

PRINCE WILLIAM SOUND — RESTORATION BENEFITS FOR CURRENTLY PROPOSED HABITAT ACQUISITION PARCELS\*

PWS Region	acreage	Bald eagle	Sockeye salmon	Pink salmon	Dolly Varden	Cutthroat trout	Pacific herring	Blk Oyster-catcher	Comm. murre	Harbor seal	Harlequin ducks	Intertidal Subtidal	Marbled murrelet	Pigeon guillemot	River otter	Sea otter	Archeol. resource	Wilder-ness	Recr-Tourism	Subsis-tence
EYA 01/Port Gravina (H - 54)	3,400		L		L	L		L	L					L						
EYA 02/Sheep Bay (H - 75)	9,100		L			L			L					L						
EYA 03/Windy-Deep Bay (H - 63)	7,100		L						L		L			L			L			
EYA 04/Canoe Passage (L - 30)	3,700		L						L		L			L						
EYA 05/Outer Sheep Bay (L - 30)	7,600		L	L	L	L		L	L	L	L			L		L	L			L
EYA 06/W Simpson* (L - 26)	4,000		L	L	L	L	L	L						L	L		L			
EYA 07/E Simpson (L - 28)	3,300		L		L		L	L	L		L			L	L		L			
EYA 08/Power Creek (L - 21)#	4,800			L				—	—	—	L	—	L	—		—	L	L		
EYA 09/Eyak Lake (L - 21)#	5,100			L				—	—	—	L	L	—	L	—		L	L	L	
EYA 10/Eyak River (L - 18)#	3,800			L				—	—	—	L	L		L	—		L	L	L	
EYA 11/Core Parcels (M - 42)	13,700			L				—	—	—	L	L	L	L	—		L	L	L	
EYA 12/Rude River (L - 13.5)	6,900	L	L		L	L	—	—	—	L				L		L	L			L
EYA 13/Orca Narrows (L - 20)	4,600		L	L	L	L	L	L	—	L	L	L		L	L		L			
TAT 01/Bligh Island (H - 69)	8,800		L	L	L	L			L											
TAT 02/Sawmill Bay (M - 51)	3,200		L		L	L			L	L	L			L	L	L				
TAT 03/Columbia Bay (M - 37.5)	13,500		L		L	L			L	L		L	L	L	L		L			
TAT 04/Galena Bay (M - 36)	13,200		L		L	L			L	L	L			L		L				
TAT 05/Landlocked Bay (M - 36)	7,400		L		L	L			L	L				L		L				L
TAT 06/Port Fidalgo (L - 31.5)	17,555		L					L	L					L		L		L	L	
TAT 07/Two Moon Bay (H - 70)	32,500		L						L		L								L	
CHE 01/Eshamy (H - 66)	7,900						L		L					L			L			
CHE 02/Jackpot (H - 72)	12,100						L	L	L											
CHE 03/Granite-Paddy (M - 34)	15,000		L		L		L		L	L	L			L						
CHE 04/NW Chenega (M - 38)	7,300		L	L	L	L	L		L					L						L
CHE 05/SE Chenega (L - 22)	8,300		L		L	L	L	L	L	L	L				L	L				L
CHE 06/S Knight (L - 27)	5,400		L		L	L	L	L	L	L	L			L	L	L				L
CHE 07/NE Whale (L - 15)	1,500		L	L	L	L	L	L	L	L	L				L	L	L			L
CHE 08/Fleming (L - 30)	1,700		L	L	L	L	L		L						L	L	L			L
CHE 09/NW Evans (M - 45)	6,200		L		L	L	L		L					L						L
CHE 10/Sleepy Bay (L - 16)	3,700		L	L	L	L	L	L	L	L	L			L	L	L		L	L	
CHE 12/Pleiades Is. (L - 17.5)	400	L	L	L	L	L	L	L	L		L	L	L		L	L	L			L

= high value

L

= low value

= moderate value

—

= indicates that the specific resource is not present

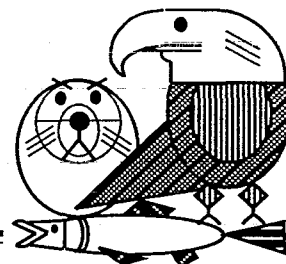
\* Parcels under active consideration and negotiation are shown in bold typeface.  
# Note: These parcels are all parts of EYA 11/Core Parcels (ie., the EYA 11/Core Parcels has three smaller parcels within it).

# 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

RECEIVED  
NOV 02 1994

TO: Trustee Council Members

FROM: Public Advisory Group Members

THROUGH:   
Executive Director

DATE: October 25, 1994

RE: PAG issues

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL  
ADMINISTRATIVE RECORD

The Public Advisory Group requested that I forward on to you a list of issues that individual PAG members have noted as issues to be brought before the Trustees and any newly appointed PAG members. The PAG chose not to identify a group of "consensus" issues. Rather, they wished these letters to be packaged as "individual" comments.

Trustee Agencies

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

Lew M. Williams, Jr.  
755 Grant Street  
Ketchikan, Alaska 99901

August 31, 1994

Molly McCammon  
Director of Operations  
Exxon Valdez Oil Spill Trustee Council  
645 G. Street, #401, Anchorage 99501  
FAX 276-7178

Dear Ms. McCammon:

In response to a request of members of the Public Advisory Group for their opinions on restoration direction, here is my opinion as a public member:

GUIDELINES --

Some brief, simple guidelines - following the court decision - are needed for those who apply for restoration grants, for the restoration team, for the public advisory group and even for the trustees. And each segment should know the guidelines for the others.

My understanding from Executive Director Jim Ayers is that the court has said that a restoration plan should be devised that:

1. Provides for general restoration.
2. Provides habitat protection with acquisition of only critical high-value habitat.
3. Provides for monitor and research of the affected area.

And the EIS will allocate money to those three items.

In reviewing restoration projects, the restoration team puts them in five categories.

Under a policy adopted by the Public Advisory Group, priority should be given to:

- A. Picking up oil which is fouling the environment.
- B. Restoring injured resources and services by direct action.
- C. Protect habitat critical to resources injured by the oil spill.
- D. Establish an endowment, trust or reserve so there is income after Exxon makes its last payment.
- E. Replace injured resources and services by indirect means, i.e. enhance equivalent resources to reduce pressure on injured ones.
- F. Provide funding for facilities which support A through E.

the spill settlement funds as possible to acquire land for a huge wilderness extending from Kodiak to Ketchikan. On the other hand, there are those who want no land acquisition and one Native timber company official has said publicly that his group won't give up one acre.

There has to be a compromise. And it should meet the primary goal of the settlement of restoring the resource. That is why alternatives to fee simple title should be considered. We must assume the resource will be restored at some point in time. Putting land under government title permanently, when there is going to be a time when the resource is restored, isn't sensible. Some land should go to government, preferably to the state, to complete parks or reserves. But not for creating a vast reserve for the purpose of creating such a reserve doesn't follow the intent of the settlement.

I certainly hope to see more discussion and guidelines on habitat protection or better understanding of what we have to avoid clashes of interests.

ENDOWMENTS (again!) --


Some members of the public advisory group are pushing for endowments for the University of Alaska despite an opinion from Justice Department lawyers that it isn't possible.

It appears to me that if the University or Prince Williams Sound Community College, or any other research agency, wants to endow a chair, they should request it as a project. For example, the institution should describe specifically what it would do in research and monitoring over a period of years and request \$2 million to finance it. There are enough years left in Exxon payments and work project years that up to four chairs could be endowed. It should be confined to institution within the spill area.

These are just a few of my ideas. I'd like to reiterate what I said at the last meeting: When dealing with legal advisors, ask them how to reach the goal and not ask if such-and-such is legal. It's too easy to say no. Most lawyers can find an answer if they are asked how to reach a goal.

Sorrry to be late with this. I'll mail a hard copy later.

sincerely,

  
Lew (Llewellyn) M. Williams

RECEIVED

AUG 15 1994

To: Doug Mutter, PAG Fed. Officer  
Fr: Jim King, PAG Conservation Member  
Sub: EVOS Settlement Issues, 1994

8/12/94 VALDEZ OIL SPILL  
TRUSTEE COUNCIL

Herewith some of the issues I would like to see discussed at the October PAG meeting. I hope they are useful questions. It is an incomplete list and I trust those more knowledgeable will articulate issues for fisheries, archeology, recreation and so forth.

1) Good conservation dictates sustained yield where possible. Should that concept be applied to Settlement funds and a major portion be used for long term/permanent resource enhancement rather than for short term restoration efforts? Yes! Maybe! No!

2) Some elements of the ecosystem can easily be classed as restored, some elements unrestored and some elements in need of long term scrutiny to determine what restoration effort is needed. Should the ecosystem rather than a collection of some of its parts be recognized as the damaged resource? Yes! Maybe! No!

3) Can the "ecosystem approach" to restoration really be achieved by the current program of invited proposals rather than through a coordinated assault by a well directed team? Yes! Maybe! No!

4) Two thirds of respondents to the "EIS brochure" favored establishment of a permanent endowment with some of the Settlement money in hopes of eventually achieving resource enhancement? Should the Trustee Council request that the federal solicitors try to find a way to accommodate this majority interest? Yes! Maybe! No!

5) Would it be better to modify and perfect existing bureaucracy, for instance the University of Alaska Foundation, to manage an EVOS endowment rather than invent a new organization? Yes! Maybe! No!

6) Establishing permanent academic chairs with responsibility for developing an understanding of the ecology of the major damaged resources through graduate study projects would produce peer reviewed publications and EVOS area trained scientists as well as good science. Would endowed chairs ultimately provide greater public benefit than contract research? Yes! Maybe! No!

7) Though tempting, is it appropriate for agencies to try to compensate for declining budgets by appealing for EVOS money to fulfill legislative mandates for resource monitoring and research? Yes! Maybe! No!

RUPE ANDREWS  
9416 LONG RUN DRIVE  
JUNEAU, AK 99801

EXXON VALDET OIL  
TRUSTEE 0801

August 29, 1994

Ms. Molly McCammon  
Director, Operations  
EVOS-PAG  
645 G Street , Suite 401  
Anchorage, AK 99501-3451

Dear Molly:

Re the last PAG meeting, members of PAG were requested to compile issues that they consider important and submit them to you by September 1. I would like to put forth the following notion for consideration by the Trustees if and when the opportunity may occur. I propose that the Karluk River on Kodiak be considered for purchase as replacement for lost angling opportunities due to the oil spill in PW Sound. The past two years I have seen that anglers and sport hunters essentially will derive little consideration from the oil spill settlement unless there is the chance to purchase a system such as the Karluk River to replace lost angling opportunities.

I am aware that this river is not on any list by the land owners for possible purchase. The Karluk has only been vaguely discussed by some of the trustees and some trustees may not have heard of the river. Arguably, the Karluk is the best wild, steelhead stream left in North America. It should be in public domain and under the protective land classification of the Kodiak Bear Refuge. If the land owners are reluctant to sell then public access and a mutual land management plan should be explored, ie., less than fee simple purchase.

I have no alternative options for sport anglers of lasting benefit. The Karluk River is priceless for the recreational benefits that it offers to sport anglers and worthy of discussion at the October PAG meeting.

Sincerely,



Rupe Andrews, Member, EVOS-PAG  
Sport Fishing-Sport Hunting Representative

P.O. Box 868  
Girdwood Ak. 99587  
9-8-94

Molly McCammon, Director of Ops.  
EVOS Restoration Office  
645 G Street, Suite 401  
Anchorage, AK 99501

Molly McCammon:

During the past two years, I have learned much about the damages to and the restoration of Prince William Sound in this post oil spill era. I volunteered for a position on the PAG to learn these things, but in the process of informing myself I have learned even more.

In the past year I have witnessed the transformation of an agency generated structure into something with so much input from the public, from private researchers, and from government agency personnel that the collective input when ranked and presented in open forums by experts and private citizens cannot be ignored. The infrastructure set up by Jim Ayers' team has been impressive and effective. The 1995 Draft Work Plan is the proof of the pudding.

The next phase of carrying this draft Work Plan, with all its competing proposals, to fruition is daunting.

My chief concern is that the EVOS settlement not be used to create an agency driven research juggernaut that arbitrarily displaces local private researchers from their historical roles. If settlement funds are used to build a research center in Seward, then how much say will state and federal agencies have in the allocation of research funds from settlement monies?

Right now I am very happy with the layers of of accountability that Jim Ayer's team has built into the research proposals. I hope that private entities will continue to be involved in future proposals, because the quality of the 1995 Draft Work Plan has been greatly enhanced by their participation. It is important that the best of these private parties now participate in the actual projects to ensure their future involvement in the restoration process.

Please keep up the good, although difficult work. You have my greatest appreciation.

Sincerely,

James A. Diehl,  
recreational users

September 1, 1994

Exxon Valdez Oil Spill Trustee Council  
645 G. Street  
Anchorage, Alaska 99501

ATTENTION: Jim Ayers, Executive Director

Dear Jim:

While reading the Ecosystems based restoration proposals, and the large dollar amounts which accompany them, sitting through the work session and watching the evaluations of the proposals. I feel with the draft restoration plan and the scientific team, we are almost on the right track. We know not everyone will be satisfied, but at least it's a step in the right direction.

The Public Advisory Group recognized the need for proper direction; it was also our feeling we were not getting the proper recognition or included in the process. I can now see this is beginning to change. I do feel, although we are only in an advisory position and are the representatives of the citizens of Alaska; that needs to continue. I feel Director Ayers is taking very careful long strides to get things lined up properly and efficiently.

I agree with the rest of PAG members, we need an endowment/reserve for future generations of research.

Address, City, State ZIP



# Sierra Club

Alaska Field Office

241 E. Fifth Avenue, Suite 205, Anchorage, Alaska 99501  
(907) 276-4048 • FAX (907) 258-6807



October 12, 1994

Exxon Valdez Oil Spill Trustee Council  
645 G Street  
Anchorage AK 99510  
Attn: Molly McCammon

RE: PAG member list of "issues of concern"

Dear Members of the Trustee Council,

First, I would like to thank the Trustee Council, once again, for allowing me to represent the Environmental community on the Public Advisory Group for the last two years.

I would also like to express my appreciation to the Trustee Council and to Jim Ayers and Molly McCammon for the considerable improvements they have brought to the complex process of managing the oil spill restoration activities. I commend Jim and Molly for (under your direction) increasing the involvement and influence of independent scientists; organizing restoration planning around a mission, goals, and questions to be answered; making the Workplan goals more clear for 1995 than past Workplans; meeting an ambitious schedule of deadlines; and improving the efficiency and cost effectiveness of administration.

I do still have many, many concerns about issues which I believe need to be improved. These comments are intended as suggestions for ways to continue and expand the recent improvements.

## Habitat acquisition:

Appraisal process -- I have long stated that I feared the Trustee Council's procedures make habitat acquisition extremely and unnecessarily difficult. The supposed legal constraints on offering less than fair market value, combined with the Trustee Council's policy against offering more than fair market value, give the Trustees and land owners no room to negotiate. Land appraisal -- always more an art than a science, in my experience -- is extraordinarily arbitrary when there are few if any comparable land sales. The lands which the Trustees are considering are unique; there is no real precedent of non-government sales of this magnitude for similar land. The appraised values will necessarily be arbitrary, and may be

Administration:

Costs -- Jim and Molly have made considerable progress in cost reductions, and I am glad they are dedicated to further cost cutting. Some areas which I find disturbing are the cost of the library (an average of \$100 per public inquiry) and excessive travel by some staff members. If no members of the Trustee Council actually read PAG transcripts, then the transcribing should be discontinued. The cost of printing large public documents (such as the annual workplans) could be reduced by sending a notice to the mailing list in advance of publication with a return form for people to send back if they want to receive the document.

Accounting for past expenditures -- three years after the settlement, it still remains a great mystery how the pre-settlement money was spent. We not only do not know the specifics -- we do not even know the generalities. Of the approximately \$300 million spent so far, how much has been spent on science, how much on clean-up, how much on attorneys, etc.?

Science projects:

Long term funding -- the level of funding should not drop off precipitously when use of the reserve begins in 20001. Instead, science funding should be reduced gradually each year until it naturally flows into the level available from the reserve fund.

Seward Marine Institute -- Government should not be taking "leaps of faith" with public funds. Alaska is already burdened with a vast and glamorous infrastructure which our small population cannot possibly maintain as oil dollars diminish. Certainly, a new world-class facility would be exciting. But we are a population of only half a million people, and we already have marine science institutes in Kodiak and Cordova, as well as university and college campuses all over the state. At current funding levels, UAF cannot even open some of the buildings it has already built. We should not use public funds to expand Alaska's overgrown research infrastructure. (It is my understanding that the Monterey Bay Aquarium, a model for the planned Seward Institute, was built with private foundation funds.) Although supporters assert that a new institute will benefit research, nobody has even attempted to claim that the benefits are worth the whopping cost of the facility. Also, we have been told that the Seward Institute will "generate more research." As someone who has followed the Trustees' annual workplan process, I believe we need to find ways to limit rather than to generate research appetites. This capital expenditure is an inappropriate and probably illegal use of settlement funds.

**Kimberley Benton  
621 West 90th Avenue  
Anchorage, Alaska 99515  
(907) 522-2163**

October 18, 1994

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

Dear Jim:

As two years of participation on the Exxon Valdez Oil Spill Public Advisory Group comes to an end, I would like to pass along the following issues for your consideration:

#### 1) INCREASE PAG HABITAT PROTECTION PROCESS INVOLVEMENT

The PAG has received numerous presentations on the Seward Center under the guise of this being a "big ticket item", and yet the PAG receives little if any opportunity for involvement in the habitat protection process, which is the single largest budgeted area. The PAG is comprised of representatives from diverse interest groups that could bring great benefits to the habitat protection process. But, perhaps most importantly, greater PAG involvement will diminish the perception of the habitat protection process being a closed process that only a select few outside of the Trustee Council may participate in.

