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GREGG D. RENKES  
ATTORNEY GENERAL

CRAIG J. TILLERY  
Assistant Attorney General  
State of Alaska  
Department of Law  
1031 West Fourth Avenue, Suite 200  
Anchorage, Alaska 99501-1994  
Telephone: (907) 269-5274  
Facsimile: (907) 278-7022

Attorneys for the State of Alaska

UNITED STATES DISTRICT COURT  
DISTRICT OF ALASKA

STATE OF ALASKA,

Plaintiff,

v.

EXXON CORPORATION, and EXXON)  
SHIPPING COMPANY,

Defendants.

No. A91-083 CIV (HRH)

**EIGHTH JOINT  
NOTICE OF  
EXPENDITURES FROM  
INVESTMENT FUND**

The State of Alaska and the United States (the "Governments") jointly provide notice of the expenditure of \$3,187,402 from the EXXON VALDEZ Oil Spill Investment Fund ("Investment Fund"). The Governments' natural resource trustee agencies will use these funds for purposes consistent with the Memorandum of Agreement and Consent Decree entered by this Court

ACE 30399674

**FILED**  
DEC 01 2003  
UNITED STATES DISTRICT COURT  
BY \_\_\_\_\_ DISTRICT OF ALASKA  
Deputy

RECEIVED  
DEC 09 2003

DEPARTMENT OF LAW  
OFFICE OF THE ATTORNEY GENERAL  
ANCHORAGE BRANCH  
1031 W. FOURTH AVENUE, SUITE 200  
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1  
2 in *United States v. State of Alaska*, No. A91-081 CIV (D. Alaska) on August 28,  
3 1991 ("MOA").

4 On September 25, 1991 the State of Alaska and the United States  
5 settled their claims against the Exxon Corporation, Exxon Shipping Company,  
6 Exxon Pipeline Company, and the T/V EXXON VALDEZ arising from the  
7 EXXON VALDEZ oil spill. All funds resulting from these settlements were  
8 subsequently ordered by this Court to be placed in an interest-bearing account  
9 in the Court Registry Investment System ("CRIS") administered through the  
10 United States District Court for the Southern District of Texas.  
11

12 On June 7, 2000 this Court entered its Third Amended Order for  
13 Deposit and Transfer of Settlement Proceeds ("Third Amended Order"). The  
14 Third Amended Order allows the Governments the option of investing the  
15 money in an account outside the United States Treasury. On September 29,  
16 2000, upon application by the Governments, the Court entered an Order Re:  
17 Transfer of Funds from the Exxon Valdez Liquidity Account and the Reserve  
18 Fund to an Investment Fund Within the Alaska Department of Revenue,  
19 Division of Treasury, authorizing transfer of settlement proceeds to an account  
20 within the State. On October 5, 2000 all funds and securities were transferred  
21 from the CRIS to the Investment Fund. The Third Amended Order further  
22 allows the Governments to establish separate sub-accounts within the primary  
23 account as the Trustee Council determines appropriate. On October 1, 2002  
24  
25  
26

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PHONE: (907) 269-5100

1  
2 three sub-accounts were created in the Investment Fund, to wit: the Research  
3 Investment Sub-Account, the Habitat Investment Sub-Account, and the Koniag  
4 Investment Sub-Account. These sub-accounts were established to carry out the  
5 Trustee Council's decision in its Resolution of March 1, 1999 to separately  
6 manage the remaining assets of the Joint Trust Funds for the specific purposes  
7 of funding a long term research and monitoring program, the acquisition of  
8 lands along the Karluk River and the establishment of a fund to purchase small  
9 parcels of land that may become available in the future.  
10

11 Paragraph 27 of the Third Amended Order provides that "funds  
12 in an Investment Fund shall remain on deposit in that Fund until such time as  
13 the Exxon Valdez Oil Spill Trustee Council unanimously resolve to expend all  
14 or part of the funds." The funds may then be expended, for purposes consistent  
15 with the MOA, upon the joint notification of the Governments to the Investment  
16 Fund and the Court.<sup>1</sup> The notification is to inform the Court of the proposed  
17 uses of the funds in the same manner and to the same extent as was the  
18 Governments' practice when the funds were in the registry of the Court.  
19  
20

21 The Governments provide notice of this eighth expenditure from  
22 the Investment Fund to fund necessary natural resource damage assessment and  
23  
24

25 <sup>1</sup> A copy of the notice provided to the Investment Fund pursuant  
26 to paragraph 27 of the Third Amended Order for Deposit and Transfer of  
Settlement Proceeds is appended to this Notice as Attachment A, pp. 1 - 2.

