MINUTE HEY

This Calendar Item No. 21 was approved as Minute Item No. 12 by the State Lands Commission by a vote of 7775 to \_\_\_\_\_\_\_ at its \_\_\_\_\_\_

## MINUTE ITEM

6/78 Thompson

21. PROPOSED EXPENDITURE OF TIDELAND OIL REVENUE FOR EMERGENCY REMEDIAL MAINTENANCE WORK - CITY OF LONG BEACH -W 10339

Upon motion duly made and carried, the resolution in Calendar Item 21 was adopted as presented by a vote of 3-0.

Later on during the meeting, N. Gregory Taylor, Assistant Attorney General, indicated that the staff's recommendation was revised prior to this meeting to limit the project period to 90 days. He explained this was done so the staffs of the State Lands Commission and the Attorney General's office could meet with the City of Long Beach to discuss a number of subsidence problems. Mr. Taylor indicated his office and the Commission's staff have serious problems with the way the City has used the subsidence funds. He explained that the City had prematurely used these funds before the that the City had prematurely used these funds before the that use was improper. However, he stated the City and State should meet and discuss this matter during the next two months, after which a comprehensive package could be brought to the Commission for its consideration.

Attachment: Calendar Item 21 (four pages)

A 52, 57, 58 S 27, 31

### GALENDAR ITEM

21.

6/78 W 10339 Thompson

## PROPOSED EXPENDITURE OF TIDELAND OIL REVENUE FOR EMERGENCY REMEDIAL MAINTENANCE WORK CITY OF LONG BEACH

SUBSIDENCE REMEDIAL PROJECT: Meintenance, 1978-79 Fiscal Year,

SUBSIDENCE ELÉMENTS:

a. City's Presentation: Emergency maintenance work will be needed during the 1978-79 Fiscal Year to repair subsidence damage to Harbor District Facilities.

b. Staff's Analysis: Subsidence costs for emergency remedial maintenance work may be incurred but not necessarily to the extent estimated by the city.

COST OF PROJECT:

City's Estimate: \$110,000 consisting of \$65,000 for specific work categories plus \$45,000 for contingencies.

b. Staff's Analysis: \$110,000 recommended.

ENVIRONMENTAL CLEARANCE:

а.

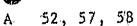
The City determined that work under these categories is for emergency maintenance repairs and therefore categorically exempt under 14 California Administration Code 15106.

FISCAL IMPACT:

Cost will be borne 100% by the State.

STATUTORY AUTHORITY:

a. City Reference: Chapter 138/64, 1st E.S.



S 27, 31

REV. 6/22/78

#### CALENDAR ITEM NC. 21. (CONTD)

b. Staff Determination: Chapter 138/64, 1st E.S., Section 1(e);

DISCUSSION:

The staff is recommending that the expenditures under this approval should be limited to emergency subsidence remedial maintenance work and for the first quarter of the fiscal year. Meetings are to be held during the month of July, 1978 on several subsidence cost questions between the Long Beach City Attorney's Office, Harbor Department, Commission Stalf, and the Attorney General's Office. The prior approval request for emergency remedial maintenance work for the balance of the fiscal year can be put on the August, 1978 Commission calendar.

Also note, an expenditures under the Subsidence Maintenance Contingency Fund, which the Commission established in 1972, are limited to urgent emergency circumstances where time does not permit requesting Commission prior approval of additional funds. The City will notify the Commission's Executive Officer or the Manager, Long Beach Operations, with adequate explanation, prior to using this fund.

EXHIBIT: A. Cost Estimate.

IT IS RECOMMENDED THAT THE COMMISSION:

- 1. DETERMINE THAT AN EIR REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF 14 CAL. ADM. CODE 15105.
- 2. AFPROVE COST PROPOSED TO BE EXPENDED BY THE CITY OF LONG BEACH, AS INDICATED IN EXHIBIT "A" ATTACHED AND

#### CALENDAR ITEM NO. 21. (CONTD)

BY REFERENCE MADE A PART HEREOF, FOR THE PERIOD FROM JULY 1, 1978 TO SEPTEMBER 30, 1978, FOR EMERGENCY SUBSIDENCE REMEDIAL MAINTENANCE WORK, SUBJECT TO THE CONDITIONS THAT THE AMOUNT, IF ANY, OF EACH OF THE TTEMS TO BE ULTIMATELY ALLOWED AS SUBSIDENCE COSTS DEDUCTIBLE UNDER CH 138/1964, 1ST E.S., SEC. 4 (d) WILL BE DETERMINED BY THE COMMISSION UPON AN ENGINEERING REVIEW AND FINAL AUDIT AFTER THE WORK UNDER ALL SUCH ITEMS IS COMPLETED, AND THAT THE SCOPE OF THE WORK CONFORM IN ESSENTIAL DETAILS TO THE DEFINITION OF SUCH ITEMS AS PREVIOUSLY SUBMITTED TO THE COMMISSION.

IT IS FURTHER RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTION OF APPROPRIATE WRITTEN INSTRUMENTS REFLECTING THE COMMISSION'S APPPOVAL.

-3-

Attachment: "Anhabit "A"

# EXHIBIT "A"

W 10339

LONG BEACH WORK ORDER NUMBER 10339 Project and Estimates Submitted by the City of Long Beach SUBSIDENCE MAINTENANCE, 1978-79 FISCAL YEAR

,	WORK PROPOSED	LEHD ESTIMATED PROJECT EXPENDITURES JULY 1, 1978 TO JUNE 30, 1979	RECOMMENDED SPROVAL ESTIMATED EMERGENCY SUBSIDENCE REMEDIAL COSTS JULY 1, 1978 TO SEPTEMBER 30, 1978
ITEM		\$10,000	\$10,000
<b>j</b> ; ,	GENERAL SUBSIDENCE MAINTENANCE	45,000	45,000
, <u>2</u> ,	REPAIRS TO TERMINAL FACILITIES		10,000
3	REPAIRS TO OTHER FACILITIES	10,000	
		45,000	45,000
· <b>4</b> ·	SUBELDENCE MAINTENANCE CONTINGENCY	\$110,000	\$110,000
	TOTALS :	<b>577701000</b>	

-4-

REV. 6/22/78