

**RESOLUTION 21-10 OF THE EXXON VALDEZ OIL SPILL TRUSTEE COUNCIL  
REGARDING FY22-31 ANNUAL FUNDING**

INCLUDING THE FY22-FY31 WORK PLAN OF EVOSTC RESTORATION, RESEARCH, AND MONITORING  
PROJECTS; FY22-FY26 GENERAL RESTORATION AND HABITAT ENHANCEMENT PROJECTS, AND  
REAUTHORIZATION OF PROJECT 20200135 AND HABITAT PARCEL KEN 4018

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. This funding is for natural resource damage assessment and restoration activities as described below.

Multiyear projects are approved for funding at amounts described in the Annual Funding Overview (AFO) for FY22 – FY31 and must be spent in accordance with the AFO, dated January 21, 2022, and the documents referenced therein. Funding is released annually unless otherwise noted and funding expires on the dates indicated, if applicable. Annual funds and funds beyond FY26 are subject to availability depending on the net asset value of the Research and Habitat subaccounts.

**SECTION I: Long-term Research and Monitoring Program Projects**

The lead or managing agency for each funded project must demonstrate to the satisfaction of the Trustee Council, where applicable, that requirements of the National Environmental Policy Act (NEPA) are met before any project funds may be expended, and the Principal Investigators for the project must abide by the Council's policies, including those pertaining to data management and reporting.

The total amount of funding approved for FY22 in Section I is \$5,425,945, which includes GA. This funding is approved for the period February 1, 2022, through January 31, 2023.

The total amount of funding approved for FY23 in Section I is \$4,828,106, which includes GA. This funding is approved for the period February 1, 2023, through January 31, 2024.

The total amount of funding approved for FY24 in Section I is \$4,334,817, which includes GA. This funding is approved for the period February 1, 2024, through January 31, 2025.

The total amount of funding approved for FY25 in Section I is \$4,521,237, which includes GA. This funding is approved for the period February 1, 2025, through January 31, 2026.

The total amount of funding approved for FY26 in Section I is \$4,313,685, which includes GA. This funding is approved for the period February 1, 2026, through January 31, 2027.

The total amount of funding approved for FY27 in Section I is \$4,542,526, which includes GA. This funding is approved for the period February 1, 2027, through January 31, 2028.

The total amount of funding approved for FY28 in Section I is \$3,929,515, which includes GA. This funding is approved for the period February 1, 2028, through January 31, 2029.

The total amount of funding approved for FY29 in Section I is \$4,300,411, which includes GA. This funding is approved for the period February 1, 2029, through January 31, 2030.

The total amount of funding approved for FY30 in Section I is \$4,121,094, which includes GA. This funding is approved for the period February 1, 2030, through January 31, 2031.

The total amount of funding approved for FY31 in Section I is \$4,074,446, which includes GA. This funding is approved for the period February 1, 2031, through January 31, 2032.

## **SECTION II: Data Management Program Project**

Funding for the Project 22120113 Data Management Program reflects reductions directed by the Council and implemented by the Executive Director; it includes specific projects requiring data management services that were approved by the Council at its October 13, 2021 and January 18, 2022 meetings, and deducts data management costs for those that were not approved.

The total amount of funding approved for FY22 in Section II is \$379,716, which includes GA. This funding is approved for the period February 1, 2022, through January 31, 2023.

The total amount of funding approved for FY23 in Section II is \$381,426, which includes GA. This funding is approved for the period February 1, 2023, through January 31, 2024.

The total amount of funding approved for FY24 in Section II is \$411,819, which includes GA. This funding is approved for the period February 1, 2024, through January 31, 2025.

The total amount of funding approved for FY25 in Section II is \$401,524, which includes GA. This funding is approved for the period February 1, 2025, through January 31, 2026.

The total amount of funding approved for FY26 in Section II is \$373,476, which includes GA. This funding is approved for the period February 1, 2026, through January 31, 2027.

