

STATE OF CALIFORNIA
MINUTES OF THE OPEN SESSION
CALIFORNIA STATE LANDS COMMISSION
STATE CAPITOL, ROOM 4202
SACRAMENTO, CALIFORNIA 95814

9:30 AM

September 17, 2001

APPEARANCES

COMMISSIONERS PRESENT

Cruz M. Bustamante, Lt. Governor, Chair
Kathleen Connell, State Controller
Cindy Aronberg, Alternate for Controller (portion of meeting)
Annette Porini, Commission Alternate for Department of Finance

COMMISSIONERS' S TAFF PRESENT

Cindy Aronberg, Deputy Controller, State Controller's Office
Lorena Gonzalez, Policy Consultant, Lt. Governor's Office

STAFF MEMBERS IN ATTENDANCE

Paul Thayer, Executive Officer
Jack Rump, Chief Counsel
Other staff members

REPRESENTING THE OFFICE OF THE ATTORNEY GENERAL

Alan Hager, Supervising Deputy Attorney General

STATE OF CALIFORNIA
CALIFORNIA STATE LANDS COMMISSION
MINUTES OF THE OPEN SESSION

MEETING OF SEPTEMBER 17, 2001

Chair Cruz Bustamante called the regular meeting of the California State Lands Commission to order at 9:35 a.m., at the State Capitol, Room 4202, Sacramento, California 95814.

The minutes of the April 24, 2001 meeting were approved as presented.

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**RECORD OF ACTION TAKEN BY THE
CALIFORNIA STATE LANDS COMMISSION
MEETING OF SEPTEMBER 17, 2001**

Calendar Items C17, C65, and Regular Items 90 and 91 were withdrawn from the agenda. Calendar Item 95 was deferred. Calendar Items C82 and C84 were moved from Consent to Regular.

The recommendation of staff, relative to Calendar Items C01-C16, C18-C64, C66-C87, and C96-99 were approved by unanimous vote of Commission Chair Lt. Governor Cruz M. Bustamante, State Controller Kathleen Connell, and Annette Porini, Commission alternate for Department of Finance.

Calendar Item 82: Presentation made on deferment request by Venoco. Public testimony received. Item approved as presented.

Calendar Item 84: Commission considered a request by Berry Petroleum for a deferment. Public testimony taken. Item approved as presented.

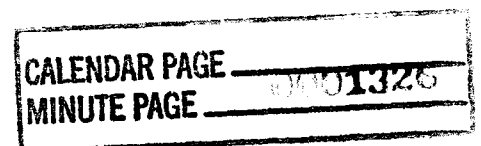
Regular Item 88: Commissioners listened to a staff presentation by Jan Stevens of the Attorney General's Office regarding consideration of new public trust policy. Commission listened to public testimony. Item was approved as presented.

Regular Item 89: Staff presentation was made by Executive Officer Thayer; Senior Staff Counsel Curtis Fossum; and Staff Appraiser Jim Porter and public testimony was heard.

Commissioner Connell expressed concerns about the ramifications of going forward with the proposed land exchange in the event the developer did not move forward with the project.

After much discussion, Commissioner Connell moved approval of staff's recommendations with the following additional conditions:

- The time factor is the end of May, May 31st of 2002 for having these necessary local agreements in place.
- Secondly, the developer must be moving forward, without phasing, on the development of this project.
- Third, that the development activity must reflect existing plan as presented before this Commission and in the attachments that we have.
- And fourth, that should the deadline not be met, that our approval of the land swap would expire and we would have our property back as the state's.



The motion was seconded by Commissioner Porini and the Commission voted unanimously to approve.

Regular Item 92: Staff and members of the public made presentations to Commissioners pertaining to Shoreline Protective Structures. The item was approved as presented.

Regular Item 93: Commissioners discussed a resolution to terminate 36 undeveloped federal leases. Public testimony was taken. The item was approved as presented.

Regular Item 94: Commissioners listened to a presentation on a proposed contract for environmental documentation for the abandonment of the 4H platforms. The Commission also listened to concerns from public. The item was approved as presented.

During the public comment section, comments were made by representatives of the Riverbank and Virgin Sturgeon marinas.

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