

CONVENED: 10:20 am

ADJOURNED: 11:00 am

PRESENT: Leo McCarthy
Jim Tucker
Lafetus Stancel

Y=Yes N=No A=Abstain

FOR INFORMATION, PLEASE CONTACT:

Brenda Duncan
1807 - 13th Street
Sacramento, CA 95814
(916) 445-0772

SUMMARY

MEETING OF THE STATE LANDS COMMISSION
OFFICE BUILDING 9
744 "P" STREET, ROOM 102
SACRAMENTO, CALIFORNIA 95814

LEO T. MCCARTHY, LIEUTENANT GOVERNOR, CHAIRMAN
GRAY DAVIS, STATE CONTROLLER, COMMISSIONER
THOMAS W. HAYES, DIRECTOR OF FINANCE, COMMISSIONER

WEDNESDAY - MAY 1, 1991

ORDER OF BUSINESS

- I. 10:00 A.M. - OPEN SESSION (PUBLIC MEETING).
- II. CONFIRMATION OF MINUTES FOR THE MEETING OF APRIL 2, 1991

CALENDAR PAGE	_____
MINUTE PAGE	<u>1011</u>

* See Attached

Y=Yes N=No A=Abstain

Amended#	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved As Presented	VOTE		
						Controller	Lt. Governor	Director of Finance
			✓ (7)	✓ (4)	✓ (5)			
					✓	Y	Y	Y
					✓	Y	Y	Y

See Attached

III. CONSENT CALENDAR C01 - C23. THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTROVERSIAL. ANYONE WISHING TO ADDRESS AN ITEM ON THE CONSENT CALENDAR MAY COME FORWARD AND STATE THEIR NAME FOR THE RECORD.

C01 A) PACIFIC LUMBER COMPANY; B) ALVINA PATTERSON; C) AGATE BAY PROPERTIES, INC.; D) LAKESIDE YACHT & HARBOR CLUB, INC.; E) ST. FRANCIS YACHT CLUB; F) POINT ARGUELLO PIPELINE COMPANY; G) POINT ARGUELLO PIPELINE COMPANY; H) UNION OIL COMPANY OF CALIFORNIA; I) UNION OIL COMPANY OF CALIFORNIA; J) UNION OIL COMPANY OF CALIFORNIA; K) DONITAR GYPSUM, INC. (LESSEES): Approve eleven (11) Rent Reviews/Continuations: One (1) in Eel River, Humboldt County; two (2) at Lake Tahoe, Placer County; one (1) of Lake Tahoe, El Dorado County; one (1) in San Joaquin River, San Joaquin County; two (2) in Pacific Ocean near Pt. Conception, Santa Barbara County; one (1) in Pacific Ocean near Huntington Beach, Orange County; and two (2) in Pacific Ocean off Pt. Pedernales, Santa Barbara County; and one (1) in San Joaquin River at Antioch, Contra Costa County. (Garibay; PRC 2760, PRC 3545, PRC 3994, PRC 4498, PRC 5266, PRC 6942, PRC 6943, PRC 3116, PRC 6911, PRC 6923, PRC 1589) (A 1, 5, 7, 10, 26, 29, 35, 58; S 1, 2, 5, 7, 18, 37)

C02 A) ROBERT AND GENE CLIFFORD; B) GEORGE ROSENQUIST; C) JOHN M. RODGERS, ET AL; D) RUEBEN W. HILLS, III; E) WALLACE E. BREUNER, JR.; F) MICHAEL AND STEPHANIE GELLER; G) WESLEY SCOTT BENTLEY; H) JIMMY GERR; I) JAY AND CAROLINE MINER; J) ARNOLD AND BETTE STANLER (APPLICANTS): Approve ten (10) Recreational Pier Permits: One (1) at Donner Lake, Nevada County; one (1) in Petaluma River, Marin County; three (3) in Sacramento River, Sacramento County; two (2) at Lake Tahoe, Placer County; one (1) in Sacramento River, Tehama County; one (1) in Napa River, Solano County; and one (1) in Whiskey Slough, San Joaquin County. (Garibay; W 8670.27, PRC 3541, PRC 3590, PRC 3883, PRC 4140, PRC 5121, PRC 5743, PRC 5840, PRC 6009, PRC 6359) (A 1, 3, 4, 5, 9, 10; S 1, 2, 3, 4, 5, 6)

