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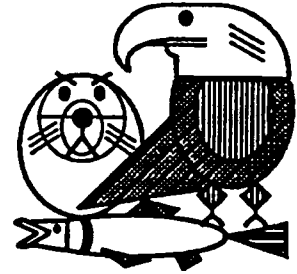
June 1994

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Alex Swiderski, Alaska Department of Law
Gina Belt, U.S. Department of Justice
Bill Brighton, U.S. Department of Justice
Louise Milkman, U.S. Department of Justice
Barry Roth, U.S. Department of Justice
Cathy Chorostecki, NOAA
Maria Lisowski, U.S. Forest Service

FROM: James R. Ayers
Executive Director

DATE: June 30, 1994

RE: Legal Review of Project Proposals

On June 23, you were sent a packet of project proposals for your legal review. In order to expedite this review, I would like you to focus your attention on the following proposed projects. It would be extremely helpful, if you would have your responses regarding these projects to me no later than July 11, 1995.

- 95079 Pink Salmon Restoration Through Small-Scale Hatcheries
- 95042 Five-Year Plan to Remove Predators From Seabird Colonies
- 95003 Area E Commercial Salmon Permit Buyback Program
- 95093 PWSAC: Restoration of Pink Salmon Resources and Services
- 95424 Restoration Reserve (proposed Trustee resolution)
- 95017 Port Graham Coho Salmon Subsistence Fishery Restoration Project

Services - Recreation and Tourism

- 95002 Leave No Trace Education Program
- 95016 A Tribute to Prince William Sound
- 95053 Cordova's Mini-Imaginarium
- 95067 Overescapement Information Brochure
- 95080 Fleming Spit Recreation Area Enhancements
- 95082 "Mor-Pac Hill" Campground Improvements
- 95084 Odiak Camper Spark Expansion
- 95085 Cordova Historical Marine Park
- 95056 Monitoring Visual Sensitivity in PWS

Thank you for your assistance in the Trustee Council efforts!

Trustee Agencies

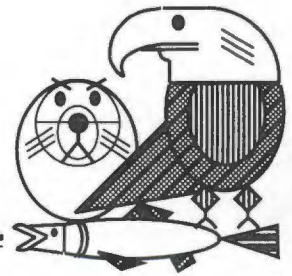
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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MEMORANDUM

To: Cathy @ G. Frampton's Office
Renee @ P. Janik's Office
Linda @ S. Pennoyer's Office
Carla @ C. Rosier's Office
Martha @ J. Sandor's Office
Vicki @ C. Tillery's Office
Wanda @ D. Williams' Office

From: Rebecca Williams *REW*
Exxon Valdez Restoration Office

Date: June 30, 1994

Subj: Confirmation for upcoming Trustee Council Meetings

This memo is **confirming** the telephone conversations I had with each of you this morning regarding the next four Trustee Council meetings in Anchorage. The dates are as follows:

- 1) July 11, 1994 - 1:00 p.m. (picnic after this meeting)
- 2) August 8, 1994 - start time TBD
- 3) August 29, 1994 - start time TBD
- 4) September 26, 1994 - start time TBD ***waiting for confirmation from Tillery's & Sandor's office.**

If you have any questions, please call me at 265-9326 or at the number listed above.
Thanks!

Trustee Agencies

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

*** ACTIVITY REPORT ***

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D.WILLIAMS

P.JANIK

G.FRAMPTON

S.PENNOYER

C.ROSIER

J.SANDOR

ALEX-CRAIG

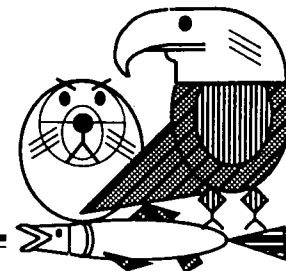
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Exxon Valdez Oil Spill Trustee Council

Restoration Office


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



MEMORANDUM

TO: Byron Morris/NOAA

FROM: Molly McCammon, Director of Operations 

DATE: June 29, 1994

SUBJ: Project #94163/Forage Fish Influence on Recovery
of Injured Species

As you know, due to its time-critical nature, the RFP portion of work on Project #94163/Forage Fish Influence on Recovery of Injured Species was previously authorized, with certain stipulations, to proceed by way of a memorandum from the Executive Director dated April 18 (copy enclosed). At that time, it was indicated that the remaining portion of the project would be subject to further peer review.

The purpose of this memorandum is formally authorize the balance of work under Project #94163/Forage Fish Influence on Recovery of Injured Species subject to the additional provisions identified by Chief Scientist in his most recent memorandum dated June 27 (see attached).

enclosures

cc: Sandy Rabinowitch
Bruce Wright
David Irons
Jim Ayers

Trustee Agencies

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

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

A P P L I E D
marine
S C I E N C E S

June 27, 1994

TO: James Ayers
Executive Director

FROM: Robert B. Spies *RB*
Chief Scientist

THRU: Eric Myers

CC: Bruce Wright, National Marine Fisheries Service
David Irons, U.S. Fish and Wildlife Service

RE: Project 94163 ("Forage Fish Influence on Recovery of Injured Species")

Project 94163 ("Forage Fish Influence on Recovery of Injured Species") was delivered to my office on March 25, 1994, with a request to expedite the peer-review process. Project 94163 required that NOAA release a Request for Proposals (RFP) for the major portion of the work. Given that (1) there was time pressure to obtain a contractor for the 1994 field season and federal procurement regulations require a 30-day period of advertisement in Commerce Business Daily, and (2) proposals in response to the RFP would be reviewed by an Evaluation Board that includes Dr. James Traynor of NOAA, a specialist in hydroacoustics who would be able to give the proposals adequate peer review, I recommended on April 12 that you approve issuance of the RFP while the remaining portion of Project 94163 was subjected to further peer review. I received the additional peer review comments, and forwarded these to the principal investigators for their consideration. A conference call was held on June 17th that included the peer reviewer, myself, and Dr. Irons to discuss the key issues

As you may recall, this project is designed to investigate whether food is limiting recovery of injured resources in Prince William Sound, including marbled murrelets, harbor seals, pigeon guillemots, and black-legged kittiwakes. If food is limiting recovery of these populations, all restoration efforts not addressing food availability will probably fail. Forage fish, including Pacific herring, capelin, sandlance, pollack, cod, and juvenile salmon, are considered important food resources for the above injured species. This project proposes to hire a contractor to determine forage fish abundance and species composition using hydroacoustic techniques, and relate these data to concurrent measurements of foraging and reproductive success of injured marine birds. This study will be the first attempt to make measurements of forage fish abundance, species composition, and diet in Prince William Sound. A major objective of the first sampling season is to refine the sampling techniques and utilize statistical procedures to improve sampling design.

Many of the recommendations of the peer reviewer cannot be implemented until NOAA's contractor is selected and ready to commence work. Given the need for Dr. Iron's staff to be ready to move into the field shortly, and his cooperative attitude regarding the peer reviewer's suggestions, I recommend that Project 94163 be approved with the following provisions:

1. The contractor (once chosen) and principal investigator continue to work closely with the peer reviewer (Dr. Haney) and myself to implement the changes recommended by the review.

2. In the FY95 Work Plan, continuation of this project be closely coordinated with the continuation of the nearshore fish portion of Project 94320. While these projects appear very similar on the surface due to the use of similar techniques to measure similar populations, they



have quite different objectives that requiring sampling on different temporal and spatial scales. These projects could benefit from staying closely coordinated with regards to sampling and analysis techniques, but are not currently duplicative of effort.

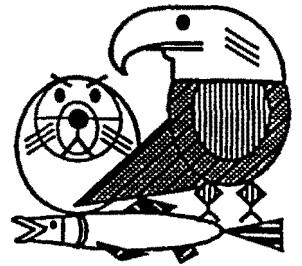
As you are aware, the analysis that the peer reviewers and I provide Detailed Project Descriptions is focused upon their technical merit. I recommend that each project be given a budgetary review in addition to the technical review provided by my office.

Exxon Valdez Oil Spill Trustee Council

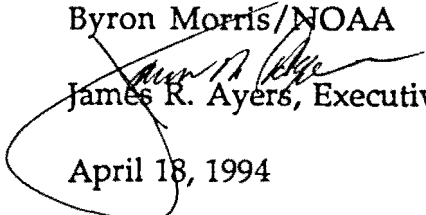
Restoration Office

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

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



MEMORANDUM

TO: Byron Morris/NOAA
FROM:  James R. Ayers, Executive Director
DATE: April 18, 1994
SUBJ: Proj #94163/Forage Fish Influence on Recovery
of Injured Species — Authorization

The purpose of this memorandum is to formally approve that the RFP portion of work on Project #94163/Forage Fish Influence on Recovery of Injured Species proceed immediately subject to the specific conditions identified by the Chief Scientist in his memorandum dated April 12 (see attached).

As indicated in the Chief Scientist's memo, the remaining portion of the work on Project #94163/Forage Fish Influence on Recovery of Injured Species will be subjected to further peer review.

attachment

— R. Spies to J. Ayers, memorandum dated April 12, 1994

cc: Robert Spies
Bruce Wright/NOAA
Eric Myers

Trustee Agencies

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

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

A P P L I E D
marine
S C I E N C E S

April 12, 1994

TO: James Ayers
Executive Director

FROM: Robert B. Spies *RBS*
Chief Scientist

THRU: Eric Myers

CC: Bruce Wright
National Marine Fisheries Service

RE: Project 94163 ("Forage Fish Influence on Recovery of Injured Species")

Project 94163 ("Forage Fish Influence on Recovery of Injured Species") was delivered to my office on March 25, 1994, with a request to expedite the peer-review process. As we have agreed, I plan to provide a formal recommendation for each project that summarizes the purpose of each study and its relationship to restoration management objectives. Project 94163 as formulated requires that NOAA release a Request for Proposals (RFP) for the major portion of the work. Given that procurement regulations require a 30-day period of advertisement in Commerce Business Daily, I have prepared this memo to recommend that you approve issuance of the RFP while the remaining portion of Project 94163 is subjected to further peer review.

This project is designed to investigate whether food is limiting recovery of injured resources in Prince William Sound, including marbled murrelets, harbor seals, pigeon guillemots, and black-legged kittiwakes. If food is limiting recovery of these populations, all restoration efforts not addressing food availability will probably fail. Forage fish, including pacific herring, capelin, sandlance, pollack, cod, and juvenile salmon, are considered important food resources for the above injured species. This project proposes to hire a contractor to determine forage fish abundance and species composition using hydroacoustic techniques, and relate these data to concurrent measurements of foraging and reproductive success of injured marine birds. This study will be the first attempt to make measurements of forage fish abundance, species composition, and diet in Prince William Sound. A major objective of the first sampling season is to refine the sampling techniques and utilize statistical procedures to improve sampling design.

I recommend that the RFP for Project 94163 be approved for issuance, with the following provisions:

1. This approval is for issuance of the RFP only. The proposals in response to the RFP will be reviewed by an Evaluation Board that includes Dr. James Traynor of NOAA, a specialist in hydroacoustics who will be able to give the proposals adequate peer review (I am also officially included as an advisor to the Evaluation Board).

2. The following modifications to the RFP are made:

- a) Copies of final cruise plans and progress reports are sent to the Chief Scientist.
- b) The data sharing requirement in Task 7 is expanded to require the contractor to provide raw and summarized fish distribution and abundance data to Dr. Vince Patrick at the



University of Maryland (principal investigator for Project 94320-J: Information Management and Modeling) in addition to sharing the data with Projects 94102 (Marbled Murrelets) and 94173 (Pigeon Guillemots).

c) Contractor is required to submit the draft annual report and the detailed plan for future sampling to the Chief Scientist for peer review. The detailed plan need not be reviewed if this plan will become part of a future year Detailed Project Description.

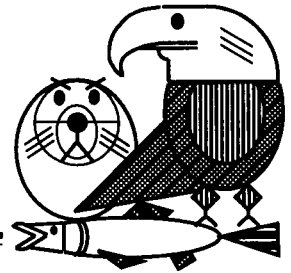
As you are aware, the analysis that the peer reviewers and I provide Detailed Project Descriptions is focused upon their technical merit. I recommend that each project be given a budgetary review in addition to the technical review provided by my office.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



MEMORANDUM

To: Restoration Work Force

From: Molly McCammon
Director of Operations

Date: June 29, 1994

Subj: June 29 RWF Meeting

Today's Restoration Work Force meeting will begin at 9:00 a.m., in the U.S. Forest Service conference room on the 5th floor.

Topics to be discussed will include:

- 1) Recap of Public Advisory Group meeting
- 2) Update on other activities and issues

Trustee Agencies

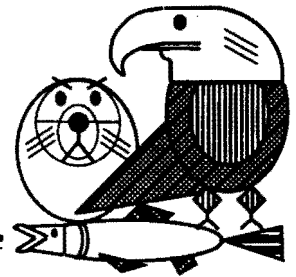
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



FAX COVER SHEET

To: Restoration Work Force

Number: _____

From: Molly

Date: June 29, 1994

Comments:

Total Pages: 2

Please forward to the RWF member
in your Ofc. Thank you

RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim
Bartels, Leslie
Berg, Catherine
Brodersen, Mark
Bruce, David
Fries, Carol
Gibbons, Dave
Gilbert, Veronica

Loeffler, Bob
Montague, Jerome
Morris, Byron
Rabinowitch, Sandy
Spies, Bob
Sullivan, Joe
Thompson, Ray
Wright, Bruce

Trustee Agencies

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

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

*** MULTI TRANSACTION REPORT ***

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	[17] 2713992	R. THOMPSON
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	[38] 2715827	G. BELT

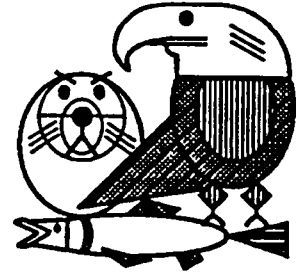
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



June 28, 1994

Mr. Michael Milby
Clerk of Court
United States District Court
P. O. Box 61010
Houston, TX 77208

Dear Mr. Milby:

It was a pleasure speaking with you last week. I found our conversation very informative. I received the Court Registry Investment System Operating Procedures Manual and find it to be a most useful document. Thank you.

I relayed our conversation to the Executive Director and he is very interested in pursuing the establishment of a long term reserve account within the Court Registry. Annual payments from Exxon will end in September 2001 and the reserve account will provide a location to hold funds for restoration activities after that last payment. Approximately \$12 million per year (FY 1994 through FY 2002), for a total of \$108 million plus interest, would be deposited into the reserve. Allocation of the reserve funds to specific activities will be made by the Trustee Council at a later date. The Trustee Council authorized payment of \$12 million into a reserve on January 31, 1994.

A Trustee Council meeting has been scheduled on or about August 29 and we would like you to attend, at our expense, if your schedule permits. The discussion of investment strategies, the reserve account and status of funds in the Court Registry account is of great interest to the Trustee Council.

Please contact me at 907-586-7238 or EVOS Trustee Council, Executive Director's Office, P. O. Box 20122, Juneau, AK 99802 if you think you can attend the August meeting and to further discuss the reserve account.

Sincerely,

A handwritten signature in cursive script that reads "June M. Arkoulis-Sinclair".

June M. Arkoulis-Sinclair
Administrative Officer

cc: James R. Ayers, Executive Director

Trustee Agencies

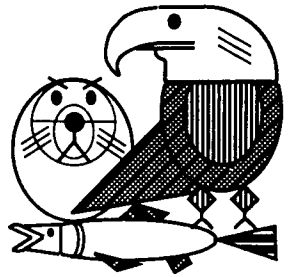
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

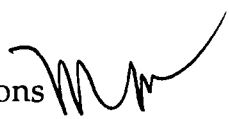
645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



MEMORANDUM

TO: Jerome Montague/ADF&G

FROM: Molly McCammon, Director of Operations 

DATE: June 28, 1994

SUBJ: Sub-project #94320-D/Genetic Structure of PWS Pink Salmon

As you know, the entire collection of sub-projects included within the PWS System Investigation (i.e., Project 94320) was approved by the Trustee Council at their April 11, 1994 meeting.

The purpose of this memorandum is simply to transmit the enclosed memorandum from the Chief Scientist regarding the very positive peer review of sub-project #94320-D/Genetic Structure of PWS Pink Salmon.

attachment

cc: Joe Sullivan
Jim Seeb
Dean Hughes
James R. Ayers
Bob Spies

Trustee Agencies

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

A P P L I E D
marine
S C I E N C E S

June 27, 1994

TO: James Ayers
Executive Director

FROM: Robert Spies, Chief Scientist *RSS by ASG*

THRU: Eric Myers

CC: Jim Secb
Dean Hughes

RE: Project 94320-D, Genetic Structure of Prince William Sound Pink Salmon

In early April of this year I delivered to you a recommendation for Project 94320, which included a short analysis of each of the components of this multi-disciplinary project. That memorandum (April 4) noted that the individual peer reviews for component "D", "Genetic Structure of Prince William Sound Pink Salmon", were not yet complete. The last of these reviews was received by my office on June 16, 1994. All three reviews we received were very positive, and my original recommendation remains unchanged. I provide the following background from my April 4 memo for your information.

Background

The objective of this project is to define the genetic structure of pink salmon stocks in PWS. Potential sources of variation include stream-to-stream differences, even and odd-year stocks, upstream and intertidal spawners, early and late-season spawners. The program proposes to evaluate a series of analyses of allozyme frequencies in fish from a wide geographic range and from two hatcheries and apply a series of statistical measures to determine if different allele frequencies exist, the extent of the difference, and, if there are systematic differences, to construct measures of genetic distances between substocks. In addition a pilot study using DNA techniques will be carried out using mitochondrial DNA.

Comments

The reviewers were unanimous in their opinion that this was a technically sound research proposal. The only modification to my original recommendation is that at the first opportunity the principal investigators compare their results to nearby pink salmon populations.

As you are aware, the analysis that the peer reviewers and I provide Detailed Project Descriptions is focused upon their technical merit. I recommend that each project be given a budgetary review in addition to the technical review provided by my office.

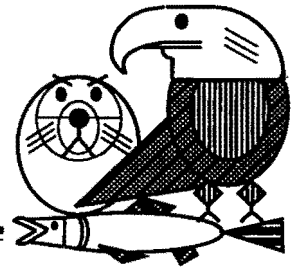


Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



MEMORANDUM

TO: Mark Brodersen/DEC

FROM: Molly McCammon, Director of Operations *mm*

DATE: June 27, 1994

SUBJ: Project #94266/Shoreline Assessment and
Oil Removal — Authorization

The purpose of this memorandum is to formally authorize Project #94266/Shoreline Assessment and Oil Removal consistent with the review of the Chief Scientist (see attached).

While this project has extremely important objectives, I am concerned about the cost of this project and that of the closely related Project #94090/Mussel Bed Restoration and Monitoring. It is my understanding that the scope of work to be performed under these two projects may not be as great as originally envisioned, while implementation costs have turned out to be greater than anticipated. The proposed "closeout" costs of these two projects (\$93.8 for proposed Project #95266 and \$150.0 for proposed Project #95090 respectively) are also quite substantial as indicated by the Brief Project Descriptions submitted for FY 95.

attachment


cc: Byron Morris/NOAA
Sandy Rabinowitch/USDOJ
Gail Irvine
Ron Bruyere
Jeff Short
Bob Spies (w/o attachment)
James R. Ayers

Trustee Agencies

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

June 20, 1994

TO: James Ayers
Executive Director

FROM: Robert B. Spies 
Chief Scientist

THRU: Eric Myers

CC: Ron Bruyere
Mark Broderson
Gail Irvine
Sandy Rabinowich
Jeff Short

RE: Project No. 94266 ("Shoreline Assessment and Oil Removal")

Project 94266 ("Shoreline Assessment and Oil Removal") was delivered to my office with a request to expedite the peer-review process. The DPD for Project 94266 arrived at Applied Marine Sciences on May 10, 1994. Due to the request for expedited review and my own experience with hydrocarbon analysis of environmental samples I decided to review this myself. If the proposers wish to have further review by an outside reviewer I would be pleased to arrange such a review but it would take additional time. There was some delay on account of consulting with Dr. Irvine about hydrocarbon analysis and questions I had with the extent that I should be reviewing the budget.

This project is actually two separate projects. The DPD has one cover sheet, but besides that there are two separate project descriptions with two separate budgets. The first portion is to be conducted by the National Biological Survey (NBS), continuing a past study by the National Park Service. The study focuses upon the injury to the "naturalness" and wilderness value of coastlines in Kenai Fjords National Park and Katmai National Park and Preserve caused by oiling. Residues from the spill in these areas tended to be oil mousse, and oil/water emulsion that is more resistant to degradation, and these residues are persisting in sheltered, armored beaches.

The purpose of this multi-year study is to determine the rate of mousse degradation at oiled sites with differing geomorphology. These data can be used to determine if active removal of oil residue is necessary to prevent the continuing injury, or whether natural processes will return the affected coastlines to wilderness condition in an acceptable period of time. During 1992 the National Park Service marked six heavily oiled sites (5 on the Katmai coast and 1 on the Kenai coast), and this year the propose to return to these sites to monitor shoreline recovery.

The cost to perform the hydrocarbon analyses on the samples collected this summer was not included in the original budget, and so the Project will only achieve its objectives if \$9,000 in 1995 monies are allocated to this purpose.

The second portion of Project 94266 is to be conducted by the Alaska Department of Environmental Conservation (ADEC). In PWS, particularly around the community of Chenega, where asphalt deposits remain from surficial oil that stabilized after the spill. These deposits are



unsightly, resulting in an injury to wilderness values and raising concerns about public health in the subsistence community. In addition, in places rebar, flagging, signs, and other debris from the clean-up still remain. The purpose of the second portion of Project 94266 is to manually break-up asphalt into smaller pieces that are easily oxidized, and to remove other shoreline debris encountered during the work.

I had substantial concerns about the ability of the personnel listed by the Park Service to interpret the hydrocarbon data coming from the chemical analyses that would be necessary to come to scientifically valid and acceptable conclusions on weathering processes. After consultation with Dr. Gail Irvine it appears that she has enlisted the help of Jeff Short, a chemist at NOAA's Auke Bay Laboratory to assist in this task.

The oil removal from selected sites in Prince William Sound appears to be one that will be desirable from the standpoint of having the native people participate in the cleanup of sites that continue to be a concern to them. While I personally do not think that the oil in the beach is a risk toxicologically, even to subsistence users, I do not have to gather my food from these beaches and there is some sense of violation from just seeing the remaining oil. I therefore think that it is appropriate to do something for beach cleanup in some of these sites. Native participation in site selection and clean up would appear to be desirable.

I find that this proposal is technically acceptable and recommend it be funded.

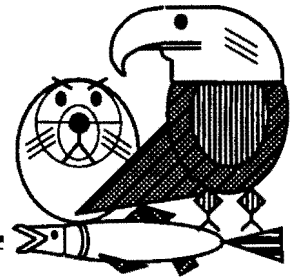
I recommend that this project be given a thorough budgetary review in addition to the technical review provided by my office. A rationale for the equipment budget does not appear in the main body of the proposal.

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



M E M O R A N D U M

TO: Alex Swiderski/Department of Law

FROM: Eric Myers *[Signature]* Project Coordinator

DATE: June 24, 1994

SUBJ: Update on Status of Restoration Reserve (Project #94424)

As I believe you are aware, a Quarterly Project Status Report is prepared for the Trustee Council that tracks the status of all previously authorized work plan projects (1992, 1993, 1994). We are currently in the process of preparing next report for the period ending June 30, 1994.

Attached you will find a Project Status Update Form for the Restoration Reserve (Project #94424). Please take a moment to provide information, current as of June 30, regarding the status of the Restoration Reserve. (Presumably, there are no "results and references" in the traditional sense of scientific studies, nor am I aware of any "related projects." Unless you indicate otherwise, I would expect these fields to remain blank.)

Please just use the form provided — handwritten notes are fine. Please return the form by July 7, 1994 (attn: Sandra Shubert).

