectives #5, #6 and #8 and associated discussions elsewhere in the project description and Appendix I.) Also enclosed is a conceptual diagram ("SEA Program Synthesis and Integration Activities") depicting the central role of Modeling/Data Management as envisioned by the project sponsors.

I also wanted to relate some information from Dr. Bob Spies, the Trustee Council's Chief Scientist, regarding his effort to work with the Ted Cooney/UAF-IMS, NOAA, the Department of Fish and Game and certain peer reviewers regarding the immediate equipment needs for Project #94320. According to Dr. Spies, the project sponsors are seeking immediate funding for "T1 line communications" (\$80K) to tie into the University's information system and "Unix work stations and peripherals" (\$50K). Your thoughts on these requests would be appreciated as well.

Trustee Agencies

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

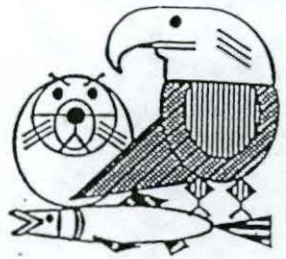
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



FAX COVER SHEET

To: Marta Jean Adkins

Number: 424-7201

From: Ron Bruyere

Date: 2/8/94

Comments:

Total Pages: 7

Attached are the transcript pages requested in the letter of 2/8/94. Mr Frampton made no comment to Mr Bocci, it was spoken by Mr. Penoyer. If we can give you any further help, feel free to call.

FAX COMPLETE

1 MR. SANDOR: I was just saying, the Public Advisory
2 Group in its report to us, Dr. French pointed out that they wanted
3 to be even more specifically involved, and I said we should, in
4 fact, prior to the sixty day teleconference, run this and whatever
5 else is appropriate through that group.

6 MR. TILLERY: Thank you. Are there any other questions
7 or comments?

8 MS. MCBURNEY: No, not at this time.

9 MR. TILLERY: Okay. Do we have anyone at Chenega Bay?
10 (No response) Do we have anyone left at Cordova?

11 MR. JOHN BOTCI: Yes, good evening. This is John
12 Botci -- B-O-T-C-I -- in Cordova. First of all, I'd like to
13 briefly comment as to the purpose of this public hearing after the
14 fact. I'm a little bit -- a little appalled actually at the --
15 excuse me. Let me just read briefly what I have written in front
16 of me. I'd like to speak in support of plan 9'320, the ecosystem
17 study plan; 94421, the common property salmon stock restoration;
18 94165, herring genetic stock identification in Prince William
19 Sound; and 94166 herring spawn deposition and reproductive
20 impairment. In addition, I would hope the lead scientist has
21 displayed his position for the distribution of funds for the 1994
22 work plan. Those of us in the spill-affected area are dumbfounded
23 how anyone could continually ignore recommendations from peer
24 review and public comment. There seems to be a gross amount of
25 funding going to administrative costs and very little going towards
26 restoration. It's a pattern that's still being promoted, and

1 before any more funds are spent in this direction, I would like to
2 see some justification and what was the results from past actions
3 that have been conducted by the research team. Again, in reference
4 to 94199, the Alaska Sea Life Center, I am more than slightly
5 appalled that the Seward center was fully funded. I consider this
6 more of a debacle than a public process. It's obvious to me that
7 decisions have been made elsewhere, and we're all just wasting our
8 time here, and I'm very sorry I feel this way, gentlemen, because
9 I had a lot of hopes for this process. However, I'm feeling
10 slightly let down and more than a little disappointed. Good
11 evening, gentlemen.

12 MR. TILLERY: Thank you, Mr. -- any Trustee Council
13 members have comments or questions?

14 MR. PENNOYER: Mr. Chairman -- or Mr. Organizer, I think
15 I need to clarify that one more time. The Trustee Council did not
16 fund the Institute of Marine Sciences at Seward. We asked for
17 further study on it, we approved in concept that we would be doing
18 something there, we asked the Executive Director to come back with
19 an integrated approach that integrated it with both the other
20 research efforts that we're putting in the spill area and other
21 funding sources that would be used in this regard, as well as some
22 further evaluation of the -- of that project proposal. So, the
23 fact that was not approved in a specific amount, the concept of
24 doing some expansion of the effort there was approved -- I don't
25 think we approved a particular amount of spending for the study.

26 MR. TILLERY: Are there any other comments? Okay, thank

1 you, Mr. Bobby (ph). Do we have anyone in Fairbanks? (No
2 response) Is there anyone in Juneau who wishes to testify?

3 MR. ARMIN KOENIG: This is Armin Koenig. I am in Juneau
4 right now because of the fog, but I'm a Cordova fisherman, senator,
5 and I'm also on the board of directors of PWSAC corporation and
6 have been for about ten years. (Indiscernible -- poor
7 teleconference transmission quality) testimony here after the fact,
8 but I would like to read into the record. I think no one is
9 confused that the ecosystem has suffered damages by the Exxon
10 Valdez oil spill. Salmon are part of our ecosystem, of course, a
11 very important one, not only to other marine and terrestrial
12 animals and birds, but a great (indiscernible -- poor
13 teleconference transmission quality) personal relationship are
14 linked to the salmon resource, but of course to all the people who
15 depend on the health and productivity of salmon stocks on cultural,
16 subsistence, recreational and economic benefits. Other links
17 within the ecosystem to any direct damages to salmon stocks, the
18 severity and duration of such damages are currently not fully
19 understood, and it's such lack of knowledge that is being
20 substituted by assumptions, (indiscernible -- poor teleconference
21 transmission quality) and hypothesis, and it is very difficult to
22 arrive at consensus decisions about the extent of damage and what
23 and how to restore. A questionable diagnosis of a disease will
24 most likely lead to a questionable treatment to affect a cure.
25 Nevertheless, it is obvious in (indiscernible -- poor
26 teleconference transmission quality) productivity of the sockeye

1 an idea of whether any more people in Kodiak wish to testify.

2 DR. FRENCH: I'm the last one, thanks.

3 MR. TILLERY: Okay, thank you. I believe there are

4 three people in Seward. Could we have someone from Seward testify.

5 (No response) Is there anyone at Seward who wishes to testify at

6 this time? (No response) Okay. Are they on line?

7 STAFF: Yes, they were.

8 MR. TILLERY: Okay, well, we're move along to Anchorage

9 and come back and try Seward again. Dune Lankard and Marie Smith?

10 (Pause) You're going to have to speak pretty directly into the

11 microphone. We're not picking it up.

12 MR. DUNE LANKARD: (Accompanied by Marie Smith Jones to

13 the microphone) Okay. Thank you very much. My name is Dune

14 Lankard. I'm a tribal spokesperson for the Eyak Traditional Elders

15 Council in Cordova, and this is our chief, Marie Smith Jones.

16 First off, Marie would like to have the opportunity to thank you

17 for your efforts in trying to find a way to negotiate with the Eyak

18 Corporation. I realize in your latest packet, your habitat

19 protection packet, that you have outlined about thirteen different

20 areas that are of Eyak lands that are up for restoration

21 possibilities to protect in the future. What we would like to do

22 right now is to express as a shareholder of the Eyak Corporation,

23 both of us are, that we have been participating in a number of

24 informational meetings that the Eyak Corporation has been putting

25 on in Cordova, Anchorage, and one in Seattle, and they're going to

26 have another one in Cordova within a week here, and what they have

1 been planning on doing is getting ready to put together their new
2 three year logging plan, which will probably start, I would say, at
3 the latest by March. And it's a three year plan, and it's to level
4 approximately forty-five million acres of land between Rude River,
5 which the head of Orca Narrows, all the way to Simpson Bay. And in
6 this three year logging plan, they figured that they'll gross about
7 thirty million dollars. They figure that they'll have expenses,
8 operating expenses, of twenty-five million dollars, so the net
9 operating profits, the five million dollars, that will go to the
10 logging contractor that they already owe five million dollars to.
11 So, as far as our shareholders, we have nothing to gain from this
12 logging operation at all as far as dollar value, but the sad thing
13 is, is that we are going to lose Orca Narrows. And Nelson Bay is
14 named after Marie's -- one of the full-blooded Eyaks, who is -- his
15 name is Gus Nelson, and so they named Nelson Bay after him. Now,
16 at the head of Rude River on the right hand side is a creek called
17 Stevens Creek, and it was where the last run of hooligan was
18 harvested each year, and that was named after Marie's mother and
19 father, Scar and Minnie Stevens, and so if you look at around 1925
20 it was the last subsistence area of the Eyak Indians. Up above
21 Shepherd (ph) Cannery was another cannery, called Moore's cannery,
22 and that was a place where a fellow by the name of Moore had
23 befriended the Eyaks and gave them boats and hunting equipment so
24 they could go out and exist around that area because it was the
25 last subsistence area for us to use because after the 1900's the
26 canneries and railroads had come, we were pushed out into that

1 region.

2 MR. TILLERY: (Indiscernible -- simultaneous talking)

3 three minutes. Would you conclude your remarks.

4 MR. LANKARD: So, we would like to ask the Trustees

5 Council to aggressively pursue negotiations with the Eyak

6 Corporation to try to come to some sort of agreement to protect

7 this habitat because on the eastern side of the Sound there's the

8 last run of wild stock chum salmon that needs to be protected,

9 along with a lot of the animals that live in that region. So, we

10 would like to ask that you come to some sort of terms with the Eyak

11 Corporation as quickly as possible before they start harvesting the

12 timber again.

13 MR. TILLERY: Thank you, Mr. Lankard.

14 MR. LANKARD: Thank you.

15 MR. TILLERY: Ms. Smith, did you ... (No audible

16 response from Ms. Smith) Thank you, and -- Trustee Council members

17 have any comments or questions, I would first say that -- I cannot

18 speak on behalf of the Trustee Council, but certainly on behalf of

19 myself, we are willing -- I am more than willing to at any time

20 speak with Eyak about their lands. Are there any comments or

21 questions from the other Council members? Thank you very much.

22 OPERATOR: We're back on line. This is Seward.

23 MR. TILLERY: Is that Seward that's just came back on?

24 OPERATOR: Yes. Seward is back on line.

25 MR. TILLERY: Okay, could we have someone from Seward

26 who wishes to testify.

A-94-004

2-8-94

FROM: FAX: 424-7201 or
424-5971

Marla Jean Adkins
Box 461
Cordova, Alaska

TO: FAX: 276-7178

EXXON VALDEZ OIL SPILL COUNCIL
645 "G" Street
Anchorage, Alaska 99501

RECEIVED
FEB 08 1994

EXXON VALDEZ OIL SPILL
COUNCIL

Gentlemen:

I would like to have a photo copy of a portion of the last EVOS meeting held last week. I attended the teleconference here in Cordova and gave testimony. The meeting was held January 31st.

Mr. John Bocci gave testimony late in the day after 5 pm or 6 pm and Mr. Dunner Lankard gave testimony at the end or very near the end. I would like a written transcript of this portion of the teleconference please. I would also like Mr. Frampton's responses to Mr. Bocci included.

You can FAX these to me and bill me at the above address if there is a fee for this and I will send you a check.

I wish to add I am extremely pleased with our Alaskan representatives endeavors and the direction the Council is taking under Mr. Ayers supervision. I also wish to state that I feel Prince William Sound would be "forgotten" were it not for Mr. John Sandoz. Many Alaskans from around the State (I have had calls from business sectors other than fishing) feel he is doing a good job for all Alaskans in his positions regarding Prince William Sound.

The fishing industry has put billions of dollars into this State over the years as all well know. We must continue to support this industry and revitalize an industry when it needs a "shot in the arm", as all industries have slumps. The PWS fishing industry has suffered a devastating blow with the spill, coupled with marketing and perhaps weather problems.

I still feel strongly that with Mr. Frampton and Mr. Gates "trading shoes" and with Mr. Frampton's Washington position, it is impossible for internal problems not to exist and political pressure not to be felt by other members of this Council. I wish I could feel his position there worked in reverse for the benefit of Alaska. If I am wrong, I stand corrected and apologize.

Sincerely Yours,

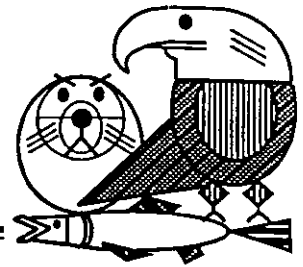
Marla Jean Adkins
Marla Jean Adkins

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



TO: Restoration Work Force

FROM: Molly McCammon, Director of Operations

DATE: February 8, 1994

SUBJ: Detailed Project Descriptions for FY 94 Work Plan

The purpose of this memorandum is to:

- 1) provide you with a copy of the listing of FY 94 Work Plan Projects as approved by the *Exxon Valdez* Oil Spill Trustee Council at the January 31, 1994 meeting;
- 2) provide you with the attached material for distribution to your respective agency's Project Leaders to serve as guidance for preparation of Detailed Project Descriptions (DPDs) and revised budgets (as needed) for FY 94 projects; and
- 3) identify the timeline for peer review and final approval of the DPDs.

Detailed Project Descriptions

As you know, the *Exxon Valdez* Oil Spill Trustee Council took action on the FY 94 Work Plan at the January 31, 1994 meeting and conditionally approved a wide range of projects. The next step in the 94 Work Plan implementation process is development of DPDs for each project so that they can be peer reviewed for final approval by the Executive Director. A guidance document is enclosed that identifies the specific information required, and format to be used, in preparing a DPD.

A concerted effort is being made to implement the restoration work effort in a manner that takes an ecosystem approach and emphasizes interdisciplinary and interagency collaboration. Toward that end, in a significant number of cases, FY 94 projects were conditionally approved by the Trustee Council subject to coordination and/or integration with other projects.

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

DPDs should identify how a given project fits within the larger ecosystem context of the restoration effort and how an individual project will be coordinated with related projects in FY 94 (or why coordination is inappropriate). Related projects should be specifically identified and information provided regarding multi-project or interagency coordination regarding such matters as data management, logistics and equipment purchases. The means by which on-going coordination of work efforts will be accomplished over the life of the project(s) should be expressly addressed.

Project Budget Information

Project budget forms (i.e., Forms 2A, 2B, 3A and 3B) were previously prepared for most projects during development of the *Draft 94 Work Plan*. In some cases, no additional information will be required. In other cases, however, the Trustee Council's FY 94 project approvals were conditioned upon coordination with one or more other restoration projects. In those cases, revised budget information should be provided reflecting that coordination and/or integration. Please find enclosed information regarding preparation of detailed project budgets to help with any needed budget revisions.

Project Expenditure Authorization

Prior to securing final approval of a DPD, incurred expenses for any given project is limited to those activities associated with development of the DPD. If there are other project expenditures required prior to final approval of the DPD, you must inform the Executive Director immediately in order to arrange for expedited consideration of these specific project elements.

Timeline for DPD Preparation, Peer Review and Final Approval

Peer review of the DPDs will take approximately 45 days with final approval by the Executive Director to occur immediately thereafter. Project leaders should prepare DPDs and submit them (3 printed copies and one electronic copy in IBM compatible WordPerfect) to the Anchorage Restoration Office (645 G Street, Anchorage, AK 99501) as soon as possible in order to initiate peer review quickly and avoid delays in project startup.

enclosures

- FY 94 Work Plan Projects (as approved January 31, 1994)
- Guidelines for Preparing Detailed Project Descriptions
(including a WordPerfect 5.1 "shell" file to help with formatting)
- Instructions for Preparing Detailed Project Budgets (as needed)

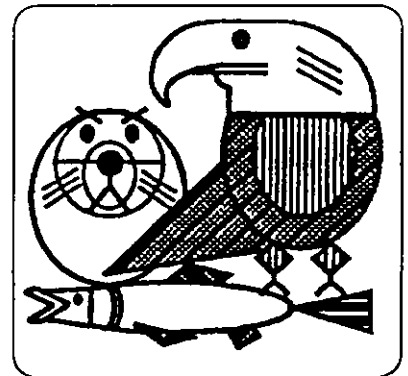
cc: Jim Ayers
Bob Spies

FY 94 WORK PLAN PROJECTS

as approved by the

EXXON VALDEZ TRUSTEE COUNCIL

January 31, 1994



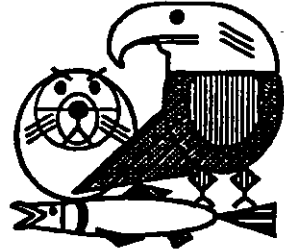
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



TO: Interested Parties
DATE: February 4, 1994
SUBJ: FY 94 Work Plan Projects

Please find attached the following materials:

- a summary of the *Exxon Valdez* Trustee Council approved actions regarding the FY 94 Work Plan Projects (minutes of the Trustee Council meeting on January 31, 1994); and
- a spreadsheet showing the detailed guidance approved by the *Exxon Valdez* Trustee Council regarding FY 94 Work Plan Projects.

Together, these two documents and the associated attachments identify the FY 94 Work Plan Projects as approved by the Trustee Council at the January 31, 1994 meeting.

attachments

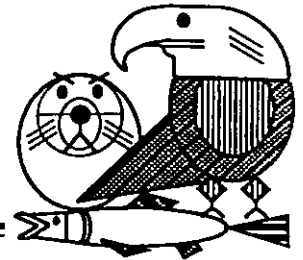
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



TRUSTEE COUNCIL MEETING ACTIONS

January 31, 1994

By James R. Ayers
Executive Director

Members Present:

Trustee Council

John Sandor (ADEC) ■
Mike Barton (USFS) ◆ ■
Bruce Botelho (ADOL) ●
Carl Rosier (ADF&G) ■
Steve Pennoyer (NMFS) ■
Paul Gates (USDOJ) ●

◆ Chair

● Alternates:

George Frampton served as alternate for Paul Gates until 5:00 p.m.

Craig Tillery served as alternate for Bruce Botelho

■ Teleconferenced from Juneau

1. Public Advisory Group Meeting Report

APPROVED MOTION: Approved PAG recommendation to have staff explore more cost-effective ways of implementing projects and to report back to the PAG.

2. Science Update

APPROVED MOTION: Approved that a public presentation be held before May on the results of recent studies and the status of injured species. The Executive Director will work with the Alaska Department of Law to ensure such a presentation doesn't create undue problems for ongoing litigation.