The total amount of funding approved for FY27 in Section II is \$328,449, which includes GA. This funding is approved for the period February 1, 2027, through January 31, 2028.

The total amount of funding approved for FY28 in Section II is \$335,485, which includes GA. This funding is approved for the period February 1, 2028, through January 31, 2029.

The total amount of funding approved for FY29 in Section II is \$344,195, which includes GA. This funding is approved for the period February 1, 2029, through January 31, 2030.

The total amount of funding approved for FY30 in Section II is \$351,708, which includes GA. This funding is approved for the period February 1, 2030, through January 31, 2031.

The total amount of funding approved for FY31 in Section II is \$360,903, which includes GA. This funding is approved for the period February 1, 2031, through January 31, 2032.

### **SECTION III: Education and Outreach Projects**

The total amount of funding approved for FY22 in Section III is \$3,163,718, which includes GA. This funding is approved for the period February 1, 2022, through January 31, 2023.

The total amount of funding approved for FY23 in Section III is \$2,716,468, which includes GA. This funding is approved for the period February 1, 2023, through January 31, 2024.

The total amount of funding approved for FY24 in Section III is \$2,652,641, which includes GA. This funding is approved for the period February 1, 2024, through January 31, 2025.

The total amount of funding approved for FY25 in Section III is \$2,653,783, which includes GA. This funding is approved for the period February 1, 2025, through January 31, 2026.

The total amount of funding approved for FY26 in Section III is \$2,811,862, which includes GA. This funding is approved for the period February 1, 2026, through January 31, 2027.

Funding of Project 22220400 in years four and five (FY25-FY26) will be contingent upon the review and approval by the PAC and Executive Director in their first biennial review in 2024 to ensure adequate progress is being made. Trustees expressed their expectation that the symposiums approved in Project 22220403 will be rotated among different locations around the spill area, to the extent possible.

The total amount of funding approved for FY27 in Section III is \$215,575, which includes GA. This funding is approved for the period February 1, 2027, through January 31, 2028.

The total amount of funding approved for FY28 in Section III is \$210,016, which includes GA. This funding is approved for the period February 1, 2028, through January 31, 2029.

The total amount of funding approved for FY29 in Section III is \$210,016, which includes GA. This funding is approved for the period February 1, 2029, through January 31, 2030.

The total amount of funding approved for FY30 in Section III is \$210,016, which includes GA. This funding is approved for the period February 1, 2030, through January 31, 2031.

The total amount of funding approved for FY31 in Section III is \$210,016, which includes GA. This funding is approved for the period February 1, 2031, through January 31, 2032.

#### **SECTION IV: Mariculture**

Funding for mariculture projects is conditioned on documentation acceptable to the Executive Director to be provided by proponents by May 1, 2022 to ensure the three projects are undertaken collaboratively and in coordination with each other, with the goal of having the mariculture initiative proceed in an orderly manner and to answer questions raised in the reviews, and so as to ensure they successfully achieve the three projects' end goals. The lead or managing agency for each funded project must demonstrate to the satisfaction of the Trustee Council, where applicable, that requirements of the NEPA are met before any project funds may be expended; and the Principal Investigators for the project must abide by the Council's policies, including those pertaining to data management and reporting.

The total amount of funding approved for FY22 in Section IV is \$4,276,009, which includes GA. This funding is approved for the period February 1, 2022, through January 31, 2023.

The total amount of funding approved for FY23 in Section IV is \$3,920,495, which includes GA. This funding is approved for the period February 1, 2023, through January 31, 2024.

The total amount of funding approved for FY24 in Section IV is \$3,953,342, which includes GA. This funding is approved for the period February 1, 2024, through January 31, 2025.

The total amount of funding approved for FY25 in Section IV is \$4,033,703, which includes GA. This funding is approved for the period February 1, 2025, through January 31, 2026.

The total amount of funding approved for FY26 in Section IV is \$3,433,826, which includes GA. This funding is approved for the period February 1, 2026, through January 31, 2027.