#### 2) BROADEN HABITAT PROTECTION MEASURES

Steps have been taken toward obtaining a broadening of habitat protection measures through the landowner's assistance project listed in the 1995 Work Plan. While it has often been said that there is a menu of options available for habitat protection, the only entree selected to date has been habitat acquisition. Broadening the selection of protection measures could help reach the goal of restoration with fewer funds than outright acquisition. Where can you receive the greatest restoration for your habitat protection dollar? This is a question that may best be answered by broadening the protection measures that are available to choose from.

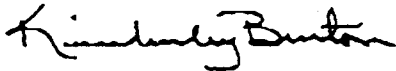
EVOS PAG  
10/18/94  
Page 3

6) MAKE THE SYSTEM MORE USER FRIENDLY

The EVOS system is extremely complex, even for those involved in it on a regular basis. While this may be seen as a benefit to some of those who are inside the system, it is certainly no benefit to anyone who is not. When Trustee Council meetings were first held at the Egan Center, even with extra chairs being brought in to accommodate those wanting to participate, people standing lined the walls. During the teleconference, those commenting from around the state were greater in number than there was time available. Now the chairs are filled with agency personnel working on projects and a just handful of others. The teleconferences have no one on line to testify. Not only has the system become difficult for users, there is no one wanting to use it. Apathy is a natural reaction that occurs when people feel they have no way to participate or their participation has no influence. The first step in making the EVOS system more user-friendly involves an active effort to let people know they can make a difference.

I have appreciated the opportunity to be a part of the Public Advisory Group and I thank you for your invitation to comment on our areas of concern.

Sincerely,



Kimberley Benton  
PAG Alternate  
Forest Products

# MARY L. McBURNEY

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1919 Spenard Road  
Anchorage, Alaska 99503

DATE      October 13, 1994  
TO        Molly McCammon, Director of Operations  
RE        Comments on EVOS process

I'm generally pleased with the reorganization of the EVOS process and the new emphasis on ecosystem based research, however I have the following concerns:

1 — In many cases, legal issues have not been addressed in a timely manner — the most recent example being the "legal issues" confounding workplan projects involving hatcheries. While there may be legitimate legal questions surrounding hatchery projects, the nature and extent of these concerns have not been communicated to the public or to the authors of the proposals.

The shadowy nature of "legal issues" has given the appearance of an easy out for Trustee Council members and staff who do not wish to address specific projects or deal with politically difficult issues. The PAG ran up against this wall regarding the question of using settlement money to establish an endowment.

This issue could be best addressed by providing the public with legal opinions in a timely manner. If there are difficulties in obtaining a definitive opinion, a draft opinion with appropriate caveats should be provided along with updated information or revisions as they become available.

At no time should the public be told that there are legal questions surrounding an issue without providing a reasonable description and explanation of the concerns.

2— The current policy regarding timber appraisals should be made more flexible. The Trustees should be allowed more room to negotiate with willing sellers rather than being stuck with the limitations imposed by the "fair market value" standard.

James L. Cloud  
P O Box 201014  
Anchorage, AK 99520-1014

To: Brad Phillips, Chairman  
From: Jim Cloud, PAG Member - Public At Large  
Subject: Comments on EVOS Trustee Council Issues

Date: 10/9/94

OCT 12 1994

At the last meeting we were requested to summarize issues that we believe to be important to the Trustee Council rehabilitation efforts and to comment on those issues.

## 1. Habitat Protection

I continue to be troubled with the manner in which "Restoration" by way of habitat protection is carried out through acquisition of land which is then turned over to either a State or Federal land manager/owner. The method used to evaluate private land parcels for "protection", i.e., "High, Moderate, or Low" makes no direct link to a specific injured resource or to a lost resource or service. The method merely identifies species or services which may occupy habitat located on the parcel, unrelated to condition of the species and the reason for the condition.

Accordingly, we have no way of knowing how many times over the trustees may be replacing a particular lost resource or service, or how many times over the trustees may be providing habitat protection for a certain injured resource (species).

The use of other methods of protecting or enhancing habitat to facilitate the recovery of injured or lost resources has been conspicuously absent from the habitat protection efforts. Only lip services has been given to land management agreements, term leases and land trades. Virtually no land management tools have been applied to government owned and managed land to improve habitat for injured resources, even though most of the land in the spill affected area is owned by government. Thousands upon thousands of acres of timber uplands are being ravaged by spruce bark beetle changing drastically the habitat supposedly needed by resources that have been injured by the spill.

In the absence of a clear and quantifiable link to a specific injured resource or service, or replacement thereof, or better management of government owned land to enhance habitat needed by injured resources; the trustees may be viewed as simply buying land to increase the amount of government owned acreage throughout the spill affected area.

## 2. Lost Services

The efforts of the Trustee Council to protect habitat have caused injury and may be causing the loss of natural resource services to consumers in Southcentral Alaska. With the

4. Agencies that do not comply with the system of independent accountability should not be allowed to participate in the projects undertaken.

5. Engage an independent accounting firm to provide annual audited financial statements on the Trustee Council and related expenditures and investments.

*In addition, I would add a further recommendation which would help assure accountability and increase the effectiveness of the trustee councils rehabilitation work:*

6. Require financial participation in projects and habitat protection efforts by other governments agencies (state or federal), communities, universities, or private interests.

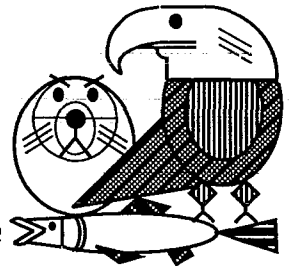
The Trustee Council office and administration has come a long way towards a better and more efficient organization over the past year. The appearance of a better organization and an efficient staff should not replace the need for prudent oversight and controls and fair decision making by the Trustee Council.

# 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:** Members, Public Advisory Group

**FROM:**  Jim Avers  
Executive Director

**DATE:** October 25, 1994

**RE:** Follow-up materials from October 12-13, 1994 meeting

RECEIVED  
NOV 08 1994

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL  
ADMINISTRATIVE RECORD

Enclosed are follow-up materials for your October 12-13 meeting in Anchorage. Before I explain them, I would like to again apologize for not being able to attend the last meeting of the Public Advisory Group. Unfortunately, the federal Assistant Secretaries requested my presence in Washington, D.C. and I was unable to schedule it at a different time. However, I can report that the meetings were successful in that the federal Assistant Secretaries continue to be supportive of what we refer to as the Comprehensive Balanced Approach - the mixture of research and monitoring, general restoration, restoration reserve and habitat protection that is reflected in the Restoration Plan that will be before the Trustee Council at their November 2-3 meeting. I want to acknowledge and thank you for the assistance you provided in developing the final Plan. You will find that key elements of the "Williams protocol" have been included.

I also want to thank you for all the time and effort you have put into the overall restoration process. I have frequently noted that there is no handbook for how best to go about the task of restoration. There certainly has been no handbook for either the Trustee Council itself or the Public Advisory Group. At times I'm sure it has been frustrating for you as everyone has felt their way in developing the process. I know I speak for the Trustees as well as myself in telling you how much your willingness to "stick with it" is appreciated.

As a follow-up to your meeting, I have a number of items for your information enclosed in this packet.

1. **Meeting Summary** - Draft summary of your October 12-13 meeting, with attachments.

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. **PAG issues** - The compilation of the individual PAG member issues and comments.
3. **Trustee Council Agenda** - The most current draft for the November 2-3 meeting.
4. **FY95 Work Plan** - Executive Director's Summary - The spreadsheet summarizing public comments, the PAG's and Chief Scientist's recommendations, and finally, my recommendation to the Trustee Council.
5. **Financial Report** - A statement as of September 30, 1994.
6. **Investment Strategy** - Recommendations from Bob Storer, Alaska Department of Revenue.
7. **Habitat Acquisition and Protection** - A booklet describing all the major habitat acquisition negotiations currently underway. These are the same ones that I described in a briefing to you during your June 28 meeting. Most of this information is also included in the larger *Comprehensive Habitat Protection Process; Large Parcel Evaluation and Ranking*. However, this is the distilled version of current negotiation activities.

I noted your resolution at the October 12-13 meeting asking for additional PAG involvement in current habitat acquisition efforts. Most of these efforts are under negotiation and actual details are considered confidential until an offer comes before the Trustee Council for action. I can assure you that all current discussions are focused on lands whose specific benefits were evaluated and described in our recent report to you and in the *Comprehensive Habitat Protection Process* book. In addition, we will continue to keep you informed of our progress on the package we have discussed.

If you have any questions about these or any other issues, please don't hesitate to contact me.

# Meeting Summary

A. GROUP: Exxon Valdez Oil Spill Public Advisory Group (PAG)

B. DATE/TIME: October 12-13, 1994

C. LOCATION: Anchorage, Alaska

D. MEMBERS IN ATTENDANCE:

Name

Rupert Andrews  
Pamela Brodie  
Kim Benton (for Sturgeon)  
Jim Cloud (10-12)  
Jim Diehl  
Donna Fischer, Vice-Chair  
John French  
James King  
Vern McCorkle (10-13)  
Mary McBurney (for McCune)  
Chuck Totemoff (10-12)  
Lew Williams  
(Cloud/McCorkle alt. for Eliason)  
(McBurney alt. for McMullen)  
Cliff Davidson (*ex officio*)

Principal Interest

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL  
Sport Hunting and Fishing  
ADMINISTRATIVE RECORD  
Environmental  
Forest Products  
Public-at-Large  
Recreation Users  
Local Government  
Science/Academic  
Conservation  
Public-at-Large  
Commercial Fishing  
Native Landowners  
Public-at-Large  
Public-at-Large  
Aquaculture  
Alaska State House

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E. NOT REPRESENTED:

Name

Brad Phillips, Chair  
Richard Knecht  
Don McCumby (alternate)  
Drue Pearce (*ex officio*)

Principal Interest

Commercial Tourism  
Subsistence  
Public-at-Large  
Alaska State Senate

F. OTHER PARTICIPANTS:

Name

Jim Ayers (via telecon 10-13)  
Mark Broderon  
Howard Ferren  
Carrie Holba  
Ken Holbrook  
Dave Gibbons  
Veronica Gilbert  
Rod Kuhn  
Tom Livingston  
Bob Loeffler  
Molly McCammon  
Jerome Montague  
Rita Miraglia  
Doug Mutter  
Eric Myers

Organization

EVOS Executive Director  
AK Dept. Envir. Cons.  
PWS Aquaculture Corp.  
Oil Spill Public Info. Center  
U.S. Forest Service  
U.S. Forest Service  
AK Dept. Nat. Resources  
U.S. Forest Service  
Livingston & Sloan Architects  
AK Dept. Envir. Conservation  
EVOS Director of Operations  
AK Dept. Fish and Game  
AK Dept. Fish and Game  
Designated Federal Officer  
Dept. of the Interior  
EVOS Project Coordinator

Sandra Schubert  
Bob Spies  
Nancy Swanton  
Paul Rotman  
Thea Thomas  
Ray Thompson

EVOS Staff  
Chief Scientist  
Minerals Mgmt. Service  
PWS Economic Devel. Council  
Cordova Dist. Fishermen United  
U.S. Forest Service

#### G. SUMMARY:

The meeting was opened October 12 at 8:45 a.m. by Vice-Chairperson Donna Fischer. The 10/11/94 agenda was approved. The August 2-3, 1994 meeting summary was accepted.

Molly McCammon gave the Executive Director's report, summarizing Trustee Council actions at their August 23 and October 5, 1994 meetings. The next Trustee Council meeting is scheduled for November 2, 1994. Traci Cramer has been hired as the new EVOS Director of Administration. McCammon stated that the Final Environmental Impact Statement (EIS) for the Restoration Plan was completed and a notice published in the Federal Register. The 30-day wait period will end October 28, 1994 and a Record of Decision (ROD) signed at the Secretarial level is expected soon thereafter. Individual projects, however, are still subject to meeting environmental requirements. After the EIS ROD, action on the Restoration Plan is expected at the November 2, 1994 meeting.

Carrie Holba gave a report on the activities of the Oil Spill Public Information Center (OSPIC) (see attachment #7). Over 3,000 requests for information were handled in FY 1994; OSPIC has an annual budget of \$300,000. OSPIC is a participant of the Western Library Network and has an Internet electronic mail address: "ospic@muskox.alaska.edu".

McCammon noted that a project (part of 95089 with about \$290,000) has been proposed to develop an information management system for EVOS data. Only 12 reports from 1992 Trustee Council projects have been finalized. Quarterly progress reports have been instituted for use by the Trustee Council. There was discussion about the usefulness of these reports in determining restoration actions. McCammon also noted that an independent audit will be conducted this winter on agencies' performance and management of EVOS funds.

Eric Myers presented a status report on the proposed project for infrastructure improvements at the Institute of Marine Sciences (IMS) in Seward. The amount requested of the Trustee Council is \$24.9 million. Nancy Swanton reported on the status of the project EIS--the Final EIS is complete and the ROD is expected to be signed on October 28, 1994. Tom Livingston, architect for the project, presented detailed plans, financial information, and organizational concepts for the project. If approved, the project is expected to begin operation the summer of 1997. McCammon explained that the Trustee Council, in deciding whether to fund the project, had four major issues to consider: (1) that the private funding portion will work, (2) that researchers will use the project--that it serves a need, (3) that tourists will

visit the project and support its operation, and (4) that the management structure will have the abilities to make the project successful. The PAG adopted a motion in support of the project (see attachment #2).

A PAG "Final Report" (see attachment #5) was discussed. Members were encouraged to submit their comments for inclusion in a report to the Trustee Council identifying individual members' issues. A motion was made by Jim Cloud and seconded by Pam Brodie that the staff present issues from individual members, not necessarily a consensus, for a "Final PAG Report"--the motion passed unanimously.

McCammon gave an introduction to the Fiscal Year (FY) 1995 Draft Work Plan, noting that a series of workshops were held to review the direction of several efforts that have involved many projects: Prince William Sound ecosystem investigations, sockeye salmon, pink salmon, herring and fish genetics. She asked that the PAG recommend what projects they thought made the best packages and what made good funding opportunities. The Trustee Council will take action on projects at their November 2, 1994 meeting. All projects are pending legal and environmental compliance. After a proposal summary is approved to proceed, the proposer will develop a detailed project description that will undergo Chief Scientist/peer review and refinement. Bob Loeffler provided a summary of public comments on the Draft Work Plan. The Chief Scientist, Bob Spies, went through most projects (see attachment #8), discussing his and peer reviewers recommendations. The PAG took action, approving for moving forward in the process the projects noted in attachment #1--these total approximately \$17.2 million in new project work (excluding stable isotope work), \$12 million for the restoration reserve, and \$24.9 million for the Seward IMS project--no action was taken on the \$9.9 million interim project funding already approved by the Trustee Council. The PAG requested more involvement in the habitat acquisition process.

Public comment was accepted at 4:00 p.m. Paul Rotman presented comments in support of project 95115, Sound Waste Management Plan.

The PAG recessed at 4:45 p.m. and reconvened Thursday at 8:15 a.m. and continued discussion of the Work Plan.

Jim Ayers joined the meeting via telephone for a brief report about the proposed information management system, an integrated, adaptive management/ecosystem approach to restoration, biological intervention and environmental compliance, and habitat protection efforts at Chenega, Shuyak, and Kodiak.

McCammon disturbed certificates of appreciation signed by the six Trustee Council members to PAG members and alternates for their contributions to restoration efforts over the past two years.

The meeting adjourned at Noon on October 13, 1994.

**H. FOLLOW-UP:**

1. Donna Fischer will present a summary of PAG actions at the November 2, 1994 Trustee Council meeting.
2. McCammon will compile PAG member issues and comments as a "Final Report" to the Trustee Council.
3. McCammon will provide information comparing projects let through competitive bid versus government agencies following final action on the FY 1995 Work Plan.