Thanks.

attachment

cc: Molly McCammon
Sandra Shubert

Trustee Agencies

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

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

94DOL
(in-house)

**Exxon Valdez Oil Spill Project Status Summary: Update
1994 Work Plan
Quarter Ending June 30, 1994**

DRAFT

No. 94424

Title Restoration Reserve

Lead Agency DOL

Indicate changes by editing the old information or including new information. Indicate if new information is to be inserted into, substituted for, or added to old information.

Old Information (3/31/94)

New Information (6/30/94)

Status Under review by Department of Justice.

**Results and
References**

**Related
Projects**

Comments Will provide funding needed to undertake long-term restoration activities.

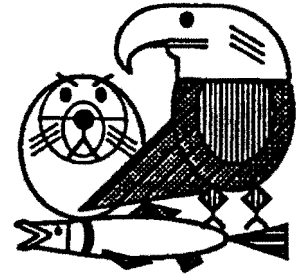
NEPA Status Not applicable

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Dave Gibbons, USFS

FROM: James R. Ayers
Executive Director

DATE: June 23, 1994

RE: Appraisal Authorization

You are hereby authorized to undertake an appraisal for certain lands owned by the Afognak Joint Venture ("AJV"). The AJV consents to the appraisal of the parcels designated as AJV 01a, AJV 01(b), AJV 03a, and AJV 03b.

Please refer to the Memorandum of Understanding signed by the respective agencies and utilize the existing contract. An individual work order should be prepared for each ownership explicitly outlining the appraisal assignment. Before issuing the work order, a definition of rights to be appraised, a legal description, and a date for submission of the report should be prepared for the appraiser and Contracting Officer's Representative. This should be accomplished in cooperation with Negotiators. The landowner should be advised in writing that the appraisal is, with their permission, proceeding.

The appraisal should establish the base line (fee) value of each parcel, recognizing that the sellers are offering substantially less than fee interest for most parcels. Actual interests to be acquired, if any, have not yet been agreed upon. However, it is anticipated that parcel by parcel interests will be available for incorporation into the final appraisal.

JRA/mir

cc: Alex Swiderski, DOL
Walt Sheridan, USDA, FS

Trustee Agencies

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

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

MEMORANDUM

State of Alaska

Department of Law

TO: Jim Ayers
Executive Director
Exxon Valdez Oil Spill
Trustee Council

DATE: June 22, 1994

FILE NO:

TEL. NO.: 269-5274

SUBJECT: AJV Appraisal

FROM: Alex Swiderski *AS*
Assistant Attorney General
Environmental Section

The purpose of this memo is to request authorization to appraise AJV lands as described in the attached letter from AJV chairman Howard Valley authorizing appraisal of AJV lands. Parcels one and three are highly ranked. Parcels four, five and six are moderately ranked. The other tracts AJV wishes to sell have not been ranked although they are adjacent to the lands designated as the Afognak Island State Park and recently purchased with civil settlement funds.

cc: Bob Rice

Attachment

Post-It™ brand fax transmittal memo 7671		# of pages > 4
To <i>Tim Ayers</i>	From <i>Alex Swiderski</i>	
Co.	Co.	
Dept.	Phone #	
Fax # <i>586-7589</i>	Fax # <i>278-7022</i>	

AFOGNAK JOINT VENTURE

203 MARINE WAY SUITE 1

P.O. BOX 1277

KODIAK, ALASKA 99615

TELEPHONE (907) 486-6014

FAX (907) 486-2514

RECEIVED

Department of Law

JUN 21 1994

Office of the Attorney General
Anchorage Branch
Anchorage, Alaska

June 20, 1994

Mr. Alex M. Swiderski
Assistant Attorney General
Department of Law
State of Alaska
1031 West Fourth Avenue, Suite 200
Anchorage, Alaska 99501-1994

Re: Afognak Joint Venture Negotiations

Dear Alex:

This will confirm our discussions regarding the request of the negotiating team to conduct an appraisal of certain lands owned by the Afognak Joint Venture ("AJV") in conjunction with their possible acquisition by the Trustee Council. The AJV consents to the appraisal of the parcels designated as AJV 01a, AJV 01(b), AJV 03a, and AJV 03b.

As we have discussed in the past, the AJV is not interested in selling just the parcels which you have designated. Any sale of some or all of such parcels would be conditioned upon the Council also acquiring some of the less timbered lands held by the AJV. In order to facilitate those discussions, it would be appropriate for the Council to also appraise, at the same time, the other AJV lands in order that the appraisal information would be available during our further discussions. Thus, the AJV's consent to the appraisal of the aforementioned parcels is conditional upon the performance of an appraisal of parcels AJV 04, AJV 05 and AJV 06 (as previously designated by the Restoration Team) and the lands described in Exhibit A to this letter.

Alex M. Swiderski
June 20, 1994
Page 2

By the Consenting to such appraisal, the AJV is not agreeing that the appraisal process which the Council has determined it will follow, will, in fact accurately determine the fair market value of its lands. As we have discussed, the AJV has conducted its own valuation based upon its expected return from the timber and obviously will not be interested in selling its lands for less.

I will have a draft confidentiality agreement sent to you during the next week for you review. If you have any questions, please feel free to contact our counsel, Bill Timme.

Yours truly,
AFOGNAK JOINT VENTURE



Howard W. Valley, Chairman

EXHIBIT A**Tract I**

Township 22 S, Range 17 W, sections 10, 15, 16, 21 and 22.

part w Tonki

Tract II

Township 22 S, Range 17 W, section 6

Township 22 S, Range 18 W, sections 1 west 1/2, 2, 11, 12 west 1/2, 13, 14, 23 through 26, 35, and 36.

Township 23 S, Range 18 W, sections 1, 2, 11, 12, 14, 22 and 23.

Tract III

Township 22 S, Range 18 W, sections 15, 22, 27, 33 and 34.

Township 23 S, Range 18 W, sections 3, 4, 9, 10 and 15.



Kodiak Island Borough

710 MILL BAY ROAD
KODIAK, ALASKA 99615-6340
PHONE (907) 486-5736

May 26, 1994

Honorable Walter J. Hickel
Governor of Alaska
PO Box 110001
Juneau AK 99811-0001

distributed
to the TC
via reg mail
6/23/94 RAW

Dear Governor Hickel:

I would like to take this opportunity to commend you personally, and particularly your three representatives on the Exxon-Valdez Trustee Council for your efforts and thoughtful planning regarding the wise use of funds from the proceeds of the settlement with the Exxon Corporation. I wish to particularly commend you and the Trustee Council for moving ahead with the land acquisitions programs. These acquisitions will give us the opportunity for long term replacement and recovery from the results of the Exxon-Valdez oil spill, while preserving habitat areas which will assure the recovery of many of the species of birds, fish and marine mammals that were impacted by the oil spill.

These land transfers will in many cases result in opportunities to further expand the Alaska economy. Specifically, one of the candidates is the Kodiak Island Borough land on Shuyak Island, which we will use to further develop the Kodiak Island community. This land mass could only produce income through logging operations which would be damaging to the pristine nature of the area enjoyed by visitors, hunters and fishermen and is documented as critical habitat for many of the species that were heavily impacted by the spill. The transfer will create a cash base that we will be able to use to develop infrastructure in the community while protecting the unique qualities of these pristine areas. This situation also holds true for the native corporations who have vast land holdings which are very difficult to convert into cash to use effectively to develop economic opportunities for their people. The acquisitions will allow the native corporations to convert some portion of their land holdings into cash to develop economic opportunities for their people and the various

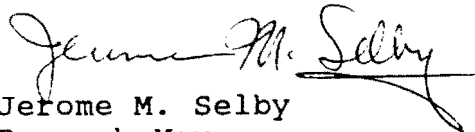
Governor Hickel
May 26, 1994
Page 2

businesses and tourism industry activities that they have planned for the future.

The land acquisitions and the opportunities they present will have a major impact on the development of an expanded and diversified economy for the Kodiak Island Borough and will pay off for both the Borough and the State of Alaska for many years into the future. The impact from the land acquisitions will undoubtedly become the most significant result of the Exxon-Valdez oil spill and subsequent settlement thanks to the efforts of the Trustee Council to use these funds wisely. Thank you for your thoughtful consideration regarding these important acquisitions. I commend you on the process that has taken place which has led to the current program of initiating research studies with some of the funds, while committing a large amount of funds for land acquisition which will have an even greater long term impact for the State of Alaska.

Sincerely,

KODIAK ISLAND BOROUGH



Jerome M. Selby
Borough Mayor

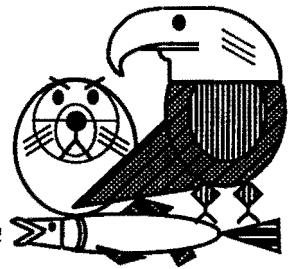
cc: EVOS Trustee Council Members

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



TO: Restoration Work Force

FROM: Molly McCammon, Director of Operations

DATE: June 22, 1994

RE: 1992, 1993, 1994 Project Status Report -- June 30 Update

Please find attached Project Status Update forms for use in preparing the June 30 Quarterly Project Status Summary. The forms are identical to those used in preparing the March quarterly report. The "Old Information" column contains information from the March report, with updated NEPA status for 1994 projects. Use the "New Information" column to note changes or additions to the old information. **Please submit your completed update forms to Sandra Schubert at the EVOS office by the close of business, Wednesday, July 7.**

As part of the June 30 quarterly report (which we anticipate providing to the Trustee Council at the August 8th meeting), the Trustees have requested an analysis of those projects which have fallen behind schedule or are otherwise not on track as planned. In updating the "STATUS" field, please note if a project has encountered unanticipated costs, NEPA compliance difficulties, or other unforeseen problems. This applies in particular to 1994 projects.

Also please highlight any projects for which report preparation is behind schedule or has encountered difficulties. The "STATUS" field in the "New Information" column contains the report status for each project as reflected in the Chief Scientist's June 15 EVOS Report Progress Schedule. To promote consistency in conveying report status information to the Trustees, please use the following standardized terminology when updating this information:

1. Report being drafted; expect to submit to Chief Scientist by (date).
2. Draft report submitted to Chief Scientist; under peer review. (Includes drafts that have been revised by the PI following an initial round of peer review, and are resubmitted for an additional round of peer review.)
3. Draft report peer reviewed; returned to PI for revision. (Includes redrafts that are returned to the PI for further revision following a second round of peer review.)

Trustee Agencies

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

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

4. Redraft of report submitted to Chief Scientist.
5. Report accepted by Chief Scientist. (Please note if this acceptance is conditioned upon specific revisions to the report, and whether or not said revisions have been made.)
6. Final report submitted to OSPIC; available for public review.

Eric Myers and I will be meeting with each agency prior to the August 8th Trustee Council meeting to discuss projects that have encountered difficulties or are otherwise delayed.

Thank you for your help. Please contact Sandra Schubert (278-8012) if you have questions about this memo or the update forms.

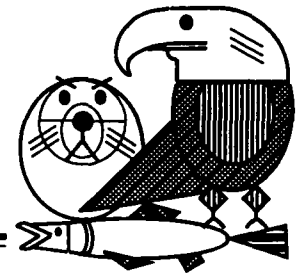
cc: James R. Ayers, Executive Director
June Arkoulis-Sinclair, Director of Administration
Robert B. Spies, Chief Scientist

Exxon Valdez Oil Spill Trustee Council

Restoration Office


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

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



MEMORANDUM

TO: Byron Morris/NOAA

FROM: Molly McCammon, Director of Operations 

DATE: June 21, 1994

SUBJ: Project #94290-A/PWS System Investigation

The purpose of this memo is to confirm that Project 94290/Hydrocarbon Data Analysis, Interpretation and Database Maintenance for Restoration and NRDA Environmental Samples Associated with the *Exxon Valdez* Oil Spill has been approved consistent with the favorable peer review of the DPD by the Chief Scientist (see attached).

enclosure


Trustee Agencies

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

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

June 13, 1994

TO: James Ayers
Executive Director

FROM: Robert B. Spies 
Chief Scientist

THRU: Eric Myers

CC: Bruce Wright
Sid Korn

RE: Project No. 94290-A ("Hydrocarbon Data Analysis, Interpretation, and Database Maintenance for Restoration and NRDA Environmental Samples Associated with the *Exxon Valdez* Oil Spill")

The Detailed Project Description for Project 94290-A ("Hydrocarbon Data Analysis, Interpretation, and Database Maintenance for Restoration and NRDA Environmental Samples Associated with the *Exxon Valdez* Oil Spill") was delivered to my office on March 10, 1994. There was not a request for expedited peer review, and consequently I have only recently obtained the review for this project and can now provide my recommendation to you.

The purpose of this project is to maintain the existing database on hydrocarbons in environmental samples collected by research and monitoring projects sponsored by the Trustee Council, to add new data developed under restoration projects to the database, and to assist principal investigators, managers, and the public interpret these data.

I recommend strongly that this project be approved. Proper interpretation of the data on petroleum hydrocarbons in the spill area is essential for guiding restoration decisions. I have frequently depended upon Mr. Short and Dr. Rice to assist principal investigators (who are normally biologists) with proper interpretation of low-concentrations measurements of petroleum hydrocarbons. Providing a centralized database on chemical measurements, and a qualified interpretive resource for principal investigators, will develop the consistency in data interpretation necessary for making confident use of the hydrocarbon data for restoration.

As you are aware, the analysis that the peer reviewers and I have provided this Detailed Project Description is focused upon its technical merit. I recommend that this project be given a budgetary review in addition to the technical review provided by my office.

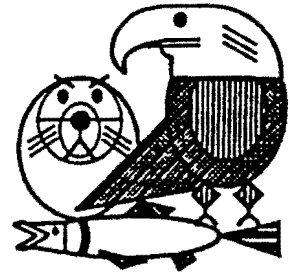


Exxon Valdez Oil Spill Trustee Council

Restoration Office


645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Jim

FROM:  June

DATE: June 21, 1994

RE: Investment of Funds Held in Court Registry

I spoke with Michael Milby, Clerk of the Court, United States District Court, regarding settlement funds held by the Court. The following information was provided:

The Federal court system has a Court Registry Investment System which is joined by individual courts throughout the country by court order. Funds are pooled and the initial fund established is known as a "liquidity fund". This type of fund is established when money comes in but it is unknown how long the funds will remain (no known disbursement horizon). The liquidity aspect allows them to buy big blocks of securities with essentially no risk.

The liquidity fund is set up to provide weekly liquidity similar to a money market fund. Funds are invested in government securities (at present only treasury securities) and purchased through secondary markets. The Court has a clearing account at the Federal Reserve and all transactions are cleared through this account. At no time are any of the funds ever held at a bank.

The investment strategy is very conservative - only Treasury securities. Presently, the Court buys out to about 100 days. Funds are receiving an 'A' market return but very liquid. Our funds are currently sitting in a pool of approximately \$650-\$700 million funds with several thousand other court cases.

The Court is currently in the process of creating a longer term fund with a staggered portfolio. This would be a 3-4 year fund with staggered maturity dates and quarterly liquidity. Cash flow would be managed to allow quarterly liquidations if needed. This would be a pooled fund. Our funds would be included in both the liquid and longer term fund and the two funds would be linked together. They are currently working on setting up the accounting system and expect to have this fund established in the next 90-100

Trustee Agencies

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

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

days.

We discussed setting up a reserve. He said this was a definite possibility and has been done before. A reserve could be handled in one of two ways unique or pooled. Typically, for a large dollar amount a unique reserve is set up. A pool is established for smaller dollar amounts. If we are looking at setting aside approximately \$12 million a year it would probably be pooled, however, if there are circumstances related to our funds that would require a unique reserve then that would still be a possibility. Regardless of whether we move forward with a reserve it is intended that our funds would be part of the longer term fund.

He will mail us a manual for the Court Registry Investment System. The manual is technical but will provide us information on how the funds flow and what the investment strategies are.

He looks forward to establishing a relationship with us and is more than willing to speak with you at any time.

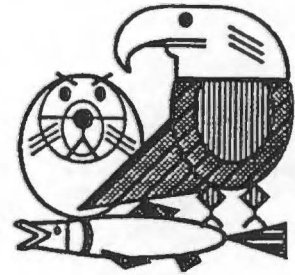
milby.wpd

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



June 20, 1994

Dr. Charles Peterson
University of North Carolina
Institute of Marine Science
Morehead City, North Carolina 28557

Dear Dr. Peterson:

On behalf of the Exxon Valdez Oil Spill Trustee Council, let me express our congratulations on your recent Pew Conservation Scholar award. We are pleased for you and the science community. Your commitment and dedication are a deeply appreciated contribution to our society.

We are proud to have you associated with our efforts and are grateful for your advice and participation.

Again, congratulations!

Sincerely,

A handwritten signature in black ink, appearing to read "Jim", is written over the typed name. The signature is fluid and cursive.

James R. Ayers
Executive Director

cc: Council members

Trustee Agencies

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

JUN-16-1994 14:16 FROM PEW SCHOLARS PROGRAM

TO

919072767178

P.002



P E W
SCHOLARS
PROGRAM
IN CONSERVATION AND
THE ENVIRONMENT

Stan Van Velsor
Assistant Director

DATE: June 15, 1994

CONTACT: The Pew Scholars Program in Conservation
and the Environment
Stan Van Velsor, Assistant Director
Pew Scholars Program in Conservation and the Environment
Phone: (313) 936-2556 Fax: (313) 764-3516

Environmental Problem Solvers Receive Pew Conservation Scholars Award

Ten conservation scientists have been selected as 1994 Scholars in Conservation and the Environment and will receive \$150,000 each over the next three years. The awards, given annually by the Pew Scholars Program in Conservation and the Environment, honor individuals whose careers reflect a commitment to both scholarship and environmental action.

"The 1994 Scholars have outstanding records in scholarship and conservation," said James E. Crowfoot, director of the Pew Scholars Program and president of Antioch College. "With the Pew awards these 10 individuals will be undertaking exciting new projects to advance the conservation of biological diversity. We look forward to the outcomes of their work, to their future collaborations with other Pew Scholars and their leadership in meeting the challenges of conservation."

The grant recipients include a plant ecologist devoted to the conservation and management of plant biodiversity in the species-rich Cape Floristic Region of South Africa, an internationally renowned conservation biologist whose work has revealed a much higher rate of tropical deforestation than generally accepted, and an interdisciplinary scientist who promotes the conservation of biodiversity in the developing world through the improved management of intensive agriculture.

"It is a privilege to be able to support the fine work of these 10 scholars," said Rebecca W. Rimel, president of The Pew Charitable Trusts. "Not only are they making significant contributions to understanding the origins of many of our environmental problems, they are committed to finding ways to solve them. Through their example, they are creating a new model for the field--that of scientist as active problem solver."

The Pew Scholars Program requires that all candidates be nominated by the heads of their institutions or by one of the Program's independent nominators. From a pool of approximately 70 nominees, 10 scholars are selected each year by a national advisory committee comprised of prominent leaders in the conservation community.

The Pew Scholars Program in Conservation and the Environment was established in 1988 by the Pew Charitable Trusts, one of the nation's largest environmental grantmakers. The Program was designed to encourage and support early to mid-career conservation scientists who are applying themselves to the conservation of biological diversity and related environmental issues. This program identifies outstanding scientists in a variety of environmentally oriented disciplines whose work combines scholarship with conservation action. The Program began making appointments in 1990 and the 10 Scholars selected for the 1994 round of awards comprise the fifth group of Pew Conservation Scholars.

The Pew Charitable Trusts, a national and international philanthropy with a special commitment to Philadelphia, support nonprofit activities in the areas of culture, education, the environment, health and human services, public policy and religion. Through their grantmaking, the Trusts seek to encourage individual development and personal achievement, cross-disciplinary problem solving, and innovative, practical approaches to meet the changing needs of a global community. The Pew Scholars Program in Conservation and the Environment is one of several scholars programs established by the Trusts, reflecting their interest in supporting exemplary individuals in the fields of art, religion, Eastern and Central European public policy, biomedical science, and the environment.

1994 Pew Scholars in Conservation and the Environment

Marcus E. Colchester
Richard M. Cowling
Gretchen C. Daily
Thomas J. Goreau
Norman Myers
Rosamond L. Naylor
Daniel C. Nepstad
David W. Norton
Charles H. Peterson
Alexey V. Yablokov

World Rainforest Movement
University of Cape Town
University of California, Berkeley
Global Coral Reef Alliance
Self-Employed Environmental Consultant
Stanford University
Woods Hole Research Center
Arctic Sivunmun Iisagvik College
University of North Carolina, Chapel Hill
Koltzoff Institute of Developmental Biology

Marcus Colchester received a Ph.D. in Social Anthropology from Oxford University in 1982. He is currently the Director of the Forest Peoples Programme at the World Rainforest Movement in England. Mark's primary work has been securing indigenous peoples' rights to their lands and livelihoods by pressing for policy change at the national and international levels. Mark plans to use his Pew award to research, document, and analyze the problem of balancing indigenous communities, which are undergoing rapid social and economic change, with their environment. He aims to develop a practical problem solving approach to help indigenous communities evaluate the environmental implications of their changing livelihoods and take appropriate institutional measures to establish control.

Richard Cowling received a Ph.D. in Plant Ecology from the University of Cape Town (South Africa) in 1983. He is currently a Professor in the Institute for Plant Conservation at the University of Cape Town. Richard has devoted a majority of his efforts over the last decade to the conservation and management of plant biodiversity in the species-rich Cape Floristic Region of South Africa. He views the Pew award as a unique opportunity to develop an extension program for communicating to all sectors of society the economic and cultural benefits of the preservation and sustainable use of the extraordinarily diverse flora of the Cape Floristic Region.

Gretchen Daily received a Ph.D. in Biological Sciences from Stanford University in 1992. She is currently a Postdoctoral Fellow in the Energy and Resources Group at the University of California at Berkeley, where she is striving to enhance her proficiency as an interdisciplinary scientist to more effectively aid in the transformation of global society into a sustainable system. The Pew award will provide Gretchen with the resources and visibility needed for launching a major, long-term research effort concentrated on the relationship between biodiversity and ecosystem function. She believes that establishing the value of biodiversity is critical to its preservation.

Thomas Goreau received a Ph.D. in Biogeochemistry from Harvard University in 1981. He is currently the President of the Global Coral Reef Alliance, where he promotes coral reef protection by documenting stresses to reef ecosystems, identifying the causes of these stresses, and proposing strategies to restore these species-rich and highly sensitive ecosystems. Thomas intends to use the Pew award for establishing grass-roots environmental management councils in the important reef areas of the Caribbean. He plans on developing a bottom-up community management approach that confronts the deterioration of coral reef systems and promotes their official designation as marine protected areas.

Norman Myers received a Ph.D. in Conservation and Development from the University of California at Berkeley in 1973. He is a self-employed independent scientist and consultant whose pioneering work in the early 1970s established the true rate of species extinction worldwide to be one hundred times greater than generally accepted. Norman has focused a major portion of his work during the last decade on the rate of tropical rainforest deforestation, demonstrating that it continues to be much higher than previously speculated. He plans to use his Pew award to investigate the issue of synergistic compounding of biodiversity problems and the role of the "shifted cultivator" or displaced peasant in tropical deforestation.

Rosamond Naylor received a Ph.D. in Applied Economics from Stanford University in 1989. She is currently a Fellow in the Institute for International Studies at Stanford University, where she initiated an interdisciplinary research program that investigates biodiversity conservation in the developing world through improved management of intensive agriculture. She plans to use her Pew award to develop a research, training, and field outreach program that focuses specifically on the interactions between agricultural production and the conservation of biological diversity in Mexico and Southeast Asia.

Daniel Nepstad received a Ph.D. in Forest Ecology from Yale University in 1989. He is currently an Assistant Scientist at Woods Hole Research Center, where he works to empower the civil society of Amazonia to understand, defend, and sustainably manage their natural resources. His long-term goal is to build a collaborative program with Amazonian institutions to help organizations of farmers and forest residents advance proposals of sustainable forest utilization and management. Daniel plans to use his Pew award to understand and reduce the incidence of fire in the Amazonian region and to develop a fire prevention course and curriculum for agricultural communities.

