

MINUTE ITEM

22. (CONSIDERATION OF SUBSIDENCE COSTS PROJECT, LONG BEACH - L.B. W.O. 10,071.)

After presentation of Calendar Item 10 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION CONDITIONALLY APPROVES THE TOWN LOT AREA PROJECT AS A SUBSIDENCE PROJECT AND THE COSTS PROPOSED TO BE EXPENDED THEREUNDER FOR PROPERTY PURCHASE, BUILDING DEMOLITION, AREAL FILL, UTILITY WORK, OIL FACILITY RELOCATING AND RAISING, AND FORCE ACCOUNT ASSOCIATED WITH THESE ITEMS FOR THE 1958/59 FISCAL YEAR, AS SHOWN ON EXHIBIT "A" ATTACHED, SUBJECT TO THE CONDITION, HOWEVER, THAT THE AMOUNT, IF ANY, OF SUCH COSTS TO BE ALLOWED ULTIMATELY AS SUBSIDENCE COSTS DEDUCTIBLE UNDER SECTION 5(a) OF CHAPTER 29, STATUTES OF 1956, 1ST E.S., WILL BE DETERMINED BY THE COMMISSION UPON AN ENGINEERING REVIEW AND FINAL AUDIT SUBSEQUENT TO THE TIME WHEN THE ITEMS OF WORK HAVE BEEN COMPLETED; AND THAT THE WORK CONFORM IN ESSENTIAL DETAILS TO THE PLANS AND BACKGROUND MATERIAL AS SUBMITTED TO THE COMMISSION; PROVIDED THAT NO ESTIMATE SHALL BE PRESENTLY MADE OF THE AMOUNT OF SUBSIDENCE DEDUCTION ULTIMATELY TO BE ALLOWED BY VIRTUE OF SAID ACQUISITIONS AND SAID WORK; FURTHER, THE CITY OF LONG BEACH IS NOT AUTHORIZED TO WITHHOLD FROM REVENUES DUE THE STATE ANY PORTIONS OF THE COSTS OF THE TOWN LOT PROJECT UNTIL COMMISSION APPROVAL HAS BEEN HAD; FINALLY, THE EXECUTIVE OFFICER OR THE ASSISTANT EXECUTIVE OFFICER OR THE MINERAL RESOURCES ENGINEER ARE AUTHORIZED TO EXECUTE APPROPRIATE WRITTEN INSTRUMENTS REFLECTING THE COMMISSION'S CONDITIONAL APPROVAL.

Attachment
Calendar Item 10 (5 pages)

CALENDAR ITEM

MISCELLANEOUS

10.

(CONSIDERATION OF SUBSIDENCE COSTS PROJECT, LONG BEACH - L.B. W.O. 10,071.)

As reported to the Commission July 24, 1956 (Minute Item 1, pages 2750-51), Opinion No. 56/145 of June 29, 1956 by the Attorney General indicates that prior approval of the State Lands Commission is required for costs to be expended by the City of Long Beach to remedy and protect against the effects of subsidence of the land surface within the boundaries of the Long Beach Harbor District and within the boundaries of the Long Beach Tidelands situated outside of said Harbor District. The office of the Attorney General has also advised that the Commission may make a conditional prior approval of projects involving subsidence cost expenditures, subject to final approval of allowances after work has been completed, and an engineering review and audit have been made, thus qualifying the ultimate audited expenditures for credit in accordance with Chapter 29 of the Statutes of 1956, 1st E.S.

On September 13, 1957 (Minute Item 32, pages 3510-12, L.B.W.O. 10,046); on October 8, 1957 (Minute Item 16, pages 3561-63, L.B.W.O. 10,048); on November 12, 1957 (Minute Item 23, pages 3645-47, L.B.W.O. 10,050); on December 12, 1957 (Minute Item 25, pages 3724-26, L.B.W.O. 10,054); on January 13, 1958 (Minute Item 25, pages 3778-80, L.B.W.O. 10,055); on February 11, 1958 (Minute Item 24, pages 3863-65, L.B.W.O. 10,056); on March 10, 1958 (Minute Item 25, pages 3934-36, L.B.W.O. 10,058); on April 14, 1958 (Minute Item 21, pages 3993-95, L.B.W.O. 10,059); and on May 13, 1958 (Minute Item 21, pages 4048-4050, L.B.W.O. 10,074); the Commission approved the costs proposed to be expended by the City of Long Beach in September 1957, October 1957, November 1957, December 1957, January 1958, February 1958, March 1958, April 1958, May 1958, and in June 1958 for Property Purchase, Areal Fill, Building Removal, Utility Work, East Approach to the Pontoon Bridge, Oil Facility Relocation and Raising, and Force Account in the Town Lot area project with the provisions that no estimate shall presently be made of the amount of subsidence deduction, and that no deductions be made by the City of Long Beach until Commission approval has been had. The above actions were made on a monthly basis rather than the 1957-58 Fiscal Year basis since the Town Lot Project was not processed sufficiently to be proposed in its entirety and had not been reviewed in all its aspects by the staff.