DRAFT

3. 1994 Work Plan

APPROVED MOTION:

Approved adoption of 1994 Work Plan Project Budgets (see Attachment A) as recommended by Executive Director with these amendments:

- a) Project 94007 - Directed Executive Director to explore the possibility of RFP prior to the release of funds and to involve local communities and private organizations in the effort.
- b) Projects 94110 and 94126 - Adopted with additions included in a resolution by John Sandor (Attachment B).
- c) Project 94199 - Approved financial support with additions included in a resolution proposed by John Sandor (Attachment C). Approved up to \$50,000 to complete work on those tasks.
- d) Projects 94255 and 94258 - Deleted contingency of Executive Director review of project and consideration of normal agency responsibility and technology.
- e) Project 94320 - Approved conditionally with direction to Executive Director to identify what elements of the projects are time sensitive and inform the Trustees of these; and to come back with detailed work plans and peer review of these in 30-60 days for a teleconferenced briefing and approval. Also directed Executive Director to work with federal and state attorneys to provide legal advice on hatchery funding.
- f) Project 94422 - Adopted Option A for development of alternatives to be used in the Draft Environmental Impact Statement.
- g) Project 94425 - Approved \$20,000 in funding to NOAA to lower publishing costs of a book on the Impacts of EVOS on Marine Mammals and ensure a broader distribution of the book.

- h) Authorized the Executive Director to proceed with those projects identified as still requiring NEPA compliance only after successful completion of all NEPA requirements.

ADDITIONAL ACTION:

APPROVED MOTION: Approved resolution in appreciation of former Trustee Charlie Cole.

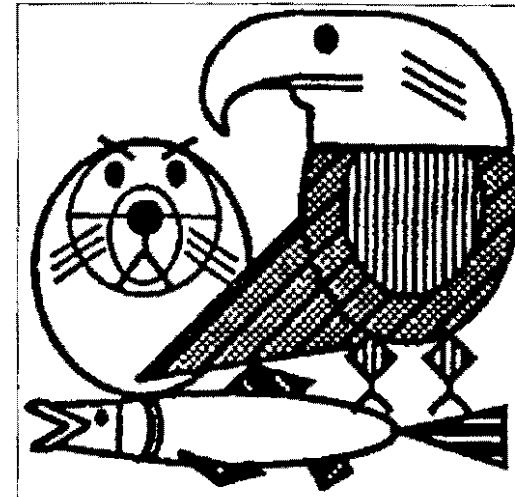
APPROVED MOTION: Approved resolution in appreciation of Interim Administrative Director Dave Gibbons.

APPROVED MOTION: Directed Executive Director to attempt to obtain legal opinions about EVOS funding of hatcheries and make them part of the public record.

APPROVED MOTION: Directed Executive Director to meet with Koncor Forest Products Company President John Sturgeon concerning his recommendation for working with private landowners on potential cooperative projects.

The Trustee Council meeting recessed to a teleconference to be scheduled in 30-60 days.

FY 1994 WORK PLAN PROJECTS



DRAFT

| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|---|---|---------------|----------|---|---|--|------|-----------------------|---|---|---|---|---------|----------------|--|--|---|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | Recommendation | Action | (\$000's) |
| 94007 ADNR | Site Specific Archeological Restoration | Spill area | G | | | \$331.2 Amount Approved in 1993 Court Request: \$154.4 | Y | 3 | 3 | 4 | 1 | 0 | 7 | 1 | | 24 sites already identified. Further search for injured sites; recovery of materials; site repair. If approved, review budget. Approve. | Approve. Combine with project 94386 to develop cost-effective plan for protection of injured resources on public lands while involving local communities in determination of appropriate strategy. Explore use of private organizations to implement. | \$445.1 |
| 94015 ADNR | Archeological Site Stewardship | Spill area | G | | | \$217.7 \$0.0 | N | 3 | 3 | 2 | 3 | 0 | 4 | 1 | | Without a current status report, program effectiveness not known. No recommendation. | Disapprove. Questions concerning effectiveness of approach. | \$0.0 |
| 94020 DOI-FWS | Black Oystercatcher Interaction with Intertidal | PWS | | M | | \$131.6 Amount Approved in 1993 Court Request: \$17.3 | N | 2 | 5 | 2 | 1 | 0 | 3 | 1 | | Unclear whether oystercatchers in oiled sites are accumulating significant amounts of oil from their environments. Population differences could have existed pre-spill. Skip a year until all reports reviewed, accepted and state of injury assessed. | Disapprove. Needs completion of 1993 report and synthesis of available information. Review as part of 1995 Work Plan. | \$0.0 |
| 94039 DOI-FWS | Common Murre Population Monitoring | Kodiak | | M | | \$200.3 Amount Approved in 1993 Court Request: \$26.9 | N | 2 | 3 | 4 | 1 | 1 | 4 | 1 | | Projected recovery times are long, monitoring every 3-5 years is most appropriate. Skip 1994 | Approve. Evaluate further study needs in 3-5 years. | \$200.3 |
| 94040 DOI-FWS | Reduce Disturbance Near Injured Murres Colonies | Kod, Ken, AkP | G | | | \$44.8 \$0.0 | N | 2 | 0 | 4 | 5 | 0 | 4 | 1 | | Could help speed recovery of murrees at Barren Islands. Recommend funding for 1 year. | Disapprove. Consider other methods. | \$0.0 |
| 94041 DOI-FWS | Introduced Predator Removal from Islands | AK Pen | G | | | \$146.6 \$0 EA done in '85 | Y | 6 | 2 | 1 | 2 | 0 | 3 | 1 | | This could benefit murre populations out of spill area. Fund feasibility on only 1 Island in '94. | Approve with reduction to two islands and reduce budget from \$146.6 to \$84.0 with concurrence of lead agency. | \$84.0 |
| (Y=Yes, NEPA compliance required (either an EA or EIS needed) N=No EA or EIS needed (project eligible for categorical exclusion)) | | | | | | | | | | | | | | | | | | |
| (Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994) | | | | | | | | | | | | | | | | | | |

[LOCATION: PWS=Prince William Sound, KEN=Kenai, KOD=Kodiak, AkP=Alaska Pen][COST: Federal Fiscal Year 1994] [PAG: H=High, M=Medium, L=Low, N=No, A=Abstain] [CATEGORY: G=General, M=Monitoring, H=Habitat]

(Date printed: 2/4/94 p. 1 of 11)

DRAFT

| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|----------------|---|----------|----------|---|---|--|-------|-----------------------|---|---|---|---|---------|----------------|--|---|---|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | Recommendation | Action | (\$000's) |
| 94043 USFS | Cutthroat & Dolly Habitat Restoration in Prince William Sound | PWS | G | | | \$182.7 | Y | 3 | 5 | 3 | 1 | 0 | 6 | 1 | | Improves freshwater habitat for both species. Approve. | No implementation prior to full NEPA compliance. Combine with project # 94139 and eliminate overlapping costs. | \$0.0 |
| | | | | | | | \$3.5 | | | | | | | | | | | |
| 94064 ADF&G | Harbor Seal Habitat Use and Monitoring | PWS | | M | | \$0.0 | N | | | | | | 4 | 1 | | Population may be stable in PWS; declining elsewhere. Population monitoring and developing information on movements by radio tagging still needed for restoration. Approve. | Already approved. | \$0.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$270.2 | \$0.0 | | | | | | | | | | | |
| 94066 ADF&G | Harlequin Duck Recovery Monitoring | PWS | | M | | \$147.6 | N | 1 | 4 | 4 | 1 | 0 | 3 | 1 | | Results of previous work needs completion and review before more work undertaken. Recovery process may be slow. Skip 1994. | Disapprove. Defer funding pending completion of 1993 report and synthesis of available information. Review as part of the 1995 Work Plan. Strongly urge federal and state agencies consider further restriction on sport hunting. | \$0.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$139.3 | \$0.0 | | | | | | | | | | | |
| 94068 ADF&G | Deposit Sand to Promote Clam Recruitment | PWS | G | | | \$36.4 | Y | 0 | 0 | 7 | 3 | 0 | 4 | 1 | | Success of project depends on number of assumptions. Feasibility study seems warranted if review of detailed proposal favorable. Approve pending review. | Disapprove. Even if proven feasible, not possible on large scale. | \$0.0 |
| | | | | | | | \$2.0 | | | | | | | | | | | |
| 94070 ADF&G | Restoration of High Intertidal Fucus | PWS | G | | | \$285.8 | Y | 5 | 0 | 4 | 1 | 0 | 5 | 1 | | Investigators report that the upper intertidal zone is showing signs of recovery; restoration methods are probably not needed now. Disapprove. | Defer consideration to 1995 to determine rate of natural recovery. | \$0.0 |
| | | | | | | | \$5.0 | | | | | | | | | | | |
| 94081 ADF&G | Recruitment Monitoring of Littleneck Clams | PWS | | M | | \$206.7 | N | 0 | 2 | 8 | 0 | 0 | 5 | 1 | | Reports of previous projects need completion; personnel qualifications will be key to evaluating proposed project. Needs further consideration. Costs appear too high to accomplish main objective. Suggest competing proposal if funded. | Disapprove. Substantial study design limitations. | \$0.0 |
| | | | | | | | \$0.0 | | | | | | | | | | | |

[Y = Yes, NEPA compliance required (either an EA or EIS needed); N = No EA or EIS needed (project eligible for categorical exclusion);

[Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994]

[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, A&P = Alaska Pen] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

(Date printed: 2/4/94 p. 2 of 11)

DRAFT

| Project# Agency | Project Title | Location | Category | | | Cost FFY 94 | NEPA Y/N | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's Recommendation | Trustee Council Action | FFY94 (\$000's) |
|--|---|------------|----------|---|---|----------------|-------------|-----------------------|---|---|----|---|---------|----------------|--|---|---------------------------|--------------------|
| | | | G | M | H | | | H | M | L | N | A | Support | Oppose | | | | |
| 94083 NOAA | Monitoring of Oiled and Treated Shorelines | PWS | | M | | \$616.6 | N | 0 | 1 | 6 | 6 | 0 | 5 | 1 | Although it would be desirable to consolidate this with other intertidal projects, need for site continuity prevents this economy. Approve, if not for full amount, provide partial funding. Second alternative would be funding in 1995. | DOL and DOJ indicate this project does not meet the terms of the MOA. Due to legal concerns, consider funding using federal criminal restitution funds. | \$0.0 | |
| 94086 ADF&G | Herring Bay Experimental and Monitoring Studies | PWS | | M | | \$531.4 | N | 2 | 0 | 5 | 3 | 0 | 4 | 1 | Investigators have seen major change in recovery of upper intertidal zone. Skip 1994 or reduce scope and consolidate with other intertidal projects. | Approve contingent upon a revised scope of work and budget focused on intertidal resources. | \$531.4 | |
| 94090 NOAA | Mussel Bed Restoration & Monitoring | PWS, AkP | G | | | \$616.7 | Y | 4 | 7 | 0 | 2 | 0 | 8 | 1 | A study component should be added that measures reduction in oil under beds in order to determine when objective is met. Reduce in scope through consolidation with other intertidal projects. | No implementation prior to full NEPA compliance. Approve. Coordinate with project # 94266 (Shoreline Assessment) for additional cost savings. | \$518.0 | |
| 94092 NOAA | Killer Whale Recovery Monitoring | PWS | | M | | \$129.4 | N | 0 | 0 | 2 | 11 | 0 | 3 | 4 | AB pod does not have to be studied every year until recovery. Credible work proposed in 1994 by independent group. Skip 1994. | Withdrawn by agency. Defer consideration until 1995. | \$0.0 | |
| 94102 DOI-FWS | Murrelet Prey & Foraging Habitat in PWS | PWS | | M | | \$231.5 | N | 1 | 7 | 3 | 0 | 0 | 3 | 1 | Controlling factors for population not known. Nesting habitat addressed in 93 and study of foraging habitat proposed for 94. Coordination with forage fish study necessary. Approve pending acceptable study plan showing coordination with other studies. | Approve contingent on integration with projects 94163 (Forage Fish) and 94173 (Pigeon Guillemot), and elimination of overlapping costs. | \$231.5 | |
| 94110 ADNR | Habitat Protection - Data Acquisition and Support | Spill area | | | H | \$405.1 | N | 4 | 1 | 2 | 5 | 0 | 8 | 1 | Continuation of this project is necessary to develop objective criteria, to apply these criteria to land parcels in the spill area, and to rank parcels for protection. Approve. | Approve in conjunction with development of a comprehensive habitat protection plan that covers the spill area and is linked to protection of key injured resources. See Attachment B. | \$405.1 | |
| [Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)] [Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994] | | | | | | | | | | | | | | | | | | |

[Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)]

[Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994]

[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AkP = Alaska Pen] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

[Date printed: 2/4/94 p. 3 of 11]

DRAFT

| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|----------|---|---------------|----------|---|---|---|-------|-----------------------|---|---|---|---|---------|----------------|--|--|---|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | Recommendation | Action | (\$000's) |
| 94126 | Habitat Protection & Acquisition Fund | Spill area | | | H | \$875.4 | N | 4 | 1 | 1 | 5 | 1 | 10 | 1 | | | | \$875.4 |
| ADNR | | | | | | Amount Approved in 1993 Court Request: \$284.9 | \$0.0 | | | | | | | | | This provides the funds for protecting lands identified by the habitat protection group (94110). Approve. | Approve in conjunction with development of comprehensive habitat protection strategy covering the spill area, linked to protection of injured resources. Negotiation process, final fund allocation to be worked out by Executive Director. See Attachment B. | |
| 94137 | Stock ID of Chum, Sockeye, Chinook and Coho in Prince William Sound | PWS | G | | | \$214.9 | N | 3 | 3 | 3 | 1 | 0 | 10 | 1 | | | | \$214.9 |
| ADF&G | | | | | | Amount Approved in 1993 Court Request: \$46.7 | \$0.0 | | | | | | | | | It may never be possible to know if these species were affected by the spill. Trustees are already carrying out a program for enhancement of sockeye salmon in Coghill Lake. Disapprove. | Approve as final expenditure to recoup previous Trustee Council investment in this project. Will only ID chum and sockeye. | |
| 94139 | Salmon Instream Habitat and Stock Restoration | PWS, Ken, Kod | G | | | \$572.6 | Y | 1 | 5 | 3 | 1 | 0 | 17 | 1 | | | | \$755.3 |
| USFS | | | | | | | \$6.0 | | | | | | | | | If the Trustees wish to engage in enhancement of fish runs through habitat alteration, this is probably the best project to do it. No recommendation. | No implementation prior to full NEPA compliance. Combine with project # 94043 (Cutthroat and Dolly Restoration) and approve with two years funding. Subject to NEPA compliance (EA's) and review of benefit/cost analyses. | |
| 94147 | Comprehensive Monitoring Program | Spill area | | M | | \$0.0 | N | | | | | | 6 | 1 | | | | \$0.0 |
| NOAA | | | | | | Withdrawn by NOAA | \$0.0 | | | | | | | | | Could provide overall umbrella for coordination of resource monitoring. New executive director will be identifying a strategy for implementation of the Restoration Plan and something like this may be valuable in that effort. To be considered later. | Withdrawn by agency. Will be integrated into management implementation structure. Monitoring program guidance will be developed under direction of Chief Scientist and peer reviewers. | |
| 94159 | Marine Bird & Sea Otter Boat Surveys | PWS | | M | | \$179.2 | N | 0 | 3 | 5 | 3 | 0 | 4 | 1 | | | | \$0.0 |
| DOI-FWS | | | | | | Amount Approved in 1993 Court Request: \$107 | \$0.0 | | | | | | | | | Investigators need to be more responsive to peer review comments on earlier report. Hold for later possible approval pending acceptance of '89-'91 final report. | Spring survey already approved. Disapprove summer surveys pending review of survey frequency needs. | |
| 94163 | Forage Fish Influence on Injured Species | PWS | | M | | \$606.6 | N | 4 | 6 | 2 | 1 | 0 | 14 | 1 | | | | \$606.6 |
| NOAA | | | | | | | \$0.0 | | | | | | | | | Very little is known about forage fish populations in the spill area. This project will begin to evaluate this resource that appears to be the key for the recovery of main bird and mammal species injured in the spill. Highly recommended. Approve funding. | Approve. Integrate with projects 94320 (PWS System Investigation), 94102 (Murrelet Prey), and 94173 (Pigeon Guillemot). | |

[Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)]

[Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994]

[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AKP = Alaska Pen] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

(Date printed: 2/4/94 p. 4 of 11)

DRAFT

| Project# Agency | Project Title | Location | Category | | | Cost FFY 94 | NEPA Y/N | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's Recommendation | Trustee Council Action | FFY94 (\$000's) |
|---|---|----------|----------|---|---|---|-------------|-----------------------|---|---|---|---|---------|----------------|---|--|---------------------------|--------------------|
| | | | G | M | H | | | H | M | L | N | A | Support | Oppose | | | | |
| 94165 ADF&G | Herring Genetic Stock Identification in Prince William Sound | PWS | | M | | \$62.2 | N | 6 | 2 | 2 | 0 | 0 | 10 | 1 | Completion and acceptance of final report from herring damage assessment is necessary before funding project. Hold for later possible approval pending acceptance of '89-'91 final report. | Approve contingent upon Chief Scientist/peer review acceptance of damage assessment studies. | \$62.2 | |
| | | | | | | \$0.0 | | | | | | | | | | | | |
| 94166 ADF&G | Herring Spawn Deposition and Reproductive Impairment | PWS | G | | | \$0.0 | N | | | | | | 9 | 1 | Completion and acceptance of final report from herring damage assessment is necessary before project is funded. Hold for later possible approval pending acceptance of '89-'91 final report. | Already funded. | \$0.0 | |
| | | | | | | Amount Approved in 1993 Court Request: \$466.3 | \$0.0 | | | | | | | | | | | |
| 94173 DOI-PWS | Pigeon Guillemot Recovery Monitoring | PWS | | M | | \$201.1 | N | 1 | 2 | 7 | 1 | 0 | 3 | 1 | Species in long-term decline. Colony counts probably only needed done every several years. Other activities on feeding could go forward if closely linked with forage fish study. Hold for possible later funding. | Approve contingent on reduction in scope and integration with projects 94163 (Forage Fish) and 94102 (Murrelet Prey) and elimination of overlapping costs. | \$201.1 | |
| | | | | | | \$0.0 | | | | | | | | | | | | |
| 94184 ADF&G | Coded Wire Tag Recoveries from Pinks in Prince William Sound | PWS | G | | | \$196.6 | N | 6 | 2 | 2 | 0 | 0 | 13 | 1 | Comprehensive review of pink salmon research needed in PWS with relationship to Trustee goals for restoration, and clear picture of integration with normal agency activities. Hold for later possible approval pending review. | Integrate with 94320 (PWS System Investigation). | \$0.0 | |
| | | | | | | Amount Approved in 1993 Court Request: \$47.8 | \$0.0 | | | | | | | | | | | |
| 94185 ADF&G | Coded Wire Tagging of Wild Pinks for Stock Identification | PWS | G | | | \$261.2 | N | 3 | 2 | 5 | 0 | 0 | 12 | 1 | See comments for 94184. | Integrate with 94320 (PWS System Investigation). | \$0.0 | |
| | | | | | | Amount Approved in 1993 Court Request: \$34.8 | \$0.0 | | | | | | | | | | | |
| 94187 ADF&G | Otolith Marking - Inseason Stock Separation | PWS | G | | | \$179.7 | N | 7 | 1 | 2 | 0 | 0 | 12 | 2 | See comments for 94184. | Integrate with 94320 (PWS System Investigation). | \$0.0 | |
| | | | | | | \$0.0 | | | | | | | | | | | | |
| [Y = Yes, NEPA compliance required (either an EA or EIS needed). N = No EA or EIS needed (project eligible for categorical exclusion)] [Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994] | | | | | | | | | | | | | | | | | | |

