

MINUTE ITEM

This Calendar Item No. C97 was approved as Minute Item No. 97 by the California State Lands Commission by a vote of 3 to 0 at its 9-17-01 meeting.

CALENDAR ITEM

C97

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)Statewide
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09/17/01
W 40575.5
Bid Log Number 2001-12
D. Brown
A. Cueva

REQUEST FOR AUTHORITY FOR EXECUTIVE OFFICER TO SOLICIT BIDS, AWARD AND EXECUTE AGREEMENTS FOR THE REMOVAL OF THE VARIOUS HAZARDS LOCATED IN VENTURA AND SANTA BARBARA COUNTIES AND ALONG THE SACRAMENTO RIVER

PARTY:

California State Lands Commission
100 Howe Avenue, Suite 100 South
Sacramento, CA 95825-8202

BACKGROUND:

The Commission has primary jurisdiction over the State's sovereign lands. These lands are held in trust to be used for public purposes such as commerce, navigation, fishing, recreation, and environmental open space and habitat. Staff has identified derelict structures located within its jurisdiction. These hazards represent decaying structures that impede trust uses as well as pose a potential threat to public health and safety. Staff has been unable to identify responsible parties for removal. The Commission has been granted \$1,530,000 funding in the 2001 Budget Act for this project. The Commission will target to remove all hazards identified in the Santa Barbara Channel and along the Sacramento River in accordance with the project as funded.

PROPOSED ACTIVITY:

The Executive Officer requests delegation of authority to solicit proposals, award and execute agreements for Public Works Contractors for the removal of the various on-shore hazards and derelict wellheads along the Santa Barbara and Ventura coast and various hazards along the Sacramento River from Freeport to the I-5 bridge north of Sacramento.

The bids will be conducted consistent with procedures as specified in the State Contracts Manual and Public Contract Code. The method will be an Invitation to Bid (IFB) Public Works contract with the lowest cost proposal meeting all requirements and criteria stated in the IFB. All bids will be available for public inspection at the Commission's Sacramento office.

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OTHER PERTINENT INFORMATION:

Staff, upon selection of and in conjunction with said contractor, will determine how each hazard would be removed, determine how the project will be processed under the provisions of the California Environmental Quality Act, and obtain all necessary permits and authorizations. The selection of a Contractor will enable staff to design and implement the described project.

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

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, section 15378.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code Section 6106 (Delegation to execute written instruments)
- B. Public Contracts Code Section 10108 (Authority of the Commission to perform Public Works Projects)
- C. State Contracts Manual Chapter 11 Public Works Contracts

IT IS RECOMMENDED THAT THE COMMISSION:

- 1. FIND THAT THESE ACTIVITIES ARE EXEMPT FROM THE REQUIREMENTS OF CEQA PURSUANT TO TITLE 14 CALIFORNIA CODE OF REGULATIONS, SECTION 15061 BECAUSE THESE ACTIVITIES ARE NOT PROJECTS AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14 CALIFORNIA CODE OF REGULATIONS, SECTION 15378.
- 2. AUTHORIZE THE EXECUTIVE OFFICER OR HIS DESIGNEE TO SOLICIT BIDS, AWARD AND EXECUTE CONTRACTS NECESSARY FOR THE REMOVAL OF IDENTIFIED HAZARDS IN ACCORDANCE WITH STATE POLICIES AND PROCEDURES.