

CONVENED: 2:08 PM

ADJOURNED: 5:43 PM

Y-Yes		N-No		A-Abstain		VOTE		
Amended*	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action	Approved as Presented	Controller	Lt. Governor	Director of Finance
				X	Y	Y	Y	

FOR INFORMATION, PLEASE CONTACT:

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**IN ATTENDANCE:**

Cruz Bustamante  
Lt. Governor, Chair  
Steve Wesley  
State Controller, Member  
Shelley Mateo, Alternate  
Department of Finance  
Cindy Aronberg, Alternate  
Office of the Controller  
Lorena Gonzalez, Alternate  
Office of the Lt. Governor

# SUMMARY

## MEETING OF THE CALIFORNIA STATE LANDS COMMISSION

**PORT OF SAN DIEGO  
BOARD ROOM, 1<sup>ST</sup> FLOOR  
3165 PACIFIC HIGHWAY  
SAN DIEGO, CA 92101**

CRUZ M. BUSTAMANTE, LIEUTENANT GOVERNOR, CHAIR  
STEVE WESTLY, STATE CONTROLLER, MEMBER  
STEVE PEACE, DIRECTOR OF FINANCE, MEMBER

### OCTOBER 20, 2003

#### ORDER OF BUSINESS

**I. 2:00 P.M - OPEN SESSION** CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.).

A SIGN LANGUAGE INTERPRETER WILL BE PROVIDED UPON ADVANCE NOTIFICATION OF NEED BY A DEAF OR HEARING IMPAIRED PERSON. SUCH NOTIFICATION SHOULD BE MADE AS SOON AS POSSIBLE PRIOR TO DATE OF THE EVENT.

IF YOU NEED REASONABLE ACCOMMODATION, IN ORDER TO CONDUCT BUSINESS WITH THE COMMISSION, FOR A DISABILITY AS DEFINED BY THE FEDERAL AMERICANS WITH DISABILITIES ACT AND THE CALIFORNIA FAIR EMPLOYMENT AND HOUSING ACT, PLEASE CONTACT THE COMMISSION IN ADVANCE TO ARRANGE FOR SUCH ACCOMODATION.

**II. CONFIRMATION OF MINUTES FOR THE MEETING OF  
SEPTEMBER 9, 2003**

**III. EXECUTIVE OFFICER'S REPORT**

000000

CALENDAR PAGE

001679

MINUTE PAGE

\*Sitting in a non-voting capacity.

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	
					X	Y	Y	Y	
					X	Y	Y	Y	

**IV. CONSENT CALENDAR C01 – C60 THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTROVERSIAL AND ARE SUBJECT TO CHANGE AT ANY TIME UP TO THE DATE OF THE MEETING.**

**ANYONE WISHING TO ADDRESS AN ITEM ON THE AGENDA MAY COME FORWARD AND STATE THEIR NAME FOR THE RECORD.**

**LAND MANAGEMENT DIVISION**

- C 01 RONALD EDWARDSON (APPLICANT):** Consider application for a new General Lease – Recreational Use, of sovereign lands located in the Sacramento River, near the town of Ryde, Sacramento County; for the construction of a new floating boat dock, pilings, gangway, and concrete landing. (W 25939; RA# 01003) (A 15; S 5) (Negotiator: R. Barham)
- C 02 CALIFORNIA DEPARTMENT OF TRANSPORTATION (APPLICANT):** Consider application for an amendment to General Lease – Public Agency Use No. PRC 2470.9, pursuant to Section 101.5 of the Streets and Highway Code, of sovereign lands located in the Sacramento River, near Butte City, Glenn County; to install five rock groins and bank protection. (WP 2470.9; RA# 08702) (A 2; S 4) (Negotiator: L. Burks)
- C 03 CALPINE NATURAL GAS COMPANY, A DELAWARE LIMITED PARTNERSHIP (APPLICANT):** Consider application for a General Lease – Right of Way Use, of sovereign lands located in Tomato Slough at Brannan Island, near the city of Rio Vista, Sacramento County; for installation of a natural gas pipeline and continued use of an existing access road. (W 25879; RA# 06102) (A 15; S 5) (Negotiator: L. Burks)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
			X						
					X	Y	Y	Y	
					X	Y	Y	Y	

