

MINUTE ITEM

37. CONSIDERATION OF SUBSIDENCE COSTS -- ADDITION TO L.B.W.O. 10,057.

After consideration of Calendar Item 45 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION CONDITIONALLY APPROVES THE COSTS EXPENDED BY THE CITY OF LONG BEACH, INCLUDING SUBSIDENCE REMEDIAL WORK UNDER PROJECTS AS INDICATED ON EXHIBIT "A" ATTACHED AND HEREBY MADE A PART HEREOF, FOR THE PERIOD APRIL 1, 1956 TO JULY 5, 1956; SUBJECT TO THE CONDITIONS, HOWEVER, THAT THE AMOUNTS, IF ANY, OF EACH OF THE ITEMS 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 A FINAL ENGINEERING REVIEW AND AUDIT SUBSEQUENT TO THE TIME WHEN THE WORK UNDER ANY OF THESE ITEMS IS COMPLETED; THAT THE WORK CONFORM IN ESSENTIAL DETAILS TO THE PLANS AND BACKGROUND MATERIAL AS SUBMITTED TO THE COMMISSION; AND THAT THE EXECUTIVE OFFICER, THE ASSISTANT EXECUTIVE OFFICER, OR THE SUPERVISING MINERAL RESOURCES ENGINEER ARE AUTHORIZED TO EXECUTE APPROPRIATE WRITTEN INSTRUMENTS REFLECTING THE COMMISSION'S CONDITIONAL APPROVAL.

Attachment

Calendar Item 45 (2 pages)

CALENDAR ITEM

45.

CONSIDERATION OF SUBSIDENCE COSTS - ADDITION TO L.B.W.O. 10,057.

By Supplementary Decree and Order (Subsidence Costs) No. 649466 of the Superior Court of the State of California dated June 6, 1957, it was ordered, adjudged and decreed that the State Lands Commission may lawfully approve subsidence expenditures disbursed by the City of Long Beach from April 1, 1956 through July 5, 1956, so as to qualify the same as "subsidence costs" within the meaning of Section 1(f) of Chapter 29, Statutes of 1956, 1st E.S.

On March 12, 1958, the Port of Long Beach received approval of costs, including subsidence costs, of work done in the period from April 1, 1956 to July 5, 1956 within the Long Beach Harbor District. On July 16, 1959, the Port requested approval of additional costs as shown on attached Exhibit "A".

The project has received initial staff review and is considered to include some "subsidence costs" as defined in Section 1(f) of Chapter 29, Statutes of 1956, 1st E.S., but not necessarily all of those costs as estimated by the Port of Long Beach.

IT IS RECOMMENDED THAT THE COMMISSION CONDITIONALLY APPROVE THE COSTS EXPENDED BY THE CITY OF LONG BEACH, INCLUDING SUBSIDENCE REMEDIAL WORK UNDER PROJECTS AS INDICATED ON EXHIBIT "A" ATTACHED AND HEREBY MADE A PART HEREOF, FOR THE PERIOD APRIL 1, 1956 TO JULY 5, 1956; SUBJECT TO THE CONDITIONS, HOWEVER, THAT THE AMOUNTS, IF ANY, OF EACH OF THE ITEMS 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 A FINAL ENGINEERING REVIEW AND AUDIT SUBSEQUENT TO THE TIME WHEN THE WORK UNDER ANY OF THESE ITEMS IS COMPLETED; THAT THE WORK CONFORM IN ESSENTIAL DETAILS TO THE PLANS AND BACKGROUND MATERIAL AS SUBMITTED TO THE COMMISSION; 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.

Attachment
Exhibit "A"

EXHIBIT "A"

LONG BEACH WORK ORDER NO. 10,057 - ADDITION NO. 1 to Project and Estimates Submitted by the Port of Long Beach, LONG BEACH HARBOR DISTRICT SUBSIDENCE EXPENDITURES FROM APRIL 1, 1956 TO JULY 5, 1956.

<u>AFE</u>	<u>WORK DESCRIPTION</u>	<u>PROJECT EXPENDITURES APRIL 1, 1956 TO JULY 5, 1956</u>	<u>LBHD ESTIMATED SUBSIDENCE COSTS</u>
155	Spreckels Area, General Fill, 8th Street to Richfield Lease	\$ 53.84	\$20.46 (38%)