

**RESOLUTION 04-07
OF THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL
REGARDING THE FY 04 WORK PLAN Phase III**

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 a public meeting, 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 and 2005, as described in the attached spreadsheet. The third phase of the Fiscal Year 2004 Work Plan is funded to provide for the multi year activity for the following Projects:

- ◆ 040556 – High Resolution Mapping of the Intertidal Shallow Subtitle Shores in Kachemak Bay (\$15,000 FY04)
- ◆ 040774 – Oil Exposure Biomarkers and Population Trends of PWS Marine Vertebrates (\$178,000.00 FY04 and \$150,500.00 FY05);
- ◆ 040775 – Pathways of Exposure and Recovery Status (\$20,500.00 FY04 and \$126,900.00 FY05);
- ◆ 040574 – Assessment of Bivalve Recovery on Treated Mixed-soft Beaches in PWS (\$36,200.00 FY04);
- ◆ 040740 – Contaminant Inputs to PWS and CYP1A Induction in Fish (\$177,300 FY 04 and \$130,100.00 FY 05);
- ◆ 040772 – Sediment Quality Survey of Heavily-Oiled Beaches in Prince William Sound (\$151,000 FY04 and \$57,200.00 FY05);
- ◆ Contract with Integral Consulting, Inc., to be administered by the Department of Law, for applied research related to lingering oil, resource recovery, and management and monitoring of impaired water bodies (\$650,000.00 FY 04 – FY05)

Total funding for FY 2004 - \$1,228,000.00

Total funding for FY 2005 - \$464,700.00

Fiscal Year 2005 allocations are to be disbursed on or after October 1, 2004.

The monies are to be distributed according to the following schedule:

Fiscal Year 2004

Alaska Department of Fish and Game	\$ 15,000.00
Alaska Department of Law	\$ 801,000.00
SUBTOTAL TO STATE OF ALASKA	\$ 816,000.000
U.S. Department of the Interior	\$ 198,500.00
National Oceanic & Atmospheric Administration	\$ 213,500.00
SUBTOTAL TO UNITED STATES OF AMERICA	\$ 412,000.00
TOTAL APPROVED FY 2004	\$ 1,228,000.00

Fiscal Year 2005

Alaska Department of Law	\$ 57,200.00
SUBTOTAL TO STATE OF ALASKA	\$ 57,200.00
U.S. Department of the Interior	\$ 277,400.00
National Oceanic & Atmospheric Administration	\$ 130,100.00
SUBTOTAL TO UNITED STATES OF AMERICA	\$ 407,500.00
TOTAL APPROVED FY 2005	\$ 464,700.00

Funds must be spent in accordance with the attached Funding Recommendations, 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 Phase III, the amount of \$1,692,700.00 from the appropriate account designated by the Executive Director.

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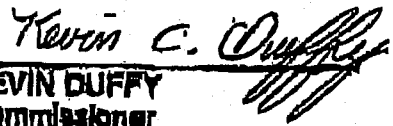
Approved by the Council at its meeting of May 14, 2004 held in Anchorage,
Alaska as affirmed by our signatures affixed below.



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


for **GREGG RENKES**
Attorney General
State of Alaska


DREW 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:
Spreadsheet
Funding Recommendations

Projects Approved May 14, 2004
Resolution 04-07

Projects approved for Funding May 14, 2004

NOAA	\$	213,500
DOI/USGS	\$	198,500
Total to United	\$	412,000

DOL	\$	801,000
ADFG	\$	15,000
Total to State to GeFONSI	\$	816,000

Approved	Agency	Cooperating Agency	Listing	Project Number	FY04	FY05	FY06	Decision	Amount Funded FY 04 Including GA
14-May	DOI/USGS		Ballachey, Bodkin, Irons - Oil Exposure Biomarkers and Population Trends of PWS Marine Vertebrates	40774	\$ 178,000.00	\$ 150,500.00	\$ -		\$ 328,500.00
14-May	DOI/USGS		Ballachey, Bodkin - Pathways of Exposure and recovery status	40775	\$ 20,500.00	\$ 126,900.00	\$ -		\$ 147,400.00
Total for USGS/DOI					\$ 198,500.00	\$ 277,400.00			\$ 475,900.00
14-May	NOAA		Lees - Assessment of Bivalve Recovery on Treated Mixed -Soft Beaches in PWS	40574	\$ 36,200.00	\$ -	\$ -		\$ 36,200.00
14-May	NOAA		Rice - Contaminant Inputs to PWS and CYP1A induction in Fish	40740	\$ 177,300.00	\$ 130,100.00	\$ -		\$ 307,400.00
Total for NOAA					\$ 213,500.00	\$ 130,100.00			\$ 343,600.00
14-May	DOL		Lingering Oil Project Review		\$ 650,000.00				\$ 650,000.00
14-May	DOL		Day - Sediment Quality Survey of Heavily-Oiled Beaches in PWS	40772	\$ 151,000.00	\$ 57,200.00	\$ -		\$ 208,200.00
Total for DOL					\$ 801,000.00	\$ 57,200.00			\$ 858,200.00
14-May	ADFG		Pegau-High Resolution Mapping of the Intertidal Shallow Subtitle Shores in Kachemack Bay	40556	\$ 15,000.00	\$ -			\$ 15,000.00
Total for ADFG					\$ 15,000.00				\$ 15,000.00

FY 04 EVOS FUNDING RECOMMENDATIONS May 14, 2004	Fund FY 04	Fund FY 05	Total Funding by Agency (includes GA)	GA
NOAA	\$ 213,500	\$ 130,100	\$ 343,600	\$ 25,382
DOL	\$ 801,000	\$ 57,200	\$ 858,200	\$ 11,250
ADFG	\$ 15,000	\$ -	\$ 15,000	\$ 1,200
DOI	\$ 198,500	\$ 277,400	\$ 475,900	\$ 39,295
EVOS Admin funding*			\$ -	
Total	\$ 1,228,000	\$ 464,700	\$ 1,692,700	\$ 77,127

Total Allocation	\$ 1,500,000.00
Authorized Exenditure May 14	\$ 1,692,700
Remaining available	\$ (192,700.00)