David Norton received a Ph.D. in Zoophysiology from the University of Alaska in 1973. He is currently an Associate Professor of Natural Sciences at Arctic Sivuunmun Ilisagvik College, where he nurtures student interest in science and environment. David has recently focused his attention on developing Natural Science courses into curricular packages tailored to meet the diverse needs of rural Alaska college students. He plans to use his Pew award to develop multidisciplinary museology courses and training programs for rural North American Native students. He hopes to promote their movement into professional careers that will serve the goals of conserving biological diversity and celebrating their cultural heritage.

Charles Peterson received a Ph.D. in Biology from the University of California at Santa Barbara in 1972. He is currently a Professor of Marine Sciences at the University of North Carolina at Chapel Hill. Charles made a major contribution to environmental science as Chair of the Global Ocean Ecosystems Dynamics program that addressed how global change may be expected to affect marine ecosystems. He plans to use his Pew award to develop environmental regulations for coastal water quality and estuarine fisheries management designed to evaluate the consequences of alternative human activities on the health and production of two critical estuarine habitats, seagrass beds and oyster reefs.

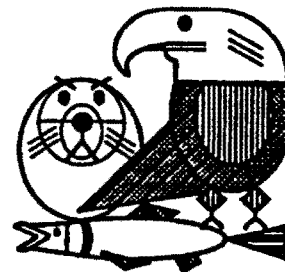
Alexey Yablokov received a Ph.D. in Population Biology from the Soviet Union Academy of Sciences in 1965. He is currently a Senior Scientist at the Koltzoff Institute of Developmental Biology in Russia, and has worked as the top environmental policy advisor in both the Gorbachev and Yeltsin administrations. Alexey pioneered the application of "phenetic" marks (the smallest differences in anatomical structures, i.e., the difference in ear shape on the two sides of a person) to the detection of animal population structure and environmental stress. He plans to use his Pew award to develop a quick, cheap, non-invasive method which can be used for early detection of environmental contamination and the study of natural populations.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

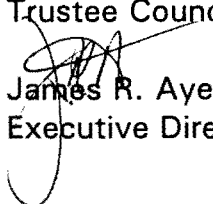
645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Trustee Council

FROM: 
James R. Ayers
Executive Director

RE: Schedules

DATE: June 20, 1994

There have been follow-up questions and suggestions regarding schedules. In order to accommodate the various regulatory requirements, Public Advisory Group reviews, and Trustee Council schedules and directives, we have set course for the following:

1. Trustee Council Meeting Schedule

a) July 11, 1994 meeting for*:

- * Policy review of Acquisitions "less than fee"
- * Overview of proposals for FY95 Work Plan
- * Science Review Board policy review
- * Restoration Plan update

**** We are planning an EVOS Trustee Council picnic -- sponsored by staff with no public funds or time -- for the evening of July 11. We hope all of you can attend.**

b) August 8th, 1994 meeting for:

- * Review of FY95 draft Work Plan for release to the public
- * Update on issues
- * Restoration Plan EIS update and discussion of final alternative
- * Fee Simple Acquisition progress
- * Restoration Plan final structure

c) On or about August 20, 1994 a teleconference as necessary for:

- * Restoration Plan Final EIS - final discussion
- * Habitat protection/acquisition update

d) On or about August 28, 1994 meeting for:

- * EIS and Final Restoration Plan update
- * Fee Simple Acquisition approval as appropriate
- * Interim budget approval
- * IMS EIS Update: public comment

e) On or about September 28, 1994 meeting for:

- * Restoration Plan FEIS Update
- * IMS FEIS Update
- * Habitat Acquisition Approval as appropriate

f) On or about October 30, 1994 (2-day meeting) for:

- * Adoption of final Restoration Plan
- * Final authorization of FY95 Work Plan
- * Authorization for the Institute of Marine Science
- * Authorization for Habitat Acquisition purchase agreements
- * Update on Issues

2. Draft Environmental Impact Statement: Restoration Plan

The DEIS for the Draft Restoration Plan will go out for public review and comment from June 18 to August 1. A series of public meetings will be held during this time, which includes June 27 - Anchorage, June 29 - Seward, July 1 - Homer, July 5 - Kodiak, July 7 - Cordova, and July 19 - Valdez.

Following the public comment period, the Trustees must choose a Final Alternative for the Final Environmental Impact Statement. This may be the Preferred Alternative in the Draft EIS, or it could be some modification based on Trustee Council response to the public comment received. In any event, this decision must be made by mid-August. Following that decision, the Final EIS gets written, printed and becomes available for public review on or before September 28. There follows a 30-day appeal period for the FEIS. The Record of Decision will be ready to be signed by October 28 by all three federal secretaries or as required. Although there was some question about the timing of the appeal period, this schedule has been approved.

3. Final Restoration Plan

Concurrent with the writing of the Final Environmental Impact Statement is the need to write the Final Restoration Plan. Since the time the original Draft Restoration Plan was written in November, 1993, much has occurred, including the hiring of an Executive Director, emphasis by the Council on an Ecosystem approach, and the need for a management-by-objective structure, including a science program. Additionally, the Trustee Council has consistently expressed the importance of public participation and the need for information and actions to be clearly communicated.

Therefore, as we have discussed during the past Council meetings, staff have reorganized the draft restoration plan by including goals, clear objectives and strategies. These have been refined and further articulated during a series of workshops held in January, March and April which included scientists, researchers, agency representatives, Public Advisory Group members, and other representatives of the general public. The product is what some have been referring to as the Implementation Management Structure including a science and monitoring program. Therefore, to achieve our goal of simplicity and clarity we will include this in the Draft Restoration Plan, in addition to responding to public comments during the review phase of the DEIS. It looks as though we will be able to develop a Final Restoration Plan during August as planned. A release of the FEIS in September is critical to meet the timeline for the October Record of Decision and adoption of the final restoration plan.

I hope this clarifies the various schedules that we are following and more closely accomodates your respective plans. Please, give me a call if you have questions or recommendations for further changes.

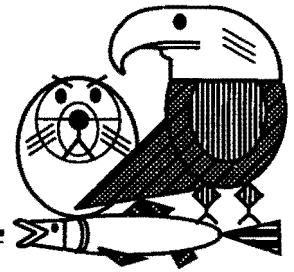
cc: Agency Liaisons

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: Robert Spies, Chief Scientist

FROM: Molly McCammon, Director of Operations *MM*

DATE: June 20, 1994

SUBJ: DPD for Project #94159/Surveys to Monitor Marine Bird and Sea Otter Populations in PWS During Winter 1994

Please find attached a copy of a recently submitted DPD for Project #94159/Surveys to Monitor Marine Bird and Sea Otter Populations in PWS During Winter 1994.

As noted by the cover memorandum, this survey was authorized by the Trustee Council in late 1993 and out in the field before the guidance for FY 94 DPDs was available and thus the investigators were not able to provide a DPD prior to project implementation. I concur with the view that, in as much as the field work is already complete, there would be little if any value in a conventional peer review. However, the DPD will likely prove useful when reports are submitted in order to address questions related to methodology.

Trustee Agencies

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

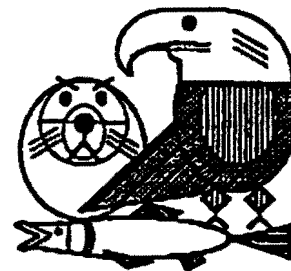
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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

**MEMORANDUM**

TO: Trustee Council

FROM: *[Signature]*
James R. Ayers
Executive Director

RE: Schedules

DATE: June 20, 1994

There have been follow-up questions and suggestions regarding schedules. In order to accommodate the various regulatory requirements, Public Advisory Group reviews, and Trustee Council schedules and directives, we have set course for the following:

1. Trustee Council Meeting Schedule

a) July 11, 1994 meeting for*:

- * Policy review of Acquisitions "less than fee"
- * Overview of proposals for FY95 Work Plan
- * Science Review Board policy review
- * Restoration Plan update

**** We are planning an EVOS Trustee Council picnic -- sponsored by staff with no public funds or time -- for the evening of July 11. We hope all of you can attend.**

b) August 8th, 1994 meeting for:

- * Review of FY95 draft Work Plan for release to the public
- * Update on issues
- * Restoration Plan EIS update and discussion of final alternative
- * Fee Simple Acquisition progress
- * Restoration Plan final structure

Trustee Council

- 2 -

June 20, 1994

c) On or about August 20, 1994 a teleconference as necessary for:

- * Restoration Plan Final EIS - final discussion
- * Habitat protection/acquisition update

d) On or about August 28, 1994 meeting for:

- * EIS and Final Restoration Plan update
- * Fee Simple Acquisition approval as appropriate
- * Interim budget approval
- * IMS EIS Update: public comment

e) On or about September 28, 1994 meeting for:

- * Restoration Plan FEIS Update
- * IMS FEIS Update
- * Habitat Acquisition Approval as appropriate

f) On or about October 30, 1994 (2-day meeting) for:

- * Adoption of final Restoration Plan
- * Final authorization of FY95 Work Plan
- * Authorization for the Institute of Marine Science
- * Authorization for Habitat Acquisition purchase agreements
- * Update on Issues

2. Draft Environmental Impact Statement: Restoration Plan

The DEIS for the Draft Restoration Plan will go out for public review and comment from June 18 to August 1. A series of public meetings will be held during this time, which includes June 27 - Anchorage, June 29 - Seward, July 1 - Homer, July 5 - Kodiak, July 7 - Cordova, and July 19 - Valdez.

Following the public comment period, the Trustees must choose a Final Alternative for the Final Environmental Impact Statement. This may be the Preferred Alternative in the Draft EIS, or it could be some modification based on Trustee Council response to the public comment received. In any event, this decision must be made by mid-August. Following that decision, the Final EIS gets written, printed and becomes available for public review on or before September 28. There follows a 30-day appeal period for the FEIS. The Record of Decision will be ready to be signed by October 28 by all three federal secretaries or as required. Although there was some question about the timing of the appeal period, this schedule has been approved.

Trustee Council

- 3 -

June 20, 1994

3. Final Restoration Plan

Concurrent with the writing of the Final Environmental Impact Statement is the need to write the Final Restoration Plan. Since the time the original Draft Restoration Plan was written in November, 1993, much has occurred, including the hiring of an Executive Director, emphasis by the Council on an Ecosystem approach, and the need for a management-by-objective structure, including a science program. Additionally, the Trustee Council has consistently expressed the importance of public participation and the need for information and actions to be clearly communicated.

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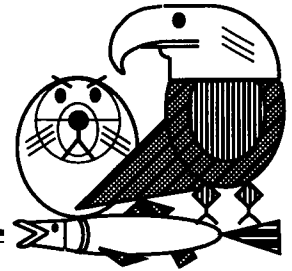
cc: Agency Liaisons

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



MEMORANDUM

To: Restoration Work Force

From: Molly McCammon
Director of Operations

A handwritten signature in black ink, appearing to be 'Molly' or 'M. McCammon', written in a cursive style.

Date: June 20, 1994

Subj: June 23 RWF Meeting

The weekly Restoration Work Force meeting will be held on **Thursday** June 23, at 9:00 a.m., instead of Wednesday, as Jim Ayers will be in Cordova. The Juneau location is the U.S. Forest Service conference room on the 5th floor.

The topics of discussion will include "Less Than Fee" policy and the draft Work Plan.

Trustee Agencies

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

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

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

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J. AYERS

[10] 5867555

D. GIBBONS

[11] 4655375

M. BRODERSEN

[12] 4654759

J. MONTAGUE

[13] 7896608

MORRIS-WRIGHT

[14] 2572510

S. RABINOWITCH

[15] 5624871

C. FRIES

[17] 2713992

R. THOMPSON

[18] 5223148

J. SULLIVAN

[19] 7863636

L. BARTELS

[20] 7863350

C. BERG

[35] 5103737834

B. SPIES

[38] 2715827

G. BELT

ERROR

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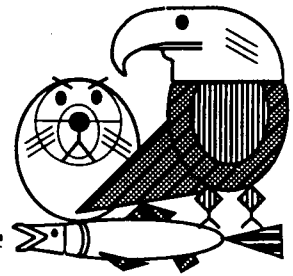
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Exxon Valdez Oil Spill Trustee Council

Restoration Office


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

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



M E M O R A N D U M

TO: All Interested Parties

FROM: Eric Myers 

DATE: June 20, 1994

SUBJ: NEPA Training Workshop

As indicated at the Monday staff meeting, there will be a two day NEPA training workshop on June 27-28 here in the Simpson Building in the 4th Floor Conference Room (see attached).

If you plan to attend this workshop, please contact me (x-229) by the **end of business Tuesday, June 21**, so that I can inform ADFG of the number of participants from this office.

attachment

Trustee Agencies

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

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

Microsoft Mail v3.0 IPM.Microsoft Mail.Note

From: Westfall, Sheila

To: A&L ANCHORAGE P.O. #1 STAFF

Subject: FREE NEPA Seminar June 27 & 28

Date: 1994-06-17 16:14

Priority:

Message ID: 88C1EC7F

Conversation ID: 88C1EC7F

A workshop is being offered by NOAA's Ecology and Conservation Office to provide a clear understanding of the environmental analysis process required under the National Environmental Policy Act (NEPA). The course is designed to help professionals address their NEPA responsibilities including writing NEPA documents. It is also designed to allow participants to work on specific projects in which they are currently be provided and the seminar will be given in an informal setting.

WORKSHOP:

- 1) The National Environmental Policy Act and CEQ Regulations
- 2) Organize using the CEQ Format
- 3) Selecting the Appropriate Level of Documentation
- 4) Alternative Development
- 5) Issue Identification and Scoping
- 6) Predicting Environmental Consequences
- 7) Cumulative Impacts and Social/Economic Impacts
- 8) Role of the Decisionmaker
- 9) Working on Specific Projects

When: June 27 & 28, 1994

Where: Simpson Building, 645 G Street, 4th floor Conference Room

Who: Anyone interested in learning more of the NEPA process

This workshop is FREE to all attending. Please pre-register by contacting Ken Chalk (267-2241) or Sheila Westfall (267-2112), via E-MAIL.

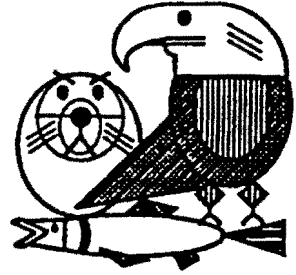
contact Eric Myers (x-229)

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: See Distribution

FROM: June Annoullis-Sinclair
Administrative Officer

DATE: June 20, 1994

RE: Court Request Status Update

Court Request #7:

Requested withdrawal of \$2,241,741 of funds from the Court Registry for funding actions taken by the Trustee Council at the April and May (excluding May 31) meetings. The request was filed with the Court on June 16, 1994. Alex Swiderski of the State Department of Law expects a response by the end of this week or first of next week.

Distribution

Jim Ayers
Bob Baldauf
Mark Brodersen
Carol Fries
Dave Gibbon
Veronica Gilbert
Molly McCammon
Jerome Montague
Byron Morris
Sandy Rabinowitch

crupdt1.wpd

Trustee Agencies

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

DRAFT

DRAFT

June 17, 1994 3:08pm

DRAFT

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of pages 1

To	Walt Sheridan	From	Alex Sierdski
Co.		Co.	
Dept.		Phone #	
Fax #	586-7840	Fax #	278-7020

EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL

POLICY STATEMENT

Acquisition of less than fee simple title

Fee simple title acquisitions have the potential to provide the highest level of habitat protection. However, in some cases, restoration of injured resources and services can be achieved through acquisition of less than a fee simple title interest in the land. When adequate to meet restoration objectives, this strategy can have several advantages. First, it may reduce the cost of the protection. Second, lands with high restoration potential for which fee simple title is not for sale may be available for acquisition of less than fee simple. Third, it may allow the owner of the residual fee interest to pursue economic, cultural and other activities on the lands that are compatible with restoration objectives.

The density of commercial or other development has the potential to reduce the value for restoration purposes of the rights acquired in a less than fee simple transaction. The rights reserved to the seller, including the extent of development permitted, if any, must be delineated so as to preserve the value of the land for restoration purposes. The reserved rights may differ from parcel to parcel. In addition to density, related environmental issues such as shoreline setbacks, water and sewage and stream buffers should be addressed to ensure that the rights being acquired will, in fact, provide the level of protection needed to facilitate realization of the restoration objectives.

Acquisition of commercial timber rights

Acquisitions involving commercial timber rights, where the retained fee interests include the right of the fee owner to pursue development and other activities other than commercial timber harvest, should address the extent of timber removal permitted incidental to the fee owner's exercise of retained rights. The amount of incidental timber removal to be allowed must not significantly reduce the value of acquiring the timber rights for restoration purposes. Factors to be considered are the extent of buffers for sensitive areas such as streams and shorelines, limitations on the amount of canopy removal and limitations on the clearing or substantial clearing of areas. Any revenue in excess of removal costs received from the sale of commercial timber removed incident to the exercise of retained rights should be paid to the managing agency.

Because of differing restoration needs for various parcels the limitations on incidental timber removal may differ for different

faxed 6/17/94 to
the attached list
of people

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parcels. Nevertheless, as a guideline, incidental timber removal should be limited to no more than five percent of the basal area¹ of each parcel² to be acquired. Incidental timber removal of up to 25 percent of the basal area of any portion of the parcel to be developed may be allowed as long as the development does not exceed 100 acres in size and no more than five percent of the basal area of the entire parcel is removed. In addition to the basal area limitations, the size and juxtaposition of discrete blocks of timber harvested incidental to the fee owner's exercise of retained rights must be limited.³ The size of such discrete blocks should be limited to no more than one, five acre block per one sixteenth section. The blocks should not be contiguous. Incidental timber removal must be conducted so that there is not a disproportionate number of larger trees removed. In addition no timber removal should be permitted within 300 feet of anadromous streams, streams that support nesting of injured species, mean high water of salt water bodies, or fish bearing fresh water body shorelines except as may be specifically agreed upon after consideration of the restoration impact of the proposed removal.

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¹ Basal area is a per acre measure of the cross sectional area at chest height occupied by the standing timber.

² A "parcel" is a discrete piece of land as identified and evaluated through the Comprehensive Habitat Protection process and identified in that process, e.g., EYA1, KON4.

³ "Discrete blocks" are areas which are clearcut or more than 75 percent of the basal area is removed.

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June 17, 1994 3:04pm

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PUBLIC ACCESS

All acquisitions shall be for the purpose of restoring to their pre-spill condition natural resources injured, lost, or destroyed as a result of the oil spill and the services provided by those resources. Covenants governing public access shall be sought when the interest to be acquired is less than fee simple but the price to be paid for the interest is a substantial portion of the value of fee simple and acquisition of public access rights will serve to restore services lost or diminished as a result of the oil spill.

The Nature of Public Access

Scope: Public access is access by the public to lands in which the interests are acquired for purposes of subsistence use and recreation, including among other activities, sport hunting and fishing, hiking and camping.

Limitations on public access: Public access should not be unreasonably restricted or denied for personal, non-commercial use of lands which are "unimproved" as that term is used in AS 09.45.795, so long as AS 09.45.795, or a substantially similar statute, continues in effect. Public access for personal, non-commercial use on unimproved lands may be reasonably restricted or denied as follows:

DRAFT

(i) through reasonable restrictions by the seller on conditions of use such as requirements for permits, size of group activities allowed, length of stay and other conditions of occupancy;

(ii) where necessary for the seller to exercise its reasonable business interests, such as in connection with a lodge site;

(iii) where necessary to protect specific areas of cultural or historical significance;

(iv) where the government agency which has acquired the interest in land (the "buyer") determines that continued public use of the land will diminish the ability of the land to aid in the restoration of injured natural resources to the degree that restriction or denial of further public access is appropriate.

(v) where the seller determines that public use of the land has injured the land so as to diminish the use of the lands for purposes of restoration of resources or services injured by the oil spill and the buyer has failed, after reasonable notice and opportunity, to repair the damage;

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(vi) where the seller and the buyer, in consultation with applicable state or federal agencies, determine that continued public access will jeopardize the ability of the natural resources on the land to provide subsistence services to the residents of the area where the land is located.

Restriction or denial of public access must be as limited in scope as is feasible while still addressing the problem which led to the restriction or denial, instituted only after consultation with the buyer, and remain in place only so long as the condition which gave rise to the restriction or denial of public access exists. Where the restriction denial is based on injury to the land, public access must be restored after the injury has been repaired and the seller and buyer have reached agreement on actions needed, if any, to minimize the likelihood of a recurrence of such injury.

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6/17/94

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PUBLIC ACCESS

Covenants governing public access shall be sought when the interest to be acquired for purposes of restoring natural resources injured by the oil spill is less than fee simple but the price to be paid for the interest is a substantial portion of the value of fee simple and acquisition of public access rights will also serve to ~~restere~~ benefit services lost or diminished as a result of the oil spill.

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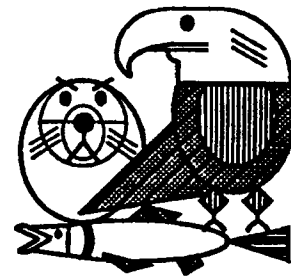
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



FAX COVER SHEET

TO: Jerome Montague	FROM: James R. Ayers/Walt Sheridan
OFFICE: ADF&G	OFFICE: Executive Director's Office
FAX NUMBER: 465-4759	FAX NUMBER: 586-7589
PHONE NUMBER: 465-6160	PHONE NUMBER: 586-7238

COMMENTS:
Comments from Walt Sheridan:
Enclosed are draft policy statements on public access and acquisition of less than
fee simple title. Please review and be prepared to discuss at the Wednesday,
June 22, meeting with Executive Director Ayers. We would like to be able to
reach agreement at that meeting on a form of the policies suitable for review and
comment by the Public Advisory Group at their upcoming meeting.

DATE: June 17, 1994	TOTAL PAGES: 7
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Trustee Agencies

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

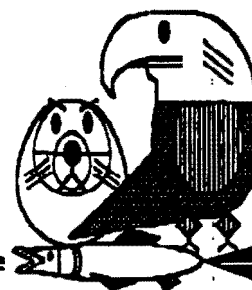
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



WORK FORCE AGENCY LIAISONS

Dave Gibbons

USFS

709 West 9th Street, Rm 831

Juneau, Alaska 99802-1628

586-8784

586-7555 - fax

Mark Brodersen

ADEC

410 Willoughby Avenue, Rm 105

Juneau, Alaska 99801-1795

465-5323

465-5375 - fax

Jerome Montague

ADF&G

1255 West 8th Street

Juneau, Alaska 99802-5526

465-6160

465-4759 - fax

Byron Morris

NOAA

11305 Glacier Highway

Auke Bay, Alaska 99821

789-6600

789-6608 - fax

Sandy Rabinowitch

DOI

2525 Gambell Street

Anchorage, Alaska 99503

257-2653

257-2510 - fax

Veronica Gilbert

ADNR

645 G Street, Rm 401

Anchorage, Alaska 99501-3451

278-8012

276-7178 - fax ✓

5/6/84

Trustee Agencies

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

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

Habitat Protection Work Group

Tom Gerlach
USFWS
1011 E Tudor Road
Anchorage, Alaska 99503

786-3342
786-3635 - Fax ✓

Jess Grunblatt
ADNR
645 G Street, Rm 401
Anchorage, Alaska 99501-3451

278-8012
276-7178 - Fax ✓

Ken Holbrook
USFS
3301 C Street, Rm 300
Anchorage, Alaska 99503-3998

271-2819
271-3992 - Fax ✓

Mark Kuwada
ADF&G
333 Raspberry Road
Anchorage, Alaska 99518-1599

267-2277
349-1723 - Fax ✓

Art Weiner
ADNR
645 G Street, Rm 401
Anchorage, Alaska 99501-3451

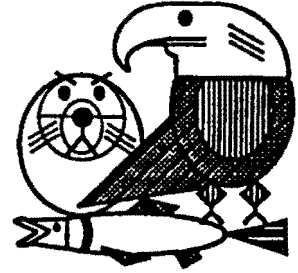
278-8012
276-7178 - Fax ✓

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Dave Gibbons, USFS

FROM: James R. Ayers
Executive Director

DATE: June 17, 1994

RE: Appraisal Authorization

You are hereby authorized to undertake an appraisal for the Eyak Corporation lands as identified in the Eyak and Sherstone Comprehensive Habitat Protection proposal of May 24, 1994.