**I. NEXT MEETING:** To be determined

**J. ATTACHMENTS:**

1. PAG vote record for FY 1995 projects
2. Motion to support IMS Infrastructure Improvement Project

For those not in attendance:

3. Revised Brief Project Descriptions (10-11-94)
4. Public Comments on the FY 1995 Work Plan
5. PAG Final Report
6. Project 95199 Improvements Affiliated with IMS-Update
7. Oil Spill Public Information Center Statistics FY 1994
8. Draft 1995 Work Plan Summary

**K. CERTIFICATION:**

\_\_\_\_\_  
PAG Chairperson

\_\_\_\_\_  
Date

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

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Date: 10-12-94 ROLE CALL

Issue:

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL  
ADMINISTRATIVE RECORD

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	Cloud Alternate			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavera</del> VACANT				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	Cloud Alternate			
Gerald McCune	McBurney Alternate			
John McMullen	McBurney Alternate			
Brad Phillips				✓
John Sturgeon	Benton Alternate			
Charles Totemoff	✓			
Llewellyn W. Williams Jr.	✓			

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date:

10-13-94

ROLE CALL

Issue:

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	McCorkle Alternate (on Williams)			
James Diehl	✓			
Richard Eliason	McCorkle Alternate (on Williams)			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del> VACANT				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓	(on Williams Alternate)		
Gerald McCune	McBurney Alternate			
John McMullen	McBurney Alternate			
Brad Phillips				✓
John Sturgeon	Benton Alternate			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: PWS System Investigation Cluster - approve, but  
Remove: 95018, 95065, 95320 I(1), 95320 I(2), 95320 I(3), 95320 Y

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

passed

moved by Cloud  
second by Andrews



# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Approve 95320 I (1) and 95320 I (2) be  
combined with other similar projects

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed*

*moved by French  
second by Cloud*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Other Pink Salmon Projects

Approve 95076, 95191A, 95191B

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Cavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed*

*Moved by Cloud  
Second by Brodie*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Other pink salmon projects

Approve 95093 A, 95093 B, 95093 C, 95320 C

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavera</del>				
James King		✓		
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

passed

moved by McBurney  
second by Andrews

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Other Henning Projects

Approve 95074, 95165, 95166

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King			✓	
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed*

*moved by Cloud  
second by McBurney*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Sockeye Salmon Program

Approve 95258, ~~95257~~

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer		✓		
John French				
<del>Paul V. Gavera</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed*

*Moved by Andrews  
second by Williams*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Sockeye Salmon Program

Approve 95259

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓			
James Diehl		✓		
Richard Eliason	✓			
Donna Fischer		✓		
John French		✓		
<del>Paul V. Gavera</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

passed

Moved by Andrews  
second by Williams

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Sockeye Salmon Program

Approve 95105

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews		✓		
Pamela Brodie		✓		
James Cloud		✓		
James Diehl		✓		
Richard Eliason		✓		
Donna Fischer		✓		
John French		✓		
<del>Paul V. Gavera</del>				
James King		✓		
Richard Knecht				✓
Vern C. McCorkle		✓		
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon		✓		
Charles Totemoff				✓
Llewellyn W. Williams Jr.		✓		

Failed

Moved by McBurney  
Second by Cloud

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Sockeye Salmon Program

Approve 95255

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews		✓		
Pamela Brodie		✓		
James Cloud	✓			
James Diehl		✓		
Richard Eliason	✓	<del>✓</del>		
Donna Fischer		✓		
John French	✓			
<del>Paul V. Gavora</del>				
James King		✓		
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon		✓		✓
Charles Totemoff				✓
Llewellyn W. Williams Jr.		✓		

Failed

6

~~7~~

moved by McBoney  
second by Cloud



# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Other Fish/Shellfish Projects  
NO ACTION TAKEN

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews				
Pamela Brodie				
James Cloud				
James Diehl				
Richard Eliason				
Donna Fischer				
John French				
<del>Paul V. Gavora</del>				
James King				
Richard Knecht				✓
Vern C. McCorkle				
Gerald McCune				
John McMullen				
Brad Phillips				✓
John Sturgeon				
Charles Totemoff				✓
Llewellyn W. Williams Jr.				

*unanimous*

*moved by Williams  
second by Brodie*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Marine Bird/Forage Fish Interaction

Approve Work Group revisions of all projects - endorse

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

passed

↓ an ecosystem approach to these studies, place a cap of \$1,400,000 on these studies, note that seabird studies are important outside PWS, but that is a good place to start. (include isotope work) (13) moved by King, SECOND ANDREWS

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Other Marine Bird Projects

Approve 95038, 95041, 95042

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

unanimous  
passed

moved by King  
second by Williams

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Nearshore ecosystem studies  
Defer action, endorse formation of a nearshore ↓

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French				
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

Unanimous  
passed

↓ packet of projects with a  
\$1,000,000 cap, stuff to  
send around to PAG for  
review

moved by Williams  
second by Andrews

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Intertidal/subtidal Community Structure  
Approve 95009D, 95086C, 95106

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed*

*moved by Williams*  
*Second by French*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Intertidal/subtidal

Approve 95086 A

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews				
Pamela Brodie				
James Cloud				
James Diehl				
Richard Eliason				
Donna Fischer				
John French				
Paul V. Gavora				
James King				
Richard Knecht				
Vern C. McCorkle				
Gerald McCune				
John McMullen				
Brad Phillips				
John Sturgeon				
Charles Totemoff				
Llewellyn W. Williams Jr.				

Die'd for lack of second

moved by Williams  
second by

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Inter tidal / sub tidal

The sense of the PAG is that a more tightly knit

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavera</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

passed unanimous

inter tidal project be  
prepared for funding  
in the future.

moved by French  
second by King

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Marine Mammal Ecosystem Studies  
Approve 95001 and 95117-BAA and 95064

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed unanimously*

*moved by Williams*  
*unanimous*



# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: marine mammals

Approve 95013 and 95014

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓	<del>✓</del>		
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune				✓
John McMullen				✓
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed*

*moved by French  
second by Diehl*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Oil Toxicity Projects

Approve 95026, ~~95027~~, 95290

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	L			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl			✓	
Richard Eliason	L			
Donna Fischer	✓			
John French	L			
<del>Paul V. Gavora</del>				
James King	L			
Richard Knecht				✓
Vern C. McCorkle	L			
Gerald McCune	✓			
John McMullen	L			
Brad Phillips				✓
John Sturgeon	L			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	L			

*passed*

*moved by Williams  
second by Andrews*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Oil Toxicity

Approve 95027 with local involvement

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl			✓	
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
Paul V. Gavora				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed*

*Moved by French  
Second by Benton*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Oil Toxicity  
Approve 95090 and 95266

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
Paul V. Gavora				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon				✓
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

~~Failed due to lack of second~~  
Passed

Moved by Williams French  
Second by McCorkle

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-12-94

Issue: Ims project ~~# 9599~~ notebook project  
(attached resolution)

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune		✓		
John McMullen		✓		
Brad Phillips		<del>✓</del>		✓
John Sturgeon	✓			<del>✓</del>
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

passed

10

3

moved by Andrews  
Second by ☒ French

24

~~DRAFT~~

RESOLUTION

Passed

10-3

of the

*Exxon Valdez Oil Spill Trustee Council*  
PUBLIC ADVISORY GROUP

The *Exxon Valdez Oil Spill Trustee Council Public Advisory Group (PAG)* has been presented with information concerning the proposed research infrastructure improvements proposed for development in Seward and affiliated with the Institute of Marine Science as reflected in the Project Description and Supplemental Materials (September 26, 1994).

Based on the information presented at its October 13, 1994 meeting and the prior briefings regarding the project, the PAG expresses its general support for the proposed facility with the recognition that the proposed research infrastructure would make an important contribution to the restoration mission of the Trustee Council. While recognizing that there remain a number of issues that must be addressed to ensure that the proposed project can be successfully implemented, the PAG is supportive of development of the proposed facility in Seward.

Issues of particular concern include the following:

- the management structure of the proposed facility and the need to clearly identify the role of the University of Alaska as it relates to the future use and management of the facility;
- that the membership of the governing board of the facility be constituted in a manner that includes the financial and technical expertise needed to successfully implement the project as well as to appropriately represent interests from throughout the spill area;
- the role of the University of Alaska in the project with particular concern regarding the need to ensure that the University does not incur significant new operational cost liabilities at a time of declining funding resources;
- a need to ensure that future Trustee Council project funding is appropriately balanced between on-going, field-based ecosystem research efforts and the new laboratory-based research efforts that the proposed facility would support;
- the need to reduce or eliminate to the extent possible the capital and operational cost risks associated with the project to ensure successful implementation and operation of the facility;
- future Trustee Council projects using the proposed facilities will not be given priority over other projects based on the location of the project activities.

~~DRAFT~~

~~DRAFT~~

- the city of Seward affordable
- ~~a need to~~ ensure that adequate housing resources are available to the researchers and other individuals who would use the facility; and
  - the need to name the project in a manner that accurately reflects the facility's relationship with the University of Alaska, School of Fisheries and Ocean Sciences.

In adopting this resolution, the PAG expresses its support for this project and asks that these issues and concerns be considered and addressed as the Trustee Council moves forward with the project.

October 13, 1994

~~DRAFT~~

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Archaeology Projects  
NO ACTION TAKEN

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews				
Pamela Brodie				
James Cloud				
James Diehl				
Richard Eliason				
Donna Fischer				
John French				
<del>Paul V. Gavora</del>				
James King				
Richard Knecht				✓
Vern C. McCorkle				
Gerald McCune				
John McMullen				
Brad Phillips				✓
John Sturgeon				<del>AB</del>
Charles Totemoff				✓
Llewellyn W. Williams Jr.				

moved by  
second by



# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Habitat Protection / Acquisition  
Approve 95126 and 95505 B

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer		✓		
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

passed

12 1

moved by Brodie  
seconded by Williams

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Habitat Protection/Acquisition

Approve 95058

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓			
James Diehl		✓		
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

passed

11

2

moved by McBurney  
second by French

29

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Habitat Protection / Acquisition

PAG requests that the Trustee Council provide mor

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
Paul V. Gavora				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

unanimous

moved by Benton  
second by Andrews

30

✓ involvement for the  
PAG in the habitat  
acquisition/protection proce.

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Recreation Projects  
NO ACTION TAKEN

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews				
Pamela Brodie				
James Cloud				
James Diehl				
Richard Eliason				
Donna Fischer				
John French				
<del>Paul V. Gavora</del>				
James King				
Richard Knecht				✓
Vern C. McCorkle				
Gerald McCune				
John McMullen				
Brad Phillips				✓
John Sturgeon				
Charles Totemoff				✓
Llewellyn W. Williams Jr.				

moved by  
second by

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Subsistence Projects

Approve 95279

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

Passed  
unanimous

moved by French  
second by Diehl

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Note:

These projects were  
voted on singly

Date: 10-13-94

Issue: Subsistence Projects

Approve 95052, 95131, 95138, 95244, 95272 and the:

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews		opposed	95244	
Pamela Brodie		opposed	95138 +	95272
James Cloud				
James Diehl				
Richard Eliason				
Donna Fischer				
John French				
<del>Paul V. Gavora</del>				
James King				
Richard Knecht				✓
Vern C. McCorkle				
Gerald McCune				
John McMullen		opposed	95138	
Brad Phillips		opposed	95138	✓
John Sturgeon		opposed	95131	
Charles Totemoff				✓
Llewellyn W. Williams Jr.				

All passed

↓ the trustee Council look at funding  
these projects and try to resolve  
legal questions on the other  
subsistence projects and work  
with DCRA in developing them.

moved by French  
second by Williams

(33)

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Reducing Marine Pollution  
Approve 95115 and 95417

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed*

*moved by Andrews*  
*second by McBurney* 34

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Misc. Research Projects  
NO ACTION TAKEN

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews				
Pamela Brodie				
James Cloud				
James Diehl				
Richard Eliason				
Donna Fischer				
John French				
Paul V. Gavora				
James King				
Richard Knecht				
Vern C. McCorkle				
Gerald McCune				
John McMullen				
Brad Phillips				
John Sturgeon				
Charles Totemoff				
Llewellyn W. Williams Jr.				



# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94 Monitoring,  
Issue: Misc. Research Projects  
App. 95029

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavera</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon				✓
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*passed  
unanimous*

*Moved by King  
Second by Andrews*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Acquisition and ownership decisions for property be subject to the same financial

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews		✓		
Pamela Brodie		✓		
James Cloud	✓			
James Diehl		✓		
Richard Eliason	✓			
Donna Fischer	✓			
John French		✓		
<del>Paul V. Gavora</del>				
James King		✓		
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune		✓		
John McMullen		✓		
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

Failed

6 7  
Support considerations as  
any other projects,

Moved by Benton  
Second by Williams

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Admin / Science / Info

Approve 95089

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud	✓			
James Diehl	✓			
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

*unanimous*

*moved by Brodie  
second by King*

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: MISC, General Restoration Projects

PAG support portion of 95141 for conversion of roads

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie	✓			
James Cloud		✓		
James Diehl	✓			
Richard Eliason				
Donna Fischer		✓		
John French	✓			
<del>Paul V. Gavora</del>				
James King		✓		
Richard Knecht				✓
Vern C. McCorkle		✓		
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon		✓		
Charles Totemoff				✓
Llewellyn W. Williams Jr.		✓		

Fails

5 6 6  
but not for management  
of the park

moved by French  
Second by Brodie

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Restoration Reserve

Approve 95424 with a total of \$24 million

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓			
James Diehl		✓		
Richard Eliason	✓			
Donna Fischer		✓		
John French		✓		
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune		✓		
John McMullen		✓		
Brad Phillips				✓
John Sturgeon		✓		
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

Failed

6

7

move by Williams

second by King

40

# Exxon Valdez Oil Spill

## Public Advisory Group Voting Record

Date: 10-13-94

Issue: Restoration Reserve

Approve 95424 - PAG heartily endorses the

Name	YES	NO	ABSTAIN	ABSENT
Rupert Andrews	✓			
Pamela Brodie		✓		
James Cloud	✓			
James Diehl		✓		
Richard Eliason	✓			
Donna Fischer	✓			
John French	✓			
<del>Paul V. Gavora</del>				
James King	✓			
Richard Knecht				✓
Vern C. McCorkle	✓			
Gerald McCune	✓			
John McMullen	✓			
Brad Phillips				✓
John Sturgeon	✓			
Charles Totemoff				✓
Llewellyn W. Williams Jr.	✓			

continued \$12 million and that the trustee Council consider depositing a larger amount,

moved by French  
second by Williams

17.2.15.17  
(as adopted)

## RESOLUTION

of the

Exxon Valdez Oil Spill Trustee Council  
PUBLIC ADVISORY GROUP

RECEIVED  
NOV 08 1994

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL  
ADMINISTRATIVE RECORD

The Exxon Valdez Oil Spill Trustee Council Public Advisory Group has been presented with information concerning the proposed research infrastructure improvements proposed for development in Seward and affiliated with the Institute of Marine Science as reflected in the Project Description and Supplemental Materials (September 26, 1994).

Based on the information presented at its October 13, 1994 meeting and the prior briefings regarding the project, the PAG expresses its general support for the proposed facility with the recognition that the proposed research infrastructure would make an important contribution to the restoration mission of the Trustee Council. While recognizing that there remain a number of issues that must be addressed to ensure that the proposed project can be successfully implemented, the PAG is supportive of development of the proposed facility in Seward.

Issues of particular concern include the following:

- the management structure of the proposed facility and the need to clearly identify the role of the University of Alaska as it relates to the future use and management of the facility;
- that the membership of the governing board of the facility be constituted in a manner that includes the financial and technical expertise needed to successfully implement the project as well as to appropriately represent interests from throughout the spill area;
- the role of the University of Alaska in the project with particular concern regarding the need to ensure that the University does not incur significant new operational cost liabilities at a time of declining funding resources;
- a need to ensure that future Trustee Council project funding is appropriately balanced between on-going, field-based ecosystem research efforts and the new laboratory-based research efforts that the proposed facility would support;

- future Trustee Council projects using the proposed facility should not be given funding priority over other proposed projects based on the location of project activities;
- the need to reduce or eliminate to the extent possible the capital and operational cost risks associated with the project to ensure successful implementation and operation of the facility;
- the City of Seward ensure that adequate, affordable housing resources are available to the researchers and other individuals who would use the facility; and
- the need to name the project in a manner that accurately reflects the facility's relationship with the University of Alaska, School of Fisheries and Ocean Sciences.

In adopting this resolution, the PAG expresses its support for this project and asks that these issues and concerns be considered and addressed as the Trustee Council moves forward with the project.

October 13, 1994

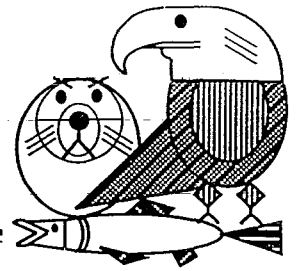


# Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



## AGENDA

EXXON VALDEZ OIL SPILL SETTLEMENT

TRUSTEE COUNCIL

NOVEMBER 2 & 3, 1994 @ 10:00 A.M. -- ANCHORAGE

DRAFT

RECEIVED  
NOV 24 1994  
5:56 am  
DRAFT

Trustee Council Members:

PHIL JANIK  
Regional Forester  
Alaska Region  
U.S. Department of Agriculture-Forest Service

BRUCE BOTTELLO / CRAIG TILLEY  
Attorney General / State Representative  
State of Alaska/Representative

GEORGE T. FRAMPTON, JR.  
Assistant Secretary for Fish, Wildlife & Parks  
U.S. Department of the Interior

STEVE PENNOYER  
Director, Alaska Region  
National Marine Fisheries Service

CARL L. ROSIER  
Commissioner  
Alaska Department of Fish & Game

JOHN A. SANDOR  
Commissioner  
Alaska Department of Environmental  
Conservation

1. Call to Order 10:00 a.m.
  - Approval of Agenda
  - Order of the Day
  - Approval of October 5, 1994 Meeting Notes
2. Public Advisory Group Report - Donna Fischer, Vice-Chair
3. Executive Director's Report - Jim Ayers
  - Administration & Public Information
    - Financial Report
    - Investment Options
    - Overview of EIS & Restoration Plan Process
    - Public Outreach
  - Research, Monitoring & General Restoration
    - Overview of FY95 Work Plan Process
    - Adaptive Management Process
    - 1994 5th Anniversary Forum & Science Workshop Proceedings
  - Habitat Protection & Acquisition
    - Small Parcel Evaluation Report
    - Large Parcel Report, Including Supplemental Evaluations
    - Appraisal Process Report

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

Public Comment 11:30 - 12:30 p.m.

Working Lunch 12:30 - 1:00 p.m.

**Action Items:**

**DRAFT**

4. Restoration Plan

5. Investment Strategy

6. Habitat Acquisition

We anticipate having action requested for the following:

- Old Harbor
- Akhiok-Kaguyak
- Kodiak Island Borough - Shuyak Island
- Chenega

7. Institute of Marine Science Infrastructure Improvements

8. FY95 Work Plan

Adjourn

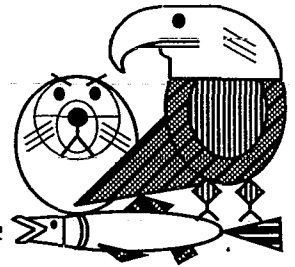
If the meeting extends to November 3, it will begin at 8:30 a.m.