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[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AKP = Alaska Pen] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

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| Project# | | | Category | | | Cost | NEPA | Public Advisory Group | | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|---|--|---------------|----------|---|---|--|-------|-----------------------|---|---|---|---|---------|--------|----------------|--|--|--|-----------|
| Agency | Project Title | Location | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | | Recommendation | Action | (\$000's) |
| 94189 | Pink Salmon Stock Genetics in PWS | PWS | | M | | \$171.2 | N | 4 | 3 | 2 | 1 | 0 | 13 | 2 | | | | | \$0.0 |
| ADF&G | | | | | | | \$0.0 | | | | | | | | | | See comments for 94184. | Integrate with 94320 (PWS System Investigation). | |
| 94191 | Oil Related Egg & Alevin Mortalities | PWS | | M | | \$415.4 | N | 6 | 0 | 3 | 1 | 0 | 12 | 1 | | | | | \$415.4 |
| ADF&G | | | | | | Amount Approved in 1993 Court Request: \$367.5 | \$0.0 | | | | | | | | | | In the last year important heritable differences in egg mortality have been found between oiled and unoiled streams in PWS. Highly recommended. Approve. | Approve. | |
| 94192 | Evaluation of Hatchery Straying on Wild Pinks in PWS | PWS | G | | | \$640.5 | N | 1 | 5 | 3 | 1 | 0 | 11 | 1 | | | | | \$0.0 |
| ADF&G | | | | | | | \$0.0 | | | | | | | | | | See comments for 94184. | Integrate with 94320 (PWS System Investigation). | |
| 94200 | Public Land Access 17(b) Easement ID | PWS, Ken, Kod | | | H | \$38.1 | N | 6 | 7 | 0 | 0 | 0 | 8 | 1 | | | | | \$0.0 |
| ADNR | | | | | | | \$0.0 | | | | | | | | | | Would compile atlas showing legal public access. No recommendation. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | |
| 94216 | Gulf of Alaska Recreation Plan Development | Kod, Ken, AkP | G | | | \$164.6 | N | 3 | 3 | 1 | 3 | 0 | 7 | 1 | | | | | \$0.0 |
| DOI-NPS | | | | | | | \$0.0 | | | | | | | | | | This will describe injury, identify goals for restoration and develop projects for outside PWS. No recommendation. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | |
| [Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)] | | | | | | | | | | | | | | | | | | | |
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[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AkP = Alaska Pen] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

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| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|----------|---------------------------------|------------|----------|---|---|---|-------|-----------------------|---|---|---|---|---------|----------------|--|---|--|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | Recommendation | Action | (\$000's) |
| 94217 | PWS Area Recreation | PWS | G | | | \$14.9 | N | | | | | | 7 | 1 | | | | \$0.0 |
| USFS | Implementation Plan | | | | | Amount Approved in 1993 Court Request: \$76.3 | \$0.0 | | | | | | | | | This develops recreation projects inside PWS. No recommendation. | No further funding required by agencies. | |
| 94237 | River Otter Recovery Monitoring | PWS | | M | | \$156.7 | N | 1 | 0 | 5 | 3 | 1 | 3 | 1 | | | | \$0.0 |
| ADF&G | | | | | | | \$0.0 | | | | | | | | | There is controversy over the interpretation of the damage to this species. The investigators have been encouraged to present a more balanced discussion of their data. Disapprove. | Disapprove. | |
| 94241 | Rockfish Management Plan | PWS, Kenai | | M | | \$233.2 | N | 0 | 3 | 5 | 2 | 0 | 6 | 2 | | | | \$0.0 |
| ADF&G | Data Development | | | | | | \$0.0 | | | | | | | | | This is an enhancement action since injury to this species is not certain. There was increased fishing pressure on this species after the spill. Review normal agency management obligations. | Disapprove. Review as part of the 1995 Work Plan. Questions regarding normal agency responsibility. DOL has concern about extent of injury. | |
| 94244 | Seal and Otter Cooperative | PWS, Kenai | G | | | \$54.5 | N | 0 | 3 | 2 | 5 | 0 | 4 | 1 | | | | \$54.5 |
| ADF&G | Subsistence Harvest Assistance | | | | | | \$0.0 | | | | | | | | | Not clear why the summary information on these resources, which is available, can not be conveyed to subsistence users for loss cost. Evaluate costs for this project. | Approve. Recommend that Council staff work with DCRA and subsistence users to examine opportunities to fund community-based implementation of this project with criminal funds. | |
| 94246 | Sea Otter Recovery Monitoring | PWS | | M | | \$211.3 | N | 1 | 3 | 5 | 2 | 0 | 3 | 1 | | | | \$0.0 |
| DOI-FWS | | | | | | Amount Approved in 1993 Court Request: \$207.4 | \$0.0 | | | | | | | | | Claims for injury from '93 studies based on serum chemistry not yet reviewed. Publication record of sea otter biologists could improve considering the total amount of funding provided in past. Skip '94 to provide chance to analyze and complete past work. | Defer additional funding pending synthesis of existing data. Review for consideration as part of 1995 Work Plan. Disparity in boat and aerial survey results needs to be resolved. | |
| 94255 | Kenai River Sockeye | Kenai | G | | | \$285.1 | N | 4 | 2 | 3 | 1 | 0 | 16 | 1 | | | | \$285.1 |
| ADF&G | Salmon Restoration | | | | | Amount Approved in 1993 Court Request: \$121.0 | \$0.0 | | | | | | | | | Includes genetic characterization of Kenai River fish in UCI mixed stock fishery. Suggest continuation, but normal agency management obligations should be reviewed. | Approve. | |

[Y = Yes, NEPA compliance required (either an EA or EIS needed); N = No EA or EIS needed (project eligible for categorical exclusion)]

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Instructions for Preparing FY 94 PROJECT BUDGETS

Most projects can use the detailed budget developed for the *Draft 1994 Work Plan*. If no detailed budget exists, or if the Trustee Council has directed revisions and/or coordination of projects, a detailed project budget must be provided.

If only minor revisions are needed to an existing detailed budget, make the changes on a hard copy of the budget and submit them to the Director of Administration. If major revisions are needed, the Director of Administration will supply you with an electronic copy of the budget for that project. Use of this electronic file for budget reporting purposes is needed to minimize the work associated with tracking and updating budget information. Your assistance with this effort is appreciated.

For new detailed budgets, the project number, title, and agency block will already be filled in on the electronic file. The file nomenclature provided for each project must be used and the forms should not be altered in any way. On a separate sheet, the amount of other funding being supplied or sought, and the source of the other funding, should be noted.

Include amounts for each budget category for the next two fiscal years of the project (i.e., FY94 and FY95). If it is a multi-year project, estimate total budget amounts for every subsequent year and list in the comment block.

Every project conducted by a single agency requires completion of forms 2A and 2B. If project funding will be allocated among different organizations, then Forms 3A and 3B must be used for each organization's portion of the project funding, the totals for the project are then summed on Form 2A. The personnel block is not filled in on the 2A when it is used as a summary sheet. No 2B form is used for a multi-agency project.

Budget information should be presented in a format that allows an evaluator to understand the relationship between the project/sub-project and the budget item. No commitment can be made for future budget years so closeout costs cannot be guaranteed. Approval in one budget year is not a commitment to meet any closeout costs in future years.

When providing expenditure and position data, please observe the following rules:

- Expenditure information should be stated in thousands of dollars. Therefore, \$1,869,489.00 should be written as \$1,869.5.
- All expenditure numbers should have a decimal point with one digit to the right of the decimal point. Position information given in FTEs and months should have a decimal point with one digit to the right of the decimal point.
- When the number "5" is the digit to be rounded, the number should be rounded to the higher rather than the lower amount.
- Use parenthesis to indicate a negative number: For example, 10.0 minus 15.0 equals (5.0).

The categories used on the 2A and 3A forms are described below:

1. **Project Description:** Project Description should include enough information to allow differentiation between the project and any similarly named projects.
2. **Personnel:** The relationship of proposed personnel expenditures to the project should be explained using simple terminology. Personnel data should correspond to the full-time equivalent numbers for each year. Overtime costs need to be identified.
3. **Travel:** Savings on budgeted travel costs should not result in increased travel but should instead be lapsed. (Travel between Anchorage and Juneau should be budgeted at a standardized cost of \$450 for air travel plus per diem — \$150 for state agencies and \$225 for federal agencies. Notwithstanding standardized costs for some travel, detail of every individual trip need not be listed but estimating travel by budgeting a percentage of wages is inadequate.) In all cases there should be easily understood evidence of the relationship of the travel to specific parts of the project. Travel should be filled out in the following manner: Anchorage - Juneau (\$450.0 air fare + 4 days per diem/trip @ \$150.0/day — 3 trips).
4. **Contractual:** Estimated or expected contractor bids should be budgeted rather than off-the-shelf per unit rates. Evidence that estimates were gathered by contacting a few potential contractors could be helpful. There should be easily understood evidence of the relationship between contracted action and specific parts of the project.
5. **Commodities:** In all cases there should be easily understood evidence of the commodities to the specific parts of the project, i.e. office and lab supplies, postal expenses, books and publications.
6. **Equipment:** The useful life of capital equipment needs to be projected into the project life by budget year. Documentation of consideration of leasing vs. purchasing of capital equipment, and consideration of using existing agency equipment and being reimbursed for the use vs. purchasing of capital equipment, would be helpful to evaluators. In all cases, numbers of pieces of equipment, e.g., outboards X horsepower, computers, computer peripherals, generators X KW, should be given. In all cases there should be easily understood evidence of the relationship of the equipment to specific parts of the project. Equipment previously purchased by the Trustee Council should be utilized to the maximum extent practicable.
7. **Capital Outlay:** There should be easily understood evidence of the relationship of the capital outlay to specific parts of the project, e.g., acquisition of land or buildings (real property).
8. **General Administration:** General administrative costs may be incorporated into each budget and can include 15% of each project's direct personnel cost and up to 7% of the first \$250,000 of each project contract, plus 2% of each project contract costs in excess of \$250,000. General administrative costs are intended to cover indirect costs such as office space, office utilities, fixed telephone

charges, and all normal agency services for administering procurement, personnel, payroll, accounting, auditing, clerical and so on.

9. **Full Time Equivalents:** One person full time for 12 months equals 1 FTE, one person full time for 6 months equals 0.5 FTE, etc.
10. **1993 Project No.:** If the project was funded in 1993, enter the corresponding 1993 project number in place of the dots. Enter the FY 1993 authorized funding amounts in this column. Both subtotal and project total will sum automatically.
11. **'93 Report/'94 Interim:** All of these amounts except General Administration will be entered automatically from the detail on the B forms and Budget Year Proposed Personnel. General Administration must be calculated and entered.

'93 report costs are those costs in FY 1994 to complete the report for information gathered in 1993 and prior years. (Note: The draft is due to the Chief Scientist by April 15, 1994.)

'94 interim costs are to cover expenditures for the period Oct 1, 1993 to Jan 31, 1994 for new or continuing projects.

If this column contains both '93 report and '94 interim costs, display those costs separately in the comment block.
12. **Remaining Cost:** The funding in this column is to cover expenditures for new and continuing projects from February 1, 1994 to September 30, 1994. All amounts except general administration are entered automatically.
13. **Total:** All amounts are entered automatically.
14. **FY 95:** Enter budget amounts for projects to be carried out in FY 95. Subtotal and Project Total will be calculated automatically.
15. **Comment:** Explain anything that is out of the ordinary. Include estimates of funding for FY 96 and beyond.
15. **Budget Year Proposed Personnel:** Position titles may not be understood by every evaluator so a description might be helpful in some instances. Start listing position descriptions in column B. Capitalize the first letter of each word. Identify report and interim personnel by putting rept or intrm in column A as appropriate.
16. **NEPA Cost:** Enter the NEPA cost in column I. Do not include NEPA cost in the total. An explanation of NEPA cost in the comment block may be appropriate.
17. **Fiscal Year:** The fiscal year is October 1 through September 30 of the year ending in the designated number (for example, FY94 starts October 1, 1993 and ends September 30, 1994).

Forms 2A & 2B: These forms are the responsibility of the lead agency and must be used to describe the costs associated with a proposed project to be carried out by one agency. A 2A is used to summarize a multi-agency project. When used as a summary sheet, number entry will be done automatically. A 2B is not used when a 2A is used as

a summary sheet.

Form 2A — Project Detail: If the project was funded in FY 93, then show the authorized amounts for 1993 in the first column. Itemize expenses by budget category for the upcoming two years (FY 94 and FY 95). If the project will continue past FY 95, include estimated totals for each subsequent year in the comment block. Identify the positions to be funded in FY 94.

Form 2B — Project Detail (Narrative): Provide a brief, but specific narrative explanation of the items included in each budget category for FY 94. Detail should be sufficient to evaluate the expenses. Identify any contracts to be issued and their estimated amounts. Specify what the contract should accomplish in one or two sentences. For instance, do not state \$20.0 for sample analysis, rather, state \$20.0 for 400 blood hydrocarbon samples at \$50 each. Provide justification and identify all equipment purchases greater than \$500.00. A Form 2B is created only if no Form 3's are used.

Start all lines in column B. All continuation lines should start in column C. Identify in column A all report and interim expenses. Remove "reprt" or "intrm" where it is not appropriate. Costs are summed automatically and entered automatically on the 2A. Blank lines may be added or subtracted with caution. The total number of lines available on the form should not be exceeded if possible. If, for clarity, you need to add lines to the form, identify on the disk or a separate list that you have done so. Modifications will be made by the people compiling the budget to account for the extra lines.

Form 3A and 3B: These forms are required if more than one agency is involved, or if there are distinct sub-projects and are the responsibility of the sub-project agency.

Form 3A — Sub-Project Detail: Brief project description as in 2A, but complete a form for each individual organization receiving funding for this project or for distinct sub-projects.

Form 3B — Sub-Project Detail (Narrative): Similar narrative as in 2B, but complete a form for each individual organization receiving funding for this project or for distinct sub-projects.

* * * * *

If you have any questions, please call June Sinclair/Director of Administration at 586-7238 or Mark Brodersen at 465-5323 or 278-8012. This is important. Thanks.

| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | Chief Scientist's | Trustee Council | FFY94 |
|----------------|---|---------------|----------|---|---|--|--------------|-----------------------|---|---|---|---|---------|----------------|---|---|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | Recommendation | Action | (\$000's) |
| 94258 ADF&G | Sockeye Salmon Overescapement | Ken, Kod | | M | | \$475.9 | N | 3 | 2 | 4 | 1 | 0 | 18 | 1 | Program was favorably reviewed in '93. '94 run forecasts less gloomy than previous. Fund. Highly recommended | Approve. | \$475.9 |
| | | | | | | Amount Approved in 1993 Court Request: \$379.0 | \$0.0 | | | | | | | | | | |
| 94259 ADF&G | Coghill Lake Sockeye Salmon Restoration | PWS | G | | | \$247.5 | Y | 1 | 3 | 5 | 1 | 0 | 16 | 1 | This is an enhancement action. Project was not peer reviewed in '93. No recommendation. | Approve. Coordinate with 94320 (PWS System Investigation) to obtain project smolts. | \$247.5 |
| | | | | | | Amount Approved in 1993 Court Request: \$76.6 | \$0 EA done. | | | | | | | | | | |
| 94266 ADEC | Shoreline Assessment & Oil Removal | PWS, Kenai | G | | | \$940.2 | Y | 8 | 2 | 1 | 2 | 0 | 9 | 1 | It is not necessary to do this survey every year. It was done thoroughly in '93. Consideration should be given to either a scaled-down version of this project in 94, skipping a year, and/or combining with other intertidal work. | No implementation prior to full NEPA compliance. Project is limited to beach rehabilitation in PWS and site assessment on Alaska Peninsula. Coordinate with project # 94090 (Oiled Mussel Bed Restoration) for additional cost savings. | \$365.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$33.1 | \$5.0 | | | | | | | | | | |
| 94272 ADF&G | Chenega Chinook Release Program | PWS | G | | | \$57.4 | Y | 5 | 4 | 0 | 0 | 1 | 5 | 1 | Trustees approved the concept last year. Implement. | Approve. Recommend that Council staff work with DCRA and subsistence users to examine opportunities to fund community-based implementation of this project with criminal funds. | \$57.4 |
| | | | | | | | \$0.0 | | | | | | | | | | |
| 94279 ADF&G | Subsistence Food Safety Testing | PWS, Ken, Kod | G | | | \$268.3 | N | 5 | 3 | 1 | 1 | 0 | 4 | 1 | If the chemical analyses reported in the past did not satisfy subsistence users, this approach not likely to be successful. Thought that '93 was to be the last year. Consider only funding information distribution of project. | Approve. Recommend that Council staff work with DCRA and subsistence users to examine opportunities to fund community-based implementation of this project with criminal funds. | \$268.3 |
| | | | | | | Amount Approved in 1993 Court Request: \$110.9 | \$0.0 | | | | | | | | | | |
| 94280 ADF&G | Spot Shrimp Survey and Juvenile Shrimp Habitat ID | PWS | | M | | \$232.2 | N | 2 | 4 | 3 | 1 | 0 | 7 | 1 | No evidence of damage to this species. Disapprove. | Defer. Questions raised about adequate demonstration of injury. Consider as part of an ecosystem management approach (as part of 1995 Work Plan). | \$0.0 |
| | | | | | | | \$0.0 | | | | | | | | | | |