**C \* 04 SANTA FE PACIFIC PARTNERS L.P. (SFPP), AN OPERATING PARTNER FOR KINDER MORGAN ENERGY PARTNERS, L.P. (APPLICANT):** Consider amendment to Master Lease No. PRC 439.1 to delete parcels of sovereign land located in the Carquinez Strait, Pacheco and Walnut creeks, improved with an existing 14-inch petroleum pipeline and consider an application for a new General Lease – Right of Way Use, of sovereign lands located in Walnut, Grayson and Pacheco creeks in Contra Costa County, the Carquinez Strait and Cordelia Slough in Solano County; for construction of a new 20-inch petroleum pipeline from the existing SFPP Concord Station to the existing SFPP Sacramento Station in the city of West Sacramento and for inclusion of the deleted parcels from Master Lease No. PRC 5439.1 improved with the existing 14-inch pipeline, Contra Costa, Solano and Yolo counties. (W 25815; RA#10701) (A 7,8,11,14; S 2,5,7) (Negotiator: L. Burks)

**C 05 PC LANDING CORP (ASSIGNOR); PIVOTAL TELECOM, LLC (ASSIGNEE):** Consider application for the assignment and amendment of Lease No. PRC 8152.1, General Lease – Right of Way Use, of sovereign lands located in the Pacific Ocean, for two fiber optic cables and two conduits located offshore of the city of Grover Beach, San Luis Obispo County. (PRC 8152.1; RA# 03703) (A 33; S 15) (Negotiator: B. Dugal)

**C 06 AGATE PIER AND SWIM CLUB, INC. (LESSEE):** Consider application for the amendment of Lease No. PRC 3994.1, General Lease - Commercial Use, of sovereign lands located in Lake Tahoe, Agate Bay, Placer County, to relocate 14 buoys previously authorized by Commission, the retention of seven additional existing buoys and one Coast Guard marker buoy. (WP 3994.1; RA# 02102) (A 4; S 1) (Negotiator: M. Hays)

\* C 04 Taken off the consent calendar, put on regular and pulled.

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented			VOTE
						Controller	Lt. Governor	Director of Finance	
					X	Y	Y	Y	C 07
					X	Y	Y	Y	C 08
					X	Y	Y	Y	C 09
					X	Y	Y	Y	C 10
	X								C 11

- C 07 ALAN H. MATTHEWS (APPLICANT):** Consider application for a Recreational Pier Lease of sovereign lands located in Lake Tahoe, Homewood, Placer County; for the retention of two existing mooring buoys not previously authorized by the Commission. (W 25929; RA# 21002) (A 4; S 1) (Negotiator: M. Hays)
- C 08 WEST LAKE INVESTORS, A FAMILY TRUST (LESSEE):** Consider application for an amendment to Lease No. PRC 5843.9, Recreational Pier Lease, for sovereign lands, located in Lake Tahoe, Tahoe City, Placer County, for the relocation and modification of a previously authorized pier and the retention and relocation of two previously authorized mooring buoys. (WP 5843.9; RA# 04403) (A 4; S 1) (Negotiator: M. Hays)
- C 09 DEPARTMENT OF PARKS AND RECREATION (APPLICANT):** Consider application for a new General Lease – Public Agency Use, of sovereign lands located in Mono Lake, near Lee Vining, Mono County; for the operation and management of the Mono Lake State Tufa Reserve previously authorized by the Commission. (WP 6537.9; RA#13201) (A 25; S 1) (Negotiator: D. Jones)
- C 10 ROY KELLER (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, near Hood, Sacramento County; for an existing walkway and boat dock previously authorized by the Commission. (WP 6610.9; RA# 05701) (A 15; S 2) (Negotiator: D. Jones)
- C 11 TURLOCK IRRIGATION DISTRICT (LESSEE):** Consider application for an amendment to Lease No. PRC 8123.9, General Lease - Public Agency Use, of sovereign lands located in the Tuolumne River, near the city of Waterford, Stanislaus County; to add an additional lease area for a salmon habitat restoration project. (WP 8123.9; RA# 22102) (A 14; S 25) (Negotiator: D. Jones)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	C 12
					X	Y	Y	Y	C 13
					X	Y	Y	Y	C 14
					X	Y	Y	Y	C 15