(old)

Please refer to the Memorandum of Understanding signed by the respective agencies and utilize the existing contract. An individual work order should be prepared for each ownership explicitly outlining the appraisal assignment. Before issuing the work order, a definition of rights to be appraised, a legal description, and a date for submission of the report should be prepared for the appraiser and Contracting Officer's Representative. This should be accomplished in cooperation with Negotiators. The landowner should be advised in writing that the appraisal is, with their permission, proceeding.

(new)

The appraisal should establish the base line (fee) value of each parcel, recognizing that the sellers are offering substantially less than fee interest for most parcels. Actual interests to be acquired, if any, have not yet been agreed upon. However, it is anticipated that parcel by parcel interests will be available for incorporation into the final appraisal.

JRA/mir

cc: Alex Swiderski, DOL
Walt Sheridan, USDA, FS

Trustee Agencies

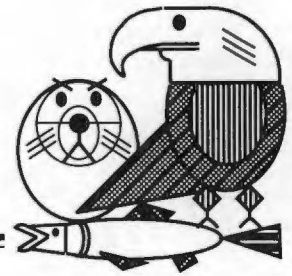
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



MEMORANDUM

To: Cathy @ G. Frampton's Office
Renee @ P. Janik's Office
Linda @ S. Pennoyer's Office
Carla @ C. Rosier's Office
Martha @ J. Sandor's Office
Vicki @ C. Tillery's Office
Wanda @ D. Williams' Office

From: Rebecca Williams *RW*
Exxon Valdez Restoration Office

Date: June 17, 1994

Subj: July and August Trustee Council Meetings

Mr. Ayers has asked that I:

- 1) **confirm** with each of you, the July 11 Trustee Council (TC) meeting, scheduled in Anchorage at 1:00 p.m.,
- 2) schedule a TC meeting for August 4 or 5, the 8th at the latest and,
- 3) schedule another TC meeting for August 29 or 30.

Please check your TC members schedule and get back to me. If you have any questions, please call me at 265-9326 or at the number listed above. Thanks!!

Trustee Agencies

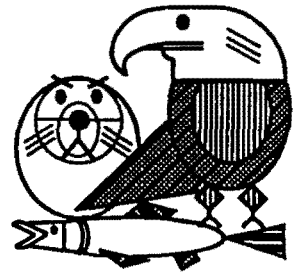
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 17, 1994

David Scheel
Prince William Sound Science Center
P.O. Box 705
Cordova, Alaska 99574

Dear David,

Thank you for the opportunity to review the draft Brief Project Description you have developed for Project 95320-P. While I have not given this BPD detailed review, my basic concern with this proposal is that I am not convinced that the fundamental requirements of program management are addressed. As you are aware, the 94320-P sub-project started as a "Program Management" element (see attached) and has since evolved to address a much wider scope and larger set of objectives than was originally proposed or perhaps necessary or affordable. Given the very substantial size and involved nature of the PWS System Investigation, effective program management is critical. Until all of the PWS System Investigation proposals for FY 95 are in hand, it will be impossible to judge how adequately program management needs are addressed. As you will recall, this was a major concern of the peer reviewers during their review of the entire 94320 project.

The overall scale of the PWS System Investigation is also of concern. As part of a comprehensive, balanced approach to restoration, the PWS System Investigation is only one of a variety of components that responds to the need to restore many different resources and services impacted by the spill throughout the entire spill area. If this effort is to be sustained over the long term, it is essential to scale the effort in any one year to a manageable and sustainable size. Since the restoration effort began, there have been many more project proposals than the restoration budget could support in any one year. In this context, it will likely be necessary to prioritize within and among PWS System Investigation sub-projects along with all other projects submitted for consideration during FY 95.

Trustee Agencies

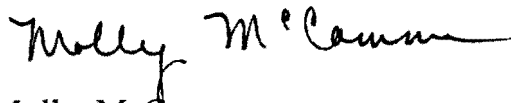
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture, and Interior

Finally, I would also note that there are certain elements of the draft sub-project 95320-P that appear to overlap efforts being made on a restoration-wide basis. In addition to the Trustee Council's existing communications and public outreach efforts, a proposed FY 95 project is being developed regarding the need for enhanced community involvement and use of local knowledge. This project is the result of comments of public participants at the April 13 -15 science planning workshop. This proposal plans to focus FY 95 efforts on Chenega, Tatitlek and Port Graham. Regarding science planning, the April 13-15 science planning workshop also resulted in the establishment of scientific Interdisciplinary Work Groups (consisting largely of agency and non-agency researchers as well as public members) as a means of identifying and prioritizing critical research issues. A Coordinating Committee is being developed to facilitate coordination and communication among the Interdisciplinary Work Groups. Certainly, the PWS efforts will be included.

In closing, I appreciate the chance to share these thoughts with you. The objectives of the 95320-P sub-project described in the draft BPD will be reviewed in the overall context of the Trustee Council mission, our goal to achieve maximum efficiency of effort, and the resources available to support research and monitoring in any one fiscal year.

If you would like to discuss this further, don't hesitate to contact me.

Sincerely,

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

Molly McCammon
Director of Operations

cc: James R. Ayers

Table 1: SEA 1994 (7 month FY) budget summary (amounts in \$K)

REVISED

Project descriptions	Personnel	Travel	Contractual	Commodities	Equipment	Indirect	Project Cost	Organization Totals
PWSSC								1,919.71
Met/Phys oceanography	126.3	5	105	20	340	61.51	657.81	
Nearshore fish	188	12	41	19	269	62.40	591.40	
Information & modeling	168.9	22.5	83.5	10.5	267	68.50	620.90	
Program management	15	15	5	5	0	9.60	49.60	
ADF&G								1,397.06
Salmon outmigration	*****	phase	in	during	FY95	*****		
Salmon growth	124.2	0.5	114.3	13.2	4	26.6	282.80	
Salmon predators	242.2	3.3	589	20.2	81.6	62.6	998.90	
Harbor seals	6.5	1	15	1.5	0	2.0	26.00	
Zoop sample processing	*****	phase	in	during	FY95	*****		
Administration	0.0	0.0	0.0	0.0	0.0	89.36	89.36	
UAF								543.90
Phytoplankton/Nutrients	92.7	4.5	10.1	9	0	29	145.30	
Zooplankton in Ecosystem	169.5	15	23	7.4	31.5	61.6	308.00	
Larval drift	*****	phase	in	during	FY95	*****		
Trophics/Stable isotopes	24.6	3.2	12	6.9	0	11.7	58.40	
Information & modeling	25.8	1	0	0	0	5.4	32.20	
NBS								32.40
Information & modeling	24.6	0	3.6	4.2	0	0	32.40	
USFS								85.00
Salmon outmigration	*****	phase	in	during	FY95	*****		
Avian predation	25.8	2	23	10	16	8.2	85.00	
PWSAC								45.00
Exper. Fry Release	2.6	0	0	40	2.4	0	45.00	
Total	1,236.70	85.00	1,024.50	166.90	1,011.50	498.47	4,023.07	4,023.07

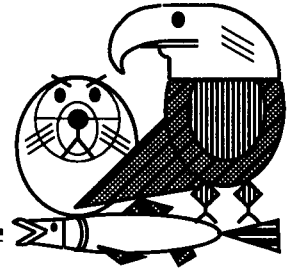
Due to SEA's interdisciplinary nature, activity funded under one project will frequently support the needs of several projects. This is particularly true for funds listed under Contractual and Equipment.

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: Jim Ayers, Executive Director
Restoration Work Force
Simpson Building Staff
Bob Spies, Chief Scientist

FROM: Molly McCammon
Director of Operations

DATE: June 17, 1994

RE: Update on activities and assignments

CORRECTION!

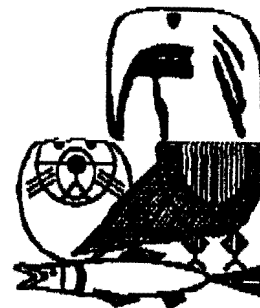
Court request #6 has been filed and cleared. Court request #7 is being filed today and should clear mid to late next week. My apologies.

Trustee Agencies

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

Exxon Valdez Oil Spill Trustee Council**Restoration Office**

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

**MEMORANDUM**

TO: Restoration Work Force

FROM: June Andrews-Sinclair
Administrative Officer

Molly McCammon
Director of Operations

DATE: June 14, 1994

RE: FY 95 Budget Clarification Memo

Several issues have been raised regarding preparation of the FY 95 budget package:

1. Project categories

Category 2 projects (project closeout costs; report writing and data analysis for FY 94 projects where work will be done in FY 95) include both those that have sufficient FY 94 funding and those that actually require additional FY 95 funds.

All FY 94 funds will lapse, the project will close out, a FY 95 project number will be assigned, and the Trustee Council will reauthorize the projects. Carrying forward funds will not be allowed this year, unless the funds are already encumbered/obligated by means of a contract.

Brief Project Descriptions are required for all FY 95 funding requests. If the FY 95 request is to complete work initially authorized in FY 94, but for some reason was not accomplished, a brief explanation of the project delays, incorporated into the FY 95 BPD format provided in the Invitation to Submit a Restoration Project for FY 95, should be submitted by June 24. If you have questions about BPDs, contact Bob Loeffler or Eric Myers in the Anchorage Restoration Office.

2. The Restoration Work Force subproject

Budget forms should be prepared with a maximum \$150,000 funding level and 1 FTE (more than 1 FTE is acceptable within the \$150,000 funding level). Line

Trustee Agencies

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

3. Calculations

Please note that where a -0- appears on the budget forms calculations are automatic and should not be overridden.

4. Two errors were noted on budget forms 5BLANK1.xls. The header in Form 2A Page 1 of 3 should read 1995 Federal Fiscal Year Project Budget not 1994 Federal Fiscal Year Project Budget. Page 2 of 3 should be 2B not 2A.

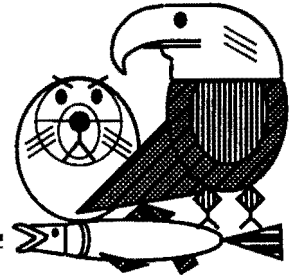
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Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



FAX COVER SHEET

To: Restoration Work Force

Number: _____

From: Molly

Date: June 17, 1994

Comments:

Total Pages: 4

Please distribute to the RWF member
in your office. Thank you!

RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim
Bartels, Leslie
Berg, Catherine
Brodersen, Mark
Bruce, David
Fries, Carol
Gibbons, Dave
Gilbert, Veronica

Loeffler, Bob
Montague, Jerome
Morris, Byron
Rabinowitch, Sandy
Spies, Bob
Sullivan, Joe
Thompson, Ray
Wright, Bruce

Document Sent By: Rebecca

Trustee Agencies

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

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

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

0412

INCOMPLETE TX/RX

TRANSACTION OK	[09] 5867589	J. AYERS
	[10] 5867555	D. GIBBONS
	[11] 4655375	M. BRODERSEN
	[12] 4654759	J. MONTAGUE
	[13] 7896608	MORRIS-WRIGHT
	[14] 2572510	S. RABINOWITCH
	[15] 5624871	C. FRIES
	[17] 2713992	R. THOMPSON
	[18] 5223148	J. SULLIVAN
	[19] 7863636	L. BARTELS
	[20] 7863350	C. BERG
	[35] 5103737834	B. SPIES
	[38] 2715827	G. BELT

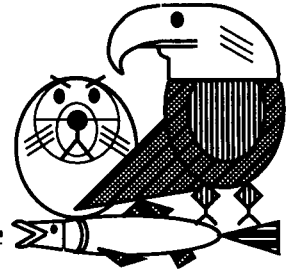
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office

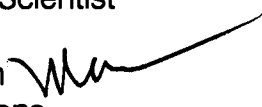
645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



MEMORANDUM

TO: Jim Ayers, Executive Director
Restoration Work Force
Simpson Building Staff
Bob Spies, Chief Scientist

FROM: Molly McCammon 
Director of Operations

DATE: June 17, 1994

RE: Update on activities and assignments

1. Clarification of budget and BPD information

A clarification memo is being prepared by June to all agency liaisons.

A GREAT BIG THANK YOU AND CONGRATULATIONS TO ALL OF YOU WHO ACHIEVED THE JUNE 15 PROJECT PROPOSAL DEADLINE. THANKS TO YOUR EFFORTS, ONLY A FEW PROPOSALS WERE LATE. YOU WILL GET YOUR REWARD AT THE JULY 11 OIL SPILL PICNIC! Meanwhile, Restoration Office staff are organizing all of the proposals, putting them into a cohesive package, and shipping them out next Wednesday to the agencies, the Public Advisory Group, the agency attorneys, and the Interim Science Review Board.

2. Institute of Marine Science

Notice of the Draft EIS is being published in the federal register on Friday, June 17. Public comment will extend until August 8. The two public hearings on the DEIS are scheduled for July 26 - Seward and July 28 - Anchorage.

Trustee Agencies

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

3. Subsistence Planning

The first round of meetings in Chenega, Tatitlek and Cordova were held June 14 - 16. The week of June 20-24 meetings will be held in Port Graham, Nanwalek, Valdez and possibly Seward. Kodiak is scheduled for the following week.

4. EIS for Draft Restoration Plan

The Draft EIS and the Draft Restoration Plan are now out for public review until August 1. A series of public meetings have been scheduled which include: June 27 - Anchorage; June 29 - Seward; July 1 - Homer; July 5 - Kodiak; July 7 - Cordova; July 19 - Valdez.

5. Dates to Remember:

June 24 - All budgets due: both interim and full FY95.

June 27-28 - NEPA training in Anchorage.

June 28-29 - PAG meeting in Anchorage.

June 30 - Proposals under NOAA's BAA and ADF&G's 2-step are due.

July 11 - EVOS Trustee Council picnic in Anchorage.

July 11 - Trustee Council meeting, 1-5 pm in Anchorage.

July 12-13 - Executive Director, agency liaisons and coordinating committee members meet with Interim Science Review Board in Anchorage.

July 15 - Small parcel nominations close.

6. Tentative Trustee Council meeting schedule

July 11 Policy review of acquisitions "less than fee"
 Overview of proposals for FY95 Work Plan
 Science Review Board policy review
 Restoration Plan rewrite authorization

* EVOS Trustee Council picnic in evening

Aug 5	Review of FY95 Draft Work Plan Update on issues Restoration Plan EIS - update on public comments Fee Simple acquisition progress
Mid-Aug	Teleconference to select Final Alternative for Final EIS for Restoration Plan Habitat protection/acquisition update
Aug 28-30	EIS and Final Restoration Plan update Fee simple Acquisition approval as appropriate Interim budget approval Institute of Marine Science EIS - update on public comments
Late Sept	Restoration Plan FEIS Update Habitat acquisition approval as appropriate Final EIS for Institute of Marine Science improvements update
Oct 31- Nov. 1	Adoption of final Restoration Plan Action on FY95 Work Plan Authorization for the Institute of Marine Science Authorization for Habitat acquisition purchase agreements Update on issues

7. Court request

Court requests #6 and #7 have been filed and cleared.

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

0409

INCOMPLETE TX/RX

TRANSACTION OK

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[10] 5867555
[11] 4655375
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[38] 2715827

J. AYERS
D. GIBBONS
M. BRODERSEN
J. MONTAGUE
MORRIS-WRIGHT
S. RABINOWITCH
C. FRIES
R. THOMPSON
J. SULLIVAN
L. BARTELS
C. BERG
B. SPIES
G. BELT

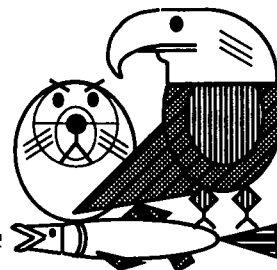
ERROR

Exxon Valdez Oil Spill Trustee Council

Restoration Office


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

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



MEMORANDUM

TO: Veronica Gilbert/ADNR

FROM: Molly McCammon, Director of Operations 

DATE: June 16, 1994

SUBJ: Project #94007/Site Specific Archeological Restoration and Cultural Resource Protection — Authorization

The purpose of this memorandum is to formally authorize Project #94007/Site Specific Archeological Restoration and Cultural Resource Protection consistent with the peer review conducted under the auspices of the Chief Scientist (see attached).

Please note the one specific request that the principle investigators provide to the Chief Scientist a written description of who will be interpreting the chemical analyses obtained under contract and how these interpretations will be accomplished. I would appreciate it if you could also keep me apprised of these developments.

attachment


cc: Judith Bittner
Doug Reger
Jim Ayers
Bob Spies

Trustee Agencies

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

June 10, 1994

TO: James Ayers
Executive Director

FROM: Robert B. Spies 
Chief Scientist

THRU: Eric Myers

CC: Judith Bittner, ADNR
ADNR Agency Liason

RE: Project 94007 ("Site Specific Archeological Restoration
and Cultural Resource Protection")

The Detailed Project Description (DPD) for Project ("Site Specific Archeological Restoration and Cultural Resource Protection") arrived in my office on April 21, 1994. The review of the project is now available, and I recommend that the project go forward as described in the DPD.

An unfortunate product of the *Exxon Valdez* Oil Spill has been increased public knowledge about the location of archaeological sites in the spill area that has led to and upsurge in vandalism. Artifacts have been removed from sites, human remains disturbed, and illegal excavations made. The purpose of Project 94007 is to (1) conduct site-specific restoration at damaged sites on federal or state lands within the oil spill area (including analyzing sediment samples for petroleum hydrocarbon residues), and (2) compile information about the desires of local communities regarding archaeological and other cultural resources and use this information to draft site and artifact protection programs.

As I am not an archaeologist, I rely heavily upon the opinion of our peer reviewer, who was fully supportive of this proposal. He was especially enthusiastic about the plan to assemble information from local communities regarding attitudes toward protection of cultural resources, and the further plan of presenting protection plans to local communities for comments. The reviewer stated that "it is *only* by enlisting the cooperation of local communities (which is often extremely difficult when prehistoric resources are involved) that any effective protection will be realized."

I recommend that this project go forward as described. I request only that the principal investigators provide me with a written description of who will be interpreting the chemical analyses they obtain under contract, and how these interpretations will be accomplished.

As always, the review this DPD has received by my office is technical in nature, and I recommend that a budgetary review also be conducted.

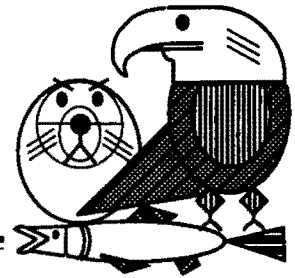


Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 16, 1994

To Whom It May Concern:

Please be advised that Stan Senner 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, 1994. Any questions relating to this matter should be directed to:

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

Thank you for your cooperation.

Sincerely,

A handwritten signature in cursive script, reading "James R. Ayers".

James R. Ayers
Executive Director

jra/raw

Trustee Agencies

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

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

A P P L I E D
marine
S C I E N C E S

fax

DATE: 6/13/94
TO: Rebecca Williams, CACI
FAX #: (907) 276-7178
FROM: Susanna L. Chase, Administrative Assistant
FAX # (510) 373-7834

Rebecca - Please issue Travel Letters with an expiration date of September 30, 1994 for the following Peer Reviewers.

Please send the letters directly to our office so that we can distribute when we have all the sign-up paperwork back from the reviewers.

Thank you for your help with this matter.

Meeting of the Interim Science Review Board
July 9-13th
Anchorage, Alaska

1tr sent on 3/31/94 for C. Haney
Dr. Christopher J. Haney
Assistant Professor of Wildlife Technology
School of Forest Resources
Pennsylvania State University
DuBois, PA 15801

814-375-4769
814-375-4784 FAX

Dr. Stanley Senner
Audobon Migratory Bird Office
4150 Darley Ave., Ste. 5
Boulder, Colorado 80303

1(303)499-7855
1(303)499-0286 FAX

Dr.'s Peterson & Mundy will also attend but, I believe you have issued them Travel letters already.

55 Las Positas Court, Suite S
Livermore, CA 94550
510.373.7142
FAX 510.373.7834

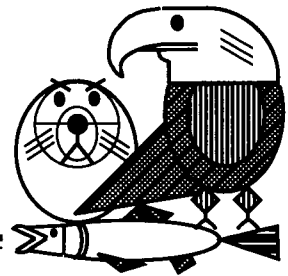
No. of Pages _____

Exxon Valdez Oil Spill Trustee Council

Restoration Office


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

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



MEMORANDUM

TO: Joe Sullivan/ADF&G

FROM: Molly McCammon, Director of Operations 

DATE: June 16, 1994

SUBJ: NEPA Compliance for Little Waterfall Creek Instream Restoration Project

I am in receipt of the correspondence from the Project Leader for the Little Waterfall Creek Instream Restoration Project regarding his desire to proceed as quickly as possible with this project.

From recent phone contact by Eric Myers you are aware that the status of NEPA compliance for this project is still unresolved. It is my understanding that Ray Thompson/USFS is not aware of a NEPA compliance determination for this project either and is expecting that either an Environmental Assessment (EA) or a proposed Categorical Exclusion (CE) be proposed by ADF&G.

The Trustee Council's approval of Project 94139 was specifically conditioned by the need to assure NEPA compliance (see "FY 94 Work Plan Projects as approved by the Exxon Valdez Trustee Council January 31, 1994"). While it has been suggested that this project may well qualify for a CE (in contrast to the other instream restoration projects that all are in the process of having EAs prepared), that determination would have to be made by the USFS.

At this time, lacking a determination regarding NEPA compliance, I find that I am not in a position to authorize this project to proceed. I urge you to finish this requirement as soon as possible so this project can go forward.

cc: James R. Ayers
Jerome Montague
Steve Honnold/ADF&G

Trustee Agencies

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

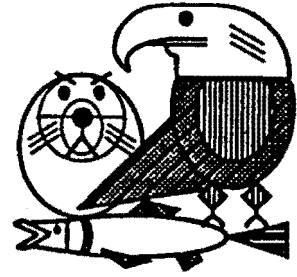
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



June 15, 1994

Ms. Donna Nadell
President
Eyak Corporation
P.O. Box 340
Cordova, AK 99574

Mr. Luke Borer
President
Sherstone, Inc.
P.O. Box 340
Cordova, AK 99574

Dear Ms. Nadell and Mr. Borer:

The *Exxon Valdez* Oil Spill Trustee Council met on May 31 in Juneau. One of the agenda items was a review of the status of the Comprehensive Habitat Protection program. Specifically, the Trustees, in executive session, received a briefing on the status of each habitat protection effort.

Upon reconvening in public session, the Trustees authorized me to proceed with the appraisal process for those parcels identified in the Comprehensive Habitat Protection Process. Included are the lands identified in your May 24, 1994 Comprehensive Proposal for Protection of Eyak Lands and Sherstone's Timber Interests. With your written concurrence, I am prepared to immediately authorize an appraisal of the lands and interests identified in your proposal. This would provide a clear basis for further negotiations.

In a related matter, the Trustees noted common issues arising in situations involving the acquisition of a less-than-fee interest. Two of those issues are public access and level of resource protection needed to meet restoration objectives. In an effort to obtain more consistency with respect to these issues, I was asked to develop proposed policies for consideration of the Council at its next meeting. The policy development effort is to involve the landowners and the public. I will provide you, and the other landowners with a more detailed schedule of this process in the near future.

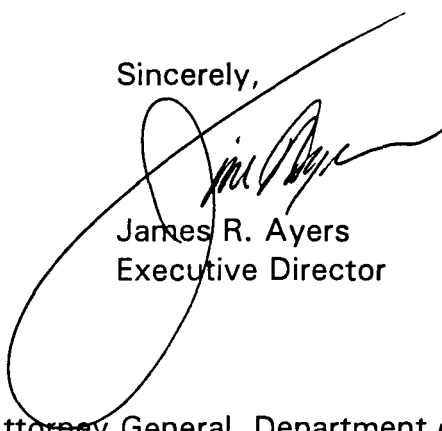
Trustee Agencies

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

June 15, 1994

In closing, I thank you for your hard work in submitting your comprehensive proposal. I look forward to receipt of your authorization for me to proceed with the appraisal process.