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| Project# Agency | Project Title | Location | Category | | | Cost FFY 94 | NEPA Y/N | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's Recommendation | Trustee Council Action | FFY94 (\$000's) |
|--------------------|---|---------------|----------|---|---|---|-------------|-----------------------|---|---|---|---|----|----------------|--------|---|--|--------------------|
| | | | G | M | H | | | H | M | L | N | A | | Support | Oppose | | | |
| 94285 NOAA | Subtidal Sediment Recovery Monitoring | Ken, Kod, AkP | | M | | \$178.0 | N | 0 | 5 | 5 | 3 | 0 | | | | Subtidal sediments in the Gulf have not been surveyed since 1990; this program will provide new information on their recovery. | Approve contingent upon Chief Scientist/peer review approval of reports from prior years. | \$178.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$451.2 | \$0.0 | | | | | | | | | | | |
| 94290 NOAA | Hydrocarbon Data Analysis and Interpretation | Spill area | | M | | \$55.5 | N | 10 | 1 | 0 | 1 | 1 | 4 | 2 | | This is essential to proper interpretation of study results as long as hydrocarbon data need to be interpreted. Highly recommended. | Approve. | \$55.5 |
| | | | | | | Amount Approved in 1993 Court Request: \$74.7 | \$0.0 | | | | | | | | | | | |
| 94316 ADNR | Shoreline trash Cleanup | PWS | G | | | \$38.6 | N | 1 | 7 | 3 | 2 | 0 | 8 | 1 | | Uncertain how much litter was a result of spill. Disapprove. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | \$0.0 |
| | | | | | | | \$0.0 | | | | | | | | | | | |
| 94320 ADF&G | PWS System Investigation | PWS | | M | | \$4,900.0 | N | 7 | 2 | 1 | 0 | 0 | 17 | 1 | | Approve in concept the core scientific studies of oceanographic control of zooplankton abundance and prey switching by fish supported by reviewers and require OK of detailed study plans before release of funds. Implement study gradually. | Approve conditionally (see Trustee Council minutes) and subject to successful integration of this project with project #'s 94183, 94184, 94185, 94187, 94189, 94192, 94259 and those portions of project # 94421 that involve research. | \$6,250.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$100.0 | \$0.0 | | | | | | | | | | | |
| 94345 ADF&G | Salmon Spawning Escapement on the Lower Kenai River | Kenai | G | | | \$219.2 | N | 2 | 3 | 3 | 2 | 0 | 17 | 2 | | It is unlikely that the proposed methods of estimating a lingering effect of the spill on the salmon runs in the Lower Kenai River will be successful. Disapprove. | Disapprove. Funds should be invested in projects that have a higher probability of restoring fisheries resources. | \$0.0 |
| | | | | | | | \$0.0 | | | | | | | | | | | |
| 94386 ADNR | Artifact Repositories - Planning and Design | Spill area | G | | | \$243.3 | N | 1 | 2 | 6 | 2 | 1 | 5 | 1 | | No recommendation. | Approve. Combine with project # 94007 (Site Specific Archeological Restoration). | \$0.0 |
| | | | | | | | \$0.0 | | | | | | | | | | | |

[Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)]

[Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994]

[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AkP = Alaska Pen] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

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| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|----------|---|------------|----------|---|---|--|-------|-----------------------|---|---|---|---|---------|----------------|--|--|---|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | Recommendation | Action | (\$000's) |
| 94417 | Waste Oil Disposal Facilities | Spill area | G | | | \$232.2 | Y | 8 | 2 | 2 | 1 | 0 | 6 | 1 | | Connection to spill is tenuous. Disapprove. No implementation prior to full NEPA compliance. | No implementation prior to full NEPA compliance. Approve with understanding that future operating and maintenance cost will be assumed by communities and a full report on the project results will be given to the Trustee Council before further funding. | \$232.2 |
| ADEC | | | | | | \$0.0 | | | | | | | | | | | | |
| 94419 | Leave No Trace Educational Program | PWS | G | | | \$167.7 | N | 1 | 2 | 9 | 0 | 0 | 8 | 1 | | Addresses loss of public recreational use of spill area. No comment. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | \$0.0 |
| USFS | | | | | | \$0.0 | | | | | | | | | | | | |
| 94420 | Recreation Information Center at Portage | PWS, Ken | G | | | \$100.8 | N | 1 | 4 | 3 | 4 | 1 | 4 | 2 | | No recommendation. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | \$0.0 |
| USFS | | | | | | \$0.0 | | | | | | | | | | | | |
| 94421 | Common Property Salmon Stock Restoration | PWS, Ken | G | | | \$5,336.8 | N | 5 | 2 | 2 | 0 | 1 | 68 | 4 | | Delay pending review of benefits of understanding relationships of fry survival to marine conditions and contributing to proposed PWS ecosystem study versus risks that hatcheries may contribute to declines of wild stock salmon or other resources. | Executive Director will work with State and Federal representatives to develop an integrated funding strategy for the one year requested. | \$0.0 |
| ADF&G | | | | | | \$0.0 | | | | | | | | | | | | |
| 94422 | Environmental Impact Statement for the Restoration Plan | Spill area | | M | | \$323.5 | Y | | | | | | | | | | Approve. Total project cost for FFY 94 and FFY 95 is \$343.4. FFY 94 cost is \$323.5. | \$343.4 |
| USFS | | | | | | \$0.0 | | | | | | | | | | | | |
| 94425 | Marine Mammal Book | Spill area | | M | | \$0.0 | N | | | | | | | | | | Approve. Will make publication more widely available to the public. | \$20.0 |
| NOAA | | | | | | \$0.0 | | | | | | | | | | | | |
| 94504 | Genetic Stock ID of Kenai River Sockeyes | Kenai | G | | | \$0.0 | N | 5 | 2 | 2 | 1 | 0 | 14 | 1 | | This is the closeout of a 1993 project. Costs appear high. Examine costs before approval. | Already approved. | \$0.0 |
| ADF&G | | | | | | Amount Approved in 1993 Court Request: \$262.2 | \$0.0 | | | | | | | | | | | |

[Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)]

[Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994]

[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AKP = Alaska Pen] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

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DRAFT

| Project# | Agency | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|--|---------|---|------------|----------|---|---|--|-------|-----------------------|---|---|---|---|---------|----------------|--|---|--|------------|
| | | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | Recommendation | Action | (\$000's) | |
| 94505 | USFS | Information Needs for Habitat Protection | Spill area | | | H | \$0.0 | N | 0 | 9 | 4 | 0 | 0 | 8 | 1 | This is a closeout of a 1993 project. Costs appear very high for closeout. Examine cost before approval. | Already approved. No further funding required. | \$0.0 | |
| | | | | | | | Amount Approved in 1993 Court Request: \$406.1 | \$0.0 | | | | | | | | | | | |
| 94506 | DOI-FWS | Pigeon Guillemot Recovery | PWS | | M | | \$0.0 | N | 9 | 2 | 0 | 0 | 0 | 4 | 0 | Closeout costs appear to be reasonable. Approve. | Already approved. | \$0.0 | |
| | | | | | | | Amount Approved in 1993 Court Request: \$13.9 | \$0.0 | | | | | | | | | | | |
| 94507 | NOAA | Symposium Proceedings Publication | Spill area | | M | | \$0.0 | N | | | | | | | | | Already approved. | \$0.0 | |
| | | | | | | | Amount Approved in 1993 Court Request: \$69 | \$0.0 | | | | | | | | | | | |
| Proposed 1/31/94 Project Budget Subtotal: | | | | | | | \$24,204.1 | | | | | | | | | Approved Project Budget Subtotal: | | \$14,379.1 | |
| Already funded 11/30/93 Project Budget Subtotal: | | | | | | | \$5,007.9 | | | | | | | | | Already funded 11/30/93 Project Budget Subtotal: | | \$5,007.9 | |
| Proposed FFY 94 Projects - NEPA Costs: | | | | | | | \$26.5 | | | | | | | | | Approved NEPA Compliance Budget: | | \$19.5 | |
| Proposed FFY 94 Project Budget Total: | | | | | | | \$29,238.5 | | | | | | | | | Approved FFY 94 Project Budget Total: | | \$19,406.5 | |
| 94199 | ADF&G | Institute of Marine Science - Seward improvements | Spill area | | M | | \$24,984.0 | Y | | | | | | 356 | 17 | Would provide a center for coordination of long-term monitoring and research on injured species in the spill area, housing of reports and information from Trustee-sponsored projects. Highly recommended. | Approve subject to successful completion of tasks. Project funding level recommendation to be developed by Executive Director for further consideration by Trustee Council. See Attachment C. | \$24,984.0 | |
| | | | | | | | EVOS-related funds (includes NEPA costs) | \$0.0 | | | | | | | | | | * Estimate only. Up to \$50.0 authorized for initial work. | |
| | | | | | | | | | | | | | | | | | Institute of Marine Science / Seward - Estimate Subtotal: | | \$24,984.0 |
| 94424 | ADOL | Restoration Reserve | Spill area | | M | | | N | | | | | | | | | Approve. Will provide funding needed to undertake long-term restoration activities. | \$12,000.0 | |
| | | | | | | | \$0.0 | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | Approved Restoration Reserve Subtotal: | | \$12,000.0 |

[LOCATION: PWS=Prince William Sound, KEN=Kenai, KOD=Kodiak, AKP=Alaska Pen][COST: Federal Fiscal Year 1994] [PAG: H=High, M=Medium, L=Low, N=No, A=Abstain] [CATEGORY: G=General, M=Monitoring, H=Habitat]

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ATTACHMENT B

1. Habitat Protection needs to move forward as part of an overall restoration strategy.
2. The Executive Director shall work with lead negotiators to develop a standardized appraisal process, including standardized appraisal instructions, which shall be used to appraise the parcels under consideration.
3. The Executive Director shall start negotiations with the landowners of the parcels ranked high in the Comprehensive Large Parcel Evaluation and Ranking. The Executive Director may include additional large parcels as necessary to facilitate development of the list in step 6. These negotiations are to be conducted for the purpose of providing the Trustee Council with proposed terms and conditions for acquisition. Agreement to proposed terms and conditions are discretionary with the Trustee Council. No promises or representations to the landowners to the contrary shall be made.
4. The Executive Director shall review the Comprehensive Large Parcel Evaluation and Ranking based on public comment and Public Advisory Group comment. The document shall also be reviewed to take into account our understanding of where injury actually occurred and the benefits to accrue to the populations actually injured.
5. The Executive Director will develop a rationale for acquisition for each parcel under consideration.
6. Based upon all of the information developed above, the Executive Director will provide the Trustee Council with a recommended list of large parcels to be protected. The recommendation will include considerations such as: 1) the degree of benefit afforded injured resources and services, 2) the need to have a balanced program throughout the spill area, 3) the cost and terms available from the landowner for individual parcels, 4) the adequacy of protection measures available from the landowner, and 5) the adequacy of funds to carry out other restoration activities.
7. Small parcel negotiations will proceed once an evaluation and ranking of small parcels has been completed and approved by the Trustee Council.

DRAFT

ATTACHMENT C

1. Take necessary steps to secure NEPA compliance.
2. Consult appropriate entities, including the University of Alaska, the City of Seward, the Seward Association for the Advancement of Marine Science and appropriate Trustee Agencies to review the assumptions relating to the proposed improvements and capital and operating budgets;
3. Develop an integrated funding approach which assures that the use of trust funds are appropriate and legally permissible under the terms of the Memorandum of Agreement and Consent Decree.
4. Prepare a recommendation of the appropriate level of funding for consideration by the Trustee Council that would be legally permissible under terms of the Memorandum of Agreement and Consent Decree.

Guidelines for Preparing
DETAILED PROJECT DESCRIPTIONS
for
FY 94 RESTORATION PROJECTS

Detailed Project Descriptions (DPDs) for FY 1994 restoration projects should include the following sections:

- A. COVER PAGE
- B. INTRODUCTION
- C. PROJECT DESCRIPTION
- D. SCHEDULE
- E. EXISTING AGENCY PROGRAM
- F. ENVIRONMENTAL COMPLIANCE/PERMIT/COORDINATION STATUS
- G. PERFORMANCE MONITORING
- H. COORDINATION OF INTEGRATED RESEARCH EFFORT
- I. PUBLIC PROCESS
- J. PERSONNEL QUALIFICATIONS
- K. BUDGET

A brief description of each section follows together with information regarding the technical format of the document.

A. COVER PAGE

The cover page should contain the following information:

- 1. Project title
- 2. Project ID number
- 3. Project type (i.e., Research/Monitoring, General Restoration, or Habitat Protection)
- 4. Name of project leader(s)
- 5. Lead agency, cooperating agencies
- 6. Cost of project (include total costs for Fiscal Year 1994 and each relevant future Fiscal Year)
- 7. Project Start-up and Completion Dates (as part of the 1994 Work Plan)
- 8. Geographic area of project (identify locations where field work will be conducted and/or where data will be analyzed)
- 9. Name of project leader
- 10. Name of lead agency project manager

B. INTRODUCTION

Provide a short history relevant to understanding the project. Include a brief summary of the status of the injured resources and/or services, and the rate or degree of recovery if known. Clearly identify the linkage of the proposed project to restoration of injured resources or services. Discuss the fundamental rationale for the project — that is, how the proposed project is essential to the overall restoration effort and will benefit

or accelerate the recovery of injured resources or services. Discuss the expected benefits from the project in sufficient detail to show that the project expenditures bear a reasonable relationship to the benefits that will be derived.

C. PROJECT DESCRIPTION

This section should show that the project is technically feasible, tied to an injured resource and/or service, can be completed successfully over a reasonable period, that environmental benefits outweigh any environmental side effects. The discussion should address each of the following points, with each point identified specifically:

1. **Resources and/or Associated Services:** Identify the target injured resource(s) and/or service(s). Relate the expected benefits of the project to the resources and/or associated services. Identify all resources or services which will benefit from this project.
2. **Relation to Other Damage Assessment/Restoration Work:** Identify (in summary form) any related past or on-going damage assessment or restoration work sponsored by the Trustee Council or others.
3. **Objectives:** Delineate time specific and measurable project objectives for each organization participating in the project.
4. **Methods:** Describe proposed methods for use in the project to restore the resource and/or associated service. Provide enough detail so that the reader understands how project objectives will be met. Do not explain specific technical detail. Discuss alternative methodologies considered, if applicable, e.g., why the alternative chosen is better than other methods of achieving the objectives. If none, so state.
5. **Location:** Identify where the project will be undertaken and where the project's benefits will be realized. Identify areas or communities that may be affected by the project. Describe the location(s) and include a map (to scale) if geographic extent is known.
6. **Technical Support:** Define the technical support (i.e., computer services, laboratory analysis, data archiving, etc.) necessary to complete the project. Note: GIS (ADNR) or hydrocarbon analysis (NOAA) needs not identified here will not be accommodated later.
7. **Contracts:** Describe each professional and/or support contract, including what will be contracted, why a contract must be issued, and how the contracts will be awarded (provide justification for any sole-source contracts). Provide a justification statement why a project should be done in-house or contract.

D. SCHEDULE

Show the milestone dates for project activities including, at a minimum, field work, sampling events, data compilation and analysis, major contract deliverables, opportunities for public involvement, construction, and draft and final report submissions. Include a table or narrative listing project personnel and their responsibilities and an organizational chart. Identify any logistics needs necessary to

carry out the project.

E. EXISTING AGENCY PROGRAM

Describe all agency(s) and non-agency program contributions (show dollar amount) to this project during the period October 1, 1993 to September 30, 1994. What other project activities will the agency do related to this resource or service area, for this time period, in the oil spill area?

F. ENVIRONMENTAL COMPLIANCE/PERMIT/COORDINATION STATUS

All federal, state, and local laws, regulations, permits, and consultation that must be completed for this project need to be identified. With respect to the National Environmental Policy Act (NEPA), this section should identify: (1) which Federal agency will serve as lead for NEPA compliance; and (2) whether a categorical exclusion, environmental assessment (EA), or environmental impact statement (EIS) will be necessary for compliance with NEPA. Specify how all compliance that is necessary to be completed prior to beginning work on the project will be included in the overall project schedule.

G. PERFORMANCE MONITORING

Outline the performance monitoring and management of this project. Describe the chain-of-command and outline what backups are available to complete the project if personnel changes occur. Discuss how the project time frames will be met. Include a discussion of quality assurance procedures and quality control measures that will be implemented as part of the project.

H. COORDINATION OF INTEGRATED RESEARCH EFFORT

Include a detailed description of how this project is to be coordinated with related projects in the FY 94 Work Plan, related on-going agency operations and/or other related efforts (or why coordination is not appropriate). Other related restoration projects should be specifically identified and information provided including multi-project or interagency coordination regarding such matters as data management, study site location(s), research platform sharing and equipment purchases. The means by which on-going coordination of work efforts will be accomplished over the life of the project(s) should be expressly addressed.

I. PUBLIC PROCESS

Provide a discussion of what efforts have been made to involve the general public in the development or implementation of this project and what further opportunities there will be for public involvement with the project (e.g., workshops, meetings, document review, etc.).

J. PERSONNEL QUALIFICATIONS

Include a one-page statement on the qualifications of each of the Project Leaders and other key personnel. Include relevant personal background information and noteworthy experience working on similar or related projects for key personnel.

K. BUDGET

Most projects can use the detailed budget developed for the *Draft 1994 Work Plan*. If no detailed budget exists, or if the Trustee Council has directed revisions and/or coordination of projects, a detailed project budget must be provided. If only minor revisions are needed to an existing detailed budget, changes should be made on a hard copy of the budget and submitted to the Director of Administration. If major revisions are needed, the Director of Administration will supply you with an electronic copy of the budget for that project. Necessary changes should be reported to the respective Trustee Council agency liaisons and forwarded to the Executive Director for approval. Cooperating agency costs should be identified. Show all planning costs, including the cost of NEPA analysis, permitting, etc. An outyear budget, which includes a budget for monitoring and annual maintenance, should be provided.

