13.08.01 Oct 96 (10fZ)

**Restoration Office** 

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



October 14, 1996

Representative Terry Martin, Chair Legislative Budget & Audit Committee Alaska State Legislature 716 West 4th Suite 650 Anchorage Alaska 99504

Dear Representative Martin:

Thank you for your letter of October 9, 1996 regarding the November 7 Legislative Budget and Audit Committee. We'll plan on having staff available to answer questions regarding the spruce bark beetle and the *Exxon Valdez* Oil Spill habitat program.

We have two small parcels (RPL 10-7-4030) on the November 7 agenda, and we will be sending you information regarding bark beetles and those two parcels in advance of the meeting.

Sincerely,

Molly McCammon Executive Director

mm/raw

# REPRESENTATIVE TERRY MARTIN

CHAIRMAN
DGET & AUDIT COMMITTEE
MEMBER
HOUSE FINANCE COMMITTEE

# Alaska State Legislature



MAY 15 - JAN 15 258-8169 716 W. 4TH, SUITE 650 ANCHORAGE, AK 99504

JAN 15 - MAY 15 465-3783 STATE CAPITOL JUNEAU, AK 99801-1182

HOME 333-6990 355 DONNA DRIVE, #11 ANCHORAGE, AK 99504

October 9, 1996

Molly McCammon, Executive Director Exxon Valdez Oil Spill Trustee Council 645 G St. #401 Anchorage, AK 99501

Dear Ms. McCammon,



TRUSTEE COUNCIL

The Legislative Budget & Audit Committee will be holding a committee meeting Thursday, November 7, 1996. The committee requests your presence and necessary support staff regarding Spruce Bark Beetle infestation of EVOS restoration lands. Specifically, the committee would like you and your staff to address the following:

- 1. How many total acres of land have been purchased by EVOS? How many acres contain deciduous forest, evergreen forest and a combination thereof?
- 2. How many acres of land were purchased by EVOS that originally contained Spruce Bark Beetle infestation. Subsequently, How many acres of EVOS land have become infested since purchase of land. What is the total acreage of Spruce Bark Beetle infestation of EVOS lands.
- 3. Is there an impact of the Spruce Bark Beetle to EVOS lands? Is the natural flora and wildlife of EVOS' lands affected by the Spruce Bark Beetle infestation.
- 4. What is EVOS' plan for dealing with infested lands?

In the past few years Spruce Bark Beetle infestation of state, federal, and private lands has continued to grow exponentially like a cancerous growth. For the committee to continue its approval of RPL's used for restoration lands by EVOS, information regarding the Spruce Bark Beetle is warranted.

Thank you for your time. If you have any questions or need to speak with me, please feel free to call anytime at 258-8169. A finalized LB&A agenda will be sent you prior to the committee meeting.

Respectfully,

Representative Terry Martin, Chair Legislative Budget & Audit Committee

cc: Commissioner Michele Brown
Department of Environmental Conservation



# **Restoration Office**

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



## **MEMORANDUM**

TO:

Gina Belt, US Department of Justice

Maria Lisowski, US Forest Service Barry Roth, US Department of Interior

Alex Swiderski, State Attorney General's Office

FROM:

Molly McCaffmon

Executive Director

RE:

Protocols for Including Traditional Ecological Knowledge in the

**Restoration Process** 

DATE:

October 14, 1996

Attached for your review and comment are draft protocols for including Traditional Ecological Knowledge (indigenous knowledge) in the EVOS restoration process.

As you will recall, the effort to adopt protocols was initiated at the request of Alaska Native communities in the spill area. Simultaneous with requests to be further involved in the restoration process and suggestions on how Traditional Ecological Knowledge (TEK) can contribute to restoration, community representatives asked that guidelines for collecting TEK be established. The guidelines (i.e., protocols) are intended to facilitate collaboration between Alaska Natives and EVOS researchers by describing the expectations of Alaska Native communities in this regard.

In May 1996 I sent you the first draft of the TEK protocols. The first draft was developed at a two-day workshop in April 1996 attended by the community facilitators hired through the Community Involvement Project (/052), some Restoration Work Force members, some Principal Investigators, and Restoration Office staff. That first draft was revised to accommodate comments and concerns raised by Trustee Council agencies. The attached revision has been agreed to by the Restoration Work Force and the Community Facilitators, and is now out for formal approval by the village councils in the spill area.

Once village council approvals are received (resolutions from the councils are due to the Restoration Office by December 1, 1996), I intend to ask the Trustee Council to adopt the protocols as a guiding document for the collection of TEK by EVOS researchers.

I would like to put adoption of the protocols on the agenda for the Trustee Council's December 6, 1996 meeting. Please let me know in advance of the December meeting if you see any problem with Council adoption of these protocols. I would appreciate hearing from you before the end of November so that I have time to work out any issues that you might raise.

Please note that the two significant issues raised by the Trustee agencies in regard to the original draft of the protocols have been addressed in this revised version:

- 1. To which projects do the protocols apply? A purpose section was added to the Introduction to make clear that the protocols apply to those EVOS researchers planning to work with local respondents in the collection of traditional knowledge or whose proposed research is likely to affect subsistence activities. The protocols do not require that EVOS projects collect traditional knowledge. Rather, the protocols would apply to those projects which would like to use traditional knowledge.
- 2. How do the protocols affect existing laws regarding paying research participants, confidentiality, and who has access to the data once it is collected?
  Protocol 4 and the transport to a confidential transport transport to a confidential transport tr

Protocol 4 says that research agreements entered into by researchers and village councils on EVOS projects must be consistent with existing laws. In developing a research agreement, the researcher and the community must consider compensation of participants, anonymity and confidentiality of personal and other sensitive information, and final disposition of data (among other things). These items must be discussed so that village residents are aware of how the information they provide might be used, whether or not they will be paid, and so on, so that they can make an informed decision about whether or not to participate in a particular EVOS study.

In addition, a number of other, more minor revisions and clarifications were made, also in response to agency comments.

Thank you for your assistance. Please give me a call if you wish to discuss this further.

Attachment

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# PROTOCOLS FOR INCLUDING INDIGENOUS KNOWLEDGE IN THE EXXON VALDEZ OIL SPILL RESTORATION PROCESS

# Exxon Valdez Oil Spill Trustee Council October 1996

### Introduction, Purpose, and Objectives

Indigenous knowledge, including traditional ecological knowledge (TEK), provides an important perspective that can help the *Exxon Valdez* Oil Spill (EVOS) restoration effort by providing information and analysis of the environment and resources affected by the oil spill. Fishers, hunters, and gatherers have detailed descriptions of animal behavior and ecology. For many species, subsistence harvesters possess the following information:

- where it is found in any season
- what it eats
- how it moves from place to place
- · when it mates
- where its young are born
- · what preys on it
- · how it protects itself
- · how best to hunt for it
- population cycles

As astute observers of the natural world and as repositories of knowledge on the long term changes in their biophysical environment, practitioners of traditional ecological knowledge (TEK) can provide western biologists and ecologists with systematic and analytical observations that cover many years. While the differences between

indigenous and scientific ways of knowing must be understood, restoration projects which successfully incorporate both perspectives will improve our collective understanding of the natural processes involved in the EVOS-affected region.

Working in and with Alaska Native communities requires sensitivity to their cultures, customs, traditions, and history. Successful working relationships are built on mutual respect and trust. The people of the communities of the oil spill area have experienced severe dislocations in their lives due to the *Exxon Valdez* Oil Spill. Subsistence and commercial fishing activities have been interrupted. Researchers and agency personnel have used the communities as logistical bases. Disruptions related to the clean up, litigation, and increased bureaucratic demands have impacted the people's ability to conduct their daily business.

As a consequence of these stresses to their privacy and out of concern to preserve respect for their traditions, the Alaska Native communities of the area affected by the spill, assisted by EVOS staff, the Chugach Regional Resources Commission, and staff from Trustee Council agencies, have developed a series of protocols formalizing their relationship with outside researchers. These protocols provide a set of guidelines that will facilitate collaboration between Alaska Natives and scientists in meeting the goals of EVOS restoration. The protocols describe the major elements of a research

partnership, but their application depends on common sense and courtesy. For those researchers planning to collaborate with local respondents in the collection of indigenous knowledge or whose proposed research is likely to affect subsistence activities, the EVOS Trustee Council requires consideration of these protocols prior to the initiation of research.

The objectives of these protocols are:

- 1. Provide guidelines for restoration project planning and review
- 2. Identify a set of ethical principles that establishes the parameters for a research partnership between Alaska Native communities and restoration scientists
- Establish procedures for facilitating the collection of indigenous knowledge in restoration projects
- Provide guidance on the development of research agreements between Alaska
   Native communities and researchers.

#### **Protocols**

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- 1. Project planning and review.
- a) In developing projects that include the collection and use of indigenous knowledge, researchers and community residents should keep in mind how this information will be used in improving restoration, management, education, and future research.

- b) In designing restoration projects that include indigenous knowledge, researchers should recognize that local communities' knowledge of and interest in natural resources extends beyond the physical boundaries of the communities themselves to their harvest areas and beyond.
- c) All research proposals involving indigenous knowledge will be reviewed by the TEK Specialist, the Community Facilitators, and village councils, and their recommendations will be forwarded to the Executive Director. The overall program of research involving indigenous knowledge will be reviewed annually.
- d) In developing proposals and research plans and budgets for projects involving indigenous knowledge, researchers should include the costs of a research program that is consistent with these protocols.
- 2. Ethical principles. EVOS research which involves the collection and use of indigenous knowledge should follow the ethical principles for research listed below, which are based upon guidelines adopted by the Alaska Federation of Natives (AFN) Board of Directors in May 1993 (attached).
- e) Advise Alaska Native communities and people who are to be involved in or affected by the study of the purpose, goals, and time-frame of the research, the proposed data-gathering techniques, and the potential positive and negative implications and impacts of the research.

- f) Obtain the informed consent of the appropriate governing bodies and of individual participants
- g) Protect the knowledge and cultural/intellectual property of the Alaska Native people
- h) Seek to hire local community research assistants, and provide meaningful training to Alaska Native people to develop research skills, as appropriate
- i) Use the local Alaska Native language whenever English is the second language
- j) Address issues of confidentiality of sensitive material
- k) Include Alaska Native viewpoints in the final study report
- Acknowledge the contributions of local research assistants and respondents in project reports
- m) Provide the communities with a summary of the major findings of the study in nontechnical language.
- n) Provide copies of the annual and final project reports and related publications to the local library

The AFN Guidelines also include establishing and funding a "Native Research Committee." This may not be necessary in most EVOS Restoration Projects, depending upon the scope of the collection of indigenous knowledge and the wishes of the local community. Also, a new entity may not be necessary. For example, the traditional council may serve as such a review body. This point should be addressed in

a "research agreement," as discussed in #4, below.

- 3. Facilitating the collection of indigenous knowledge.
- o) Initial contacts should be made through the TEK Specialist hired under Project 97052B to discuss the potential collection of indigenous knowledge in a project. The TEK Specialist will then pass the requests on to the communities concerned, and assist in establishing contact between the researcher and the Community Facilitator. The TEK Specialist will also inform the Spill Area Wide Coordinator of such requests.
- p) Once contact has been established through the TEK Specialist, researchers should use the Community Facilitator or designee as the primary community contact.
- q) The Community Facilitator or designee will arrange for the researcher to meet with the Village Council (or other appropriate body authorized by the Village Council) to discuss the project's goals, scope, methods, expectations, benefits and risks. The Facilitator or designee will help orient the researcher to the community and its customs.

# 4. Research agreements.

The researcher and the Village Council (or other appropriate body authorized by the Village Council), assisted by the Community Facilitator, will work together to set up a

research agreement. In developing the agreement, the following topics should be considered: the nature of the research, the form of consent that will be required, the need for local research assistants, compensation of participants, acknowledgments, anonymity and confidentiality of personal and other sensitive information, project monitoring, project review, final disposition of data, and provision of study results. The agreement may take one of several forms, such as a binding contract, a memorandum of agreement, a letter of agreement, or a village resolution. In any agreement, the responsibility and expectations of the researcher and the community should be spelled out. Terms and conditions should be clear and understandable to all parties, should not place unreasonable or unfair burdens on the participants, and must be consistent with applicable laws.

# AFN BOARD ADOPTS POLICY GUIDELINES FOR RESEARCH

At its quarterly meeting in May, the AFN Board of Directors adopted a policy recommendation that includes a set of research principles to be conveyed to scientists who plan to conduct studies among Alaska Natives.

The principles will be sent to all Native organizations and villages in the hope that compliance by researchers will deter abuses such as those committed in the past which lately have come to light.

Alaska Natives share with the scientific community an interest in learning more about the history and culture of our societies. The best scientific and ethical standards are obtained when Alaska Natives are directly involved in research conducted in our communities and in studies where the findings have a direct impact on Native populations.

AFN recommends to public and private institutions that conduct or support research among Alaska Natives that they include a standard category of funding in their projects to ensure Native participation.

AFN conveys to all scientists and researchers who plan to conduct studies among Alaska Natives that they must comply with the following research principles:

- \* Advise Native people who are to be affected by the study of the purpose, goals, and timeframe of the research, the data-gathering techniques, the positive and negative implications and impacts of the research.
- \* Obtain the informed consent of the appropriate governing body.
- \* Fund the support of a Native Research Committee appointed by the local community to assess and monitor the research project and ensure compliance with the expressed wishes of Native people.
- \* Protect the sacred knowledge and cultural/intellectual property of Native people.
- \* Hire and train Native people to assist in the study.
- \* Use Native language whenever English is the second language.
- \* Guarantee confidentiality of surveys and sensitive material.
- \* Include Native viewpoints in the final study.
- \* Acknowledge the contributions of Native resource people.
- \* Inform the Native Research Committee in a summary and in non-technical language of the major findings of the study.
- \* Provide copies of studies to the local library.

# **Restoration Office**

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



October 14, 1996

Robin Cantor Managing Economist Environment Group, LECG Suite 1600 M Street, NW, Suite 700 Washington, DC 20035

Dear Robin:

Per your request, enclosed are the *Exxon Valdez* Oil Spill Restoration Plan, which was adopted by the Trustee Council in November 1994, and an update to the plan's summary of injury and recovery. I have also enclosed a copy of the most recent Work Plan (December 1996), which is the annual plan for implementing the Restoration Plan. The Council's 1996 Annual Report is also enclosed.

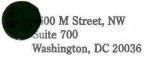
Please feel free to contact me if I can be of further assistance.

Sincerely,

Sundra Schubert

Sandra Schubert Project Coordinator

# LAW & ECONOMICS CONSULTING GROUP, INC.



Telephone: (202) 466-4422 Facsimile: (202) 466-4487

October 4, 1996

Ms. Sandra Schubert Exxon Valdez Oil Spill Trustee Council 645 G Street, Suite 401 Anchorage, AL 99501

Dear Ms. Schubert:

I would like to receive a copy of the Exxon Valdez Oil Spill Restoration Plan. I am preparing a paper for a conference on Restoration of Lost Human Uses of the Environment, and I am collecting a data base of damage assessments/restoration plans/project plans to address screening issues that trustees frequently encounter when attempting to develop restoration plans and projects.

Many thanks in advance for your efforts to send me these documents, and if you have any questions about this request, please do not hesitate to contact me.

Sincerely,

Robin Cantor

Managing Economist

**Environment Group** 



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:

Stan Brust

FROM:

Eric F. Myers

DATE:

10/14/96

SUBJ:

Small Parcel Program Information

#### Please find enclosed:

- 1. a Small Parcel Habitat Protection Program nomination packet;
- 2. a copy of the Exxon Valdez Oil Spill Trustee Council's 1996 Annual Report which provides an overview of the restoration program; and
- 3. a map of the "Stephanka" tract (part of the larger Kenai Native Association acquisition).

I hope this information is helpful to you. If you have further questions, please let me know.

Restoration Office

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178



## **MEMORANDUM**

TO:

Robert Baldauf

FROM:

Traci Cramer

Administrative Officer

DATE: Septem

September 13, 1996

RE:

Second Joint Notice Correction

The allocations reflected in the second Joint Notice for development of the Chenega Area remediation plan contained an error. The sum of \$3,100 should have been allocated to the United States Forest Service and the sum of \$500 should have been allocated to the National Oceanic & Atmospheric Administration. These amounts are consistent with the certification signed by Molly McCammon and dated July 23, 1996.

Since the error occurred within a single project, Trustee Council is not required.

**Restoration Office** 

645 "G" Street, Anchorage, AK 99501

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



### **MEMORANDUM**

TO:

Jo Ellen Hanrahan

FROM:

Traci Cramer

Administrative Officer

DATE: Ser

September 11, 1996

RE:

Chenega-Area Shoreline Residual Oiling Reduction Project

As requested, the following is a summary of Trustee Council activity regarding the Chenega-Area Shoreline Residual Oiling Reduction Project.

On June 28, 1996, the Trustee Council authorized funds not to exceed \$1.9 million for the Chenega-Area Shoreline Residual Oiling Reduction Project. Pursuant to the attached motion, all funding is subject to final review and approval by the Executive Director of the Detailed Project Description and detailed budget.

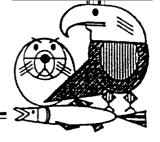
To date the Executive Director has approved two disbursement for development of the remediation plan. This includes \$293.0 for FY96 and \$36.4 for FY97. Consistent with the detailed budgets, the funding was distributed as follows:

	<u>FY 96</u>	<u>FY 97</u>
Alaska Department of Environmental Conservation	\$289.4	\$21.7
U.S. Department of Agriculture, Forest Service	3.1	13.7
National Oceanic & Atmospheric Administration	.5	1.0
Total	\$293.0	\$36.4

If you have any questions or need further assistance, please do not hesitate to call me at 586-7238.

**Restoration Office** 

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



#### **MEMORANDUM**

TO:

Trustee Council

FROM:

Molly McCammon

Executive Director

RE:

MOTION: Project 96291/Chenega-area Shoreline Residual Oiling Reduction

DATE:

June 28, 1996

#### Motion:

Authorize funds not to exceed \$1.9 million for Phases I and II of the Chenega-area Shoreline Residual Oiling Reduction project. Phase I is the development of the remediation plan. Phase II will be the clean-up itself, with funding contingent on completion of the remediation plan in Phase I. Under no circumstance will the total cost of the project exceed \$1.9 million. All funding is subject to final review and approval by the Executive Director of the Detailed Project Description and detailed budget.

**Restoration Office** 

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



# **MEMORANDUM**

To:

Pete Peterson, Chris Haney, Phil Mundy, George Rose, and Polly Wheeler

From:

Stan Senner, Science Coordinator Stan Senner

Subject:

Articles on EVOS Science

Date:

October 11, 1996

As you probably know, several articles have appeared or are about to appear that are critical of the EVOS science program. I have enclosed copies of articles from *Scientific American* (Holloway 1996) and *BioScience* (Wiens 1996), both of which are out, and a galley proof of an extended critique from the next *Annual Review of Ecology and Systematics* (Payne *et al.*1996), which apparently will be out in December.

The *Scientific American* article was more or less balanced, in that it directs criticisms both at Exxon's and the governments' post-spill science. Unfortunately, the article focuses on the science of the damage assessment, and does not give the Trustee Council nearly enough credit for its post-settlement program. Molly McCammon has sent a letter in reply, and I have enclosed a copy for your information.

John Wiens was Exxon's chief ornithologist, and, not surprisingly, his *BioScience* paper is highly critical of Trustee Council science, again in the damage assessment phase. This is largely a rehash of his paper in the ASTM/Exxon symposium proceedings from 1993 (Wells *et al.* 1995). Some of you know that I drafted a review of Wells *et al.* (1995) for the *Wilson Bulletin*, and 1 expect my paper to appear in 1997. Several people, including John Piatt and Jeep Rice, are preparing letters in reply to Wiens (1996).

Finally, I have not read the extended review by Payne *et al.*, but I understand that much of the criticism is directed at Trustee Council--not Exxon--science. Payne apparently is tied into the Wiens/Boersma/Exxon school of thought. Bob Spies will give this paper a careful reading, and Molly has asked Bob for a memorandum with his suggestions about a response to Payne and about opportunities for publishing alternative perspectives on the Trustee Council process and program and lessons learned from EVOS. The scientific community has yet to learn about the Trustee Council program from an "inside" perspective, and it is past time that they do.

Page 2 EVOS Science October 11, 1996

If you have a chance to look these over, both Bob and I would welcome your comments and suggestions. You can expect to hear back from us after Bob has developed his initial suggestions.

enclosures (3)

cc: Bob Spies

Molly McCammon

**Restoration Office** 

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



# **MEMORANDUM**

TO:

Dave Gibbons/USFS

FROM:

Molly McCammon

Executive Director

RE:

Authorization: Project 97302/PWS Cutthroat Trout, Dolly Varden Char

Inventory

DATE:

October 11, 1996

This memorandum formally authorizes work to proceed on Project 97302/PWS Cutthroat Trout, Dolly Varden Char Inventory. All work must be performed consistent with the revised Detailed Project Description dated July 3, 1996.

cc: Ray Thompson, Chugach National Forest, USFS

#### Stan Senner

From: To:

Harrison, Craig Stan Senner

Subject:

Reuters

Date:

Friday, October 11, 1996 12:59PM

From: C-reuters@clari.net (Reuter / Sonali Paul) Newsgroups: clari.tw.environment,clari.local.alaska Subject: Years after Valdez spill, only bald eagle recovers Organization: Copyright 1996 by Reuters

Message-ID: <Renvironment-alaskaURUlj 6OA.RVwY 6OA@clari.net>

Lines: 45

Date: Thu, 10 Oct 1996 16:00:34 PDT Expires: Thu, 17 Oct 1996 12:10:02 PDT

ACategory: financial

Slugword: ENVIRONMENT-ALASKA

Threadword: environment

WASHINGTON, Oct 10 (Reuter) - More than seven years after the biggest oil spill in U.S. history, the bald eagle has been the only species among 28 to recover from the damage in the waters off Alaska, U.S. officials said on Thursday.

Despite the grim picture, federal and state officials said they were pleased with the progress they had made in acquiring land in Alaska to protect wildlife in the aftermath of the Exxon Valdez oil tanker spill.

Five years ago, the government set up a \$900 million fund for the biggest land acquisition programme in the United States. with the money coming from Exxon Corp.'s \$1 billion civil settlement from the spill. The money is being used to protect and restore wildlife habitats and research plant and animal life along the fouled coastline.

Only one species, the bald eagle, is now considered to be in the status of recovered," Assistant Secretary of Commerce Douglas Hall said. "The most dramatic decline has been in herring," he added.

The collapse of the herring population began in 1993, when fish born in 1989, the year of the spill, came back to spawn in Prince William Sound. Although the herring were killed by a fungus, officials believed it was linked to the spill.

"We think circumstantially there's good reason to believe there's a connection," Stan Senner, scientific coordinator for

the trustee council, said.

Pink salmon and sockeye salmon populations appeared to be on the mend but officials said it was too early to say confidently that the species had recovered. Marine animal populations, especially harbour seals, killer whales and seabirds, were still dropping, but it was unclear how much of the loss was due to the oil spill, Hall said.

The harbour seal decline sparked serious concern because native groups hunt the animal for its meat and skin.

Of the \$900 million fund, \$200 million went to reimburse agencies for cleanup after the spill. Of the remaining \$700 million due through 2001, \$380 million was going toward acquiring land, \$180 million for research and monitoring and \$108 million toward a reserve fund to be used after 2001.

Negotiating a price was the biggest challenge in acquiring land from native corporations that offered their property, Assistant Interior Secretary George Frampton said. ``These negotiations are often difficult because people tend to look at the fund and say you can pay a little bit more," he said.

