

**RESOLUTION 05-03 OF THE
EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL
REGARDING FUNDS FOR HERRING SYNTHESIS PROJECT**

WHEREAS, at its February 4, 2005 meeting, the Exxon Valdez Oil Spill Trustee Council (Trustee Council) voted unanimously to expend \$50,000 in FY 2005 for a synthesis of existing information concerning Pacific herring in Prince William Sound to ascertain the reason for the decline of that population and directed its staff to solicit proposals for such a synthesis;

WHEREAS the Trustee Council staff issued a request for proposals for such a synthesis, and that request produced no proposals that could be recommended for action by the Trustee Council;

WHEREAS the Trustee Council staff issued a second request for proposals for such a synthesis, which prompted the submission of one or more proposals that could be recommended for action by the Trustee Council;

WHEREAS the costs associated with the implementation of the proposal recommended to the Trustee Council exceed the \$50,000 that the Trustee Council originally agreed to expend for this purpose;

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, we have reached unanimous agreement to expend an additional

\$51,240.54 in FY 2005, and \$30,783.56 in FY 2006, from the 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 the purpose of implementing Project 050794 (Herring Synthesis – Rice/Quinn *et al.*). The monies for this multi year project -- both those that are the subject of Trustee Council Resolution 05-02 and the supplemental funds that are the subject of this Resolution -- are to be distributed according to the following schedule:

FY 2005 Fund Distribution:

Alaska Department of Fish & Game	\$ 28,755.54
SUBTOTAL TO STATE OF ALASKA	\$ 28,755.54
National Oceanic & Atmospheric Administration	\$ 72,485.00
SUBTOTAL TO UNITED STATES OF AMERICA	\$ 72,485.00
TOTAL APPROVED (FY 2005)	\$101,240.54

FY 2006 Fund Distribution:

Alaska Department of Fish & Game	\$ 30,783.56
SUBTOTAL TO STATE OF ALASKA	\$ 30,783.56
National Oceanic & Atmospheric Administration	\$ 0.00
SUBTOTAL TO UNITED STATES OF AMERICA	\$ 0.00
TOTAL APPROVED (FY 2006)	\$30,783.56

Funds shall be spent in accordance with Attachment 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 , \$132,024.10 total funds available for Project 050794 (Herring Synthesis), \$101,240.54 during FY 2005 and \$30,783.56 during FY 2006 from the appropriate account designated by the Executive Director.

Approved by the Trustee Council at its meeting of May 3, 2005 held by teleconference call initiated in Anchorage, Alaska, as affirmed by our signatures affixed below.



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

SCOTT NORDSTRAND
Deputy Attorney General
Alaska Department of Law

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

McKIE CAMPBELL
Commissioner
Alaska Department of Fish and Game

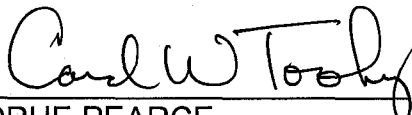
KURT FREDRIKSSON
Acting Commissioner
Alaska Department of Environmental
Conservation

Attachment A (Project Budget – Herring Synthesis)

Approved by the Trustee Council at its meeting of May 3, 2005 held by teleconference call initiated in Anchorage, Alaska, as affirmed by our signatures affixed below.

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Forest Supervisor
Forest Service Alaska Region
U.S. Department of Agriculture

SCOTT NORDSTRAND
Deputy Attorney General
Alaska Department of Law

For


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

JAMES W. BALSIGER
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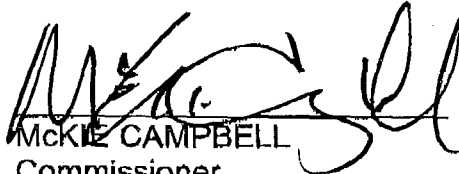
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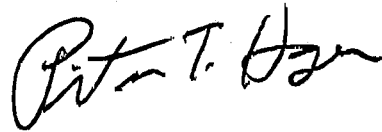
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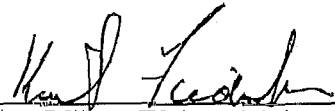
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