Sincerely,



James R. Ayers
Executive Director

JRA/mir

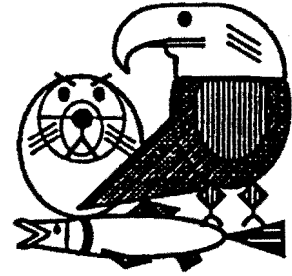
cc: Alex Swirderski, Assistant Attorney General, Department of Law
Walt Sheridan, USDA Forest Service

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: See Distribution

FROM: June Arkouff-Sinclair
Administrative Officer

DATE: June 13, 1994

RE: Court Request Status Update

Court Request #6:

Requested withdrawal of \$13,618,982 of funds from the Court Registry for FY 94 Work Plan projects (authorized budget of \$16,928,500). Request was filed with the Court on June 3, 1994.

Court Request #7:

Requested withdrawal of \$2,241,741 of funds from the Court Registry for funding actions taken by the Trustee Council at the April and May meetings. Currently under review by the Department of the Interior, Alex Swiderski of the State Department of Law expects request to be filed within the next two days

I will let you know if the latest request is filed this week and if not what is causing the delay.

Distribution

Jim Ayers
Bob Baldauf
Mark Broderson
Carol Fries
Dave Gibbons
Veronica Gilbert
Molly McCammon
Jerome Montague
Byron Morris
Sandy Rabinowitch

crupdt.wpd

Trustee Agencies

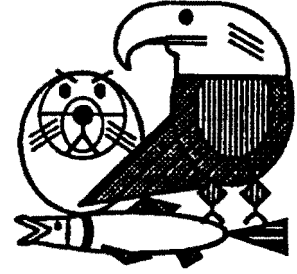
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic & Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Paul Eade
Regional Management & Budget Officer

THROUGH: James R. Ayers
Executive Director

FROM: June Arkoulis-Sinclair
Administrative Officer

DATE: June 13, 1994

RE: Juneau Federal Building Space Requirements

We have done a thorough and comprehensive analysis of the cost and benefit of reconstructing our space (Room 859A) and feel that it would be more prudent not to proceed with any further construction. We are confident that we are able to accomplish our mission with the current floor plan. Particularly, given an estimated reconstruction cost of \$12,000-\$15,000 we feel it would be best to leave the space as is.

cc: Steve Pennoyer

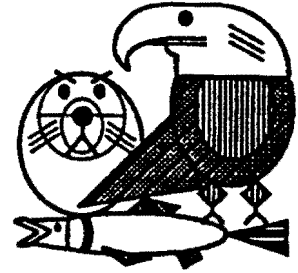
eade.wpd

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Alex Swirderski, Department of Law
Walt Sheridan, USDA Forest Service
Habitat Work Group

FROM: James R. Ayers
Executive Director

DATE: June 10, 1994

RE: Tatitlek

The Tatitlek Corporation has recently contacted me regarding their interest in participating in the *Exxon Valdez* Oil Spill Trustee Council habitat protection effort (see attached). By way of this memo I am asking that you work together to determine if there are habitat areas within the Tatitlek lands that warrant our attention at this time.

I request that this review be conducted in a manner consistent with the previous analysis and should include ranking within our comprehensive habitat protection process.

Please keep me apprised of your progress. No negotiations or appraisal should proceed until this assessment has been accomplished and reported to me.

Thank you.

JRA/mir

Attachment



Landry &
Associates

RECEIVED
JUN 08 1994

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

June 2, 1994

Deborah Williams
Special Assistant to the Secretary
U.S. Fish & Wildlife Service
1011 E. Tudor Road
Anchorage, Alaska 99503

Dear Deborah:

It was a pleasure meeting you at the Exxon-Valdez Trustees' Council meeting in Juneau. It is my understanding that, as a result of your discussions and leadership, there is a possibility the Federal Trustees will be able to tour Kodiak Island July 6th through the 8th.

On behalf of the Akhiok-Kaguyak Native Corporation and the Old Harbor Native Corporation, this letter will serve as a formal invitation for you to visit their villages and lands. Depending on the weather, it may be a particularly good time to view the petroglyphs. It is an easy trip on Akhiok-Kaguyak lands.

Deborah, we know the Fish & Wildlife Service could easily take all the time that is available, but we request the Federal Trustees try to take the time to learn a little bit more about the people and their lands on a direct basis.

We will discuss this with you further as the time draws closer.

Good luck on all your endeavors.

Warm regards,


Larry Landry

EL/bm

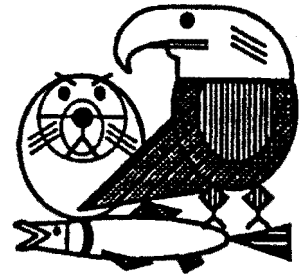
cc: Ralph Eluska, President, Akhiok-Kaguyak, Inc.
Emil Christiansen, President, Old Harbor Native Corporation
James Wilkens, Esq.
Walt Ebell, Esq.
Glen Ellison

Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Trustee Council

FROM: James R. Ayers
Executive Director

DATE: June 10, 1994

RE: May 31, 1994 Trustee Council Meeting

This memo is intended to update you on a number of issues and a tentative meeting schedule for the next five months.

FY95 Work Plan -

Everyone is working hard to accommodate your direction and the various policies that must be included in the FY95 Work Plan. Attached you will find a revised schedule based on the most recent council preferences (Attachment 1). It is not perfect. However, it has been designed with the following:

- A detailed solicitation for proposals with guidance
- Science plan framework
- Public Advisory Group participation
- Public review
- Legal review
- Trustee Council review of draft
- Trustee Council authorization
- Implementation subject to Science review
- Project monitoring
- Project reports
- Synthesizing
- Adaptive Management Process
- Ecosystem approach
- Final authorization (F.A.) in October (Next year we'll have F.A. prior to October 1)

FY95 Administration -

We are in the process of developing the administration budget for FY95. I have requested that "liaisons" develop their budgets based on 1 F.T.E. and \$150,000. It would seem that this is sufficient in most cases. The total budget must be no more than \$3.5 million including our Chief Scientist and technical review capability in order to meet your 5% goal. This is achievable. In addition, we are continuing our effort to develop an Information Management System. This will likely be a separate project for your review.

Trustee Agencies

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

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

Science Review Board -

We have had several work sessions involving scientists, the Restoration Work Force, Public Advisory Group members, and other public members to develop an effective Science program. The results of these workshops are included in Chapter 3 and Appendix A of the Invitation to Submit a Restoration Project for FY95. These research priorities will be continually reviewed and revised using an adaptive management approach.

In order to develop and maintain a Science program as a cornerstone to our Ecosystem foundation and provide the integration and synthesis of research results, a Science Review Board is essential. Attached you will find a draft of the Science Review Board structure (Attachment 2). I assume that the Trustee Council will want to review and approve appointments to the Science Review Board. That is consistent with the Memorandum of Agreement between the United States and the State of Alaska. I would request that any comments on the draft be submitted to me by Friday, June 24. For the long term, I would hope that you would formalize the Science Review Board during either the July or August meeting.

Until you take formal action it is my intent to use an informal technical review committee for this current year's effort. This committee will be made up of:

- Bob Spies, Chief Scientist.
- Charles Peterson. Dr. Peterson is a Professor at the Institute of Marine Science of the University of North Carolina in Moorehead City, NC. Dr. Peterson is a marine ecologist with particular expertise in intertidal ecosystems who has been actively involved in the review of research and monitoring activities conducted by the Trustee Council during the past several years.
- Philip Mundy. Dr. Mundy is a well-respected fisheries biologist specializing in the study of salmon, who is currently a private consultant. He has studied salmon of the northern hemisphere for the past 20 years, and has been a key reviewer of fisheries monitoring and research for the Trustee Council.
- Christopher Haney. Dr. Haney is an Assistant Professor of Wildlife Technology in the School of Forest Resources at Pennsylvania State University in Dubois, PA. He has studied Alaska seabirds for many years, and has a very strong background in statistical applications in the biological sciences.
- Stanley Senner. Mr. Senner is the Director of the Audubon Migratory Bird Office in Boulder, CO. He specializes in the study of migratory shorebirds, and possesses an in-depth knowledge of the oil spill from his previous work on the Restoration Team for the Alaska Department of Fish and Game from 1990-1992.

"Less Than Fee" -

We are in the process of developing a draft policy statement regarding "less than fee simple" acquisitions. The focus is on public access and easement acquisition. A draft will be circulated for your review prior to the PAG meeting on June 28.

Investment Options -

Research and preparation of an options paper on how to maximize interest earnings on all Trustee Council funds including the Reserve has begun and will be available for your review by the August meeting. A detailing of current interest rates will be sent to you shortly. Currently the Federal District Court Rate is averaging 3.6%. The State percentage is averaging 4.7% and we do not have a Federal percentage at this time.

Project Status -

An analysis of the Project Status Report will be included with the next quarterly report as you directed. All efforts will be made to work with individual agencies to resolve any outstanding issues.

Future Meetings -

Based on the integration of the various tasks that have to be accomplished and your respective schedules, we now anticipate:

a) July 5th or 11th, 1994 meeting for*:

- Policy review of Acquisitions "less than fee"
- Overview of proposals for FY95 Work Plan
- Science Review Board policy review
- EIS and Restoration Plan rewrite authorization

*** We are planning an EVOS Trustee Council picnic for the evening of July 11. We hope all of you can attend.**

b) August 5th, 1994 meeting for:

- Review of FY95 draft Work Plan for release to the public
- Update on issues
- Restoration Plan EIS update
- Fee Simple Acquisition progress

c) On or about September 15th, 1994 for:

- EIS and Final Restoration Plan update
- Fee Simple Acquisition approval as appropriate
- Interim budget approval

d) On or about October 31st, 1994 for:

- Adoption of final Restoration Plan
- Final authorization on FY95 Work Plan
- Authorization for the Institute of Marine Science

- Authorization for Habitat Acquisition purchase agreements
- Update on Issues

All things considered, we are making progress. However, it will take a series of meetings this summer to stay on track. Please, let me know if there is additional information that you may need.

JRA/mir

Attachments:

- 1 - FY95 Work Plan Timeline
- 2 - Science Review Board, Duties, Composition & Assumptions
- 3 - Science Planning and Management Organizational Diagram
- 4 - EVOS Adaptive Management Cycle

FY95 Work Plan Timeline

Period	Task
05/16 - 06/15	Invitation to submit FY95 Restoration Projects. (Deadline for main process is 6/15; deadline for two experimental procurements is 6/30.) Trustee Council briefed on May 31.
05/27	Identify interim funding needs for first quarter FY95.
06/02	Finalize and distribute FY95 budget instructions to agencies.
06/02 - 06/10	Review and finalize list of FY95 interim funding needs.
06/16 - 06/25	Staff review and organization of project proposals. Review of each agency's projects by that agency's attorneys completed.
06/24	All budgets for FY95 due.
06/28	Public Advisory Group briefing.
06/27 - 07/11	Chief scientist and technical review. Legal review of all projects by all attorneys.
07/11	Trustee Council meeting (less than fee issues).
07/12 - 07/13	Chief Scientist, Interim Science Review Board, Executive Director, Restoration Work Force, and Coordinating Committee develop \$35 million preliminary Draft FY95 Work Plan (including administration, restoration reserve and payables).
07/14 - 07/27	Revise, combine, and add projects if needed. Prepare preliminary Draft Work Plan.
08/01	Public Advisory Group review of preliminary Draft FY95 Work Plan.
08/05	Trustee Council meeting to review preliminary Draft FY95 Work Plan.

08/06 - 08/18	Finalize Draft FY95 Work Plan. Finalize Brief Project Descriptions and draft budgets.
08/19 - 09/05	Print and mail Draft FY95 Work Plan.
09/06-09/15	Trustee Council meeting to take action on FY95 budgets for administration, carry-forward projects, and 94 reports.
09/06 - 10/04	Review of the Draft FY95 Work Plan by the general public and the Public Advisory Group.
10/05 - 10/18	Compile comments received.
10/19 - 10/20	Executive Director prepares final recommendations in response to public comment.
10/21	Trustee Council receives packet of information for 10/31 meeting.
10/31	Trustee Council approves FY95 Work Plan.
11/01 - 12/1	Agencies prepare Detailed Project Descriptions, prepare Requests For Proposals (RFPs) as appropriate.
12/1 - 01/31	Scientific or peer review of Detailed Project Descriptions.
1/15 - 1/20	Principle Investigator Workshop to review results of 1994 field season, modify FY95 projects if needed, and develop FY96 priorities.
02/01 - 02/28	Approve Detailed Project Descriptions (revise if needed) and negotiate contracts.

SCIENCE REVIEW BOARD

Responsibilities of the Board

1. Assist in the development of an adaptive management process:
 - A. Develop a synthesis that provides an annual overview of what has been accomplished, what has been learned, and what gaps need to be addressed.
 - B. Assist that Executive Director to organize the agenda for the annual workshop which reviews the restoration program.
 - C. Participate in the development of the Annual Status Report to the public, including an overview of the general health of the spill area ecosystem, and the status of injured resources and service.
 - D. Recommend appropriate changes to ongoing and proposed work and annually identify appropriate new projects.
2. Recommend scientific priorities based on technical merit:
 - A. Identify meritorious ideas and projects.
 - B. Recommend a prioritized list of ideas and projects within a specified funding level.
 - C. Recommend resolution of conflicts between competing proposals.
 - D. Recommend the best proposal or combination of proposals for a given objective and/or project.
 - E. Provide guidance to the interdisciplinary work groups for the development of strategies, research approaches, and testable hypotheses for monitoring, research, and general restoration activities.
 - F. Participate in the formation of the annual work plan; ensure that it is a comprehensive package for restoration that is both integrated and synthesized.
3. Assist in the peer review process for proposed, ongoing, and completed work:
 - A. Review proposals.
 - B. Review project design.
 - C. Review project conclusions and reports.

DRAFT

Composition

1. Members must be recognized as leading experts with proven track records, must have a multi-disciplinary approach to solving scientific problems, and must have demonstrated professional integrity.
2. Since continuity is important, prior knowledge of the *Exxon Valdez* oil spill is desirable.
3. The Board will consist of three to five members including the Chief Scientist to cover as many as is appropriate of the following disciplines:
 - A. Archaeology
 - B. Birds
 - C. Ecotoxicology/chemistry
 - D. Fish
 - E. Intertidal/Subtidal
 - F. Marine Mammals
 - G. OceanographyWhere expertise is not available on the board, additional expertise on specific topics will be secured as necessary from appropriate sources.
4. The Chief Scientist will chair the Board (including calling meetings, setting agendas, and conveying results).
5. Appointment of persons to fill the Science Review Board positions shall be made by the Executive Director subject to approval by the Trustee Council.
6. Members will serve at the discretion of the Executive Director.
7. Members may not be contractually involved in the implementation of projects. Even the appearance of a conflict of interest must be avoided.
8. Annually, members must be able to travel to Alaska for at least two meetings. The first is the annual workshop that is conducted to disseminate the results of the previous season's field work, and recommend projects and/or modification of projects for the coming year. The second meeting will be to review project proposals as part of the annual work plan. The Board or individual members may hold additional meetings as needed.

DRAFT

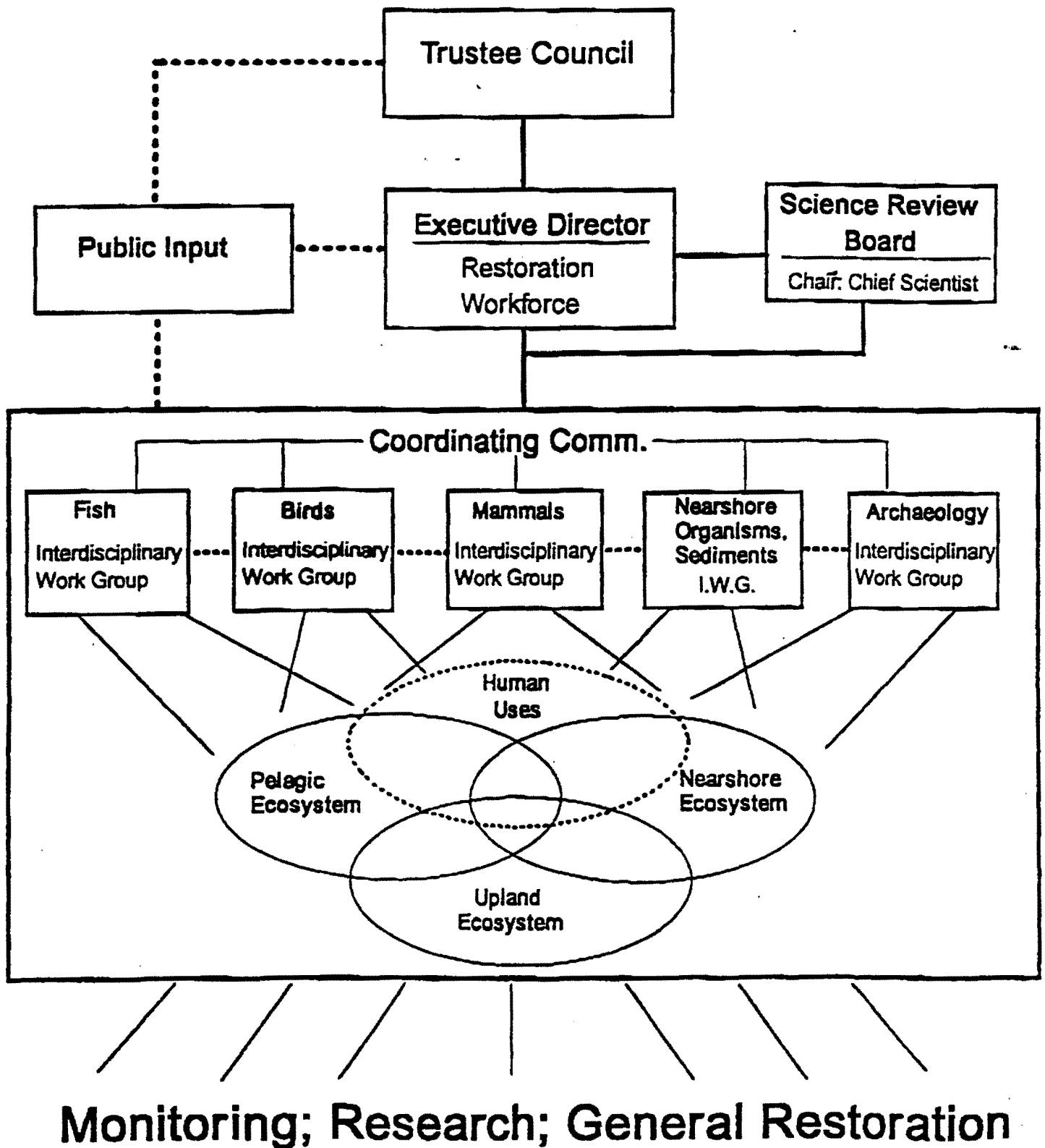
Assumptions

1. The Science Review Board primarily focuses on the science program and scientific issues.
2. The Trustee Council establishes policies and executes authorizations per the Consent Decree. The Science Review Board makes recommendations and presentations to the Executive Director and the Trustee Council as appropriate.
3. Social objectives and policy continue to be set by the Trustee Council. The Science Review Board will be requested to make recommendations on how to most efficiently and effectively implement those objectives and policies.
4. The Science Review Board will operate on a consensus basis with majority and minority reports issued when necessary.
5. Science Review Board members only work part time and are compensated appropriately.
6. Both compensated and uncompensated peer reviewers will be available to the Science Review Board as necessary to review proposals, project descriptions, and reports.
7. Science Review Board meetings will be open to the public unless otherwise indicated by law (such as when reviewing proposals as part of a competitive procurement process in which proposals are confidential).
8. Staff support for the Science Review board will be provided by the Executive Director.

DRAFT

DRAFT 5/19/94

Science Planning and Management Organizational Diagram

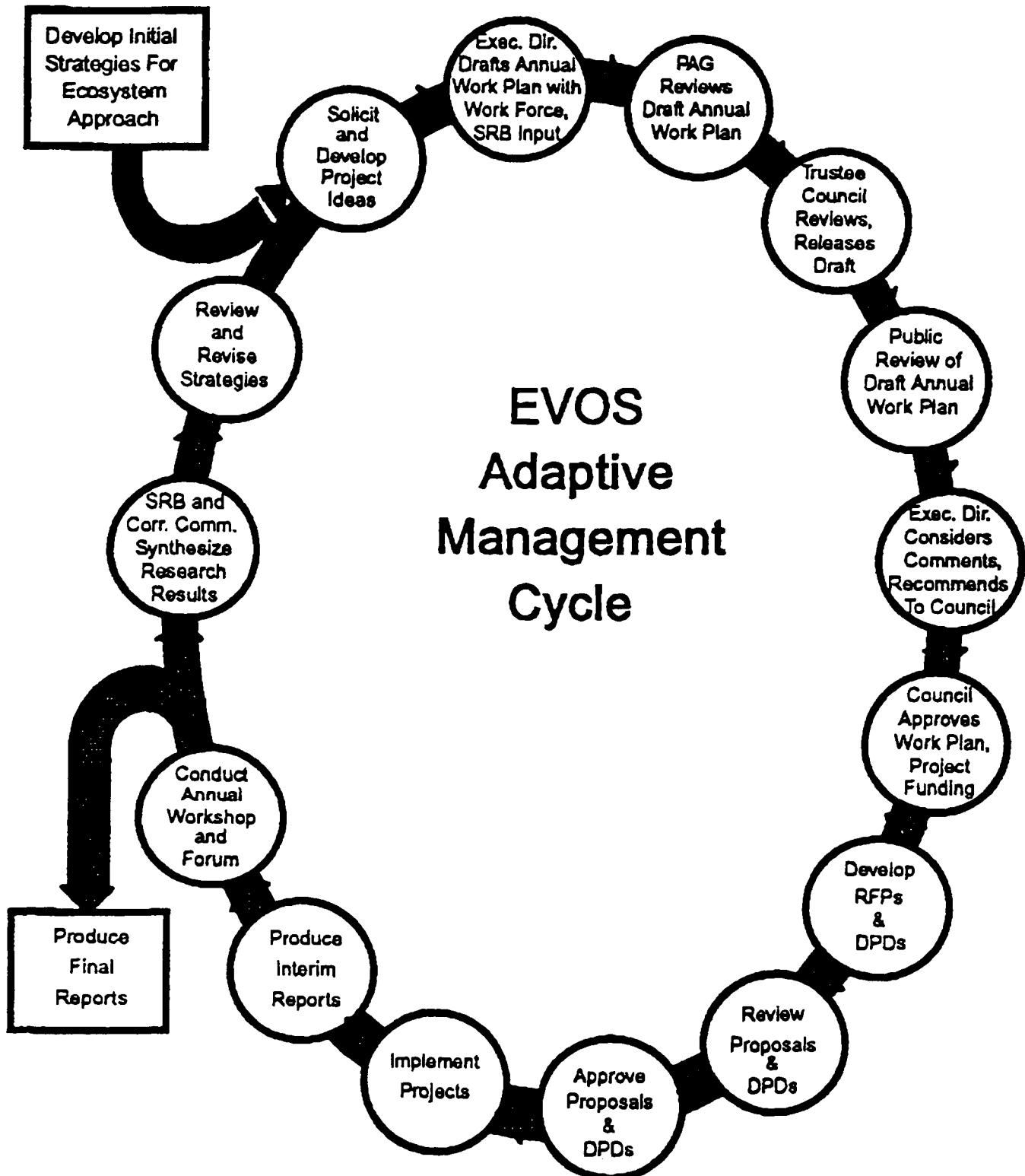


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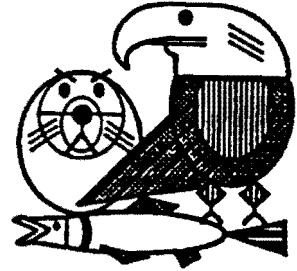


Exxon Valdez Oil Spill Trustee Council

Restoration Office

645 "G" Street, Anchorage, AK 99501

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



MEMORANDUM

TO: Alex Swirderski, Department of Law
Walt Sheridan, USDA Forest Service
Habitat Work Group

FROM: James R. Ayers
Executive Director

DATE: June 10, 1994

RE: Tatitlek

The Tatitlek Corporation has recently contacted me regarding their interest in participating in the *Exxon Valdez* Oil Spill Trustee Council habitat protection effort (see attached). By way of this memo I am asking that you work together to determine if there are habitat areas within the Tatitlek lands that warrant our attention at this time.