The total amount of funding approved for FY27 in Section IV is \$2,637,506, which includes GA. This funding is approved for the period February 1, 2027, through January 31, 2028.

The total amount of funding approved for FY28 in Section IV is \$2,637,530, which includes GA. This funding is approved for the period February 1, 2028, through January 31, 2029.

The total amount of funding approved for FY29 in Section IV is \$2,637,458, which includes GA. This funding is approved for the period February 1, 2029, through January 31, 2030.

The total amount of funding approved for FY30 in Section IV is \$2,637,634, which includes GA. This funding is approved for the period February 1, 2030, through January 31, 2031.

The total amount of funding approved for FY31 in Section IV is \$2,636,901, which includes GA. This funding is approved for the period February 1, 2031, through January 31, 2032.

#### **SECTION V: General Restoration Projects**

The lead or managing agency for each funded general restoration project must demonstrate to the satisfaction of the Trustee Council, where applicable, that requirements of the NEPA are met before any project funds may be expended; and the Principal Investigators for the project must abide by the Council's policies, including those pertaining to data management and reporting.

The total amount of funding approved for FY22 in Section V is \$6,300,172, which includes GA. This funding is approved for the period February 1, 2022, through January 31, 2023.

The total amount of funding approved for FY23 in Section V is \$1,657,157, which includes GA. This funding is approved for the period February 1, 2023, through January 31, 2024.

The total amount of funding approved for FY24 in Section V is \$1,174,203, which includes GA. This funding is approved for the period February 1, 2024, through January 31, 2025.

The total amount of funding approved for FY25 in Section V is \$1,303,605, which includes GA. This funding is approved for the period February 1, 2025, through January 31, 2026.

The total amount of funding approved for FY26 in Section V is \$1,116,125, which includes GA. This funding is approved for the period February 1, 2026, through January 31, 2027.

Funding for Project 22220502 Clean Water Assessment of Beaches with Lingering Oil is conditioned upon submission of a revised proposal by June 1, 2022, that the Trustee Council determines adequately addresses the Science Panel's concerns regarding the project. Funding for Project 22220507 PGC General Restoration & Habitat Protection Project excludes any funding for Objective 2 of the Project (the remote cabin improvements work). The final schedule and timing of funding releases for Project 22220508 Standardized, High-Resolution, Geospatial Wetlands and Hydrography Data Across the EVOS Region will be determined by the Executive director in consultation with the proposer and in coordination with the Trustees.

#### **SECTION VI: Archaeological Repository and Museum Infrastructure Projects**

The lead or managing agency for each funded infrastructure project must demonstrate to the satisfaction of the Trustee Council, where applicable, that requirements of the NEPA are met before any project funds may be expended. Any required NEPA or other review and project

management costs, to the extent not already included in the projects funded in this Section VI, will be the responsibility of the project proposers.

The total amount of funding approved for FY22 in Section VI is \$5,326,486, which excludes GA. This funding is approved for the period February 1, 2022, through January 31, 2023.

The total amount of funding approved for FY23 in Section VI is \$4,351,056, which excludes GA. This funding is approved for the period February 1, 2023, through January 31, 2024.

The total amount of funding approved for FY24 in Section VI is \$3,384,144, which excludes GA. This funding is approved for the period February 1, 2024, through January 31, 2025.

The total amount of funding approved for FY25 in Section VI is \$429,675, which excludes GA. This funding is approved for the period February 1, 2025, through January 31, 2026.

The total amount of funding approved for FY26 in Section VI is \$125,775, which excludes GA. This funding is approved for the period February 1, 2026, through January 31, 2027.

## **SECTION VII: HABITAT ENHANCEMENT PROJECTS**

The lead or managing agency for each funded habitat enhancement project must demonstrate to the satisfaction of the Trustee Council, where applicable, that requirements of the NEPA are met before any project funds may be expended. Any required NEPA or other review and project management costs, to the extent not already included in the projects funded below, will be the responsibility of the project proposers.