Restoration Office

645 "G" Street, Anchorage, AK 99501

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

October 10, 1996

Elgee, Rehfeld & Fund, CPA's 9309 Glacier Highway, Suite B-200 Juneau, Alaska 99801

RE: Prior Year Internal Control and Operating Comments

As requested, the following represents action to date regarding the internal control and operating comments identified in the 1995 Audit. It should be noted that the 1995 Audit was release during fiscal 1996. Thus, the ability to implement the recommendations during the fiscal year was limited. As a result, the same conditions identified in the 1995 Audit may persist through much or all of fiscal 1996.

#### **GENERAL COMMENTS**

# Improve General Administration Budget and Expenditure Control

To address these issues, revised Operating and Financial Procedures were adopted by the Trustee Council on August 29, 1996. The revised procedures did not change the method of calculating allowable general administration on project proposals. However, the revised procedures do clarify that the basis of allocating general administration is in proportion to direct costs.

### Inter-Agency Transfers of General Administrative

This issue was corrected in the current year.

### Separate Project Management Budgets

In fiscal 1997, the Trustee Council approved a separate budget for Project Management. As recommended, a Detailed Project Description was developed that defined the project management function.

#### Obtain Detail from University of Alaska Fairbanks

Agencies continue to work with the University of Alaska to address this issue.

# Improve Review of Restoration Project Activity

As stated in the Detailed Project Description approved by the Trustee Council for fiscal 1997, Project Managers monitor expenditures to ensure that funds are expended consistent with project authorization.

In regards to the Restoration Office, a process for reviewing monthly expenditure activity was initiated during fiscal 1996.

## Completion of Project Reports

The status of late reports was one criteria used to evaluate project proposals submitted for consideration in fiscal 1997. In addition, the Trustee Council adopted a motion directing the Executive Director to withhold authorizations to spend fiscal 1997 project funds until late reports have been submitted or a schedule for submission has been approved by the Executive Director.

# Timeliness of Quarterly Expenditure/Obligation Reports

With very few exceptions, agencies have been submitting the Quarterly Financial Reports within thirty days following the end of the quarter.

### Require Lapse of Prior Year Project Authorization

To address this issue, the Trustee Council adopted revised Operating and Financial Procedures August 29, 1996. As recommended in the 1995 Audit, the procedures include a lapse provision and a close-out period.

### Consolidate Restoration Office Budget

During development of the 1997 budget, the issue of consolidating funding into one agency was reviewed. However, the decision was made to continue to allocate funding for the Restoration Office to the Alaska Department of Fish and Game, the Alaska Department of Natural Resources, the U.S. Department of Interior and NOAA because each of these agencies are able to perform different functions for the Trustee Council.

### Improve Controls Over Equipment Management

The Trustee Council adopted revised Operating and Financial Procedures August 29, 1996. The revised procedures increased the dollar value of equipment reported by the agencies to \$1,000 and clarified that equipment purchased by a contractor remains the property of the contracting agency.

Regarding management of the equipment, as stated in the Detailed Project Description

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approved by the Trustee Council for fiscal 1997, Project Managers track the inventory of equipment purchased with Joint Settlement Funds. In addition, the Project Manager is responsible for ensuring that the equipment report is submitted to the Restoration Office by December 31st of each year.

#### State of Alaska Audit Requirements

The revised Operating and Financial Procedures clarify that contractors who receive funding are not automatically subject to an annual audit. However, the procedures do not preclude the Trustee Council or an agency from making a determination that an audit is required. In the event an audit is required, the expense may be submitted for review and reimbursement by the contracting agency.

#### COURT REGISTRY INVESTMENT SYSTEM - JOINT TRUST ACCOUNT

# Reduce Registry Fees

The U. S. Department of Justice was requested to review the current fee charged by the Court Registry Investment System for administering the Joint Trust Account. It has been determined that the Federal Register includes a provision for restoring fees when the United States Government is a party to the action underlying the registry investment. Pursuant to the Federal Register, funds initially withheld in payment of the fees may be restored to the United States upon application filed with the court by the United States Attorney or other government counsel.

An application drafted by the Department of Justice is undergoing revisions. The restoration of fees is a priority of the Trustee Council and will continue to be an agenda item until the application is filed. In addition, the Public Advisory Group approved a motion requesting that the application be filed.

### Improve Disbursements Process

As with Registry Fees, legal counsel was requested to initiate discussions with the United States District Court, District of Alaska regarding the ability to electronically transfer disbursements to the Governments. The Court has indicated that this is an issue best resolved by administrative personnel. Accordingly, a letter was recently sent to the Court requesting assistance in determining the current status of the Court to initiate wire transfers and an analysis of the process outlined in the 1995 Audit.

#### Establish Reserve Fund

The Exxon Valdez Reserve Fund was established February 8, 1996. As of February 15, 1996, the \$36 million previously approved by the Trustee Council was distributed between six separate zero coupon U.S. Treasury Securities. The approximate cost of

each security was \$6 million, with maturity dates on November 15, in each year from 1997 through 2002.

# UNITED STATES, NATURAL RESOURCES DAMAGE ASSESSMENT AND RESTORATION FUND

# NRDA&R Cash Disbursements Process

In July of this year, the Director of Administration and I traveled to Washington D.C. to discuss the disbursement process. In a meeting with agency staff and legal counsel, the U.S. Department of Interior determined that no basis exists to implement a reimbursable agreement as a method of transferring funds. Based on that determination, the procedures were revised to formalize the quarterly disbursement process.

In a separate meeting, the process used to allocate funds was discussed. As stated in the 1995 Audit, significant improvements in the transfer process have been accomplished since the initial Court disbursement. The U. S. Department of Interior, Fish and Wildlife Service is currently implementing a new process that should ensure that funding is allocated and available to the Alaska Region October 1st of each year.

## Transfers from NRDA&R - Prior Years Projects

This issue was corrected in the current year.

#### STATE OF ALASKA. EXXON VALDEZ OIL SPILL SETTLEMENT TRUST

No comments.

#### ALASKA DEPARTMENT OF FISH AND GAME

#### Timeliness of Contractor Invoicing

The department has been working with the University of Alaska to ensure that each contract includes a provision for timely billings and that sufficient supporting documentation is attached to the invoice.

#### Review Prior Year Encumbrances

The department has reviewed encumbrances outstanding from prior years. This review resulted in the liquidation of encumbrances that were no longer necessary.

#### Improperly Approved Travel Authorizations

This issue was resolved in the current year.

# Accurate Recording of Payroll Activity

Accurate recording of payroll activity has been a long-standing problem due to the number of funding sources and short timeframes associated with payroll processing. The department implemented a new computer application in July 1996 which summarizes timesheet information by cost center for input into the statewide payroll system. This change should improve the accuracy of payroll recording.

# Transfers of Project Expenditures

This issue was resolved in the current year.

#### ALASKA DEPARTMENT OF ENVIRONMENTAL CONSERVATION

## Review of Payroll Disbursements

This issue was resolved in the current year.

# Restricting Expenditures After Fiscal Year End

Consistent with other funding approved for the department, fiscal control has been consolidated in the Division of Administrative Services and standard procedures will be followed. This includes the restricting and deferral of excess authorization.

## Review of Restoration Project Activity

This issue was resolved in the current year.

### Timeliness of Contractor Invoicing

The department has been working with contractors to ensure that provisions regarding timely billings and sufficient supporting documentation is specified in all contracts.

### Review Prior Year Encumbrances

Consistent with other funding approved for the department, fiscal control has been consolidated in the Division of Administrative Services and standard procedures will be followed. This includes an annual review of prior year encumbrances.

#### ALASKA DEPARTMENT OF NATURAL RESOURCES

No comments.

### UNITED STATES DEPARTMENT OF INTERIOR, FISH AND WILDLIFE SERVICE

# Improve Transactions Processing and Reporting

This issue was resolved in the current year.

# Segregate and Monitor Expenditure of General Administration

Since the agency does not have the staff to manually segregate project funding, the current method of allocating project funding within the Federal Financial System is being reviewed. Ideally, if the funding approved for direct project costs were allocated separately from general administration, then the Federal Financial System could ensure that direct costs are segregated from indirect costs.

# Review of Monthly Activity

The agency continues to explore the ability to provide object class reports to the Project Managers.

#### Improve Controls Over Payroll

The agency continues to maintain time and attendance on an exception basis. However, for those employees that work on multiple tasks, adjustments to reflect changes in project activity, when and if necessary, will be made.

#### Retain Supporting Documentation for Disbursements

This issue was resolved in the current year.

#### Expenditures Made Not In Accordance With Approved Budgets

This issue was resolved in the current year.

# UNITED STATES DEPARTMENT OF INTERIOR, NATIONAL BIOLOGICAL SERVICE

#### Improve Transactions Processing and Reporting

This issue was resolved in the current year.

# Segregate and Monitor Expenditure of General Administration

Since the agency does not have the staff to manually segregate project funding, the current method of allocating project funding within the Federal Financial System is being reviewed. Ideally, if the funding approved for direct project costs were allocated

separately from general administration, then the Federal Financial System could ensure that direct costs are segregated from indirect costs.

# Review of Monthly Activity

This issue was resolved in the current year.

#### Improve Controls Over Payroll

The agency continues to maintain time and attendance on an exception basis. However, for those employees that work on multiple tasks, adjustments to reflect changes in project activity, when and if necessary, will be made.

### Improve Controls Over Expenditures

In fiscal 1997, the Trustee Council approved a separate budget for Project Management.

#### UNITED STATES DEPARTMENT OF INTERIOR, NATIONAL PARK SERVICE

No comments.

# UNITED STATES DEPARTMENT OF COMMERCE, NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

#### Improve Implementation of Accounting System

This issue was resolved in the current year.

### Overhead Allocation to Auke Bay Fisheries Laboratory

This issue was resolved in the current year.

### Improve Project Expenditure Control

This issue was resolved in the current year.

### Transfers of Project Expenditures

This issue was resolved in the current year.

#### Improve Controls Over Payroll

Auke Bay Laboratory continues to maintain time and attendance on an exception basis. However, for those employees that work on multiple tasks, adjustments to reflect

changes in project activity, when and if necessary, will be made.

# Contract Extension Beyond Fiscal Year-End

This issue was resolved in the current year.

# UNITED STATES DEPARTMENT OF AGRICULTURE, UNITED STATES FOREST SERVICE

# Review of Monthly Activity

As stated in the 1995 Audit response, the Budget Analyst for oil spill activity reviews all monthly project manager statements to determine whether amounts shown are reasonable and within the budgeted amounts for the projects.

# Carry Forward Prior Year Authorizations

This issue was resolved in the current year.

An audit is an important feature of sound financial management. Through the 1995 Audit, trust fund financial statements were developed and supplementary project information was produced. The documentation regarding the internal control structure used to administer and expend trust funds has been extremely useful. In addition, the comments and suggestions, when fully implemented, will enhance accountability.

I look forward to the successful completion of the 1996 Audit. If you have any questions or require further assistance, please contract Traci Cramer at (907) 586-7238.

Sincerely.

Molly McCammon Executive Director

**Restoration Office** 

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



# **MEMORANDUM**

TO: Catherine Berg/DOI

FROM: Molly McCarryban

Executive Director

RE: Authorization -- Project 97231/Marbled Murrelet Productivity Relative to

Forage Fish Availability and Environmental Parameters

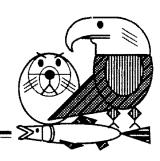
DATE: October 10, 1996

The purpose of this memorandum is to formally authorize work to proceed on the publication/report writing and related components of Project 97231/Marbled Murrelet Productivity Relative to Forage Fish Availability and Environmental Parameters. The work must be performed consistent with the Detailed Project Description dated April 1996, as modified by the August 27, 1996 memo from David Irons to the Executive Director

Authorization of the field work components of Project 97231 is contingent on the results of the APEX review session scheduled for February 20-21, 1997.

**Restoration Office** 

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# <u>MEMORANDUM</u>

TO:

Earnest Greek, Alaska Department of Fish and Game

FROM:

Eric F. Myers, Director of Operations

DATE:

October 10, 1996

SUBJ:

Contract Amendment (IHP-97-007)

Per our phone conversation, please find enclosed a contract amendment form for IHP-97-007 (amendment number one). As I indicated on the phone, this amendment only extends the term of the contract (an additional 31 days) and does not affect the scope of services.

Please note that the *current* contract period expires on <u>October 15, 1996</u> (i.e., Tuesday of next week). Your quick processing of this amendment would be greatly appreciated.

The reason for the term extension is largely attributable to a delay in time needed to procure certain essential computer hardware items needed for the project. We have an equipment order pending at the present time and the equipment is needed by the contractor under IHP-97-007 to complete the project work.

Thank you for your assistance. If you have any questions concerning this amendment, please let me know.

cc: Tami Yockey

Restoration Office

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178



#### **MEMORANDUM**

TO:

Annalee McConnell

Office of Management and Budget

FROM:

Molly McCammon

**Executive Director** 

DATE: October 9, 1996

RE:

RPL 11-7-9990

On behalf of the Department of Fish and Game, authority to receive and expend \$545,600 from *Exxon Valdez* oil spill settlement trust funds is requested for design and construction of a fish pass and associated research pool at the Alaska SeaLife Center in Seward.

The purpose of the fish pass and associated research pool is to enhance long-term research and monitoring of salmon, especially pink salmon. The fish pass would allow development of self-sustaining runs of salmon for a wide range of studies to be conducted that address questions concerning homing, genetics, pollution effects, survival, disease, marking/tagging, smoltification, hormones and neurobiology.

To date, no such facility currently exists in the Gulf of Alaska which can adequately provide the controlled environment necessary to conduct long-term research. Past studies of genetics impacts have been conducted at production-oriented fish hatcheries and at the department's genetics wet-lab in Anchorage. These facilities are not designed for the rearing of many replicates of small lots of fish required for scientific study and none have tanks and running sea water required for the rearing of marine fish or maturing salmon.

The conceptual design consists of a fish "lock" system tied into a transport channel to the research deck of the Alaska SeaLife Center. In addition, a 4,500 gallon research pool will be installed. This pool will be used for holding adult salmon prior to spawning and for short term rearing and release of smolt.

The fish pass and associated research pool has been reviewed by both federal and state

agencies, the *Exxon Valdez* Trustee Council's independent Chief Scientist, additional independent scientific peer reviewers, University of Alaska researchers, design consultants, representatives of the City of Seward, and the Seward Association for the Advancement of Marine Science (SAAMS). The project has also been reviewed by the Trustee Council's 17-member Public Advisory Group, an advisory body comprised of representatives from diverse interest groups, industries and organizations within Alaska.

This project will further strengthen and expand the scientific research capacity of the Alaska SeaLife Center which was initially conceived with a focus on marine mammals and seabirds. The "fish pass" design emerged as a result of work by the Scientific Work Group that advised SAAMS, but only after the main facility design work and project bid documents had been completed. Accordingly, the fish pass proposal has been advanced as a project component that will substantially enhance the Center's ability to conduct fishery research at the facility by providing the opportunity to create unique runs for specific investigations.

The project budget has been developed on the assumption that the project will be constructed at the same time as the main facility, which is now in progress. This will allow for use of labor and equipment already deployed at the SeaLife Center site and significantly reduce costs that would be incurred if the project were to be developed at a later date.

This project was approved by the Trustee Council on August 29, 1996. All work will be accomplished through a Cooperative Agreement with the City of Seward, with project oversight being provided by the Department of Fish and Game. Similar to the SeaLife Center, the City of Seward would own and maintain the fish pass and associated research pool.

Authority to receive and expend was not included in the budget approved by the Legislature, as the project was unknown when the Legislature approved the fiscal year 1997 budget. Approval of this request will not require the expenditure of state general funds.

As a capital project, authority to receive and expend subject to AS 37.25.020 is requested. If you have any questions about this RPL, please do not hesitate to contact me at 278-8012.

cc: Kevin Brooks, ADF&G Janet Kowalski, ADF&G Claudia Slater, ADF&G

**Restoration Office** 

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178



### **MEMORANDUM**

TO:

Claudia Slater

FROM:

Traci Cramer

Administrative Officer

DATE: September 9, 1996

RE:

State Authority to Receive and Expend

The purpose of this memorandum is to address the impacts of recent Trustee Council action on the State Fiscal Year 1997 budget and to begin developing the State Fiscal Year 1998 budget request.

The only appropriation that appears to need additional authority to receive and expend in State Fiscal Year 1997 is Subsistence. The Trustee Council approved four projects for a total of \$469.9 to be implemented by the division during the upcoming Work Plan Fiscal Year. As previously recommended, a delete/add supplemental should be sought by the department to move the authority to receive and expend into the correct appropriation. In addition, authority to receive and expend capital funds for the fish pass project is required.

With regards to the State Fiscal Year 1998 budget request, you should be aware that the deadline for submittal of the operating budget to the Office of Management and Budget is November 12, 1996. Any questions regarding format and internal deadlines should be directed to your Administrative Services Director. However, it is important that sufficient funds are requested and that a consistent methodology is applied by each department.

Generally, the 1998 request should be based on what is anticipated to be approved by the Trustee Council next year and incremental funding to support new projects, not yet identified. To assist you in drafting the proposed 1998 budget, I have reviewed the 1997 Work Plan and have a few suggestions.

The first suggestion I would make is that the department initiate a discussion with OMB regarding appropriation levels. I would also suggest that the department review each

project to ensure that the project has been reflected in the correct division and that the total is accurate. I am concerned that multiple appropriations have authority to expend against a single project.

Due to the fact that the Work Plan Fiscal Year does not coincide with the State Fiscal Year, I would suggest that the department consider requesting roughly 25% of the funding level approved in the 1997 Work Plan for close-out projects. However, the department may want to increase the amount requested if a major portion of the activity is scheduled to occur after June 30, 1997.

With respect to other projects, I would suggest that the Fiscal Year 1998 estimate be requested for continuation projects and that roughly 10 percent be included in the request to support new projects. While the deferred projects have not been approved by the Trustee Council, I would suggest that the department request the recommended funding level proposed for the 1997 Work Plan. Finally, I would suggest that the department request funding consistent with the current year's level for the project management and administration, public information and scientific management projects.

The department may also want to consider requesting authority to receive and expend in the capital budget for any project that includes construction related activities. An example of a project that may include construction related activities is the Kenai habitat restoration and recreation project.

Based on these suggestions, attached are spreadsheets for each appropriation and a summary for the department. While the terms decrement and increment are used, the department may want to transfer excess authority to Subsistence instead of requesting an increment.

I hope my suggestions are helpful. If you have any questions or need any assistance please give me a call.

#### attachments

cc: Molly McCammon Janet Kowalski

Kevin Brooks

## Commercial Fisheries Appropriation

	Project No.	Title	Approved 8/29	Deferred	Total	Proposed
	97139A1	Salmon Instream Habitat and Stock Restoration - Little	26.4		26.4	23.0
	0,,00,1,	Waterfall Barrier Bypass Improvement	20.4		20.4	23.0
	97139A2	Port Dick Creek Tributary and Development Project	76.5		76.5	49.7
	97162	Investigations of Disease Factors Affecting Declines of	79.9		79.9	67.5
		Pacific Herring Populations in Prince William Sound				JJ
	97163L	APEX/Barren Is. Survey & Historic Review	28.8		28.8	29.0
	97165	Genetic Discrimination of Prince William Sound Herring	41.6		41.6	56.0
		Populations				
	97166	Herring Natal Habitats	200.0	60.7	260.7	190.2
	97186	Coded Wire Tag Recoveries From Pink Salmon in Prince William Sound	273.8		273.8	279.4
	97188	Otolith Thermal Mass Marking of Hatchery Reared Pink	120.1		120.1	108.4
		Salmon In Prince William Sound				
	971 <b>9</b> 1A	Field Examination of Oil-Related Embryo Mortalities that	208.5		208.5	164.2
		Persist in Pink Salmon Populations in PWS				
	97196	Genetic Structure of Prince William Sound Pink Salmon	195.5		195.5	130.0
	97239	Salmon Carcasses and Juvenile Chinook Salmon		127.5	127.5	127.5
	97247	Kametolook River Coho Salmon		18.9	18.9	18.9
	97251	Akalura Lake Restoration		43.7	43.7	43.7
	97254	Delight and Desire Lakes Restoration		123.1	123.1	123.1
	97255-CLO	Kenai River Sockeye Salmon Restoration	158.3		158.3	39.6
	97256A	Sockeye Salmon Stocking at Columbia Lake		15.7	15.7	15.7
	97256B	Sockeye Salmon Stocking at Solf Lake		4,4	4.4	4.4
	97258A-CLO	Sockeye Salmon Overescapement Project	214.0		214.0	53.5
	97259-CLO	Restoration of Coghill Lake Sockeye Salmon	46.8		46.8	11.7
}	97 <b>3</b> 20E	Salmon and Herring Predation	631.8		631.8	282.1
		Sub-Total	2,302.0	394.0	2,696.0	1,817.6
		10% Funding for New Project				181.8
		Total 1998 Budget Request				1,999.4
		Current Year Authority (Chapter 117, SLA96)				2,739.9
		Decrement				-740.5



## Wildlife Conservation Appropriation

	Project No.	Title	Approved 8/29	Deferred	Total	Proposed
)	97064	Monitoring, Habitat Use, and Trophic Interactions of Harbor Seals in PWS	317.8		317.8	150.0
9	97427	Harlequin Duck Recovery Monitoring	252.5		252.5	265.0
		Sub-Total	570.3	0.0	570.3	415.0
		10% Funding for New Project				41.5
		Total 1998 Budget Request				<b>45</b> 6.5
		Current Year Authority (Chapter 117, SLA96)				617.3
		Decrement				-160.8



## **Subsistence Appropriation**

	Project No.	Title	Approved Deferred		Total	Proposed		
ì	97052A	Community Involvement/Traditional Ecological	248.	.4		248.4	250.0	
	97052B	Traditional Ecological Knowledge	94.	.5		94.5	94.5	
	97214-CLO	Documentary on Subsistence Harbor Seal Hunting in	12.	.1		12.1	3.0	
	97244	Community-based Harbor Seal Management and	114.	.9		114.9	<b>8</b> 5.0	
		Sub-Total	469.	.9	0.0	469.9	432.5	
		10% Funding for New Project					43.3	
		Total 1998 Budget Request					<b>4</b> 75.8	
		Current Year Authority (Chapter 117, SLA96)					334.7	
		Increment					<b>14</b> 1.1	



## Habitat Appropriation

	Project No.	Title	Approved 8/29	Deferred	Total	Proposed
)	97001	Recovery of Harbor Seals From EVOS: Condition and Health Status	192.0		192.0	48.1
	97025	Mechanisms of Impact and Potential Recovery of Nearshore Vertebrate Predators	410.8		410.8	410.8
	97100	Administration, Public Information and Scientific	1,916.2		1,916.2	1,916.2
	97126	Management Habitat Protection and Acquisition Support	18.3		18.3	20.0
	97127	Tatitlek Coho Salmon Release	11.1		11.1	12.0
	97131	Chugach Native Region Clam Restoration	365.0		365.0	365.0
	97162	Investigations of Disease Factors Affecting Declines of	437.8		437.8	370.1
		Pacific Herring Populations in Prince William Sound				
	97170	Isotope Ratio Studies of Marine Mammals in Prince William Sound	143.3		143.3	110.0
	97180	Kenai Habitat Restoration & Recreation Enhancement Project	268.5		268.5	417.0
	97190	Construction of a Linkage Map for the Pink Salmon Genome	254.5		254.5	268.0
	97210	Youth Area Watch	150.0		150.0	150.0
	97225	Port Graham Pink Salmon Subsistence Project	74.4		74.4	75.0
	97248	Collection of Historical Data and Local Knowledge		40.0	40.0	40.0
	97250	Project Management	304.9		304.9	304.9
	97250	Project Management/NOAA IPA	98.2		98.2	98.2
	97263	Port Graham Salmon Stream Enhancement	58.0		58.0	115.0
	97272-CLO	Chenega Chinook Release Program	45.0		45.0	11.3
	97275	Applied Field-Based Research Program		37.5	37.5	37.5
١	97301	Television Pilot		100.0	100.0	100.0
•	97320G	SEA: Phytoplankton and Nutrients	130.0		130.0	106.1
	97320H	SEA: Zooplankton	136.4		136.4	106.1
	97320K	PWSAC Experimental Fry Release	24.8		24.8	24.8
	97320R	SEA: Trophodynamic Modeling and Validation Through Remote Sensing	182.1		182.1	160.5
	97320T	Juvenile Herring	899.8		899.8	546.7
	97320U	Somatic and Spawning Energetics of Herring, Pollock	154.4		154.4	106.1
	97320Z1	and Pink Salmon Synthesis and Integration	61.3		61.3	64.6
		Sub-Total	6,336.8	177.5	6,514.3	5,984.0
		10% Funding for New Project				598.4
		Total 1998 Budget Request				6,582.4
		Current Year Authority (Chapter 117, SLA96)				8,808.4
		Decrement	OB	ACT		-2,226.0

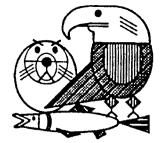
## Alaska Department of Fish and Game Summary

Current Year Authority (Chapter 117, SLA96)		12,500.3
Commerical Fisheries	2,739.9	
Wildlife Conservation	617.3	
Subsistence	334.7	
Habitat	8,808.4	
Continuation of the 1997 Work Plan	8	,649.1
Commerical Fisheries	1,817.6	
Wildlife Conservation	415.0	
Subsistence	432.5	
Habitat	5,984.0	
Funding for New Projects, Not Yet Identified		865.0
Commerical Fisheries	181.8	
Wildlife Conservation	41.5	
Subsistence	43.3	
Habitat	598.4	
Total 1998 Budget Request		9,514.1
Commerical Fisheries	1,999.4	
Wildlife Conservation	456.5	
Subsistence	475.8	
Habitat	6,582.4	
Proposed Decrement		-2,986.2



Restoration Office

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178



#### **MEMORANDUM**

TO:

Agency Liaisons

FROM:

Traci Cramer

Administrative Officer

DATE: October 9, 1996

RE:

Revised Procedures

The purpose of this memorandum is to request that you review the <u>Exxon Valdez Oil Spill Trustee Council Procedures</u> (Procedures) to ensure that your agency will be in compliance in fiscal 1997. Copies of the Procedures were distributed September 25, 1996. If you did not receive your copies or additional copies are required, please contact Rebecca Williams.