DEPARTMENT OF LAW  
OFFICE OF THE ATTORNEY GENERAL  
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PHONE: (907) 269-5100

1  
2 restoration activities during federal fiscal year 2004.<sup>2</sup> Of the \$3,187,402 that is  
3 the subject of this notice, \$1,682,955 will be provided to the United States and  
4 \$1,504,447 will be provided to the State of Alaska.

5  
6 A complete summary of the Council's activities since approval of  
7 the settlement was appended to our Second Application, filed January 19, 1993,  
8 as Attachment B, and interim updates of activities appeared as Attachments to  
9 each of the Governments' Third, Fourth, Fifth, Sixth, Eighth, Ninth, Tenth,  
10 Eleventh, Twelfth, Fifteenth, Nineteenth, Twenty-First, Twenty-Second,  
11 Twenty-Fourth through Twenty-Ninth, Thirty-First, and Thirty-Third through  
12 Forty-Fifth applications for disbursement and the Fifth through Seventh and  
13 Tenth through Fourteenth Joint Notices of Expenditure From Settlement  
14 Account Monies Previously Disbursed, and the First, Second, Fourth and  
15 Seventh Joint Notice of Expenditures From Investment Fund. Since the last  
16 summary provided to the Court, the Trustee Council has met one time.  
17 Appended to this Notice at Attachment B are the meeting notes for that meeting.

18  
19 RESPECTFULLY SUBMITTED this 1<sup>st</sup> day of December,  
20 2003 at Anchorage, Alaska.  
21  
22  
23

24  
25 <sup>2</sup> The resolution of the Trustee Council documenting its  
26 unanimous agreement to expend \$3,187,402 for implementation of its  
FY2004 Work Plan and generally describing the purposes to which this  
expenditure will be put is appended at Attachment A, pp. 3 - 7.

EIGHTH JOINT NOICE OF EXPENDITURES  
FROM INVESTMENT FUND

1  
2 FOR THE STATE OF ALASKA

3 GREGG D. RENKES  
4 ATTORNEY GENERAL

5 By:

*Craig J. Tillery*  
6 CRAIG J. TILLERY

7 Assistant Attorney General  
8 State of Alaska  
9 Department of Law  
10 1031 West Fourth Avenue, Suite 200  
11 Anchorage, Alaska 99501-1994  
12 Telephone: (907) 269-5274  
13 Facsimile: (907) 278-7022

14 FOR THE UNITED STATES OF  
15 AMERICA  
16 THOMAS L. SANSONETTI  
17 Assistant Attorney General  
18 Environment & Natural Resources Division

19 WILLIAM D. BRIGHTON, Asst. Chief  
20 Environmental Enforcement Section  
21 Environment & Natural Resources  
22 Division  
23 U.S. Department of Justice  
24 Washington, D.C. 20530

25 By:

*Regina R. Belt*

26 REGINA R. BELT  
Environmental Enforcement Section  
Environment & Natural Resources  
Division  
U.S. Department of Justice  
801 B Street, Suite 504  
Anchorage, Alaska 99501-3657  
(907) 271-3456

DEPARTMENT OF LAW  
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PHONE: (907) 269-5100

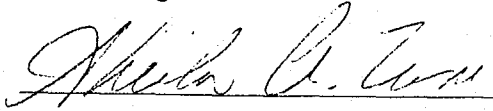
DEPARTMENT OF LAW  
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 1st day of  
December, 2003, a copy of the foregoing  
document, attachments, and proposed order  
was served by U.S. mail, first class,  
postage prepaid, to the following:

