

STATE OF CALIFORNIA

Minutes of the Meeting of the
State Lands Commission
Sacramento, California

APPEARANCES

Commissioners Present:

Kenneth Cory, State Controller, Chairman
Roy Bell, Director of Finance, Commissioner
Betty Jo Smith, Staff Counsel, alternate
for Mervyn M. Dymally, Lieutenant Governor,
Commissioner

Staff Members in Attendance:

William F. Northrop, Executive Officer
R. S. Golden, Assistant Executive Officer
R. C. Hight, Chief Counsel
James F. Trout, Manager, Land Operations
W. M. Thompson, Manager, Long Beach Operations
D. J. Everitts, Manager, Energy and Mineral
Resources Development
Diane Jones, Secretary

Representing the Office of the Attorney General:

N. Gregory Taylor, Assistant Attorney General
Jan Stevens, Assistant Attorney General
Katherine Stone, Deputy Attorney General
John Briscoe, Deputy Attorney General

Re Minute Item 18 - Request Approval of Partial Settlement
of Pending Litigation in South San Francisco
Bay (State v. San Mateo County, Westbay
Community Associates, et al., San Mateo Co.)
Maurice K. Hamilton, City Attorney, representing
the City of San Mateo

MINUTES OF THE STATE LANDS COMMISSION
MEETING OF
JULY 26, 1977

The regular meeting of the State Lands Commission was called to order by Chairman Kenneth Cory, State Controller, at 10:00 a.m., in the City Council Chambers, 330 W. 20th Avenue, San Mateo, California. Other members present included Commissioner Roy M. Bell, Director of Finance; and Commission-alternate Betty Jo Smith, representing Commissioner Mervyn M. Dymally, Lieutenant Governor.

The minutes of the meeting of June 30, 1977, were approved as written.

EXECUTIVE OFFICER'S REPORT

Mr. William F. Northrop, Executive Officer, reported on the Division's hazard removal program (see Exhibit "A" attached).

In addition, Mr. Northrop reported that in regard to the ad valorem tax on the Long Beach oil properties, the Los Angeles County Assessor, instead of using crude oil prices being paid on the lien date, escalated future crude oil prices to a level more than twice the current prices. In this line, he explained it is the staff's feeling that action should be taken on this matter.

Commissioner Roy Bell recommended that the Chairman instruct the Executive Officer to meet with the Los Angeles County Assessor and see if a more reasonable tax approach toward this problem could be reached and report back at the August meeting. He stated that it is his feeling the problem is so outrageous that if it is not adjusted, it is his suggestion that the Commission take legal action. Chairman Kenneth Cory and Commission-alternate Betty Jo Smith concurred with Mr. Bell. In addition, Mr. Cory stated that the Commission should keep in mind that this problem can be resolved through statutory change.

ASSISTANT EXECUTIVE OFFICER'S REPORT

W 5762

Mr. R. S. Golden, Assistant Executive Officer, reported that at the last meeting, the San Francisco Bay Conservation and Development Commission passed a resolution commending the State Lands Commission and Westbay Community Associates for reaching a partial settlement in the litigation entitled State v. County of San Mateo, San Mateo Superior Court #144257. He stated they also urged that the Commission adopt the staff's recommendation presently before the Commission on this matter. Also, Mr. Golden stated that the staff of the Coastal Commission, the Attorney General's Office and the State Lands Commission are working to sort out their varied responsibilities under the public trust requirements.

Attachment: Exhibit "A"

EXECUTIVE OFFICER'S REPORT

By

WILLIAM F. NORTHROP
EXECUTIVE OFFICER

JULY 26, 1977

STATUS REPORT ON HAZARD REMOVAL PROJECT

W 30007

JUST A BRIEF STATUS REPORT ON THE DIVISION'S HAZARD REMOVAL EFFORTS. STAFF IS PREPARING AN AGREEMENT WITH THE COUNTY OF SACRAMENTO TO REMOVE HAZARDS BETWEEN NIMBUS DAM AND THE MOUTH OF THE AMERICAN RIVER. ADDITIONALLY, BIDS ARE BEING SOLICITED TO CLEAR OBSTRUCTIONS FROM LAKE TAHOE. STAFF ALSO APPLIED FOR A GRANT OF ONE MILLION DOLLARS FROM THE FEDERAL GOVERNMENT. THIS MONEY WOULD NECESSARILY BE EARMARKED FOR OBSTRUCTION REMOVAL IN THE SACRAMENTO-SAN JOAQUIN DELTA. WE SHOULD KNOW WHETHER OR NOT THE GRANT HAS BEEN FORMALLY AWARDED WITHIN THE NEXT THIRTY DAYS.

RECORD OF ACTION TAKEN BY THE

STATE LANDS COMMISSION

AT ITS MEETING OF JULY 26, 1977

During the meeting, the recommendations of the staff relative to Calendar Items C1, C2, C3, C4, C5, C6, C7, C8, C9, C10, C11, C12, C13, C14, C16, C17, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, and 30 were adopted as resolutions of the Commission by unanimous vote.

Commission action on Calendar Items C15 and 18 are set forth on pages 823 and 833.

Status of Major Litigation is set forth on page 870.