If during your review of the Procedures, it is determined that the agency is unable to comply for technical reasons, it is requested that a memorandum be submitted to the Restoration Office. The memorandum should identify that portion of the Procedures for which compliance is not possible at this time. The memorandum should also describe the current situation and corrective action necessary to ensure compliance. In addition, a timetable for implementation of the corrective action should be submitted.

It is important that the section relating to lapse (pages 13-14) be given special attention at this time. The Procedures state:

The unexpended and unobligated balance of a project shall lapse on September 30 of the fiscal year for which the project was approved.

With the exception of undisclosed obligations, the 1996 Work Plan authorization is no longer available and the books will be closed December 31, 1996. October 1 through December 31 is designated the close-out period. During the close-out period agencies may pay from 1996 funds an expense that was undisclosed on September 30, 1996. In addition, agencies may establish obligations to accommodate an expense that was undisclosed. Careful attention should be given to ensure that all current year expenses charged to the 1996 Work Plan are valid prior year commitments.

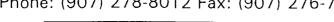
The Trustee Council acts on behalf of the public to ensure that funds are expended consistent with the Memorandum of Agreement and Consent Decree. This includes a duty to establish policies and procedures that ensure efficient and effective management of the funds. As Liaisons, your involvement was critical in revising the Procedures. To be effective, the Procedures must be disseminated to all employees who need them and any problems identified must be addressed immediately. Thank you for your continued assistance.

If you have any questions, give me a call at (907) 586-7238.

cc: Molly McCammon
Bill Andrews, ADNR
Robert Baldauf, DOI
JoEllen Hanrahan, ADEC
Kim Garnero, ADF&G

Restoration Office

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178





## **MEMORANDUM**

TO:

Annalee McConnell

Office of Management and Budget

DRAFT

FROM:

Molly McCammon

**Executive Director** 

DATE: October 9, 1996

RE:

RPL 10-7-4030

On behalf of the Department of Natural Resources, authority to receive and expend \$586,000 from *Exxon Valdez* oil spill settlement trust funds is requested for acquisition of two small parcels.

The acquisition of land is a means of restoring not only injured resources, but also the services (human uses) dependent on those resources. The small parcel program was initiated in the spring of 1994. Through a public solicitation, landowners were provided the opportunity to nominate parcels of less than 1,000 acres for potential protection or acquisition. Once nominated, parcels are evaluated and ranked according to the potential benefits that purchase and protection would provide to injured resources and services.

At the direction of the Trustee Council, an agency receives authorization to enter preliminary negotiations with the landowner and determine the fair market value of the parcel. Once the fair market appraisal is complete, Trustee Council approval is required prior to purchase. Consistent with the *Exxon Valdez Oil Spill Trustee Council Procedures*, and after public review and comment, the Trustee Council approved the acquisition of two parcels by the Alaska Department of Natural Resources on October 15, 1996. This included the Lowell Point parcel (KEN 1015) and the Mansholt parcel (KEN 1049).

Based on the appraised fair market value, the sum of \$531,000 is requested for acquisition of the Lowell Point parcel. This parcel is located on Lowell Point, one mile from downtown Seward. The parcel consists of 19.4 acres, with approximately 700 feet of Resurrection Bay frontage. The parcel is vegetated, in part, by hemlock and

## DRAFT

spruce and the intertidal is primarily sand and gravel beach.

The primary restoration benefit of acquisition of this parcel will be to enhance public recreation in the area. A hiking trail to Caines Head State Recreation Area runs through the parcel and the parcel is popular with local residents for small boat and kayak access to the bay. In addition, Lowell Point is an ideal site for school sponsored field trips as the point is accessible by a road. Once acquired, the Alaska Department of Natural Resources will manage the Lowell Point parcel to enhance recreation and ensure continued pubic access. State restitution funds will be used to develop day use parking, trailhead and interpretive exhibits on this parcel.

Based on the appraised fair market value, the sum of \$55,000 is requested for acquisition of the Mansholt parcel. This parcel is located at Mile 14 of the Kenai River. The parcel consists of 1.64 acres, with approximately 100 feet of Kenai River frontage. The property includes a level bench at grade with the Bid Eddy Road, with a partial clearing surrounding a cabin. The uplands has a cover of mature white spruce and birch. The northerly portion contains vegetation of black spruce, woody brush, grass and sedges. In addition, the property supports a spring-fed slough and riparian wetland that provide important rearing habitat for Dolly Varden, coho and chinook salmon.

Public ownership of this parcel will protect habitat for pink salmon, Dolly Varden, coho and chinook salmon. Acquisition will also create an opportunity to manage use of the stream bank to minimize habitat degradation. Fishing activity on the Kenai River, particularly in the area downstream of the Soldotna Bridge, threatens to degrade fish spawning and rearing habitat. Once acquired, the Mansholt's parcel will be jointly managed by the Alaska Department of Natural Resources and the Alaska Department of Fish and Game for the benefit of fish and wildlife resources and services that were injured in the *Exxon Valdez* oil spill.

In accordance with AS 37.14.405, authority to receive and expend is requested conditioned on compliance with the program review provision of AS 37.07.080(h). Funding was not requested in the budget approved by the Legislature, as the evaluation and appraisal had not been completed for these parcels. Approval of this request will not require the expenditure of state general funds.

As a capital project, authority to receive and expend subject to AS 37.25.020 is requested. If you have any questions about this RPL, please do not hesitate to contact me at 278-8012.

cc: Nico Bus, ADNR Carol Fries, ADNR

2

**Restoration Office** 

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



#### **MEMORANDUM**

TO:

Spill-Area Village Council Presidents and Village Chiefs

cc: Community Facilitators

FROM:

Molly McCammon, Executive Director ↑ W√

Exxon Valdez Oil Spill Trustee Council

Patty Brown-Schwalenberg, Executive Director \$\sqrt{\psi}^{\Sigma}\$

Chugach Regional Resources Commission

RE:

Protocols for Including Indigenous Knowledge in the Exxon Valdez Oil

**Spill Restoration Process** 

DATE:

October 9, 1996

Attached for your review and approval are the traditional ecological knowledge (TEK) protocols, the first draft of which was developed by the EVOS Community Facilitators at a workshop at the Oil Spill Restoration Office. The attached draft is identical to that which was sent to you on September 12, 1996. The September draft received a final review by the Community Facilitators. The next step is for the protocols to be formally approved by the Village Councils in the spill area.

Please review and discuss the attached TEK protocols with your community members. If you then wish to approve the protocols, please provide us a copy of the resolution indicating your approval.

We are also asking the *Exxon Valdez* Oil Spill Trustee Council to adopt the protocols as a guiding document for the collection of indigenous knowledge by EVOS researchers. Adoption of the protocols is on the agenda for the Trustee Council's December 6, 1996 meeting. Any resolutions received from Village Councils by **December 1, 1996** will be presented to the Trustee Council at their December meeting.

Should you have any questions about the content of the protocols or the process for their adoption, please contact either one of us. You may also send your resolution to either one of us.

Molly McCammon EVOS Trustee Council 645 G Street, Suite 401 Anchorage, AK 99501 Phone 1-800-478-7745 Fax 907-276-7178 mollym@oilspill.state.ak.us

Patty Brown-Schwalenberg CRRC 4201 Tudor Drive, Suite 300 Anchorage, AK 99508 Phone 907-562-6647 Fax 907-562-4939 crrcomm@alaska.net

Attachments:

TEK protocols Distribution list

## **DISTRIBUTION LIST**

Aaron Anderson, President, Chignik Lagoon Village Council Joe Kalmakoff, President, Ivanof Bay Village Council Johnny Lind, President, Chignik Lake Village Council Roy Skonberg, Chignik Bay Village Council Virginia Squartsoff, President, Larsen Bay Tribal Council Marvin Yagie, President, Perryville Village Council Community Facilitator: Virginia Aleck, Chignik Lake

Tony Azhuyak, Sr., President, Old Harbor Tribal Council Bobby Nelson, President, Port Lions Tribal Council Paul Panamiroff, President, Ouzinkie Tribal Council Alicia Lynn Reft, President, Karluk IRA Council Spiridon Simeonoff, President, Akhiok Tribal Council Community Facilitator: Hank Eaton, Kodiak

- Ken Blatchford, Tribal Chairman, Qutekcak Tribe, Seward
  Community Facilitator: Molly Burton, Qutekcak Tribe, Seward
- Fred Elvsaas, President, Seldovia Native Association Participant at Protocol Meeting: Lillian Elvsaas, Seldovia
- Bob Henrichs, President, Native Village of Eyak
  Community Facilitator: Bob Henrichs, Native Village of Eyak, Cordova
- Bena Hughey, President, Valdez Native Association Community Facilitator: Karen Goodberlet, Valdez
- Don Kompkoff, President, Native Village of Chenega Community Facilitator: Don Kompkoff, Chenega Bay
- Gary Kompkoff, President, Native Village of Tatitlek
  Community Facilitator: Gary Kompkoff, Tatitlek
- Vincent Kvasnikoff, President, Native Village of Nanwalek Community Facilitator:
- Elenore McMullen, Chief, Native Village of Port Graham Community Facilitator: Walter Meganack, Jr., Port Graham

# PROTOCOLS FOR INCLUDING INDIGENOUS KNOWLEDGE IN THE EXXON VALDEZ OIL SPILL RESTORATION PROCESS

## Exxon Valdez Oil Spill Trustee Council October 1996

## Introduction, Purpose, and Objectives

Indigenous knowledge, including traditional ecological knowledge (TEK), provides an important perspective that can help the *Exxon Valdez* Oil Spill (EVOS) restoration effort by providing information and analysis of the environment and resources affected by the oil spill. Fishers, hunters, and gatherers have detailed descriptions of animal behavior and ecology. For many species, subsistence harvesters possess the following information:

- where it is found in any season
- what it eats
- how it moves from place to place
- when it mates
- where its young are born
- what preys on it
- · how it protects itself
- how best to hunt for it
- population cycles

As astute observers of the natural world and as repositories of knowledge on the long term changes in their biophysical environment, practitioners of traditional ecological knowledge (TEK) can provide western biologists and ecologists with systematic and analytical observations that cover many years. While the differences between

indigenous and scientific ways of knowing must be understood, restoration projects which successfully incorporate both perspectives will improve our collective understanding of the natural processes involved in the EVOS-affected region.

Working in and with Alaska Native communities requires sensitivity to their cultures, customs, traditions, and history. Successful working relationships are built on mutual respect and trust. The people of the communities of the oil spill area have experienced severe dislocations in their lives due to the *Exxon Valdez* Oil Spill. Subsistence and commercial fishing activities have been interrupted. Researchers and agency personnel have used the communities as logistical bases. Disruptions related to the clean up, litigation, and increased bureaucratic demands have impacted the people's ability to conduct their daily business.

As a consequence of these stresses to their privacy and out of concern to preserve respect for their traditions, the Alaska Native communities of the area affected by the spill, assisted by EVOS staff, the Chugach Regional Resources Commission, and staff from Trustee Council agencies, have developed a series of protocols formalizing their relationship with outside researchers. These protocols provide a set of guidelines that will facilitate collaboration between Alaska Natives and scientists in meeting the goals of EVOS restoration. The protocols describe the major elements of a research

partnership, but their application depends on common sense and courtesy. For those researchers planning to collaborate with local respondents in the collection of indigenous knowledge or whose proposed research is likely to affect subsistence activities, the EVOS Trustee Council requires consideration of these protocols prior to the initiation of research.

The objectives of these protocols are:

- 1. Provide guidelines for restoration project planning and review
- 2. Identify a set of ethical principles that establishes the parameters for a research partnership between Alaska Native communities and restoration scientists
- Establish procedures for facilitating the collection of indigenous knowledge in restoration projects
- Provide guidance on the development of research agreements between Alaska
   Native communities and researchers.

## **Protocols**

- 1. Project planning and review.
- a) In developing projects that include the collection and use of indigenous knowledge, researchers and community residents should keep in mind how this information will be used in improving restoration, management, education, and future research.

- b) In designing restoration projects that include indigenous knowledge, researchers should recognize that local communities' knowledge of and interest in natural resources extends beyond the physical boundaries of the communities themselves to their harvest areas and beyond.
- c) All research proposals involving indigenous knowledge will be reviewed by the TEK Specialist, the Community Facilitators, and village councils, and their recommendations will be forwarded to the Executive Director. The overall program of research involving indigenous knowledge will be reviewed annually.
- d) In developing proposals and research plans and budgets for projects involving indigenous knowledge, researchers should include the costs of a research program that is consistent with these protocols.
- 2. Ethical principles. EVOS research which involves the collection and use of indigenous knowledge should follow the ethical principles for research listed below, which are based upon guidelines adopted by the Alaska Federation of Natives (AFN) Board of Directors in May 1993 (attached).
- e) Advise Alaska Native communities and people who are to be involved in or affected by the study of the purpose, goals, and time-frame of the research, the proposed data-gathering techniques, and the potential positive and negative implications and impacts of the research.

- f) Obtain the informed consent of the appropriate governing bodies and of individual participants
- g) Protect the knowledge and cultural/intellectual property of the Alaska Native people
- h) Seek to hire local community research assistants, and provide meaningful training to Alaska Native people to develop research skills, as appropriate
- i) Use the local Alaska Native language whenever English is the second language
- j) Address issues of confidentiality of sensitive material
- k) Include Alaska Native viewpoints in the final study report
- Acknowledge the contributions of local research assistants and respondents in project reports
- m) Provide the communities with a summary of the major findings of the study in nontechnical language.
- n) Provide copies of the annual and final project reports and related publications to the local library

The AFN Guidelines also include establishing and funding a "Native Research Committee." This may not be necessary in most EVOS Restoration Projects, depending upon the scope of the collection of indigenous knowledge and the wishes of the local community. Also, a new entity may not be necessary. For example, the traditional council may serve as such a review body. This point should be addressed in

a "research agreement," as discussed in #4, below.

- 3. Facilitating the collection of indigenous knowledge.
- o) Initial contacts should be made through the TEK Specialist hired under Project 97052B to discuss the potential collection of indigenous knowledge in a project. The TEK Specialist will then pass the requests on to the communities concerned, and assist in establishing contact between the researcher and the Community Facilitator. The TEK Specialist will also inform the Spill Area Wide Coordinator of such requests.
- p) Once contact has been established through the TEK Specialist, researchers should use the Community Facilitator or designee as the primary community contact.
- q) The Community Facilitator or designee will arrange for the researcher to meet with the Village Council (or other appropriate body authorized by the Village Council) to discuss the project's goals, scope, methods, expectations, benefits and risks. The Facilitator or designee will help orient the researcher to the community and its customs.

## 4. Research agreements.

The researcher and the Village Council (or other appropriate body authorized by the Village Council), assisted by the Community Facilitator, will work together to set up a

research agreement. In developing the agreement, the following topics should be considered: the nature of the research, the form of consent that will be required, the need for local research assistants, compensation of participants, acknowledgments, anonymity and confidentiality of personal and other sensitive information, project monitoring, project review, final disposition of data, and provision of study results. The agreement may take one of several forms, such as a binding contract, a memorandum of agreement, a letter of agreement, or a village resolution. In any agreement, the responsibility and expectations of the researcher and the community should be spelled out. Terms and conditions should be clear and understandable to all parties, should not place unreasonable or unfair burdens on the participants, and must be consistent with applicable laws.

## AFN BOARD ADOPTS POLICY GUIDELINES FOR RESEARCH

At its quarterly meeting in May, the AFN Board of Directors adopted a policy recommendation that includes a set of research principles to be conveyed to scientists who plan to conduct studies among Alaska Natives.

The principles will be sent to all Native organizations and villages in the hope that compliance by researchers will deter abuses such as those committed in the past which lately have come to light.

Alaska Natives share with the scientific community an interest in learning more about the history and culture of our societies. The best scientific and ethical standards are obtained when Alaska Natives are directly involved in research conducted in our communities and in studies where the findings have a direct impact on Native populations.

AFN recommends to public and private institutions that conduct or support research among Alaska Natives that they include a standard category of funding in their projects to ensure Native participation.

AFN conveys to all scientists and researchers who plan to conduct studies among Alaska Natives that they must comply with the following research principles:

- \* Advise Native people who are to be affected by the study of the purpose, goals, and timeframe of the research, the data-gathering techniques, the positive and negative implications and impacts of the research.
- \* Obtain the informed consent of the appropriate governing body.
- \* Fund the support of a Native Research Committee appointed by the local community to assess and monitor the research project and ensure compliance with the expressed wishes of Native people.
- \* Protect the sacred knowledge and cultural/intellectual property of Native people.
- \* Hire and train Native people to assist in the study.
- \* Use Native language whenever English is the second language.
- \* Guarantee confidentiality of surveys and sensitive material.
- \* Include Native viewpoints in the final study.
- \* Acknowledge the contributions of Native resource people.
- \* Inform the Native Research Committee in a summary and in non-technical language of the major findings of the study.
- \* Provide copies of studies to the local library.

Restoration Office

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178



## <u>MEMORANDUM</u>

TO:

Margie Ridgeway

FROM:

Jean Clamer Traci Cramer

Administrative Officer

DATE: October 8, 1996

RE:

97100 General Administration

The purpose of this memorandum is to provide documentation regarding the reimbursable services agreement (RSA) between the *Exxon Valdez* Restoration Office and the Division of Administrative Services.

For Fiscal Year 1997, a total of \$2,857.1 was approved to support Administration, Public Information and Scientific Management of the *Exxon Valdez* Oil Spill Trustee Council. Of the total, \$1,861.2 was allocated to the Department of Fish and Game as follows:

Oil Spill Public Information Office	\$317.3
Operations	\$1,428.1
Public Advisory Group	\$115.8

The total allowable GA associated with these components is \$166.2. The RSA of \$123.9 represents that portion of allowable GA available to the Division of Administrative Services. The remainder of \$42.3 has been allocated for a support position in the Restoration Office.

Consistent with the Exxon Valdez Oil Spill Trustee Council Procedures, the final amount of GA retained will be in proportion to actual direct costs.

cc: Eric Myers

State of Alaska Re	imbursable Sen	vices Agreeme	ent	ORIGINAL I	RSA	Amendment #	
	BRU		Component		·-··	Log # (ADN)	1 1
FISH AND GAME	EXXON VALDEZ T	RUSTEE COUN	PUBLIC INFOR	MATION			
Servicing Agency	BRU		Component			Log # (ADN)	
AND GAME	ADMIN & SUPPOR	₹T	ADMINISTRAT	IVE SERVICES			
Project or program title:		INDIRECT CHAF	RGE TO EXECU	ITIVE DIRECTO	R'S OFFICE	=	
II. The servicing agency agrees to							
THIS PROVIDES ADMINISTRATIVE ACCOUNTING STRUCTURES AND OPERATING PROCEDURES, A RAT COVERS EXPENSES FOR INDIRECT RATE FOR OIL SPILL.	FINANCIAL REPORTE WILL USED BEC	RTING. AS REC AUSE MEASURI	OMMENDED IN	THE EXXON OUT OF THE SE	ALDER ON SERVICES: THE FEDER SEP 2	SPIN TRUSTEI IS COST EROHIE ALLY APPROVE 5 1998	COUNCIL FINANCIAL BITIVE. THIS RSA DINDIRECT COST
III. Terms and mechanics of reimbi	ursement:		Billing Addres	<del>- HUU}</del>	1 = iX	ECEIVABLE	<del>:                                    </del>
X Payment upon approval			State of Alaska				
Payment upon receipt of		Q.	Department of f	ish and Game			
Payment upon completi		-	PO Box 25526				
Other (Specify)	` '		Juneau AK, 99	9802-5526			<del></del>
Commencement date		Completion date		Billing RD c	ode	Phone	#
7/1/96		-	0/97	1 "	11963		465-6062
IV. Servicing agency cost based on:		lte	mized costs of	service(s) provi	ded		
		X Co	st allocation scredule	e (description of alloc	ation methodoli	ogy must be attached)	
Personal services  Travel  Contractual Supplies Sequipment Grants Sund, Bldgs Other Total  VI. Budgeting and accounting info Requesting agency This age  1. Financial coding to be charged  2. Encumbrance document number 4. Federal funds  X No Federal Agency/Program/CFDA	123,900.00  123,900.00  123,900.00  rmation: reement is documented Continuing funds  er  Yes Amount	S	O.00	S S S S S S S S S S S S S S S S S S S	4 Awend rity rity	s s s s s s s s s s s s s s s s s s s	ng budget page
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Servicing Agency This Agree	ment is documen Yes If yes, in F			Budset	Amendin	Operatir Capital bu	ng budget page udget page
VII. Approvals & Certification: The requ are encumbered to pay this obligation or t false entries or alterations on a public rec constitutes tampering with public records	that there is a sufficien cord, or knowingly dest	nt unencumbered ba troy, mutilate, suppr	lance in the appro ess, conceal, remi	priation cited to co ove or otherwise in	over this oblig npair the verit	ation. I am aware th y, legibility or availa	at to knowingly make or allow
Requesting Agency Authorized Sig	nature	P	rinted Name			Date	
ing Agency Authorized Signa	iture	Р	rinted Name MARGIE RIDO	GEWAY		Date 9/25/	96
OMB Authorized Signature		P	rinted Name			Date	

## **Restoration Office**

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



October 7, 1996

John Rennie, Editor in Chief "Letter to the Editor" Scientific American, Inc. 415 Madison Avenue New York, New York 10017-1111

#### Dear Editor:

The article on the *Exxon Valdez* oil spill, "Sounding Out Science," had an interesting and, for the most part, balanced perspective on the science associated with the oil spill. I have one correction and offer alternative perspectives on several points. First the correction: Holloway wrote that Trustee Council funding of intertidal studies stopped in 1991. Not true. Intertidal studies at Herring Bay, a key Prince William Sound study site, continued through 1995. The resulting report will soon be available through the Oil Spill Public Information Library in Anchorage.