I request that this review be conducted in a manner consistent with the previous analysis and should include ranking within our comprehensive habitat protection process.

Please keep me apprised of your progress. No negotiations or appraisal should proceed until this assessment has been accomplished and reported to me.

Thank you.

JRA/mir

Attachment

RECEIVED

JUN 08 1994

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

THE TATITLEK CORPORATION

P.O. Box 650, Cordova, Alaska 99574 • Phone (907) 424-3777 • Fax (907) 424-3773

June 6, 1994

Mr. Jim Ayers
Exxon Valdez Oil Spill Trustee Council
c/o Restoration Office
645 G Street, Suite 401
Anchorage, Alaska
99501-3451

Dear Mr. Ayers,

This letter will serve as authorization for staff members designated by your office to enter on lands of The Tatitlek Corporation in Prince William Sound for the purpose of habitat evaluation.

This letter may be revoked at any time.

Sincerely,

THE TATITLEK CORPORATION



Carroll Kompkoff, President

REF 94-077
CK/pkm



Landry &
Associates

RECEIVED

JUN 08 1994

EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL

June 2, 1994

Deborah Williams
Special Assistant to the Secretary
U.S. Fish & Wildlife Service
1011 E. Tudor Road
Anchorage, Alaska 99503

Dear Deborah:

It was a pleasure meeting you at the Exxon-Valdez Trustees' Council meeting in Juneau. It is my understanding that, as a result of your discussions and leadership, there is a possibility the Federal Trustees will be able to tour Kodiak Island July 6th through the 8th.

On behalf of the Akhiok-Kaguyak Native Corporation and the Old Harbor Native Corporation, this letter will serve as a formal invitation for you to visit their villages and lands. Depending on the weather, it may be a particularly good time to view the petroglyphs. It is an easy trip on Akhiok-Kaguyak lands.

Deborah, we know the Fish & Wildlife Service could easily take all the time that is available, but we request the Federal Trustees try to take the time to learn a little bit more about the people and their lands on a direct basis.

We will discuss this with you further as the time draws closer.

Good luck on all your endeavors.

Warm regards,


Larry Landry

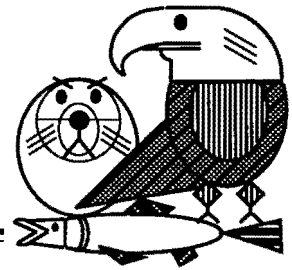
cc: Ralph Eluska, President, Akhiok-Kaguyak, Inc.
Emil Christiansen, President, Old Harbor Native Corporation
James Wilkens, Esq.
Walt Ebell, Esq.
Glen Ellison

Exxon Valdez Oil Spill Trustee Council

Restoration Office

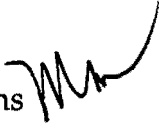
645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



MEMORANDUM

TO: Ted Cooney/UAF

FROM: Molly McCammon, Director of Operations 

DATE: 6/10/94

SUBJ: Routing of FY 95 Brief Project Descriptions and Budget Requests

The purpose of this memorandum is to eliminate some confusion regarding the routing of FY 95 Brief Project Descriptions for PWS System Investigation projects. Please send all BPDs through ADF&G as the lead agency for this project.

I understand that confusion may have resulted from the instructions provided in the *Invitation to Submit Restoration Projects for Fiscal Year 1995*. (As a document prepared for general public consumption, the Anchorage Restoration Office was identified as the location to send BPDs. However, as a continuation project with a lead agency already in place, it is appropriate that FY 95 BPDs and other budget requests such as interim funding or report writing for PWS System Investigation projects be submitted through ADF&G.) New projects being proposed for FY 95 that are to be considered as part of the continuing PWS System Investigation should also be routed through ADF&G. Please work with Joe Sullivan (tel: 267-2213) and Dean Hughes (tel: 267-2207) in the Anchorage ADF&G Office. Your assistance is appreciated.

cc: Jerome Montague
Joe Sullivan
Dean Hughes
David Scheel/PWSSC
David Salmon/PWSSC
Gary Thomas/PWSSC
Peter McRoy/UAF
Don Schell/UAF
Vince Patrick c/o PWSSC
Mary Ann Bishop/USFS
Jim Ayers

Trustee Agencies

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

MEMORANDUM

TO: All Restoration Office Staff

FROM: Beverly Hayes, OSPIC

DATE: June 9, 1994

SUBJECT: Trustee Council Administrative Record Procedures

Attached is a list of documents taken from the Forest Service Environmental Policy and Procedures Handbook, FSH 1909.15 Region 10 Supplement effective July 5, 1991, which serve as the criteria for inclusion in the Trustee Council Administrative Record. The Administrative Record contains vital records (those essential to the operation of the organization) and historical records (those that track the organization's process of decision making and aid future researchers). It is compiled to serve as the public record as well as in preparation for litigation, if that need arises. Accordingly, it is developed as a certified administrative record. The Record is maintained and indexed by the OSPIC Technical Services Librarian/Records Manager. The physical record is housed in the technical services area in a locked filing cabinet. A duplicate of the record is kept in the OSPIC for use by the public and in-house staff and for photocopying.

When documents are ready for release to the Administrative Record, please attach a completed blue Release to the EVOS Administrative Record form to the documents and give them to Rebecca or Tami. They will route them to the OSPIC. Forms can be picked up at Rebecca's office or at the OSPIC. Please remember that items released to the Administrative Record are available for public viewing. I will sign all blue sheets, return a copy to the submitter, and retain the original in my files.

Thanks for your cooperation. If you have any questions, please let me know. My extension is 251.

CONTENTS OF THE ADMINISTRATIVE RECORD

The record contains all data and information used in the Trustee Council's analysis to arrive at final decisions with the exception of FOIA exempt documents; including:

- Copy of all notices appearing in the Federal Register;
- All formal recommendations and directions from Line Officers, Staff Directors, Administrative Director, or other entities and all formal requests for such recommendations or directions;
- All records of consultation with the public, interest groups, and other agencies;
- A record of all announcements for public participation activities;
- A record of each major public participation activity;
- Any draft of a work product or other document if it is clear that 1) the draft was used in the planning/decision making process, or 2) the draft was circulated externally for comment;
- All transmittal memorandum or letters enclosing or documenting circulation of any of the above products;
- All decision documents and any accompanying news releases, circulation or mailing lists, or other attachments, etc.;
- Published final and draft reports and any accompanying material made publicly available with these documents;
- Documents referenced in published reports, specific to EIS documents;
- All completed work products, which may or may not be marked as final;
- Both formal and informal selection criteria for determining membership on the interdisciplinary planning team;
- Agendas and minutes and/or transcripts of public meetings;

- o Organizational documents; i.e. membership lists, charters, operating procedures, budgets.

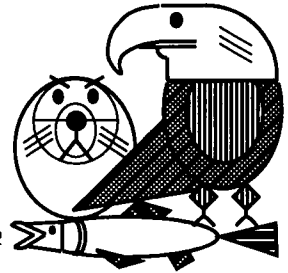
- Final determination of the appropriateness of any particular document for inclusion in the record is the responsibility of the Executive Director.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

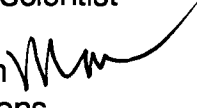
645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



MEMORANDUM

TO: Jim Ayers, Executive Director
Restoration Work Force
Simpson Building Staff
Bob Spies, Chief Scientist

FROM: Molly McCammon 
Director of Operations

DATE: June 9, 1994

RE: Update on activities and assignments

1. Clarification of budget and BPD information

By now you should have received the detailed budget instructions from June Arkoulis-Sinclair. Some questions have arisen regarding Categories 1 and 2.

Category 1 FY94 projects for which no further funding needed after 9/30/94. All unused funds will lapse.

Category 2 FY95 funding needed for data analysis & report writing for FY94 projects. Include total amount needed for all of FY95. The question has arisen regarding how to handle the budget request if there is sufficient FY94 funding to complete the project, and the agency is merely asking to carry forward those funds. A clarification memo from June Sinclair will be available by June 13 on this question.

Category 3 These are for projects that need funding exclusive of data analysis and report writing.

Brief Project Descriptions are necessary even for Category 2 projects. They can be very brief. Please refer to the descriptions for 500-numbered projects in the Draft FY94 Work Plan as examples.

Trustee Agencies

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

2. Science Review Board

A draft paper describing the SRB will be sent to the Trustee Council for their review this week. We are anticipating action on this item in July.

3. Small Parcel Process

About 70 requests for the small parcel nomination packet have been received. The office has requests for about 30 actual parcel nominations, although most of those were received prior to the public solicitation process. Last day for nominations is July 15.

4. Appraisal process

Jim Ayers has asked Dave Gibbons to emphasize appraisals of fee simple acquisitions. A draft "Less than fee" issue paper is being prepared and will soon be circulated to agency liaisons for their review. This topic will be on the PAG agenda on June 28, as well as before the Trustee Council on July 11.

5. Institute of Marine Science

The Draft EIS is being finalized by Friday and will be printed June 12. The conceptual design should be completed by early July. The two public hearings on the DEIS are scheduled for July 26 - Seward and July 28 - Anchorage.

6. Subsistence Planning

The final DPD for the Subsistence Planning project has been approved. The first round of meetings are scheduled for Chenega, Tatitlek and Cordova on June 14 - 16. The week of June 20-24, two teams will be travelling, one to Port Graham, Nanwalek and other Kenai Peninsula communities; the other to Kodiak communities.

7. EIS for Draft Restoration Plan

The Draft EIS is now being printed and will go out for public review by June 18. A series of public meetings are being scheduled which include: June 27 - Anchorage; June 29 - Seward; July 1 - Homer; July 5 - Kodiak; July 7 - Cordova; July 19 - Valdez.

8. Dates to Remember:

June 15 - Deadline for all FY95 project proposals under general Invitation.

June 15 - Deadline for any petitions for changes to Injured Resources List.

June 15 - Deadline for any changes to Recovery Status and Objectives sections of Draft Restoration Plan.

June 24 - All budgets due: both interim and full FY95.

June 28-29 - PAG meeting in Anchorage.

June 30 - Proposals under NOAA's BAA and ADF&G's 2-step are due.

July 11 - EVOS Trustee Council picnic in Anchorage.

July 12-13 - Executive Director, agency liaisons and coordinating committee members meet with Interim Science Review Board in Anchorage.

July 15 - Small parcel nominations close.

9. Tentative Trustee Council meeting schedule

July 11 Policy review of acquisitions "less than fee"
Overview of proposals for FY95 Work Plan
Science Review Board policy review
Restoration Plan EIS and rewrite authorization

* EVOS Trustee Council picnic in evening

Aug 5 Review of FY95 Draft Work Plan
Update on issues
Restoration Plan EIS update
Fee Simple acquisition progress

Sept 6-15 EIS and Final Restoration Plan update
Fee Simple acquisition approval as appropriate
Interim budget approval

Oct 31 Adoption of final Restoration Plan
Action on FY95 Work Plan
Authorization for the Institute of Marine Science
Authorization for Habitat acquisition purchase agreements
Update on issues

10. Court request

The combined court request is to be filed Friday, June 10.

11. Project status

As part of the quarterly Project Status Report, the Trustees have requested an analysis be prepared highlighting those projects that have been delayed or encountered difficulties. This will include delays in reports. In preparation for this analysis (to be included in the next report, probably in August or Sept), Eric Myers will be preparing a list of each agency's projects which have some unresolved issue. Eric and I then plan to meet with each agency in an attempt to resolve these prior to preparation of the final report. It is our goal to have all FY92 projects resolved by the next quarterly report.

FY95 Work Plan Timeline

Period	Task
05/16 - 06/15	Invitation to submit FY95 Restoration Projects. (Deadline for main process is 6/15; deadline for two experimental procurements is 6/30.) Trustee Council briefed on May 31.
05/27	Identify interim funding needs for first quarter FY95.
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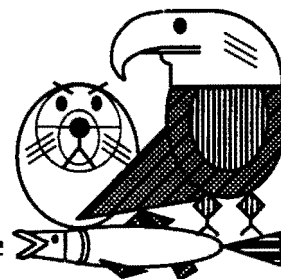
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10/19 - 10/20	Executive Director prepares final recommendations in response to public comment.
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12/1 - 01/31	Scientific or peer review of Detailed Project Descriptions.
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02/01 - 02/28	Approve Detailed Project Descriptions (revise if needed) and negotiate contracts.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



FAX COVER SHEET

To: Restoration Work Force

Number: _____

From: Molly

Date: June 9th, 1994

Comments:

Total Pages: _____

Pls forward to the RWF
Member in your ofc. Thanks!

2nd try for R. Thompson B. Morris
J. Montague

RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim
Bartels, Leslie
Berg, Catherine
Brodersen, Mark
Bruce, David
Fries, Carol
Gibbons, Dave
Gilbert, Veronica

Loeffler, Bob
Montague, Jerome
Morris, Byron
Rabinowitch, Sandy
Spies, Bob
Sullivan, Joe
Thompson, Ray
Wright, Bruce

myers, Eric

Document Sent By: Rebecca

Trustee Agencies

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

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

*** ERROR TX REPORT ***

TX FUNCTION WAS NOT COMPLETED

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CONNECTION ID MORRIS-WRIGHT
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USAGE TIME 00'00
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RESULT NG 0 #018

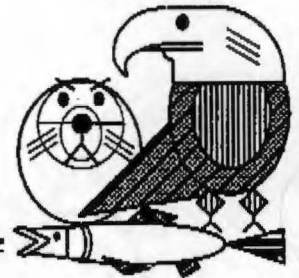
*Sent via mail
on 6/10*

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



FAX COVER SHEET

To: Restoration Work Force

Number: _____

From: Molly

Date: June 9, 1994

Comments:

Total Pages: _____

Pls forward to the RWF

Member in your ofc. Thanks!

RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim

Loeffler, Bob

*** MULTI TRANSACTION REPORT ***

TX/RX NO.

0234

INCOMPLETE TX/RX [13] 7896608
[17] 2713992
TRANSACTION OK [09] 5867589
[10] 5867555
[11] 4655375
[14] 2572510
[15] 5624871
[18] 5223148
[19] 7863636
[20] 7863350
[35] 5103737834
ERROR [12] 4654759

Sent via mail 6/10
MORRIS-WRIGHT

+ R. THOMPSON

J. AYERS

D. GIBBONS

M. BRODERSEN

S. RABINOWITCH

C. FRIES

J. SULLIVAN

L. BARTELS

C. BERG

B. SPIES

+ J. MONTAGUE

*** ERROR TX REPORT ***

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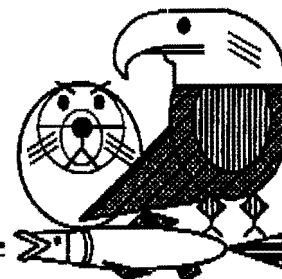
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CONNECTION ID J. MONTAGUE
START TIME 06/09 15:00
USAGE TIME 04'18
PAGES 7
RESULT NG 7

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



FAX COVER SHEET

To: Restoration Work Force

Number: _____

From: Molly

Date: June 9, 1994

Comments:

Total Pages: _____

Pls forward to the RWF

Member in your ofc. Thanks!

RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim

Loeffler, Bob

*** ACTIVITY REPORT ***

TRANSMISSION OK

TX/RX NO.	0240	
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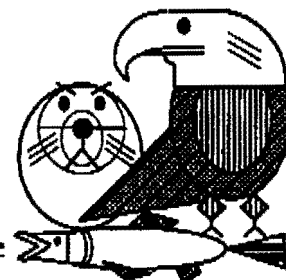
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CONNECTION ID R. THOMPSON
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PAGES 0
RESULT NG 0 #018

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



FAX COVER SHEET

To: Restoration Work Force

Number: _____

From: Molly

Date: June 9, 1994

Comments:

Total Pages: _____

Pls forward to the RWF

Member in your ofc. Thanks!

RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim

Loeffler, Bob

*** ACTIVITY REPORT ***

TRANSMISSION OK

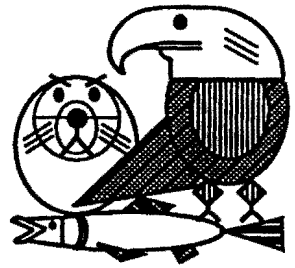
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RESULT	OK

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



MEMORANDUM

TO: June Arkoulis-Sinclair
FROM: Eric Myers *[Signature]*
DATE: June 9, 1994
SUBJ: FY 95 Budget Forms

Catherine Berg/USDOJ called to point out a small typo in the budget forms distributed for use in preparation of FY 95 budgets (see attached). It seems it is only in this one header.

A quick review of the other spreadsheets seems to indicate that this is the only problem and it seems pretty cosmetic to me and can be rectified upon receipt of the budget forms once they are filled out by the agencies, before publication in association with the Draft FY 95 Work Plan.

More than anything else, I simply wanted you to be aware of it.

Trustee Agencies

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

EXXON VALDEZ TRUSTEE COUNCIL
1994 Federal Fiscal Year Project Budget
October 1, 1993 - September 30, 1994

Project Description:

Budget Category:	1994 Project No. Authorized FFY 94	'94 Report/ '95 Interim* FFY 95	Remaining Cost** FFY 95	Total FFY 95	FFY 96	Comment
Personnel		\$0.0	\$0.0	\$0.0		
Travel		\$0.0	\$0.0	\$0.0		
Contractual		\$0.0	\$0.0	\$0.0		
Commodities		\$0.0	\$0.0	\$0.0		
Equipment		\$0.0	\$0.0	\$0.0		
Capital Outlay		\$0.0	\$0.0	\$0.0		
Subtotal	\$0.0	\$0.0	\$0.0	\$0.0	\$0.0	
General Administration		\$0.0	\$0.0	\$0.0	\$0.0	
Project Total	\$0.0	\$0.0	\$0.0	\$0.0	\$0.0	
Full-time Equivalents (FTE)		0.0	0.0	0.0		
Dollar amounts are shown in thousands of dollars.						
Budget Year Proposed Personnel:		Reprt/Intrm	Reprt/Intrm	Remaining	Remaining	
Position Description		Months	Cost	Months	Cost	
Rept						
Intrm						
Personnel Total		0.0	\$0.0	0.0	\$0.0	
NEPA Cost:						\$0.0
*Oct 1, 1994 - Dec 31, 1994						
**Jan 1, 1995 - Sep 30, 1995						

06/01/94

1995

Page 1 of 3

Printed: 6/2/94 10:21 AM

Project Number:
 Project Title:
 Agency:

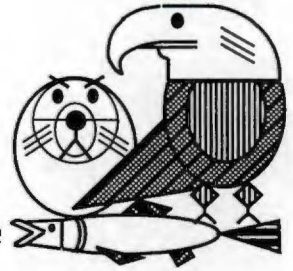
FORM 2A
 PROJECT
 DETAIL

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Kay and Mike Adams
POB 961
Cordova, Alaska 99574

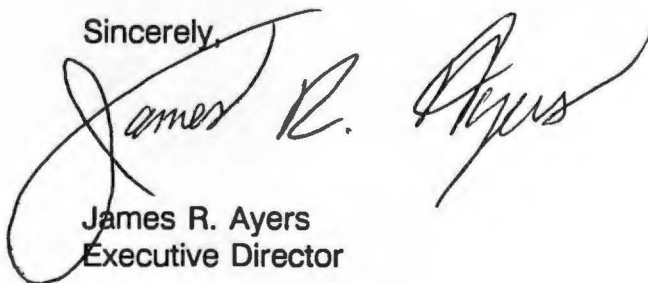
Dear Mr. and Mrs. Adams:

Thank you for your May 20, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,


James R. Ayers
Executive Director

*Sent via mail
6/10 in response
to public comment
re: Eyak*

jra/raw

Trustee Agencies

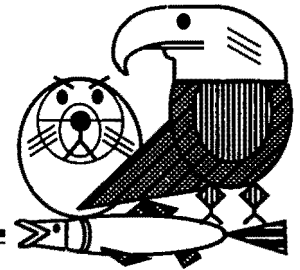
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Dune Lankard
POB 460
Cordova, Alaska 99574

Dear Mr. Lankard:

Thank you for your May 19, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,

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

James R. Ayers
Executive Director

jra/raw

Trustee Agencies

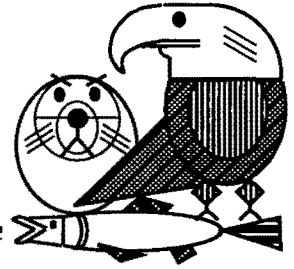
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Susan M. Means
11940 Circle Drive
Anchorage, Alaska 99516

Dear Ms. Means:

Thank you for your May 11, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,

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

James R. Ayers
Executive Director

jra/raw

Trustee Agencies

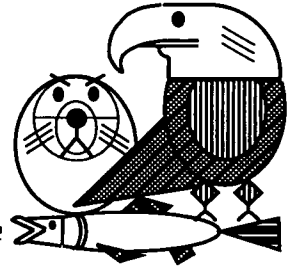
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Joe and Belen Cook
POB 215
Cordova, Alaska 99574

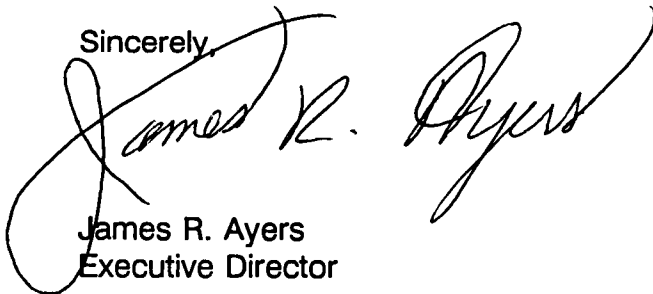
Dear Mr. and Mrs. Cook:

Thank you for your May 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Ayers".