# 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



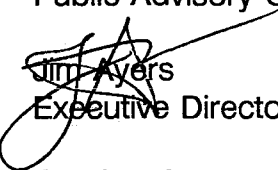
## MEMORANDUM

RECEIVED  
NOV 08 1994

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL  
ADMINISTRATIVE RECORD

**TO:** Trustee Council Members

**FROM:** Public Advisory Group Members

**THROUGH:**   
Executive Director

**DATE:** October 25, 1994

**RE:** PAG issues

The Public Advisory Group requested that I forward on to you a list of issues that individual PAG members have noted as issues to be brought before the Trustees and any newly appointed PAG members. The PAG chose not to identify a group of "consensus" issues. Rather, they wished these letters to be packaged as "individual" comments.

Trustee Agencies

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

# Sierra Club

Alaska Field Office

241 E. Fifth Avenue, Suite 205, Anchorage, Alaska 99501

(907) 276-4048 • FAX (907) 258-6807



by Wilbur Mills

October 12, 1994

Exxon Valdez Oil Spill Trustee Council

645 G Street

Anchorage AK 99510

Attn: Molly McCammon

RE: PAG member list of "issues of concern"

Dear Members of the Trustee Council,

First, I would like to thank the Trustee Council, once again, for allowing me to represent the Environmental community on the Public Advisory Group for the last two years.

I would also like to express my appreciation to the Trustee Council and to Jim Ayers and Molly McCammon for the considerable improvements they have brought to the complex process of managing the oil spill restoration activities. I commend Jim and Molly for (under your direction) increasing the involvement and influence of independent scientists; organizing restoration planning around a mission, goals, and questions to be answered; making the Workplan goals more clear for 1995 than past Workplans; meeting an ambitious schedule of deadlines; and improving the efficiency and cost effectiveness of administration.

I do still have many, many concerns about issues which I believe need to be improved. These comments are intended as suggestions for ways to continue and expand the recent improvements.

## Habitat acquisition:

Appraisal process -- I have long stated that I feared the Trustee Council's procedures make habitat acquisition extremely and unnecessarily difficult. The supposed legal constraints on offering less than fair market value, combined with the Trustee Council's policy against offering more than fair market value, give the Trustees and land owners no room to negotiate. Land appraisal -- always more an art than a science, in my experience -- is extraordinarily arbitrary when there are few if any comparable land sales. The lands which the Trustees are considering are unique; there is no real precedent of non-government sales of this magnitude for similar land. The appraised values will necessarily be arbitrary, and may be

contrary to common sense. The Trustees and land owners need room to negotiate. The Trustees should revoke their policy against paying more than the appraised value. They should also get their attorneys to take another close look at whether it is really illegal to offer less than appraised value. (I can understand why this would be illegal for condemnation, but I do not understand why a condemnation statute should apply to negotiations with a willing seller.)

PAG involvement -- There is adequate information available about the various parcels that have been evaluated for acquisition. Unfortunately, the repetition of misinformed complaints (about bark beetles, alleged lack of justification, supposed lack of clarity about ownership and management of acquired lands) makes it clear that some PAG members do not adequately understand the process. While it would be useful to rectify this in the next PAG term, habitat acquisition is far too important and has far too much public support to be delayed until next year. The Trustee Council should proceed on its schedule to complete land deals before the end of the Hickel Administration.

#### Public Advisory Group:

Accountability -- I believe that members of the PAG should be held to some standards of accountability. If the alternates have been attending more often than the members, then it is the alternates who should be appointed to the seats. More importantly, PAG members should be held accountable for communicating with the members of the interest group they are supposed to represent. Some members are very conscientious about this; others clearly are not. Perhaps PAG members should be required to report on who are the members of their interest group, and on the methods they use to communicate with them. If finances are an impediment to communications, the Trustee Council should make funding available. (This should not be a routine reimbursement, and I do not request it for the Environmental seat.)

Size -- The Trustee Council should consider reducing the size of the PAG to save money and facilitate group process.

Lobbying -- The PAG has a record of supporting virtually any project for which someone makes a presentation. There have been numerous cases in which we have opposed a project, only to reverse our position after the agency representative or project booster rushes in to make his case. We are push-overs. We only receive supporting information on these projects. We need (and the Trustees also need) hard-hearted Office-of-Management-&-Budget-types to clue us in if projects are overpriced or of questionable value.

Administration:

Costs -- Jim and Molly have made considerable progress in cost reductions, and I am glad they are dedicated to further cost cutting. Some areas which I find disturbing are the cost of the library (an average of \$100 per public inquiry) and excessive travel by some staff members. If no members of the Trustee Council actually read PAG transcripts, then the transcribing should be discontinued. The cost of printing large public documents (such as the annual workplans) could be reduced by sending a notice to the mailing list in advance of publication with a return form for people to send back if they want to receive the document.

Accounting for past expenditures -- three years after the settlement, it still remains a great mystery how the pre-settlement money was spent. We not only do not know the specifics -- we do not even know the generalities. Of the approximately \$300 million spent so far, how much has been spent on science, how much on clean-up, how much on attorneys, etc.?

Science projects:

Long term funding -- the level of funding should not drop off precipitously when use of the reserve begins in 20001. Instead, science funding should be reduced gradually each year until it naturally flows into the level available from the reserve fund.

Seward Marine Institute -- Government should not be taking "leaps of faith" with public funds. Alaska is already burdened with a vast and glamorous infrastructure which our small population cannot possibly maintain as oil dollars diminish. Certainly, a new world-class facility would be exciting. But we are a population of only half a million people, and we already have marine science institutes in Kodiak and Cordova, as well as university and college campuses all over the state. At current funding levels, UAF cannot even open some of the buildings it has already built. We should not use public funds to expand Alaska's overgrown research infrastructure. (It is my understanding that the Monterey Bay Aquarium, a model for the planned Seward Institute, was built with private foundation funds.) Although supporters assert that a new institute will benefit research, nobody has even attempted to claim that the benefits are worth the whopping cost of the facility. Also, we have been told that the Seward Institute will "generate more research." As someone who has followed the Trustees' annual workplan process, I believe we need to find ways to limit rather than to generate research appetites. This capital expenditure is an inappropriate and probably illegal use of settlement funds.

EVOS Trustee Council  
October 12, 1994  
Page 4

Inappropriate projects -- Most of the 1995 Workplan projects are probably innately worthwhile and would advance the level of knowledge of humankind. However, no matter how worthy the research, it is not legal to use Exxon Valdez oil spill restoration funds except for Exxon Valdez oil spill restoration. The Trustees must be vigilant in resisting the temptation to use these funds to replace or supplement agency budgets for normal agency functions. Similarly, pure science is great -- but it should be funded through universities and research institutes. Oil spill funds should go towards restoration. They should go towards research only if it will provide answers that enable the Trustees to better restore Exxon Valdez oil spill injuries.


Monitoring -- I am glad to see that there is finally the beginning of a plan for how frequent monitoring should be. However, there is no explanation for why particular species need to be monitored at particular frequencies. Monitoring projects are, unfortunately, very expensive.

Timber availability:

Seward saw mill -- I would like to take this opportunity to respond to a misunderstanding expressed by a PAG colleague in his comment letter. Mr. James L. Cloud blames the closure of the Seward saw mill and the lack of locally milled lumber on a "lack of timber," and worries that habitat acquisition will exacerbate this problem. As a matter of fact, there is currently a huge boom in logging on the Kenai Peninsula. Any visitor to the Homer Spit can see mind-boggling stacks of logs, alongside a veritable mountain of wood chips -- all awaiting the frequent ships that export them to the Orient. Unfortunately for the mill and the local lumber supply, the Native Corporation forest owners find it considerably more profitable to export raw logs and chips than to sell their logs to local mills. (Contrary to popular belief, by the way, wood chipping is a value-subtracted industry. Because logging in Southcentral Alaska is highly mechanized, the cutting and transport of raw logs provides few jobs. Production and transport of chips, however, provides even fewer and less skilled jobs.) The Seward saw mill is a casualty not of government policy, but of a global free market economy.

Thank you very much for your attention to this long letter.

Sincerely,



Pamela Brodie  
PAG Environmental Representative

**Kimberley Benton  
621 West 90th Avenue  
Anchorage, Alaska 99515  
(907) 522-2163**

October 18, 1994

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

Dear Jim:

As two years of participation on the Exxon Valdez Oil Spill Public Advisory Group comes to an end, I would like to pass along the following issues for your consideration:

**1) INCREASE PAG HABITAT PROTECTION PROCESS INVOLVEMENT**

The PAG has received numerous presentations on the Seward Center under the guise of this being a "big ticket item", and yet the PAG receives little if any opportunity for involvement in the habitat protection process, which is the single largest budgeted area. The PAG is comprised of representatives from diverse interest groups that could bring great benefits to the habitat protection process. But, perhaps most importantly, greater PAG involvement will diminish the perception of the habitat protection process being a closed process that only a select few outside of the Trustee Council may participate in.

**2) BROADEN HABITAT PROTECTION MEASURES**

Steps have been taken toward obtaining a broadening of habitat protection measures through the landowner's assistance project listed in the 1995 Work Plan. While it has often been said that there is a menu of options available for habitat protection, the only entree selected to date has been habitat acquisition. Broadening the selection of protection measures could help reach the goal of restoration with fewer funds than outright acquisition. Where can you receive the greatest restoration for your habitat protection dollar? This is a question that may best be answered by broadening the protection measures that are available to choose from.



EVOS PAG  
10/18/94  
Page 2

### 3) MAKE SCIENCE AVAILABLE TO THOSE WHO CAN USE IT

Millions of EVOS dollars have been spent on research and yet the people who have access to this research are a fairly select group. Making the research and subsequent findings available to those who can use it (landowners, timber owners, fishing groups, governmental agencies not directly working on EVOS issues...) could greatly assist in the restoration process.

### 4) RE-EXAMINE FAIR MARKET VALUE APPRAISAL PROCESS

A comment heard often lately from those involved in the habitat protection process is frustration over the new appraisal process. Fair market value is a very difficult number to obtain. Fair market value without public interest is even more difficult. Some areas that have been identified as being of high value to restoration may be lost if fair market value as it is presently outlined is utilized. A re-examination of this process with landowners, timber owners and Trustee Council staff would be beneficial.

### 5) DEMAND FISCAL RESPONSIBILITY ON ALL PROJECTS- INCLUDING HABITAT ACQUISITION

Habitat acquisition is a key component in the restoration process. Large dollar amounts are targeted to be spent on acquiring lands with ownership going to either the state or federal government. But should either of these entities become owners of additional lands if they cannot prove their ability to maintain them? While 1995 Draft Work Plan project 95141 Afognak Island State Park Interim Support received a low priority ranking and is not likely to be funded, it raises a greater question. If we are concerned about long term maintenance costs of other projects such as the Seward Center and the Alutiiq Archeological Repository, shouldn't we be concerned with the maintenance costs of lands acquired also? If the Seward Center could not demonstrate its ability to support itself, it very likely wouldn't be funded. And yet, many of the areas presently being considered for acquisition are hoped to go to the State of Alaska, who could not support the most recent parcel acquired. Whoever receives ownership of these lands should be held to the same degree of responsibility that all other projects are held to. And, if maintenance is to be part of the cost for acquisition, it should be discussed before, not after, a purchase has occurred.

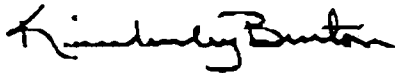
EVOS PAG  
10/18/94  
Page 3

#### 6) MAKE THE SYSTEM MORE USER FRIENDLY

The EVOS system is extremely complex, even for those involved in it on a regular basis. While this may be seen as a benefit to some of those who are inside the system, it is certainly no benefit to anyone who is not. When Trustee Council meetings were first held at the Egan Center, even with extra chairs being brought in to accommodate those wanting to participate, people standing lined the walls. During the teleconference, those commenting from around the state were greater in number than there was time available. Now the chairs are filled with agency personnel working on projects and a just handful of others. The teleconferences have no one on line to testify. Not only has the system become difficult for users, there is no one wanting to use it. Apathy is a natural reaction that occurs when people feel they have no way to participate or their participation has no influence. The first step in making the EVOS system more user-friendly involves an active effort to let people know they can make a difference.

I have appreciated the opportunity to be a part of the Public Advisory Group and I thank you for your invitation to comment on our areas of concern.

Sincerely,



Kimberley Benton  
PAG Alternate  
Forest Products

P.O. Box 868  
Girdwood Ak. 99587  
9-8-94

Molly McCammon, Director of Ops.  
EVOS Restoration Office  
645 G Street, Suite 401  
Anchorage, AK 99501

Molly McCammon:

During the past two years, I have learned much about the damages to and the restoration of Prince William Sound in this post oil spill era. I volunteered for a position on the PAG to learn these things, but in the process of informing myself I have learned even more.

In the past year I have witnessed the transformation of an agency generated structure into something with so much input from the public, from private researchers, and from government agency personnel that the collective input when ranked and presented in open forums by experts and private citizens cannot be ignored. The infrastructure set up by Jim Ayers' team has been impressive and effective. The 1995 Draft Work Plan is the proof of the pudding.

The next phase of carrying this draft Work Plan, with all its competing proposals, to fruition is daunting.

My chief concern is that the EVOS settlement not be used to create an agency driven research juggernaut that arbitrarily displaces local private researchers from their historical roles. If settlement funds are used to build a research center in Seward, then how much say will state and federal agencies have in the allocation of research funds from settlement monies?

Right now I am very happy with the layers of accountability that Jim Ayer's team has built into the research proposals. I hope that private entities will continue to be involved in future proposals, because the quality of the 1995 Draft Work Plan has been greatly enhanced by their participation. It is important that the best of these private parties now participate in the actual projects to ensure their future involvement in the restoration process.

Please keep up the good, although difficult work. You have my greatest appreciation.

Sincerely,

James A. Diehl,  
recreational users

# MARY L. McBURNEY

---

1919 Spenard Road  
Anchorage, Alaska 99503

DATE      October 13, 1994  
TO        Molly McCammon, Director of Operations  
RE        Comments on EVOS process

I'm generally pleased with the reorganization of the EVOS process and the new emphasis on ecosystem based research, however I have the following concerns:

1 — In many cases, legal issues have not been addressed in a timely manner — the most recent example being the "legal issues" confounding workplan projects involving hatcheries. While there may be legitimate legal questions surrounding hatchery projects, the nature and extent of these concerns have not been communicated to the public or to the authors of the proposals.

The shadowy nature of "legal issues" has given the appearance of an easy out for Trustee Council members and staff who do not wish to address specific projects or deal with politically difficult issues. The PAG ran up against this wall regarding the question of using settlement money to establish an endowment.

This issue could be best addressed by providing the public with legal opinions in a timely manner. If there are difficulties in obtaining a definitive opinion, a draft opinion with appropriate caveats should be provided along with updated information or revisions as they become available.

At no time should the public be told that there are legal questions surrounding an issue without providing a reasonable description and explanation of the concerns.

2— The current policy regarding timber appraisals should be made more flexible. The Trustees should be allowed more room to negotiate with willing sellers rather than being stuck with the limitations imposed by the "fair market value" standard.

RECEIVED  
SEP 01 1994

RUPE ANDREWS  
9416 LONG RUN DRIVE  
JUNEAU, AK 99801

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL

August 29, 1994

Ms. Molly McCammon  
Director, Operations  
EVOS-PAG  
645 G Street , Suite 401  
Anchorage, AK 99501-3451

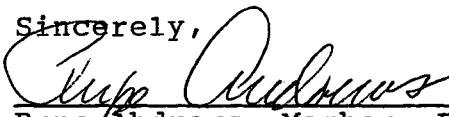
Dear Molly:

Re the last PAG meeting, members of PAG were requested to compile issues that they consider important and submit them to you by September 1. I would like to put forth the following notion for consideration by the Trustees if and when the opportunity may occur. I propose that the Karluk River on Kodiak be considered for purchase as replacement for lost angling opportunities due to the oil spill in PW Sound. The past two years I have seen that anglers and sport hunters essentially will derive little consideration from the oil spill settlement unless there is the chance to purchase a system such as the Karluk River to replace lost angling opportunities.

I am aware that this river is not on any list by the land owners for possible purchase. The Karluk has only been vaguely discussed by some of the trustees and some trustees may not have heard of the river. Arguably, the Karluk is the best wild, steelhead stream left in North America. It should be in public domain and under the protective land classification of the Kodiak Bear Refuge. If the land owners are reluctant to sell then public access and a mutual land management plan should be explored, ie., less than fee simple purchase.

I have no alternative options for sport anglers of lasting benefit. The Karluk River is priceless for the recreational benefits that it offers to sport anglers and worthy of discussion at the October PAG meeting.

Sincerely,



Rupe Andrews, Member, EVOS-PAG  
Sport Fishing-Sport Hunting Representative

RECEIVED

AUG 15 1994

To: Doug Mutter, PAG Fed. Officer  
Fr: Jim King, PAG Conservation Member  
Sub: EVOS Settlement Issues, 1994

8/12/94  
VALDEZ OIL SPILL  
TRUSTEE COUNCIL

Herewith some of the issues I would like to see discussed at the October PAG meeting. I hope they are useful questions. It is an incomplete list and I trust those more knowledgeable will articulate issues for fisheries, archeology, recreation and so forth.

1) Good conservation dictates sustained yield where possible. Should that concept be applied to Settlement funds and a major portion be used for long term/permanent resource enhancement rather than for short term restoration efforts? Yes! Maybe! No!

2) Some elements of the ecosystem can easily be classed as restored, some elements unrestored and some elements in need of long term scrutiny to determine what restoration effort is needed. Should the ecosystem rather than a collection of some of its parts be recognized as the damaged resource? Yes! Maybe! No!

3) Can the "ecosystem approach" to restoration really be achieved by the current program of invited proposals rather than through a coordinated assault by a well directed team? Yes! Maybe! No!

4) Two thirds of respondents to the "EIS brochure" favored establishment of a permanent endowment with some of the Settlement money in hopes of eventually achieving resource enhancement? Should the Trustee Council request that the federal solicitors try to find a way to accommodate this majority interest? Yes! Maybe! No!

