

MINUTE ITEM

This Calendar Item No. 39
was approved as Minute Item
No. 39 by the State Lands
Commission by a vote of 3
to 0 at its 12/22/83
meeting.

CALENDAR ITEM

39

12/22/83
C 83-01
Fernino

AUTHORITY TO AMEND CONTRACT FOR
LEGAL CONSULTING SERVICES

By Commission action of April 28, 1983, the Commission entered into an agreement with the firm of Lobel, Novins and Lamont for 1983-4 fiscal year. The firm represents the Commission in Washington, D. C. on an ongoing basis at meetings, conferences, congressional and administrative hearings on matters affecting the Commission.

The Commission is more actively involved in working for the passage of federal legislation and negotiating administrative remedies to various Commission problems having substantial fiscal impacts.

Current federal legislation of import to the Commission and the State include legislation that:

creates an Ocean and Coastal Development Impact Association Fund wherein coastal states will be eligible to receive State grants to mitigate onshore impacts of OCS development, continue sound management of ocean and coastal resources, and to prepare coastal economies for a future when OCS nonrenewable resources are depleted;

settles the boundary dispute, between the States of California and Nevada;

A)
) N/A
S)

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exempts states from the 12-year statute of limitations applicable to quiet title actions against the United States (passage of this bill will allow the Commission to assert its title interests in portions of San Francisco Bay, Colorado River, Yuba River, etc.);

The Commission will also be seeking administrative remedies to problems dealing with oil royalties and school lands, specifically the resolution of the Elk Hills Naval Petroleum Reserve indemnity selection problem.

The firm's familiarity with the Commission's program and specialized knowledge of matters dealing with the federal government has proven to be indispensable. The participation of Lobel, Novins and Lamont is paramount to the resolution of the problems described.

The original budgeted amount of \$100,000 is insufficient and must be augmented by an amount not to exceed \$28,000.

The Office of the Attorney General is aware of the subject agreement and has no objection to it.

A2 884. N/A.

IT IS RECOMMENDED THAT THE COMMISSION:

AUTHORIZE THE EXECUTION OF AN AMENDMENT TO THE AGREEMENT WITH LOBEL, NOVINS AND LAMONT TO INCREASE THE "NOT TO EXCEED" AMOUNT OF THE CONTRACT TO \$128,000 FOR 1983-84 FISCAL YEAR.

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2907