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AGENDA AND ITEMS ARE AVAILABLE
ON CSLC WEB SITE: www.slc.ca.gov

COMMISSIONERS PRESENT:

- **John Chiang, Controller**
- Cindy Aronberg, Alternate for the Controller
- **John Garamendi, Lt. Governor**
- Brian Bugsch, Alternate for the Lt. Governor
- **Tom Sheehy, Alternate for Dept. of Finance**

AGENDA

VOTING RECORD

MEETING OF THE CALIFORNIA STATE LANDS COMMISSION

PORT OF SAN DIEGO BOARD ROOM, 1ST FLOOR 3165 PACIFIC HIGHWAY SAN DIEGO, CA 92101

JOHN CHIANG, STATE CONTROLLER, CHAIR
JOHN GARAMENDI, LIEUTENANT GOVERNOR, MEMBER
MICHAEL C. GENEST, DIRECTOR OF FINANCE, MEMBER

OCTOBER 16, 2008

ORDER OF BUSINESS

THE MINUTES OF THE AUGUST 22, 2008 MEETING WERE APPROVED BY A VOTE OF 3-0.

CONSENT CALENDAR: CONSENT ITEMS C17, C32 AND C47 WERE REMOVED FROM THE AGENDA. CONSENT ITEMS C01-C16, C18-C31, C33-46, AND C48-C52 WERE APPROVED BY A VOTE OF 3-0. CONSENT ITEMS C53-C55 WERE INFORMATIONAL ONLY.

REGULAR CALENDAR: REGULAR ITEM 59 WAS REMOVED FROM THE AGENDA. REGULAR ITEMS 56 AND 57 WERE APPROVED BY A VOTE OF 2-0. REGULAR ITEMS 58 AND 60 WERE INFORMATIONAL, THEREFORE NO VOTE WAS TAKEN.

- I. **10:00 A.M. - OPEN SESSION** CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.).

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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, 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 ACCOMMODATION.

II. **CONFIRMATION OF MINUTES FOR THE MEETING OF AUGUST 22, 2008**

III. **EXECUTIVE OFFICER'S REPORT**

IV. **CONSENT CALENDAR C01-C55** 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 SHOULD FILL OUT A SPEAKER FORM. WHEN YOU ARE CALLED TO SPEAK, PLEASE STATE YOUR NAME FOR THE RECORD.

LAND MANAGEMENT DIVISION

RECREATIONAL PIER LEASES

C 01 THOMAS D. KLAUER, JR., TRUSTEE OF THE THOMAS D. KLAUER REVOCABLE TRUST, ESTABLISHED MAY 24, 2006 (APPLICANT): Consider application for a Recreational Pier Lease of sovereign lands located in the Sacramento River, adjacent to 6029 Garden Highway, near the city of Sacramento, Sacramento County; for an existing covered single-berth floating boat dock with a boatlift and debris diverter, uncovered floating dock, three pilings, personal watercraft float, and gangway not previously authorized by the Commission . (W 21190; RA# 15207) (A 5, 9; S 6) (Negotiator: V. Caldwell)

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C 02 RICHARD M. CUNHA (APPLICANT): Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, adjacent to 4111 Garden Highway, near the city of Sacramento, Sacramento County; for an existing uncovered floating boat dock, two pilings, and gangway previously authorized by the Commission. (WP 5552.9; RA# 00708) (A 5, 9; S 6) (Negotiator: V. Caldwell)