5) Would it be better to modify and perfect existing bureaucracy, for instance the University of Alaska Foundation, to manage an EVOS endowment rather than invent a new organization? Yes! Maybe! No!

6) Establishing permanent academic chairs with responsibility for developing an understanding of the ecology of the major damaged resources through graduate study projects would produce peer reviewed publications and EVOS area trained scientists as well as good science. Would endowed chairs ultimately provide greater public benefit than contract research? Yes! Maybe! No!

7) Though tempting, is it appropriate for agencies to try to compensate for declining budgets by appealing for EVOS money to fulfill legislative mandates for resource monitoring and research? Yes! Maybe! No!

8) There are clearly conflicts between the 1971 Alaska Native Claims Settlement Act and the 1980 Alaska National Interest Lands Conservation Act. Is it appropriate or even possible for the Trustee Council to try and moderate any of these Congressionally created problems with EVOS Settlement funds? Yes! Maybe! No!

9) Where habitat protection is the objective the public interest and long term restoration goals can best be served by fee simple purchase. Yes! Maybe! No!

10) Everyone agrees birds, some of which have an ecosystem that spans North and South America or the entire Pacific Ocean, suffered major losses from EVOS but because there was very little pre spill data it is difficult or impossible to determine what the losses were and whether restoration is being achieved. There has been very little effort so far on behalf of the birds. The Trustee Council should review restoration policies which were largely conceived to help better understood resources and see if there may be some innovative ways to do something for birds. Yes! Maybe! No!

11) Is there a danger that in 2001 and beyond there will be a public perception that the resources largely recovered on their own, special interests got the money and society benefitted very little from the EVOS Settlement? Yes! Maybe! No!

Jim King

September 1, 1994

Exxon Valdez Oil Spill Trustee Council  
645 G. Street  
Anchorage, Alaska 99501

ATTENTION: Jim Ayers, Executive Director

Dear Jim:

While reading the Ecosystems based restoration proposals, and the large dollar amounts which accompany them, sitting through the work session and watching the evaluations of the proposals. I feel with the draft restoration plan and the scientific team, we are almost on the right track. We know not everyone will be satisfied, but at least it's a step in the right direction.

The Public Advisory Group recognized the need for proper direction; it was also our feeling we were not getting the proper recognition or included in the process. I can now see this is beginning to change. I do feel, although we are only in an advisory position and are the representatives of the citizens of Alaska; that needs to continue. I feel Director Ayers is taking very careful long strides to get things lined up properly and efficiently.

I agree with the rest of PAG members, we need an endowment/reserve for future generations of research.

Address, City, State ZIP



I also agree with some that trying to purchase habitat is not the answer either. With the spruce Bark Beattle infesting the timbers in PWS, are we not purchasing dead forest that cannot serve as habitat anyway?

The Public has been very disallusioned on how the Exxon funds have been spent and everyone sees the dollar as something they should have in their area or organization.

With this new team, I believe things will go in a better direction, cost, effectiveness and damage will be the major components. At this point I believe we can endorse what Jim Ayers is trying to accomplish, express our concerns, support and work with him.

The draft restoration plan at least is something to work with and does provide long term guidance, I encourage endorsing the concept of it for right now.

Recreation has increased because of the spill, there are more businesses for recreation in PWS than ever before. This area will continue to grow. Significant earnings are really being made here.

The Native concerns, ideas and history should be a priority, lessons of the past and into the future will give us a better understanding of the Sound. But we must ask and then we must listen to the answers...if so, everyone will understand and learn.

I am looking forward to the future years of serving on the Public Advisory Group with most of the same people that have been here. It's been an honor.

Respectfully,

Donna M. Fischer  
Co-Chair, Public Advisory Group

James L. Cloud  
P O Box 201014  
Anchorage, AK 99520-1014

RECEIVED  
OCT 12 1994

To: Brad Phillips, Chairman  
From: Jim Cloud, PAG Member - Public At Large  
Subject: Comments on EVOS Trustee Council Issues

Date: 10/9/94

EXXON VALDET OIL SPILL  
TRUSTEE COUNCIL

At the last meeting we were requested to summarize issues that we believe to be important to the Trustee Council rehabilitation efforts and to comment on those issues.

## 1. Habitat Protection

I continue to be troubled with the manner in which "Restoration" by way of habitat protection is carried out through acquisition of land which is then turned over to either a State or Federal land manager/owner. The method used to evaluate private land parcels for "protection", i.e., "High, Moderate, or Low" makes no direct link to a specific injured resource or to a lost resource or service. The method merely identifies species or services which may occupy habitat located on the parcel, unrelated to condition of the species and the reason for the condition.

Accordingly, we have no way of knowing how many times over the trustees may be replacing a particular lost resource or service, or how many times over the trustees may be providing habitat protection for a certain injured resource (species).

The use of other methods of protecting or enhancing habitat to facilitate the recovery of injured or lost resources has been conspicuously absent from the habitat protection efforts. Only lip services has been given to land management agreements, term leases and land trades. Virtually no land management tools have been applied to government owned and managed land to improve habitat for injured resources, even though most of the land in the spill affected area is owned by government. Thousands upon thousands of acres of timber uplands are being ravaged by spruce bark beetle changing drastically the habitat supposedly needed by resources that have been injured by the spill.

In the absence of a clear and quantifiable link to a specific injured resource or service, or replacement thereof, or better management of government owned land to enhance habitat needed by injured resources; the trustees may be viewed as simply buying land to increase the amount of government owned acreage throughout the spill affected area.

## 2. Lost Services

The efforts of the Trustee Council to protect habitat have caused injury and may be causing the loss of natural resource services to consumers in Southcentral Alaska. With the

closure of the Seward lumber mill due to a lack of timber, consumers in Southcentral Alaska no longer have locally milled lumber to be used in their building. Virtually all of lumber used in home building must be imported from the lower 48 and Canada.

To the extent that the actions of the Trustee Council to purchase commercial timberlands and remove them from harvest has contributes to the reduction of the availability of lumber or other forest products available to consumers at a reasonable price, the Trustee Council is causing an injuring to a natural resource without replacing that injured natural resource to the consumers.

The final Environmental Impact Statement for the Restoration Plan makes it abundantly clear the high cost to the Alaskan economy of the job loss in the forest products industry due to reduced timber supply and access. The EIS fails, however, to identify the cost to consumers of the loss of locally milled lumber and the necessity of relying on the imported lumber from the lower 48 and Canada.

### **3. Accountability**

Although the Trustee Council and PAG members review specific projects annually and review the over-all budgets, how can we be assured that funds are being spent as intended and that proper controls are in place to prevent improper expenditures?

Projects often go over several years or are continued with a new project. My experience in business is that projects seldom are completed as plan and without problems.

Every year when we go through the work plan, PAG members wonder what projects are being funded by the trustees that would normally be funded by government as part of their ongoing responsibilities. PAG members have no way to determine whether such "featherbedding" is taking place. For the benefit of the doubt, we trust it is not.

January 9, 1993 I made several recommendations on this subject that I believe are still valid, so I will repeat them here:

1. Engage an independent accounting firm to audit the expenditures of the Trustee Council and recommend a system for financial and accounting controls independent of the government agencies.
2. Based on the above recommendations develop a system for measuring the effectiveness of each project undertaken by the Trustee Council to assure that inefficiencies are detected rapidly and corrected or discontinued.
3. Engage an independent coordinator or "prime contractor" to manage the rehabilitation effort much like the role of the Coast Guard in the clean-up phase.

4. Agencies that do not comply with the system of independent accountability should not be allowed to participate in the projects undertaken.

5. Engage an independent accounting firm to provide annual audited financial statements on the Trustee Council and related expenditures and investments.

*In addition, I would add a further recommendation which would help assure accountability and increase the effectiveness of the trustee councils rehabilitation work:*

6. Require financial participation in projects and habitat protection efforts by other governments agencies (state or federal), communities, universities, or private interests.

The Trustee Council office and administration has come a long way towards a better and more efficient organization over the past year. The appearance of a better organization and an efficient staff should not replace the need for prudent oversight and controls and fair decision making by the Trustee Council.

Lew M. Williams, Jr.  
755 Grant Street  
Ketchikan, Alaska 99901

August 31, 1994

Molly McCammon  
Director of Operations  
Exxon Valdez Oil Spill Trustee Council  
645 G. Street, #401, Anchorage 99501  
FAX 276-7178

Dear Ms. McCammon:

In response to a request of members of the Public Advisory Group for their opinions on restoration direction, here is my opinion as a public member:

#### GUIDELINES --

Some brief, simple guidelines - following the court decision - are needed for those who apply for restoration grants, for the restoration team, for the public advisory group and even for the trustees. And each segment should know the guidelines for the others.

My understanding from Executive Director Jim Ayers is that the court has said that a restoration plan should be devised that:

1. Provides for general restoration.
2. Provides habitat protection with acquisition of only critical high-value habitat.
3. Provides for monitor and research of the affected area.

And the EIS will allocate money to those three items.

In reviewing restoration projects, the restoration team puts them in five categories.

Under a policy adopted by the Public Advisory Group, priority should be given to:

- A. Picking up oil which is fouling the environment.
- B. Restoring injured resources and services by direct action.
- C. Protect habitat critical to resources injured by the oil spill.
- D. Establish an endowment, trust or reserve so there is income after Exxon makes its last payment.
- E. Replace injured resources and services by indirect means, i.e. enhance equivalent resources to reduce pressure on injured ones.
- F. Provide funding for facilities which support A through E.

A further policy statement by the Public Advisory Group lists tools for protecting habitat aside from acquiring fee title. They include conservation easements, acquiring partial interest, acquisition of timber rights and term easements, land exchanges and cooperative agreements.

WITH ALL OF THE ABOVE from the court, the restoration team and the public advisory group, I think someone can come up with a one page list of guidelines that will guide everyone.

It is much better to have a positive policy statement and guidelines instead of a list of negatives which come to mind:

- No economic development projects are eligible for funds.
- No projects considered outside of the designated spill area.

(I'm sure the staff can think of other no-nos from the list of applications for funds.)

A positive WAY TO EXPRESS THINGS COULD BE: Funds are intended for restoration of STATE resources. Fishermen, communities and businesses have to look to other court settlements for their restitution.

#### RESERVE ACCOUNT --

I am pleased that the trustees are considering a reserve account of up to \$130 million, the earnings of which will finance monitoring and research long after Exxon makes its last payment in seven years. My fear is that the amount of earnings available at from the reserve that time means a sudden drop in restoration effort from the level of the previous seven years. The cost of administration may eat up a high percentage of those reserve earnings.

So, I think a program of gradually using the reserve and earnings and gradually shutting down the program by 2029 or some other date is appropriate. Someone good with figures should be able to figure out something. For example: The program for 2002 might be 20 percent of 2001 (the last year of the Exxon contribution) the program for 2003 is 30 percent of 2001 and so forth.

After all, we should assume that there is a time resources will be restored and monitoring should go to the state and federal agencies as part of their regular programs.

#### LAND ACQUISITION --

Acquiring fee title to habitat is controversial. The Alaska Coastal Rainforest Campaign, a group of seven environmental organizations, advocates using as much of

the spill settlement funds as possible to acquire land for a huge wilderness extending from Kodiak to Ketchikan. On the other hand, there are those who want no land acquisition and one Native timber company official has said publicly that his group won't give up one acre.

There has to be a compromise. And it should meet the primary goal of the settlement of restoring the resource. That is why alternatives to fee simple title should be considered. We must assume the resource will be restored at some point in time. Putting land under government title permanently, when there is going to be a time when the resource is restored, isn't sensible. Some land should go to government, preferably to the state, to complete parks or reserves. But not for creating a vast reserve for the purpose of creating such a reserve doesn't follow the intent of the settlement.

I certainly hope to see more discussion and guidelines on habitat protection or better understanding of what we have to avoid clashes of interests.

ENDOWMENTS (again!) --

Some members of the public advisory group are pushing for endowments for the University of Alaska despite an opinion from Justice Department lawyers that it isn't possible.

It appears to me that if the University or Prince Williams sound Community College, or any other research agency, wants to endow a chair, they should request it as a project. For example, the institution should describe specifically what it would do in research and monitoring over a period of years and request \$2 million to finance it. There are enough years left in Exxon payments and work project years that up to four chairs could be endowed. It should be confined to institution within the spill area.

These are just a few of my ideas. I'd like to reiterate what I said at the last meeting: When dealing with legal advisors, ask them how to reach the goal and not ask if such-and-such is legal. It's too easy to say no. Most lawyers can find an answer if they are asked how to reach a goal.

Sorrry to be late with this. I'll mail a hard copy later.

sincerely,

  
Lew (Llewellyn) M. Williams

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
PWS System Investigation		\$1,077.4	\$4,147.6			\$3,535.4		\$4,612.8
Public Comment: Five people endorsed continuing funding for the SEA-Plan. The remaining request for projects in the "core" SEA-plan (marked * below) totals \$3,334,800.								
95018	Partitioning of Primary Production Between Pelagic and Benthic Communities	\$0.0	\$219.2	Do not fund	No motion	\$0.0	Not part of current SEA hypothesis, although potentially of interest to future ecosystem studies.	\$0.0
95065	PWSAC Pink Salmon Fry Mortality	\$0.0	\$59.6	Do not fund	No motion	\$0.0	Does not relate to recovery of wild pink salmon.	\$0.0
*95320A	Salmon Growth and Mortality	\$48.7	\$219.1	Fund	Fund	\$219.1	Sub-project of effort begun in FY94; extensive peer review of first year progress in October 1994. Recommend continued funding with conditions outlined in memo from Dr. Spies. Also see report from Dr. Cooney.	\$267.8
*95320B	Juvenile Salmon and Herring Integration	\$98.0	\$845.1	Fund	Fund/13-0	\$845.1	See 95320A.	\$943.1
*95320G	Phytoplankton and Nutrients	\$88.5	\$150.8	Fund	Fund/13-0	\$150.8	See 95320A.	\$239.3
*95320H	Role of Zooplankton in the PWS Ecosystem	\$51.9	\$195.5	Fund	Fund/13-0	\$195.5	See 95320A.	\$247.4
95320I	Isotope Tracers - Food Web Dependencies in PWS (Fish, Marine Mammals, and Birds)			Fund		\$200.0	Comprehensive stable isotope project, integrating 95320I(1), 95320I(2), 95121. Analysis and interpretation of stable isotope data will be consolidated in one lab to allow for consistent and less expensive analysis.	\$200.0
95320I(1)	Isotope Tracers - Food Web Dependencies in PWS Using Stable Isotopes (Marine Mammals and Birds)	\$0.0	\$115.4	Revise	Revise/13-0	\$0.0	See 95320I.	\$0.0
*95320I(2)	Isotope Tracers - Food Webs of Fish	\$30.0	\$49.4	Revise	Revise/13-0	\$0.0	See 95320I.	\$30.0
95320I(3)	Purchase of Isotope Radio Mass Spectrometer	\$0.0	\$257.4	Do not fund	No motion	\$0.0	Need for equipment not well substantiated by project proposal.	\$0.0
*95320J	Information Systems and Model Development	\$185.4	\$650.8	Fund	Fund/13-0	\$650.8	See 95320A.	\$836.2
*95320K	PWSAC: Experimental Fry Release	\$0.0	\$47.3	Fund	Fund/13-0	\$47.3	See 95320A. These fry releases are needed to carry out the objectives of other projects in 95320. EA was completed last year.	\$47.3
*95320M	Observational Physical Oceanography in PWS and the Gulf of Alaska	\$138.7	\$439.1	Fund	Fund/13-0	\$439.1	See 95320A.	\$577.8
*95320N	Nearshore Fish	\$413.1	\$222.1	Fund	Fund/13-0	\$222.1	See 95320A.	\$635.2
*95320Q	Avian Predation on Herring Spawn	\$23.1	\$75.9	Fund	Fund/13-0	\$75.9	See 95320A.	\$99.0
*95320T	Juvenile Herring Growth and Habitat Partitioning	\$0.0	\$340.3	Fund	Fund/13-0	\$340.3	See 95320A. Includes development of herring stock structure model (in conjunction with 95166) as recommended by the Chief Scientist.	\$340.3
*95320U	Somatic and Spawning Energetics of Herring/Pollock	\$0.0	\$99.4	Fund	Reduce/13-0	\$99.4	See 95320A. Full funding for project is acceptable with development of stock structure model which is now included in 95320T and 95166.	\$99.4



Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
95320Y	Variation in Local Predation Rates on Hatchery-Released Fry	\$0.0	\$161.2	Reduce	No motion	\$50.0	Reduced budget will still allow primary objective to be met.	\$50.0
Other Pink Salmon Projects		\$466.5	\$16,523.4			\$1,637.9		\$2,104.4
<i>Public Comment: Eleven letters and seven people at the public meeting endorsed 95024 and 95093 because of their potential value in restoring wild pink salmon stocks. Some comments stressed how these projects involve the people most affected by the spill in the restoration effort. One comment endorsed 95139D.</i>								
SEE CHIEF SCIENTIST PINK SALMON AND GENETICS MEMOS.								
95003	Area E Commercial Salmon Permit Buyback Program	\$0.0	\$11,735.0	No comment	No motion	\$0.0	Issues dealing with the economic condition of commercial fishermen are outside the purview of the Trustee Council.	\$0.0
95006	Paint River Pink Salmon Development	\$0.0	\$173.9	Do not fund	No motion	\$0.0	Low technical merit; weak link to restoration (Paint River was not injured by EVOS; project was pursued prior to EVOS).	\$0.0
95009	Enhancement of Wild Pink Salmon Stocks	\$0.0	\$184.3	Do not fund	No motion	\$0.0	Objectives are being addressed under 95093.	\$0.0
95069	Restoration of Salmon Stocks of Special Importance to Native Cultures	\$0.0	\$375.1	Do not fund	No motion	\$0.0	Objectives are being addressed under 95093.	\$0.0
95076	Effects of Oiled Incubation Substrate on Survival and Straying of Wild Pink Salmon	\$0.0	\$179.9	Fund	Fund/13-0	\$179.9	Proposal responsive to restoration needs.	\$179.9
95079	Pink Salmon Restoration Through Small-scale Hatcheries	\$0.0	\$150.0	Do not fund	No motion	\$0.0	Project not directed towards recovery of injured wild stocks.	\$0.0
95093	PWSAC: Restoration of Pink Salmon Resources and Services	\$0.0	\$2,134.0	Reduce	Fund/12-1	\$100.0	Funding is for project planning and development under the guidance of the Chief Scientist. Includes funds for participation of PWSAC and the Native Village of Eyak Tribal Council, and NEPA work if necessary.	\$100.0
95139A1	Carry-forward: Salmon Instream Habitat and Stock Restoration --Little Waterfall Creek Barrier Bypass	\$90.0	\$0.0	Already funded	Already funded	\$0.0	Funding approved by Trustee Council 8/23/94.	\$90.0
95139A2	Spawning Channel - Port Dick Creek	\$0.0	\$171.6	Do not fund	No motion	\$0.0	Defer decision pending outcome of wild stock supplementation workshop this winter. See 95139.	\$0.0
95139D	Salmon Instream Habitat and Stock Restoration--Pink Creek and Horse Marine Barrier Bypass Development	\$0.0	\$61.6	Do not fund	No motion	\$0.0	Defer decision pending outcome of wild stock supplementation workshop this winter. See 95139.	\$0.0
95191A	Investigating and Monitoring Oil Related Egg and Alevin Mortalities	\$68.4	\$196.6	Fund	Fund/13-0	\$196.6	On-going study effort extensively peer reviewed in prior years.	\$265.0
95191B	Injury to Salmon Eggs and Pre-emergent Fry Incubated in Oiled Gravel (Laboratory Study)	\$165.4	\$165.6	Fund	Fund/13-0	\$165.6	On-going study effort extensively peer reviewed in prior years.	\$331.0
95320B	PWS Pink Salmon Stock Identification and Monitoring (CWT)	\$84.3	\$176.2	Fund	Fund 12-1	\$176.2	In conjunction with 95320C, project assists ADF&G in transition to improved tool for managing injured species. Funding conditional on ADF&G developing plan to phase out Trustee Council funding by FY98.	\$260.5

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
95320C	Otolith Thermal Mass Marking of Hatchery Reared Pink Salmon in PWS	\$1.9	\$649.1	Fund	Fund/12-1	\$649.1	See 95320B. Funding conditional on plan to phase out Trustee Council funding by FY98.	\$651.0
95320D	PWS Pink Salmon Genetics	\$56.5	\$170.5	Fund	No motion	\$170.5	Fund as proposed.	\$227.0
Other Herring Projects		\$387.4	\$1,413.1			\$1,037.9		\$1,425.3
No public comment received.						SEE CHIEF SCIENTIST HERRING AND GENETICS MEMOS.		
95051	Large-scale Coded Wire Tagging of PWS Herring	\$0.0	\$231.9	Do not fund	No motion	\$0.0	Low probability of success at present time.	\$0.0
95055	Movement of Larval and Juvenile Fishes within PWS	\$0.0	\$0.0	Withdrawn	Withdrawn	\$0.0	Project withdrawn by proposer.	\$0.0
95074	Herring Reproductive Impairment	\$148.8	\$258.3	Fund	Fund/9-2	\$258.3	Strong link to restoration; high technical merit.	\$407.1
95165	PWS Herring Genetic Stock Identification	\$0.0	\$105.4	Fund	Fund/9-2	\$105.4	Fund as proposed.	\$105.4
95166	Herring Natal Habitats	\$238.6	\$274.2	Fund	Fund/9-2	\$274.2	Fund as proposed. Includes development of stock structure model in conjunction with 95320T.	\$512.8
95320S	Disease Impacts on PWS Herring Populations (competitive solicitation under State of Alaska two-step, RFQ-RFP process)	\$0.0	\$543.3	Reduce	Fund/13-0	\$400.0	Cost is estimate only, as the actual scope of the project will be determined through the RFP process.	\$400.0
Sockeye Salmon Program		\$944.1	\$1,615.4			\$625.6		\$1,569.7
Public Comment: One letter endorsed funding of 95105, 95255 and 95258.						SEE CHIEF SCIENTIST SOCKEYE AND GENETICS MEMOS.		
95048	Historical Analysis of Sockeye Salmon Growth	\$0.0	\$99.2	Will review further	No motion	\$0.0	Low priority.	\$0.0
95050	A Test of Sonar Accuracy in Estimating Escapement of Sockeye Salmon	\$0.0	\$79.3	Do not fund	No motion	\$0.0	Current sonar is near end of usable life. A calibration effort would best be undertaken after system is replaced.	\$0.0
95105	Kenai River Ecosystem Restoration Pilot Enclosure Study	\$0.0	\$404.9	Do not fund	Defer/11-2	\$0.0	Low priority.	\$0.0
95255	Kenai River Sockeye Restoration	\$372.4	\$272.6	Reduce	Defer/7-6	\$130.3	Scope of project reduced to development of in-season management tool. ADF&G to develop sockeye restoration plan. If Kenai River runs return at normal rates, FY96 funding will be limited to sample analysis and final report preparation.	\$502.7
95258	Sockeye Salmon Overescapement (Kenai/Kodiak)	\$485.1	\$513.0	Reduce	Fund/11-1	\$308.3	Eliminate funding for smolt portion of project. Funding conditional on development of plan to phase out Trustee Council funding.	\$793.4
95259	Restoration of Coghill Lake Sockeye	\$86.6	\$246.4	Reduce	Fund/9-4	\$187.0	Funding conditional on development of plan to phase out Trustee Council funding after FY97. Project scaled back to fertilization and monitoring only.	\$273.6

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
<b>Marine Mammal Ecosystem and Research Projects</b>		<b>\$114.7</b>	<b>\$1,697.8</b>			<b>\$798.5</b>		<b>\$913.1</b>
<i>Public Comment: 28 written comments supporting 95013 and 95014 were received. Most comments attested to the worthiness of the projects and the qualifications of the PI. Many comments stated that these projects were superior to two very similar projects submitted by NOAA.</i>								
95001	Condition and Health of Harbor Seals	\$0.0	\$172.8	Fund	Fund/13-0	\$172.8	Fund as proposed. Project targets an injured resource of importance to subsistence communities.	\$172.8
95012	Comprehensive Killer Whale Investigation	\$0.0	\$298.7	Fund		\$298.7	Combination/integration of 95013, 95014, 95073, 95092. Project developed subsequent to PAG meeting.	\$298.7
95013	Killer Whale Monitoring in PWS	\$0.0	\$107.6	Combine	Fund/10-1	\$0.0	Objectives integrated into 95012.	\$0.0
95014	Predation by Killer Whales in PWS: Feeding Behavior and Distribution of Predators and Prey	\$0.0	\$173.7	Combine	Fund/10-1	\$0.0	Objectives integrated into 95012.	\$0.0
95064	Monitoring, Habitat Use, and Trophic Interactions of Harbor Seals in PWS	\$114.7	\$232.4	Fund	Fund/13-0	\$232.4	Fund as proposed. Project targets an injured resource of importance to subsistence communities.	\$347.1
95073	Impact of Killer Whale Predation on Harbor Seals in PWS	\$0.0	\$228.2	Combine	No motion	\$0.0	Objectives integrated into 95012.	\$0.0
95092	Recovery Monitoring of PWS Killer Whales	\$0.0	\$110.0	Combine	No motion	\$0.0	Objectives integrated into 95012.	\$0.0
95117-BAA	Harbor Seals and EVOS: Blubber and Lipids as Indices of Food Limitation	\$0.0	\$94.6	Fund	Fund/13-0	\$94.6	Fund as proposed. Project targets an injured resource of importance to subsistence communities.	\$94.6
95320V	Herring Predation by Humpback Whales in PWS	\$0.0	\$279.8	Do not fund	No motion	\$0.0	Low priority.	\$0.0
<b>Seabird/Forage Fish Interaction</b>		<b>\$249.9</b>	<b>\$2,437.0</b>			<b>\$180.0</b>		<b>\$429.9</b>
<i>Public Comment: One person endorsed forage fish studies. The PAG endorsed funding a marine bird/forage fish package, with a cap of \$1.4 million, to be developed under the guidance of the Chief Scientist, and noted that forage fish studies are important both within and outside of PWS. The remaining request for the revised marine bird/forage fish package (95163 series below) put forth by the proposer totals \$1,450,900.</i>								
95001	Foraging Efficiencies at Temporary Food Patches	\$0.0	\$183.0	Do not fund	No motion	\$0.0	Proposal less well developed than other forage fish proposals.	\$0.0
95023	Food Web Relationships of Pelagic Species Exhibiting Long-term Decline	\$0.0	\$168.0	Do not fund	No motion	\$0.0	Proposal of lesser priority than other forage fish proposals.	\$0.0
95113	Energetics of Intertidal Fish: The Connection between Lower and Upper Trophic Levels	\$0.0	\$392.5	Do not fund	No motion	\$0.0	Low technical merit.	\$0.0
95119-BAA	Food Limitation on Recovery of Injured Marine Bird Populations	\$0.0	\$124.9	Do not fund	No motion	\$0.0	Project not focused sufficiently on recovery of sea birds in spill area.	\$0.0
95121	Fatty Acid Signatures of Selected Forage Fish Species in PWS	\$0.0	\$48.4	Revise	Revise/12-1	\$30.0	Fund fatty acid portion of project only. Stable isotope work to be integrated into 95320I.	\$30.0

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
95163A	Abundance and Distribution of Forage Fish and their Influence on Recovery of Injured Species (formerly 95163)	\$194.8	\$482.7	Defer	\$1.4m pkg/12-1	\$0.0	See 95163I.	\$194.8
95163B	Forage Fish Assessment /Birds (formerly 95163)		\$155.0	Defer	\$1.4m pkg/12-1	\$0.0	See 95163I.	\$0.0
95163C	Competition and Prey of Forage Fish (formerly 95163)		\$76.6	Defer	\$1.4m pkg/12-1	\$0.0	See 95163I.	\$0.0
95163D	Distribution and Abundance of Forage Fish as Indicated by Puffin Diet Sampling (formerly 95019)	\$0.0	\$32.3	Defer	\$1.4m pkg./12-1	\$0.0	See 95163I.	\$0.0
95163E	Kittiwakes as Indicators of Forage Fish Availability (formerly 95033)	\$0.0	\$180.0	Defer	\$1.4m pkg/12-1	\$0.0	See 95163I.	\$0.0
95163F	Factors Affecting Recovery of PWS Pigeon Guillemot Populations (formerly 95173)	\$55.1	\$260.0	Defer	\$1.4m pkg/12-1	\$0.0	See 95163I.	\$55.1
95163G	Diet Composition, Reproductive Energetics and Productivity of Seabirds Damaged by the Exxon Valdez Oil Spill (formerly 95118-BAA)	\$0.0	\$140.6	Defer	\$1.4m pkg/12-1	\$0.0	See 95163I.	\$0.0
95163H	Proximate Composition and Energetic Content of Selected Forage Fish Species in PWS (formerly 95120-BAA)	\$0.0	\$43.0	Defer	\$1.4m pkg/12-1	\$0.0	See 95163I.	\$0.0
95163I	Marine Bird/Forage Fish Interaction: Program Management and Integration		\$150.0	Fund	\$1.4 m pkg/12-1	\$150.0	Planning and development funds for a comprehensive, integrated marine bird/forage fish package, including hiring of a project leader. Future funding dependent on approval of a revised package, to come before the Trustee Council at a later date.	\$150.0
Nearshore Ecosystem Studies		\$0.0	\$2,285.5			\$130.0		\$130.0
No public comment received. The PAG, by a vote of 12-0, endorsed the formation of a nearshore package with a \$1 million cap, to be developed under the guidance of the Chief Scientist. The nearshore package put forth by the proposer (marked * below) totals \$1,236,400.								
95009C	Trophic Dynamics and Energy Flow: Impacts of Herring Spawn and Sea Otter Predation on Nearshore Benthic Community Structure	\$0.0	\$217.3	Defer	No motion	\$0.0	Project objectives will be considered by team developing nearshore package.	\$0.0
*95025	Nearshore Package: Project Planning and Development			Fund		\$130.0	Planning and development funds for comprehensive, integrated nearshore package (\$120,000 to NBS, \$10,000 to NOAA). Future funding dependent on approval of a revised package, to come before the Trustee Council at a later date.	\$130.0
*95025A	Factors Affecting Recovery of Sea Ducks and Their Prey	\$0.0	\$407.1	Defer	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
*95025B	Sea Otter Abundance and Distribution, Food Habits and Population Assessment	\$0.0	\$163.2	Defer	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0
*95025C	Pigeon Guillemots and River Otters as Bioindicators of Nearshore Ecosystem Health	\$0.0	\$180.0	Defer	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0
95025D	Settlement Rates of Nearshore Invertebrates, Oceanic Processes and Population Recovery: Are They Linked?	\$0.0	\$429.4	Defer	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0
95025F	Availability and Utilization of <i>Musculus</i> spp. as Food for Sea Ducks and Sea Otters	\$0.0	\$5.5	Defer	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0
*95025G	Relation of Clam Population Structure to Recovery of Injured Nearshore Vertebrate Predators	\$0.0	\$121.3	Defer	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0
*95025H	Effects of Predatory Invertebrates on Nearshore Clam Populations in PWS	\$0.0	\$118.4	Defer	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0
95025J	Primary Productivity as a Factor in the Recovery of Injured Resources in Prince William Sound	\$0.0	\$397.0	Defer	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0
*95075	Population Structure of Blue Mussels in Relation to Levels of Oiling and Densities of Vertebrate Predators	\$0.0	\$197.5	Defer	No motion	\$0.0	See 95025.	\$0.0
*95087	Relation of Sea Urchin Population Structure to Recovery of Injured Nearshore Vertebrate Predators	\$0.0	\$48.8	Fund	\$1.0m pkg/12-0	\$0.0	See 95025.	\$0.0
Intertidal/Subtidal Community Structure		\$448.3	\$3,313.7			\$615.7		\$1,064.0

No public comment received. The PAG, by unanimous vote, passed a motion supporting the development of an intertidal package for funding in future years.

95009A	Trophics and Community Structure in the Intertidal and Shallow Subtidal	\$0.0	\$455.4	Do not fund	Defer/13-0	\$0.0	Proposal not well developed. EVOS workshop on intertidal/subtidal questions will be held winter 1995, under the direction of the Chief Scientist.	\$0.0
95009B	Primary Productivity as a Factor in the Recovery of Injured Resources in Prince William Sound	\$0.0	\$218.9	Do not fund	Defer/13-0	\$0.0	See 95009A.	\$0.0
95009E	Community Structure of Mobile Foragers Using the Nearshore	\$0.0	\$280.5	Do not fund	Defer/12-1	\$0.0	Issues better addressed in 95320Q.	\$0.0

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
95010	Intertidal Fauna and Flora Species Composition, Abundance and Variability Relative to Physical Habitat Controls	\$0.0	\$73.5	Do not fund	Defer/12-1	\$0.0	See 95009A.	\$0.0
95025E	Algal Competition Limiting Recovery in the Intertidal	\$0.0	\$220.0	Do not fund	Defer/12-1	\$0.0	See 95009A.	\$0.0
95045	Green Island Intertidal Restoration Monitoring	\$0.0	\$26.4	Do not fund	Defer/12-1	\$0.0	See 95009A.	\$0.0
95086A	Coastal Habitat Intertidal Monitoring and Experimental Design Verification	\$0.0	\$954.1	Revise	Defer/12-0	\$0.0	See 95009A.	\$0.0
95086B	Population Dynamics of Eelgrass and Associated Fauna	\$0.0	\$106.3	Do not fund	Defer/12-0	\$0.0	See 95009A.	\$0.0
95086C	Herring Bay Monitoring and Restoration Studies	\$327.3	\$576.9	Reduce	Fund/12-1	\$415.3	Fund close-out of project, including <i>fucus</i> mat subproject (i.e., no new field work components).	\$742.6
95106	Subtidal Monitoring: Eelgrass Communities	\$0.0	\$200.4	Fund	Fund /12-1	\$200.4	Data indicates that follow-up to FY93 study is needed.	\$200.4
95107	Subtidal Site Verification	\$0.0	\$56.2	Do not fund	Defer/12-1	\$0.0	See 95009A.	\$0.0
95114	Eelgrass Community Structure Restoration Assessment Using Stable Isotope Tracers	\$0.0	\$145.1	Do not fund	Defer/12-1	\$0.0	Lower priority.	\$0.0
95285-CLO	Closeout: Subtidal Sediment Recovery Monitoring	\$121.0	\$0.0	Already funded	Already funded	\$0.0	Funding approved by Trustee Council 8/23/94.	\$121.0
Subsistence Projects		\$329.5	\$5,533.6			\$1,298.1		\$1,627.6

*Public Comment: One letter and six people at the public meeting endorsed 95131, attesting that the restoration technique is available and the project important to subsistence. One individual endorsed 95124A and 95134 at the public meeting.*

