

MINUTE ITEM

21. APPLICATION OF CITY OF LONG BEACH FOR EXPENDITURE OF TIDELAND OIL REVENUES FOR THE CONSTRUCTION OF A SEA SCOUT BASE AT THE LONG BEACH MARINA - L.B.W.O. 10,170.

Action was deferred on Calendar Item 12 attached for time to study the principles involved.

Mr. Harold A. Lingle, Deputy City Attorney of the City of Long Beach, in response to a question raised by Alan Sieroty, Executive Secretary to Lieutenant Governor Glenn M. Anderson, reported that he had checked with the Sea Scouts and determined that their policy is that any boy under the age of eighteen who wants to may become a Sea Scout. The Sea Scouts also had stated that any nonexclusive use restrictions which the Attorney General's office indicated must be placed in the lease would be satisfactory with them.

Attachment

Calendar Item 12 (2 pages)

CALENDAR ITEM

12.

APPLICATION OF CITY OF LONG BEACH FOR EXPENDITURE OF TIDELAND OIL REVENUES FOR THE CONSTRUCTION OF A SEA SCOUT BASE AT THE LONG BEACH MARINA - L.B.W.O. 10,170.

On September 24, 1962, the City of Long Beach, through the office of the City Attorney, requested State Lands Commission approval, in accordance with the provisions of Chapter 29, Statutes of 1956, 1st E.S., of the use of the City's portion of tideland oil revenues to defray the cost in the amount of \$164,000 for the construction of a Sea Scout Base in the Long Beach Marina Area.

The proposed structure, 60 feet by 80 feet in plan, is a two-story building with concrete block exterior walls used in conjunction with plate glass on the viewing deck. The bottom floor will be devoted to gear lockers, sail loft storage, and a work area; the upper floor will have a large lounge with fireplace, lavatories for women and men, a kitchen, dining-meeting room, and a view deck. Exhibits "A" and "B" are vicinity and detail sketches based on City plans; Exhibit "C" supplies photographic detail of the site; Exhibit "D" consists of letters from the City Attorney, dated September 24, 1962, and May 17, 1963, giving a description of the Sea Scouts program and a general discussion regarding present and future lease provisions between the City and the Sea Scouts.

After review with the office of the Attorney General, it has been concluded that, while the proposed expenditure to construct the building may legally qualify as a tidelands trust purpose, it appears advisable that the Commission restrict its consideration to approval in principle only, pending receipt and examination of the specific leasing agreement for operation of the building. To meet trust requirements, such a lease should not grant exclusive use of the building to the Sea Scouts or to any other private organization. Also, the lease should provide that the Sea Scouts operate the building for the City, and that they provide seamanship training to young people as individuals or in groups, allowing the use of the building and providing the seamanship instruction program to all young people who may wish to participate without regard to membership in the Scouts or to qualifications other than those of good character and deportment.

IT IS RECOMMENDED THAT, PURSUANT TO THE AUTHORITY OF CHAPTER 29, STATUTES OF 1956, 1ST E.S., THE COMMISSION APPROVE IN PRINCIPLE THE APPLICATION OF THE CITY OF LONG BEACH TO EXPEND, SUBSEQUENT TO AUGUST 29, 1963, NOT MORE THAN \$164,000 FROM THE CITY'S SHARE OF TIDELAND OIL REVENUES FOR THE CONSTRUCTION OF A SEA SCOUT BASE AT THE LONG BEACH MARINA, SUBJECT TO THE CONDITIONS: THAT PRIOR TO BEGINNING OF CONSTRUCTION A LEASE BETWEEN THE CITY AND SEA SCOUTS FOR THE OPERATION OF THE BUILDING BE SUBMITTED TO THE COMMISSION FOR APPROVAL, SAID LEASE TO QUALIFY AND TO RESTRICT THE OPERATION OF THE BUILDING FOR TRUST USES AND PURPOSES; THAT THE WORK CONFORM IN ESSENTIAL DETAILS TO THE PLANS AND BACKGROUND MATERIAL HERETOFORE SUBMITTED TO THE COMMISSION;

CALENDAR ITEM 12. (CONTD.)

AND THAT THE EXECUTIVE OFFICER, THE ASSISTANT EXECUTIVE OFFICER, OR THE SUPERVISING MINERAL RESOURCES ENGINEER BE AUTHORIZED TO EXECUTE APPROPRIATE WRITTEN INSTRUMENTS REFLECTING THE COMMISSION'S CONDITIONAL APPROVAL.