Regina R. Belt  
James F. Neal  
Douglas J. Serdahely  
Patrick Lynch  
John F. Clough III



12-1-03  
Date

# STATE OF ALASKA

FRANK H. MURKOWSKI  
GOVERNOR

## DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

1031 WEST 4<sup>TH</sup> AVENUE, SUITE 200  
ANCHORAGE, ALASKA 99501-1994  
PHONE: (907)269-5100  
FAX: (907)276-3697

December 1, 2003

Mr. Gary Bader  
Chief Investment Officer  
Treasury Division, Dept. of Revenue  
P.O. Box 110405  
Juneau, AK 99811-0405

Re: Exxon Valdez Oil Spill Investment Fund

Dear Mr. Bader:

The Exxon Valdez Trustee Council has unanimously determined to expend \$3,187,402 in joint trust funds for restoration purposes consistent with the terms of the Memorandum of Agreement and Consent Decree entered by the federal district court in *United States v. State of Alaska*, No. A91-081 CIV (D. Alaska) on August 28, 1991. Of this amount, all \$3,187,402 will come from the Research Sub-Account. These joint trust funds are currently held by the State of Alaska in the Exxon Valdez Oil Spill Investment Fund and invested by the Treasury Division, Alaska Department of Revenue. Under the terms of the Reimbursable Services Agreement between the Alaska Department of Fish and Game and the Alaska Department of Revenue, please transfer the following amounts from cash held in the Exxon Valdez Oil Spill Investment Fund to the accounts described below:

**State of Alaska**

Amount: \$1,504,447  
State of Alaska  
Exxon Valdez Settlement Account  
GeFONSI 33070  
Account 22177

ACE 30399680

ATTACHMENT   A    
PAGE   1   OF   7

**United States**

Amount: \$1,682,955

Beneficiary

account: 14X5198

name: Natural Resource Damage Assessment and Restoration Fund  
(NRDAR)

Beneficiary

account: 14010001

name: Department of the Interior  
Financial Management Services National Business Center

Beneficiary Bank

account: 021030004

name: Treasury, NYC

OBI Text

Natural Resource Damage Assessment Restoration Fund 14X5198  
EVOS Exxon Valdez, Civil Settlement, FY04 Joint Funds

Beneficiary Reference

A91-082Civil

The transfer should take place when most financially advantageous, but no later than December 9, 2003 or as soon thereafter as possible. If you have any questions, please call Craig Tillery at (907) 269-5274.

Sincerely,

Craig J. Tillery  
Assistant Attorney General  
State of Alaska

Regina R. Belt  
Environmental Enforcement Section  
Environment & Natural Resources Division  
U.S. Department of Justice  
United States of America

cc: Kevin Buckland

ACE 30399681

ATTACHMENT   A    
PAGE   2   OF   7

**RESOLUTION 04-01 OF THE  
EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL  
REGARDING THE FY 04 WORK PLAN**

We, the undersigned, duly authorized members of the *Exxon Valdez* Oil Spill Trustee Council do hereby certify that, in accordance with the Memorandum of Agreement and Consent Decree entered as settlement of United States of America v. State of Alaska, No. A91-081 Civil, U.S. District Court for the District of Alaska, and after public meetings, unanimous agreement has been reached to expend funds received in settlement of State of Alaska v. Exxon Corporation, et al., No. A91-083 CIV, and United States of America v. Exxon Corporation, et al., No. A91-082 CIV, U.S. District Court for the District of Alaska, for necessary natural resource damage assessment and restoration activities for fiscal years 2004, 2005 and 2006 as described in Attachment A. The Fiscal Year 2004 Work Plan is funded at \$3,187,402 as described in Attachment A. The monies are to be distributed according to the following schedule:

|   |                    |
|---|--------------------|
| Alaska Department of Fish & Game              | 1,292,847          |
| Alaska Department of Natural Resources        | 211,600            |
| <b>SUBTOTAL TO STATE OF ALASKA</b>            | <b>\$1,504,447</b> |
| U.S. Department of the Interior               | 581,534            |
| National Oceanic & Atmospheric Administration | 1,101,421          |
| <b>SUBTOTAL TO UNITED STATES OF AMERICA</b>   | <b>\$1,682,955</b> |
| <b>TOTAL APPROVED</b>                         | <b>\$3,187,402</b> |