95009D	Survey and Experimental Enhancement of Octopuses in Intertidal Habitats	\$0.0	\$188.9	Fund	Fund/12-1	\$125.0	Reduce in scope. Funding is to consult with subsistence users, identify and survey harvest areas, and describe oiling history. Delete funds for experimental enhancement.	\$125.0
95017	Port Graham Coho Salmon Subsistence Fishery Restoration Project	\$0.0	\$587.9	Do not fund	No motion	\$0.0	Based on information provided, project has low technical merit.	\$0.0
95027	Kodiak Shoreline Assessment	\$0.0	\$447.8	No comment	Fund/12-0	\$447.8	Funding is for final comprehensive assessment of Kodiak Island shoreline (last assessment done in 1990). Presence of oil is of concern to subsistence communities. Subsistence users will participate in assessment to determine final resolution.	\$447.8
95052	Community Interaction/Use of Traditional Knowledge	\$0.0	\$152.0	Fund	Fund/13-0	\$152.0	Project would increase outreach to spill area residents and communities, access traditional knowledge useful to restoration, and coordinate outreach efforts in other projects through the Anchorage Restoration Office.	\$152.0
95123	Tatitlek Community Store	\$0.0	\$300.0	No comment	No motion	\$0.0	No link to restoration of injured natural resource.	\$0.0

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
95124A	Tatitlek Mariculture Development Project	\$0.0	\$109.5	Policy/legal	No motion	\$0.0	Project needs further development; opportunity for alternative funding.	\$0.0
95124B	Tatitlek Mariculture Development Project - Capital Outlay	\$0.0	\$405.0	Policy/legal	No motion	\$0.0	Project needs further development; opportunity for alternative funding.	\$0.0
95125	Tatitlek Sockeye Salmon Release Program	\$0.0	\$39.0	Do not fund	No motion	\$0.0	Peer reviewers, concerned about potential hatchery/wild stock interaction, suggested efforts be focused on 95127.	\$0.0
95127	Tatitlek Coho Salmon Release Program	\$0.0	\$39.0	Policy/legal	No motion	\$5.0	High technical merit. Funding is for NEPA compliance. If project meets NEPA approval, proposer may seek implementation funds from the Trustee Council at a later date.	\$5.0
95128	Teaching Subsistence Practices and Values	\$0.0	\$69.0	Policy/legal	No motion	\$0.0	Opportunity for alternative funding; project of lesser priority for restoration of injured natural resources.	\$0.0
95129	Tatitlek Fish and Game Processing Center/Smokery	\$0.0	\$325.0	No comment	No motion	\$0.0	Opportunity for alternative funding; project of lesser priority for restoration of injured natural resources.	\$0.0
95130	Mental Health Center	\$0.0	\$106.1	No comment	No motion	\$0.0	No link to restoration of injured natural resource.	\$0.0
95131	Clam Restoration (Nanwalek, Port Graham, Tatitlek)	\$0.0	\$226.9	Fund pilot	Fund/12-1	\$226.9	Funding is for pilot project. Further expansion would depend on consistently successful production of littleneck clam seed on a small scale.	\$226.9
95132	Port Graham and Nanwalek Subsistence Baseline	\$0.0	\$518.7	Do not fund	No motion	\$0.0	Proposal involves preparation for future spills, which is beyond the purview of civil settlement funds. Newsletter/outreach component addressed in 95052.	\$0.0
95133	English Bay River Sockeye Subsistence Project	\$0.0	\$128.9	Do not fund	No motion	\$0.0	Technical questions regarding effectiveness of proposed methods, potential impact of competition, and genetic impacts. Concerns about hatchery/wildstock interactions.	\$0.0
95134	Chenega Bay Mariculture Development Project	\$0.0	\$184.3	Policy/legal	No motion	\$0.0	Project needs further development and technical assistance, as appropriate; opportunity for alternative funding.	\$0.0
95135	Subsistence Harvest Support	\$0.0	\$50.0	No comment	No motion	\$0.0	Opportunity for alternative funding; project of lesser priority for restoration of injured natural resources.	\$0.0
95136	Skin Sewing Crafts Restoration	\$0.0	\$29.9	Do not fund	No motion	\$0.0	Opportunity for alternative funding; project of lesser priority for restoration of injured natural resources.	\$0.0
95138	Elders/Youth Conference	\$0.0	\$85.8	Fund	Fund/10-3	\$76.4	Fund project as revised to focus on discussion of means to assist in the recovery of injured resources. Conference will be coordinated under 95052.	\$76.4
95140	Subsistence Skills Program	\$0.0	\$36.7	Policy/legal	No motion	\$0.0	Opportunity for alternative funding; project of lesser priority for restoration of injured natural resources.	\$0.0
95244	Seal and Sea Otter Cooperative Subsistence Harvest Assistance	\$52.6	\$41.3	Fund	Fund/12-1	\$41.3	Fund as proposed. Project would complete two-year effort. Outreach to be coordinated with 95052.	\$93.9
95266	Experimental Shoreline Oil Removal	\$97.9	\$1,313.2	No comment	Fund/11-1	\$75.0	Funding is for review of available treatment technologies, and a pilot test on an oiled beach near Chenega as appropriate.	\$172.9

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
95272	Chenega Chinook Release Program	\$0.0	\$47.2	Policy/legal	Fund/12-1	\$47.2	Project was funded last year. EA approved. Recommend funding four more years, at which point operation will be financially self-sustaining.	\$47.2
95279	Subsistence Restoration Project - Food Safety Testing	\$81.1	\$99.5	Fund	Fund/13-0	\$99.5	Fund as revised. Project completes effort undertaken in previous years. Outreach to be performed through 95052.	\$180.6
95428-CLO	Closeout: Subsistence Planning Project	\$97.9	\$2.0	Fund	No motion	\$2.0	Funding is balance of interim request, to allow participation of federal agencies in planning effort. Project to be coordinated through 95052.	\$99.9
Other Fish/Shellfish Projects		\$365.9	\$567.8			\$53.7		\$419.6

No public comment received.

950	Cordova Cutthroat Trout Habitat	\$0.0	\$23.6	Do not fund	No motion	\$0.0	Defer decision pending outcome of wild stock supplementation workshop this winter. See 95139.	\$0.0
95043B	Carry-forward: Cutthroat and Dolly Varden Rehabilitation in Western PWS	\$134.8	\$0.0	Already funded	Already funded	\$0.0	Funding approved by Trustee Council 8/23/94.	\$134.8
95111	Sustainable Rockfish Yield	\$0.0	\$222.6	Do not fund	No motion	\$0.0	Final damage assessment report should be completed before further commitment of Trustee Council funding. Maximum sustained yield population needs to be determined before a restoration objective can be defined.	\$0.0
95112	Rockfish Restoration Objective	\$0.0	\$53.7	Do not fund	No motion	\$0.0	See 95111.	\$0.0
95137	Prince William Sound Salmon Stock Identification and Monitoring Studies	\$55.8	\$221.7	Do not fund	No motion	\$0.0	Few tagged fish to recover. Lower priority than tagging and thermal mass marking of pinks. See 95320B and C.	\$55.8
95139	Wild Stock Supplementation Workshop			Fund		\$7.5	Funding is for ADFG to prepare and participate in workshop on wild stock supplementation efforts, to be held winter 1995.	\$7.5
95139B	Closeout: Otter Creek/Shrode Creek Instream Restoration	\$5.2	\$0.0	Already funded	Already funded	\$0.0	Funding approved by Trustee Council 8/23/94.	\$5.2
95139C	Montague Riparian Rehabilitation	\$0.0	\$46.2	Fund	No motion	\$46.2	Budget includes funding (approximately \$7,500) for USFS participation in wild stock supplementation workshop to be held this winter(see 95139). Balance of funding to monitor effectiveness of FY94 work.	\$46.2
95139C2	Carry-forward: Salmon Instream Habitat and Stock Restoration -- Lowe River	\$170.1	\$0.0	Already funded	Already funded	\$0.0	Funding approved by Trustee Council 8/23/94.	\$170.1
Other Bird Projects		\$132.0	\$2,320.0			\$682.8		\$814.8

No public comment received.

95005	Harlequin Duck Abundance and Productivity in Western Cook Inlet	\$0.0	\$40.5	Do not fund	No motion	\$0.0	Low priority. Need to first focus on development of necessary survey techniques.	\$0.0
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Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request	Total Recommended
95021	Seasonal Movement and Pelagic Habitat Use by Common Murres from the Barren Islands	\$0.0	\$227.8	Pilot	No motion	\$54.0 Funding is for pilot project.	\$54.0
95029	Population Survey of Bald Eagles in PWS	\$0.0	\$48.7	Fund	Fund/12-0	\$48.7 If population is determined to be stable, no further Trustee Council funding is appropriate.	\$48.7
95030	Productivity Survey of Bald Eagles in PWS	\$0.0	\$81.9	Do not fund	No motion	\$0.0 Project 95029 considered to be of greater value this year.	\$0.0
95031	Reproductive Success as a Factor Affecting Recovery of Murrelets in PWS	\$0.0	\$444.8	Pilot	No motion	\$250.0 Funding is for pilot project to determine effectiveness of study techniques.	\$250.0
95038	Symposium on Seabird Restoration	\$0.0	\$74.4	Fund	Fund/13-0	\$74.4 A more comprehensive assessment of what is possible in restoration of seabirds is needed. Funding is conditional on expansion of project objectives to include publication of conference proceedings.	\$74.4
95039	Common Murre Productivity Monitoring	\$30.5	\$150.4	Defer	No motion	\$0.0 Consider project with marine bird/forage fish package. Monitoring has occurred each of the last four years.	\$30.5
95041	Introduced Predator Removal from Islands - Follow-up Surveys	\$20.4	\$46.1	Fund	Fund/13-0	\$46.1 Fund as proposed. Project will allow measurable results to be obtained.	\$66.5
95042	Five-year Plan to Remove Predators from Seabird Colonies	\$0.0	\$75.0	Do not fund	Fund 13-0	\$0.0 Project addresses some species that have not been injured and locations outside of the spill area. Planning effort should be part of normal agency management.	\$0.0
95096	Restoration of Murres by Way of Social Attraction and Predator Removal	\$0.0	\$167.0	Do not fund	No motion	\$0.0 Low technical merit. Recommend 95038 be funded instead.	\$0.0
95097	Restoration of Murres by Way of Transplantation of Chicks: A Feasibility Study	\$0.0	\$176.0	Do not fund	No motion	\$0.0 Low technical merit. Recommend 95038 be funded instead.	\$0.0
95098	Identification of Seabird Feeding Areas from Remotely Sensed Data	\$0.0	\$74.0	Do not fund	No motion	\$0.0 Low technical merit. Recommend 95038 be funded instead.	\$0.0
95099	Murrelet Vocalization in Conjunction with Artificial Nests: A Possible Means of Attraction to Habitat	\$0.0	\$77.0	Do not fund	No motion	\$0.0 Low technical merit. Recommend 95038 be funded instead.	\$0.0
95102-CLO	Closeout: Murrelet Prey and Foraging Habitat in Prince William Sound	\$63.8	\$0.0	Already funded	Already funded	\$0.0 Funding approved by Trustee Council 8/23/94.	\$63.8
95159	Surveys to Determine Additional Oil Spill Effects and Recovery of Marine Bird and Sea Otter Populations in PWS	\$0.0	\$426.8	Do not fund	No motion	\$0.0 Recommended frequency of monitoring is every three years; monitoring was done in winter 1994.	\$0.0
95427	Harlequin Duck Recovery Monitoring	\$17.3	\$209.6	Fund	No motion	\$209.6 Funding is for spring population composition and summer brood survey. This level of funding is needed only in FY95, FY98, and FY2001.	\$226.9

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request	Total Recommended
<b>Terrestrial Mammal Projects</b>		<b>\$0.0</b>	<b>\$74.4</b>			<b>\$0.0</b>	<b>\$0.0</b>
<i>No public comment received.</i>							
95062	River Otter Recovery Monitoring	\$0.0	\$74.4	Do not fund	No motion	\$0.0 Proposal is to collect latrine site information, which the peer reviewers believe would provide only limited insights into recovery.	\$0.0
<b>Oil Toxicity Projects</b>		<b>\$252.3</b>	<b>\$952.0</b>			<b>\$496.8</b>	<b>\$749.1</b>
<i>Public Comment: Two individuals expressed support for 95027 as one of the only projects affecting Kodiak and for its relation to subsistence food safety. One individual at the public meeting endorsed 95290.</i>							
95030	Hydrocarbon Monitoring: Integration of Microbial and Chemical Sediment Data	\$0.0	\$146.9	Fund	Fund/12-0	\$146.9 Funding is to analyze and correlate existing data sets as recommended by peer reviewers.	\$146.9
95044	<i>In Situ</i> Formation and Ecotoxicity of Hydrocarbon Degradation Products Produced by Ultramicrobacteria	\$0.0	\$132.5	Do not fund	No motion	\$0.0 Proposer should consider other more appropriate funding alternatives. Link to restoration undefined.	\$0.0
95047	Oil Containment			Do not fund	No motion	\$0.0 Proposal incomplete.	\$0.0
95071	Monitoring Nearshore Fish Species for Persistence of Oil Exposure and Ecotoxicological Effects	\$0.0	\$231.0	Do not fund	No motion	\$0.0 Lesser priority for funding this year.	\$0.0
95090	Mussel Bed Restoration and Monitoring in PWS and Gulf of Alaska	\$160.4	\$278.4	Fund	Fund/11-1	\$278.4 Important follow-up of prior work to determine effectiveness of techniques being used.	\$438.8
95116	Restoration of Intertidal Oiled Mussel Beds by Nondestructive Manipulation/Flushing with PES-51	\$0.0	\$91.7	Do not fund	No motion	\$0.0 Objectives addressed in 95266.	\$0.0
95290	Hydrocarbon Data Analysis, Interpretation, and Database Maintenance for Restoration and NRDA Environmental Samples Associated with the <i>Exxon Valdez</i> Oil Spill	\$91.9	\$71.5	Fund	Fund/11-1	\$71.5 Ongoing hydrocarbon interpretation and support services.	\$163.4
<b>Reducing Marine Pollution</b>		<b>\$232.2</b>	<b>\$284.5</b>			<b>\$284.5</b>	<b>\$516.7</b>
<i>Public Comment: Five letters and one person at the public meeting supported 95115. A typical endorsement cited the need to "mitigate the amount of oil and other waste effluent entering the waters of PWS."</i>							
95115	Sound Waste Management Plan	\$0.0	\$284.5	Fund	Fund/13-0	\$284.5 Goal is to allow recovery of injured resources and services to proceed without the added interference of marine pollution.	\$284.5
95417	Carry-forward: Waste Oil Disposal Facilities	\$232.2	\$0.0	Already funded	Already funded	\$0.0 Trustees approved funding 8/23/94.	\$232.2

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
<b>Archaeology Projects</b>		<b>\$223.9</b>	<b>\$444.8</b>			<b>\$233.8</b>		<b>\$457.7</b>
<i>No public comment received.</i>								
95007A	Archaeological Site Restoration - Index Site Monitoring	\$191.7	\$194.3	Fund	No motion	\$150.0	Recommend session with peer reviewers and archaeologists from involved agencies to develop less costly methodology for site monitoring. Project should involve local communities.	\$341.7
95007B	Archaeological Site Restoration	\$32.2	\$83.8	Fund	No motion	\$83.8	Funding is for restoration of last identified site with severe damage. Future monitoring of this site, if necessary, is to be rolled into 95007A effort.	\$116.0
95078	Culture, History, and Ecosystems: Assessment of Cultural/ Historical Strategies to Building Long-term Understanding of Ecosystems in the Oil Spill Area	\$0.0	\$166.7	Do not fund	No motion	\$0.0	Link to restoration objectives unclear.	\$0.0
<b>Recreation Projects</b>		<b>\$0.0</b>	<b>\$2,705.8</b>			<b>\$815.8</b>		<b>\$815.8</b>
<i>No public comment received.</i>								
95002	Leave No Trace Education Program	\$0.0	\$177.7	No comment	No motion	\$0.0	No link to restoration.	\$0.0
95016	A-Tribute to Prince William Sound	\$0.0	\$161.0	No comment	No motion	\$0.0	No link to restoration.	\$0.0
95053	Cordova's Mini-Imaginarium	\$0.0	\$62.6	No comment	No motion	\$0.0	No link to restoration.	\$0.0
95077	Recreation Impacts in PWS: Human Impacts as a Factor Constraining Long Term Ecosystem Recovery	\$0.0	\$117.0	Do not fund	No motion	\$0.0	No link to restoration.	\$0.0
95080	Fleming Spit Recreation Area Enhancements	\$0.0	\$1,365.0	No comment	No motion	\$815.8	Project would replace sport fishing opportunities damaged by EVOS. Department of Justice objected to initial proposal. Revised proposal is designed to address Justice's objections.	\$815.8
95082	"Mor-Pac Hill" Campground Improvements	\$0.0	\$360.0	No comment	No motion	\$0.0	No link to restoration.	\$0.0
95084	Odiak Camper Park Expansion	\$0.0	\$266.0	No comment	No motion	\$0.0	No link to restoration.	\$0.0
95085	Cordova Historical Marine Park	\$0.0	\$196.5	No comment	No motion	\$0.0	No link to restoration.	\$0.0
<b>Miscellaneous Research Projects</b>		<b>\$0.0</b>	<b>\$295.2</b>			<b>\$0.0</b>		<b>\$0.0</b>
<i>No public comment received.</i>								
95046	Long-term Record in Tree Rings of Climatic Features	\$0.0	\$153.6	Do not fund	No motion	\$0.0	Link to restoration unclear.	\$0.0

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request		Total Recommended
95055	Prehistoric Ecological Baseline for PWS	\$0.0	\$141.6	Do not fund	No motion	\$0.0	Link to restoration unclear.	\$0.0
<b>Habitat Protection/Acquisition</b>		<b>\$770.2</b>	<b>\$1,553.1</b>			<b>\$786.3</b>		<b>\$1,556.5</b>