**C 12 CITY OF SAN RAFAEL (APPLICANT):** Consider application for a Dredging Lease to dredge material from granted sovereign lands, with minerals reserved to the state, located in San Rafael Creek, adjacent to the federally authorized and maintained San Rafael Canal Channel at San Rafael, Marin County; disposal of dredged material to be at United States Army Corps of Engineers approved unconfined aquatic site: SF-10, San Pablo Bay, SF-11, Alcatraz or the upland disposal site at Winter Island. (WP 7160; RA# 15401) (A6; S3) (Negotiator: G. Kato)

**C 13 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE):** Consider the revision of rent for Lease No. PRC 5391.2, a General Lease – Right of Way Use, of school lands located near the town of Fall River Mills, Shasta County, for an existing 60kV electric power line. (PRC 5391.2) (A 2; S 4) (Negotiator: N. Lee)

**C 14 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE):** Consider the continuation of rent for Lease No. PRC 383.2, a General Lease – Right of Way Use, of school lands located near the city of Redding, Shasta and Trinity counties, for an electrical power transmission facility. (PRC 383.2) (A 1,2; S 4) (Negotiator: N. Lee)

**C 15 SOUTHERN CALIFORNIA EDISON (LESSEE):** Consider the revision of rent for Lease No. PRC 4465.2, a General Lease – Right of Way Use, of school lands located near Elsinore Peak, Riverside County, for an existing 12kV overhead transmission line. (PRC 4465.2) (A 64; S 37) (Negotiator: N. Lee)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	C 16
					X	Y	Y	Y	C 17
					X	Y	Y	Y	C 18
	X								C 19

- C 16 ROBERT R. DRON AND TRACY A. DRON, TRUSTEES OF THE ROBERT R. DRON AND TRACY A. DRON REVOCABLE TRUST DATED DECEMBER 24, 1994 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, near Isleton, Sacramento County; for the construction of a new boat dock and walkway. (W 25937; RA# 00703) (A 15; S 5) (Negotiator: T. Lipscomb)
- C 17 SEAN EDWARD HUTTON (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, near the city of Sacramento, Sacramento County; for an existing floating dock and walkway previously authorized by the Commission. (WP 6038.9; RA# 09602) (A 5; S 6) (Negotiator: T. Lipscomb)
- C 18 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-017-036, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 19 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-015-014, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
C 20					X	Y	Y	Y	
C 21					X	Y	Y	Y	
C 22					X	Y	Y	Y	
C 23					X	Y	Y	Y	
C 24					X	Y	Y	Y	

- C 20 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4469-026-006, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 21 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4469-026-008, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 22 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-016-026, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 23 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-016-013, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 24 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-016-015, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)

	Amended	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	C 25
					X	Y	Y	Y	C 26
					X	Y	Y	Y	C 27
		X							C 28
					X	Y	Y	Y	C 29

- C 25 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-016-025, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 26 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4469-026-007, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 27 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-016-016, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 28 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-013-018, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 29 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4469-026-011, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE			
							Controller	Lt. Governor	Director of Finance	
						X	y	y	y	C 30
						X	y	y	y	C 31
						X	y	y	y	C 32
						X	y	y	y	C 33

- C 30 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):** Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4470-016-001, 002, Los Angeles County. (W 24665) (A 41; S 23) (Negotiators: S. Nelson, J. Lam, V. Massey, C. Fossum)
- C 31 CITY OF EMERYVILLE (APPLICANT):** Consider application for a Dredging Lease to dredge material from granted lands, minerals reserved, located in the San Francisco Bay at the Emeryville City Marina, city of Emeryville, Alameda County; disposal of dredged material at the U.S. Corps of Engineers designated disposal site at SF-11 (Alcatraz). (PRC 7481.9; RA# 03502) (A 13; S 9) (Negotiator: D. Oetzel)
- C 32 CALIFORNIA STATE LANDS COMMISSION AND RICHMOND REDEVELOPMENT AGENCY (PARTIES)** Request for approval to enter into a title settlement and exchange agreement with the City of Richmond and the Richmond Redevelopment Agency concerning the Ford Motor Plant and associated parcels comprising approximately 62 acres in the City of Richmond, Contra Costa County; (W 25674) (A 14; S 7) (Negotiators: D. Plummer, B. Stevenson, J. DeGraff and T. Mueller)
- C 33 CALIFORNIA STATE LANDS COMMISSION, CITY OF SAN RAFAEL AND PACIFIC GAS AND ELECTRIC COMPANY (PARTIES)** Request for approval to enter into a title settlement and exchange agreement with the City of San Rafael and Pacific Gas & Electric Company concerning a parcel of land approximately three acres in size in downtown San Rafael; contribution to the land bank fund maintained by the City of San Rafael; City of San Rafael, Marin County; (W 25498) (A 6; S 3) (Negotiators: D. Plummer, B. Stevenson, K. Olin and J. Rusconi)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	y	y	y	C 34
					X	X	y	y	C 35
					X	y	y	y	C 36
					X	y	y	y	C 37