Y=Yes N=No A=Abstain

Amended#	Deferred	Pulled	Considered -- No Action Taken	Informational Only -- No Action Taken	Approved As Presented	VOTE		
						Controller	Lt. Governor	Director of Finance
					✓	Y	Y	Y
					✓	Y	Y	Y
					✓	Y	Y	Y
					✓	Y	Y	Y
					✓	Y	Y	Y

C03 SOUTHERN CALIFORNIA EDISON COMPANY (LESSEE): Approve a five-year rent review for State school land utilized as a right-of-way located in Inyo and San Bernardino counties. (Dugal; PRC 4629) (A 34, 61; S 25)

C04 ETEKL HARRO (ASSIGNOR); DENNIS PIMENTEL (ASSIGNEE): Approve assignment of a General Permit - Recreational Use of tide and submerged land located in and adjacent to Petaluma Creek, Black Point, Marin County, for an ark, shed, platform, and walkway. (N. Smith; PRC 5319) (A 9; S 3)

C05 CP NATIONAL CORPORATION (ASSIGNOR); LASSEN MUNICIPAL UTILITY DISTRICT (ASSIGNEE): Approve an assignment of a right-of-way lease on State lieu land near the city of Herlong, Section 35, T27N R16E, MDM, Lassen County. (Dugal; PRC 1305) (A 1; S 1)

C06 CALIFORNIA DEPARTMENT OF TRANSPORTATION (APPLICANT): Approve a right-of-way map and issue a General Permit - Public Agency Use of sovereign land for expansion and reconstruction of Kings River bridge crossing at Highway 180 located near Sanger, Fresno County, pursuant to Section 101.5 of the Street and Highways Code. (Fong; W 24410) (A 31, 32; S 15)

C07 CALIFORNIA DEPARTMENT OF TRANSPORTATION, DISTRICT 3 (APPLICANT): Approve a map and General Permit - Public Agency Use for an indefinite term of sovereign land located in the bed of the Yuba River, Yuba County, for the replacement of a bridge at Parks Bar, pursuant to Section 101.5 of the Street and Highways Code. (J. Ludlow; W 24116) (A 3; S 1)

See Attached

CALENDAR PAGE	
MINUTE PAGE	1313

Y=Yes No=No A=Absain

Amended*	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved As Presented	VOTE		
						Controller	Lt. Governor	Director of Finance
	✓							
				✓	Y	Y	Y	
				✓	Y	Y	Y	
	✓							
				✓	Y	Y	Y	

- C08 CHEVRON U.S.A., INC. (ASSIGNOR); UNION OIL COMPANY OF CALIFORNIA, INC. (ASSIGNEE): Approve Certification of Negative Declaration No. 546, for tide and submerged land located offshore of the City of Huntington Beach, Orange County, for installation of an electric power cable to replace an existing power cable to Platform Eva; consider an application for an assignment and amendment of a 25-year General Lease - Right-of-Way Use of tide and submerged lands in the Gulf of Santa Catalina offshore the city of Huntington Beach, Orange County. (Fong; PRC 6417) (A 58; S 37)
- C09 SIERRA BOAT COMPANY (LESSEE): Authorize dredging of material from Lake Tahoe to maintain a navigable depth at the entrance to existing marina. (Martinez; PRC 3917) (A 6; S 3)
- C10 PORT OF REDWOOD CITY (APPLICANT): Authorize dredging of material from San Francisco Bay at Redwood Creek, San Mateo County, to maintain a navigable depth. Disposal at SF-11, Alcatraz. (Martinez; W 24582) (A 21; S 11)
- C11 CITY OF BERKELEY (APPLICANT): Authorize dredging of material from San Francisco Bay at the Berkeley public marina at Berkeley Harbor, Alameda County. Disposal will be at SF-11 (Alcatraz). (Martinez; W 24690) (A 12; S 9)
- C12 SAN JOAQUIN DELTA POWER SQUADRON, INC. (APPLICANT): Approve a ten-year General Permit - Recreational Use of circular parcels of tide and submerged lands located in the San Joaquin River, adjacent to Headreach and Tule islands, located south of Terminous, San Joaquin County, for maintenance of three (3) 5-MPH speed-limit signs utilized as speed controls to reduce wave damage and other hazards to person and property (Gordon; WP 5816) (A 26; S 5)