ACE 30399682

Funds must be spent in accordance with Attachments A, with the following conditions: (1) If a Principal Investigator (PI) has an overdue report or manuscript from


a previous year, no funds may be expended on a project involving the PI unless the report is submitted or a schedule for submission is approved by the Executive Director; (2) a project's lead agency must demonstrate to the Executive Director that requirements of the National Environmental Policy Act (NEPA) are met before any project funds may be expended (with the exception of funds spent to prepare NEPA documentation); and (3) a PI for each project must submit a signed form to the Executive Director indicating their agreement to abide by the Trustee Council's data and report requirements before any project funds may be expended.


By unanimous consent, we hereby request the Alaska Department of Law and the Assistant Attorney General of the Environmental and Natural Resources Division of the United States Department of Justice to take such steps as may be necessary to make available for the Fiscal Year 2004 Work Plan, the amount of \$3,187,402 from the appropriate account designated by the Executive Director.

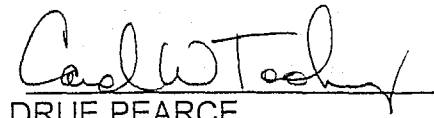
ACE 30399683


ATTACHMENT     A      
PAGE     4     OF     7

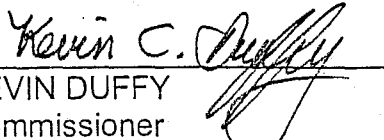
Approved by the Council at its meeting of November 10, 2003 held in Anchorage, Alaska as affirmed by our signatures affixed below.

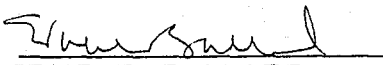
  
for JOE L. MEADE  
Forest Supervisor  
Forest Service Alaska Region  
U.S. Department of Agriculture

  
GREGG RENKES  
Attorney General  
State of Alaska

  
for DRUE PEARCE  
Senior Advisor to the Secretary  
for Alaskan Affairs  
U.S. Department of the Interior

  
JAMES W. BALSIGER  
Administrator, Alaska Region  
National Marine Fisheries Service  
U.S. Department of Commerce

  
KEVIN DUFFY  
Commissioner  
Alaska Department of Fish and Game

  
ERNESTA BALLARD  
Commissioner  
Alaska Department of Environmental  
Conservation

Attachments:  
A Funding Distribution

ACE 30399684

ATTACHMENT A  
PAGE 5 OF 7

FY 04-FY06 Attachment A Numbers Spreadsheet  
Court Notice  
FY 04

|  |                  |
|--|------------------|
| NOAA                                   | 1,101,421        |
| DOI                                    | 581,534          |
| <b>Total to United States to NIRDA</b> | <b>1,682,955</b> |

|                                  |                  |
|----------------------------------|------------------|
| <b>DNR Total</b>                 | <b>211,600</b>   |
| <b>ADFG</b>                      | <b>1,292,847</b> |
| <b>Total to State to GeFONSI</b> | <b>1,504,447</b> |