- C 34 CALIFORNIA STATE LANDS COMMISSION AND THE PORT OF SAN FRANCISCO (PARTIES):** Request for approval of an exchange agreement with the City and County of San Francisco, acting through the San Francisco Port Commission, to remove the public trust and the Burton Act trust from an approximately 0.5 acre portion of Seawall Lot 330, and to impose the public trust on an approximately 8.8 acre parcel of land in the southern area of the port of San Francisco; City and County of San Francisco; (G 11-01) (A 13; S 3) (Negotiators: D. Plummer, G. Kato, B. Stevenson, K. Olin and A. Hager)
- C 35 CHARLES S. MCDOWELL AND CORINNE L. MCDOWELL (APPLICANTS):** Consider application for a new General Lease - Recreational Use, of sovereign lands located in Georgiana Slough, near the city of Isleton, Sacramento County; for the construction of a new gangway, a double-berth boat dock, and pilings. (W 25942; RA# 01503) (A 15; S 5) (Negotiator: N. Quesada)
- C 36 JEFFREY A. OMAND AND DIANA DEARY OMAND TRUSTEES OF THE DIANE DEARY OMAND AND JEFFREY A. OMAND FAMILY REVOCABLE TRUST, DATED 7/21/92 (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, city of Sacramento, Sacramento County; for the construction of a new gangway, a single-berth floating dock, and pilings. (W 25935; RA# 22902) (A 9; S 6) (Negotiator: N. Quesada)
- C 37 LEONE BECKLEY (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Georgiana Slough, near the city of Isleton, Sacramento County; for an existing boat deck, ramp, and boat dock previously authorized by the Commission. (WP 4726.9; RA# 18102) (A 15; S 5) (Negotiator: N. Quesada)

	Amended	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	C 38
					X	Y	Y	Y	C 39
					X	Y	Y	Y	C 40
					X	Y	Y	Y	C 41

- C 38 **VICTORIA A. BUCKLE (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Corte Madera Creek, city of Larkspur, Marin County; for an existing gangway, and floating boat dock previously authorized by the Commission. (WP 7285.9; RA# 05101) (A 6; S 3) (Negotiator: N. Quesada)
  
- C 39 **TDB SACRAMENTO DELTA CORP. (APPLICANT):** Consider application for a new General Lease – Recreational Use, of sovereign lands located in Georgiana Slough, near the city of Isleton, Sacramento County; for an existing five-berth covered boat dock previously authorized by the Commission. (WP 7680.1; RA# 15102) (A 15; S 5) (Negotiator: N. Quesada)
  
- C 40 **SAN DIEGO UNIFIED PORT DISTRICT (APPLICANT/SUBLESSOR) SAN DIEGO AIRCRAFT CARRIER MUSEUM (SUBLESSEE):** Consider application for a General Lease – Public Agency Use, and approval of sublease, of sovereign lands located in San Diego Bay, San Diego, San Diego County; for the mooring of the USS Midway. (W 25779; RA# 00801) (A 78; S 39) (Negotiator: J. Smith)
  
- C 41 **C&H SUGAR COMPANY, INC. (LESSEE):** Consider revision of rent and amendment to Lease No. PRC 7659.1, a General Lease - Industrial Use, of sovereign lands located in Carquinez Strait, in the town of Crockett, Contra Costa County; for sugar refinery, dock and outfall lines. The amendment is to make rent payments monthly rather than annual. (PRC 7659.1) (A 11; S 7) (Negotiator: N. Smith)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	C 42
					X	Y	Y	Y	C 43
					X	Y	Y	Y	C 44