I found the charge that "the spill's scientific legacy remains a mess" to be dated and erroneous. Most of the science criticisms pertained to the damage assessment in the immediate aftermath of the spill. The secrecy during the litigation was frustrating, but for the State of Alaska and Federal governments that secrecy ended almost immediately after the October 1991 settlement. Our documents are open to the public. There is criticism that the early studies were not ecological in character, but such an approach was nearly impossible, given how little basic biology, much less ecology, was known. Holloway gives credit to the Council for belatedly adopting an ecological approach, but this work had begun already in 1994 and is now bearing fruit with major insights about long-term environmental change and processes and the ramifications for everything from salmon to seals. The Council's decision to establish a "restoration reserve" account is evidence of our long-term commitment to research and monitoring.

Finally, Holloway presents restoration "as an ill-defined term that has come to include buying land so as to protect it." Protecting fish and wildlife habitat through land acquisition is fundamental to the *Exxon Valdez* restoration program. Purchase of timbered lands, for example, maintains breeding habitats for the marbled murrelet--a tiny, tree-nesting seabird--during its time of recovery and into the future. Habitat protection, including watersheds around salmon spawning streams and wilderness recreation areas, is also key to the restoration of human services that were injured by the spill. Restoration of services for people who live on and love the land is an explicit--not ill-defined--part of our mandate.

Page 2 Scientific American October 7, 1996

We appreciate the attention to the *Exxon Valdez* oil spill. We would welcome a more in-depth look at the post-spill program in the future.

Sincerely,

Molly M Clammon
Executive Director

MM/kh

**Restoration Office** 

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



## **MEMORANDUM**

To:

Brenda Baxter, Mike Castellini, John French, Dave Gibbons, Patty Ginsberg,

Bill Hauser, Joe Hunt, Lisa Ka'aihue, Jim King, Ernie Piper, Stanley Rice,

Robert Spies, Joe Sullivan, Lisa Thomas, and Bruce Wright

From:

Stan Senner, Science Coordinator

Subject:

2nd Meeting of the 10th Anniversary Planning Committee

Date:

October 7, 1996

Most of you were available to meet on Thursday, October 24, so I have reserved the Large Conference room at the Restoration Office in Anchorage from 10 a.m. through 2:30 p.m. We will take orders for sandwiches (no-host) so we can have a working lunch and finish by midafternoon.

For subcommittee chairs, please remember to try to identify and contact members of your subcommittee and develop a list of tasks you need to accomplish and by when. Be prepared to share this information with the full committee.

A draft agenda is enclosed. Please give me a call if you have any questions.

enclosure (1)

cc:

Molly McCammon & Eric Myers, Restoration Office

Martha Vlasoff, Community Liaison

# 2nd Planning Meeting for the EVOS 10th Anniversary Symposium (March 23-27, 1999) October 24, 1996 Large Conference Room Restoration Office, Anchorage 10:a.m.-2:30 p.m.

Note: We'll take orders for a working lunch at the Restoration Office.

- ♦ Review symposium's basic themes, content, and organization
- ♦ Discuss milestones and timetable (mailed w/Sept. 23 memo)
- ♦ Review logo sketches

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- ♦ Revisit alternatives for symposium proceedings
- ♦ Subcommittee reports:
  - -steering
    - -facilities
  - -field trips
  - -news media
  - -editorial/proceedings
  - -scientific program
  - -day one summary symposium
- ♦ PWS RCAC participation
- ♦ Other items as needed

Restoration Office

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178



## **MEMORANDUM**

TO:

Carol Fries

FROM:

Traci Cramer

Administrative Officer

DATE: September 6, 1996

RE:

State Authority to Receive and Expend

The purpose of this memorandum is to address the impacts of recent Trustee Council action on the State Fiscal Year 1997 budget and to begin developing the State Fiscal Year 1998 budget request.

The attached spreadsheet compares how Trustee Council action to date impacts the department's existing authority to receive and expend *Exxon Valdez* oil spill settlement funds. For analysis purposes, an adjustment has been included in the event the Valdez Duck Flats project is approved. With the exception of funding for land acquisition, it does not appear that additional authority to receive and expend is required for the department in the current year.

With regards to the State Fiscal Year 1998 budget request, you should be aware that the deadline for submittal of the operating budget to the Office of Management and Budget is November 12, 1996. Any questions regarding format and internal deadlines should be directed to your Administrative Services Director. However, it is important that sufficient funds are requested and that a consistent methodology is applied by each department.

Generally, the 1998 request should be based on what is anticipated to be approved by the Trustee Council next year and incremental funding to support new projects, not yet identified. While it is recognized that each project has different cash flow requirements, I have reviewed the 1997 Work Plan and offer the following suggestions.

Archaeological Index Site Monitoring - Consistent with the budget, I would suggest that the department request \$92.0.

Administration, Public Information and Scientific Management - I would suggest that the department request funding consistent with the current year's level.

Habitat Protection and Acquisition Support - Consistent with the budget, I would suggest that the department request \$300.0.

Archaeological Site Stewardship - Consistent with the budget, I would suggest that the department request \$46.3.

Kenai Habitat Restoration and Recreation Enhancement Project - Consistent with the budget, I would suggest that the department request \$417.0. However, the project appears to include both operating and capital activities. If so, the department should consider requesting authority in both the operating and capital budgets.

Valdez Duck Flats - While this project has yet to be approved by the Trustee Council, I would suggest that the department request funding consistent with the recommended funding level proposed for the 1997 Work Plan. The department may also want to include funding in the capital budget to address any anticipated construction.

Project Management - I would suggest that the department request funding consistent with the current year's level.

Synthesis of Scientific Findings from EVOS Restoration Process - Consistent with the budget, I would suggest that the department request \$260.0.

Incremental Funding - In recognition of projects yet to be identified, incremental funding of approximately ten percent should be added to the request. Based on the suggestion above, this would equate to \$185.7.

Finally, the department may want to consider requesting capital authority for both small and large parcel acquisitions, if any are known at this time. This issue needs to be discussed further with Molly.

I hope my suggestions are helpful. If you have any questions or need any assistance please give me a call.

attachment

cc: Molly McCammon

Nico Bus

## Alaska Department of Natural Resources

Authority to Receive and Expend per Chapter 117, SLA96:							
Total Approved by the Trustee Council as of 8/29/96:							
97007A	Archaeological Index Site Monitoring	88.3					
97100	Administration, Public Information and Scientific	631.9					
97126	Habitat Protection and Acquisition Support	396.4					
97149	Archaeological Site Stewardship	46.3					
97180	Kenai Habitat Restoration & Recreation Enhancement	330.9					
97250	Project Management	41.9					
97300	Synthesis of Scientific Findings from EVOS Restoration	64.9					
Authority to Rece	ive and Expend, less Approved Projects:		373.2				
Deferred Projects			67.8				
97230	Valdez Duck Flats	67.8					
Authority to Receive and Expend, less Approved and Deferred Projects:							



Restoration Office

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178



#### **MEMORANDUM**

TO:

Ernie Piper

FROM:

Traci Cramer

Administrative Officer

DATE: September 6, 1996

RE:

State Authority to Receive and Expend

The purpose of this memorandum is to address the impacts of recent Trustee Council action on the State Fiscal Year 1997 budget and to begin developing the State Fiscal Year 1998 budget request.

The attached spreadsheet compares how Trustee Council action to date impacts the department's existing authority to receive and expend *Exxon Valdez* oil spill settlement funds. At this time, it does not appear that additional authority to receive and expend is required for the department in the current year.

With regards to the State Fiscal Year 1998 budget request, you should be aware that the deadline for submittal of the operating budget to the Office of Management and Budget is November 12, 1996. Any questions regarding format and internal deadlines should be directed to your Administrative Services Director. However, it is important that sufficient funds are requested and that a consistent methodology is applied by each department.

Generally, the 1998 request should be based on what is anticipated to be approved by the Trustee Council next year and incremental funding to support new projects, not yet identified. While it is recognized that each project has different cash flow requirements, I have reviewed the 1997 Work Plan and offer the following suggestions.

Administration, Public Information and Scientific Management - I would suggest that the department request funding consistent with the current year's level.

Chenega Area Shoreline Residual Oiling Reduction - In recognition that work may continue after June 30, 1997, I suggest that the department request funding for

continuation of the project into State Fiscal Year 1998.

Kodiak Waste Management Plan - The Detailed Project Description clearly indicates that meetings will continue to be held during State Fiscal Year 1998 and that the final report is not due until November 1997. As such, I would suggest that the department request funding for continuation of the project into State Fiscal Year 1998. The department may also want to request funding in the capital budget to address implementation of the plan.

Incremental Funding - In recognition of projects yet to be identified, incremental funding of approximately ten percent should be requested.

I hope my suggestions are helpful. If you have any questions or need any assistance please give me a call.

attachment

cc: Molly McCammon

Larry Jones

## Alaska Department of Enviornmental Conservation

Authority to Receive and Expend per Chapter 117, SLA96: 130.3							
Additional Authority to Receive and Expend per RPL 18-7-0055: 3,335.4							
Total Authority to Receive and Expend:							
Total Approved by the Trustee Council as of 8/29/96:							
97100	Administration, Public Information and Scientific	59.2					
97115	Implementation of the Sound Waste Management Plan	1,167.9					
97291	Chenega-Area Shoreline Residual Oiling Reduction	1,900.0					
97304	Kodiak Waste Management Plan	267.5					
Authority to Receive and Expend, less Approved Projects: 71.							



Restoration Office

645 "G" Street, Anchorage, AK 99501

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



## **MEMORANDUM**

TO:

Craig Tillery

FROM:

Traci Cramer

Administrative Officer

DATE: September 5, 1996

RE:

Seal Bay Payment

Based on terms contained in the agreement relating to the sale and purchase of lands and interests on Afognak Island, a total of \$3,075,625 is due on November 23, 1996. As reflected below, this number includes the third and final installment of \$2,916,666.67, plus interest. The interest calculation is based on the Fifty-Two Week U.S. Treasury Bill rate in effect in November 1995.

\$2,916,666.67
<u>5.45%</u>
\$158,958.33
\$2,916,666.67
<u> \$158,958.33</u>
\$3,075,625.00

If you have any questions, please do not hesitate to call.

## P 463 454 297

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED

NOT FOR INTERNATIONAL MAIL

(See Reverse)

Anchorage AR	79508
Postage	S
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$3,38
Postmark or Date	

PS Form 3811, Apr. 1989 *U.S.G.P.O. 1989-238-815	7. Date of Delivery 10-7-41	×	6. Signature - Agent	× Junconnel 197	5. Signature - Addressee	Anchorage Alaska 99598	4201 Tudor Centre Drive Suit 220	Chugach Heritage two dation	JIM VINNETT		3. Article Addressed to:	Show to whom delivered, date, and addressee's address.     Extra charge)	the date of delivery. For additional fees the following services are available. Consult postmaster for fees	Put your address in the "RETURN TO" Space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and	SENDER: Complete items 1 and 2 when additional services are desired, and complete items 3 and 4.	
DOMESTIC RETURN RECEIPT				requested and fee paid)	8. Addressee's Address (ONLY if	Always obtain signature of addressee or agent and DATE DELIVERED.	Express Mail	Begistered Insured	Type of Service:	LUC-154-5910	4. Article Number	dress. 2.   Restricted Delivery (Extra charge)	are available. Consult postmaster for fees	side. Failure to do this will prevent this card	services are desired, and complete items	

## **Restoration Office**

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



October 4, 1996

Mr. Jim Sinnett Chugach Heritage Foundation 4201 Tudor Centre Drive, Suite 220 Anchorage, Alaska 99508

Mr. Keith Gordaoff Chugach Development Corporation 560 E. 34th Avenue, Suite 201 Anchorage AK 99503

Certified Return Receipt Requested Number P 463 454 297

Re: Contract No. 53-0109-6-00411/1084-96-600059

Project 96154, Comprehensive Community Plan for the Restoration of Archaeological Resources in Prince William Sound and Lower Cook Inlet

Dear Mr. Sinnett and Mr. Gordaoff:

We have reviewed the revised draft plan and find that it still does not satisfy the terms of the contract. This is the second set of draft materials we have reviewed and the Plan Summary, Part II and Part III have not changed significantly since the preliminary draft and do not comply with the requirements of the contract. These sections appear to be a proposal for funding rather than an analysis of alternatives for restoring archaeological resources and are therefore inappropriate to include in a final report for this project.

In contrast to the rest of the draft plan, the revised draft of Part I is more complete than was the preliminary draft and could be brought into compliance with key parts of the contract. Part I is the only part of the report that addresses the restoration of archaeological resources in a systematic way.

It appears to us that three avenues are available for concluding this contract:

1. Revise Part I to comply with Methods Section 1.0, 3.0, 6.0 and 7.0 of the Contract and publish it as a stand-alone document. Omit the Plan Summary, Part II, Part III and the Facilities Inventory from the second revised draft because they are not in compliance with the contract and not responsive to our previous

Sinnett and Gordaoff October 3, 1996 Page 2

> comments. In addition to consulting the contract, please see Attachment A for advice on changes needed in Part I.

This is our preferred alternative. If you decide to revise Part I to comply with these sections of the Contract, please submit a final draft within 10 days of receipt of this letter.

- 2. Terminate the entire Contract for nonperformance.
- 3. Revise the entire draft to comply with all sections of the Contract. In addition to consulting the contract, please see Attachment A for advice on changes needed in Part I and Appendix B for changes needed in the rest of the document. This alternative will require major changes in the Plan Summary, Part II and Part III. If you decide to revise the entire document to comply with all sections of the Contract, please submit a final draft within 21 days of receipt of this letter.

Sincerely.

Drug Libhons Dave Gibbons, U.S. Forest Service Molly McCammon, Executive Director Contracting Officer's Representative EVOS Trustee Council

Molly M' Camn

Attachments (2)

cc: Steve Zeckser - Contracting

Karen Forsland - SBA

Paul Schanzenbach, Chugach Development Corporation

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# Attachment A Part I (Archaeology)

The following changes to the revised draft of Part I would bring the text into compliance with paragraphs 1.0, 3.0, 6.0 and 7.0 (in part) of the Methods Section of the Contract:

- 1. Part I, page 8, ¶5. Estimate the floor space that would be required to accommodate the repository function, including cabinet space, for each of the scenarios. The revised draft estimates that the cabinet space required to store the EVOS archaeological collections is 200 to 400 cubic feet. Construction cost estimates are based on the unit cost of \$300/sf of floor space, so a necessary step in estimating a reasonable construction cost for a repository to house the EVOS artifact collections is translating the cabinet space requirement to floor space and then adding sufficient room for work space and circulation.
- 2. Part I, page 68, Section 5.2, ¶1, Criteria for Assessing Options. In the introduction to this section, include a caveat that the Trustee Council will specify proposal evaluation criteria in an invitation should one be issued and that the Council's evaluation criteria may differ from those in the plan.
- 3. Part I, page 69. Delete the first item under Criteria 5, which states, "Proposals should address the needs of each and every community. Consideration should be given to allocating an equitable distribution of EVOS funding for archaeological restoration addressed in this plan among all of the communities." Under the settlement agreement the Council's decisions about the allocation of restoration funds must be quided by restoration needs, not equitable distribution among communities.
- 4. Part I, page 71, Section 5.3.1. Evaluate all facility scenarios by at least the criteria mentioned in the contract (cost of construction, cost of operation, ease of access by residents and investigators) as well as their restoration benefit. (See Methods Section 1.03 of the Contract.)

The letter from Wright Alcorn, USKH, to Jim Sinnett dated July 9, 1996, estimated design, construction and operations costs for model facilities of various sizes (500-10,000 sf). Construction cost estimates should include the cost of specialized equipment. The budget for the proposed Chenega Bay facility includes \$200,000 for "repository/display cases and specialized furniture and equipment." Estimates of the cost of operations should include the cost of personnel and training.

The evaluation of facility alternatives should include a comparison of curation fees. (See the comments from the U.S. Fish and Wildlife Service on p. 56 of Part I.) Exxon has already paid the University of Alaska Museum \$30,000 for curation and storage, in perpetuity, of the artifacts recovered during the spill response. This amounts to less than \$100 per artifact. Curation fees at the University of Alaska Museum are usually single, negotiated payments.

- 5. Part I, page 76. Scenarios One and Two include artifact repositories in Chenega Bay, Port Graham, and Nanwalek as well as a Chugach regional organization. The evaluation of these two scenarios should mention that the Chenega, Port Graham, English Bay and Chugach Alaska corporations filed claims before the Trans-Alaska Pipeline Liability Fund for damages to sites containing cultural and archaeological materials. In 1992 the Fund Administrator ruled that the Fund would compensate claimants for the costs of excavation and curation of artifacts from oiled archaeological sites on their lands. Damages have been awarded from the Fund to compensate these claimants and are potential sources of funding for excavation and curation of archaeological resources in these communities or for the Chugach region. (See Methods Section 5.02(b) of the Contract.)
- 6. Part I, pages 71-78. Two additional scenarios should be described and evaluated:
- a) Curation and permanent storage of artifacts at the University of Alaska Museum with a traveling exhibit and/or short-term loans to spill-affected communities. This is a variation on Scenario Four. In their comments on page 56, the US Fish and Wildlife Service also suggests that this alternative be explored.
- b) Curation and permanent storage of artifacts at the Alutiiq Culture Center. with traveling exhibits and/or short-term loans to communities in the Chugach region as well as Kodiak and the Alaska Peninsula. In Project 96150, the Alutiiq Culture Center requested \$535,000 to remodel its basement to accommodate artifacts from PWS and lower Cook Inlet. Traveling exhibits would cost more.
- 7. Part I, pages 64-67 and 79. More emphasis was placed on community interest in programs than the need for them. A paragraph describing the need for these programs and perhaps listing them in order of priority would be helpful. Site stewardship programs and interpretive display programs were discussed in some detail on page 79, but there is no indication that these two programs are high priorities. The paragraph on interpretive display programs concludes with the statement, "Cost estimates for purchasing, installing and maintaining display systems should be addressed in conjunction with facility design and financing elsewhere in the plan." Unfortunately, the only response to this suggestion was a statement on page 124 that the proposed Chenega facility would require \$200,000 for repository display cases and specialized furniture and equipment.
- Part I, "Preferred Alternative". Throughout Part I, any reference to a preferred alternative should identify the organizations or individuals that prefer it. For example, it appears to be accurate that the Chugach Heritage Foundation endorses Scenario One. However, in the absence of resolutions from governing bodies in the affected

communities, it would not be accurate to imply that Scenario One is generally preferred throughout the study area.

- 9. Part I, Pages 73-75, Figures 5, 6 and 7. These figures describe the regional repository concept for Scenario One and Scenario Two. Therefore, the titles of these figures should indicate that they illustrate Scenarios One and Two.
- 10. Part I, page 72. "Building type" should also include the option of "Display only".

# Attachment B Part II (Finance), Part III (Concept Design) and Plan Summary

If you decide to bring the entire draft plan into compliance with the terms of the contract, refer to the contract scope of work, Appendix A for additional advice on changes needed in Part I, and this appendix for additional advice on changes needed in the rest of the draft plan.

If you decide to complete Project 96154, we recommend that the principal authors of the various sections of the report consult with one another. Part I suffers from the lack of information about cost and design options. Parts II and III appear to disregard the inventory of artifacts, storage requirements and facility scenarios in Part I.

## Part II (Finance)

Part II of the revised draft is nearly identical to the preliminary draft. It still disregards the alternatives and findings in Part I and contains unacceptable concepts. The following concepts need to be corrected:

- Section 1.4 (Part II, page 4) states that one approach the Trustee Council could use to fund one or more facilities is a "Leveraged Financing Approach," that is, establish an underwriting fund in the restoration reserve to secure private placement of loans to construct the facilities. At the end of a 20-year term, the underwriting fund would be liquidated and returned to the reserve. As we have told you on several occasions, the Trustee Council may not lend restoration funds.
- Section 4.3.1 (Part II, page 11) contains the author's opinions about conflicting views between communities and of the Trustee Council.
   Personal opinions such as these are inappropriate for publication in a professional report.
- Figure 2 (Part II, page 14) estimates an "EVOS Related Capital Share" for a typical multi-use facility. The estimated "EVOS Related Capital Share" includes a small percentage of the cost of constructing office space for general government, village corporations, federal agencies and public health clinics. As we have told you on several occasions, the Trustee Council may not use restoration funds to finance such space. The Council cannot pay to construct office space for federal agencies engaged in normal agency functions. If a federal agency or any other organization is working on a restoration project, office space lease payments would be paid from the indirect costs charged to the restoration project in which the investigator is engaged.

A document containing any of these concepts may not be published as part of a final report for a project funded by the Trustee Council. You are, of course, free to include these concepts in a proposal, but it would not be favorably received.

We would like to underscore the point that the version of Part II that is presented in the revised draft will not be allowed to appear in the final report. However, if you decide to revise Part II to bring it into compliance with the contract, we recommend that you do the following:

- 1. Part II, pages 6-9. Drop the CRR-MAP Plan and associated office space requirements as assumptions on which to base estimates of financial participation from the Trustee Council. Most of the work you describe on these pages was completed during the damage assessment phase of the oil spill. Most of the communities have been very active in developing and submitting restoration projects important to their communities. If the Trustee Council funds projects centered in a community, office space lease rental would be paid by the project sponsor from the indirect cost charges. The Trustee Council would not also pay to build new office space.
- 2. Part II, page 11, Section 5.1. Revise the first sentence to state, "The assumption is that each project will be owned by a nonprofit corporation exempt from federal income taxation under the applicable Internal Revenue Code. Potential owners include the North Pacific Rim Housing Authority, other tribal organizations, incorporated 501(c)(3) organizations, municipalities and the University."
- 3. Throughout Part I, delete references such as, "It is up to Chugach to determine..." or "The selected Chugach entity." This project includes Seldovia and Homer, which are not in the Chugach region. Furthermore, at this stage no entity has been selected and, therefore, it is uncertain whether such an entity would be a Chugach organization.
- 4. Provide information required by Methods Section 5.0 of the Contract, but missing from the revised draft. In developing this information, work closely with both Dr. Lora Johnson and Jim Huettl or Wright Alcorn, USKH. Information required by the contract includes the following:
- 5.01 <u>Cost estimates.</u> Provide clear and reasonable cost estimates for facilities that serve as repositories and display areas as well as those that serve as display areas only. Costs associated with the regional clearinghouse should also be described. The scale of the facilities should reflect the inventory and storage space requirements described in Part I, as well as the facilities alternatives.