ACE 30399685

| Agency                                | Cooperating Agency | Listing   | Project Number | FY04                | FY05              | FY06              | Decision        | Comments                     |
|---------------------------------------|--------------------|---|----------------|---------------------|-------------------|-------------------|-----------------|------------------------------|
| ADFG                                  |                    | DeLorenzo FY04-Youth Area Watch                         | 40210          | \$ 121,100          | \$ 126,400        | \$ 133,200        | Fund            |                              |
| ADFG                                  |                    | Eckert-FY04-Natural Variability in the Nearshore        | 40702          | \$ 36,300           | \$ 17,500         | \$ -              | Fund            |                              |
| ADFG                                  |                    | Fall-FY04-Status of Subsistence Uses                    | 40471          | \$ 298,700          | \$ 25,600         | \$ -              | Fund            |                              |
| ADFG                                  |                    | Finney-FY04-Marine-terrestrial Linkages                 | 40703          | \$ 79,197           | \$ 80,154         | \$ 81,117         | Fund            |                              |
| ADFG                                  |                    | Honnold-FY04-Marine-derived Nutrients on Sockeye Salmon | 040703-A       | \$ 83,200           | \$ 82,400         | \$ 86,800         | Fund            |                              |
| ADFG                                  |                    | Konar-FY04 Natural Geography in Shore Areas             | 40666          | \$ 248,729          | \$ -              | \$ -              | Fund            |                              |
| ADFG                                  |                    | Okkonen-FY04-Monitoring Program in the NE Pacific Ocean | 40614          | \$ 27,289           | \$ 30,366         | \$ 31,455         | Fund            |                              |
| ADFG                                  |                    | Rosenberg-FY04-Harlequin Duck Population                | 40407          | \$ 37,100           | \$ -              | \$ -              | Fund            |                              |
| ADFG                                  |                    | Schneider-FY04-Kodiak Archipelago                       | 40610          | \$ 63,000           | \$ 63,000         | \$ 63,000         | Fund            |                              |
| ADFG                                  |                    | Walker-FY04-Marine Derived Nutrients                    | 40726          | \$ 150,200          | \$ 153,400        | \$ 149,700        | Fund            |                              |
| ADFG                                  | NOAA               | Cokelet-FY04-AK Marine Highway System Ferries           | 40699          | \$ 15,300           | \$ 22,700         | \$ 23,200         |                 |                              |
| ADFG                                  |                    | Weingartner-FY04-Alaska Coastal Current                 | 40340          | \$ 75,482           | \$ 75,482         | \$ 75,482         | Fund            |                              |
| ADFG                                  | DNR, DOI, NOAA     | Project Management                                      | 40250          | \$ 57,250           | \$ -              | \$ -              | Fund            |                              |
| <b>Total ADFG Funding for FY04-06</b> |                    |   |                | <b>\$ 1,292,847</b> | <b>\$ 677,002</b> | <b>\$ 643,954</b> |                 |                              |
| ADNR                                  |                    | Spies-FY04-EVOS Damage Assessment & Restoration         | 40600          | \$ 201,700          | \$ -              | \$ -              | Fund Contingent | TC re-evaluation of contract |
| ADNR                                  | ADFG, DOI, NOAA    | Project Management                                      | 40250          | \$ 9,900            | \$ -              | \$ -              | Fund            |                              |
| <b>Total DNR Funding for FY 04-06</b> |                    |   |                | <b>\$ 211,600</b>   | <b>\$ -</b>       | <b>\$ -</b>       |                 |                              |
| DC                                    |                    | Bodkin-FY04-Lingering Oil and Sea Otters                | 040620-2       | \$ 134,300          | \$ 26,200         | \$ 6,500          | Fund Contingent | Submittal of overdue reports |
| DOI                                   |                    | Bodkin-FY04-Nearshore Monitoring Decision Process       | 40687          | \$ 10,000           | \$ -              | \$ -              | Fund            |                              |
| DOI                                   |                    | Irons FY04-Bird Abundance in PWS                        | 40159          | \$ 175,518          | \$ -              | \$ -              | Fund            |                              |
| DOI                                   | NOAA               | Irvine-FY04-Lingering Oil on Boulder-Armored Beaches    | 40708          | \$ 60,600           | \$ 14,400         | \$ -              | Fund Contingent | Submittal of overdue reports |
| DOI                                   |                    | Knudsen-FY04-Nutrient-Based Resource Management         | 40712          | \$ 173,216          | \$ 177,002        | \$ 152,632        | Fund            |                              |
| DOI                                   | ADNR, NOAA, ADFG   | Project Management                                      | 40250          | \$ 27,900           | \$ -              | \$ -              | Fund            |                              |
| <b>Total DOI Funding for FY 04-06</b> |                    |   |                | <b>\$ 581,534</b>   | <b>\$ 217,602</b> | <b>\$ 159,132</b> |                 |                              |
| NOAA                                  | DOI                | Irvine-FY04-Lingering Oil on Boulder-Armored Beaches    | 40708          | \$ 11,100           | \$ 2,800          | \$ -              | Fund Contingent | Submittal of overdue reports |

