

MINUTE ITEM

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

After consideration of Calendar Item 30 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 PAVING AND SIGKING OF ROADS TO PROVIDE FOR PORT ACCESS AND FORCE ACCOUNT ASSOCIATED WITH THESE ITEMS FOR THE PERIOD JANUARY 29, 1959 TO JUNE 30, 1959, AS SHOWN ON EXHIBIT "A" ATTACHED AND HEREBY MADE A PART HEREOF, 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 HERETOFORE 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 30 (2 pages)

CALENDAR ITEM

MISCELLANEOUS

30.

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

On June 11, 1958 (Minute Item 22, pages 4120-25), the Commission conditionally approved the costs to be expended in the 1958-59 Fiscal Year by the Harbor Department of the City of Long Beach, including subsidence remedial work, for the TOWN LOT area-project. Subsequent to the above-mentioned approval, it developed that additional expenditures will be incurred by the Harbor Department. These costs will arise from the necessity of providing interim access to the port across the Town Lot area while the area is being raised.

On December 8, 1958, the Harbor Department submitted a report entitled "Evaluation of Town Lot Property Acquisition" which is a revision to a similar report submitted on May 6, 1958. Pending staff review of the current report and agreement with the City on the degree of subsidence in the project, it is desirable that the present status continue.

IT IS RECOMMENDED THAT THE COMMISSION CONDITIONALLY APPROVE THE TOWN LOT AREA PROJECT AS A SUBSIDENCE PROJECT AND THE COSTS PROPOSED TO BE EXPENDED THEREUNDER FOR PAVING AND SIGNING OF ROADS TO PROVIDE FOR PORT ACCESS AND FORCE ACCOUNT ASSOCIATED WITH THESE ITEMS FOR THE PERIOD JANUARY 29, 1959 TO JUNE 30, 1959, AS SHOWN ON EXHIBIT "A" ATTACHED AND HEREBY MADE A PART HEREOF, 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 HERETOFORE 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"

L.B.W.O. 10,071

EXHIBIT "A"

(LONG BEACH WORK ORDER NO. 10,071 - ADDITION 5 to Project and Estimate
Submitted by the Port of Long Beach, TOWN LOT.)

| <u>ITEM</u> | <u>AFE</u> | <u>WORK PROPOSED</u> | LBHD ESTIMATED TOTAL SUBPROJECT EXPENDITURE JANUARY 29, 1959 TO JUNE 30, 1959 | <u>SUBSIDENCE AUTHORIZATION</u> |
|-------------|------------|----------------------|--|-------------------------------------|
| 1 | ** | Interim Port Access | \$41,000 | * |

* Subject to later determination by the State Lands Commission.

** AFE to be assigned.