Information necessary for staff review had been requested from the Long Beach Harbor Department on June 3, 1957 and was received from them in preliminary report form on May 6, 1958.

The total net cost of \$18,794,000 is given in the above-referred Long Beach Harbor Department report as being the cost of the Town Lot project.

After adequate review by the Staff of the above-referred report, meetings leading to agreement with the City of Long Beach, in principle, as to the degree of subsidence cost in the Town Lot Area-Project are proposed. At the

MISCELLANEOUS 10. (CONTD.)

time of such agreement, a degree of subsidence in the Town Lot project which is considered acceptable to the State will be presented to the Commission for their action.

IT IS RECOMMENDED THAT THE COMMISSION CONDITIONALLY APPROVE THE TOWN LOT AREA PROJECT AS A SUBSIDENCE PROJECT AND THE COSTS PROPOSED TO BE EXPENDED THERE-UNDER FOR PROPERTY PURCHASE, BUILDING DEMOLITION, AREAL FILL, UTILITY WORK, OIL FACILITY RELOCATING AND RAISING, AND FORCE ACCOUNT ASSOCIATED WITH THESE ITEMS FOR THE 1958/59 FISCAL YEAR, AS SHOWN ON EXHIBIT "A" ATTACHED, SUBJECT TO THE CONDITION, HOWEVER, THAT THE AMOUNT, IF ANY, OF SUCH COSTS TO BE ALLOWED ULTIMATELY AS SUBSIDENCE COSTS DEDUCTIBLE UNDER SECTION 5(a) OF CHAPTER 29, STATUTES OF 1956, 1ST E.S., WILL BE DETERMINED BY THE COMMISSION UPON AN ENGINEERING REVIEW AND FINAL AUDIT SUBSEQUENT TO THE TIME WHEN THE ITEMS OF WORK HAVE BEEN COMPLETED; AND THAT THE WORK CONFORM IN ESSENTIAL DETAILS TO THE PLANS AND BACKGROUND MATERIAL AS SUBMITTED TO THE COMMISSION; PROVIDED THAT NO ESTIMATE SHALL BE PRESENTLY MADE OF THE AMOUNT OF SUBSIDENCE DEDUCTION ULTIMATELY TO BE ALLOWED BY VIRTUE OF SAID ACQUISITIONS AND SAID WORK; FURTHER, THE CITY OF LONG BEACH IS NOT AUTHORIZED TO WITHHOLD FROM REVENUES DUE THE STATE ANY PORTIONS OF THE COSTS OF THE TOWN LOT PROJECT UNTIL COMMISSION APPROVAL HAS BEEN HAD; FINALLY, THAT THE EXECUTIVE OFFICER OR THE ASSISTANT EXECUTIVE OFFICER OR THE MINERAL RESOURCES ENGINEER BE AUTHORIZED TO EXECUTE APPROPRIATE WRITTEN INSTRUMENTS REFLECTING THE COMMISSION'S CONDITIONAL APPROVAL.

Attachment
Exhibit "A"

EXHIBIT "A"

L.B. W.O. 10,071

(LONG BEACH WORK ORDER NO. 10,071 - Project and Estimates Submitted by the Port of Long Beach, TOWN LOT.)