The total amount of funding approved for FY22 in Section VII is \$2,881,666, which includes GA. This funding is approved for the period February 1, 2022, through January 31, 2023.

The total amount of funding approved for FY23 in Section VII is \$6,719,313, which includes GA. This funding is approved for the period February 1, 2023, through January 31, 2024.



The total amount of funding approved for FY24 in Section VII is \$3,877,162, which includes GA. This funding is approved for the period February 1, 2024, through January 31, 2025.

The total amount of funding approved for FY25 in Section VII is \$3,362,989, which includes GA. This funding is approved for the period February 1, 2025, through January 31, 2026.

The total amount of funding approved for FY26 in Section VII is \$766,602, which includes GA. This funding is approved for the period February 1, 2026, through January 31, 2027.

Funding for Project 22220602 Kenai Peninsula Streambank Rehabilitation and Protection is conditioned upon annual monitoring of funded projects for 10 years following completion of streambank rehabilitation or improvements and submission of a final report evaluating the effectiveness and durability of the projects. The final schedule and timing of funding releases for Project 22220611 Big Eddy - Restoration and Improvements will be determined by the Executive Director in consultation with the proposer and in coordination with the Trustees. The final schedule and timing of funding releases for Project 22220612 Eyak Weir Restoration Project will be determined by the Executive Director in consultation with the proposer and in coordination with the Trustees.

## **SECTION IIX: HABITAT PROJECT REAUTHORIZATIONS**

### ***A. Funding Reauthorized in Section IIX***

Previously approved funding in the total amount of \$8,719,010, which includes GA, is reauthorized for two Council-approved habitat projects: the Bookey Property Habitat Purchase, Project KEN 4018, and the Eagle Rock Facility Expansion and Improvements Project 20200135. This funding must be spent in accordance with the activities, requirements, conditions, and information as described in this Section IIX.

**A.1: Habitat Parcel Reauthorization Additional Requirements, Conditions and Other**

**Information**

The Bookey Property Habitat Purchase Project KEN 4018 is reauthorized in an amount not to exceed \$2,300,000, which includes due diligence and closing costs. The Council reauthorizes funding for the acquisition of the Parcel KEN 4018, with the purchase of interests in land to be at the fair market value established by a government-approved appraisal.

The Parcel KEN 4018 purchase is further conditioned upon:

1. the provision that the EVOSTC Executive Director, in consultation with the Alaska Department of Natural Resources, U.S. Department of Interior Solicitor's Office and Alaska Department of Law, determines that it is in the interest of the Council to move forward with purchase of the interests in the parcel; and
2. due diligence reports are acceptable to the Alaska Department of Natural Resources, U.S. Department of Interior Solicitor's Office, and the Alaska Department of Law.
3. Authorization of funding for the purchase of interests in this parcel shall terminate if a purchase agreement is not executed by January 31, 2025.

**A.2: Eagle Rock Facility Expansion/Improvement Project Reauthorization—Project**

**20200135**

Previously approved funding of \$6,419,010, which includes GA, is reauthorized for the ADNR State Parks Eagle Rock Facility Improvement Project on the Bookey Parcel, once acquired. This funding approval is reauthorized until January 31, 2027. Funding is conditioned on completion of the State's purchase of the Bookey parcel as set forth above in IIX.A.1.