See Attached

Y=Yes N=No A=Abstain

Amended#	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved As Presented	VOTE		
						Controller	Lt. Governor	Director of Finance
		✓						
					✓	✓	✓	✓
					✓	✓	✓	✓
					✓	✓	✓	✓
					✓	✓	✓	✓
					✓	✓	✓	✓

C13 MADKLINE PETERSON LAUGHTON (APPLICANT): Approve a ten-year General Permit - Recreational Use of tide and submerged land located in the dead-end portion of Steamboat Slough, Martin's Island, Solano County, for use and maintenance of an existing recreational boathouse and walkway. (N. Smith; PRC 5954) (A 4; S 2)

C14 SHELDON JONES AND DONNA WEEKLEY (APPLICANTS): Approve a 20-year General Lease - Residential Use of tide and submerged land located in Mare Island Strait, city of Vallejo, Solano County, for use and maintenance of a residence with deck, ramp, and dock on private land subject to the State's public trust easement and on State-owned sovereign land. (N. Smith; W 3634) (A 4; S 2)

C15 ELINCOE FARMS, INC. (APPLICANT): Approve a ten-year grazing lease on 23 parcels of State school land situated in northeastern San Bernardino County. (Dugal; PRC 6840) (A 34; S 25)

C16 STATE OF CALIFORNIA DEPARTMENT OF PARKS AND RECREATION (LESSEE): Approve an amendment of General Permit - Public Agency Use PRC 6377 to conduct a Phase I pier repair project, including the addition of four wood piles; a Phase II pier modification project to add two wood platforms, a gangway, and 88 feet of floating dock at an existing pier on submerged land located adjacent to Emerald Bay State Park in Emerald Bay, Lake Tahoe, El Dorado County, for public recreational boat mooring purposes. (Gordon; PRC 6377) (A 7; S 1)

C17 CGG AMERICAN SERVICES, INC. (PERMITEE): Approve extension and amendment of Geophysical Survey Permit PRC 7267, issued December 13, 1988 through December 31, 1990, to terminate on December 1, 1991 and provide for additional survey lines on State-owned tide and submerged lands in the Sacramento Delta area of Contra Costa and San Joaquin counties. (Witsche; PRC 7267) (A 10, 26; S 7, 5)

* Attached

Y=Yes N=No A=Abstain

Amended#	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved As Presented	VOTE		
						Controller	Lt. Governor	Director of Finance
					✓	Y	Y	Y
			✓					
					✓	Y	Y	Y
					✓	Y	Y	Y
					✓	Y	Y	Y

C18 JACK PRINCE (LESSEE): Authorize termination and acceptance of a quitclaim deed for a ten-year General Lease - Agricultural Use of State lieu land. (Dugal; PRC 6931) (A 76; S 36)

C19 INFORMATIONAL: STATE LANDS COMMISSION (PARTY): Monitoring for possible subsidence and seismic hazards, Long Beach Unit, Wilmington Oil Field, Los Angeles County. (Gaal; W 16008, W 10423) (A 57, 58; S 29)

C20 PORT OF LONG BEACH (APPLICANT): Authorize prior approval of additional monies for subsidence vertical and horizontal measurements and studies in City of Long Beach Harbor District, Los Angeles County, for period July 1, 1990 to June 30, 1991. (Naughton; W 10423) (A 57, 58; S 29)

C21 PORT OF LONG BEACH (APPLICANT): Authorize prior approval of subsidence costs for vertical and horizontal measurements and studies in City of Long Beach Harbor District, Los Angeles County, between July 1, 1991 and June 30, 1992. (Naughton; W 10424) (A 57, 58; S 29)