*No public comment received.*

95058	Restoration Assistance to Private Landowners	\$0.0	\$211.9	No comment	Fund/11-2	\$211.9	Fund as proposed. Budget has been reduced since original submission based on a more complete assessment of demand. This project will report to the Executive Director's office.	\$211.9
95060	Spruce Bark Beetle Infestation Impacts on Injured Fish and Wildlife Species of the Exxon Valdez Oil Spill	\$0.0	\$201.7	Do not fund	No motion	\$26.8	Fund (through RFP) literature search and compilation of existing information on spruce bark beetle. Assessment of extent of infestation in the spill area is normal agency responsibility.	\$26.8
95095	Quantification of Stream Habitat for Harlequin Ducks and Anadromous Fish Species from Remotely Sensed Data	\$0.0	\$88.0	Do not fund	No motion	\$0.0	Low technical merit; questions regarding the proposed application of remote sensing.	\$0.0
95110-CLO	Closeout: Habitat Protection and Acquisition	\$144.0	\$0.0	Already funded	Already funded	\$0.0	Funding approved by Trustee Council 8/23/94.	\$144.0
95122	Mapping Potential Nesting Habitat of Marbled Murrelets in PWS Using Geographic Databases	\$0.0	\$169.2	Do not fund	No motion	\$0.0	Defer decision pending EVOS workshop on information management to be held winter 1995. Workshop will include examination of necessary mapping and how Trustee Council effort can fit into agencies' efforts.	\$0.0
95126	Habitat Protection and Acquisition Support	\$626.2	\$505.4	Fund	Fund/12-1	\$505.4	Budget needs additional scrutiny in regard to unexpended FY94 funds. This project will report to the Executive Director's office.	\$1,131.6
95141	Afognak Island State Park Interim Support	\$0.0	\$309.5	No comment	Defer/6-6	\$25.0	Funds are for park management, transfer and protection during a two-year transitional phase (\$50,000 total) and for development of a management plan. Overburden/trail preparation portion of project more appropriate for other funding sources.	\$25.0
95206	Public Access	\$0.0	\$50.2	No comment	No motion	\$0.0	Low priority.	\$0.0
95505B	Data Analysis for Stream Habitat	\$0.0	\$17.2	Fund	Fund/12-1	\$17.2	Project will complete data analysis for an existing stream habitat database.	\$17.2
<b>Administration/Science Mgt./Public Info.</b>		<b>\$3,922.0</b>	<b>\$318.8</b>			<b>\$286.9</b>		<b>\$4,208.9</b>

*No public comment received.*

95049	Independent Review of Restoration and Monitoring Projects	\$0.0	\$31.9	Do not fund	No motion	\$0.0	Project would duplicate work already approved by the Trustee Council and implemented through the work of the Chief Scientist and peer reviewers.	\$0.0
95089	Information Management System	\$304.8	\$218.0	Fund	Fund/13-0	\$218.0	Fund development of information management plan and preliminary development of interactive computer program.	\$522.8

Proj. No.	Title	Interim Funding	Remaining Request	Chief Sci. Rec.	PAG Rec./ Vote	Executive Director's Recommendation on Remaining Request	Total Recommended
95100	Administration, Science Management and Public Information	\$3,597.2	\$68.9	No comment		\$68.9 Corrects oversights in interim budget submission.	\$3,666.1
95422-CLO	Closeout: Restoration Plan EIS/Record of Decision	\$20.0	\$0.0	Already funded	Already funded	\$0.0 Funding approved by Trustee Council 8/23/94.	\$20.0
Institute of Marine Science		\$46.5	\$0.0			\$0.0	\$46.5
No public comment received.							
95199-CLO	Institute of Marine Science - Seward Improvements EIS	\$46.5	\$0.0	Already funded	Already funded	\$0.0 Funding approved by Trustee Council 8/23/94.	\$46.5
Restoration Reserve		\$0.0	\$12,000.0			\$12,000.0	\$12,000.0
No public comment received. The PAG, by a vote of 11-2, adopted a motion urging the Trustee Council to consider depositing an amount greater than \$12 million in the Restoration Reserve.							
95424	Restoration Reserve	\$0.0	\$12,000.0	Fund	Fund/11-2	\$12,000.0 Fund as proposed.	\$12,000.0

Interim Funding Approved by Trustees 8/23/94:	\$9,962.8
Additional Project Funding Recommended by Executive Director:	\$13,499.7
Restoration Reserve:	\$12,000.0
Total Recommended Funding:	\$35,462.5
Total Number of Projects Recommended for Funding:	85

NOTE: In addition to the public comment noted above, one individual submitted a letter addressing most of the projects: endorsing some, opposing others.

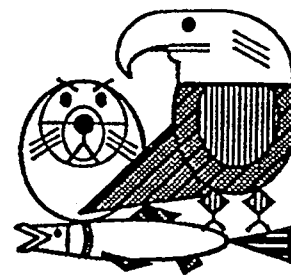
NOTE: Funding totals do not include funds requested for development and construction of the Institute of Marine Science (a total of \$24.9 million) or for actual acquisition of habitat. "Interim funding" total includes \$626,900 in carry-forward of FY94 authorization.

**Exxon Valdez Oil Spill Trustee Council**

Restoration Office

645 "G" Street, Anchorage, AK 99501

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

**MEMORANDUM**

**TO:** Trustee Council

**THROUGH:** James R. Ayers  
Executive Director  
*Traci Cramer*

**FROM:** Traci Cramer  
Administrative Officer

**RECEIVED**  
NOV 08 1994

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL  
ADMINISTRATIVE RECORD

DATE: October 21, 1994

**RE:** Financial Report as of September 30, 1994

Enclosed are the financial statements for the Exxon Valdez Oil Spill Trustee Council for the period ending September 30, 1994.

**Financial Statements**

1. Status of settlement funds as of September 30, 1994.
  - \$7,060,253 has been earned on settlement funds (see attached statement #1).
  - \$410,831,233 has been disbursed from the total settlement (see attached statement #1).
  - Estimated funds available including receivables from Exxon are approximately \$614,933,483 (see attached statement #1).
2. The balance in the Joint Trust Fund as of September 30, 1994 was \$134,908,483 (see attached statement #2).
3. Based on action to date, the Restoration Reserve Fund is currently \$12 million and is reflected in the Joint Trust Fund balance.
4. Status of the recent court request.

**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**

**Statement of Exxon Settlement Funds  
As of September 30, 1994**

**Beginning Balance of Settlement** 900,000,000

**Receipts:**

Interest Earned on Exxon Escrow Account	831,233
Net Interest Earned on Joint Trust Fund (See Note 1)	5,443,172
Interest Earned on United States and State of Alaska Accounts	785,848
<b>Total Interest</b>	<u>7,060,253</u>

**Disbursements:**

Reimbursements to United States and State of Alaska	150,382,887
Exxon clean up cost deduction	39,913,688
Joint Trust Fund deposits	220,534,658
<b>Total Disbursements</b>	<u>410,831,233</u>

**Funds Available**

Exxon future payments	490,000,000
Balance in Joint Trust Fund (See Statement 2)	134,908,483
Seal Bay acquisition payments due (See Note 3)	(9,975,000)
Other (See Note 2)	TBD
<b>Total Estimated Funds Available</b>	<u>614,933,483</u>

Note 1: Gross interest earned less District Court registry fees.

Note 2: Previously funded projects may have unobligated balances which will be available.

Note 3: Annual payments due in November 1994, 1995 and 1996.

**Footnotes** - It should be noted that the Joint Trust Fund Balance includes the Restoration Reserve Fund which has been allocated \$12 million to date. In addition, the statement does not reflect the recent court request for \$10,664,256.

**DRAFT**

**Cash Flow Statement Exxon Valdez Oil Spill Settlement United States and State of Alaska Joint Trust Fund  
As of September 30, 1994**

**Receipts:****Exxon payments**

Deposit December 1991	36,837,111	
Deposit December 1992	56,586,312	
Deposit September 1993	68,382,835	
Deposit September 1994	58,728,400	
Total Deposits	<u>220,534,658</u>	<u>220,534,658</u>

**Interest Earned**

6,038,826

**Total Interest**6,038,8266,038,826**Total Receipts**226,573,484**Disbursements:****Court requests**

Withdrawal June 1992	12,879,700	
Withdrawal December 1992	6,567,254	
Withdrawal June 1993	21,067,740	
Withdrawal November 1993	29,950,000	
Withdrawal November 1993	4,743,925	
Withdrawal June 1994	15,860,728	
Total Requests	<u>91,069,347</u>	<u>91,069,347</u>

**District Court Fees**595,654595,654**Total Disbursements**91,665,001**Balance in Joint Trust Fund**134,908,483

Footnotes - It should be noted that the Joint Trust Fund Balance includes the Restoration Reserve Fund which has been allocated \$12 million to date. In addition, the statement does not reflect the recent court request for \$10,664,256.



- The court process was completed October 20, 1994 for actions taken at the July and August Trustee Council meetings. Due to timing, the total disbursement of \$10,664,256 is not reflected on the attached statements.

Other Business

1. State of Alaska Projects - Authorization to receive and expend Exxon Valdez Oil Spill Funds was approved on August 27th.
2. Federal Projects - Currently in the allocation distribution process.

If you have any questions regarding the information provided please give me a call at 586-7152.

attachments

cc: Molly McCammon  
Restoration Work Force

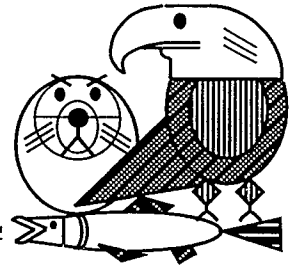
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# Exxon Valdez Oil Spill Trustee Council

Restoration Office

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

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



## MEMORANDUM

**TO:** Trustee Council Members

**FROM:** James R. Ayers  
Executive Director

**DATE:** October 21, 1994

**RE:** Investment Recommendations

RECEIVED  
NOV 08 1994

EXXON VALDEZ OIL SPILL  
TRUSTEE COUNCIL  
ADMINISTRATIVE RECORD

At your direction, I have researched the existing investment strategy employed by the Court Registry Investment System (CRIS) and explored alternative investment options. The attached analysis by Robert Storer, Chief Investment Officer, Alaska Department of Revenue, represents a solid approach.

There are two primary questions regarding investments. The first is the question of how to maximize our return on the Restoration Reserve. The second is the question of how we should manage the balance that we carry in our Joint Trust Fund. There are some parameters that we must consider such as the rules of the court, risk limitation, and the desired level of liquidity. Mr. Storer and his staff have completed an analysis of both questions. In addition, we have talked with Mr. Michael Milby of CRIS and representatives of the Texas Bank Trust which is responsible for the CRIS investments.

Since the cash flow demands are different, the Restoration Reserve Fund and the Joint Trust Fund are treated as two separate investments. The following is a summary of the respective investment strategies recommended:

- Restoration Reserve Fund - Invest in strip Treasury securities with laddered maturities.
- Joint Trust Fund balance: Consists of three investment portfolios with weekly, quarterly and annual liquidity options.

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

Mr. Storer will be present at the November 2, 1994 meeting to discuss the analysis and to answer any questions.

It is my recommendation that the investment strategies explained in Mr. Storer's memorandum of October 21, 1994 be adopted by the Trustee Council. I recommend that the Joint Trust Fund balance be distributed between the three portfolios in the following manner:

- Weekly Liquidity Option 50%
- Quarterly Liquidity Option 25%
- Annual Liquidity Option 25%

Although this is a very conservative approach and leaves a significant portion of available funds in the lower return portfolio, it provides more responsive liquidity. The Trustee Council can review this decision in six months (or at any time for that matter) and decide if it would be more appropriate to add funds to longer term investments.

Implementation of this investment strategy will require that a court order be entered to deposit the funds into new accounts. Once the Trustee Council determines the investment strategy, the court order will be prepared.

if you have any questions before that time, please don't hesitate to contact me.

Attachment


# M E M O R A N D U M

## STATE OF ALASKA DEPARTMENT OF REVENUE

**To:** James R. Ayers, Executive Director  
Exxon Valdez Oil Spill Trustee Counsel

**Date:** October 21, 1994

**Telephone:** 465-4399

**From:** Robert D. Storey   
Chief Investment Officer

**Re:** Portfolio Structure

My staff and I have analyzed the cash flow requirements of the Exxon Valdez Settlement Funds. We agree with your view that portfolios can be structured that will enhance yields and provide the desired liquidity. Our analysis included the development of a Restoration Reserve Fund investment strategy as well as an approach to maximize earnings from the Joint Trust Fund Balance. Also, our recommendations recognize that the portfolios will not be actively managed and will consist of U.S. Treasury Fixed Income Securities per CRIS requirements. Because these securities are fully guaranteed by the United States Government, credit risk will not be an issue.

Our discussion, however, will address the risk of exposure to interest rate changes and the expected price volatility incurred in a portfolio structured to increase the yield. Duration is a term that is used to measure the price sensitivity of a fixed income security to changes in interest rates. Duration is the percentage change in the price of a particular fixed income security or portfolio of fixed income securities for a one percent change in interest rates. Duration is also the amount of time required to recover the original investment through principal and interest payments. For example, the duration of a portfolio consisting of the entire market of investment grade fixed income securities is approximately 5.0 years. It is important to note that the higher the duration of a portfolio the greater the expected price volatility of that portfolio.

### Restoration Reserve Fund

Our analysis began with a review of the a Restoration Reserve Fund. It is our understanding that the Trustee Council allocated \$12 million during 1994, with an additional \$12 million proposed for 1995. Based on these actions, initial funding would be \$24 million with seven subsequent annual payments of \$12 million. It is anticipated the funds would not be needed until the year 2002. With this in mind, we reviewed a number of portfolio structures with the intent of maximizing yield, limiting exposure to interest rate changes (price volatility) and allowing for maximum flexibility.

The simplest approach is to invest the initial \$24 million in a U.S. Treasury security that matures in the year 2002. This can be accomplished by purchasing a coupon bond or a zero coupon bond (strip). The disadvantage of a coupon bond is that interest is paid twice a year and these funds must be reinvested. The advantage of a strip Treasury is that it is purchased at a discount

James R. Ayers  
Exxon Valdez Oil Spill Trustee Counsel  
Re: Portfolio Structure

October 21, 1994  
Page 2

and the interest is accumulated and paid at maturity. This guarantees that all income in the investment will accrue at the rate of the original purchase yield and not be subject to reinvestment risk in changing interest rate environments.

Purchasing strip Treasuries is preferable to coupon Treasuries. We found that investing \$24 million on October 12, 1994 in a strip Treasury to mature on August 15, 2002 will produce a yield of 7.68%. However, the duration of this security would be 7.55 which implies that the price volatility would be quite high and well in excess of a market duration of 5.0. Also, investing the total of the Fund in one security that matures in eight years does not allow flexibility for changing goals.

For the above reasons, we would recommend that the initial funding be invested in a portfolio of strip Treasury securities with laddered maturities. Laddered means the initial \$24.0 million would be evenly distributed between six securities that mature throughout the years 1996 to 2002. The portfolio structure would be as follows:

<u>Initial Investment</u>	<u>Coupon</u>	<u>Maturity Date</u>	<u>Maturity Value</u>
\$ 4 MM	0.00%	11/15/96	\$ 4,580 MM
4 MM	0.00%	11/15/97	4,950 MM
4 MM	0.00%	11/15/98	5,350 MM
4 MM	0.00%	11/15/99	5,780 MM
4 MM	0.00%	11/15/01	6,800 MM
4 MM	0.00%	11/15/02	7,240 MM
<u>\$24 MM</u>			<u>\$ 34,700 MM</u>

Based on pricing data as of October 12, 1994, a portfolio constructed as recommended would yield 7.25% but, more importantly, the duration of the portfolio would be 4.72. This portfolio does give up some yield but is far more conservatively structured and would be subject to less volatility.

This portfolio would also give the Exxon Valdez Oil Spill Trustee Counsel greater flexibility to meet changing goals. It would be our recommendation that an annual review be made each fall to evaluate changing goals and adjust investment horizons. The review should be timed to coincide with the maturing securities and the additional \$12 million annual contribution.

#### Joint Trust Fund

The other portfolio evaluated was the Joint Trust Fund Balance. It is our understanding that this portfolio is used to meet cash flow requirements and outflows may occur on a periodic basis. We also understand the portfolio is currently valued at approximately \$113 million.

James R. Ayers  
Exxon Valdez Oil Spill Trustee Counsel  
Re: Portfolio Structure

October 21, 1994  
Page 3

Currently, CRIS limits itself to purchasing securities which will mature within 100 days of purchase. The 100-day time horizon has been established to help shield the portfolio from market fluctuations in the value of the securities. A secondary affect of the time horizon is that it assumes that approximately 1/14 or 7 percent of its portfolio matures each week. This is referred to as the liquidity fund.

Depending on cash flow requirements, we feel constructing two new portfolios may best serve this Fund. In his letter of August 11, 1994, Michael N. Milby, Clerk of the Court, United States District Court, offered three portfolio suggestions. Portfolios I and III will give the counsel the most flexibility to meet cash flow needs and maximize returns in the context of acceptable risk tolerance.

Portfolio I offers a strategy of laddering a portfolio with quarterly maturities from December '94 to March '96. Portfolios constructed in this manner will provide quarterly liquidity to meet cash flow demands. A portfolio constructed with quarterly maturities, as of October 12, 1994, would yield 5.85% and have a duration of .8. This conservatively constructed portfolio would provide a yield well in excess of liquidity funds with extremely limited volatility.

Portfolio III consists of laddered one year maturities over a five year period. This portfolio, when evaluated on October 12, 1994, would yield 6.85% and the duration would be a low 2.61. It is interesting to note the impact of the changing interest rate environment. In Mr. Milby's letter of August 11, 1994, he noted the yield of a portfolio constructed in this manner would have yielded 6.41%.

Again, we encourage you to consider the use of a combination of the current liquidity fund and the creation of portfolios I and III. This strategy would maximize returns and meet cash flow needs.

I will look forward to discussing our observations with your counsel at the November 2 meeting in Anchorage.