

T/V Command Trustee Council Meeting  
Gulf of the Farallons National Marine Sanctuary  
San Francisco, CA  
23 July 2001

1. INTRODUCTIONS All
2. REVIEW AGENDA All
3. APPROVAL OF MINUTES OF LAST MEETING All
4. FINANCIAL UPDATE Jim Haas
  - Current status of funds
  - Agency assessment costs
  - Billing and administrative time
5. MOU Kathy Verrue-Slater
  - Consensus process and procedures
  - Finalizing
6. RESTORATION PLANNING Haas
  - Review of Steve Hampton's Bird Injury Document
  - Scaling Studies
  - Developing Scoping Statement for Public Review
7. REVIEW TASKS/SET NEXT MEETING DATE All

Minutes  
T/V Command Trustee Council Meeting  
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1. Attendees

|                     |  |
|---------------------|--|
| Jim Haas            | U.S. Fish and Wildlife Service - Primary Representative    |
| Nora Rojek          | Calif. Dept. of Fish and Game - Alternate                  |
| Ed Ueber            | NOAA - Primary Representative                              |
| Jonathan Clark      | State Lands Commission - Primary Representative (by phone) |
| Eric Gillies        | State Lands Commission - Alternate (by phone)              |
| Joanne Kerbavaz     | California Department of Parks and Recreation              |
| Jennifer Boyce      | NOAA   |
| Carolyn Lown        | DOI Office of the Solicitor                                |
| Kathy Verrue-Slater | Calif. Dept. of Fish and Game - Legal (by phone)           |
| Kolleen Bannon      | NOAA Office of General Counsel                             |

2. Agenda. The agenda (attached) was reviewed and approved.

3. Minutes of Previous Meeting. The minutes of the meeting held on June 26, 2001, were reviewed and approved by the council. The draft IEC lost use report was discussed as a potential attachment to the minutes, but some council members had not yet had a chance to review the document, and a decision was deferred until the next meeting. There were no outstanding action items. Jim Haas will finalize and distribute the minutes of the June 26 meeting.

4. Restoration Account. A summary of the restoration account activity is attached. As of July 2001, the NRDAR restoration account had a total balance of \$4,285,821.54. A copy of the letter from the PRPs attorneys (attached) was reviewed. The letter shows the distribution of the settlement money into various accounts and documents payment of past assessment costs to each agency. The council agreed to review each agencies post-settlement restoration planning costs and anticipated costs through June 2002 at the next meeting.

5. MOU. The proxy provisions in the current draft of the MOU were discussed in detail. In general, the council members felt the provisions were too onerous, might raise questions in the public mind about the decision-making process, and would rarely be needed, if at all. The consensus of the council was that decisions would be made on a unanimous basis and each agency would be able to appoint as many alternates as needed to meet its responsibilities under the MOU. Kathy Verrue-Slater will circulate another draft of the MOU. The goal of the council is to have the MOU finalized and signed by the next meeting.

6. Restoration Planning. Steve Hampton's preliminary summary document describing the nature and scope of the seabird injury in this case was discussed. Jennifer Boyce agreed to continue working with Steve Hampton to include additional bird data and expand the summary document to include marine mammals. She will circulate another draft by August 24 for review

prior to the next meeting. The injury summary document is anticipated to support development of a scoping document for soliciting public comment. In addition, the trustee council believes that coordination with other councils that are planning restorations for similar injures will benefit T/V Command restoration planning. The council will discuss, at the next Trustee Council meeting, inviting members of other trustee councils to give planning process overviews.

7. Review of Tasks/Next Meeting Date. The following tasks were identified:

| <i>Task</i>   | <i>Person</i> | <i>Target Date</i>  |
|---|---------------|---------------------|
| a. Produce draft meeting minutes  | Haas          | Wednesday, July 25  |
| b. Distribute minutes of June 26 Meeting                                | Haas          | Monday, July 30     |
| c. Revise MOU   | Verrue-Slater | ASAP                |
| d. Revise preliminary description of Boyce bird injury                  |               | Friday, August 24   |
| e. Finalize MOU   | All           | Friday, September 7 |
| f. Prepare preliminary budget of past/future restoration planning costs | All           | Friday, September 7 |

The next meeting was tentatively scheduled, pending CDFG's availability, for September 7, 2001, at 12:00 p.m. at the Gulf of the Farallons National Marine Sanctuary office in San Francisco. Subsequent meeting were scheduled for October 11 and November 15, also at GFNMS, and December 13 at the State Lands Commission Office in Sacramento.

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