C22 STATE LANDS COMMISSION (PARTY): Delegate authority to award contracts to: C9101 - Department of Justice for legal services and representation: C9102 - Lobel, Novine, Lamont & Flug for representation in Washington D.C. regarding legislative issues impacting school lands, tidelands, oil, and mineral resources management: C9104 - Reprographic Services for maps, drawings, and related materials. Contract to be awarded to lowest qualified bidder: C9105 - Helicopter Service to provide helicopter flight service for aerial observation and inspection of oil and gas operations in State waters. Contract to be awarded to lowest qualified bidder: C9106 - Health and Welfare Data Center to provide data processing and equipment associated with the CALSTARS statewide accounting system. (Kydlund; C9101, C9102, C9104, C9105, C9106)

Go Attached

Y=Yes N=No A=Abstain

Assented*	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved As Presented	VOTE		
						Controller	L. Governor	Director of Finance
					✓	✓	✓	✓
✓					✓	✓	✓	✓
			✓					
					✓	✓	✓	✓
					✓	✓	✓	✓
					✓	✓	✓	✓

C23 STATE LANDS COMMISSION (PARTY): Delegate authority to Executive Officer to solicit bids and execute contract for consultant services for the 1991-92 fiscal year to assist senior management with the conduct of public hearings and interaction with special interest groups on environmental issues along the coast and in the delta. (Kydlund; C 9107)

IV. REGULAR CALENDAR ITEMS 24 - 38

24 CITY OF LONG BEACH (APPLICANT): Approve Plan of Development and Operations and Budget, Long Beach Unit, Wilmington Oil Field, Los Angeles County, for the period July 1, 1991 to June 30, 1992. (G. Scott; W 17099) (A 57, 58; S 29)

25 INFORMATIONAL: STATE LANDS COMMISSION (PARTY): Joint California Energy Commission/State Lands Commission Public Workshop to explore cogeneration in the Long Beach Harbor area, City of Long Beach, Los Angeles County. (Johnson; W 17059.1) (A 57, 58; S 29)

26 CITY OF LONG BEACH (APPLICANT): Approve the Eleventh Modification to the 1990-91 Plan of Development and Operations and Budget, transferring monies into Direct Oil Well Charges account from Development Drilling account, Long Beach Unit, Wilmington Oil Field, Los Angeles County. (G. Scott; W 17097) (A 57, 58; S 29)

27 ULTRAMAR, INC. (APPLICANT): Approve award of Royalty Oil Sales Contract, State oil and gas lease PRC 185, Belmont Offshore Field, Orange County, to the highest responsible bidder. (Tanner; W 9603.77) (A 58; S 37)

28 ENRON OIL TRADING AND TRANSPORTATION (APPLICANT): Approve award of Royalty Oil Sales Contract, State oil and gas lease PRC 3242, South Ellwood Offshore Field, Santa Barbara County, to the highest responsible bidder, Enron Oil Trading and Transportation. (Tanner; W 9603.81) (A 36; S 18)

Calendar Item 24

* To stay on a six month plan with a review in four months.

* See Attached

Y=Yes N=No A=Abstain

Amended#	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved As Presented	VOTE		
						Controller	Lt. Governor	Director of Finance
					✓	✓	✓	✓
					✓	✓	✓	✓
	✓							
					✓	✓	✓	✓
					✓	✓	✓	✓
	✓							
					✓	✓	✓	✓