James R. Ayers
Executive Director

jra/raw

Trustee Agencies

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

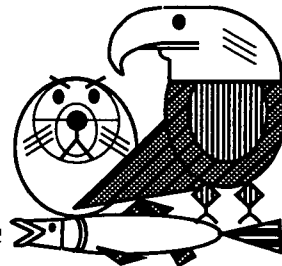
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Linden O'Toole
POB 1875
Cordova, Alaska 99574

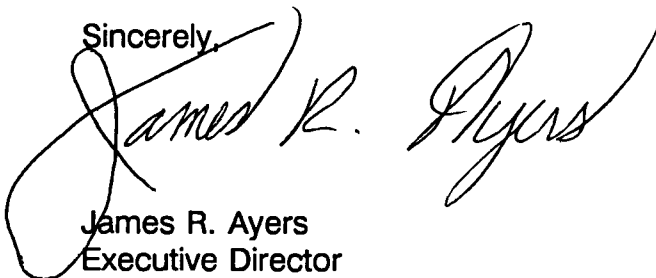
Dear Mr. O'Toole:

Thank you for your May 5, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

jra/raw

Trustee Agencies

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

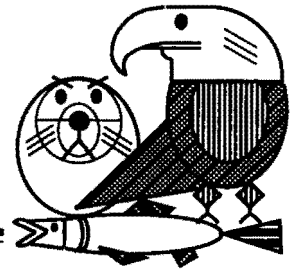
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Paul Swartzbart
POB 233
Cordova, Alaska 99574

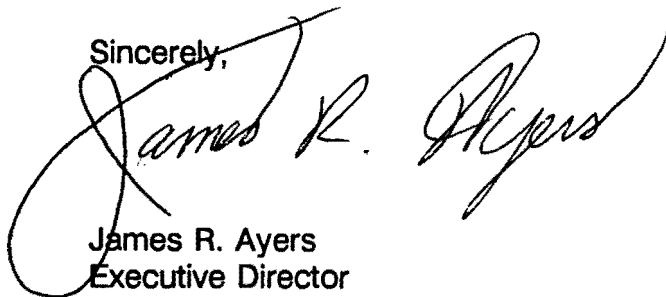
Dear Mr. Swartzbart:

Thank you for your May 5, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

jra/rmw

Trustee Agencies

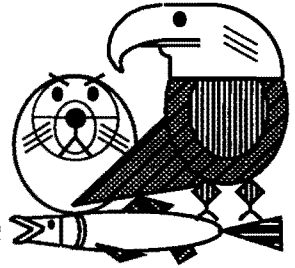
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Dorne Hawxhurst
POB 939
Cordova, Alaska 99574

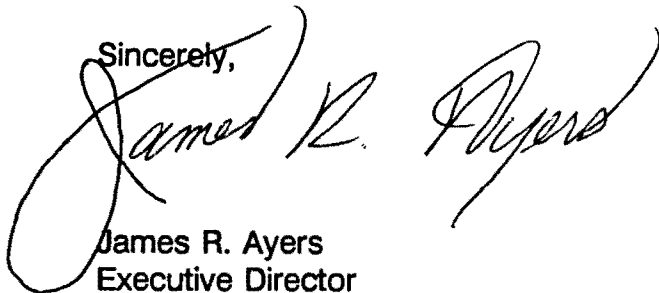
Dear Mr. Hawxhurst:

Thank you for your May 4, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

jra/raw

Trustee Agencies

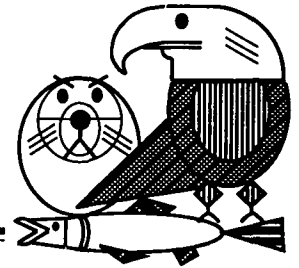
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Nancy Lethcoe
POB 1353
Valdez, Alaska 99686

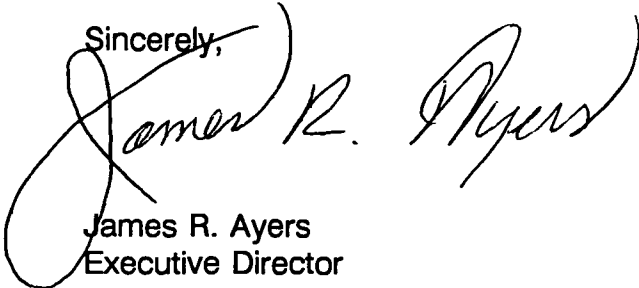
Dear Ms. Lethcoe:

Thank you for your May 4, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

jra/raw

Trustee Agencies

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

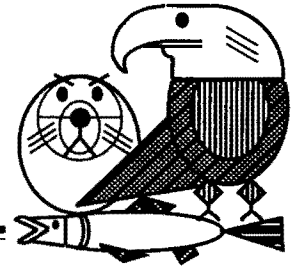
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Mitch Nowiclei
POB 2232
Anchorage, Alaska 99574

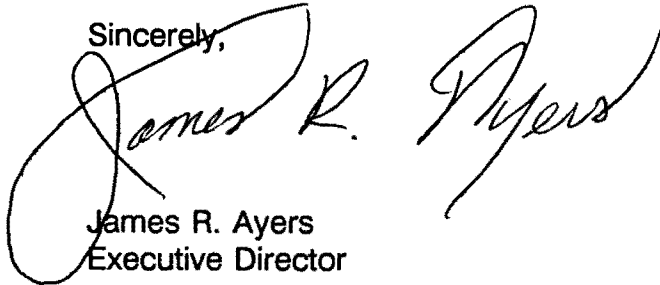
Dear Mr. Nowiclei:

Thank you for your April 29, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

jra/raw

Trustee Agencies

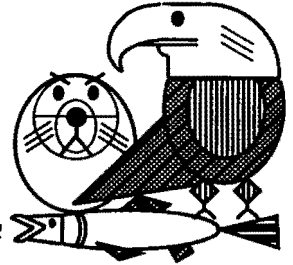
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Ed E. Bilderback
POB 536
Cordova, Alaska 99574

Dear Mr. Bilderback:

Thank you for your April 30, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,

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

James R. Ayers
Executive Director

jra/raw

Trustee Agencies

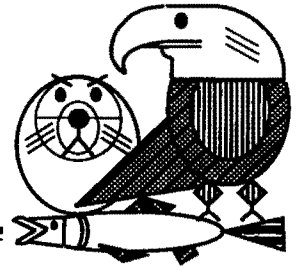
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Nancy Bird
POB 1185
Cordova, Alaska 99574

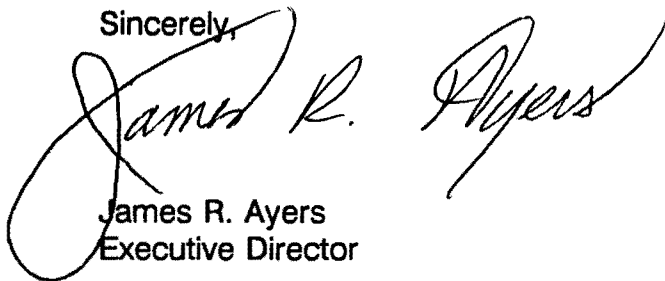
Dear Ms. Bird:

Thank you for your April 29, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

jra/raw

Trustee Agencies

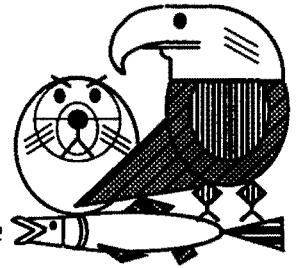
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

David Rosenthal
POB 635
Cordova, Alaska 99574

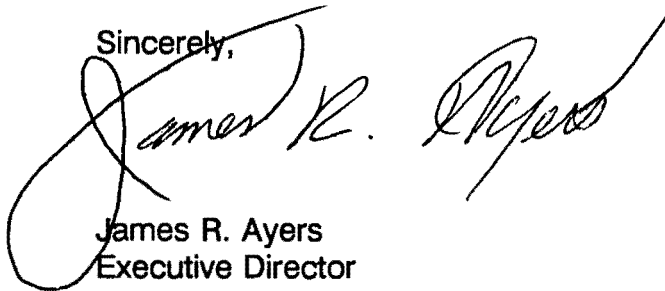
Dear Mr. Rosenthal:

Thank you for your April 28, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

jra/raw

Trustee Agencies

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

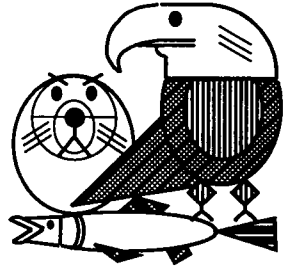
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Ralph E. Lohse
POB 14
Cordova, Alaska 99574

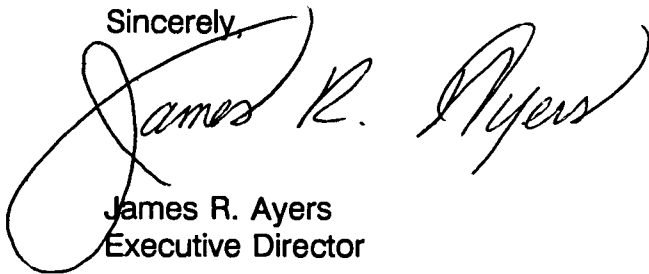
Dear Mr. Lohse:

Thank you for your April 28, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

jra/raw

Trustee Agencies

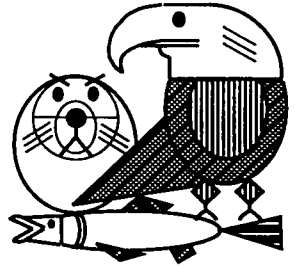
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Rick Steiner
POB 830
Cordova, Alaska 99574

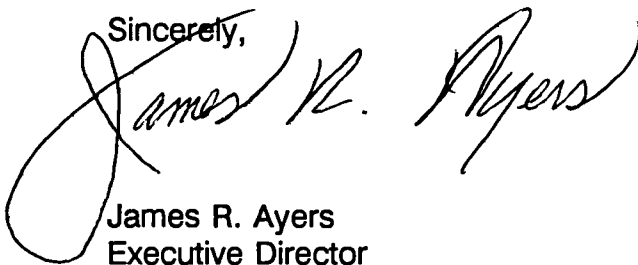
Dear Mr. Steiner:

Thank you for your May 26, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,



James R. Ayers
Executive Director

|ra/raw

Trustee Agencies

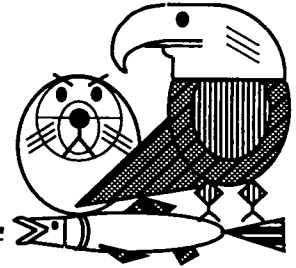
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Pamela Brodie
241 East Fifth Avenue, Suite 205
Anchorage, Alaska 99501

Dear Ms. Brodie:

Thank you for your May 27, 1994 letter regarding the recent Trustee Council action to protect lands owned by Eyak Corporation. Your comments have been forwarded to all the Trustee Council members.

As you know, the Trustee Council took action on May 3, to protect lands around Cordova owned by Eyak/Sherstone Corporations. The Trustee Council and representatives of Eyak/Sherstone will soon be discussing the details of a comprehensive proposal for protection of Eyak lands as part of its comprehensive habitat protection process. I'm sure your comments will be considered as this progresses.

Thank you again for your continued interest in the *Exxon Valdez* Trustee Council actions.

Sincerely,

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

James R. Ayers
Executive Director

jra/raw

Trustee Agencies

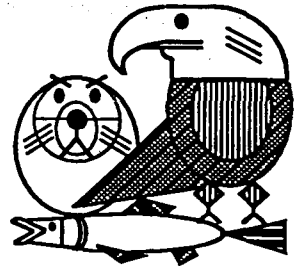
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Dear PAG member:

Enclosed is a draft agenda and a number of items for your review.

The June 28 meeting has been scheduled for two purposes:

First, so we can update and brief you on a number of activities currently being undertaken by Trustee Council staff. These include updates on the Draft EIS for the Draft Restoration Plan, the Institute of Marine Science/Seward Infrastructure Improvements and Habitat Protection activities.

Second, the meeting is intended as a briefing on the status of the FY 95 Work Plan in order to assist us in developing the Draft Work Plan. Prior to this meeting, you will receive copies of all the project proposals received by our office that will receive technical review for possible inclusion in the Draft Work Plan, as well as a draft framework of the proposed work plan. Please be sure to review Chapter 3 and Appendix A in the Invitation to Submit a Restoration Project for the FY 95 Work Plan before the meeting (You have already been sent a copy under separate cover. Please call if you need another.). Your review of project proposals should focus on how well these proposed projects address the restoration priorities, goals and objectives discussed in Chapter 3 and Appendix A.

On August 1, we are tentatively scheduling an additional PAG meeting to review the preliminary Draft FY 95 Work Plan. The Trustee Council's review is tentatively scheduled for August 5. These meetings follow technical review by the Interim Science Review Board and the Executive Director. In order to accommodate this additional review, PAG members will receive the Draft Work Plan only a few days before the meeting. I apologize for this, but for this year's time schedule all review periods are extremely compressed. This will be corrected for FY 96

An additional PAG meeting will also be scheduled for early to mid-October to review the final Draft Work Plan and brief you on habitat acquisition and protection activities.

We realize this is a very tight review schedule. However, we are setting this up in order to provide you additional opportunities (two more than in past years) to provide input on development of the annual work plan. We look forward to your comments on that effort.

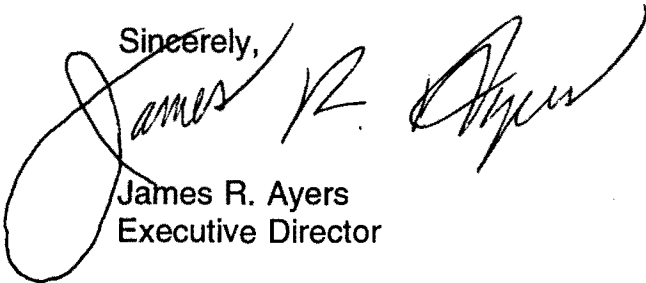
Trustee Agencies

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

On another topic, all travel is now being handled under the state system. Enclosed is information on how to make travel arrangements for the June 28th and other meetings.

If you have any questions about any of these items or the agenda, please don't hesitate to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "James R. Ayers", is written over the word "Sincerely,". The signature is fluid and cursive, with a large loop at the beginning.

James R. Ayers
Executive Director

Enclosures

DRAFT

Meeting Announcement

- A. **MEETING:** Exxon Valdez Oil Spill Public Advisory Group (PAG)
- B. **DATE/TIME:** Tuesday and Wednesday June 28-29, 1994 @ 9:30 A.M.
- C. **LOCATION:** First floor conference room
645 G Street, Anchorage, Alaska
- D. **PURPOSE:**
1. Obtain status reports on restoration activities.
 2. Review and make recommendations on proposed projects for the draft 1995 Work Plan.

E. **AGENDA**

Tuesday

- | | | |
|----------|---|---|
| 9:30 am | Call to order/roll call/
Approval of agenda | Brad Phillips, Chair |
| 9:35 | Approval of summary of
January 11-12, 1994 meeting | Brad Phillips, Chair |
| 9:40 | Executive Director's Report | Jim Ayers,
Executive Director |
| | <ul style="list-style-type: none">• FY 95 Work Plan Process• Habitat Protection and Acquisition Status• Institute of Marine Science at Seward Status• Restoration Plan | |
| | Draft EIS | |
| | Implementation and Final Plan | |
| | <ul style="list-style-type: none">• Science Review Board Adaptive Management | |
| 11:00 | PAG Membership 1994-1996 | Doug Mutter,
Designated Federal
Officer |
| 11:30 | Public Comments | |
| 12:15 pm | Lunch | |
| 1:15 | Comments on proposed projects
for the draft 1995 Work Plan | Brad Phillips, Chair |

5:00 Recess

Wednesday (if necessary)

8:30 am Continue recommendations Brad Phillips, Chair
on the draft 1995 Work Plan

11:30 Schedule next meeting Brad Phillips, Chair

11:35 PAG member comments

12:00 pm Adjourn

F. ATTACHMENTS:

1. PAG 1994-1996 Membership Information

Process for Appointment of 1994-1996 Members of the Exxon Valdez Oil Spill Public Advisory Group

The term for all 17 members of the Public Advisory Group (PAG) ends October 22, 1994. The process for selecting PAG members for the next two-year session follows the process the Trustee Council used for the initial appointments. This process is based upon the requirements set forth in the PAG Charter. The process involves notifying the public and compiling a list of potential nominees for Trustee Council consideration. Current members of the PAG are eligible for renomination and reappointment. The Trustee Council will review the nominations and recommend membership to the Trustees, and upon their approval, to the Secretary of the Interior for official appointment (the Department of the Interior is the designated Federal agency for ensuring compliance with the Federal Advisory Committee Act (FACA)).

- Nominations will be solicited using a wide range of media, including newspapers in the affected area, the Federal Register, the Trustee Council mailing list, public service announcements, flyers posted in communities in the affected area, the present PAG membership, and persons having expressed an interest in serving on the PAG. At least 60 days should be allowed for response.
- The request for nominations will ask for information presented in the attached solicitation and instructions.
- The Restoration Office will compile a list of nominees and a summary of information about them, including name, address, telephone number; principal interest; group affiliations; who they were nominated/endorsed by; if their information packet is complete; and if additional information is required.
- The Trustee Council will meet to review the nominees and make their unanimous recommendation for the membership.
- The nominees will be notified of the recommendations of the Trustee Council.
- Staff will forward the Trustee Council recommendations to the Trustees. Upon their approval, the Designated Federal Officer will forward the information for recommended members to the Secretary of the Interior for official appointment. The Designated Federal Officer will also submit appropriate reports to the Federal government pursuant to the FACA.
- After the appointment of Public Advisory Group members, they may submit nominees for alternates.

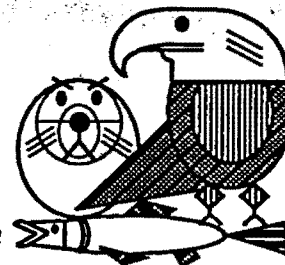
The process for the designation of alternates to PAG members, if members wish to designate voting alternates, will occur after PAG members have been appointed. PAG members may recommend an alternate for their position. All alternates must be approved by the Trustee Council. The information described on the attached for member nominees should be submitted to the Trustee Council. From these nominations, the Trustee Council may select a designated alternate for each member or the Trustee Council may request additional nominations. The Trustee Council will forward their recommendations to the Trustees. Following approval by the Trustees, the Secretary of the Interior will officially appoint those alternates approved by the Trustees. When appointed, alternates may substitute for the official PAG member at a particular meeting and will have all the responsibilities of the member they represent.

Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



June 8, 1994

Dear Interested Citizen:

The Exxon Valdez Oil Spill Trustee Council is soliciting nominations for the Public Advisory Group to serve a two-year term from October 1994 to October 1996.

Interested persons should follow the instructions on the attached. Be sure to submit a complete packet of the information requested. Nominations are due to the Trustee Council Restoration Office by close of business on Monday August 1, 1994.

Nominations are being solicited using a wide range of media, including newspapers in the affected area, the Federal Register, the Trustee Council mailing list, public service announcements, flyers posted in communities in the affected area, the present Public Advisory Group membership, and persons having expressed an interest in serving on the Public Advisory Group.

The process is expected to be completed and the appointment of Public Advisory Group members made in October 1994.

The Exxon Valdez Oil Spill Trustee Council consists of: James A. Wolfe, Trustee Representative, Alaska Region, Forest Service, U.S. Department of Agriculture; Bruce M. Botelho/Craig Tillery, Attorney General, State of Alaska; George T. Frampton, Jr., Assistant Secretary for Fish, Wildlife and Parks, U.S. Department of the Interior; Steven Pennoyer, Director, Alaska Region, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, U.S. Department of Commerce; Carl L. Rosier, Commissioner, Alaska Department of Fish and Game; and John A. Sandor, Commissioner, Alaska Department of Environmental Conservation.

For more information on the role of the Public Advisory Group or the nomination process, or copies of documents relating to the Public Advisory Group or the work of the Trustee Council, contact L.J. Evans at the Restoration Office, 907/278-8012.

Sincerely,

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

Molly McCammon
Director of Operations

Enclosure

Trustee Agencies

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

Exxon Valdez Oil Spill Public Advisory Group Procedure for Member Nomination and Appointment

All Public Advisory Group members and alternates must be unanimously approved by the Exxon Valdez Oil Spill Trustee Council. The information described below should be prepared by the nominee and submitted to the Executive Director of the Exxon Valdez Oil Spill Trustee Council at the following address:

Executive Director
Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 G Street
Anchorage, Alaska 99501

Fax: 907/276-7178

Nominations for membership may be submitted by any source. From these nominations the Trustee Council will make recommendations for membership and forward their recommendations to the Trustees. Following approval by the Trustees, the Secretary of the Interior will officially appoint those members approved by the Trustees. When appointed, members serve for a term of two years.

Questions should be directed to Molly McCammon, Director of Operations, at 907/278-8012; or to Doug Mutter, Public Advisory Group Designated Federal Officer, at 907/271-5011.

The Public Advisory Group

The October 1991 Memorandum of Agreement between the State and Federal governments mandated formation of a Public Advisory Group. The Public Advisory Group advises the Trustee Council on decisions relating to the planning, evaluation, allocation of funds, and conduct of injury assessment and restoration activities related to the T/V *Exxon Valdez* oil spill of March 1989.

The Public Advisory Group consists of seventeen members to reflect balanced representation from the public at large (five members who need not represent a special interest) and one member each from the following principal interests:

- | | |
|----------------------|-------------------------|
| ● aquaculture | ● commercial fishing |
| ● commercial tourism | ● environmental |
| ● conservation | ● forest products |
| ● local government | ● native landowners |
| ● recreation users | ● sport hunting/fishing |
| ● subsistence | ● science/academic |

Two *ex officio* members have non-voting seats and are representatives of the Alaska State House of Representatives and Senate.

Information Packet

Nominees for membership to the Public Advisory Group should provide the following information:

- A biographical sketch (education, experience, address, telephone);
- Information about the nominee's knowledge of the region, peoples or principal economic and social activities of the area affected by the *T/V Exxon Valdez* oil spill, or expertise in public lands and resource management;
- Information about the nominee's relationship/involvement (if any) with the principal interest to be represented;
- A statement explaining any unique contributions the nominee will make to the Public Advisory Group and why the nominee should be appointed to serve as a member; and
- Any additional relevant information that would assist the Trustee Council in making a recommendation.

Conflict of Interest

Public Advisory Group members and their alternates are chosen to represent a broad range of interests. It is possible that action could be taken by the Public Advisory Group when one or more of the members have a direct personal conflict of interest which would prejudice and call into question the entire public process. To avoid this eventuality and to enable the Trustee Council to choose appropriate individuals as members and/or alternates to members, it is necessary that each nominee provide the following information with their information packet. If the answer to any of these questions is yes, please provide a brief explanation of your answer. A yes will not necessarily preclude any nominee from being appointed to serve on the Public Advisory Group.

- Do you, your spouse, children, any relative with whom you live or your employer have, or are you defending, a claim filed before any court or administrative tribunal based upon damages caused by the *T/V Exxon Valdez* oil spill?
- Do you, your spouse, children, any relative with whom you live or your employer own any property or interest in property which has been, or is likely to be, proposed for acquisition by the Trustee Council?
- Have you, your spouse, children, any relative with whom you live or your employer submitted, or likely will submit, a proposal for funding by the Trustee Council?
- Do you know of any other potential actions of the Trustee Council or the Public Advisory Group to have a direct bearing on the financial condition of yourself, your spouse, children, other relative with whom you live or your employer?

Travel Summary

Travel shall be authorized and approved in advance by Molly McCammon, Director of Operations. Travel must be by the most direct route and efficient means.

Travel status begins when the member leaves their residence. Travel status ends when the member returns to their residence. Members will not receive per diem for attending a meeting in their resident community.

Airfare arrangements will be by the EVOS office. Please contact Cherri Womac at 278-8012 or toll free in-state at 800/478-7745.

Keep receipts. Original receipts are required for all travel expenditures over \$15.00 for which reimbursement is claimed. Following is a partial list of expenses allowed for reimbursement: airfare, parking expenses, taxi fares. The State will not reimburse for: parking violations, lost key replacement charges, telephone calls not related to State business.

Per diem allowance consists of two parts: meals and lodging. Combined, it is a flat daily rate paid in lieu of reimbursement of actual expenses. Per diem, travel allowances, and reimbursements shall be based solely on charges incurred by traveling the most direct and efficient means. Depending on the time of year travel occurs, one of two rates will be used: off season (9/16 to 5/15) is \$95.00 and peak season (5/16 to 9/15) is \$115.00. If the meeting is held in a location other than Anchorage contact Cherri for the appropriate area rate.

Actual Costs. If standard per diem is not adequate to cover the cost of meals and lodging, a member may request advance approval to pay actual lodging expenses plus a meal allowance on a trip-by-trip basis. Approval shall be for the entire trip, the use of actual lodging expenses and per diem for different portions of the same trip is not allowable. This approval shall be requested two weeks prior to the anticipated travel date.

Advance: Advances on per diem may be arranged with a two-week notice.

Each member will be responsible for making their own **hotel reservations** in a hotel near the meeting location.

Please use the enclosed Travel Itinerary to record travel and expenses. When you arrive at the meeting Cherri will have a Travel Authorization Form for you to sign. You may also give her your receipts.

Please contact Cherri Womac at 278-8012 or toll free in-state at 800/478-7745 to schedule your travel.

TRAVEL ITINERARY

Traveler's Name: _____ Travel Dates: _____

Destination and Purpose: _____

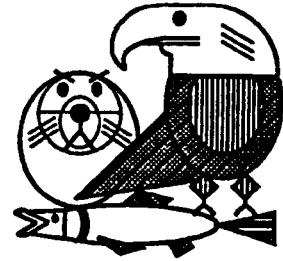
	DATE	POINTS OF DEPARTURE AND ARRIVAL	TIME	MODE OF TRAVEL**	IF POV* SHOW MILES TRAVELED
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* POV - Privately Owned Vehicle

** If on a commercial flight, show the airline and flight number.


RECORD REIMBURSABLE EXPENSES ON REVERSE

Exxon Valdez Oil Spill Trustee Council
Restoration Office
645 "G" Street, Anchorage, AK 99501
Phone: (907) 278-8012 Fax: (907) 276-7178



TO: Restoration Work Force
Coordinating Committee

DATE:
June 8, 1994

FROM: Molly McCammon 
Director of Operations

TELE: 278-8012
FAX: 276-7178

SUBJECT: What happens next?
(with respect to: Injured Resources List; Recovery Status & Objectives;
and Recovery Monitoring)

A variety of tasks must be accomplished to prepare for the Draft 1995 Work Plan. This memo addresses three of them that are left over from the Invitation to Submit Restoration Projects.