(Instructions for preparing a detailed project budget is provided as a separate attachment.)

TECHNICAL FORMAT FOR DETAILED PROJECT DESCRIPTIONS (DPD)

Included within this package is a "shell" file (called "DPDSHELL.51") on disk in WordPerfect version 5.1 that can be used as a formatting aid.

Use the following instructions to format project descriptions from the file. **PLEASE READ INSTRUCTIONS IN THEIR ENTIRETY BEFORE BEGINNING.**

The technical document specifications are as follows:

1. All documents should be in WordPerfect v5.1 format, IBM compatible.
2. Primary font type should be 12 pt. Helvetica for HP Laser III (if possible).
3. Text left-justified.
4. Top and bottom margins should be set to 0.75", Left and right should be 0.75".
5. Paginate bottom center.
6. Bold subheadings--not underlined--normal font.
7. Double line spacing between sections.
8. Sections which include tabular columns and numbers should use WordPerfect's "math format" (Alt-F7, 3, 1) to align numbers to decimal points. Columns should be separated by tabs.
9. If numeric quantities for units of measure or any number greater than 10, all amounts should be expressed in figures (e.g., 2,200 km, 3.65 million kg, 15 fish, \$200 million).
10. Standard abbreviations can be used (usually without periods) if numerals are used (e.g., 5 mm, 235 g).
11. A pair of parenthesis should be used to enumerate items within text for several reasons: (1) they stand out better, (2) it is clearer than when followed by periods, and (3) see number 1.

The electronic brief project description document is set up as a **merge** document for you to conveniently fill in. The required format conventions are already in place. You will not need to re-enter them. Use the following procedure if you are not familiar with merging documents.

Make a copy of the shell document before you start so that you can start over if you have to or if you are writing more than one brief project description.

1. Start WordPerfect for DOS (v. 5.1 or 6.0)
2. Put disk in 3.5" drive (either "A" or "B" depending upon your configuration).
3. Start with a blank screen. Type **[Ctrl]-[F9]**. This gets you to the merge/sort/converge menu.
4. Choose **[1]**, then hit **[ENTER]** for "Merge".
5. The "Primary file" is **DPDSHELL.51**.
Type in either **A:DPDSHELL.51** or **B:DPDSHELL.51** (depending upon your configuration) and then hit **[ENTER]**.
6. a) There is no "Secondary Document" (or "Data file" in WordPerfect 6.0). Leave it blank and hit **[ENTER]**.
b) If using WordPerfect v. 6.0, hit **[ENTER]** one more time or choose **[MERGE]**.
7. The detailed project description (DPD) shell now shows up on your screen and the cursor is positioned at the first item which you need to enter.

Enter your information and then hit **[F9]** to move to the next entry point; continue to use **[F9]** to reach all of the entry points that follow.
8. When you have completed all entries, save as a new document.

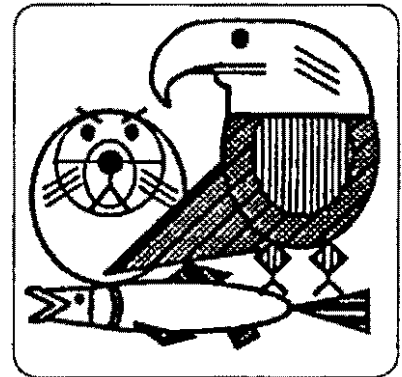
If you have questions, call Ward Lane at the Trustee Council's Anchorage Restoration Office at 278-8012.

FY 94 WORK PLAN PROJECTS

as approved by the

EXXON VALDEZ TRUSTEE COUNCIL

January 31, 1994



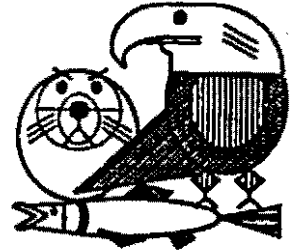
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



TO: Interested Parties
DATE: February 4, 1994
SUBJ: FY 94 Work Plan Projects

Please find attached the following materials:

- a summary of the *Exxon Valdez* Trustee Council approved actions regarding the FY 94 Work Plan Projects (minutes of the Trustee Council meeting on January 31, 1994); and
- a spreadsheet showing the detailed guidance approved by the *Exxon Valdez* Trustee Council regarding FY 94 Work Plan Projects.

Together, these two documents and the associated attachments identify the FY 94 Work Plan Projects as approved by the Trustee Council at the January 31, 1994 meeting.

attachments

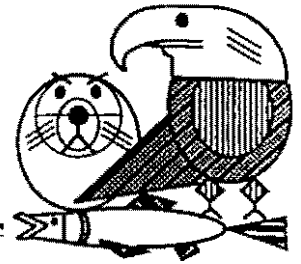
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



TRUSTEE COUNCIL MEETING ACTIONS

January 31, 1994

By James R. Ayers
Executive Director

Members Present:

Trustee Council

John Sandor (ADEC) ■
Mike Barton (USFS) ◆ ■
Bruce Botelho (ADOL) ●
Carl Rosier (ADF&G) ■
Steve Pennoyer (NMFS) ■
Paul Gates (USDOJ) ●

◆ Chair

● Alternates:

George Frampton served as alternate for Paul Gates until 5:00 p.m.

Craig Tillery served as alternate for Bruce Botelho

■ Teleconferenced from Juneau

1. Public Advisory Group Meeting Report

APPROVED MOTION: Approved PAG recommendation to have staff explore more cost-effective ways of implementing projects and to report back to the PAG.

2. Science Update

APPROVED MOTION: Approved that a public presentation be held before May on the results of recent studies and the status of injured species. The Executive Director will work with the Alaska Department of Law to ensure such a presentation doesn't create undue problems for ongoing litigation.

DRAFT

3. 1994 Work Plan

APPROVED MOTION:

Approved adoption of 1994 Work Plan Project Budgets (see Attachment A) as recommended by Executive Director with these amendments:

- a) Project 94007 - Directed Executive Director to explore the possibility of RFP prior to the release of funds and to involve local communities and private organizations in the effort.
- b) Projects 94110 and 94126 - Adopted with additions included in a resolution by John Sandor (Attachment B).
- c) Project 94199 - Approved financial support with additions included in a resolution proposed by John Sandor (Attachment C). Approved up to \$50,000 to complete work on those tasks.
- d) Projects 94255 and 94258 - Deleted contingency of Executive Director review of project and consideration of normal agency responsibility and technology.
- e) Project 94320 - Approved conditionally with direction to Executive Director to identify what elements of the projects are time sensitive and inform the Trustees of these; and to come back with detailed work plans and peer review of these in 30-60 days for a teleconferenced briefing and approval. Also directed Executive Director to work with federal and state attorneys to provide legal advice on hatchery funding.
- f) Project 94422 - Adopted Option A for development of alternatives to be used in the Draft Environmental Impact Statement.
- g) Project 94425 - Approved \$20,000 in funding to NOAA to lower publishing costs of a book on the Impacts of EVOS on Marine Mammals and ensure a broader distribution of the book.

- h) Authorized the Executive Director to proceed with those projects identified as still requiring NEPA compliance only after successful completion of all NEPA requirements.

ADDITIONAL ACTION:

APPROVED MOTION: Approved resolution in appreciation of former Trustee Charlie Cole.

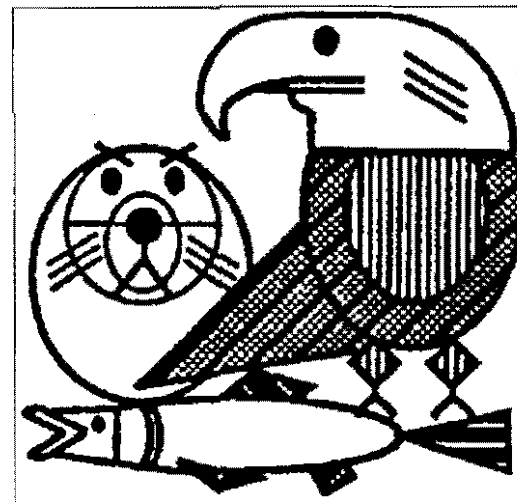
APPROVED MOTION: Approved resolution in appreciation of Interim Administrative Director Dave Gibbons.

APPROVED MOTION: Directed Executive Director to attempt to obtain legal opinions about EVOS funding of hatcheries and make them part of the public record.

APPROVED MOTION: Directed Executive Director to meet with Koncor Forest Products Company President John Sturgeon concerning his recommendation for working with private landowners on potential cooperative projects.

The Trustee Council meeting recessed to a teleconference to be scheduled in 30-60 days.

FY 1994 WORK PLAN PROJECTS



DRAFT

| Project# Agency | Project Title | Location | Category | | | Cost FFY 94 | NEPA Y/N | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's Recommendation | Trustee Council Action | FFY94 (\$000's) |
|---|---|---------------|----------|---|---|--|-------------|-----------------------|---|---|---|---|---------|----------------|--|---|---------------------------|--------------------|
| | | | G | M | H | | | H | M | L | N | A | Support | Oppose | | | | |
| 94007 ADNR | Site Specific Archeological Restoration | Spill area | G | | | \$331.2 Amount Approved in 1993 Court Request: \$154.4 | Y | 3 | 3 | 4 | 1 | 0 | 7 | 1 | 24 sites already identified. Further search for injured sites; recovery of materials; site repair. If approved, review budget. Approve. | Approve. Combine with project 94386 to develop cost-effective plan for protection of injured resources on public lands while involving local communities in determination of appropriate strategy. Explore use of private organizations to implement. | \$445.1 | |
| 94015 ADNR | Archeological Site Stewardship | Spill area | G | | | \$217.7 \$0.0 | N | 3 | 3 | 2 | 3 | 0 | 4 | 1 | Without a current status report, program effectiveness not known. No recommendation. | Disapprove. Questions concerning effectiveness of approach. | \$0.0 | |
| 94020 DOI-FWS | Black Oystercatcher Interaction with Intertidal | PWS | | M | | \$131.6 Amount Approved in 1993 Court Request: \$17.3 | N | 2 | 5 | 2 | 1 | 0 | 3 | 1 | Unclear whether oystercatchers in oiled sites are accumulating significant amounts of oil from their environments. Population differences could have existed pre-spill. Skip a year until all reports reviewed, accepted and state of injury assessed. | Disapprove. Needs completion of 1993 report and synthesis of available information. Review as part of 1995 Work Plan. | \$0.0 | |
| 94039 DOI-FWS | Common Murre Population Monitoring | Kodiak | | M | | \$200.3 Amount Approved in 1993 Court Request: \$26.9 | N | 2 | 3 | 4 | 1 | 1 | 4 | 1 | Projected recovery times are long, monitoring every 3-5 years is most appropriate. Skip 1994 | Approve. Evaluate further study needs in 3-5 years. | \$200.3 | |
| 94040 DOI-FWS | Reduce Disturbance Near Injured Murra Colonies | Kod, Ken, AkP | G | | | \$44.8 \$0.0 | N | 2 | 0 | 4 | 5 | 0 | 4 | 1 | Could help speed recovery of murre at Barren Islands. Recommend funding for 1 year. | Disapprove. Consider other methods. | \$0.0 | |
| 94041 DOI-FWS | Introduced Predator Removal from Islands | AK Pen | G | | | \$146.6 \$0 EA done in '85 | Y | 6 | 2 | 1 | 2 | 0 | 3 | 1 | This could benefit murre populations out of spill area. Fund feasibility on only 1 island in '94. | Approve with reduction to two islands and reduce budget from \$146.6 to \$84.0 with concurrence of lead agency. | \$84.0 | |
| [Y = Yes, NEPA compliance required (either an EA or EIS needed). N = No EA or EIS needed (project eligible for categorical exclusion)] [Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994] | | | | | | | | | | | | | | | | | | |

[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AkP = Alaska Pen][COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

(Date printed: 2/4/94 p. 1 of 11)

DRAFT

| Project# Agency | Project Title | Location | Category | | | Cost FFY 94 | NEPA Y/N | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's Recommendation | Trustee Council | | FFY94 (\$000's) |
|---|---|----------|----------|---|---|--|-------------|-----------------------|---|---|---|---|---------|----------------|---|---|-----------------|-------|--------------------|
| | | | G | M | H | | | H | M | L | N | A | Support | Oppose | Action | | | | |
| 94043 USFS | Cutthroat & Dolly Habitat Restoration in Prince William Sound | PWS | G | | | \$182.7 | Y | 3 | 5 | 3 | 1 | 0 | 6 | 1 | Improves freshwater habitat for both species. Approve. | No implementation prior to full NEPA compliance. Combine with project # 94139 and eliminate overlapping costs. | | \$0.0 | |
| | | | | | | \$3.5 | | | | | | | | | | | | | |
| 94064 ADF&G | Harbor Seal Habitat Use and Monitoring | PWS | | M | | \$0.0 | N | | | | | | 4 | 1 | Population may be stable in PWS; declining elsewhere. Population monitoring and developing information on movements by radio tagging still needed for restoration. Approve. | Already approved. | | \$0.0 | |
| | | | | | | Amount Approved in 1993 Court Request: \$270.2 | \$0.0 | | | | | | | | | | | | |
| 94066 ADF&G | Harlequin Duck Recovery Monitoring | PWS | | M | | \$147.6 | N | 1 | 4 | 4 | 1 | 0 | 3 | 1 | Results of previous work needs completion and review before more work undertaken. Recovery process may be slow. Skip 1994. | Disapprove. Defer funding pending completion of 1993 report and synthesis of available information. Review as part of the 1995 Work Plan. Strongly urge federal and state agencies consider further restriction on sport hunting. | | \$0.0 | |
| | | | | | | Amount Approved in 1993 Court Request: \$139.3 | \$0.0 | | | | | | | | | | | | |
| 94068 ADF&G | Deposit Sand to Promote Clam Recruitment | PWS | G | | | \$36.4 | Y | 0 | 0 | 7 | 3 | 0 | 4 | 1 | Success of project depends on number of assumptions. Feasibility study seems warranted if review of detailed proposal favorable. Approve pending review. | Disapprove. Even if proven feasible, not possible on large scale. | | \$0.0 | |
| | | | | | | \$2.0 | | | | | | | | | | | | | |
| 94070 ADF&G | Restoration of High Intertidal Fucus | PWS | G | | | \$285.8 | Y | 5 | 0 | 4 | 1 | 0 | 5 | 1 | Investigators report that the upper intertidal zone is showing signs of recovery; restoration methods are probably not needed now. Disapprove. | Defer consideration to 1995 to determine rate of natural recovery. | | \$0.0 | |
| | | | | | | \$5.0 | | | | | | | | | | | | | |
| 94081 ADF&G | Recruitment Monitoring of Littleneck Clams | PWS | | M | | \$206.7 | N | 0 | 2 | 8 | 0 | 0 | 5 | 1 | Reports of previous projects need completion; personnel qualifications will be key to evaluating proposed project. Needs further consideration. Costs appear too high to accomplish main objective. Suggest competing proposal if funded. | Disapprove. Substantial study design limitations. | | \$0.0 | |
| | | | | | | \$0.0 | | | | | | | | | | | | | |
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| [Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994] | | | | | | | | | | | | | | | | | | | |

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| Project# Agency | Project Title | Location | Category | | | Cost | NEPA | Public Advisory G | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|--------------------|---|------------|----------|---|---|--|---|-------------------|---|---|----|---|----------------|--------|--|---|-----------|
| | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | Recommendation | Action | (\$000's) |
| 94083 NOAA | Monitoring of Oiled and Treated Shorelines | PWS | | M | | \$616.6 | N | 0 | 1 | 6 | 6 | 0 | 5 | 1 | Although it would be desirable to consolidate this with other intertidal projects, need for site continuity prevents this economy. Approve, if not for full amount, provide partial funding. Second alternative would be funding in 1995. | DOL and DOJ indicate this project does not meet the terms of the MOA. Due to legal concerns, consider funding using federal criminal restitution funds. | \$0.0 |
| 94086 ADF&G | Herring Bay Experimental and Monitoring Studies | PWS | | M | | \$531.4 | N | 2 | 0 | 5 | 3 | 0 | 4 | 1 | | | |
| | | | | | | Amount Approved in 1993 Court Request: \$198 | \$0.0 | | | | | | | | Investigators have seen major change in recovery of upper intertidal zone. Skip 1994 or reduce scope and consolidate with other intertidal projects. | Approve contingent upon a revised scope of work and budget focused on intertidal resources. | \$531.4 |
| 94090 NOAA | Mussel Bed Restoration & Monitoring | PWS, AkP | G | | | \$616.7 | Y | 4 | 7 | 0 | 2 | 0 | 8 | 1 | A study component should be added that measures reduction in oil under beds in order to determine when objective is met. Reduce in scope through consolidation with other intertidal projects. | No implementation prior to full NEPA compliance. Approve. Coordinate with project # 94266 (Shoreline Assessment) for additional cost savings. | \$518.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$158.1 | \$5.0 | | | | | | | | | | |
| 94092 NOAA | Killer Whale Recovery Monitoring | PWS | | M | | \$129.4 | N | 0 | 0 | 2 | 11 | 0 | 3 | 4 | AB pod does not have to be studied every year until recovery. Credible work proposed in 1994 by independent group. Skip 1994. | Withdrawn by agency. Defer consideration until 1995. | \$0.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$33.7 | \$0.0 | | | | | | | | | | |
| 94102 DOI-FWS | Murrelet Prey & Foraging Habitat in PWS | PWS | | M | | \$231.5 | N | 1 | 7 | 3 | 0 | 0 | 3 | 1 | Controlling factors for population not known. Nesting habitat addressed in 93 and study of foraging habitat proposed for 94. Coordination with forage fish study necessary. Approve pending acceptable study plan showing coordination with other studies. | Approve contingent on integration with projects 94163 (Forage Fish) and 94173 (Pigeon Guillemot), and elimination of overlapping costs. | \$231.5 |
| | | | | | | | \$0.0 | | | | | | | | | | |
| 94110 ADNR | Habitat Protection - Data Acquisition and Support | Spill area | | | H | \$405.1 | N | 4 | 1 | 2 | 5 | 0 | 8 | 1 | Continuation of this project is necessary to develop objective criteria, to apply these criteria to land parcels in the spill area, and to rank parcels for protection. Approve. | Approve in conjunction with development of a comprehensive habitat protection plan that covers the spill area and is linked to protection of key injured resources. See Attachment B. | \$405.1 |
| | | | | | | Amount Approved in 1993 Court Request: \$273.6 | \$0.0 | | | | | | | | | | |
| | | | | | | | [Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)] | | | | | | | | | | |
| | | | | | | | [Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994] | | | | | | | | | | |

