

STATE OF CALIFORNIA
CALIFORNIA STATE LANDS COMMISSION MEETING
OPEN SESSION MINUTES
PORT OF SAN DIEGO
BOARD ROOM, FIRST FLOOR
3165 PACIFIC HIGHWAY
SAN DIEGO, CALIFORNIA 92101

2:00 PM

October 20, 2003

APPEARANCES

COMMISSIONERS PRESENT

Cruz M. Bustamante, Lt. Governor, Chair (Lt. Governor left meeting early upon which Lorena Gonzalez, Alternate, sat in his absence)

Steve Westly, Controller (Controller left meeting early upon which Cindy Aronberg, Alternate, sat in his absence)

Shelley Mateo, Alternate for Department of Finance

STAFF MEMBERS IN ATTENDANCE

Paul D. Thayer, Executive Officer
Jack Rump, Chief Counsel

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 OCTOBER 20, 2003

Lieutenant Governor Cruz M. Bustamante, Chair, called the regular meeting of the California State Lands Commission to order at 2:10 p.m., at the Port of San Diego, Board Room, First Floor, 3165 Pacific Highway, San Diego, California 92101.

The minutes of the September 9, 2003 meeting were approved as presented.

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**RECORD OF ACTION TAKEN BY THE
CALIFORNIA STATE LANDS COMMISSION
MEETING OF OCTOBER 20, 2003**

Calendar Items C11, C19, C28, C50, and Regular Item 61 were removed from the agenda to be heard at a subsequent meeting.

The recommendation of staff, relative to Calendar Items C01-C10, C12-C18, C20-C27, C29-C49, and C51-C60, were approved by unanimous vote of Commission Chair Cruz Bustamante; Controller Steve Westly; and Shelley Mateo, Commission alternate for Department of Finance.

Calendar Item 04: Commissioners listened to a staff presentation regarding construction of a new 20-inch petroleum pipeline from SFPP Concord station to the existing SFPP Sacramento Station. The item was moved from Consent to Regular and then deferred.

Regular Calendar Item 61: The item was deferred.

Regular Calendar Item 62: Commissioners listened to a staff presentation on the South Bay Power Plant. Commissioners also listened to comments from the public. The item was amended and approved by a 2-0 vote.

Regular Calendar Item 63: This item was moved to the consent calendar and approved as presented.

Regular Calendar Item 64: Staff made a presentation to Commissioners requesting consideration of approval of a title settlement and boundary line agreement in Los Angeles County. The item was approved by a 2-0 vote.

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**PUBLIC ADDRESSING THE FOLLOWING CALENDAR ITEMS
CALIFORNIA STATE LANDS COMMISSION MEETING**

OCTOBER 20, 2003

CALENDAR ITEM 04 – Kinder Morgan

- Mary Brown, Sr. Project Manager, Rhodia Inc.
- Lorna Burks, Public Land Manager Specialist, LMD, CSLC
- David Cornman, Director of Project Permitting, Kinder Morgan & SFPPLP
- Richard Cunha, Attorney, Clark Trucking Service Inc.
- Ricardo Hernandez, Sr. Engineering Assistant, Central Contra Costa Sanitary District
- Dwight Sanders, Chief, Environmental & Planning Mgmt, CSLC

CALENDAR ITEM 34 – Port of San Francisco

- Robert Hertzfeld, San Francisco Cruise Terminal LLC
- Byron Rhett, Port of San Francisco

REGULAR ITEM 61 – San Diego Unified Port District Financial Status

- Bruce Hollingsworth, Port of San Diego
- Bret Lobner, General Counsel, San Diego County Regional Airport Authority

REGULAR ITEM 62 – South Bay Power Plant

- Mike Aguirre, Self
- Chris Anderson, Chief Operations Officer, Port of San Diego
- Nephi Hancock, Resident, Chula Vista
- Alexandra Hart, Consultant, Int'l Brotherhood of Electrical Workers Local 569
- Randy Hickock, Senior Director, Duke Energy California
- Albert Huang, Environmental Health Coalition
- Lupita Jimenez, Green Party of San Diego
- Jennifer Lucchesi, Public Land Specialist, CSLC
- Kelly O'Brien, Duke Energy

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REGULAR ITEM 62 – South Bay Power Plant Continued

- Jim Peugh, Chair, Conservation Committee, San Diego Audubon Society
- Bruce Reznik, Executive Director, San Diego Baykeeper
- Allison Rolfe, Policy Director, San Diego Baykeeper
- Allen Shur, Business Manager, IBEW Local 569

REGULAR ITEM 64 – Bel Air Bay Club

- Howard Coleman, Attorney representing Bel Air Bay Club
- Curtis Fossum, Senior Staff Counsel, CSLC
- Martin Murphy

PUBLIC COMMENT

- Skip Baldwin, Wilmington Citizens Committee
- Agustin Eichwald, Organizer, Committees for a Better Environment
- Janet Gunter, San Pedro Homeowners Coalition
- Laura Hunter, Director, Clean Bay Campaign
- Andrew Mardesich, Vice President, Port Affairs, San Pedro Peninsula Homeowners United
- Jim Peugh, Chair, Conservation Committee, San Diego Audubon Society
- Gail Ruderman Feuer, Senior Attorney, Natural Resources Defense Council