- Design. See letter from Wright Alcorn, USKH, to Jim Sinnett dated July 9, 1996. Design costs will be different for each facility scenario (see Part I). In the case of the Alutiiq Culture Center, the Trustee Council contributed to the cost of construction, but not design.
- Construction. Describe how the \$300/sf figure was derived. Would the construction cost be \$300/sf regardless of whether the facility is a repository only, a repository and display area, or a display area only? Part III indicates that display cases and other specialized equipment for the Chenega facility would cost \$200,000. Provide more detail about this cost estimate, for example, the number of display cases, the kind of equipment, the equipment needs of a display only facility versus a repository?
- 5.01 (c) Management, Operations and Maintenance. Part II, Figure 4, indicates an operation and maintenance cost of \$0.50 per square foot in the first year, increasing to \$1.05 after 20 years. Figure 4 also assumes that the square feet of leased space would increase from 3,000 to 21,000 over the same period. Revise these figures to reflect the facility scenarios in Part I and to include the cost of personnel and training for the repository and/display area. A comparison of the cost of operations should be included in the plan as a service to potential proposers because they would have to bear the cost. As stated in the Contract, "The long-term cost of operation and maintenance must be sustainable from sources other than the civil settlement."
- 5.01 (d) Training. The revised draft contains no cost estimate for training needs for facilities or programs considered by the plan. The cost of training is usually considered an operations expense.
- 5.02 <u>Alternative sources of funding</u>. The discussion of bond issuance is useful. A description of other sources of grant funds, use of TAPLA fund recoveries, and lease revenues and other user fees would complete this section.

### Part III (Design)

Part III consists of a boilerplate description of the qualifications and methods used by the North Pacific Rim Housing Authority and a copy of the preliminary design and construction cost estimates for the Chenega Corporation multi-use facility. Both items seem to be out of place in the final report. The description of the qualifications and methods used by the North Pacific Rim Housing Authority should be left out of the final report.

With regard to the concept design, either modify it to reflect the facility scenarios and space requirements developed in Part I or delete it from the final report. The letter from

Wright Alcorn, USKH, to Jim Sinnett dated July 9, 1996, provides more useful information than does the preliminary design and construction cost estimates for the Chenega Corporation multi-use facility and should be consulted in the revision of the concept design. Mr. Alcorn's letter suggests that a minimal display area would be 500 sf and cost \$150,000 to construct. The letter also suggests that the minimum size of an archaeological repository/display area would be 2,500 sf and cost \$700,000 to construct. Would a 2,500 sf repository serve the entire region (Scenario Six) based on the cabinet space needs developed in Part I? How would the design of repositories differ under Scenario One, in which the curation is provided by a central regional organization and the collections are divided among several smaller local repositories?

## Plan Summary

The Plan Summary should also be deleted or significantly modified.

- 1. Plan Summary, page 4. The body of the plan does not support the square footage or cost of facilities cited in the plan summary. It would be better to summarize the six facility scenarios and compare the square footage and cost (construction and operations) required for each scenario.
- 2. Plan Summary, page 5. The conclusion that a facility construction program must be carried out under either the North Pacific Rim Regional Housing Authority or a Regional Resource Development Authority is not justified in the text and should be deleted.
- 3. Plan Summary, pages 7-8. Goals. The goals in the revised draft emphasize local capacity building and funding for local cultural heritage programs, rather than the restoration of archaeological resources. Although these goals may be accurate reflections of community goals, they are not accurate statements of the goal of this project. A better alternative is a goal cited in the final report for Project 94007, "To protect the artifact collections which are generated as a result of the *Exxon Valdez* oil spill and to protect from further damage archaeological sites damaged in the spill."
- 4. Plan Summary, pages 9-10. Summary of Plan Objectives. Use the objectives in the detailed project description. The objectives in the revised draft are expansions on the objectives in the detailed project descriptions, adding resource co-management and cultural and historic resources to the plan's objectives.
- 5. Plan Summary, pages 15-16. Timelines. These timelines may be appropriate for a proposal, but not for this plan and should therefore be deleted. The timelines

include such milestones as issuing bonds and establishing a \$6 million escrow account.

6. Plan Summary. Terminology. References to repatriation and resource comanagement should be deleted. These terms have precise meanings and distinct procedures separate from the restoration of archaeological resources.

**Restoration Office** 

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



# **FAX COVER SHEET**



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From: Molly McCammon	Date: October 4, 1996
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645 G Street, Suite 401, Anchorage, Alaska 99501-3451 Phone: (907) 278-8012 Fax: (907) 276-7178



# **FAX COVER SHEET**



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From: Dave Gibbons	Date: October 4, 1996
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645 G Street, Suite 401, Anchorage, Alaska 99501-3451 Phone: (907) 278-8012 Fax: (907) 276-7178



## **MEMORANDUM**

TO:

Catherine Berg/DOI

FROM:

Molly McCarymon

Executive Director

RE:

Authorization -- Project 97144/Common Murre Population Monitoring

DATE:

October 4, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97144/Common Murre Population Monitoring, as described in the Detailed Project Description dated April 10, 1996.

## **Restoration Office**

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



## **MEMORANDUM**

TO:

Byron Morris/NOAA

FROM:

Molly Mccammon

Executive Director

RE:

Authorization: Project 97163/APEX: Alaska Predator Ecosystem

Experiment in PWS and Gulf of Alaska -- Subprojects J and K

DATE:

October 4, 1996

The purpose of this memorandum is to formally authorize work to proceed on subprojects J (Barren Island murres and kittiwakes) and K (fish as samplers) of Project 97163/APEX: Alaska Predator Ecosystem Experiment in PWS and Gulf of Alaska, as described in the Detailed Project Description dated June 1996.

cc: Catherine Berg, USFWS/DOI

Restoration Office

645 "G" Street, Anchorage, AK 99501 Phone: (907) 278-8012 Fax: (907) 276-7178



#### **MEMORANDUM**

TO:

Kevin Brooks, Director
Division of Administration
Department of Fish and Game

FROM:

Traci Cramer

Administrative Officer

DATE: September 4, 1996

RE:

State Fiscal Year 1997 Authority

As you are aware, the Trustee Council met on August 29th and approved the 1997 Work Plan and other related projects. In total, sufficient authority exists within the department to implement the projects approved and those projects still under consideration. However, there are two technical issues that need to be resolved.

The attached spreadsheet reflects those projects approved by the Trustee Council for implementation by the department and those projects still under consideration. The spreadsheet is organized by appropriation and the projects are reflected in numerical order. The approved column reflects those projects approved by the Trustee Council on August 29, 1996. The deferred column reflects projects still under consideration, but not yet approved. The SFY column represents authority to receive and expend *Exxon Valdez* oil spill settlement funds per Chapter 117, SLA96. The difference column is the sum total of the approved, plus the deferred, minus authority to receive and expend.

Technically, the only appropriation that appears to need additional authority to receive and expend is Subsistence. The Trustee Council approved four projects for a total of \$469.9 to be implemented by the division during the upcoming Work Plan Fiscal Year. As we have discussed, a delete/add supplemental should be sought by the department to move the authority to receive and expend into the correct appropriation.

The second technical issue involves the approval of \$545.6 to design, construct and install a fish pass at the SeaLife Center in Seward. While it is anticipated that the existing cooperative agreement with the City of Seward would be amended to include the fish pass, authority to receive and expend the additional capital funds must be

obtained. Possible options include requesting the authority through the Legislative Budget and Audit Committee, request that a portion of the operating funds contained in Chapter 117, SLA96 be reappropriated to capital, or request a capital supplemental.

I would appreciate you thoughts and would suggest that the issue of additional capital authority for the fish pass be discussed further.

#### attachment

cc: Claudia Slater

Molly McCammon



Proj No.	Project Title	Approved	Deferred	SFY	RPL	Diff.	Comments
97139A1	Salmon Instream Habitat and Stock Restoration - Little Waterfall Barrier Bypass	26.4		38.3		-11.9	
	Improvement						
97139A2	Port Dick Creek Tributary and Development Project	76.5		40.2		36.3	
97162	Investigations of Disease Factors Affecting Declines of Pacific Herring Populations in	79.9		79.9		0.0	Distribution Unknown See
	Prince William Sound						Hab - Total \$517.7
97163L	APEX/Barren Is. Survey & Historic Review	28.8		53.2		-24.4	
97165	Genetic Discrimination of Prince William Sound Herring Populations	41.6		129.6		-88.0	
97166	Herring Natal Habitats	200.0	60.7	330.9		-70.2	
97186	Coded Wire Tag Recoveries From Pink Salmon in Prince William Sound	273.8		247.7		26.1	
97188	Otolith Thermal Mass Marking of Hatchery Reared Pink Salmon In Prince William Sound	120.1		93.7		26.4	
€7191A-CLO	Field Examination of Oil-Related Embryo Mortalities that Persist in Pink Salmon Populations in PWS	208.5		390.1		-181.6	
97196	Genetic Structure of Prince William Sound Pink Salmon	195.5		171.3		24.2	
97239	Salmon Carcasses and Juvenile Chinook Salmon		127.5			127.5	
97247	Kametolook River Coho Salmon		18.9			18.9	Distribution Unknown
97251	Akalura Lake Restoration		43.7			43.7	
97254	Delight and Desire Lakes Restoration		123.1			123.1	
97255-CLO	Kenai River Sockeye Salmon Restoration	158.3		168.7		-10.4	
97256A	Sockeye Salmon Stocking at Columbia Lake		15.7	19.3		-3.6	
97256B	Sockeye Salmon Stocking at Solf Lake		4.4			4.4	
97258A-CLO	Sockeye Salmon Overescapement Project	214.0		169.8		44.2	
97259-CLO	Restoration of Coghill Lake Sockeye Salmon	46.8		146.6		-99.8	
97 <b>3</b> 20E	Salmon and Herring Predation	<u>631.8</u>		<u>660.6</u>		<u>-28.8</u>	
	TOTAL Commercial Fisheries Appropriation	2,302.0	394.0	2,739.9	0.0	-43.9	Excess Authority
97001	Recovery of Harbor Seals From EVOS: Condition and Health Status	192.0		185.1		6.9	
97025	Mechanisms of Impact and Potential Recovery of Nearshore Vertebrate Predators	410.8		963.0		-552.2	
97100	Administration, Public Information and Scientific Management	1,916.2		1,763.9		152.3	
97126	Habitat Protection and Acquisition Support	18.3		0.0		18.3	
97127	Tatitlek Coho Salmon Release	11.1		10.7		0.4	
97131	Chugach Native Region Clam Restoration	365.0		409.3		-44.3	
97162	Investigations of Disease Factors Affecting Declines of Pacific Herring Populations in Prince William Sound	437.8		457.0		-19.2	Distribution Unknown See CF - Total \$517.7
97170	Isotope Ratio Studies of Marine Mammals in Prince William Sound	143.3		143.4		-0.1	
97180	Kenai Habitat Restoration & Recreation Enhancement Project	268.5		384.7		-116.2	
97190	Construction of a Linkage Map for the Pink Salmon Genome	254.5		249.3		5.2	
97210	Youth Area Watch	150.0		94.2		55.8	
97225	Port Graham Pink Salmon Subsistence Project	74.4		74.9		-0.5	
97248	Collection of Historical Data and Local Knowledge	0.0	40.0	0.0		40.0	
97250	Project Management	304.9		264.5		40.4	
97250	Project Management/NOAA IPA	98.2		110.7		-12.5	
97263	Port Graham Salmon Stream Enhancement	58.0				58.0	
9/203							



Proj No.	Project Title	Approved	Deferred	SFY	RPL	Diff.	Comments
97275	Applied Field-Based Research Program		37.5		37.5		
97301	Television Pilot		100.0				
97320G	SEA: Phytoplankton and Nutrients	130.0		127.7		2.3	
97320H	SEA: Zooplankton	136.4		141.8		-5.4	
97320K	PWSAC Experimental Fry Release	24.8		24.8		0.0	
97320R	SEA: Trophodynamic Modeling and Validation Through Remote Sensing	182.1		176.8		5.3	
97320T	Juvenile Herring	899.8		930.6		-30.8	
97320U	Somatic and Spawning Energetics of Herring, Pollock and Pink Salmon	154.4		137.3		17.1	
97320Z1	Synthesis and Integration	61.3		61.3		0.0	
	Competative Research Grants	0.0	0.0	2,052.5		<u>-2.052.5</u>	
	TOTAL Habitat Appropriation	6,336.8	177.5	8,808.4	0.0	-2,294.1	Excess Authority
97052A	Community Involvement/Traditional Ecological Knowledge	248.4		242.6		5.8	
97052B	Traditional Ecological Knowledge	94.5		0.0		94.5	
97214-CLO	Documentary on Subsistence Harbor Seal Hunting in Prince William Sound	12.1		0.0		12.1	
97244	Community-based Harbor Seal Management and Biological Sampling	<u>114.9</u>		<u>92.1</u>		22.8	
	TOTAL Subsistence Appropriation	469.9	0.0	334.7	0.0	135.2	Shortage
97064	Monitoring, Habitat Use, and Trophic Interactions of Harbor Seals in PWS	317.8		390.4		-72.6	
97427	Harlequin Duck Recovery Monitoring	<u>252.5</u>		<u>276.4</u>		<u>-23.9</u>	
	TOTAL Wildlife Conservation Appropriation	570.3	0.0	666.8	0.0	-96.5	Excess Authority
	ADF&G Total	9,679.0	571.5	12,549.8	0.0	-2,299.3	Excess Authority
97197	Alaska SeaLife Center Fish Pass	545.6				545.6	Capital Authority Required

**Restoration Office** 

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



## MEMORANDUM

TO:

Craig Tillery, Alaska Department of Law

Gina Belt, U.S. Department of Justice

Maria Lisowski, U.S. Department of Agriculture Barry Roth, U.S. Department of the Interior

FROM:

Molly McCamphon Executive Director

DATE:

October 3, 1996

SUBJ:

Project 97151/PWSSC Research Facilities

In preparation for the upcoming Trustee Council meeting on, please find attached material prepared by the Prince William Sound Science Center (PWSSC) in regard to Project 97151/Research Facilities. For your reference, I have enclosed both the PWSSC response as well as the letter sent to the PWSSC asking for clarification of the issues addressed.

Please review this additional information. I want to have a phone conference meeting to obtain your comments, possibly on Monday, October 7th if it can be arranged. Rebecca Williams will contact each of you to identify a meeting time.

If there are any additional questions regarding the proposed project that you would like to have addressed by the PWSSC, please let me know as soon as possible so that the information can be obtained as quickly as possible.

Thank you for your assistance.

attachments

cc: Trustee Council Agency Liaisons



P.O. Box 705 Cordova, AK 99574 (907) 424-5800 FAX: (907) 424-5820

September 28, 1996

Molly McCammon, Executive Director 645 G Street, Suite 401 Anchorage, Alaska 99501-3451

Dear Ms. McCammon:

We received good news! The bill funding the Oil Spill Recovery Institute passed! I want to thank you for supporting us on this effort. I am looking forward to future discussions on how the OSRI program can complement the EVOS Trustee Council program to create new funding opportunities research and monitoring in Alaska.

The appropriation of OSRI funding places new urgency on the Center's need for additional facilities. As you are probably aware, the OSRI funds can be used to support but not build new facilities. The Trustee Council's support of the Science Center's program to build local capacity is a unique aspect of the restoration program that will yield long-term benefits to restoration, management and science in the region. Attached are the additional information that you requested regarding Project 97151, the Prince William Sound Science Center (PWSSC) Research Facility proposal.

Thank you again for your support on this request

Sincerely,

Gary Thomas, President

# Responses to questions regarding Project 97151 Prince William Sound Science Center Research Facility Proposal

Note: See September 16, 1996 letter from Molly McCammon

1. Space Requirements: There are currently 24 full and part-time employees working in the Center's main office and an additional six full time employees working at the satellite office. Five of the six at the satellite office are working on the SEA program. Fourteen of the 24 employees at the main office are working exclusively on EVOS funded projects (both the SEA and other EVOS projects)

In answer to your second question, the proposed addition will include 6-8 small offices dedicated to the principal investigators and project leaders for the EVOS funded projects. This addition will make possible a consolidation of all PWS Science Center staff under one roof. It will improve the efficiency of work completed and reduce costs, both through the elimination of rent and through an intangible cost for staff time spent traveling between offices.

2. The satellite office currently rented costs \$600 per month. It was almost the only office space available in Cordova in 1994 when we began renting it. It was viewed as temporary and some deficiencies were expected to be repaired. However, its roof is now leaking badly and alternate space just located will cost \$1,000-1,400 per month. We have delayed a move with the intention of building the addition this fall but the deficiencies of the current satellite office have worsened and a move to a new alternate office will likely be required in the next month

This project will help reduce future costs to the Center for EVOS projects. Currently, the EVOS reimbursement to the Center is limited to 20% of total costs. A federal audit in 1996 found the actual expenses to operate the Center resulted in a 28.6% indirect cost rate. This project will help the reduce the operating costs that currently are not being recaptured by the low EVOS indirect cost rate. To maintain status quo in the past, the Center has raised non-EVOS funds to offset the deficit created by the low EVOS rate.

3. Certainly, the Oil Spill Recovery Institute (OSRI) program complements the EVOS Trustee Council restoration mission and programs. OSRI's emphasis on technology and oil spill prevention and response fills a void in the comprehensive program for research and development that was planned through the Oil Pollution Act of 1990. Past OSRI support has helped the PWS Science Center build capacity to conduct EVOS related research. Joint funding of monitoring and research projects could result from the deoperation of OSRI and the EVOS-TC. All agencies on the EVOS Trustee Council have been represented on the OSRI Advisory Board which is responsible for all decisions regarding OSRI programs. This gives little chance for duplicity and encourages cooperative programs. To this end, the OSRI Advisory Board has instructed the Director to seek a cooperative agreement with the EVOS Trustee Council.

The PWS Science Center has provided logistical and/or other support to EVCS-TC and related programs conducted by the:

- \* U.S. Fish & Wildlife Service (eagles, sea offers, waterfowl studies).
- U.S. Figrest Service-Copper River Delta Institute (bird surveys, forest workshops, shorebird festival, tree growth sticles, science education, community outreach education programs, summer science camps, GIS training and octopus surveys).
  - NOAA (pristane, pollock assessment, killer whale project, and the OSRI)
- Alaska Dept of Environmental Conservation (Hazardous Substance Spill Technology Review Council
- Alask a Dent of Fish & Game (SEA science plan development, SEA fish predation studies, nerring stock assessment, policyck stuck assessment, rivering assessment of smolts, assessment of juvenile scalege salm, niw ill hatchery salmon workshop, Internet communications, GIS training, and extended use of laborating facilities.

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In addition, the Center has provided office space and other support to the socio-economic impact studies of the Exxon Valdez oil spill being conducted by the University of South Alabama

Cordova's jet airport and year-round access to Prince William Sound makes it a natural location as a logistics hub for the Sound. One of the primary reasons for having a Science Center in Cordova is to provide logistic support for researchers working in the Sound. The Center's existence has made possible the development of a growing group of engineers and academicians who have moved to Cordova to conduct their work on the Sound. In addition to building a professional staff that contributes to the EVOS-TC research program, the Center represents a significant growth in local capacity since the Exxon Valdez oil spill. This professional growth in the region has multiples benefits in addition to the local direct economic benefits.

It has also stimulated the development and acceptance of new methods and technologies by agencies responsible for the most efficient management of the region's resources. The presence of the Center as an independent organization has created new opportunities for the agencies and various universities to cooperate. Added to this is the direct support the Center provides as temporary office, lab and storage space on a non-discriminatory basis to researchers. This support includes on-site coordination by our staff to handle project pre- and post-logistics. Since both the U.S. Forest Service and the Alaska Dept. of Fish & Game are located in Cordova, we see growing cooperation in building local capacity and increased sharing of facilities. We are actively pursuing a formal relationship with the USFS-Copper River Delta Institute with the intention of increasing the terrestrial emphasis of our research.

4. The timeline for facilities development will be modified as funding is awarded. We are moving forward on the preliminary measures necessary in anticipation of proceeding quickly with the actual construction. The Alaska Legislature grant award of \$300,000 is being used to complete engineering inspections of the building's piling and mechanical systems, to work with architects on the design and construction blueprints and to prepare building permits required and work with the city planner on the project.

Our intention is to proceed with an addition based on the total funds available. Without additional funds, the addition will be smaller and will probably not allow the consolidation of our staff under one roof. The result will be continued inefficiencies related to staff time and continued rental costs for satellite office space.

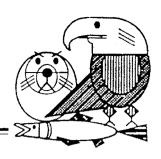
5. The City of Cordova has dedicated the building and surrounding site to the expansion of future Science Center facilities. The Alaska Legislature's award of \$300,000 for short and long-term expansion needs already provides cost-sharing for the reception exhibit area and public conference room portion of the proposed expansion. The portion of funds that will be used for this project from the State Legislature's grant will more than cover the costs of the "public" areas of this expansion. The OSRI program will provide the Center with a source of long-term support for plant operations and facility maintenance.

For future expansion, cooperative agreements with ADF&G and the USFS will be pursued to provide new laboratory facilities, as necessary. Additionally, a community group composed of the Village of Eyak, City of Cordova, Cordova Public Schools, USFS, ADF&G, Prince William Sound Aquaculture Corporation, the Eyak Corporation and the PWS Science Center have begun meeting to better define community needs in the areas of public meeting space, education and archaeological repository space. The group intends to prepare plans this fall and winter and pursue funding for such facilities.

Current construction plans are pending the decision of our funding request to the EVOS Trustee Council. The award or partial award of funding will determine the extent of construction for the next year. Overcrowding dictates that we find a solution to this problem before next spring

**Restoration Office** 

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



September 16, 1996

Gary Thomas, Executive Director Prince William Sound Science Center Box 705 Cordova, Alaska 99574

Dear Mr. Phomas,

The purpose of this letter is to ask for your assistance to obtain additional information regarding Project 97151, the Prince William Sound Science Center (PWSSC) Research Facility proposal.

As you know, at the August 29 Council meeting, the Trustees discussed this proposal and asked that further information regarding the research facility project be provided to facilitate review. On the basis of the Council's discussion and further consultation with federal and state legal counsel, several questions have been identified to help better understand the proposal.

- 1. <u>Space Requirements</u> The DPD for Project 97151 indicates that PWSSC currently employs 27 full and part-time employees in Cordova and that the project would provide the ability to consolidate staff that are now divided between the main office and a "satellite" office.
  - Information previously provided by PWSSC lists the various staff working on EVOS projects (copy attached). Which of these staff work in the "main" facility vs. the "satellite" office?
  - Would the 2,500 sq. ft. two story addition to the facility with 6 8 new offices allow for consolidation of all PWSSC staff working on Trustee Council restoration projects in the main facility (i.e., would the division of staff and associated inefficiencies be eliminated)?
- 2. <u>Potential Cost Savings from Facility Expansion</u> Please provide additional information concerning increased efficiencies that would result from the facility expansion. As stated in the DPD, the current division of restoration project staff among two locations has proved ineffective for teamwork; sometimes slowed data analysis and preparation for fieldwork; and the

overall cost of work has been increased by additional phone lines and other expenses.

- What kind of cost savings would result from the proposed expansion?
   Would the elimination of space needs at the "satellite" office reduce
   PWSSC rent payments that would otherwise be needed (i.e., the "satellite" office space)? Would this lower PWSSC indirect costs and reduce restoration project costs?
- 3. <u>Relationship to OSRI</u> The role of the Oil Spill Recovery Institute (OSRI) as it relates to the Trustee Council's restoration mission and the SEA program is also of interest to the Council. At present, Trustee Council support for the SEA program is anticipated to continue during FY 97 and FY 98 with FY 99 scheduled as a synthesis/closeout year.

Some level of long-term monitoring to support the predictive models being developed through the SEA program is envisioned by the SEA leadership, although not necessarily to be funded by the Trustee Council. As you know, no long-term funding commitments have been made at this point. The OSRI mission includes long-term environmental monitoring that could support the SEA predictive models.