- C 42 CENTURY MENDOCINO CABLE TELEVISION (LESSEE):**  
 Consider the continuation of rent for Lease No. PRC 5592.1, a General Lease – Right of Way Use, of sovereign lands located in the Albion River, near Albion, Mendocino County; for an existing television cable crossing. (PRC 5592.1) (A 1; S 2) (Negotiator: B. Young)
- C 43 THOMAS H. BREDT AND POLLY WALKER BREDT AS CO-TRUSTEES OF THE BREDT 1993 LIVING TRUST (APPLICANTS):**  
 Consider application for a new Recreational Pier Lease, of sovereign lands located in Lake Tahoe, Rubicon Bay, El Dorado County; for an existing pier, boathouse and one mooring buoy previously authorized by the Commission, and the retention of one additional existing mooring buoy. (WP 3868.9; RA# 21602) (A 4; S 1) (Negotiator: B. Young)
- C 44 JOHN M. KELLY AS TRUSTEE OF THE JOHN M. KELLY REVOCABLE TRUST, DATED MARCH 31, 1997; JOHN M. KELLY AS TRUSTEE OF THE JOHN M. KELLY EXEMPT GENERATION-SKIPPING TRUST UNDER THE PAUL B. KELLY REVOCABLE TRUST, DATED NOVEMBER 2, 1981; JOHN M. KELLY, JR.; ELIZABETH K. D'AMBROSIA, AND MATTHEW F. KELLY (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, Tahoe City, Placer County; for an existing pier and boathouse with boat lift previously authorized by the Commission, and retention of two existing mooring buoys. (WP 3346.9; RA# 22302) (A 4; S 1) (Negotiator: B. Young)

	Amended	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	y	y	y	
					X	y	y	y	
					X	y	y	y	

- C 45 JAMES DOBBAS AS TRUSTEE UNDER DECLARATION OF TRUST DATED DECEMBER 22, 1976 (APPLICANT/LESSEE):** Consider termination of Recreational Pier Lease and consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, Meeks Bay, El Dorado County; for an existing pier previously authorized by the Commission, and retention of one existing mooring buoy. (WP 4494.9; RA# 21202) (A 4; S 1) (Negotiator: B. Young)
- C 46 FRANK C. AND ROBIN A. BLEUSS (APPLICANTS);** Consider application for a new Recreational Pier Lease of sovereign lands located in Donner Lake, near Truckee, Nevada County; for the construction of a new pier. (W 25925; RA# 20102) (A 3; S 1) (Negotiator: B. Young)
- C 47 TONOPALO, L. L. C. A DELAWARE LIMITED LIABILITY COMPANY (APPLICANT/LESSEE):** Consider application for an amendment to Lease No. PRC 8439.1, General Lease - Recreational Use, of sovereign lands located in the bed of Lake Tahoe, Tahoe Vista, Placer County; for the modification and relocation of a proposed new pier and 12 mooring buoys previously authorized by the Commission. (WP 8439.1; RA# 03803) (A 4; S 1) (Negotiator: B. Young)

	Amended	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	
					X	Y	Y	Y	
	X								

C 48

**ALAN K. AUSTIN AND MARIANNE P. AUSTIN, TRUSTEES OF THE AUSTIN FAMILY TRUST DATED AUGUST 6, 1997; KAREN J. VAN VOORHIS, TRUSTEE OF THE KAREN J. VAN VOORHIS REVOCABLE TRUST, UNDER TRUST AGREEMENT DATED DECEMBER 23, 1992 (APPLICANTS) CLAUDIA FLORSHEIM; KAREN J. VAN VOORHIS, TRUSTEE OF THE KAREN J. VAN VOORHIS REVOCABLE TRUST (LESSEES):** Consider termination of a Joint-Use Recreational Pier Lease, and consider application for a new Joint-Use Recreational Pier Lease, of sovereign lands located in Lake Tahoe, Sunnyside, Placer County; for the proposed extension of an existing pier, two boat lifts and four mooring buoys previously authorized by the Commission. (WP 5801.9; RA# 03603) (A 4; S 1) (Negotiator: B. Young)