ATTACHMENT A  
Page 6 of 7

FY 04-FY06 Attachment A Numbers Spreadsheet  
Court Notice  
FY 04

| Agency                                 | Cooperating Agency | Listing  | Project Number | FY04                | FY05              | FY06              | Decision        | Comments                     |
|--|--------------------|--|----------------|---------------------|-------------------|-------------------|-----------------|------------------------------|
| NOAA                                   |                    | Adams-FY04-Fisheries Management                | 40636          | \$ 46,760           | \$ -              | \$ -              | Fund            |                              |
| NOAA                                   |                    | Batten-FY04-CPR data                           | 40624          | \$ 135,200          | \$ 135,200        | \$ 135,200        | Fund            |                              |
| NOAA                                   |                    | Bishop-FY04-Top-down and Bottom-up Processes   | 40635          | \$ 149,529          | \$ 164,030        | \$ 151,390        | Fund            |                              |
| NOAA                                   | ADFG               | Cokelet-FY04-AK Marine Highway System Ferries  | 40699          | \$ 156,200          | \$ 163,200        | \$ 122,700        | Fund            |                              |
| NOAA                                   |                    | Heintz-FY04-Energy Allocation                  | 40706          | \$ 48,400           | \$ 42,300         | \$ 14,100         | Fund Contingent | Submittal of overdue reports |
| NOAA                                   |                    | Kiefer-FY04-Alaskan Groundfish Feeding Ecology | 40710          | \$ 80,900           | \$ -              | \$ -              | Fund            |                              |
| NOAA                                   |                    | Macklin-FY04-NGOA Metadatabase                 | 40716          | \$ 100,600          | \$ -              | \$ -              | Fund            |                              |
| NOAA                                   |                    | Malkin-FY04-Killer Whales in PWS/Kenai Fjords  | 40012          | \$ 19,502           | \$ -              | \$ -              | Fund            |                              |
| NOAA                                   |                    | Nelson-FY04-Hydrocarbon Database               | 40290          | \$ 22,200           | \$ 22,200         | \$ 22,200         | Fund            |                              |
| NOAA                                   |                    | Rice-FY04-Lingering Population Status          | 40620-1        | \$ 60,000           | \$ 61,000         | \$ 29,100         | Fund Contingent | Submittal of overdue reports |
| NOAA                                   |                    | Ruesink-FY04-Altering the Community Structure  | 40647          | \$ 81,600           | \$ -              | \$ -              | Fund            |                              |
| NOAA                                   |                    | Saupe-FY04-Habitat Web Site                    | 40721          | \$ 21,100           | \$ -              | \$ -              | Fund            |                              |
| NOAA                                   |                    | Short-FY04-Monitoring Exxon Valdez Oil & PWS   | 40724          | \$ 45,900           | \$ -              | \$ -              | Fund Contingent | Submittal of overdue reports |
| NOAA                                   |                    | Thorne-FY04-Seafood Waste Discharge            | 40725          | \$ 72,680           | \$ 111,692        | \$ 108,943        | Fund            |                              |
| NOAA                                   | DNR, DOI, ADFG     | Project Management                             | 40250          | \$ 49,750           | \$ -              | \$ -              | Fund            |                              |
| <b>Total NOAA Funding for FY 04-06</b> |                    |  |                | <b>\$ 1,101,421</b> | <b>\$ 699,622</b> | <b>\$ 583,633</b> |                 |                              |