**SECTION IX: Marine Science Facilities Projects (PWSSC and ASLC)**

An additional amount of \$5,950,000 is approved for Project 19190125 Prince William Sound Science Center and Technology Institute Facilities Replacement Proposal dated August 17, 2018. This project was originally approved in Resolution 18-04 at the Trustee Council's meeting on October 17, 2018, for a total amount of \$18,000,000, with \$500,000 of that amount reserved for NEPA review, project management and GA. The additional funding of \$5,950,000 now approved for the ongoing project is to be used for completion of the main building and the running seawater

system, including the seawater heat pump, heat loop, and directional drilling, as set out in the PWSSC's Project Increase Request dated September 8, 2021, including project management costs. Specifically excluded from this additional funding are the \$33,000 for conduit for future renewable energy sources, \$95,000 for contingency, \$260,000 for additional design-build for a future residential dormitory, \$4 million for the residential dormitory and bunkhouse construction and site preparation, and \$1.775 million for contingency for the projects being additionally funded herein. All funding to the PWSSC's Facilities Replacement Project remains subject to the same conditions and limitations included in Resolution 18-04, including that the PWSSC will provide by June 1, 2022 written documentation demonstrating to the satisfaction of the Alaska Department of Law and NOAA, in consultation with the U.S. Department of Justice, that the PWSSC has firm commitments for the non-EVOSTC funded anticipated costs of construction of the Center's new facilities in an amount as described in the August 17, 2018 proposal.

An additional amount of \$2,000,000 is approved for Project 20200131 Alaska SeaLife Center Facility Improvements, for FY22. Funding will be used for critical water system upgrades at the Alaska SeaLife Center (ASLC) as outlined in the ASLC Proposal dated December 9, 2019 and updated in the ASLC's October 8, 2021 Proposal. Partial funding in the amount of \$545,000, including GA, supporting the ASLC's 2019 Proposal, was approved in Resolution 20-03 at the Trustee Council's meeting on October 14, 2020. The \$545,000 of EVOSTC funding was made conditional on the ASLC demonstrating that it has secured equivalent matching funds from alternative funding sources by May 1, 2022 for the improvements as described in the Proposal, and certain other conditions. All conditions set forth in Resolution 20-03 continue to apply to this project. The ASLC shall provide documentation acceptable to the Executive Director that the conditions of the funding have been satisfied prior to the release of any funds. The lead or managing agency for the project must demonstrate to the satisfaction of the Trustee Council, where applicable, that requirements of the NEPA are met before any project funds may be expended. Any required NEPA review and project management costs will be the responsibility of the ASLC.

**SECTION X: APPROVAL BY COUNCIL**

By unanimous consent, we hereby request the Alaska Department of Law and the Assistant Attorney General of the Environment and Natural Resources Division of the United States Department of Justice to take such steps as may be necessary to make available the funding as described in this Resolution. All funding approved pursuant to this Resolution 21-10 is subject to availability in the respective Investment sub-funds determined on an annual basis. The schedule and timing of all funding releases will be determined by the Executive Director in consultation with the project proposers and in coordination with the Trustees.

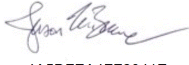
Attachments:

- FY22 Annual Funding Overview (AFO), dated January 21, 2022
- FY22-31 EVOSTC Work Plan, dated January 25, 2022
- Resolution 18-04, Prince William Sound Science Center and Technology Institute Facilities Replacement
- Resolution 19-02 FY20 Annual Spending (including Bookey Parcel)
- Resolution 20-03, Regarding FY21 Annual Funding (including the Alaska SeaLife Center)

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Approved by the Council at its meetings of October 13, 2021, and January 18, 2022, held via a virtual meeting platform, as affirmed by our signatures affixed below:

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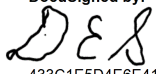
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**JASON BRUNE**  
Commissioner  
Alaska Department of Environmental  
Conservation




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**CRAIG O'CONNOR**  
Special Counsel  
National Oceanic and Atmospheric  
Administration  
U.S. Department of Commerce

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**DAVID SCHMID**  
Alaska Regional Forester, U.S. Forest Service  
U.S. Department of Agriculture

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**TREG TAYLOR**  
Attorney General  
Alaska Department of Law

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**SARA TAYLOR**  
Policy Advisor—Alaska Region  
U. S. Department of Interior

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**DOUGLAS VINCENT-LANG**  
Commissioner  
Alaska Department of Fish and Game