| <u>ITEM</u> | <u>AFE</u> | <u>WORK PROPOSED</u> | LBHD ESTIMATED TOTAL PROJECT EXPENDITURES JULY 1, 1958 <u>TO JUNE 30, 1959</u> | SUBSIDENCE <u>AUTHORIZATIONS</u> |
|-------------|------------|---|---|-------------------------------------|
| 1 | 310 | Property Purchase - Area 7 | | * |
| | | Lot 19, Blk. 7, Back Bay Tract No. 1 | \$ 4,000 | |
| | | Lot 4, Blk. 8, Back Bay Tract No. 1 | 1,700 | |
| | | Lots 9, 10, 13, 14, Blk. 8, Back Bay Tract No. 1 | 7,000 | |
| | | Lots 11-16, Blk. 10, Plat No. 2, Seaside | 17,000 | |
| | | Lots 17-22, Blk. 10, Plat No. 2, Seaside | 22,000 | |
| | | Lots 27-31, Blk. 10, Plat No. 2, Seaside | 13,200 | |
| | | Lots 3-5, Blk. 13, Plat No. 2, Seaside | 6,320 | |
| | | Lots 8 & 9, Blk. 13, Plat No. 2, Seaside | 4,340 | |
| | | Lots 16 & 17, Blk. 13, Plat No. 2, Seaside | 4,350 | |
| | | Lots 20 & 21, Blk. 13, Plat No. 2, Seaside | 5,500 | |
| | | Lots 21-26 & 32-35, Tract 1960 | 17,500 | |
| | | Lots 11-13, Blk. A, Tract 6070 | 4,100 | |
| | | Lots 1-7 & 26, Blk. B, Tract 6070 | 10,200 | |
| | | Lots 12-21, Blk. B, Tract 6070 | 18,400 | |
| | | Lot 5, Blk. 8, Back Bay Tract No. 1 | 4,335 | |
| | | Lot 7, Blk. 8, Back Bay Tract No. 1 | 3,523 | |
| | | Lot 15, Blk. 8, Back Bay Tract No. 1 | 3,490 | |
| | | Lot 3, Blk. 10, Plat No. 2, Seaside | 3,500 | |
| | | Lot 4, Blk. 10, Plat No. 2, Seaside | 3,500 | |
| | | Lot 5, Blk. 10, Plat No. 2, Seaside | 3,500 | |
| | | Lots 6 & 7, Blk. 10, Plat No. 2, Seaside | 2,600 | |
| | | Lots 8 & 33, Blk. 10, Plat No. 2, Seaside | 22,650 | |
| | | Lot 32, Blk. 10, Plat No. 2, Seaside | 3,500 | |
| | | Lot 38, Blk. 10, Plat No. 2, Seaside | 3,500 | |
| | | Lot 39, Blk. 10, Plat No. 2, Seaside | 2,850 | |
| | | Lot 40, Blk. 10, Plat No. 2, Seaside | 2,850 | |
| | | Lot 5, Blk. 11, Plat No. 2, Seaside | 3,000 | |
| | | Lots 6 & 7, Blk. 11, Plat No. 2, Seaside | 6,500 | |
| | | Lots 8 & 9, Blk. 11, Plat No. 2, Seaside | 6,000 | |
| | | Lot 10, Blk. 11, Plat No. 2, Seaside | 3,000 | |
| | | Lot 11, Blk. 11, Plat No. 2, Seaside | 3,000 | |
| | | Lots 16 & 17, Blk. 11, Plat No. 2, Seaside | 6,400 | |
| | | Lots 5 & 6, Blk. 12, Plat No. 2, Seaside | 6,000 | |
| | | Lots 11-15, Blk. 12, Plat No. 2, Seaside | 16,000 | |
| | | Lot 18, Blk. 12, Plat No. 2, Seaside | 3,000 | |
| | | Lot 19, Blk. 12, Plat No. 2, Seaside | 3,000 | |
| | | Lot 2, Blk. 13, Plat No. 2, Seaside | 3,000 | |
| | | Lot 6, Blk. 13, Plat No. 2, Seaside | 2,580 | |

EXHIBIT "A" (CONTD.)