LEGAL

C 49

**CHANNEL ISLANDS NATIONAL MARINE SANCTUARY AND CHANNEL ISLANDS NATIONAL PARK (APPLICANTS):** Consider authorizing the Executive Officer to enter into agreements for the long-term shared management of submerged archeological sites and submerged historic resources in the sanctuary and/or park that allows minor land disturbance, collection of at-risk artifacts, and transfer of such artifacts. (W 24763) (A 37, S 18) (Negotiator: P. Griggs)

C 50

**DEPARTMENT OF ANTHROPOLOGY, CSU BAKERSFIELD (APPLICANT):** Consider authorizing the transfer of ownership of Native American archeological artifacts recovered from the Owens Lake Dust Mitigation Program to the Department of Anthropology, CSU Bakersfield. (PRC 8079) (A 32, 34; S 18) (Negotiator: P. Griggs)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	
					X	Y	Y	Y	
					X	Y	Y	Y	

**C 51 MENDOCINO COUNTY MUSEUM (APPLICANT):** Consider authorizing the transfer of ownership of artifacts recovered from the 1850 *Frolic* shipwreck to the Mendocino County Museum. (PRC 7408) (A 1; S 2) (Negotiator: P. Griggs)

**ADMINISTRATION**

**C 52 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for Executive Officer to solicit proposals for consultant services, negotiate fair and reasonable price, award and execute necessary agreements to prepare the environmental documentation required for the future consideration of the proposed BHP Billiton Cabrillo Port Liquefied Natural Gas import terminal and associated offshore and onshore facilities, Ventura County. Approval of this item by the Commission does not constitute approval of the proposed lease; it only authorizes consultant contracts for environmental review. (W 25941, W 30151) (A 35; S 18) (Negotiator: D. Brown, A. Cueva, C. Oggins)

**C 53 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for Executive Officer to solicit proposals for consultant services, negotiate fair and reasonable price, award and execute necessary agreements to prepare the environmental documentation required for the future consideration of the proposed Crystal Energy Platform Grace Liquefied Natural Gas import terminal and associated offshore and onshore facilities, Ventura County. Approval of this item by the Commission does not constitute approval of the proposed lease; it only authorizes consultant contracts for environmental review. (W 30153) (A 35; S 18) (Negotiator: D. Brown, A. Cueva, C. Oggins)

	Amended	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	C 54
					X	Y	Y	Y	C 55

**C 54 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for Executive Officer to solicit proposals for consultant services, negotiate fair and reasonable price, award and execute necessary agreements for preparation of environmental documentation future consideration of a lease for the existing Amorco and Avon Marine Oil Terminals, by the Tesoro Refining and Marketing Company, Contra Costa County. Approval of this item by the Commission does not constitute approval of the proposed lease; it only authorizes consultant contracts for environmental review. (PRC 3453; W 30068.17, and PRC 3454; W 30068.19, respectively) (A 10, 11; S 4, 7) (Negotiator: D. Brown, A. Cueva, V. Van Way)

**C 55 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for Executive Officer to solicit proposals for consultant services, negotiate fair and reasonable price, award and execute necessary agreements for preparation of environmental documentation for the proposed 30-year lease of the existing Shell marine oil terminal by Shell Oil Products US, City of Martinez, Contra Costa County. Approval of this item by the Commission does not constitute approval of the proposed lease; it only authorizes consultant contracts for environmental review. (WP 4908; Lease PRC 4980.1; W 9777.16; W 30068.16) (A 11; S 7) (Negotiator: D. Brown, A. Cueva, V. Van Way)

	Amended	Deferred	Pulled	Considered - No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					X	Y	Y	Y	
					X	Y	Y	Y	
					X	Y	Y	Y	
					X	Y	Y	Y	
				X					

**MARINE FACILITIES DIVISION**

**C 56 CALIFORNIA STATE LANDS COMMISSION (APPLICANT):** Consider settlement proposal with regard to compliance questions arising from ballast water practices by Carnival Corporation. (W 9777.234) (A & S Statewide) (Negotiators: G. Gregory, M. Falkner, M. Meier)

**MINERAL RESOURCES MANAGEMENT**

**C 57 OXY RESOURCES CALIFORNIA, LLC AND RISING STAR ENERGY, LLC (APPLICANTS):** Consider acceptance of the Full Quitclaim Deed of Negotiated Subsurface (no surface use) Oil and Gas Lease and Right of Way Agreement No. PRC 8348.1, Fourteen Mile Slough, San Joaquin County. (PRC 8348.1) (A 17; S 5) (Negotiator: A. Nitsche)