| Total Funding for FY 04 - FY 06    |                  | FY04                    | FY 05        | FY 06        |
|------------------------------------|------------------|-------------------------|--------------|--------------|
|                                    |                  | \$ 3,187,402            | \$ 1,594,226 | \$ 2,211,458 |
| FY 04 EVOS FUNDING RECOMMENDATIONS |                  | Total Funding by Agency |              |              |
| NOAA                               | 1,101,421        |                         |              |              |
| DNR Total                          | 211,600          |                         |              |              |
| ADFG                               | 1,292,847        |                         |              |              |
| DOI                                | 581,534          |                         |              |              |
| <b>Total</b>                       | <b>3,187,402</b> |                         |              |              |

\*Trustee Council Approved EVOS Admin Funds at the October Trustee Council Meeting

ACE 30399686

ATTACHMENT   A    
PAGE   7   OF   7

# Exxon Valdez Oil Spill Trustee Council

441 W. 5<sup>th</sup> Ave., Suite 500 • Anchorage, Alaska 99501-2340 • 907/278-8012 • fax 907/276-7178



## TRUSTEE COUNCIL MEETING NOTES

Anchorage, Alaska  
November 10, 2003

DRAFT

By Gregg Renkes  
Trustee Council Member

DRAFT

Trustee Council Members Present:

Joe Meade, USFS  
Drue Pearce, DOI  
James Balsiger, NMFS

Kevin Duffy, ADF&G  
Ernesta Ballard, ADEC  
\*Gregg Renkes, ADOL

\*Chair

---

Meeting convened at 10:05 a.m., November 10, 2003 in Anchorage at the EVOS Conference Room.

1. Approval of the Agenda

APPROVED MOTION: Approved the agenda for the November 10, 2003 meeting. (Attachment A)

Motion by Duffy, second by Ballard

Public comment period began at 10:10 a.m.

**Public comment received from 16 individuals in Anchorage, Cordova, Kodiak, Fairbanks, Valdez, and Virginia.**

Public comment period closed at 11:45 a.m.

2. Approval of the Meeting Notes

APPROVED MOTION: Approved the September 3, 2003 meeting notes. (Attachment B)

Motion by Ballard, second by Duffy

ACE 30399687

3. Trustee Council and EVOS staff Investment Training

On September 26, 2003 Michael O'Leary, Executive Vice President, Callan Associates presented investment training to the EVOS staff and

ATTACHMENT

PAGE 1 OF 6

Investment Working Group (IWG). The Trustee Council was also invited to attend. Mr. Callan's presentation was designed to give the EVOS staff and IWG as custodians of the Investment Fund a better understanding of investment strategies. He touched on capital market theory, asset allocation concepts, historical perspectives, endowment and foundation spending policies, market projections, and alternative asset allocation policies. Even though EVOS has money managers to manage the fund it is important that the staff and the Council have an understanding of its function and through continued education, keep up with the current market trends. Paula Banks recently attended an Asset Allocation Summit in San Francisco the message again was echoed, to understand what your money managers are doing and keep up with the current market trends.

4. Approval of FY 04 Work Plan

APPROVED MOTION: Approve for funding FY 04 Watershed projects by: Finney, Honnold, Walker, Heintz and Knudsen. (Knudsen met fund contingency criteria by responding to STAC recommendations in revised proposal submitted to EVOS office.)

Motion by Duffy, second by Balsiger

APPROVED MOTION: Approve for funding FY 04 Alaska Coastal Current projects by: Batten, Cokelet, Okkonen, Weingartner and Matkin.

Motion by Balsiger, second by Pearce

APPROVED MOTION: Approved for funding FY 04 Community Involvement projects by: Adams, Schneider and DeLorenza.

Motion by Pearce, second by Meade

APPROVED MOTION: Approve for funding FY 04 Lingering Oil projects by: Fall, Irons, Nelson and Rosenberg. Fund contingent on providing final reports to EVOS office projects by: Rice, Irvine and Bodkin.

ACE 30399688

Motion by Balsiger, second by Ballard

APPROVED MOTION: Approve for funding FY 04 Data Management projects by: Keifer, Macklin and Saupe.