- Will the expanded facilities be used to support long-term environmental monitoring under the OSRI program that would benefit the Council's restoration mission in the years ahead (e.g., beyond FY 99)?
- Are there other entities or research institutions that would use the expanded facility for research in support of the Council's restoration mission?
- 4. <u>Implications for Delay</u> Given legal and administrative requirements (e.g., NEPA compliance which would likely require at least an Environmental Assessment), it is not possible to meet the schedule identified in the DPD.
  - What will PWSSC do to accommodate the existing space difficulties if additional funding for the expansion project is not available within your project timeline?
- 5. Opportunities for Cost-Sharing The DPD indicates that of the 2,500 sq. ft. expansion proposed, 1,500 sq. ft. is for office space and the balance for a reception/exhibit area and a public conference room (for up to 40 people).
  - What opportunities have been considered for cost-sharing the reception/exhibit area and a public conference room portion of the facility expansion with other entities? If the Trustee Council were to

fund only a portion of the proposed budget, what would the effect be on the project?

Your assistance in answering these questions as soon as possible would be greatly appreciated. If you have any questions, please don't hesitate to contact either myself or Eric Myers.

Sincerely,

Molly McCammon

Executive Director

cc: Craig Tillery
Gina Belt
Maria Lisowski
Barry Roth
Dave Gibbons

## Prince William Sound Science Center Staff - 1995/96

## Full time employees

- \* funded exclusively by support from EVOS restoration projects
- \*\* funded 50% or more by support from EVOS restoration projects
- \*\*\* funded through indirect cost support received from EVOS projects

G.L. Thomas, Ph.D., President\*\* Nancy Bird, Vice President\*\*\* Penelope Oswalt, Finance Director\*\*\* Kathy Chamberlain, Bookkeeper\*\*\* Kristen Smith, MPP, Development Coordinator Shari Vaughan, Ph.D., Physical Oceanographer\* Shelton Gay, M.S., Physical oceanographer\* Loren Tuttle, M.S., Biological Oceanographer\* David Scheel, Ph.D., Behavioral ecologist\*\* Kathryn Hough, Biological research asst\*\* Becca Dodge, Biological research asst\*\* Jay Kirsch, Electrical engineer\* Tom McLain, Fisheries biologist\* Geoff Steinhart, Fisheries biologist\* E. Vincent Patrick, Ph.D., Mathematical modeler\* Jennifer Allen, Data/information systems\* Stephen Bodnar, Computer net. assist\* Sridar Rao, Program and modeling\* Thomas Kline, Ph.D., Oceanographer & Fisheries ecologist\*\*

## Part-time or intermittent employees

John Williams, Biological research asst. \*\*

Thea Thomas, M.S., Biological research assi.\*
Doran Mason, Program and modeling\*
Ravi Kulkarni, Program and modeling\*
Roy Murray, Program and modeling\*
Teresa Robertson, Receptionisi\*\*\*
Robin Doane Irving, Administrative Assi.
Elizabeth Trowbridge, Education Coordinator
Bonnie Edmondson, Administrative Assi\*\*\*
Liz Senear, M.S., Library & Admin. Assistani\*\*\*
Erin Cooper, Volunteer intern, Education Program
Pichardo Nochetto, Program and modelling\*
Robert Plumb, Lineman\*\*
Kay Brown, Custodian\*\*\*

#### Summary

20 full time employees, 17 of whom work directly on EVOS restoration projects (of these 17 employees, 6 are supported by funds from both EVOS restoration projects and other funding sources)

13 part time employees, 5 of whom work directly on EVOS restoration projects -

**Restoration Office** 

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



Barry Roth.
Maria Lisowski FAX COVER SHEET
Gina Belt
To: Craig Dillery Cc Alex Number:
To: Craig Dillery cc Alex Number:  From: Molly McCammon Date: October 3, 1996 1:52p.m
Comments: Total Pages:
Please Forward to those listed
above.
Thanks
CC: Dave Gibbons
Document Sent By:
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G.BELT

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M.LISOWSKI

[ 45] 12022083877

B.ROTH

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Craig Tillery, Cc Alex Swiderski
Gina But

To: Maria Lisowski
Number:

From: Robecca Williams Date: October 3, 1996 1;32 p.m.

Comments:

Total Pages:

Molly would like to schedule a teleconference

Monday, if possible, regarding project 97151, Prince

William Sound Science Center - expansion project.

Backup Methial regarding this teleconference will be
faxed Later this afternoon. How does I p.m., or

2 p.m. Work? I'll be calling each of you

Shortly to Confirm.

Thank you

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**ERROR** 

## **Restoration Office**

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## **MEMORANDUM**

TO:

Claudia Slater/ADF&G

FROM:

Molly McCammon

Executive Director

RE:

Authorization: Project 97165/Genetic Discrimination of Prince William

Sound Herring Populations

DATE:

October 3, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97165/Genetic Discrimination of Prince William Sound Herring Populations. The work must be performed consistent with the revised Detailed Project Description dated September 24, 1996.

**Restoration Office** 

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



## **MEMORANDUM**

TO:

Claudia Slater/ADF&G

FROM:

Molly McCamphon

**Executive** Director

RE:

Authorization: Project 97191A/Field Examination of Oil-Related Embryo

Mortalities that Persist in Pink Salmon Populations in PWS

DATE:

October 3, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97191A/Field Examination of Oil-Related Embryo Mortalities that Persist in Pink Salmon Populations in PWS. The work must be performed consistent with the revised Detailed Project Description.

**Restoration Office** 

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



## **MEMORANDUM**

TO:

Claudia Slater/ADF&G

FROM:

Molly McCammon

Executive Directed

RE:

Authorization: Project 97139A1/Salmon Instream Habitat and Stock

Restoration -- Little Waterfall Barrier Bypass Improvement

DATE:

October 4, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97139A1/Salmon Instream Habitat and Stock Restoration -- Little Waterfall Barrier Bypass Improvement, as described in the revised Detailed Project Description. The Chief Scientist, Dr. Robert Spies, reviewed the September 24 letter from Steve Honnold to Molly McCammon and found it to adequately address the concern raised by the Trustee Council about the impact of logging on the project (see attached letter).

Please note that the Chief Scientist recommends that the need for monitoring beyond FY 97 be reassessed before there are any more funding decisions.

Attachment



October 4, 1996

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

Dear Molly,

At the August 29<sup>th</sup> Council Meeting Trustee Deborah Williams asked staff look to into the potential for logging on Afognak Island to affect the monitoring of the enhancement project 97139 A "Salmon instream habitat and stock restoration-Little Waterfall Creek Barrier Bypass Improvement". As a result FY 1997 funding was contingent on clarification of this issue. At your request I have looked into the matter with the help of Mr. Stan Senner.

In a September 24th letter to you, Mr. Steve Honnold of ADF&G addresses the concern about logging in the vicinity of the project and about other native species in the system that earlier had been identified by pccr reviewers as an issue in an enhancement project of this type. There is currently no logging in the basin of the Little Waterfall Lake Drainage, but there are plans to extend logging into the basin in the future. According to the State Forest Practices Act, logging must leave a buffer strip around the streams and lakes in order to protect aquatic resources. Pink salmon, which is the principle species that will be increased in the upper reaches of Little Waterfall Creek drainage, will not reach the Lake as there is still an impassable falls below the Lake that has not been rendered passable by this project. So the Lake will remain a buffer between the logging and the spawning fish downstream. The bypasses in the lower reaches of the stream have already been constructed to allow pink and Coho salmon to reach the upper reaches of the stream. The proposal for FY1997 involves only monitoring of the system to see how successful the project has been. We should be monitoring in FY1997 in order to assess project effectiveness. We should consider the possibility of monitoring in later years as the need arises and as activities that might influence the success of this project are carried out.

Sincerely yours,

Robert B. Spies Chief Scientist

## **Restoration Office**

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



October 4, 1996

Dr. Kai N. Lee Center for Environmental Studies Williams College P.O. Box 632 Williamstown, Massachusetts 01267

Dear Dr. Lee:

Thank you for faxing your biographical sketch. I shared a copy with Molly McCammon, the Trustee Council's Executive Director, and we are interested in following up on the possibility of your speaking at our 1997 Restoration Workshop. The dates, again, are January 23-25, 1997 in Anchorage, Alaska.

I have enclosed the Trustee Council's 1995 annual report, plus other materials: several newsletters ("Restoration Update"), a draft agenda for the 1997 Restoration Workshop, a copy of the *Invitation to Submit Restoration Proposals for Federal Fiscal Year 1997*, a brochure describing one of the large-scale projects (APEX) supported by the Trustee Council, and a summary of our scientific review process. This last item includes bio sketches of the members of our scientific review panel and staff. If you are able to participate in the workshop, these materials will provide a substantial background. If not, you will at least be better acquainted with the *Exxon Valdez* restoration program!

Thank you for considering our invitation to come to Alaska. If indeed you are interested and available, we can talk again about your fee and expenses and, of course, more specifically about the content of your talk. I look forward to hearing back from you. I will be in Washington, D.C. from Tuesday through Thursday of next week (October 8-10), but I will check in Anchorage for messages.

Sincerely,

Stanley E. Senner Science Coordinator

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enclosures (as noted above)

**Restoration Office** 

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



October 3, 1996

Mike O'Meara Pratt Museum 3779 Bartlett Street Homer, Alaska 99603

Dear Mike:

I am writing to express my support for the Pratt Museum's "Kachemak Bay Discovery" initiative. The initiative is an exciting prospect for Trustee Council collaboration. It could further our goal of interacting with local communities and could complement our Youth Area Watch project, which is currently providing for students in Prince William Sound to participate in restoration research projects.

Trustee Council collaboration could take a number of forms. For example, three seabird restoration projects funded by the Council have study sites in Kachemak Bay. The scientists on these projects might be willing to serve as scientist mentors and would likely welcome student assistance in sample collection. One aspect of the ongoing studies is an evaluation of the distribution and availability of small fish as food for seabirds. Beach seining by Homer students could provide valuable data to the scientists, who are not able to do as much of this type of sampling as is ideal.

In addition, Stan Senner, the Council's Science Coordinator, might serve in an advisory capacity to the project, perhaps contributing his expertise in formulating research methodologies and data collection techniques.

Finally, the Council's GIS database will be completed soon. The database will contain information on resources injured by the *Exxon Valdez* spill, the Council's research sites and study results, and the distribution of oil from the spill. It will be available to the public over the Internet as well as on CD-ROM, and it should be a useful tool to the "Kachemak Bay Discovery" project.

We look forward to exploring further possible cooperation with the Pratt Museum to make "Kachemak Bay Discovery" a successful community project.

Sincerely.

**Restoration Office** 

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



#### **MEMORANDUM**

TO:

Betty Martin, Comptroller

Treasury Division

Department of Revenue

FROM:

Molly McCammon w

Executive Director

DATE:

October 3, 1996

RE:

Fund 33070 Interest Earnings

The purpose of this memorandum is two-fold. First, to request that from this point forward, deposits made on behalf of the *Exxon Valdez* Oil Spill Settlement be credited to the appropriate fund when the monies have been reported and are available in the General Investment Fund. Secondly, to request that earnings lost due to administrative delays in posting deposits, be calculated and credited to the Exxon Settlement Fund (Fund 33070).

Briefly, under the terms of the Memorandum of Agreement and Consent Decree in <u>United States of America v. State of Alaska</u>, all interest accrued shall be used jointly by the Governments. Accordingly, it was determined that monies held by the state pending disbursement for project expenses shall be accounted for as expendable trust funds and the Division of Finance established the Exxon Settlement Fund.

Consistent with the Memorandum of Understanding between the Department of Revenue and the Department of Administration, interest has been credited based on the daily balance of Fund 33070. However, no adjustment is made to account for the period of time that the funds are available in the General Investment Fund but have yet to be transferred to Fund 33070.

The attached spreadsheet was developed to calculate the impact associated with delays in posting deposits to Fund 33070. The adjustment period assumes that funds are available in the General Investment Fund 24 business hours after deposit. The 180 day T-bill rate (based on weekly auctions) was used to estimate the Interest Adjustment or estimated lost earnings since June 1994. Due to incomplete documentation, no attempt was made to estimate lost earnings prior to June 1994. However, it is only reasonable

. .

that some portion of earnings was lost during that period. In addition, the estimated lost earnings were not compounded over time. Based on this analysis, it is estimated that a minimum of \$90,744.06 in earnings has been lost since June 1994.

Your assistance is requested to determine the exact amount of earnings properly attributable to Fund 33070 that was retained by the General Fund, for the period June 1992 through September 1996. In addition, it is requested that an adjustment be posted in AKSAS to reflect the lost earnings.

I would also appreciate your view regarding what measures are available to the division, to ensure that deposits made on behalf of the *Exxon Valdez* Oil Spill Settlement are credited to the appropriate fund, when the monies have been reported and are available in the General Investment Fund.

If you have any questions regarding this memorandum or the attached spreadsheet, please contact Traci Cramer at (907) 586-7238.

#### attachment

cc: Traci Cramer Dick Pegues Craig Tillery

mm/tc/raw

# Exxon Valdez Settlement Fund (Fund 33070)

Court			<del></del>	Adjustment		<u>-</u>		Interest
Request	Deposit	Reported	Allocated	Period	Amount	Rate	aily Interest	Adjustment
22	9/20/96	9/23/96	9/27/96	9/23/96	24,556,885.00	5.37%	3,612.89	<u> </u>
				9/24/96	24,560,497.89	5.37%	3,613.42	
				9/25/96	24,564,111.31	5.37%	3,613.95	
				9/26/96	24,567,725.26	5.37%	3,614.48	14,454.75
21	5/10/96	5/13/96	5/20/96	5/13/96	5,520,500.00	5.35%	809.17	
				5/14/96	5,521,309.17	5.35%	809.29	
İ				5/15/96	5,522,118.46	5.35%	809.41	
				5/16/96	5,522,927.86	5.35%	809.53	
				5/17/96	5,523,737.39	5.35%	809.64	
				5/18/96	5,524,547.03	5.35%	809.76	
				5/19/96	5,525,356.79	5.35%	809.88	5,666.68
20	3/15/96	3/18/96	3/26/96	3/18/96	8,000,000.00	5.26%	1,152.88	
				3/19/96	8,001,152.88	5.26%	1,153.04	
				3/20/96	8,002,305.92	5.26%	1,153.21	
				3/21/96	8,003,459.13	5.26%	1,153.38	
				3/22/96	8,004,612.50	5.26%	1,153.54	
				3/23/96	8,005,766.05	5.26%	1,153.71	
				3/24/96	8,006,919.75	5.26%	1,153.87	
				3/25/96	8,008,073.63	5.17%	1,134.29	9,207.92
19	1/22/96	1/23/96	1/26/96	1/23/96	1,968,898.00	5.09%	274.57	
Ì				1/24/96	1,969,172.57	5.09%	274.61	
				1/25/96	1,969,447.17	5.09%	274.64	•
				1/26/96	1,969,721.82	5.09%	274.68	1,098.50
4.7	44/0/05	44/40/05	44/45/05	44/40/05	2 204 666 67	F 500/	100.40	
17	11/9/95	11/10/95	11/15/95		3,294,666.67	5.53%	499.16	
				11/11/95	3,295,165.83	5.53%	499.24	
				11/12/95	3,295,665.07	5.53%	499.32	
				11/13/95	3,296,164.39	5.57%	503.00	0.500.00
				11/14/95	3,296,667.39	5.57%	503.08	2,503.80
16	10/2/95	10/3/95	10/9/95	10/3/95	12,500,000.00	5.62%	1,924.66	
				10/4/95	12,501,924.66	5.62%	1,924.95	
				10/5/95	12,503,849.61	5.62%	1,925.25	
		- · ·		10/6/95	12,505,774.86	5.62%	1,925.55	
			·	10/7/95	12,507,700.41	5.62%	1,925.84	
				10/8/95	12,509,626.25	5.62%	1,926.14	11,552.39
					· ·-· ·- · · = ·			

# Exxon Valdez Settlement Fund (Fund 33070)

Court				Adjustment				Interest
Request	Deposit	Reported	Allocated	Period	Amount	Rate	aily Interest	Adjustment
15	9/25/95	9/26/95	10/9/95	9/26/95	9,863,716.00	5.50%	1,486.31	
				9/27/95	9,865,202.31	5.50%	1,486.54	
			i	9/28/95	9,866,688.85	5.50%	1,486.76	
				9/29/95	9,868,175.61	5.50%	1,486.99	· ·
		1		9/30/95	9,869,662.60	5.50%	1,487.21	
				10/1/95	9,871,149.81	5.50%	1,487.43	
				10/2/95	9,872,637.24	5.62%	1,520.12	
		i i		10/3/95	9,874,157.36	5.62%	1,520.35	
				10/4/95	9,875,677.71	5.62%	1,520.58	
i				10/5/95	9,877,198.29	5.62%	1,520.82	
		· · · · · · · · · · · · · · · · · · ·		10/6/95	9,878,719.11	5.62%	1,521.05	
		i		10/7/95	9,880,240.16	5.62%	1,521.29	
				10/8/95	9,881,761.45	5.62%	1,521.52	19,566.97
13	5/4/95	5/5/95	5/11/95	5/5/95	171,763.00	6.12%	28.80	
				5/6/95	171,791.80	6.12%		
				5/7/95	171,820.60	6.12%	28.81	- · <del>- · · · · · · · · · · · · · · · · ·</del>
··		<u>.</u>	;	5/8/95	171,849.41	5.91%		
		· · · · · · · · · · · · · · · · · · ·		5/9/95	171,877.24	5.91%	27.83	
				5/10/95	171,905.07	5.91%	27.83	169.90
10	1/13/95	1/16/95	1/19/95	1/16/95	9,234,909.00	6.73%	1,702.77	_
	1710700	17 10/30		1/17/95	9,236,611.77	6.48%	1,639.81	
		_		1/18/95	9,238,251.58	6.48%	1,640.11	4,982.69
				1710/33	3,230,231.30	0.4070		7,302.00
9	12/1/94	12/2/94	12/10/94	12/2/94	3,111,204.00	6.12%	521.66	
ĭ		12,2,54	12/10/04	12/3/94	3,111,725.66	6.12%	521.75	
				12/4/94	3,112,247.41	6.12%	521.83	
				12/5/94	3,112,769.24	6.63%	565.42	
				12/6/94	3,113,334.66	6.63%	565.52	
				12/7/94	3,113,900.17	6.63%	565.62	
- · · ·				12/8/94	3,114,465.79	6.63%	565.72	·—· ·—·
ļ				12/9/94	3,115,031.52	6.63%	565.83	4,393.34
8	10/21/94	10/24/94	10/28/94	10/24/94	7,088,077.00	5.75%	1,116.61	
0	10/21/34	10/24/34	10/20/34	10/25/94	7,089,193.61	5.75%	1,116.79	
				10/26/94	7,009,193.01	5.75%	1,116.73	
		<u></u>		10/27/94	7,091,427.37	5.75%	1,117.14	4,467.52
	0/00/04	0/00/04	7,11,01	0/00/04	457.040.00	4 700/	00.50	
/	6/28/94	6/29/94	7/1/94	6/29/94 6/30/94	157,246.00 157,266.59	4.78% 4.78%	20.59 20.60	41.19
		-						

## Exxon Valdez Settlement Fund (Fund 33070)

Court				Adjustment				Interest
Request	Deposit	Reported	Allocated	Period	Amount	Rate	aily Interest	Adjustment
6	6/14/94	6/15/94	6/23/94	6/15/94	12,211,164.41	4.72%	1,579.09	
		<del></del>		6/16/94	12,212,743.50	4.72%	1,579.29	
				6/17/94	12,214,322.79	4.72%	1,579.50	
1			·	6/18/94	12,215,902.29	4.72%	1,579.70	
				6/19/94	12,217,481.99	4.72%	1,579.90	
				6/20/94	12,219,061.89	4.72%	1,580.11	
1				6/21/94	12,220,642.00	4.72%	1,580.31	
				6/22/94	12,222,222.31	4.72%	1,580.52	12,638.42
5	12/23/93	12/24/93	See Note		2,227,855.68	See Note		
4	11/18/93	11/19/93	See Note		29,950,000.00	See Note		
3	7/2/93	7/5/93	See Note		15,035,887.83	See Note		
2	2/3/93	2/4/93	See Note		3,493,225.31	See Note		
1	June 92		See Note		6,320,500.00	See Note		
							TOTAL	90,744.06
							TOTAL	50,744.06

Note: Documentation is not on file to determine when the deposit was credited to Fund 33070 or what portion of the General Investment Fund earnings should have been credited to the fund. As such, no attempt was made to calculate estimated lost earnings. Consistent with current practice, it is assumed that earning were lost due to delays in reflecting the deposits.

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



#### **FAX COVER SHEET**

To: Betty Martin, Comptroller Number: 1-907-465-2394
From: Molly McCammon Date: October 3, 1996
Comments: Total Pages:
Please Forward to Ms. Martin ASAP.
Thank you
3
CC: Traci Cramer
Craig Tillery
Dick Pegus 1-907-465-5419
0
Document Sent By: CAW
9/9/94

TX/RX NO.