**C 58 VENOCO, INC. (APPLICANT):** Consider acceptance of the Full Quitclaim Deed of Oil and Gas Lease No. PRC 208.1, and grant an extension of eighteen months for the remaining two wells included in the Holly Re-Drill Project, South Ellwood Field, Offshore Santa Barbara County. (PRC 208.1, PRC 3120.1, PRC 3242.1) (A 35; S 18) (Negotiators: J. Planck, M. Le Clair)

**C 59 CALIFORNIA STATE LANDS COMMISSION (APPLICANT):** Consider approval of the proposed sale of the Royalty Crude Oil, Oil and Gas Lease Nos. PRC 91, PRC 163, E-392, PRC 425, and PRC 426, Huntington Beach Oil Field, Orange County, to the highest responsible bidder. (W 9603.114) (A 57, 58; S 29) (Negotiators: M. Le Clair, D. Mercier)

**C 60 CALIFORNIA STATE LANDS COMMISSION (INFORMATIONAL):** Staff Report on the monitoring of possible subsidence, Long Beach Unit, Wilmington Oil Field, Los Angeles County. (W 10436) (A 54, 55; S 27, 28) (Negotiator: V. Duda)

	Amended	Deferred	Pulled	Considered -No Action Taken	Informational Only- No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
	X								
	X						Y	Y	
					X	Y	Y	Y	
					X	Y		Y	

**V. REGULAR CALENDAR 61-64**

- 61 SAN DIEGO UNIFIED PORT DISTRICT (TRUSTEE):**  
Consideration of a report reviewing the San Diego Unified Port District financial status; San Diego County.(G10-08) (A 77, 78, 79; S 39, 40) (Negotiator: J. Lucchesi and D. Mercier)
- \*\* **62 SAN DIEGO UNIFIED PORT DISTRICT (TRUSTEE):**  
Consideration of a report on the status of the Cooperation Agreement and Lease Agreement between the San Diego Unified Port District and Duke Energy regarding the South Bay Power Plant, city of Chula Vista, San Diego County. (G10-08.10) (A 77; S 40) (Negotiator: C. Fossum, J. Lucchesi)
- \*\*\* **63 RUBICON TAHOE OWNERS, INC. (APPLICANT):** Consider an application for a new General Lease - Recreational Use, of sovereign lands located in Lake Tahoe, Rubicon Bay, El Dorado County; for two existing piers, two swim areas, two swim floats, U.S. Coast Guard marker buoys, and 97 mooring buoys previously authorized by the Commission. (PRC 5676.1; RA# 12401) (A 4; S 1) (Negotiator: B. Dugal; J. Frey)
- 64 BEL AIR BAY CLUB (APPLICANT):** Consider approval of a title settlement and boundary line agreement, including issuance of three leases involving certain real property in and adjacent to the Pacific Ocean, Los Angeles County pursuant to Public Resources Code Sections 6342, 6321, 6303 and 6501.1. (BLA 1) (A 41; S 23) (Negotiator: C. Fossum)

**VI. PUBLIC COMMENT**

- \*\* 62 Amended and approved as presented.
- \*\*\* 63 Item was taken off of regular, put on consent and approved.

Amended	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as Presented	Controller	Lt. Governor	Director of Finance	VOTE
									VII.

**CLOSED SESSION** AT ANYTIME DURING THE MEETING THE COMMISSION MAY MEET TO CONSIDER POSSIBLE AND PENDING LITIGATION IN A SESSION CLOSED TO THE PUBLIC PURSUANT TO THE ATTORNEY-CLIENT PRIVILEGES (SEE GOVERNMENT CODE SECTION 11126). THE FOLLOWING MATTERS WILL BE CONSIDERED UNDER GOVERNMENT CODE SECTION 11126 (e)(2)(A):

Hanson Marine Operations, Inc. v. California State Lands Commission

IN ADDITION, THE COMMISSION MAY CONSIDER MATTERS WHICH FALL UNDER GOVERNMENT CODE SECTION 11126 (e)(2)(B) or (2)(C)