

A special meeting of the State Lands Commission was held in the State Capitol, Sacramento 14, California, at 3:30 p.m. on Monday, June 22, 1953.

Present: E. L. Washburn, Deputy Director of Finance (acting for Honorable James S. Dean, Chairman)

Honorable Robert C. Kirkwood, Member

Staff Members in Attendance:

Rufus W. Putnam, Executive Officer (telephone)

A. F. Ireland, Supervising Land Title Abstractor

1. (CORTE MADERA SEWAGE DISPOSAL SYSTEM - W.O. 667.) At its meeting held October 24, 1951, the Commission was advised of an unsanitary condition created through the release of raw sewage into Corte Madera Creek at the City of Larkspur. In part, this condition was being created by lessees of the State holding ark sites located along the creek bank.

As a result of the information presented, the Commission adopted a resolution authorizing the Executive Officer to explore the proper and most advantageous means of financing the construction of a sewer system serving the arks located on State lands at Corte Madera Creek; to determine the costs thereof; and to determine a means of recovering such costs from the lessees of the State. Under this authorization, the Division of State Lands entered into negotiations with the City of Larkspur for the construction of such a system to serve the area, and devised a plan whereby the State's lessees or their successors in interest would reimburse the State for costs incurred by the State for the project.

Renewal leases granted to the State's lessees under the Commission's authorization of November 28, 1951 contain a proviso that the lessee will defray his or her share of the costs of the sewer installation upon determination of the actual costs.

Meanwhile, negotiations with the City of Larkspur progressed to the point of an agreement that the City would undertake to install, maintain and operate a sewer system to serve the entire area involved, the State to bear a proportionate share of the expense of the installation. Funds in the amount of \$29,000 were provided in Item 363, Capital Outlay, Chapter 3/52, to cover the State's share of the cost of the work.

The City proceeded with the letting of a contract for the installation of the system and, in turn, has now forwarded to the State Lands Commission for execution an agreement providing that the proportionate cost of the work be borne by the State. The Division of State Lands has employed the Division of Architecture to review the plans and specifications and to supervise the construction work.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, IT WAS RESOLVED AS FOLLOWS:

The Executive Officer is authorized to execute a contract with the City of Larkspur providing for payment to the City of a proportionate share of the cost of the installation of a sanitary sewage

system to be installed along the Corte Madera Creek channel; said system is to serve the State's lessees located along Corte Madera Creek, and to be owned, operated and maintained by the City of Larkspur; the contract shall further provide that: In consideration of the construction of said system, the State agrees to pay the City a sum of \$19,131.82 in two equal installments, one such payment to be made after completion of 60% of the work to be performed on the State's property, and in the event that it is determined that satisfactory completion of the system requires changes in plans and specifications and expenditure of additional amounts by the City beyond those originally contemplated, the State is to pay its proportionate share (55.73%) of any such additional cost up to and including the total sum of \$1,000. Additionally, the contract shall provide that in consideration of the foregoing contribution by the State to the cost of construction, the City shall agree to receive, treat and dispose of all sewage from the State's lands, and at its own cost to operate, maintain, repair and/or reconstruct the sewer system, including that portion located on the State's property, service charges, if any, to be levied directly on State's lessees and shall not exceed charges to other residents of the City for similar service.

There being no further business to come before the Commission, the meeting was adjourned.

Elma M. Denny
Senior Stenographer-Clerk
STATE LANDS COMMISSION