

MINUTE ITEM
This Calendar Item No. C45
was approved as Minute Item
No. 45 by the State Lands
Commission by a vote of 3
to 0 at its 9-9-93
meeting.

CALENDAR ITEM

C45

- A 1, 6, 12, 13, 14, 16, 19, 21,
27, 33, 35, 37, 41, 53, 54, 67,
70, 73, 74, 78
- S 2, 3, 8, 9, 11, 15, 18, 19,
23, 27, 28, 35, 38, 39, 40

09/09/93
W 9777.151
C 9348
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AUTHORITY TO SOLICIT BIDS
AND TO EXECUTE ONE OR MORE CONTRACTS
FOR MARINE TERMINAL AUDIT MANUAL REVISIONS
AND ON-SITE AUDITS OF ONE OR MORE MARINE TERMINALS

APPLICANT:

State Lands Commission

AREA, TYPE LAND AND LOCATION:

Inspections carried out in accordance with the manual revised under the authorized contracts would address all marine terminals along the coast and in San Francisco Bay.

BACKGROUND:

As part of the statutorily required review of performance standards and operations of all marine terminals, the Marine Facilities Inspection and Management Division (MFID) proposes to enter into one or more contracts to review and expand upon the existing marine terminal audit manual. Through periodic audits, MFID evaluates the structural integrity and system safety elements at each terminal. The audit manual serves to ensure consistent standards for these reviews. Insofar as the manual currently used was prepared prior to establishment of new oil spill prevention legislation and regulation, it needs to be updated and expanded.

These actions would be carried out pursuant to Public Resources Code Section 8755, part of the Lempert-Keene-Seastrand Oil Spill Prevention and Response Act, which directs the Commission to ensure that rules, regulations, guidelines and leasing policies adopted with regard to marine terminals ensure the best achievable protection of public health and safety and of the environment. The contracts contemplated would help MFID achieve these goals by identifying potential hazards and developing standards and guidelines to prevent oil spills at targeted facilities.

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The updated and expanded manual would include review of technical enhancements to the piers, wharves and offshore moorings annually inspected by staff. Particular attention would be directed toward structural stress and design analyses of piers and wharves, the adequacy of mooring and fendering systems, the safety and effectiveness of vapor recovery systems used to reduce air emissions, and the integrity of loading equipment and pipelines. For offshore terminals which do not have piers and wharves, elements evaluated would include mooring chains, buoys, and connecting lines, all of which would be tested to determine their capacity to maintain a ship at anchor. Onshore components reviewed would include storage, piping, pumping, and electrical systems.

As part of the manual's development, staff and the contractor would also carry out one or more on-site audits to evaluate audit procedures and parameters. In this way, the manual would, in effect, be tested in the field and modified accordingly to address any inadequacies.

The Commission received a budget augmentation of \$60,000 per year for three years (\$180,000) for the purpose of this project. The project could involve multiple contractors dependent on the disciplines and expertise available. The Request for Proposals will be structured in such a manner as to allow bidders to bid on all or parts of the project. All proposals and bids will be evaluated in accordance with applicable State policies and procedures consistent with requirements in the State Administrative Manual.

STATUTORY AND OTHER REFERENCES:

P.R.C. Sections 8750 through 8760.

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Code Regs. 15378.

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IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.
2. AUTHORIZE THE EXECUTIVE OFFICER, OR HIS DESIGNEE, TO SOLICIT BIDS, AWARD AND EXECUTE THE CONTRACTS WITH THE LOWEST QUALIFIED BIDDERS IN ACCORDANCE WITH CURRENT STATE POLICIES AND PROCEDURES, AS APPLICABLE, TO AN AMOUNT NOT TO EXCEED \$180,000.

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