

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

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

PURPOSE

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

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

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

SCOPE

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

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

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

DURATION OF AGREEMENT

This agreement will be effective on the date of final signatures by both parties and continue in full force and effect in its present form or as subsequently amended by the mutual agreement of both parties.

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

Molly McCammon Date 12/1/97
MOLLY MCCAMMON
Executive Director
Exxon Valdez Oil Spill Trustee Council

Jerome Komisar Date 12/1/97
JEROME KOMISAR
President
University of Alaska

Jim Lynch Date 12/4/97
JAMES LYNCH
Associate Vice President for Finance
University of Alaska

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December 8, 1997

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**EXXON VALDEZ OIL SPILL
TRUSTEE COUNCIL**


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

Dear Molly:

Enclosed is the original of the Memorandum of Understanding between the EVOS Trustee Council and the university.

Thank you very much for all that you have done to help the university.

Sincerely,


Jim Lynch

JFL/pe

Enclosure