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| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|----------|---|----------------|----------|---|---|--|-------|-----------------|---|---|---|---|----------------|--------|--|---|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | Recommendation | Action | (\$000's) |
| 94126 | Habitat Protection & Acquisition Fund | Spill area | | | H | \$875.4 | N | 4 | 1 | 1 | 5 | 1 | 10 | 1 | | | \$875.4 |
| ADNR | | | | | | Amount Approved in 1993 Court Request: \$284.9 | \$0.0 | | | | | | | | This provides the funds for protecting lands identified by the habitat protection group (94110). Approve. | Approve in conjunction with development of comprehensive habitat protection strategy covering the spill area, linked to protection of injured resources. Negotiation process, final fund allocation to be worked out by Executive Director. See Attachment B. | |
| 94137 | Stock ID of Chum, Sockeye, Chinook and Coho in Prince William Sound | PWS | G | | | \$214.9 | N | 3 | 3 | 3 | 1 | 0 | 10 | 1 | | | \$214.9 |
| ADF&G | | | | | | Amount Approved in 1993 Court Request: \$46.7 | \$0.0 | | | | | | | | It may never be possible to know if these species were affected by the spill. Trustees are already carrying out a program for enhancement of sockeye salmon in Coghill Lake. Disapprove. | Approve as final expenditure to recoup previous Trustee Council investment in this project. Will only ID chum and sockeye. | |
| 94139 | Salmon Instream Habitat and Stock Restoration | PWS, Ken, Kodi | G | | | \$572.6 | Y | 1 | 5 | 3 | 1 | 0 | 17 | 1 | | | \$755.3 |
| USFS | | | | | | | \$6.0 | | | | | | | | If the Trustees wish to engage in enhancement of fish runs through habitat alteration, this is probably the best project to do it. No recommendation. | No implementation prior to full NEPA compliance. Combine with project # 94043 (Cutthroat and Dolly Restoration) and approve with two years funding. Subject to NEPA compliance (EA's) and review of benefit/cost analysis. | |
| 94147 | Comprehensive Monitoring Program | Spill area | | M | | \$0.0 | N | | | | | | 6 | 1 | | | \$0.0 |
| NOAA | | | | | | Withdrawn by NOAA | \$0.0 | | | | | | | | Could provide overall umbrella for coordination of resource monitoring. New executive director will be identifying a strategy for implementation of the Restoration Plan and something like this may be valuable in that effort. To be considered later. | Withdrawn by agency. Will be integrated into management implementation structure. Monitoring program guidance will be developed under direction of Chief Scientist and peer reviewers. | |
| 94159 | Marine Bird & Sea Otter Boat Surveys | PWS | | M | | \$179.2 | N | 0 | 3 | 5 | 3 | 0 | 4 | 1 | | | \$0.0 |
| DOI-FWS | | | | | | Amount Approved in 1993 Court Request: \$107 | \$0.0 | | | | | | | | Investigators need to be more responsive to peer review comments on earlier report. Hold for later possible approval pending acceptance of '89-'91 final report. | Spring survey already approved. Disapprove summer surveys pending review of survey frequency needs. | |
| 94163 | Forage Fish Influence on Injured Species | PWS | | M | | \$606.6 | N | 4 | 6 | 2 | 1 | 0 | 14 | 1 | | | \$606.6 |
| NOAA | | | | | | | \$0.0 | | | | | | | | Very little is known about forage fish populations in the spill area. This project will begin to evaluate this resource that appears to be the key for the recovery of main bird and mammal species injured in the spill. Highly recommended. Approve funding. | Approve. Integrate with projects 94320 (PWS System Investigation), 94102 (Murrelet Prey), and 94173 (Pigeon Guillemot). | |

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| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory C | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|----------|---|----------|----------|---|---|--|-------|-------------------|---|---|---|---|----------------|--------|---|--|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | Recommendation | Action | (\$000's) |
| 94165 | Herring Genetic Stock Identification | PWS | | M | | \$62.2 | N | 6 | 2 | 2 | 0 | 0 | 10 | 1 | | | \$62.2 |
| ADF&G | in Prince William Sound | | | | | | \$0.0 | | | | | | | | Completion and acceptance of final report from herring damage assessment is necessary before funding project. Hold for later possible approval pending acceptance of '89-'91 final report. | Approve contingent upon Chief Scientist/peer review acceptance of damage assessment studies. | |
| 94166 | Herring Spawn Deposition and Reproductive Impairment | PWS | G | | | \$0.0 | N | | | | | | 9 | 1 | | | \$0.0 |
| ADF&G | | | | | | Amount Approved in 1993 Court Request: \$466.3 | \$0.0 | | | | | | | | Completion and acceptance of final report from herring damage assessment is necessary before project is funded. Hold for later possible approval pending acceptance of '89-'91 final report. | Already funded. | |
| 94173 | Pigeon Guillemot Recovery Monitoring | PWS | | M | | \$201.1 | N | 1 | 2 | 7 | 1 | 0 | 3 | 1 | | | \$201.1 |
| DOI-FWS | | | | | | | \$0.0 | | | | | | | | Species in long-term decline. Colony counts probably only needed done every several years. Other activities on feeding could go forward if closely linked with forage fish study. Hold for possible later funding. | Approve contingent on reduction in scope and integration with projects 94163 (Forage Fish) and 94102 (Murrelet Pray) and elimination of overlapping costs. | |
| 94184 | Coded Wire Tag Recoveries from Pinks | PWS | G | | | \$196.6 | N | 6 | 2 | 2 | 0 | 0 | 13 | 1 | | | \$0.0 |
| ADF&G | in Prince William Sound | | | | | Amount Approved in 1993 Court Request: \$47.8 | \$0.0 | | | | | | | | Comprehensive review of pink salmon research needed in PWS with relationship to Trustee goals for restoration, and clear picture of integration with normal agency activities. Hold for later possible approval pending review. | Integrate with 94320 (PWS System Investigation). | |
| 94185 | Coded Wire Tagging of Wild Pinks for Stock Identification | PWS | G | | | \$261.2 | N | 3 | 2 | 5 | 0 | 0 | 12 | 1 | | | \$0.0 |
| ADF&G | | | | | | Amount Approved in 1993 Court Request: \$34.8 | \$0.0 | | | | | | | | See comments for 94184. | Integrate with 94320 (PWS System Investigation). | |
| 94167 | Otolith Marking - Inseason Stock Separation | PWS | G | | | \$179.7 | N | 7 | 1 | 2 | 0 | 0 | 12 | 2 | | | \$0.0 |
| ADF&G | | | | | | | \$0.0 | | | | | | | | See comments for 94184. | Integrate with 94320 (PWS System Investigation). | |

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| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|--|--|---------------|----------|---|---|--|-------|-----------------------|---|---|---|---|---------|----------------|--|---|--|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | Recommendation | Action | (\$000's) |
| 94189 | Pink Salmon Stock Genetics in PWS | PWS | | M | | \$171.2 | N | 4 | 3 | 2 | 1 | 0 | 13 | 2 | | | | \$0.0 |
| ADF&G | | | | | | | \$0.0 | | | | | | | | | See comments for 94184. | Integrate with 94320 (PWS System Investigation). | |
| 94191 | Oil Related Egg & Alevin Mortalities | PWS | | M | | \$415.4 | N | 6 | 0 | 3 | 1 | 0 | 12 | 1 | | | | \$415.4 |
| ADF&G | | | | | | Amount Approved in 1993 Court Request: \$367.5 | \$0.0 | | | | | | | | | In the last year important heritable differences in egg mortality have been found between oiled and unoled streams in PWS. Highly recommended. Approve. | Approve. | |
| 94192 | Evaluation of Hatchery Straying on Wild Pinks in PWS | PWS | G | | | \$640.5 | N | 1 | 5 | 3 | 1 | 0 | 11 | 1 | | | | \$0.0 |
| ADF&G | | | | | | | \$0.0 | | | | | | | | | See comments for 94184. | Integrate with 94320 (PWS System Investigation). | |
| 94200 | Public Land Access 17(b) Easement ID | PWS, Ken, Kod | | | H | \$38.1 | N | 6 | 7 | 0 | 0 | 0 | 8 | 1 | | | | \$0.0 |
| ADNR | | | | | | | \$0.0 | | | | | | | | | Would compile atlas showing legal public access. No recommendation. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | |
| 94216 | Gulf of Alaska Recreation Plan Development | Kod, Ken, AkP | G | | | \$164.6 | N | 3 | 3 | 1 | 3 | 0 | 7 | 1 | | | | \$0.0 |
| DOI-NPS | | | | | | | \$0.0 | | | | | | | | | This will describe injury, identify goals for restoration and develop projects for outside PWS. No recommendation. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | |
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| Project# | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Group | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|----------|---|------------|----------|---|---|--|-------|-----------------------|---|---|---|---|---------|----------------|--|--|--|-----------|
| Agency | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | Recommendation | Action | (\$000's) |
| 94217 | PWS Area Recreation Implementation Plan | PWS | G | | | \$14.9 | N | | | | | | 7 | 1 | | This develops recreation projects inside PWS. No recommendation. | No further funding required by agencies. | \$0.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$76.3 | \$0.0 | | | | | | | | | | | |
| 94237 | River Otter Recovery Monitoring | PWS | | M | | \$156.7 | N | 1 | 0 | 5 | 3 | 1 | 3 | 1 | | There is controversy over the interpretation of the damage to this species. The investigators have been encouraged to present a more balanced discussion of their data. Disapprove. | Disapprove. | \$0.0 |
| ADF&G | | | | | | | \$0.0 | | | | | | | | | | | |
| 94241 | Rockfish Management Plan | PWS, Kenai | | M | | \$233.2 | N | 0 | 3 | 5 | 2 | 0 | 6 | 2 | | This is an enhancement action since injury to this species is not certain. There was increased fishing pressure on this species after the spill. Review normal agency management obligations. | Disapprove. Review as part of the 1995 Work Plan. Questions regarding normal agency responsibility. DOI has concern about extent of injury. | \$0.0 |
| ADF&G | Data Development | | | | | | \$0.0 | | | | | | | | | | | |
| 94244 | Seal and Otter Cooperative | PWS, Kenai | G | | | \$54.5 | N | 0 | 3 | 2 | 5 | 0 | 4 | 1 | | Not clear why the summary information on these resources, which is available, can not be conveyed to subsistence users for less cost. Evaluate costs for this project. | Approve. Recommend that Council staff work with DCRA and subsistence users to examine opportunities to fund community-based implementation of this project with criminal funds. | \$54.5 |
| ADF&G | Subsistence Harvest Assistance | | | | | | \$0.0 | | | | | | | | | | | |
| 94246 | Sea Otter Recovery Monitoring | PWS | | M | | \$211.3 | N | 1 | 3 | 5 | 2 | 0 | 3 | 1 | | Claims for injury from '93 studies based on serum chemistry not yet reviewed. Publication record of sea otter biologists could improve considering the total amount of funding provided in past. Skip '94 to provide chance to analyze and complete past work. | Defer additional funding pending synthesis of existing data. Review for consideration as part of 1995 Work Plan. Disparity in boat and aerial survey results needs to be resolved. | \$0.0 |
| DOI-FWS | | | | | | Amount Approved in 1993 Court Request: \$207.4 | \$0.0 | | | | | | | | | | | |
| 94255 | Kenai River Sockeye Salmon Restoration | Kenai | G | | | \$285.1 | N | 4 | 2 | 3 | 1 | 0 | 16 | 1 | | Includes genetic characterization of Kenai River fish in UCI mixed stock fishery. Suggest continuation, but normal agency management obligations should be reviewed. | Approve. | \$285.1 |
| ADF&G | | | | | | Amount Approved in 1993 Court Request: \$121.0 | \$0.0 | | | | | | | | | | | |

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| Project# | Agency | Project Title | Location | Category | | | Cost | NEPA | Public Advisory Gr. | | | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 |
|----------|--------|---|---------------|----------|---|---|--|--------------|---------------------|---|---|---|---|---------|--------|----------------|--|--|---|-----------|
| | | | | G | M | H | FFY 94 | Y/N | H | M | L | N | A | Support | Oppose | | | Recommendation | Action | (\$000's) |
| 94258 | ADF&G | Sockeye Salmon Overescapement | Ken, Kod | | M | | \$475.9 | N | 3 | 2 | 4 | 1 | 0 | 18 | 1 | | | Program was favorably reviewed in '93. '94 run forecasts less gloomy than previous. Fund. Highly recommended | Approve. | \$475.9 |
| | | | | | | | Amount Approved in 1993 Court Request: \$379.0 | \$0.0 | | | | | | | | | | | | |
| 94259 | ADF&G | Coghill Lake Sockeye Salmon Restoration | PWS | G | | | \$247.5 | Y | 1 | 3 | 5 | 1 | 0 | 16 | 1 | | | This is an enhancement action. Project was not peer reviewed in '93. No recommendation. | Approve. Coordinate with 94320 (PWS System Investigation) to obtain project smolts. | \$247.5 |
| | | | | | | | Amount Approved in 1993 Court Request: \$76.6 | \$0 EA done. | | | | | | | | | | | | |
| 94266 | ADEC | Shoreline Assessment & Oil Removal | PWS, Kenai | G | | | \$940.2 | Y | 8 | 2 | 1 | 2 | 0 | 9 | 1 | | | It is not necessary to do this survey every year. It was done thoroughly in '93. Consideration should be given to either a scaled-down version of this project in '94, skipping a year, and/or combining with other intertidal work. | No implementation prior to full NEPA compliance. Project is limited to beach rehabilitation in PWS and site assessment on Alaska Peninsula. Coordinate with project # 94090 (Oiled Mussel Bed Restoration) for additional cost savings. | \$365.0 |
| | | | | | | | Amount Approved in 1993 Court Request: \$33.1 | \$5.0 | | | | | | | | | | | | |
| 94272 | ADF&G | Chenega Chinook Release Program | PWS | G | | | \$57.4 | Y | 5 | 4 | 0 | 0 | 1 | 5 | 1 | | | Trustees approved the concept last year. Implement. | Approve. Recommend that Council staff work with DCRA and subsistence users to examine opportunities to fund community-based implementation of this project with criminal funds. | \$57.4 |
| | | | | | | | | \$0.0 | | | | | | | | | | | | |
| 94279 | ADF&G | Subsistence Food Safety Testing | PWS, Ken, Kod | G | | | \$268.3 | N | 5 | 3 | 1 | 1 | 0 | 4 | 1 | | | If the chemical analyses reported in the past did not satisfy subsistence users, this approach not likely to be successful. Thought that '93 was to be the last year. Consider only funding information distribution of project. | Approve. Recommend that Council staff work with DCRA and subsistence users to examine opportunities to fund community-based implementation of this project with criminal funds. | \$268.3 |
| | | | | | | | Amount Approved in 1993 Court Request: \$110.9 | \$0.0 | | | | | | | | | | | | |
| 94280 | ADF&G | Spot Shrimp Survey and Juvenile Shrimp Habitat ID | PWS | | M | | \$232.2 | N | 2 | 4 | 3 | 1 | 0 | 7 | 1 | | | No evidence of damage to this species. Disapprove. | Defer. Questions raised about adequate demonstration of injury. Consider as part of an ecosystem management approach (as part of 1995 Work Plan). | \$0.0 |
| | | | | | | | | \$0.0 | | | | | | | | | | | | |

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|----------|--------|---|---------------|----------|---|---|--|-------|-----------------|---|---|---|---|----------------|--------|---|--|-----------|
| | | | | G | M | H | FFY 94 | Y/N | H | M | L | N | | Support | Oppose | Recommendation | Action | (\$000's) |
| 94285 | NOAA | Sediment Recovery Monitoring | Ken, Kod, AkP | | M | | \$178.0 | N | 0 | 5 | 5 | 3 | 0 | | | Subtidal sediments in the Gulf have not been surveyed since 1990; this program will provide new information on their recovery. | Approve contingent upon Chief Scientist/poor review approval of reports from prior years. | \$178.0 |
| | | | | | | | Amount Approved in 1993 Court Request: \$451.2 | \$0.0 | | | | | | | | | | |
| 94290 | NOAA | Hydrocarbon Data Analysis and Interpretation | Spill area | | M | | \$55.5 | N | 10 | 1 | 0 | 1 | 1 | 4 | 2 | This is essential to proper interpretation of study results as long as hydrocarbon data need to be interpreted. Highly recommended. | Approve. | \$55.5 |
| | | | | | | | Amount Approved in 1993 Court Request: \$74.7 | \$0.0 | | | | | | | | | | |
| 94316 | ADNR | Shoreline trash Cleanup | PWS | G | | | \$38.6 | N | 1 | 7 | 3 | 2 | 0 | 8 | 1 | Uncertain how much litter was a result of spill. Disapprove. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | \$0.0 |
| | | | | | | | | \$0.0 | | | | | | | | | | |
| 94320 | ADF&G | PWS System Investigation | PWS | | M | | \$4,900.0 | N | 7 | 2 | 1 | 0 | 0 | 17 | 1 | Approve in concept the core scientific studies of oceanographic control of zooplankton abundance and prey switching by fish supported by reviewers and require OK of detailed study plans before release of funds. Implement study gradually. | Approve conditionally (see Trustee Council minutes) and subject to successful integration of this project with project #'s 94163, 94184, 94185, 94187, 94189, 94192, 94259 and those portions of project # 94421 that involve research. | \$6,250.0 |
| | | | | | | | Amount Approved in 1993 Court Request: \$100.0 | \$0.0 | | | | | | | | | | |
| 94345 | ADF&G | Salmon Spawning Escapement on the Lower Kenai River | Kenai | G | | | \$219.2 | N | 2 | 3 | 3 | 2 | 0 | 17 | 2 | It is unlikely that the proposed methods of estimating a lingering effect of the spill on the salmon runs in the Lower Kenai River will be successful. Disapprove. | Disapprove. Funds should be invested in projects that have a higher probability of restoring fisheries resources. | \$0.0 |
| | | | | | | | | \$0.0 | | | | | | | | | | |
| 94386 | ADNR | Artifact Repositories - Planning and Design | Spill area | G | | | \$243.3 | N | 1 | 2 | 6 | 2 | 1 | 5 | 1 | No recommendation. | Approve. Combine with project # 94007 (Site Specific Archeological Restoration). | \$0.0 |
| | | | | | | | | \$0.0 | | | | | | | | | | |

[Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)]

[Note: Public comment figures are only for those written comments received prior to the Trustee Council meeting January 31, 1994]

[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AkP = Alaska Pen] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

(Date printed: 2/4/94 p. 9 of 11)

DRAFT

| Project# Agency | Project Title | Location | Category | | | Cost FFY 94 | NEPA Y/N | Public Advisory Group | | | | | Public Comment | | Chief Scientist's Recommendation | Trustee Council Action | FFY94 (\$000's) |
|--------------------|---|------------|----------|---|---|--|-------------|-----------------------|---|---|---|---|----------------|--------|--|---|--------------------|
| | | | G | M | H | | | H | M | L | N | A | Support | Oppose | | | |
| 94417 ADEC | Waste Oil Disposal Facilities | Spill area | G | | | \$232.2 | Y | 8 | 2 | 2 | 1 | 0 | 6 | 1 | Connection to spill is tenuous. Disapprove. No implementation prior to full NEPA compliance. | No implementation prior to full NEPA compliance. Approve with understanding that future operating and maintenance cost will be assumed by communities and a full report on the project results will be given to the Trustee Council before further funding. | \$232.2 |
| | | | | | | \$0.0 | | | | | | | | | | | |
| 94419 USFS | Leave No Trace Educational Program | PWS | G | | | \$167.7 | N | 1 | 2 | 9 | 0 | 0 | 8 | 1 | Addresses loss of public recreational use of spill area. No comment. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | \$0.0 |
| | | | | | | \$0.0 | | | | | | | | | | | |
| 94420 USFS | Recreation Information Center at Portage | PWS, Ken | G | | | \$100.8 | N | 1 | 4 | 3 | 4 | 1 | 4 | 2 | No recommendation. | Disapprove. Federal concerns about use of civil settlement for project. Recommend that Trustees have ADNR coordinate with the federal agencies on the development of a recreation plan for the spill area and expenditure of state criminal funds. | \$0.0 |
| | | | | | | \$0.0 | | | | | | | | | | | |
| 94421 ADF&G | Common Property Salmon Stock Restoration | PWS, Ken | G | | | \$5,336.8 | N | 5 | 2 | 2 | 0 | 1 | 58 | 4 | Delay pending review of benefits of understanding relationships of fry survival to marine conditions and contributing to proposed PWS ecosystem study versus risks that hatcheries may contribute to declines of wild stock salmon or other resources. | Executive Director will work with State and Federal representatives to develop an integrated funding strategy for the one year requested. | \$0.0 |
| | | | | | | \$0.0 | | | | | | | | | | | |
| 94422 USFS | Environmental Impact Statement for the Restoration Plan | Spill area | | M | | \$323.5 | Y | | | | | | | | | Approve. Total project cost for FFY 94 and FFY 95 is \$343.4. FFY 94 cost is \$323.5. | \$343.4 |
| | | | | | | \$0.0 | N | | | | | | | | | | |
| 94425 NOAA | Marine Mammal Book | Spill area | | M | | \$0.0 | N | | | | | | | | | Approve. Will make publication more widely available to the public. | \$20.0 |
| | | | | | | \$0.0 | | | | | | | | | | | |
| 94504 ADF&G | Genetic Stock ID of Kenai River Sockeye | Kenai | G | | | \$0.0 | N | 5 | 2 | 2 | 1 | 0 | 14 | 1 | This is the closeout of a 1993 project. Costs appear high. Examine costs before approval. | Already approved. | \$0.0 |
| | | | | | | Amount Approved in 1993 Court Request: \$262.2 | | | | | | | | | | | |

[Y = Yes, NEPA compliance required (either an EA or EIS needed) N = No EA or EIS needed (project eligible for categorical exclusion)]

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[LOCATION: PWS = Prince William Sound, KEN = Kenai, KOD = Kodiak, AKP = Alaska Peninsula] [COST: Federal Fiscal Year 1994] [PAG: H = High, M = Medium, L = Low, N = No, A = Abstain] [CATEGORY: G = General, M = Monitoring, H = Habitat]

(Date printed: 2/4/94 p. 10 of 11)

DRAFT

| Project# Agency | Project Title | Location | Category | | | Cost | NEPA | Public Advisory | | | | | Public Comment | | Chief Scientist's | Trustee Council | FFY94 | |
|--|--|------------|----------|---|---|---|------|-----------------|---|---|---|---------|----------------|----------------|--|---|---|--|
| | | | G | M | H | FFY 94 | Y/N | H | M | L | N | Support | Oppose | Recommendation | Action | (\$000's) | | |
| 94505 USFS | Information Needs for Habitat Protection | Spill area | | | H | \$0.0 | N | 0 | 9 | 4 | 0 | 0 | 8 | 1 | This is a closeout of a 1993 project. Costs appear very high for closeout. Examine cost before approval. | Already approved. No further funding required. | \$0.0 | |
| | | | | | | Amount Approved in 1993 Court Request: \$406.1 | | | | | | | | | | | | |
| 94506 DOI-FWS | Pigeon Guillemot Recovery | PWS | | M | | \$0.0 | N | 9 | 2 | 0 | 0 | 0 | 4 | 0 | Closeout costs appear to be reasonable. Approve. | Already approved. | \$0.0 | |
| | | | | | | Amount Approved in 1993 Court Request: \$13.9 | | | | | | | | | | | | |
| 94507 NOAA | Symposium Proceedings Publication | Spill area | | M | | \$0.0 | N | | | | | | | | | Already approved. | \$0.0 | |
| | | | | | | Amount Approved in 1993 Court Request: \$69 | | | | | | | | | | | | |
| Proposed 1/31/94 Project Budget Subtotal: | | | | | | \$24,204.1 | | | | | | | | | Approved Project Budget Subtotal: \$14,379.1 | | | |
| Already funded 11/30/93 Project Budget Subtotal: | | | | | | \$5,007.9 | | | | | | | | | Already funded 11/30/93 Project Budget Subtotal: \$5,007.9 | | | |
| Proposed FFY 94 Projects - NEPA Costs: | | | | | | \$26.5 | | | | | | | | | Approved NEPA Compliance Budget: \$19.5 | | | |
| Proposed FFY 94 Project Budget Total: \$29,238.5 | | | | | | | | | | | | | | | Approved FFY 94 Project Budget Total: \$19,406.5 | | | |
| 94199 ADF&G | Institute of Marine Science - Seward Improvements | Spill area | | M | | \$24,984.0 | Y | | | | | | 356 | 17 | Would provide a center for coordination of long-term monitoring and research on injured species in the spill area, housing of reports and information from Trustee-sponsored projects. Highly recommended. | Approve subject to successful completion of tasks. Project funding level recommendation to be developed by Executive Director for further consideration by Trustee Council. See Attachment C. | \$24,984.0 *Estimate only. Up to \$50.0 authorized for initial work. | |
| | | | | | | EVOS- related funds (includes NEPA costs) | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | Institute of Marine Science / Seward - Estimate Subtotal: \$24,984.0 | | |
| 94424 ADOL | Restoration Reserve | Spill area | | M | | | N | | | | | | | | | Approve. Will provide funding needed to undertake long-term restoration activities. | \$12,000.0 | |
| | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | Approved Restoration Reserve Subtotal: \$12,000.0 | | |

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(Date printed: 2/4/94 p. 11 of 11)

DRAFT

ATTACHMENT B

1. Habitat Protection needs to move forward as part of an overall restoration strategy.
2. The Executive Director shall work with lead negotiators to develop a standardized appraisal process, including standardized appraisal instructions, which shall be used to appraise the parcels under consideration.
3. The Executive Director shall start negotiations with the landowners of the parcels ranked high in the Comprehensive Large Parcel Evaluation and Ranking. The Executive Director may include additional large parcels as necessary to facilitate development of the list in step 6. These negotiations are to be conducted for the purpose of providing the Trustee Council with proposed terms and conditions for acquisition. Agreement to proposed terms and conditions are discretionary with the Trustee Council. No promises or representations to the landowners to the contrary shall be made.
4. The Executive Director shall review the Comprehensive Large Parcel Evaluation and Ranking based on public comment and Public Advisory Group comment. The document shall also be reviewed to take into account our understanding of where injury actually occurred and the benefits to accrue to the populations actually injured.
5. The Executive Director will develop a rationale for acquisition for each parcel under consideration.
6. Based upon all of the information developed above, the Executive Director will provide the Trustee Council with a recommended list of large parcels to be protected. The recommendation will include considerations such as: 1) the degree of benefit afforded injured resources and services, 2) the need to have a balanced program throughout the spill area, 3) the cost and terms available from the landowner for individual parcels, 4) the adequacy of protection measures available from the landowner, and 5) the adequacy of funds to carry out other restoration activities.
7. Small parcel negotiations will proceed once an evaluation and ranking of small parcels has been completed and approved by the Trustee Council.

DRAFT

ATTACHMENT C

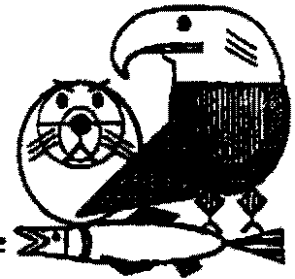
1. Take necessary steps to secure NEPA compliance.
2. Consult appropriate entities, including the University of Alaska, the City of Seward, the Seward Association for the Advancement of Marine Science and appropriate Trustee Agencies to review the assumptions relating to the proposed improvements and capital and operating budgets;
3. Develop an integrated funding approach which assures that the use of trust funds are appropriate and legally permissible under the terms of the Memorandum of Agreement and Consent Decree.
4. Prepare a recommendation of the appropriate level of funding for consideration by the Trustee Council that would be legally permissible under terms of the Memorandum of Agreement and Consent Decree.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



MEMORANDUM

TO: Negotiators **DATE:** February 3, 1994

FROM: James R. Ayers
Executive Director

RE: **Habitat Protection Negotiations**

As you are probably aware, the Trustee Council passed a resolution to proceed with the habitat protection program during the January 31, 1994, meeting. Specifically, authorization was given to the executive director to proceed with detailed negotiations with the landowners of the previously identified high value parcels. Additional direction was given to me regarding appraisals and other aspects of the habitat protection process.

In order to adhere to the direction of the Trustee Council and move forward in a systematic, clearly defined manner, there will be no further negotiations until after we have had an opportunity to meet and address these issues. I would like to schedule a meeting for Tuesday, February 8, 1994 at 9:00 AM in the Restoration offices in Anchorage. At this meeting we will discuss the following topics:

- A standardized appraisal process, including standardized appraisal instructions.
- A strategic approach to negotiations.
- Geographically broad based, species specific approach to Habitat Protection.
- Rationale for acquisition.

If you have an appraiser, technical person that you believe would be helpful, please bring them along for the first part of the meeting.

Please make plans to attend this meeting. Should you have any questions or concerns, please contact me at 586-7238.

Attachment: Resolution to Proceed with a Habitat Protection Program

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

Resolution to Proceed with a Habitat Protection Program

The *Exxon Valdez* Trustee Council unanimously agrees as follows:

- 1) Habitat Protection needs to move forward as part of an overall restoration strategy.
- 2) The Executive Director shall work with the lead negotiators to develop a standardized appraisal process, including standardized appraisal instructions, which shall be used to appraise the parcels under consideration.
- 3) The Executive Director shall start negotiations with the landowners of the parcels ranked high in the Comprehensive Large Parcel Evaluation and Ranking. The Executive Director may include additional large parcels as necessary to facilitate development of the list in step 6. These negotiations are to be conducted for the purpose of providing the Trustee Council with proposed terms and conditions for acquisition. Agreement to proposed terms and conditions are discretionary with the Trustee Council. No promises or representations to the landowners to the contrary shall be made.
- 4) The Executive Director shall ^{revised} ~~revise~~ the Comprehensive Large Parcel Evaluation and Ranking based on public comment and public advisory group comment. The document shall also be ^{revision} ~~revised~~ to take into account our understanding of where injury actually occurred and the benefits to accrue to the populations actually injured.
- 5) The Executive Director will develop a rationale for acquisition for each parcel under consideration.
- 6) Based upon all of the information developed above, the Executive Director will provide the Trustee Council with a recommended list of large parcels to be protected. The recommendation will include considerations such as: 1) the degree of benefit afforded injured resources and services, 2) the need to have a balanced program throughout the spill area, 3) the cost and terms available from the landowner for individual parcels, 4) the adequacy of protection measures available from the landowner, and 5) the adequacy of funds to carry out other restoration activities.
- 7) Small parcel negotiations will proceed once an evaluation and ranking of small parcels has been completed and approved by the Trustee Council.

TO: Eric Art/Gang of 5 Bob Spies
Bob Kim Sundberg Carrie
Veronica LJ

FROM: MOLLY
Feb. 3, 1994

STAFF MTG WITH JIM
on MONDAY - 10 AM -
Large Conference Room

Agenda:

Implementation Mgmt Structure

5th Anniversary

Project 320

Habitat

Project 199

Additional Trustee Council mtg follow up

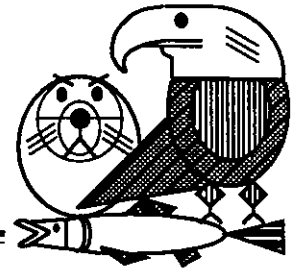
Information Integration

Exxon Valdez Oil Spill Trustee Council

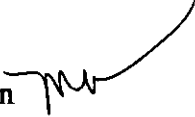
Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



To: Trustee Council

From: Molly McCammon 
Director of Operations

Date: February 3, 1994

Subj: Public Advisory Groups' Report

Enclosed per your request, is a copy of Jim Cloud's Public Advisory Group Report, that he presented to the Trustee Council on January 31st.

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

REPORT TO THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

January 31, 1994

By Jim Cloud for Brad Phillips, Chairperson of the EVOS Public Advisory Group

Good morning, I am Jim Cloud a member of the EVOS PAG one of five representatives of the "Public at Large". Brad Phillips, the PAG Chairman is not available and he has asked me to report to you the last meeting of the EVOS PAG.

On January 11th and 12th twelve members met representing 14 PAG members to review and comment on the projects of the 1994 Work Plan. Mr. Ayers was absent due to weather and the Chief Scientist, Dr. Robert Spies was unavailable to give his report.

The public comment period lasted extraordinarily long and delayed our starting of the project reviews until late in the day. Public comments covered the spruce beetle epidemic, a recreational project for Whittier, and the Prince William Sound Fisheries Ecosystem Research Planning Group. Charles McKee tried to explain why our country's currency is not any good.

The second day was dedicated to discussing and voting on fifty-six (56) projects. In a marathon session, each project was reviewed with a representative of the lead agency and voted on by the PAG. A "Yes" vote was accompanied by a subjective ranking of "High, Medium, or Low", a "No" vote did not carry a ranking.

I believe Mr. Ayers has provided you each with a table summerizing the PAG evaluations. Each project benefited from frank discussions by PAG members and questions of lead agency staff. I think you would find transcripts of the discussions enlightening.

The session was adjourned after the PAG passed two resolutions.

Letter of appreciation to Mr. Cole,

RESULTS OF SESSION

Most of the projects were approved with varying degrees of ranks for priority. One project was rejected, two projects resulted in a tie vote, and two passed by a margin of two votes or less.

| NO | TIE | CLOSE |
|------------------------------|--|--|
| 94092 Killer Whale (2-11) | 94126 Habitat Prot & Aquis. Fund (6-6) | 94083 Monitoring Oiled & Treated Shores (7-6) |
| | 94244 Sea Otter Co-op (5-5) (5-5) | 94110 Hab Prot Data Aquis. (7-5) |

Projects that we were advised had already been approved by the Trustee Council were not addressed by the PAG. Additionally, projects that did not have enough information or a budget were not addressed by the PAG, such as project 94199 the Seward Marine Science project.

Resolutions passed by the PAG reflected two concerns:

1. The intent to establish an endowment or reserve to assure funding for monitoring and other qualified research will take place for decades after the trust has been fully funded was reaffirmed and an amount of \$30 million was recommended for the 1994 Work Plan. Passed 7-5.
2. The PAG believes that projects may not be carried out in the most responsible manner and is asking that the Trustee Council instruct staff to review the approved Work Plan and make adjustments as necessary to make the implementation cost-effective. Passed unanimously.

Paraphrased as I do not have copies of the Resolutions.

General Concerns

There were several patterns of concerns raised by PAG members throughout the discussions.

1. Fiscal Responsibility.

***There was considerable discussion about the cost of projects and concern that some projects were replacing work that is customarily done by government agencies, but now is being funded by the EVOS Trustee Council. Some members expressed frustration that they have no way of determining if such featherbedding is taking place.

Some examples of questionable project are:

- 94092 Killer whale monitoring
- 94159 Marine Bird & Sea Otter Boat Surveys
- 94244 Sea Otter Cooperative Harvest Assistance
- 94040 Reduce Disturbance Near Injured Murre Colonies
- 94216 Gulf of Alaska Recreation Plan
- 94419 Leave No Trace Education Program
- 94420 Recreational Information Center at Portage

****Some members expressed concern that poor coordination among agencies may be increasing the costs of carrying out the projects. Members also expressed hope that the ecosystem approach may reduce duplicity in transportation, labor and contracting costs.

****Some members expressed concern about continued use of sole source contracts such as the sole source contract with the National Outdoors Leadership School on project number 94419 "Leave No Trace Education".

2. Habitat Acquisition

****Evidenced by the tie vote on project 94126 the Habitat Protection Acquisition Fund, an increasing number of PAG members have expressed concern over the direction of the habitat protection efforts. The discussion on this subject is found on pages 293 through 303 of the meeting transcripts.

Over the past year several PAG members have repeatedly expressed concerns about this effort. Little attention has been given to identifying habitat that is truly "critical" to the recovery of a specific injured species.

All efforts to date have been to acquire fee simple title to private land that has other uses and turn it over to government ownership and management.