Motion by Balsiger, second by Meade

FAILED MOTION: Funding for FY 04 Modeling projects.

APPROVED MOTION: Approve for funding FY 04 Nearshore projects by: Bishop, Bodkin, Konar, Ruesink and Thorne.

Motion by Balsiger, second by Ballard

APPROVED MOTION: Approved for funding FY 04 Synthesis projects by: Eckert. Fund contingent upon meeting the following criteria: publish in Alaska, copyright to the Trustee Council and under Trustee Council's guidance project by: Spies.

Motion by Duffy, second by Meade

5. Adopt Resolution

APPROVED MOTION: Adopted Resolution 04-01 of the *Exxon Valdez* Oil Spill Trustee Council regarding the FY 04 Work Plan.

Motion by Ballard, second by Balsiger

6. Memorandum of Agreement

APPROVED MOTION: Approved accepting the Memorandum of Agreement between the Alaska Marine Highway System, Department of Transportation and the *Exxon Valdez* Oil Spill Trustee Council.

Motion by Ballard, second by Pearce

7. Science-related organizations in State

APPROVED MOTION: Approved EVOS staff preparing a report identifying various science-related organizations in the State; their sponsors, their funding sources and their area of scientific expertise.

ACE 30399689

Motion by Ballard, second by Duffy

8. Executive Session

APPROVED MOTION: Approved moving to executive session to discuss litigation issues.

Motion by Duffy, second by Meade

EXECUTIVE SESSION

Off the record: 6:00 p.m.

On the record: 6:15 p.m.

Meeting adjourned at 6:20 p.m. Motion by Ballard, second by Balsiger

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ATTACHMENT B  
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# Exxon Valdez Oil Spill Trustee Council

441 W. 5<sup>th</sup> Ave., Suite 500 • Anchorage, Alaska 99501-2340 • 907/278-8012 • fax 907/276-7178

## AGENDA EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL MEETING

November 10, 2003 10:00 a.m.  
441 West 5<sup>th</sup> Avenue, Suite 500, Anchorage



DRAFT

### Trustee Council Members:

GREGG RENKES  
Attorney General  
State of Alaska

JAMES BALSIGER  
Administrator, Alaska Region  
National Marine Fisheries Service

ERNESTA BALLARD  
Commissioner  
Alaska Department of  
Environmental Conservation

DRUE PEARCE  
Senior Advisor to the Secretary  
for Alaskan Affairs  
U.S. Department of the Interior

KEVIN DUFFY  
Commissioner  
Alaska Department of Fish  
and Game

JOE MEADE  
Forest Supervisor  
U.S. Department of Agriculture  
Forest Service

Meeting in Anchorage, Trustee Council Office, 441 West 5<sup>th</sup> Avenue, Suite 500  
\_\_\_\_\_ State Chair

1. Call to Order – 10:00 a.m.
  - Approval of Agenda
  - Approval of Meeting Notes  
September 3, 2003
2. Public comment – 10:05 a.m.
3. Executive Director comments – Gail Phillips
  - Investment Training Seminar
  - Investment Update
  - 15<sup>th</sup> Anniversary (March 2004)
  - ARLIS contribution percentages
  - Report on overdue projects
  - PAC comments re FY 04 Work Plan – Brett Huber, PAC Chair

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ATTACHMENT

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- Lease paragraph for FY 05 Invitation – Phil Mundy
- Trustee Council Chair rotation

Working lunch (provided)

4. Introduction of proposed FY 2004 Work Plan – Phil Mundy
5. Discussion and approval of FY 2004 Work Plan\*
6. Lapsed FY 2003 funds\*
7. Memorandum of Agreement between Alaska Marine Highway System, Alaska Department of Transportation and the *Exxon Valdez* Oil Spill Trustee Council\*
8. Report identifying various science-related organizations in the State, who they are sponsored by, where they get their funding and what their area of scientific work entails\*
9. Executive Session

Adjourn

\* Indicates action items.

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ATTACHMENT B  
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