| <u>ITEM</u> | <u>AFE WORK PROPOSED</u> | LBHD ESTIMATED TOTAL PROJECT EXPENDITURES JULY 1, 1958 TO JUNE 30, 1959 | <u>SUBSIDENCE AUTHORIZATIONS</u> |
|-------------|---|--|--------------------------------------|
| 1 | 310 Property Purchase - Area 7 (Contd.) | | * |
| | Lots 13-15, Blk. 13, Plat No. 2, Seaside | \$ 8,500 | |
| | Lots 18 & 19, Blk. 13, Plat No. 2, Seaside | 11,400 | |
| | Lot 22, Blk. 13, Plat No. 2, Seaside | 2,850 | |
| | Lot 23, Blk. 13, Plat No. 2, Seaside | 2,850 | |
| | Lots 1-3, 8-10, and 13-26, Blk. 13, Plat No. 2, Seaside | 47,225 | |
| | Lots 1, 2, 14-20, Blk. A, Tract 6070 | 15,000 | |
| | Lot 27, Tract 1960 | 1,900 | |
| | Lot 30, Tract 1960 | 2,000 | |
| | West $\frac{1}{2}$ of Lot 63, Tract 1960 | 1,200 | |
| | East $\frac{1}{2}$ of Lot 63, Tract 1960 | 2,100 | |
| | Lots 59-61, Tract 1960 | 9,000 | |
| | Lot 86, Tract 1960 | 1,400 | |
| | Lots 20, 36-41, 43-49, 52-58, 73, 74, 75, in Tract No. 1960, and $2\frac{1}{2}$ Acre Triangular Strip north of Tract 1960 | 136,450 | |
| | Miscellaneous Costs | 49,837 | |
| | 316 Property Purchase - Area 4 | | * |
| | Lots 18-22, Blk. 21, Replat Back Bay Tract No. 1 | 20,000 | |
| | Lots 2, 3, 4, 25, 26, 27, Blk. 14, Replat Back Bay Tract No. 1 | 26,500 | |
| | Lots 1-6, Blk. 12, Replat Back Bay Tract No. 1 | 24,600 | |
| | Lot 4, Blk. 10, Back Bay Tract No. 1 | 4,500 | |
| | Lot 25, Blk. 13, Replat Back Bay Tract No. 1 | 4,730 | |
| | Lot 13, Blk. 10, Back Bay Tract No. 1 | 4,800 | |
| | Lots 1-7 and 29-35, Blk. 5, Plat No. 2, Seaside Park | 45,900 | |
| | Lot 8, Blk. 6, Plat No. 2, Seaside | 3,000 | |
| | Lots 18, 20, 21 & 22, Blk. 6, Replat of Plat No. 2, Seaside Park | 16,250 | |
| | Lots 28 & 29, Blk. 6, Plat No. 2, Seaside Park | 6,000 | |
| | Portion of Lots 16, 17 & 18, Blk. 7, Repl. Plat No. 2, Seaside Park | 8,500 | |
| | Lots 29 & 30, Blk. 9, Plat No. 2, Seaside Park | 6,000 | |
| | Lots 1-6, Blk. 5, Replat of Back Bay Tract No. 1 | 20,000 | |

EXHIBIT "A" (CONTD.)

| <u>ITEM</u> <u>AFE</u> <u>WORK PROPOSED</u> | LBHD | | SUBSIDENCE |
|---|-------------------------|--------------------|-----------------------|
| | ESTIMATED | | |
| | TOTAL PROJECT | | |
| | EXPENDITURES | | |
| | JULY 1, 1958 | | |
| | <u>TO JUNE 30, 1959</u> | | <u>AUTHORIZATIONS</u> |
| 316 Property Purchase - Area 4 (contd.) | | | * |
| South 150' of Lots 1 & 2, Blk. 3, Plat No. 1, Seaside Park | \$ | 6,000 | |
| Lots 10 & 11, Blk. 3, Plat No. 1, Seaside Park | | 8,000 | |
| Lots 25 & 26, Blk. 4, Plat No. 2, Seaside Park | | 1,500 | |
| Lots 20 & 21, Blk. 7, Plat No. 2, Seaside Park | | 2,500 | |
| Lot 11, Blk. 8, Plat No. 2, Seaside Park | | 4,200 | |
| Lot 12, Blk. 9, Plat No. 2, Seaside Park | | 4,000 | |
| Pacific Electric Right of Way | | 45,000 | |
| Miscellaneous Costs | | 17,420 | |
| 2 311 Building Demolition, Area 7 | | 23,000 | * |
| 317 Building Demolition, Area 4 | | 88,500 | |
| 3 312 Fill, Area 7 | | 500,000 | * |
| 318 Fill, Area 4 | | 500,000 | |
| 4 313 Public Utilities, Area 7 | | 200,000 | * |
| 319 Public Utilities, Area 4 | | 100,000 | |
| 5 315 Oil Facilities, Area 7 | | 170,000 | * |
| 320 Oil Facilities, Area 4 | | 250,000 | |
| | | <u>\$2,659,500</u> | |

* Subject to later determination by the State Lands Commission.