See Attached

- 29 **TEXACO TRADING AND TRANSPORTATION (APPLICANT):** Approve award of Sell-off Oil Sales Contract, State PRC 3455, Tract No. 2, Long Beach Unit, Wilmington Oil Field, Los Angeles County, to the highest responsible bidder. (Tanner; W 9603.84) (A 57, 58; S 29)
- 30 **AMERICAN GIRL MINING JOINT VENTURE (PERMITTEE):** Amend a mineral prospecting permit to include an exploratory drilling program for valuable minerals other than oil, gas, geothermal resources, and sand and gravel on State-owned school lands, Imperial County. (Kruger; PRC 7384) (A 80; S 37)
- 31 **STATE LANDS COMMISSION (PARTY):** Authorize, as both State Lands Commission and School Land Bank Trustee, selling, and the subsequent issuance of a patent, to the Department of Parks and Recreation for land as an addition to existing Ocotillo Wells State Vehicle Recreational Area, Imperial County. (Reese; SA 5597) (A 80; S 37)
- 32 **UNITED STATES ARMY CORPS OF ENGINEERS (PARTY):** Acting as trustee for the School Land Bank Fund, approve a Supplemental Agreement which provides for a three-month lease extension and sale of school lands to the United States Army for the Sierra Army Depot, Lassen County. (Reese, Small; PRC 514) (A 1; S 1)
- 33 **STATE LANDS COMMISSION (PARTY):** Authorize filing a disclaimer: U.S.A. v. 1.06 Acres of Land, et al., Lassen County. (Frey, Scoonover; W 503.1692) (A 1; S 1)
- 34 **STATE LANDS COMMISSION (PARTY):** Consider and adopt emergency regulations governing all marine terminal operations in the State pending development of permanent regulations. (Freckman, Keiler; W 24399)
- 35 **STATE LANDS COMMISSION (PARTY):** Rescind all prior delegations of authority to staff of the State Lands Commission and authorize new delegations of authority. (Breace, Kouyoumdjian; W 9301)

Y=Yes N=No A=Abstain

Item #	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved As Presented	VOTE		
						Controller	Lt. Governor	Dir. of Finance
36			✓					
37				✓	Y	Y	Y	
38		✓						

36 VOLLMAN-CLARK RANCH, A GENERAL PARTNERSHIP (APPLICANT): Consider an application for a General Lease - Commercial Use of tide and submerged land located in the Sacramento River, Sacramento County, for a commercial marina. (A. Scott; W 23677) (A 10; S 5)

37 DEPARTMENT OF THE ARMY (PARTY): Cession of Concurrent Criminal Jurisdiction, National Training Center and Fort Irwin, San Bernardino County. (Fray; W 23751) (A 61; S 25)

38 SUSAN WELLS HILL (APPLICANT): Deny, without prejudice, an application for the reconstruction of one single piling pier and one rock crib pier located on submerged land in Lake Tahoe near Cedar Flat, Placer County. (J. Ludlow; PRC 2289) (A 7; S 1)

V. EXECUTIVE OFFICER'S REPORT -- CHARLES WARREN

VI. CLOSED SESSION. "CONSIDERATION OF POSSIBLE AND PENDING LITIGATION." THESE MATTERS WILL BE DISCUSSED IN A SESSION CLOSED TO THE PUBLIC, PURSUANT TO ATTORNEY-CLIENT PRIVILEGES. (SEE GOVERNMENT CODE SECTION 11126.)

THE FOLLOWING MATTERS WILL BE CONSIDERED UNDER GOVERNMENT CODE SECTION 11126(Q)(1):

ATLANTIC RICHFIELD COMPANY v. STATE LANDS COMMISSION, ET AL

CITY OF LONG BEACH v. STANDARD OIL COMPANY, ET AL

CITY OF LONG BEACH v. ALL PERSONS

STATE v. WATKINS, ET AL

IN ADDITION, THE COMMISSION SHALL CONSIDER MATTERS WHICH FALL UNDER GOVERNMENT CODE SECTION 11126(Q)(2 AND 3).

CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.)

* Attached

CALENDAR PAGE	1319
MINUTE PAGE	

**PUBLIC IN ATTENDANCE REGARDING THE FOLLOWING CALENDAR
ITEMS:**

Regarding Calendar Item 24:

**Xen Colazas
City of Long Beach**

**Richard Alesso
City of Long Beach**

**Frank Brown
THUMS Long Beach Company**

Regarding Calendar Item 36:

**Gilbert Labrie
Architect**

**Wally Clark
co-owner**

**Dennis Vollman
co-owner**