Revising the Injured Resources List. At the April 13-15 workshop, Alex Wertheimer and Dave Irons were requested to develop a procedure to revise the injured resources and services list from the Draft Restoration Plan that appeared as Table 1 in the Invitation to Submit Restoration Projects. That draft is attachment #1 to this memo and will be used for this year. Requests to change the list in the Draft 1995 Work Plan must be submitted to Jim Ayers or myself at the Anchorage Restoration Office by June 15, 1994.

Changes in Recovery Status and Recovery Objective. If you remember, the workshop recommended changes to many "Recovery Status" and "Recovery Objective" statements. Most of the recommended changes were included in Appendix A of the Invitation. Those changes that substantively departed from previous scientific conclusions were not included in Appendix A but were deferred pending further peer review. We suspect that many of the deferred changes can be easily worked out with little disagreement, and staff from the Restoration Office may be calling those that submitted the changes in the next two weeks to do so. Those that remain as substantive departures from previous scientific conclusions, and those submitted by **June 15th** as a part of the review of the Invitation to Submit Restoration Projects, will be submitted to the Science Review Board at that time.

A list of changes recommended by workshop participants but not included in Appendix A of the Invitation is attachment #2 to this memo. Please contact Bob Loeffler or Eric Myers if you have any questions.

Further Review of Recovery Monitoring. Most of the recovery monitoring strategies that appeared in Chapter 3 and Appendix A of the Invitation lack the statistical detail necessary for adequate peer review. We are hoping that much of this information is contained in the Brief Project Descriptions for proposed monitoring projects submitted on June 15th. If not, we will be asking for it for

further peer review of the recovery monitoring program. Attachment #3 to this memo, a draft from Bob Spies, explains what is being requested. A further memo from Bob Spies on this subject will give deadlines. For some resources, the information will be easy to provide and we are hoping that it comes with the Brief Project Descriptions. For other resources that may need more time, final peer review of the recovery monitoring strategies may occur during review of the Draft Work Plan, rather than before.

The recovery monitoring explanations in Appendix A of the Invitation also have the problem of an uneven level of explanation to back up the strategies. Some are quite brief, some more expansive. Additional information explaining the strategies are likely to be included in the Brief Project Descriptions. After June 15th, workforce staff will be working with the coordinating committee, agency liaisons, and individual PIs to extract that information to expand the explanations of the recovery monitoring strategies.

A Note about the Science Review Board. The Science Review Board has not yet been formally organized. However, an Interim Science Review Board will perform these functions this year: reviewing the information in the Invitation to Submit Restoration Projects, the Brief Project Descriptions, and changes to the Injured Resources and Services list.

Attachment #1
Amending the List of Injured Resources

Rationale. An objective, defensible process is required for considering revisions to the list of resources injured by the Exxon Valdez Oil Spill. Restoration funds must be used "...for the purposes of restoring, replacing, enhancing, or acquiring the equivalent of natural resources injured as a result of the Oil Spill and the reduced or lost services provided by such resources..." Thus the particular resources injured by the spill have considerable weight in determining restoration activities, including both resource-specific and ecosystem process research. Biological resources that have suffered population declines or continuing sublethal effects from the spill are listed in Table B-1 of Appendix B to the Draft Restoration Plan. This list is based on the best available information to date, and is not necessarily a final summarization of resources that have been damaged. Because of the large geographical area, multiple habitat types, and many species impacted by the oil spill, it is likely that not all injuries to natural resources were studied or fully documented. If new information or research convincingly demonstrates spill-induced population declines or continued sublethal impacts in other biological resources, then the list should be amended to include additional resources as appropriate.

Procedure. To amend the list, a proponent must submit a proposal to the Executive Director of the Trustee Council. The proposal must include the supportive information for adding a resource. This information can include research results, assessment of population trends, ethnographic and historic data, and supportive rationale. Information that has been through an appropriate peer-review process is preferable. If data have not been peer-reviewed, they should be presented in a format that permits and facilitates peer-review. The Executive Director will have the proposal to amend the list reviewed by the Science Review Board for a recommendation on the sufficiency and merit of the proposal. The Science Review Board may also call upon experts for review of specific information, as they deem necessary. Any recommendation will be accompanied by a rationale.

Attachment #2
Recovery Status & Objectives Changes
Deferred Pending Further Review

The letter distributing the Invitation to Submit Restoration Projects to the workshop participants included the following paragraph (underlining indicates my emphasis):

You will probably notice that there are some differences between the workshop results and the information in the enclosure. Some participants suggested changes in the Recovery Status and Recovery Objective for a resource or service. (These are outlined in Appendix A of the Invitation.) These had previously been subjected to independent peer review. Most of the recommended changes clarified these objectives, and thus are included in the appendix. Those that substantively changed previous scientific conclusions are not included in this document but are being deferred pending further peer review. In some cases, you will receive a call asking for further information about your recommendation. This review process will be accomplished during the next several months.

This attachment lists those objectives and status statements that were deferred.

Recovery Objectives & Status Statements Needing Further Review
 "Yes" means they were excluded from Appendix A of the Invitation

Resource or Service	Recovery Status	Recovery Objective
Archaeology	Yes	Yes
Bald Eagle	Yes	Yes
Black Oystercatcher	Yes	
Cutthroat Trout	Yes	
Dolly Varden	Yes	
Herring Bay Intertidal	See Note #1	See Note #1
Intertidal Organisms	Yes	Yes
Killer Whale	Yes	
Persistence of Oil	See Note #2	See Note #2
Persistence of Oil (Mussels)	See Note #2	See Note #2
Persistence of Oil (Subtidal)	See Note #2	See Note #2
Pigeon Guillemot		Yes
Pink Salmon		Yes
Sea Otters	Yes	Yes
Subtidal Organisms	Yes	

Note #1: Herring Bay Intertidal Organisms was submitted as a new recovery monitoring category and was not included in Appendix A.

Note #2: These were included in Appendix A, but they are new categories and have never been reviewed (or at least agreed-upon).

Archaeological Resources

Recovery Status: Injury to archaeological resources stems from increased looting and vandalism of sites and artifacts, and erosion within and around the sites resulting from cleanup activities. In addition, archaeological artifacts may have been oiled. Injuries attributed to looting and vandalism still occur. These injuries diminish the availability or quality of scientific data and opportunities to learn about the cultural heritage of people in the spill area. Archaeological resources are nonrenewable. they cannot recover in the same sense as biological resources. The standard restorative approach to archaeological sites in federal law (e.g., ARPA) is through compensation of loss through data recovery combined with other mitigative actions (e.g., site stabilization, education, site patrols).

Recovery Objective: Archaeological resources will be considered recovered when spill-related injury ends; looting and vandalism are at or below pre-spill levels; and upon completion of the necessary compensatory data recovery (including analysis and report-writing in accordance with professional, federal, and state legal standards) and/or other mitigative actions. Restoration cannot regenerate what has been destroyed, but it can prevent further degradation of both sites and the scientific information that would otherwise be lost.

Bald Eagles

Recovery Status: Two hundred to 300 Up to 900 bald eagles may have been killed in the spill throughout the spill area. However, pPopulation estimates made in 1989, 1990, and 1991 indicate that there may have been an was not a significant increase in the PWS bald eagle population since the previous survey conducted in 1984-1982. Productivity decreased of Prince William Sound eagles was low in 1989, but appeared to have recovered by 1990.

Recovery Objective: Because population and productivity appear to have returned to pre-spill levels, bald eagles may have already recovered from the effects of the spill. Bald eagles will have recovered when Prince William Sound population trends are stable or increasing compared to previous data and productivity is within normal bounds.

Black Oystercatcher

Recovery Status: Black Oystercatchers are The oiled population of black oystercatchers has not yet recovered. Productivity of black oystercatchers is recovering, although chick growth rates are still low in the oiled area. Oystercatchers may still be exposed to hydrocarbons when feeding in intertidal areas.

Cutthroat Trout

Recovery Status: Cutthroat trout have grown more slowly in oiled areas than in unoiled areas. Insufficient data are available to determine whether they are recovering.

Dolly Varden

Recovery Status: Dolly Varden have grown more slowly in oiled areas than in unoiled areas. Insufficient data are available to determine whether they are recovering.

"Herring Bay Intertidal Organisms" is a new category

Herring Bay Intertidal Organisms

Recovery Status: The lower intertidal zone and, to some extent, the middle intertidal zone are recovering. However, injuries persist in the upper intertidal zone, especially on rocky sheltered shores. Recovery of this zone appears to depend, in part, on the return of adult *Fucus* in large numbers.

Recovery Objective: Intertidal communities in the upper intertidal zone will have recovered when community composition, population abundance of component species, and ecosystem functions and services in each injured intertidal habitat have returned to levels that would have prevailed in the absence of the oil spill.

RECOVERY MONITORING STRATEGY: The strategy for this area represents a mix of recovery monitoring activities and activities to determine processes limiting recovery. The recovery monitoring component represents a minimal addition to the costs of the restoration research component which needs to be done on an annual basis. The recovery monitoring component should only be carried out if the restoration research component is conducted. The recovery monitoring provides a general control for the array of research activities.

Monitoring Schedule: Annual

Estimated Recovery Time: Unknown

Intertidal Organisms

Recovery Status: Some species showed evidence of recovery but intertidal as a whole had not recovered as of the last sampling in 1991, in any habitat or region studied.

Recovery Objective: ~~For each intertidal elevation (lower, middle, or upper)~~ Intertidal communities in the upper intertidal zone will have recovered when community composition, population abundance of component species, ~~age class distribution~~ and ecosystem functions and services in each injured intertidal habitat have returned to levels that would have prevailed in the absence of the oil spill.

Killer Whales

Recovery Status: ~~Thirteen whales disappeared from one pod in Prince William Sound between 1988 and 1990. The injured pod is growing again.~~ Fourteen killer whales disappeared from the resident AB pod in Prince William Sound between 1989 and 1991. In 1992 and 1993, no additional whales were reported as missing. No births occurred in 1989 and 1990. A total of four calves have been born into AB pod since 1991 (one in 1991, two in 1992, and one in 1993). In 1988, the pod contained 36 whales; in September 1993 the pod contained 26 whales. The injured pod is growing again.

All New

Persistence of Oil (Intertidal Sediments, Mussels)

Oil itself is not an injured resource or service. It is the cause of the injuries. Monitoring the fate and persistence of oil in the environment, including location, concentration, and toxicity, provides an ongoing indication of the potential for exposure to oil, and provides site-specific information about the fate of oil in the spill area. It also provides specific recovery monitoring for continued contamination in sediments and mussels.

Recovery Status:

- Prince William Sound. Limited shoreline surveys and limited clean-up work occurred in 1991, 1992, and 1993. The surveys indicated that subsurface oil remained at many sites that were heavily oiled in 1989.

In 1993, shoreline assessment surveys were conducted at over 75 sites in Prince William Sound. They found that oil residue was present at most sites and sheening occurred at some. They also found that surface oiling has become very stable. There was no measurable reduction in surface asphalt and surface oil residue from 1992 to 1993. Subsurface oiling, on the other hand, has decreased substantially since 1991. Overall, the amount of subsurface oil found at the study sites in 1993 is about 45% of the amount found in the same areas in 1991.

- Kodiak. No sites have been surveyed on Kodiak Island since 1990.
- Alaska Peninsula. No general assessment work has been done since 1990. Five study sites were established in 1992 to examine the persistence and degradation of oil along national park coast lines. Those sites will be revisited in 1994. The 1992 observations indicate a continuing presence of oil at those sites.
- Cook Inlet and Outer Kenai Coast. Only limited assessment work has been done since 1990. A study site was established in 1992 to examine the persistence and chemical degradation of oil along national park coast lines. That site will be revisited in 1994. The 1992 observation indicates a continuing presence of oil at that site.

Recovery Objective: With respect to residual oil contamination, recovery has been achieved when remaining oil concentrations are reduced to a level comparable to pre-spill levels.

Persistence of Oil (Mussel Beds)

Recovery Status: Mussels themselves are an injured resource, both from the recreational and subsistence view plus possibly being the vehicle for transferring petroleum hydrocarbons to higher consumers. High concentrations of petroleum PAH's remain evident in some mussel beds within Prince William Sound (PWS), and preliminary results indicate contaminated beds outside PWS also.

Recovery Objective: Recovery will be complete when sediment PAH concentrations have declined to pre-spill concentrations.

RECOVERY MONITORING STRATEGY: Beds identified as contaminated should be monitored no more than once every three years. In order to maintain a level effort of work, one-third of these beds could be monitored each year.

Persistence of Oil (Subtidal Sediments)

Recovery Status: All New Subtidal organisms living in or on sediments and demersal fish that forage in subtidal sediment habitats maybe exposed to the petroleum hydrocarbons that may be contaminating the sediments. In 1991, shallow subtidal PAH composition patterns consistent with that of weathered EXXON VALDEZ oil (EVOS) were found mainly at Northwest Bay in the depth range 3 - 20 m. Reduced concentrations of EVO were found at some shallow water stations in Bay of Isles, Herring Bay, and Snug Harbor. Data in 1992 and 1993 on the fish exposed showed evidence of continued contamination.

Recovery Objectives: ~~Sediments whose contaminants, if any, causes no negative effects to the spill-affected ecosystem.~~ Subtidal sediments will have recovered when concentrations of petroleum hydrocarbons in shallow (0 - 20 m) sediments approximate the petrogenic background concentration that prevailed prior to the EXXON VALDEZ oil spill and petroleum exposure indices in biota from oiled sites are similar to indices in biota from non-oiled sites.

Pigeon Guillemot

Recovery Objective: Pigeon guillemots will have recovered when ~~the Prince William Sound populations show an increasing trend.~~ populations are stable or increasing.

Pink Salmon

Recovery Objective: Pink salmon will have recovered when populations are healthy and productive. ~~and exist at prespill abundance (an indication of recovery is when egg mortalities in oiled areas match prespill level or levels in unoiled areas.)~~ Indicators of recovery are (1) egg survivals in oiled areas are equivalent to prespill levels or levels in unoiled areas; and (2) pink salmon escapement goals are met and returns per spawner equals or exceeds the prespill historic average.

Sea Otters

Recovery Status: ~~Sea otters do not appear to be recovering, but are expected to eventually recover to their prespill population. Exactly what population increases would constitute recovery is very uncertain, as there is no population data from 1986 to 1989, and the population may have been increasing in Eastern Prince William Sound during that time. In addition, only large changes in the population can be reliably detected with current measuring techniques. However, there are recent indications that the patterns of juvenile and mid-aged mortalities are returning to prespill conditions.~~ Sea otters do not appear to be recovering in all areas affected by the spill. They may have suffered sublethal effects and may be receiving continued exposure to residual oil. Although injuries appear to be subsiding (based on mortality rates and patterns), recovery has not been demonstrated. An additional concern is the apparent limited reoccupation by sea otters of heavily-impacted habitat.

Recovery Objective: ~~Sea otters will be considered recovered when population abundance and distribution are comparable to prespill abundance and distribution, and when all ages appear healthy.~~ Sea otter recovery will be assumed when no significant changes in abundance are detected over five surveys in the heavily oiled area and when densities do not differ between heavily oiled and non-oiled areas and when mortality patterns appear normal.

Subtidal Organisms

Recovery Status: ~~Through 1991, certain subtidal organisms, like eelgrass and some species of algae, appeared to be recovering. Other subtidal organisms, like leather stars and helmet crabs showed little signs of recovery through 1991. Recent observations suggest that eelgrass habitat may not be recovering.~~

MAY-27-1994 17:25

APPLIED MARINE SCIENCES

510 373 7834

P.02/02

A P P L I E D

marine

S C I E N C E S

Attachment #3

May 2, 1994

To: Agency Liasons

Thru: Molly McCammon

From: Bob Spies, Chief Scientist

I am attempting to arrange a review process for the proposed strategies and frequency of monitoring of the injured resources not yet recovered. The Trustees will likely wish to track recovering populations until full recovery. On the other hand, process-oriented ecosystem research, which is not always necessarily separate from other resource research, needs to be bundled together with recovery monitoring so that annual budgets are in the 12-15 million dollar range for the scientific program. Byron Morris went to considerable effort recently to poll the agencies and assemble their responses to a questionnaire on types and frequency of monitoring and now Jim Ayers has requested that I provide a strategy for completing this effort, including peer review.

I think that the most informative review that can be provided in most cases will be based on an understanding of the objectives of the monitoring, methodologies proposed, nature of the available data in terms of frequency, and variability. To the extent possible a statistical presentation of the program including proposed monitoring objectives (e.g., % change of the population that needs to be determined), likely rate of change of the population, and precision of the sampling method proposed will be the best basis for making decisions on the scope of this monitoring effort. As part of this effort and to the extent possible, an analysis of power of the of the program to detect change as a function of the frequency and intensity of sampling would be most desirable. This sort of analysis represents the next step in development of the strategy that NOAA has initiated. To prepare this sort of an analysis for each of the major species would be a major effort, and an unanticipated expense through the peer review process. It would be more efficient for the agencies to use their principal investigators, biometricians and statisticians to carry out such analyses. The investigators also know where most of these data are and have access to them.

Once developed by the agencies, it would be my intention to make these analyses available to the Scientific Review Board and distribute them to appropriate reviewers. After review, I would, acting for the Scientific Review Board, furnish the executive director with an analysis of the monitoring program and the implications for cost and other process research.

Hopefully this whole process could be completed in time to influence the 1995 work plan.

Attachment #3

*** ACTIVITY REPORT ***

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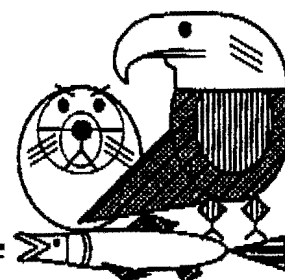
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RESULT NG 8

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Restoration Office

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

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



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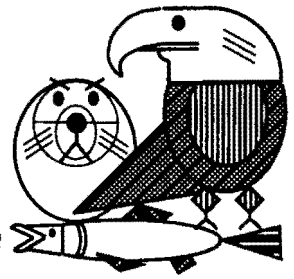
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Kathy Frost 452-6410 ✓

Document Sent By: Rebecca

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

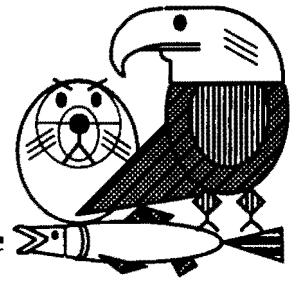
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

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FAX COVER SHEET

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Molly

Date: _____

June 8, 1994

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10

*Pls deliver to the RWF member
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RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim
Bartels, Leslie
Berg, Catherine
Brodersen, Mark
Bruce, David
Fries, Carol
Gibbons, Dave
Gilbert, Veronica

Loeffler, Bob
Montague, Jerome
Morris, Byron
Rabinowitch, Sandy
Spies, Bob
Sullivan, Joe
Thompson, Ray
Wright, Bruce

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Rebecca

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*** MULTI TRANSACTION REPORT ***

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J. AYERS

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D. GIBBONS

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M. BRODERSEN

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J. MONTAGUE

[14] 2572510

S. RABINOWITCH

[15] 5624871

C. FRIES

[17] 2713992

R. THOMPSON

[18] 5223148

J. SULLIVAN

[19] 7863636

L. BARTELS

[20] 7863350

C. BERG

[35] 5103737834

B. SPIES

ERROR

[13] 7896608

MORRIS-WRIGHT

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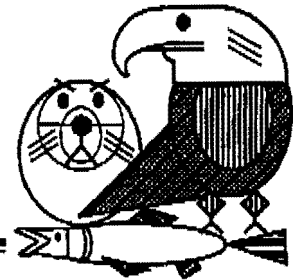
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FAX COVER SHEET

To: Restoration Work Force

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From: Molly

Date: June 8, 1994

Comments:

Total Pages: 10

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RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim

Loeffler, Bob

*** ERROR TX REPORT ***

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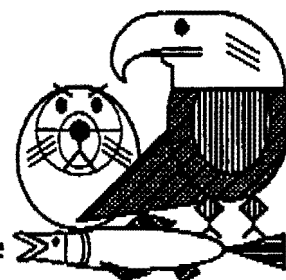
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FAX COVER SHEET

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From: Molly Date: June 8, 1994

Comments: Total Pages: 10

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RESTORATION WORK FORCE MEMBERS INCLUDE:

Ayers, Jim

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*** ACTIVITY REPORT ***

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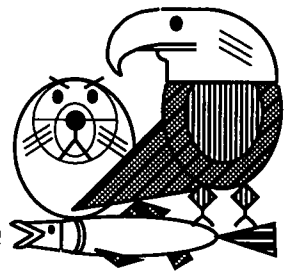
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MEMORANDUM

TO: Jerome Montague/ADF&G

FROM: Molly McCammon, Director of Operations *MM*

DATE: June 8, 1994

SUBJ: Project #94428/Subsistence Restoration Planning
and Implementation

The purpose of this memorandum is to formally authorize Project #94428/Subsistence Restoration Planning and Implementation. As you know, although the Detailed Project Description for this project has not been subjected to a formal peer review under the direction of the Chief Scientist, the project has been the subject of extensive professional review among several state and federal agencies. Moreover, the project does not involve sophisticated scientific questions or methodology that require further peer review and the review is therefore deemed complete.

cc: James Fall
Joe Sullivan
Sandy Rabinowitch
Dave Gibbons
Bob Spies

Trustee Agencies

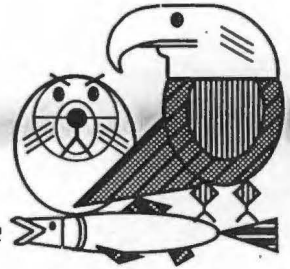
State of Alaska: Departments of Fish & Game, Law, and Environmental Conservation
United States: National Oceanic and Atmospheric Administration, Departments of Agriculture and Interior

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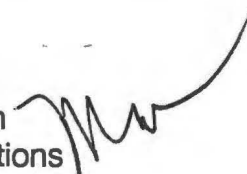
645 G Street, Suite 401, Anchorage, Alaska 99501-3451

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



MEMORANDUM

TO: Bob Spies
Chief Scientist

FROM: Molly McCammon 
Director of Operations

DATE: June 8, 1994

RE: Request for addition to Injured Resources list

In response to the procedure now to be used for proposed additions to the Injured Resources list, I am attaching a request from Dave Irons to add six bird species to the list: loons, cormorants, arctic terns, mew gulls, scoters, and northwestern crows. Given the short timeframe for review, it would be useful to begin reviewing this request as soon as possible. Please let me know if you would like this request distributed to anyone else.

cc (without enclosure): Jim Ayers
Agency Liaisons
Dave Irons, USFWS
Eric Myers
Bob Loeffler

Sent DHL to
Spies on 6/9/94.
Hard copies in
Veronica's, Bob's & Eric's
boxes.

Trustee Agencies

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



United States Department of the Interior

FISH AND WILDLIFE SERVICE

1011 E. Tudor Rd.

Anchorage, Alaska 99503-6199

IN REPLY REFER TO:

MBM

MAY 4 1994

Memorandum

To: Oil Spill Restoration Office

From: David Irons
U.S. Fish and Wildlife Service

Subject: Additional Species to be Considered for Addition to the Injured Species List

As Dr. Spies suggested at the meeting on April 15, 1994, I am writing to you to recommend that additional species be added to the official injured species list. The species or species groups that I recommend are: loons, cormorants, arctic terns, mew gulls, scoters, and northwestern crows. The reason I am recommending these species is because the damage assessment report for bird study number two, Marine Bird Populations of Prince William Sound, Alaska, Before and After the *Exxon Valdez* Oil Spill, found that they were injured. I have enclosed a copy of the report for you.

Please let me know if you need additional information and what you decide about these species.

Sincerely,

David Irons