The Trustees appear to have ignored repetitive pleas to work with property owners through management agreements or land exchanges. Simple requests to modify private land management plans to help enhance the recovery of injured species would save millions for restoration and enhancement of injured resources. Likewise, land exchanges between government land managers like the USDOJ and USDA with private land owners would give the government critical habitat while allowing people to benefit from developable property for decades upon decades.

3. PAG Frustration with the Trustee Council Process

✓ ****Several PAG members have expressed concern at the apparent lack of interest in the advice and comments from PAG members. With all of the time and effort dedicated by these people and the cost of holding meetings, some wonder why they continue if the Trustees ignore advice and comment.

✓ The PAG is often asked to consider issues without adequate time to review the issues or projects, or with incomplete information. Several PAG members expressed doubt about the value of their comment when railroaded into action on issues. Perhaps the new administration will find a way to involve the PAG in a more meaningful and effective manner.

****I received several telephone calls last week from PAG members concerned about projects of substantial cost that are being considered by the Trustee Council with input from the PAG members. While these members expressed their dismay about not being allowed a review, they were quick to point out they were not indicating either support or opposition to the projects.

An example is the Institute for Marine Science project that is on the agenda for today's meeting. This project was not reviewed by the PAG at our meeting because there lacked an adequate description of the project and scope and there was no budget accompanying the project title.

****Repeatedly, PAG members and members of the general public have advised the Trustee Council to establish an endowment or trust to assure that funds will be available to accomplish research and monitoring of injured resources in the spill area well into the future. The benefits of such a plan have been well documented. We have received no feedback or debate on this subject despite repeated inquiries.

****Repeatedly, PAG members and members of the general public have commented about the need for more improvements to replace and enhance recreation services in the spill area. The 1994 work plan had very little for this service.

In closing, I believe I have summarized some of the PAG comments and frustrations, however, on behalf of Chairperson, Brad Phillips, I invite you to read these transcripts if you have not already done so. Thank you.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



TO: Mark Brodersen
Dave Gibbons
Veronica Gilbert
Jerome Montague
Byron Morris
Sandy Rabinowitch

DATE: February 3, 1994

FROM: Jim Ayers *Molly McCammon*
Executive Director

*Faxed to: RWF
Ayers*

*Copies made:
Bob Veronica
ERC molly*

SUBJECT: Projects requiring further NEPA work

At the January 31, 1994 Trustee Council meeting, five projects were identified as requiring further NEPA compliance work before they are ready for further Trustee Council decisions. The attached table identifies those projects; summarizes the NEPA-compliance funding, if any; and describes the responsible agencies and the timelines.

If a state agency is listed in the table, it is responsible for writing the NEPA compliance document. The federal agency that is listed will monitor and approve the work. No state agency is listed for Project 94043, and the USFS is responsible for writing any EAs that are needed. The table lists the time required in days from the 1/31/94 Trustee Council meeting (e.g., 30 days from that date is approximately March 1).

A total budget of \$69.5 was available for NEPA-related work on these five projects. However, \$50,000 of that amount is for the Institute of Marine Science, and the funds will be used for other implementation tasks as well as NEPA. In all cases, if the full authorization is not needed, it will not be used.

If you see any errors in this summary, please let Molly McCammon at 278-8012 know immediately. If she does not hear from you by next week, we will assume the information is accurate.

Summary of Projects Needing Further NEPA Work

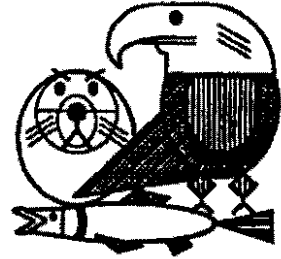
| Project# | Title | Responsible | | Authorized NEPA Budget | Deadline | Notes |
|----------|---|-------------------|-----------------|------------------------------|------------|---|
| | | Federal Agency | State Agency | | | |
| 94043 | Cutthroat & Dolly Habitat Restoration in PWS (Combined with 94139) | USFS | None | \$3.5 | 30 days | Dave Gibbons is checking to see if EA is already completed. If so, no funding required. |
| 94090 | Mussel Bed Restoration & Monitoring | NOAA | DEC | \$5.0 | 30-60 days | DEC's portion of the project needs an EA. They may or may not need the \$5.0 available. |
| 94139 | Salmon Instream Habitat and Stock Restoration (Combined with 94043) USFS portion -- EA's done ADF&G portion -- EA's needed | USFS | ADF&G | \$6.0 | 30-60 days | Nothing more needed for USFS portion ADF&G portion needs 2 more EAs |
| 94199 | Institute of Marine Science -- Seward Improvements | NOAA | ADF&G | \$50.0 | 60 days | The \$50.0 funding is for a variety of tasks in addition to NEPA. |
| 94266 | Shoreline Assessment & Oil Removal | NOAA | ADEC | \$5.0 | 30-60 days | |
| 94417 | Waste Oil Disposal Facilities | USFS | ADEC | \$0.0 | 30-60 days | |

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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



MEMORANDUM

TO: Negotiators

FROM: James R. Ayers
Executive Director

DATE: February 3, 1994

RE: Habitat Protection Negotiations

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If you have an appraiser technical person that you believe would be helpful, please bring them along for the first part of the meeting.

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Attachment: Resolution to Proceed with a Habitat Protection Program

Trustee Agencies

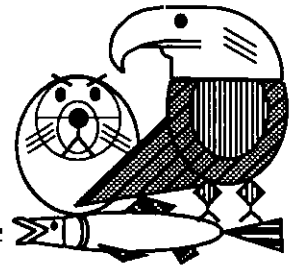
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 G Street, Suite 402, Anchorage, Alaska 99501

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



February 3, 1994

John McMullen
Prince William Sound Aquaculture Corporation
Post Office Box 1110
Cordova, Alaska 99574-1110

Dear Mr. McMullen:

Thank you for your January 24, 1994 letter requesting copies of federal legal opinions concerning projects for the FY94 Work Plan.

As you probably know, the Trustee Council approved a motion to attempt to obtain such opinions. If I receive any, I will be sure to make these available to the public. In the meantime, I look forward to working with you on obtaining funding to continue your hatchery operations.

Thank you for contacting me on this issue.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim', written over a large, stylized loop that forms the first letter of the name.

James R. Ayers
Executive Director

c: Governor Hickel
Trustee Council Members

JRA/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

January 24, 1994

Mr. Jim Ayers
Executive Director
EVOS Trustee Council
645 G Street
Anchorage, Alaska 99501



Dear Mr. Ayers:


My Board of Directors met this morning to discuss the future of Prince William Sound Aquaculture Corporation and the prospect of being denied critical FY-94 funding by the Trustee Council. We met in response to the message we received last Friday that federal lawyers are hardening their position against funding hatchery operations. We cannot understand that position based on the fact that those hatcheries provide for "the restoration, replacement, and enhancement of natural resources injured as a result of EVOS and the lost services provided by those resources", as authorized by the Memorandum of Agreement.

My Board has Directors has instructed me to request any and all legal opinions written for the Trustee Council for the purpose of describing why FY-94 Work Plan Project 94421, "Common Property Salmon Stock Restoration" should not be funded by the EVOS Trustee Council. My Board also requests that those opinions be received at this office by the end of tomorrow's work day.

Over the past two years, the public has asked the Trustee Council for copies of federal legal opinions relating to funding issues, but to date no such opinions have been forthcoming. Therefore, we have no way of assessing the federal government's position on the legality of funding our FY-94 Work Plan Project No. 94421, Common Property Salmon Stock Restoration.

Prince William Sound communities, fishermen, native groups, and environmental groups are in support of Project 94421, which offers the only reasonable chance to prepare for the restoration,, replacement, and enhancement of depressed salmon resources and services in the Sound. Thank you for providing us with the legal opinions we ask for so that we can do a better job of presenting the needs of this oil spill impacted regon to the Trustee Council.

Best regards,


John McMullen

copies:
Governor Walter J. Hickel
Trustee Council Members
A. William Saupe, Ashburn & Mason



January 24, 1994

Ms. Molly McCammon
Operations Manager
EVOS Trustee Council
645 G Street
Anchorage, Alaska 99501

Molly
Dear Ms. McCammon:

Referencing our telephone conversation of last Friday afternoon, I was compelled to relate the following to PWSAC Executive Committee members.

There seem to be significant legal problems associated with the use of Trustee Council funds for hatchery operations and the restoration of lost services (fisheries) in the oil spill impact area. Therefore approval of funding seems remote.

I have been asked to supply you with statements describing how hatchery operations contribute to ecosystem evaluation and stock restoration in the Sound.

You and Mr. Ayers are working to determine if and how hatcheries may be funded, so we have been asked to maintain a positive attitude.

That's it. My statement of monitoring and research follows.

Best regards,

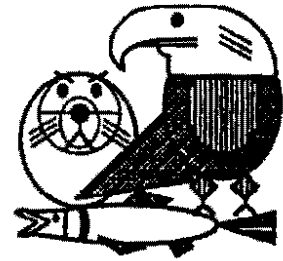
John McMullen
President

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



February 2, 1994

Mr. George T. Frampton
Department of Interior
Fish & Wildlife Service
1849 "C" Street, NW Mail Stop 3156
Washington, DC 20240-1000

Dear Mr. Frampton: *George*

Enclosed is "The *Exxon Valdez* Oil Spill-Final Report, State of Alaska Response" as prepared by the Alaska Department of Environmental Conservation, June 1993, and a resolution.

The report and resolution will be given to Mr. Charles E. Cole in recognition of his extraordinary leadership on Attorney General negotiations in the settlement agreement which led to the establishment of the Trustee Council.

Also enclosed is a resolution of appreciation for Dave Gibbons recognizing his accomplishments and dedication as Interim Administrative Director for the EVOS Trustee Council.

Please sign the inside of this report, the two resolutions, and send them back to my office at the following address:

James R. Ayers
Executive Director
Exxon Valdez Oil Spill Trustee Council
709 W. 9th Street, Room 461
P.O.Box 21668
Juneau, AK 99802-1668

Thank you for your time! If you have any questions you can call me 907-586-7238.

We are moving forward!

Sincerely,

[Signature]
James R. Ayers
Executive Director

JR/mir

Enclosures

Trustee Agencies

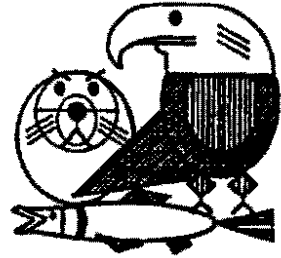
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Resolution of Appreciation for Charles Cole
Recognizing His Extraordinary Leadership
on

Attorney General Negotiations in the Settlement Agreement
which led to the Establishment of the Trustee Council

The *Exxon Valdez* Oil Spill Trustee Council expresses its deepest appreciation to **Charles E. Cole** for his extraordinary leadership on Attorney General negotiations in the settlement agreement which led to the establishment of the Trustee Council; and for his leadership in initiating and guiding the Trustee Council to make sure the Council's operations were in strict accord with the settlement agreement, and targeted for the restoration of resources and services injured by the *Exxon Valdez* Oil Spill. The Trustee Council is profoundly grateful for **Mr. Cole's** professionalism and friendship and extends its best wishes for good health and happiness to **Charlie and Christine Cole** in the years ahead.

Michael A. Barton
Regional Forester
USDA Forest Service

Bruce Botelho
Attorney General
State of Alaska

George T. Frampton
Assistant Secretary
U.S. Department of Interior

John A. Sandor
Commissioner
Department of Environmental Conservation

Steve Pennoyer
Director
National Marine Fisheries Service

Carl L. Rosier
Commissioner
Department of Fish and Game

Trustee Agencies

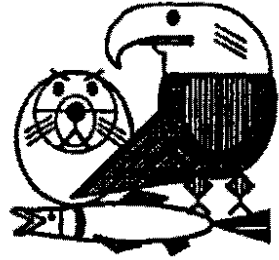
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

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Resolution of Appreciation for Dave Gibbons
Recognizing His Accomplishments and Dedication
as

Interim Administrative Director
for the Exxon Valdez Oil Spill Trustee Council

- Whereas,** **Dave Gibbons** was the Interim Administrative Director for the *Exxon Valdez* Oil Spill Trustee Council from its inception through 1993;
- whereas,** in that role, **Dave Gibbons** was an influential force in overseeing and pioneering restoration activities for the country's largest oil spill;
- whereas,** during that time the Trustee Council accomplished millions of dollars of restoration, monitoring, and research activities and the first two habitat purchases; and
- whereas,** the accomplishments of the Trustee Council were made only with **Dave Gibbon's** exceptional dedication, experience, and effort;

Therefore, be it resolved that the *Exxon Valdez* Oil Spill Trustee Council expresses its grateful appreciation of **Dave Gibbon's** work as Interim Administrative Director; recognizes his effort, creativity, and immeasurable contribution to the restoration of the injuries caused by the *Exxon Valdez* Oil Spill; and gives their personal appreciation for his exceptional dedication and accomplishments.

Michael A. Barton
Regional Forester
USDA Forest Service

Bruce Botelho
Attorney General
State of Alaska

George T. Frampton
Assistant Secretary
U.S. Department of Interior

John A. Sandor
Commissioner
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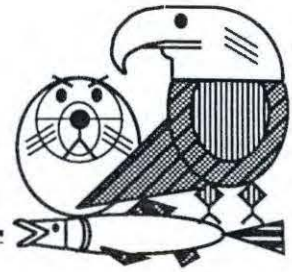
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Exxon Valdez Oil Spill Trustee Council

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645 G Street, Suite 402, Anchorage, Alaska 99501

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



MEMORANDUM

To: Restoration Work Force
From: Jim Ayers
Date: February 1, 1994
Subj: Meeting Today

*Faxed to
RWF +
JA
C. Fries*

There will be a Restoration Work Force teleconference meeting with Jim Ayers, Molly McCammon and Dr. Spies today, February 1, 1994 starting at 10:00 a.m. If you are in Anchorage, you may participate from the EVOS Restoration Office, 4th floor conference room. If you are in Juneau, you may participate from the NMFS 4th floor conference room (#445C).

Trustee Agencies

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

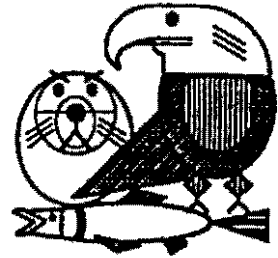
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MEMORANDUM

TO: State Restoration Work Force Members

FROM: June Arkoulis-Ginclair
Director of Administrative Services

DATE: February 18, 1994

RE: Exxon Valdez Oil Spill Projects RPL 18-4-9992

The purpose of this memo is to:

1. Provide status update of Exxon Valdez Oil Spill projects revised program 18-4-9992.
2. Recording the revised program.
3. Provide information on how funding approved in revised programs can be transferred between state agencies.

Status of RPL 18-4-9992

The Legislative Budget and Audit Committee (LB&A) approved all of the projects conceptually and the FY 94 funding. It will be necessary to go back to LB&A for approval of the FY 95 funding just prior to the beginning of FY 95. The RPL will either be carried forward or a new one will need to be submitted. The Office of Management and Budget is working on submitting language for the appropriation bill which would put an extended lapse date on the RPL.

Recording the Revised Program

The entire amount (\$12,389.7) of the revised program will be recorded in the state accounting system, however, if the lapse date is not extended a restriction will be necessary for the FY 95 funding portion.

Transfers between state agencies

The revised program amount is considered an appropriation with three allocations (Environmental

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Conservation, Natural Resources, and Fish and Game). The amounts in the revised programs must be recorded as approved initially and cannot be changed. If it becomes necessary to make adjustments/transfers between these three allocations it will be necessary to submit an additional revised program to make the change for Office of Management and Budget approval.

If you have any questions you can contact me at 586-7238. Please note that our new fax number here in Juneau is 586-7589.

Enclosure

**Revised Program 18-4-9992
Project Allocations**

| Project Number | Project Description | Agency | LB&A Request 2/16/94 |
|---------------------------|---|---------------|-------------------------------------|
| 94007 | Site Specific Archaeological Restoration | ADNR | 403.4 |
| 94064 | Harbor Seal Habitat Use and Monitoring | ADF&G | 153.3 |
| 94086 | Herring Bay Experimental and Monitoring Studies | ADF&G | 531.4 |
| 94090 | Mussel Bed Restoration and Monitoring | ADEC | 332.9 |
| 94110 | Habitat Protection - Data Acquisition and Support | ADF&G ADNR | 59.9 316.1 |
| 94126 | Habitat Protection and Acquisition Fund | ADF&G ADNR | 10.4 210.0 |
| 94137 | Stock Identification of Chum and Sockeye Salmon In Prince William Sound | ADF&G | 214.9 |
| 94139 | Salmon Stream Habitat and Stock Restoration | ADF&G | 515.6 |
| 94163 | Forage Fish Influence on Injured Species | ADF&G | 95.4 |
| 94165 | Herring Genetic Stock Identification in Prince William Sound | ADF&G | 62.2 |
| 94166 | Herring Spawn Deposition and Reproductive Impairment | ADF&G | 239.2 |
| 94191 | Oil Related Egg and Alevin Mortalities | ADF&G | 202.5 |
| 94199 | Institute of Marine Science - Seward Improvements | ADF&G | 200.0 |
| 94244 | Harbor Seal and Sea Otter Co-Op Subsistence Harvest Assistance | ADF&G | 54.5 |
| 94255 | Kenai River Sockeye Salmon Restoration | ADF&G | 281.1 |
| 94258 | Sockeye Salmon Overescapement | ADF&G | 475.7 |
| 94259 | Coghill Lake Sockeye Salmon Restoration | ADF&G | 113.2 |
| 94266 | Shoreline Assessment and Oil Removal | ADEC | 341.6 |
| 94272 | Chenega Chinook Release Program | ADF&G | 57.4 |
| 94279 | Subsistence Food Safety Testing | ADF&G | 176.1 |
| 94320 | Prince William Sound System Investigation | ADF&G | 6062.5 |
| 94417 | Waste Oil Disposal Facilities | ADEC | 232.2 |
| 94422 | Restoration Plan NEPA Compliance | ADF&G | 50.4 |
| 94423 | Oil Spill Public Information Center | ADEC ADF&G | 111.6 136.5 |
| 94507 | Symposium Proceedings Publication | ADEC | 69.0 |
| 940ED | Public Information and Administration | ADF&G | 690.7 |
| | Total | | <u>12,389.7</u> |