9575

INCOMPLETE TX/RX

TRANSACTION OK

[ 09] 19075867589

JUNEAU OFFICE

[ 36] 2787022

ALEX-CRAIG

19074652394

19074655419

ERROR

ADDITIONAL AUTH RD 120\_\_\_

B 1035340 S 0001

TRANS CODE MINOR 95

DOCUMENT NUMBER A10353400001

FDE 410-95: FINANCE JOURNAL ENTRY

SOURCE RD CODE 4275\_

TAL DEBIT AMOUNT 91147.92

DESCRIPTION LONG EXXON VALDEZ SETTLEMENT TRUST ADJUSTMENT

FOR FY94, FY95, FY96, AND FY97\_\_\_\_

FISCAL PERIOD CODE C POSTING MONTH

	AMOUNT							$\bar{ ext{T}}$	TYPE	NUM	F	LINE
1	76289.32	95	98811100			60003	96	·			 _	
	PY INCOME											
2	-76289.32						96		<b></b> .		 	
	PY INCOME	_										
3	14858.60	97	98811100			65760	97	***************************************	- —		 	
	CY INCOME											
4	-14858.60	97	98833070			65760	97				 	
	CY INCOME	DIST	TO EXXON	SET TRST	r fro	OM GF						

PF1=QUIT 3=SUBMIT 4=BATCH ERRS 5=BASE 6=FINS

12=DELETE

Processed on n/e/96

0 • \*

76,289.32+

14,858.60+

91:147.92\*

	Fund	Account	AKSAS		Daily	Undistrib.	···
Date	Number	Number	Balance	Rate	Interest	Interest	
**. a							
6/15/94	33070	22177	12,211,164.41	4.72	1,579.09	1,579.09	
6/16/94	33070	22177	12,212,743.50	4.72	1,579.29	3,158.38	
6/17/94	33070	22177	12,214,322.79	4.72	1.579.50	4,737.88	
6/18/94	33070	22177	12,215,902.29	4.72	1,579.70	6,317.58	
6/19/94	33070	22177	12,217,481.99	4.72	1,579.90	7,897.48	
6/20/94	33070	22177	12,219,061.89	4.72	1.580.11	9,477.59	
6/21/94	33070	22177	12,220,642.00	4.72	1,580.31	11,057.90	
6/22/94	33070	22177	12,222,222,31	4.72	1,580.52	12,638.42	12,638.42
		<u> </u>			12,638.42		
6/29/94	33070	22177	157,246.00	4.78	20.59	20.59	
6/30/94	33070	22177	157,266.59	4.78	20.60	41.19	41.19
					41.19		
			:			FY94 TOTAL	12,679.61

	Undistrib.	Daily		AKSAS	Account	Fund	
	Interest	Interest	Rate	Balance	Number	Number	Date
	1,116.61	1,116.61	5.75	7,088,077,00	22177	33070	10/24/94
	2,233.41	1,116.79	5.75	7.089,193.61	22177	33070	10/25/94
<del>.</del>	3,350.37	1,116.97	5.75	7,090,310.41	22177	33070	10/26/94
4,467.5	4,467.52	1.117.14	5.75	7,090,310,41	22177	33070	10/27/94
4,467.5	4,467.32	4,467.52	3.73	7,051,427.57	22111	33070	10/2//34
~ <u>.</u>	1	4,407.32					
	521.66	521.66	6.12	3,111,204.00	22177	33070	12/2/94
	1,043.41	521,75	6.12	3,111,725.66	22177	33070	12/3/94
	1,565.24	521.83	6.12	3,112,247.41	22177	33070	12/4/94
	2,130.56	565.42	6.63	3,112,769.24	22177	33070	12/5/94
	2,696.17	565.52	6.63	3,113,334.66	22177	33070	12/6/94
	3,261.79	565.62	6.63	3,113,900.17	22177	33070	12/7/94
	3,827.52	565.72	6.63	3,114,465.79	22177	33070	12/8/94
4,393.34	4,393.34	565.83	6.63	3,115,031.52	22177	33070	12/9/94
		4,393.34	1				:
<del></del>	1,702.77	1,702.77	6.73	9,234,909.00	22177	33070	1/16/95
	3,342.58	1,639.81	6.48	9,236,611.77	22177	33070	1/17/95
4,982.69	4,982.69	1,640.11	6.48	9,238,251.58	22177	33070	1/18/95
7,002.03	4,302.03	4,982.69	0.40	3,230,231.30	EE ITT	55070	1/10/30 :
<del></del> -		7,000			-		
	28.80	28.80	6.12	171,763.00	22177	33070	5/5/95
	57.60	28.80	6.12	171,791.80	22177	33070	5/6/95
	86.41	28.81	6.12	171,820.60	22177	33070	5/7/95
	114.24	27.83	5.91	171,849.41	22177	33070	5/8/95
	142.07	27.83	5.91	171,877.24	22177	33070	5/9/95
169.90	169.90	27.83	5.91	171,905.07	22177	33070	5/10/95
	<u> </u>	169.90					
14,013.45	Y95 TOTAL	2					

	Undistrib.	Daily		AKSAS	Account	Fund	
	Interest	Interest	Rate	Balance	Number	Number	Date
	1,486.31	1,486.31	5.50		22177	33070	9/26/95
	2,972.85		5.50	9,865,202.31	22177	33070	9/27/95
	4,459.61	1,486.76	5.50	9,866,688.85	22177	33070	9/28/95
	5,946.60	1,486.99	5.50		22177	33070	9/29/95
·	7,433.81	1,487.21;	5.50	9,869,662.60	22177	33070	9/30/95
	8,921.24	1,487.43	5.50	9,871,149.81	22177	33070	10/1/95
	10,441.36	1,520.12	5.62	9.872,637.24	22177	33070	10/2/95
	11,961.71	1,520.35	5.62	9,874,157.36	22177	33070	10/3/95
	13,482.29	1,520.58	5.62	9,875,677.71	22177	330/0	10/4/95
<del></del>	15,003.11	1.520.82	5.62	9,877,198.29	22177	33070	10/5/95
	16,524.16	1,521.05	5.62	9,878,719.11	22177	33070	10/6/95
	18,045.45		5.62,	9,880,240.16	22177	33070	10/7/95
19,566.97	19,566.97		5.62	9,881,761.45	22177	33070	10/8/95
13,300.37	19,300.97	19,566.97	3.02	0,001,701,40		3307 0	10/0/03
	1,924.66	1,924.66	5.62	12.500,000.00	22177	33070	10/3/95
	3,849.61	1,924.95	5.62	12,501,924.66		33070	10/4/95
	5,774.86		5.62	12,503,849.61	<del></del>	33070	10/5/95
		1,925.55	5.62	12,505,849.81		33070	10/6/95
	7,700.41 9,626.25		5.62	12,503,774.86	22177	33070	10/6/95
11 550 25		1,925.84			22177	33070	
11,552.39	11,552.39	1,926.14	5.62	12,509,626.25	22111	33070	10/8/95
<del></del>		11,552.39					
	499.16	499.16	5.53	3,294,666.67	22177!	33070	11/10/95
······································	998.40	499.24	5.53	3,295,165.83	22177	33070	11/11/95
****	1.497.72	499.32	5.53	3.295,665.07	22177	33070	11/12/95
	2,000.72	503.00	5.57	3,296,164.39	22177	33070	11/13/95
2.503.80	2.503.80	503.08	5.57	3,296,667,39	22177.	33070	11/14/95
		2,503.80					
	2/4.5/	274.57	5.09	1,968,898.00	22177	33070	1/23/96
	549.17	274.61	5.09	1.969,172.57	22177	33070	1/24/96
	823.82	274.64	5.09	1,969,447.17	22177	33070	1/24/96
1 098 50	1,098.50	274.68	5.09	1,969,721.82	22177	33070	1/26/96
1,030.00	1,030.50	1,098.50	3.03	1,909,721.02	22177	33070	1/20/90
	1.152.88	1,152.88	5.26	00.000,000.8	22177	33070	3/18/96
	2,305.92	1,153.04	5.26	8,001,152.88	22177	33070	3/19/96
	3,459.13	1,153.21	5.26	8.002,305,92	22177	33070	3/20/96
	4,612.50	1,153.38	5.26	8,003,459.13	22177	33070	3/21/96
	5,766.05	1,153.54	5.26	8,004,612.50	22177	33070	3/22/96
	6,919.75	1,153.71	5.26	8,005,766.05	22177	33070	3/23/96
	8,073.63	1,153.87	5.26	8,006,919.75	22177	33070	3/24/96
9,207.92	9,207.92	1,134.29	5.17	8,008,073.63	22177	33070	3/25/96
		9,207.92					
<u></u>	809.17	809.17	5.35	5,520,500.00	22177	33070	5/13/96
	1,618.46	809.29	5.35	5,521,309.17	22177	33070	5/14/96
	2,427.86	809.41	5.35	5,522,118.46	22177	33070	5/15/96
	3,237.39	809.53	5.35	5,522,116.46	22177	33070	<del></del>
	4,047.03	809.64	5.35				5/16/96
				5,523,737.39	22177	33070	5/17/96
	4,856.79	809.76	5.35	5,524,547.03	22177	33070	5/18/96
		000.00	'	F COF 950 30	00177	2222	EM 0:00
5,666.68	5,666,68	809.88 5,666.68	5.35	5,525, <b>3</b> 56.79	22177	33070	5/19/96

DOR TREASURY DIVISION

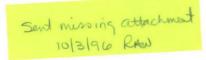
	Fund	Account	AKSAS		Daily	Undistrib.	
Date	Number	Number	Balance	Rate	Interest	Interest	
9/23/96	33070	22177	24,556,885,00	5.52	3,713,81	3,713.81	
9/24/96	33070	22177	24,560,598.81	5.52	3,714.37	7,428.18	
9/25/96	33070	22177	24,564,313.18	5.52	3,714.93	11,143.11	
9/26/96	33070	22177	24,568,028,11	5.52	3,715.49	14,858.60	14,858.60
					14.858.60		
						FY97 TOTAL	14,858.60
						SUMMARY:	
						FY94 TOTAL	12,679.61
						FY95 TOTAL	14,013.45
		1	İ			FY96 TOTAL	49,596.26
		-				FY97 TOTAL	14,858.60
					. Mr. apop	SUM TOTAL	91,147.92
PRIOR YE	AR TOTAL:		76,289.32				
CURRENT	YEAR TOT	AL:	14,858.60				
TOTAL:			91,147.92				

**Restoration Office** 

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



October 3, 1996



Betty Hill
Office of the Clerk
United States District Court for the District of Alaska
222 West Seventh Avenue
Anchorage, AK 99513

Dear Ms. Hill:

Attached is the February 1, 1996, letter from Elgee, Rehfeld & Funk, that I referenced in my letter to you dated September 25, 1996. I apologize for the oversight.

If you have any further questions, please don't hesitate to contact me at (907) 278-8012.

Sincerely,

Molly McCammon Executive Director

ally Milem

attachment

mm'raw

# U.S. DISTRICT COURT U.S. Courthouse & Federal Building 222 West Seventh Avenue, Box 4 Anchorage, AK 99513-7564

Michael D. Hall Clerk of Court

September 30, 1996

Ms. Molly McCammon
Executive Director
Exxon Valdez Oil Spill Trustee Council
645 G Street, Suite 401
Anchorage, Alaska 99501-7178

DECEIVED OCT 2 1996

EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

Dear Ms. McCammon:

I am in receipt of your letter dated September 25, 1996, reference proposal for disbursements from the Cris Registry Investment System to be accomplished by wire transfer from the U.S. District Court, Houston, Texas. Please forward a copy of the attachment referenced in the body of your letter from Elgee, Rehfeld and Funk for my review as I did not receive mentioned attachment.

Yours truly,

BETTY F. HILL Finance Manager

fifee

**Restoration Office** 

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



September 25, 1996

Betty Hill
Office of the Clerk
United States District Court for the District of Alaska
222 West Seventh Avenue
Anchorage, Alaska 99513

Dear Ms. Hill:

In accordance with the Amended Order for Deposit and Transfer of Settlement Proceeds (Order), dated July 31, 1995, all money paid in relationship to <u>United States v. Exxon Corporation</u>, et al., No. A91-082 CIV, and <u>State of Alaska v. Exxon Corporation</u>, et al., A91-083 CIV, is placed in the Court Registry Investment System (CRIS) administered through the United States District Court for the Southern District of Texas.

Pursuant to the Order, all payments in connection with the *Exxon Valdez* Oil Spill Settlement are transferred to the Court electronically. The Order specifies that disbursements of settlement proceeds from the Registry of the Court are made upon joint application of counsel for the United States and the State of Alaska. However, the Order is silent regarding the method of disbursement.

Currently, when disbursements are made, the Court Clerk in Houston electronically transfers the appropriate amount to the Court Clerk in Anchorage. The Court Clerk in Anchorage then issues checks, as stipulated in the Joint Applications for Disbursement Between the time that the funds are liquidated in CRIS and the checks are deposited in the interest-bearing trust funds maintained by the Governments, the funds are not earning interest.

It is estimated that, as a result of this time-lag, \$95,000 in interest was lost during fiscal 1995. As described in the attached letter, this estimate was developed by the firm of Elgee, Rehfeld and Funk. The letter also states that the Anchorage Court Clerk does not have the ability to wire transfer funds. However, the Houston Court Clerk does.

Based on the inability of the Anchorage Court Clerk to wire transfer funds, an alternative approach is outlined in the letter from Elgee, Rehfeld and Funk. Under this approach,

after receipt of a voucher from the Anchorage Court Clerk, the Houston Court Clerk would wire transfer the funds directly to the Governments.

It is estimated that the wire transfer could reduce the lag time between liquidation at CRIS and reinvestment in the interest-bearing trust funds maintained by the Governments from seven days to one or two days. Using the Joint Applications for the twenty second disbursement as an example, this means that only \$11,884 in interest would be lost, rather than \$41,593.

Your assistance is requested to determine the current ability of the Anchorage Court Clerk to wire transfer funds. In addition, your analysis is requested regarding the alternative approach outlined in the attached letter from Elgee, Rehfeld and Funk.

If you have any questions regarding this letter, please do not hesitate to call me.

Sincerely,

Molly McCammon Executive Director

cc: Craig Tillery, Alaska Department of Law Gina Belt, U.S. Department of Justice

mm/raw

9309 Glacier Highway, Suite B-200 - Juneau, Alaska 99801 Phone: 907-789-3178 - FAX: 907-789-7128

February 1, 1996

Ms. Molly McCammon Executive Director Exxon Valdez Oil Spill Trustee Council P.O. Box 20122 Juneau, Alaska 99802

As you know, during the week of December 11, 1995 George Elgee and I traveled to Washington D.C. and Houston, Texas. The purpose of our trip to Washington D.C. was to meet with representatives of the Department of the Interior regarding the procedures used to administer the U.S. Natural Resources Damage Assessment and Restoration Fund. The purpose of the Houston, Texas trip was to meet with representatives of the Court Clerk of U.S. District Court for the Southern District of Texas, which administers the Court Registry Investment System (CRIS), and the contractor which provides investment services for CRIS, Texas Commerce Bank (TCB).

During an audit, it is customary for auditors to report to management matters that may come to our attention which represent opportunities for strengthening internal controls and operating efficiency. Usually, these matters are conveyed to management subsequent to the completion of the audit. However, two matters which were discussed during our trip warrant immediate attention. The following provides a background and our recommendations with respect to these matters.

#### 1. Registry Fees

The United States of America (United States) and the State of Alaska (State) entered into a Memorandum of Agreement and Consent Decree (MOA) on August 28, 1991. The MOA was made to maximize the funds available for restoration of natural resources and to resolve their claims against one another relating to the T/V Exxon Valdez Oil Spill (Oil Spill). Pursuant to the MOA and court order, payments pursuant to the Agreement and Consent Decree (Agreement) with Exxon are deposited with CRIS. Upon unanimous consent of the Trustee Council, funds are transferred from CRIS to the United States and the State to be spent in accordance with the MOA.

CRIS invests amounts not yet transferred in obligations of the United States. These investments are generally U.S. T-Bills with maturities of less than 100 days. Interest earnings on these investments are reinvested by CRIS until transferred in accordance with the MOA. CRIS has prepared a "Participating Court Users Manual" for CRIS which details the structure of and procedures used in administering CRIS.

It is important to recognize that CRIS operates in a manner substantially different from that used by Court Clerks in receiving and holding case-related funds which are not placed with CRIS. The clerk of each federal court is responsible for the safekeeping and management of case-related funds that are periodically deposited with the court. These are known as "court registry funds". The Federal Rules of Civil Procedures require that funds are to be deposited in interest bearing accounts or invested in interest bearing instruments. The regulations further require that if funds are deposited into commercial banks and are in excess of federal deposit insurance levels, the bank must provide collateral. Acceptable collateral means U.S. Treasury securities or other obligations guaranteed by designated government agencies. By pledging these securities a commercial bank tells the Federal Reserve to set aside, in the name of the court, Treasury securities which the bank owns while the registry funds are on deposit in the bank. Posting collateral imposes a cost on a commercial bank in terms of both administrative time and forgone revenue. Thus the bank will normally reduce the interest it is willing to pay on deposited funds that require collateral. Under this procedure, the court clerk also spends significant time tracking depository assets and monitoring bank collateral. For this reason, the clerk charges a "registry fee" on assets held by the court. The registry fees charged by clerks is set forth in the Federal Register (Volume 56, No. 213, Monday November 4, 1991). Registry fees rates are ten percent of earnings on case-related registry deposits less than \$100 million. The rate declines on deposits in excess of \$100 million and when deposits are held for more than five years.

CRIS resolves the inefficiencies outlined above. As court registry funds are received by the Court Clerk of the U.S. District Court for the Southern District of Texas they are invested in U.S. T-Bills in the name of CRIS. Because of this, there is no need for collateral as described above. In addition, all accounting for CRIS related assets is performed by the bank contractor. TCB. As a result, the administrative time to the Court Clerk is significantly reduced from that described above. The Financial Administrator for the Court Clerk in Houston stated that CRIS generally generates approximately seventy five percent of all registry fees nation-wide. This case generates approximately ten percent of all CRIS registry fees. CRIS currently maintains hundreds of cases. We do not feel that this case consumes a disproportionate amount of the Court Clerk's time. In fact, a single individual at the Court Clerk in Houston performs substantially all activity related to CRIS. All other administration is performed by TCB.

For its services, TCB charges .025 percent of the cost of securities purchased when trades occur (i.e. when TCB, for example, sells a \$100,000 Treasury Security to CRIS, it charges \$100,025 for the security). This charge for services by TCB is in addition to the registry fee charged by the CRIS. TCB also charges a nominal additional fee to CRIS for investment services. These fees appear reasonable and fairly compensate TCB for its services. However, since the individual deposits made to CRIS by Exxon for this case are each less than \$100 million, the Court Clerk also imposes a registry fee of ten percent on all case-related earnings. We do not feel that the registry fees charged are reasonable given the limited costs to the Court Clerk to maintain CRIS. The following table shows the balances in CRIS for the U.S.A. vs. Exxon case and the registry fees paid each fiscal year since inception. Amounts shown are as of and for the federal fiscal years ending September 30:

	F	legistr,	Balance at
<u>Year</u>	F	ees Paid	September
1992	S	3.189	5 24,003,798
1993		273.780	123,833,09~
1994		308.160	134,813,760
1995		<u>542,728</u>	117.067,523
	5	1,127,857	

The Court Clerk of the U.S. District Court for the Southern District of Texas is providing a valuable service which allows for higher returns on case-related balances than would otherwise be obtainable. However, the fees charged for this service are clearly disproportionate to the costs incurred by the Court Clerk for this service. We recommend you discuss this with legal counsel to determine what options are available to remedy this issue. Based on discussions with Mr. Michael Milby, the Court Clerk for the U.S. District Court for the Southern District of Texas, it appears that the Court Clerk agrees, and would support a reduction in the registry fee charged.

#### 2. Wire Transfers

Currently, when disbursements are made from the registry funds for this case, the Court Clerk in Houston transfers the appropriate amount to the Court Clerk for the U.S. District Court, District of Alaska in Anchorage. This transfer occurs within the U.S. Treasury system. The Court Clerk in Anchorage then issues checks, as stipulated in the Joint Applications for Disbursement, to the State or Federal governments. Because of the administrative procedures involved, the time lag between when the funds are liquidated in CRIS and when the checks are again reinvested in the interest-bearing trust funds maintained by the State and Federal Governments is at least seven days. During this time lag, the funds are obviously not earning interest. We estimate that during fiscal 1995 the interest lost due to this time lag was at least \$95,000.

Based on discussions with the Court Clerks in Anchorage and Houston, the Anchorage Court Clerk does not have the ability to wire transfer funds. However, the Houston Clerk does. (Apparently the Houston Clerk is one of two or three Court Clerks in the country that has the ability to initiate wire transfers.) It also appears that the Houston Court Clerk could make the wire transfers directly from Houston. The Anchorage Clerk would generate a voucher to initiate the transfer and fax this voucher to Houston prior to the wire transfer being made. In this manner, the Anchorage Court continues to control the disbursement process.

By making this change, we feel that the lag time between liquidation at CRIS and reinvestment in the State or Federal Trust Funds could be reduced to one or two days.

If you would like to discuss these issues further, please don't hesitate to call.

Elgel, Relifered thruk

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that Dr. Robert Spies is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401
Anchorage AK 99501-3451
(907) 278-8012

Thank you for your cooperation.

Molly McCann

Sincerely.

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that Dr. Andrew Gunther is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401

Anchorage AK 99501-3451

(907) 278-8012

Thank you for your cooperation.

Molly Malaman

Sincerely.

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that James Traynor is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401
Anchorage AK 99501-3451
(907) 278-8012

Thank you for your cooperation.

Sincerely,

#### **Restoration Office**

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



October 2, 1996

To Whom It May Concern:

Please be advised that Dr. Bob Garrott is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401
Anchorage AK 99501-3451
(907) 278-8012

Thank you for your cooperation.

Sincerely.

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that Dr. William Pearcy is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401

Anchorage AK 99501-3451

(907) 278-8012

Thank you for your cooperation.

Sincerely.

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that John Ford is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401
Anchorage AK 99501-3451
(907) 278-8012

Thank you for your cooperation

Sincerely,

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that Dr. Christopher J. Haney is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401
Anchorage AK 99501-3451
(907) 278-8012

Thank you for your cooperation.

Sincerely,

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that Dr. Philip Mundy is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

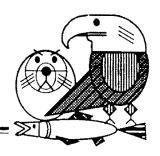
Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401
Anchorage AK 99501-3451
(907) 278-8012

Thank you for your cooperation.

Sincerely,

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that Dr. Charles "Pete" Peterson is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to.

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401
Anchorage AK 99501-3451
(907) 278-8012

Thank you for your cooperation.

Sincerely,

**Restoration Office** 

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



October 2, 1996

To Whom It May Concern:

Please be advised that Dr. George Rose is traveling on behalf of the State of Alaska and the U.S. Government, and, in that capacity is entitled to receive government rates for airfare and accommodations.

He will be working on government business until September 30, 1997. Any questions relating to this matter should be directed to:

Executive Director

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street Suite 401
Anchorage AK 99501-3451
(907) 278-8012

Thank you for your cooperation.

Noley Mc Came -

Sincerely,

Molly McCarhmon Executive Director

000007036A

#### Rebecca Williams

From:

Sue Chase

To:

rebeccaw; uunet!oilspill.state.ak.us!reb

Subject:

RE>P. I. travel letters

Date:

Wednesday, October 02, 1996 9:46AM

RE>P. I. travel letters

10/2/96

Hi Rebecca ...

Yes, it's still in the 80's down here...we are having a wonderful Indian Summer this year. Although most of us are not in tank tops we do still wear shorts. I heard that it snowed in Tahoe yesterday so, we should start seeing a change in temps. soon. Thank you for the reminder. I just received the schedule for the fall and winter meetings from Bob so, we do need travel letters for the following...

Dr. George Rose Senior Chair in Fisheries Conservation, (709) 778-0655 FAX Fisheries and Marine Institute Memorial University of Newfoundland, St. John's NF CANADA

(709) 778-0482

Dr. Charles (Pete) Peterson Institute of Marine Science

University of North Carolina, Chapel Hill Moorehead City, NC 28557

919-726-6841

919-726-2426

Dr. Philip Mundy 1015 Sher Lane

Lake Oswego, OR 97034

(503) 699-9856

503-636-6335 fax

Dr. Christopher J. Hanev 5902 Mt. Eagle Drive

Apt.# 216

202-429-2641 (w) 202-429-3958 FAX

John Ford

Alexandria, VA 22303

1(604)631-2507

Vancouver Aquarium

Box 3232

Vancouver, B.C. V6B 3X8

Canada

1(604)631-2529 fax

Dr. William Pearcy Dept. of Oceanography

Oregon State University Corvallis, OR 97331

(503) 737-2064 FAX

503-737-2601

Dr. Bob Garrott Biology Department Montana State University 301 Lewis Hall

406-994-2270 (406)994-3190 fax

Bozeman, Montana 59717

James Traynor **NOAA Fisheries** 7600 Sand Point Way, NE Building 4, BIN C15700 F/AKC1 Seattle, WA 98115

206-526-4164 206-526-6723 fax

Dr. Robert Spies

Send to AMS

Dr. Daniel Pauly, Professor vries Centre, U of BC Main Mall Vancouver, BC V6G 1K5 CANADA

Dr. Stuart L. Pimm University of Tennessee 569 Dabney Hall Knoxville, TN 37996-1610 Dr. Andrew Gunther

Send to AMS

All of these reviewers will be attending the fall and winter meetings.

Date: 10/1/96 12:15 PM

To: Sue Chase

From: uunet!oilspill.state.ak.us!reb

Hey Sue! How ya doin? Things are going pretty good here. We have snow on the mountains and the average daily temp is about 39 and dropping rapidly. It has snowed twice up at my house already (didn't stick). You all probably have your shorts and tank-tops on still, huh? Oh, well.

What I'm really contacting you about are the P.I. travel letters I normally do about this time each year. Do you not need them this year? Let me know.

It was good to see Andy the other day. He is always a pleasure to be around.

Take care - Rebecca

center -- again, we're going to be going back to the drawing board on that, and it could be a facility that we would like in bring in our education program, a very education program, and we're starting a community outreach program, a very major effort, so that would be probably more apropos for the community center.

CHAIRMAN TILLERY: Additional -- one possibility to approach this. There are -- a number of good questions have been raised. There is also an issue of how money is likely going to get to Prince William Sound Science Center. That would take some work to figure out the exact mechanism of going through the state anyway, how you even get this kind of money there.

Some of these questions can be spelled out and presented in a more coherent fashion relatively quickly. We have discussed getting back together around the end of September on small parcels. I would think that one possibility -- I would ask the Executive Director to look into these questions that have been brought up to date and to try to come back to us at that time -- fairly soon, with a report and a recommendation. Mr. Rue?

COMMISSIONER RUE: On the specific list of question that we have said?

CHAIRMAN TILLERY: And any other questions that might arise in the meantime if they look at and establish that.

#### **Restoration Office**

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



#### **MEMORANDUM**

TO:

Dave Gibbons/USFS

FROM:

Molly McCampppin

Executive Directo

RE:

Authorization: Project 97139C1-CLO/Montague Riparian Rehabilitation

Monitoring

DATE:

October 1, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97139C1-CLO/Montague Riparian Rehabilitation Monitoring, as described in the Detailed Project Description dated April 1, 1996.

#### **Restoration Office**

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



#### **MEMORANDUM**

TO:

Dave Gibbons/USFS

FROM:

Molly McGamman

Executive Director

RE:

Authorization: Project 97145/Cutthroat Trout and Dolly Varden: Relation

Among and Within Populations of Anadromous and Resident Forms

DATE:

October 1, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97145/Cutthroat Trout and Dolly Varden: Relation Among and Within Populations of Anadromous and Resident Forms, as described in the Detailed Project Description dated April 1996.

### **Restoration Office**

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



### **MEMORANDUM**

TO:

Dave Gibbons/USFS

FROM:

Molly McCammon

Executive Director

RE:

Partial Authorization: Project 97220/Eastern PWS Wildstock Salmon

Habitat Restoration

DATE:

October 1, 1996

The purpose of this memorandum is to formally authorize work to proceed on the environmental compliance component of Project 97220/Eastern PWS Wildstock Salmon Habitat Restoration. All work must be performed consistent with the revised Detailed Project Description.

Once NEPA documentation is received by my office, expenditure of additional project funds will be authorized. It is my understanding that NEPA will be completed by December 6, 1996.

#### **Restoration Office**

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



### **MEMORANDUM**

TO:

Dave Gibbons/USFS

FROM:

Molly McCammon

Executive Director

RE:

Partial Authorization: Project 97302/PWS Cutthroat Trout, Dolly Varden

Char Inventory

DATE:

October 1, 1996

The purpose of this memorandum is to formally authorize work to proceed on the environmental compliance component of Project 97302/PWS Cutthroat Trout, Dolly Varden Char Inventory. All work must be performed consistent with the revised Detailed Project Description dated July 3, 1996.

Once NEPA documentation is received by my office, expenditure of additional project funds will be authorized. It is my understanding that NEPA will be completed by December 6, 1996.

#### **Restoration Office**

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



### **MEMORANDUM**

TO:

Dave Gibbons/USFS

FROM:

Molly McCantingth

**Executive Director** 

RE:

Authorization: Project 97009D/Survey of Octopuses in Intertidal Habitats

DATE:

September 30, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97009D/Survey of Octopuses in Intertidal Habitats, as described in the revised Detailed Project Description.

### **Restoration Office**

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



### **MEMORANDUM**

TO:

Dave Gibbons/USFS

FROM:

Molly McCampph

Executive Director

RE:

Authorization: Project 97043B/Monitoring of Cutthroat Trout and Dolly

Varden Habitat Improvement Structures

DATE:

October 1, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97043B/Monitoring of Cutthroat Trout and Dolly Varden Habitat Improvement Structures, as described in the Detailed Project Description dated April 6, 1996.

**Restoration Office** 

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



### **MEMORANDUM**

TO:

Ernie Piper/ADEC

FROM:

Molly McCamindi

Executive Director

RE:

Partial Authorization: Project 97115/Implementation of the Sound Waste

Management Plan: Environmental Operations and Used Oil Management

System

DATE:

October 1, 1996

The purpose of this memorandum is to authorize expenditure of funds to implement the planning, design, and environmental compliance components of Project 97115/Implementation of the Sound Waste Management Plan: Environmental Operations and Used Oil Management System. All work must be performed consistent with the revised Detailed Project Description.

Once NEPA compliance documentation is received by my office, expenditure of additional project funds will be authorized.

cc: Dave Gibbons/USFS

**Restoration Office** 

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



### **MEMORANDUM**

TO:

Catherine Berg/DOI

FROM:

Molly McCammon

**Executive Director** 

RE:

Partial Authorization: Project 97025/Mechanisms of Impact and Potential

Recovery of Nearshore Vertebrate Predators (NVP)

DATE:

October 1, 1996

The purpose of this memorandum is to formally authorize work to proceed on Project 97025/Mechanisms of Impact and Potential Recovery of Nearshore Vertebrate Predators (NVP), with the exception of the avian copredator and sea otter publication components. Funding for the avian copredator component (analysis of FY 96 data) is contingent on receipt of the report on Project 95320Q. Funding for preparation of sea otter publications is contingent on acceptance by the Chief Scientist of the reports from Project MM6.

All work must be performed consistent with the Detailed Project Description dated April 15, 1996.

CC:

Lisa Thomas, NBS/DOI Bruce Wright, NOAA Claudia Slater, ADF&G

#### **Restoration Office**

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



October 1, 1996

Bob Henrichs President, Traditional Council Native Village of Eyak P. O. Box 1388 Cordova, Alaska 99574

Dear Bob:

The Governor's office has asked me to respond to your letter of August 21, 1996 regarding the Trustee Council's FY 97 work plan.

As you know, the Trustee Council approved funding at its August meeting for the following projects proposed by the Native Village of Eyak:

97052 Community Involvement 97220 Eastern PWS Salmon Habitat Restoration 97286 Elders/Youth Conference

The Trustee Council deferred a decision on funding Project 97281/Forest Workshops pending the participation of other stakeholders in funding the workshop. I continue to believe that the involvement of all key stakeholders is essential to the workshop's success.

In all, the Trustee Council approved \$1,619.700 for subsistence and other community-initiated projects at its August meeting. This amounts to more than 10 percent of the total approved by the Council (\$15.4 million) for the FY 97 work plan. Of the \$15.4 million approved, nearly \$9.0 million is going to organizations other than Trustee Council agencies, through contracts and similar means. Both the amount spent on subsistence/ community projects and the amount of restoration work that will be done by non-Trustee Council organizations in FY 97 represent an increase over the previous year.

Bob Henrichs Native Village of Eyak October 1, 1996 Page 2

The Trustee Council did not fund three of the projects proposed by the Native Village of Eyak. As we have discussed, these projects did not rank highly in our competitive project review process. All projects must first pass the threshold criterion of restoring a resource that was injured by the oil spill, as defined by the court settlement with Exxon Corporation and interpreted by the Trustee Council's lawyers. Project 97283/Eyak Beach Cleanup did not demonstrate a benefit to injured resources, and therefore did not meet this threshold criterion.

In addition to meeting the threshold criterion, all science projects must meet the technical standards set by the Chief Scientist and the core peer reviewers, each of whom is a renowned scientist in a relevant scientific discipline. The scientific review of the survey methodology in Project 97282/Sea Otter Population Monitoring found it to be technically weak. In addition, the sea otter population proposed for study is outside of the area that was directly oiled by the *Exxon Valdez* oil spill. Furthermore, the project was quite similar to the ongoing sea otter survey that has been conducted by the National Biological Service since the oil spill. The reliability of this multi-year survey is enhanced by the consistency of using the same survey methodology each year.

In regard to Project 97284/Pink Salmon Test Fishery, over the last two years I spent a good deal of time meeting with PWSAC (Prince William Sound Aquaculture Corporation) to develop this concept into a viable proposal. Project 97284 is nearly identical to the proposal finally submitted by PWSAC last year (Project 96093), which our scientific reviewers found did not adequately address all of the steps that have to occur in order to implement a harvest diversion program. Project 97284 is less complete than PWSAC's proposal, in that it does not include molecular and population genetics components, which should be the first steps in a diversion program.

In your letter to the Governor you reference a commitment from me to fund Project 97284 if the cost was kept below \$500,000. Clearly one of the goals in working with PWSAC was to develop a proposal with a reasonable cost. However, I quite frankly do not believe I made any such commitment.

One final comment. Your letter suggested that the Trustee Council shows favoritism toward projects proposed by Trustee agencies. In our competitive project review process, each proposer's credentials, expertise, and past performance are taken into account. The fact is that some of the most qualified, most experienced scientists in Alaska are employees of the government agencies that sit on the Trustee Council. However, it is a policy of the Council to solicit non-agency proposers and we continue to

Bob Henrichs Native Village of Eyak October 1, 1996 Page 3

make progress in this regard. As mentioned, in FY 97 a larger proportion of the work plan than ever before will be performed by non-agency contractors. In addition, the Council is very supportive of increasing the involvement of local residents in agency projects.

In February the Trustee Council will begin soliciting restoration project proposals for FY 98. I sincerely hope that the Native Village of Eyak will continue to participate in the restoration process. Community-initiated projects are a Council priority, as well as a personal priority of mine. I am confident that the Council will continue to support all of the community proposals that meet the legal and scientific criteria of the restoration fund.

Sincerely,

Molly McCammon Executive Director

cc: Governor Tony Knowles

Molly McCamm

Trustee Council

Sound al 23

Kebecca:

Can you please have someone reply direct for the Governor? Thanks. Please ix is on response.

- This came in Wednesday. Johnshy is checking on the mining page... if there is one. R

9/24 R follow up w/ Johnny

Marilya Co: Tim

# NATIVE VILLAGE OF EYOK

P.O. BOR 1388-CORDOVA, BLOSKA 99574 TEL 987-424-7730-FRE-907-424-7759

August 21, 1996 confumily much

Gavernor Tony Knowles
Third Floor
State Capitol
Juheau, Alaska 99801-0001

Gavernor Knowles

Our Tribe has recently submitted the following project preposals to the Exxon Valdez Oil Spill Trustees Council:

-97284 Test Fishery Project

97052 Community Involvement/TEK

fund

97220 Eastern PWS Salmon Habitat Restoration

- 97282 Sea Otter Population Monitoring

97286 Elder's/Youth Conference

- 97283 Eyak Beach Cleanup

97281 Forest Workshops

who fees I

While we were encouraged to submit project proposals through Community Involvement program, when we submit them we seem to meet resistance from the Executive Director and the Chief Scientist. In particular, at a meeting last January, we were told if we submitted 97284 Test Fishery Project, that if we kept it at \$500,00 it would be supported. However it has been recommended Do Not Fund.

Our Tribe is capable of carrying out any project we propose. We

world

1

17

Wildlife Service and the Forest Service get theirs, we would hire it.

There seems to be an "Old Boy Network" in place. The Trustees: seem more interested in funding their own agencies.

We can carry out projects at less cost, because we don't have the high overhead that the agencies do

Our Tribe is requesting your support for these projects.

Sincerely yours

Bob Henrichs

President, Traditional Council

Native Village of Eyak

**Restoration Office** 

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



### **FAX COVER SHEET**

To: Trustee Council Member	ers
From: Moly MCamn	non Date: October 1, 1996
Comments:	Total Pages:
Please for	rward to the Trustee
Council Men	ber in your office.
	Thank you
	shank you
	,
TRUSTEE COUNCIL MEM  Botelho, Bruce Brown, Michele Frampton, Jr., George T. Janik, Phil Pennoyer, Steve Rue, Frank	BERS AND ALTERNATES:  Tillery, Craig Bosworth, Rob Williams, Deborah Wolfe, Jim Collinsworth, Don
HARD COPY TO FOLLOW	
FAX SENT BY: Rebece	
3/27/96	

\*\*\* MULTI TRANSACTION REPORT \*\*\* 

TX/RX NO.

9497

INCOMPLETE TX/RX

TRANSACTION OK

[ 09] 19075867589

JUNEAU OFFICE

[ 25] 19075867840

P. JANIK

[ 26] 19074652075

B.BOTELHO

[ 27] 12022084684

G. FRAMPTON

[ 28] 19075867249

S. PENNOYER

[ 29] 19074652332 [ 31] 19074655070 FRANK RUE

[ 36] 2787022

ALEX-CRAIG

MICHELE BROWN

[ 37] 2714102

D.WILLIAMS

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**Restoration Office** 

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



### **FAX COVER SHEET**

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#### **Restoration Office**

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



October 1, 1996

Dr. Stuart L. Pimm University of Tennessee 569 Dabney Hall Knoxville, TN 37996-1610

RE: Project 97215-BAA/Modeling Trophic Webs to Achieve Synthesis in SEA,

NVP, and APEX Ecosystems

Dear Dr. Pimm:

In June I notified you of my recommendation that the Trustee Council not fund Project 97215-BAA/Modeling Trophic Webs to Achieve Synthesis in SEA, NVP, and APEX Ecosystems as a separate project at this time. The Council acted on the FY 1997 Work Plan on August 29, 1996. This letter is to inform you that the Council accepted my recommendation and did not fund your project for FY 97.

The Trustee Council continues to be interested in the synthesis of existing information on the ecosystem level. I understand that the Council's Chief Scientist, Dr. Robert Spies, has had preliminary discussions with you about attending an ecological modeling workshop to be sponsored by the Trustee Council in January 1997. You should expect to hear from him again soon regarding preparations for that workshop.

I appreciate your interest in the restoration program.

Sincerely,

Molly McCammon Executive Director

cc: Dr. Byron Morris, NOAA Liaison

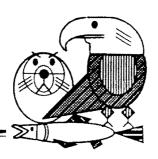
Molly Mc Comm

Ms. Heide Sickles, NOAA Procurement

mm/raw

### **Restoration Office**

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



October 1, 1996

Dr. Daniel Pauly Fisheries Centre, U of BC 2204 Main Mall Vancouver, BC V6G 1K5 CANADA

RE: Project 97054-BAA/Mass-balance Model of Trophic Fluxes in Prince

William Sound

Dear Dr. Pauly:

In June I notified you of my recommendation that the Trustee Council not fund Project 97054-BAA/Mass-balance Model of Trophic Fluxes in Prince William Sound as a separate project at this time. The Council acted on the FY 1997 Work Plan on August 29, 1996. This letter is to inform you that the Council accepted my recommendation and did not fund your project for FY 97.

The Trustee Council continues to be interested in the synthesis of existing information on the ecosystem level. I understand that the Council's Chief Scientist, Dr. Robert Spies, has had preliminary discussions with you about attending an ecological modeling workshop to be sponsored by the Trustee Council in January 1997. You should expect to hear from him again soon regarding preparations for that workshop.

Lappreciate your interest in the restoration program.

Sincerely.

Molly McCammon Executive Director

cc: Dr. Byron Morris, NOAA Lia:son

Ms. Heide Sickles, NOAA Procurement

#### **Restoration Office**

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



### **Restoration Office Tentative Meeting Schedule**

### October 1996

- 2 Restoration Work Force Meeing
- 15 Trustee Council meeting Re: Small Parcels & other issues

#### November 1996

- 6 Legislative Budget & Audit Alaska SeaLife Center Fish Pass
- 12 Killer Whale Review
- 13-16 Forage Fish Symposium Coordinated by Alaska Sea Grant Anchorage Hilton Hotel

#### December 1996

6 Trustee Council meeting Re: Deferred FY97 Projects & other issues

### January 1996

- 22-25 Annual Restoration Workshop (public meeting Jan. 22,7 p.m.; workshop all day Jan. 23-25)
- 27 SEA Modeling Review
- 28-29 Ecological Modeling Workshop
- 30-31 NVP Review

### February 1997

- 19 SEA Herring Review
- 20-21 APEX Reveiw

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

\* Tentative Dates Update: 9/26/96 rwf

**Restoration Office** 

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



### **FAX COVER SHEET**

To: Restoration Work Force	
From: Keri Hile	Date: September 26, 1996
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Meeting Sched	ulc.
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Belt, Gina Berg, Catherine Fries, Carol Gibbons, Dave Claudia Slater/Bill Hauser Bartels, Leslie/Lisa Thomas Miraglia, Rita	Please  Bead Handle Approve  And  From:  Return
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**Restoration Office** 

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



### **FAX COVER SHEET**

To: Restoration Work Force	
From: Keri Hile	Date: September 26,1990
Comments:	Total Pages: 2
Dur updated	tentative
Ur_updated Meeting Sched	uk.
Please distribu	te appropriately.
RESTORATION WORK FORCE ME	EMBERS INCLUDE:
Belt, Gina Berg, Catherine Fries, Carol Gibbons, Dave Claudia Slater/Bill Hauser Bartels, Leslie/Lisa Thomas Miraglia, Rita	Morris, Byron Piper, Ernie Rice, Bud Spies, Bob Thompson, Ray Wright, Bruce Sullivan, Joe
HARD COPY TO FOLLOW	FAX SENT BY: Ken

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D.GIBBONS

CAROL FRIES

RITA MIRAGLIA

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L. BARTELS

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### **Restoration Office**

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



October 1, 1996

Bob Henrichs
President, Traditional Council
Native Village of Eyak
P. O. Box 1388
Cordova, Alaska 99574

Dear Bob:

The Governor's office has asked me to respond to your letter of August 21, 1996 regarding the Trustee Council's FY 97 work plan.

As you know, the Trustee Council approved funding at its August meeting for the following projects proposed by the Native Village of Eyak:

97052 Community Involvement 97220 Eastern PWS Salmon Habitat Restoration 97286 Elders/Youth Conference

The Trustee Council deferred a decision on funding Project 97281/Forest Workshops pending the participation of other stakeholders in funding the workshop. I continue to believe that the involvement of all key stakeholders is essential to the workshop's success.

In all, the Trustee Council approved \$1,619,700 for subsistence and other community-initiated projects at its August meeting. This amounts to more than 10 percent of the total approved by the Council (\$15.4 million) for the FY 97 work plan. Of the \$15.4 million approved, nearly \$9.0 million is going to organizations other than Trustee Council agencies, through contracts and similar means. Both the amount spent on subsistence/ community projects and the amount of restoration work that will be done by non-Trustee Council organizations in FY 97 represent an increase over the previous year.

Bob Henrichs Native Village of Eyak October 1, 1996 Page 2

The Trustee Council did not fund three of the projects proposed by the Native Village of Eyak. As we have discussed, these projects did not rank highly in our competitive project review process. All projects must first pass the threshold criterion of restoring a resource that was injured by the oil spill, as defined by the court settlement with Exxon Corporation and interpreted by the Trustee Council's lawyers. Project 97283/Eyak Beach Cleanup did not demonstrate a benefit to injured resources, and therefore did not meet this threshold criterion.

In addition to meeting the threshold criterion, all science projects must meet the technical standards set by the Chief Scientist and the core peer reviewers, each of whom is a renowned scientist in a relevant scientific discipline. The scientific review of the survey methodology in Project 97282/Sea Otter Population Monitoring found it to be technically weak. In addition, the sea otter population proposed for study is outside of the area that was directly oiled by the *Exxon Valdez* oil spill. Furthermore, the project was quite similar to the ongoing sea otter survey that has been conducted by the National Biological Service since the oil spill. The reliability of this multi-year survey is enhanced by the consistency of using the same survey methodology each year.

In regard to Project 97284/Pink Salmon Test Fishery, over the last two years I spent a good deal of time meeting with PWSAC (Prince William Sound Aquaculture Corporation) to develop this concept into a viable proposal. Project 97284 is nearly identical to the proposal finally submitted by PWSAC last year (Project 96093), which our scientific reviewers found did not adequately address all of the steps that have to occur in order to implement a harvest diversion program. Project 97284 is less complete than PWSAC's proposal, in that it does not include molecular and population genetics components, which should be the first steps in a diversion program.

In your letter to the Governor you reference a commitment from me to fund Project 97284 if the cost was kept below \$500,000. Clearly one of the goals in working with PWSAC was to develop a proposal with a reasonable cost. However, I quite frankly do not believe I made any such commitment.

One final comment. Your letter suggested that the Trustee Council shows favoritism toward projects proposed by Trustee agencies. In our competitive project review process, each proposer's credentials, expertise, and past performance are taken into account. The fact is that some of the most qualified, most experienced scientists in Alaska are employees of the government agencies that sit on the Trustee Council. However, it is a policy of the Council to solicit non-agency proposers and we continue to

Bob Henrichs Native Village of Eyak October 1, 1996 Page 3

make progress in this regard. As mentioned, in FY 97 a larger proportion of the work plan than ever before will be performed by non-agency contractors. In addition, the Council is very supportive of increasing the involvement of local residents in agency projects.

In February the Trustee Council will begin soliciting restoration project proposals for FY 98. I sincerely hope that the Native Village of Eyak will continue to participate in the restoration process. Community-initiated projects are a Council priority, as well as a personal priority of mine. I am confident that the Council will continue to support all of the community proposals that meet the legal and scientific criteria of the restoration fund.

Sincerely,

Molly McCammon Executive Director

cc: Governor Tony Knowles

Molly McCamm

Trustee Council

TED STEVENS, ALASKA
THAD COCHRAN, MISSISSIPPI
ARLEN SPECTER, PENNSYLVANIA
PETE V. DOMENICI, NEW MEXICO
PHIL GRAMM, TEXAS
CHRISTOPHER S. BOND, MISSOURI
DE GORTON, WASHINGTON
H MCCONNELL, KENTUCKY
NIE MACK, FLORIDA
ARAD BURNS, MONTANA
JAMES M. JEFFORDS, VERMONT
JUDD GREGG, NEW HAMPSHIRE
ROBERT F. BENNETT, UTAH

ROBERT C. BYRD, WEST VIRGINIA
DANIEL K. INOUYE, HAWAII
ERNEST F. HOLLINGS, SOUTH CAROLINA
J. BENNETT JOHNSTON, LOUISIANA
PATRICK J. LEAHY, VERMONT
DALE BUMPERS, ARKANSAS
FRANK R. LAUTENBERG, NEW JERSEY
TOM HARKIN, IOWA
BARBARA A. MIKULSKI, MARYLAND
HARRY REID, NEVADA
J. ROBERT KERREY, NEBRASKA
HERB KOHL, WISCONSIN
PATTY MURRAY, WASHINGTON

United States Senate

COMMITTEE ON APPROPRIATIONS
WASHINGTON, DC 20510-6025

J. KEITH KENNEDY, STAFF DIRECTOR
JAMES H. ENGLISH, MINORITY STAFF DIRECTOR

October 4, 1996

Molly McCammon
Executive Director
Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street, Suite 401
Anchorage, Alaska 99501-3451

Dear Molly:

I have been contacted by one of my constituents, Bob Henrichs who is the President of the Traditional Council of the Native village of Eyak, regarding the project proposals his village has submitted to your council. He feels that the proposals his village submitted were not given due consideration. I would appreciate if you could address the concern that he has raised. Thank you for your time and attention to this matter.

With best wishes,

Cordially

TED STEVENS

**Restoration Office** 

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



### **FAX COVER SHEET**

To: Trustee Council Members		
From: Molly Mc Cammon	Date: October 17,	1996 10:02a.m
Comments:	Total Pages:	
From: Molly Mc Cammon  Comments:  Please Forward  in your ofc.	to the Council	member
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	/, Craig	
Frampton, Jr., George T. Willia		
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B.BOTELHO

G. FRAMPTON

S. PENNOYER

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MICHELE BROWN

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