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- C 03 JAMES V. LUCAS AND SHARI LUCAS (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, adjacent to 5754 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier and boat lift previously authorized by the Commission. (WP 7276.9; RA# 15007) (A 4; S 1) (Negotiator: C. Hudson)
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- C 04 JIMALU GOTT; THOMAS CARY GOTT, TRUSTEE OF THE CARY AND VICKIE GOTT FAMILY TRUST DATED JANUARY 1, 1989; JOEL AUSTIN GOTT; AND DUNCAN BUX GOTT (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, adjacent to 3955 Bellevue Avenue, near Homewood, Placer County; for an existing pier and two mooring buoys previously authorized by the Commission. (WP 4162.9; RA# 24807) (A 4; S 1) (Negotiator: C. Hudson)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
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- C 05 DOUGLAS G. WHITE AND PAMELA S. WHITE (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, adjacent to 2155 Cascade Road, South Lake Tahoe, El Dorado County; for an existing pier, boat lift, and two mooring buoys previously authorized by the Commission. (WP 8058.9; RA# 21407) (A 4; S 1) (Negotiator: C. Hudson)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 06 GEORGE LAPINS AND VELTA LAPINS, TRUSTEES OF THE LAPINS FAMILY TRUST DATED JANUARY 5, 1999 AND VELTA AKMENTINS, AS SUCCESSOR TRUSTEE OF THE ROBERT SEISUMS 1997 TRUST, CREATED BY DECLARATION OF TRUST DATED MARCH 6, 1997 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, adjacent to 6924 Pomin Avenue, near Tahoma, Placer County; for an existing pier and mooring buoy previously authorized by the Commission and the retention of an existing boat hoist not previously authorized by the Commission. (WP 5579.9; RA# 03408) (A 4; S 1) (Negotiator: C. Hudson)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
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- C 07 LOYD BINGHAM HUTCHINS, ELIZABETH DAISY HELMAN, AND KATHERINE PAGE BINGHAM (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, adjacent to 6730 West Lake Boulevard, near Tahoma, Placer County; for an existing pier and two mooring buoys previously authorized by the Commission. (WP 4033.9; RA# 25007) (A 4; S 1) (Negotiator: N. Lee)
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- C 08 TERRIE LYN HANSEN (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, adjacent to 4527 West Lake Boulevard, near Homewood, Placer County; for an existing pier and two mooring buoys previously authorized by the Commission. (WP 5524.9; RA# 22907) (A 4; S 1) (Negotiator: N. Lee)
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 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 09 VERA M. LONG, TRUSTEE UNDER DECLARATION OF TRUST DATED DECEMBER 30, 1989; JAMES R. LONG; AND D. RUSSELL SYMON (LESSEES), D. RUSSELL SYMON AND HELEN O. SYMON, AS TRUSTEES UNDER DECLARATION OF TRUST DATED MARCH 26, 1984; JAMES R. LONG AND DIANA B. LONG, TRUSTEES OF THE JAMES R. LONG AND DIANA B. LONG, TRUST DATED JULY 27, 1988; AND VERA M. LONG, TRUSTEE UNDER DECLARATION OF TRUST DATED DECEMBER 30, 1989 (APPLICANTS):** Consider termination of Lease No. PRC 4185.9, a Recreational Pier Lease, and an application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, adjacent to 3735 Idlewild Way, near Homewood, Placer County; for an existing pier previously authorized by the Commission and the retention of one existing mooring buoy not previously authorized by the Commission. (WP 4185.9; RA# 0707) (A 4; S 1) (Negotiator: B. Terry)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 10 TINKERS LANDING HOMEOWNERS ASSOCIATION (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Donner Lake, adjacent to 13741 Donner Pass Road, near Truckee, Nevada County; for an existing pier previously authorized by the Commission. (WP 7211.9; RA# 7507) (A 4, 3; S 1) (Negotiator: B. Terry)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 11 HAROLD BERNARD HUMMELT; BERNARD PHILIP HUMMELT; ELIZABETH JANE ELLIOTT; AND STEPHEN HUMMELT, TRUSTEE OF THE HUMMELT FAMILY TRUST DATED DECEMBER 12, 2000 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, adjacent to 660 Olympic Drive, near Tahoe City, Placer County; for two existing mooring buoys previously authorized by the Commission. (WP 7948.9; RA# 06207) (A 4; S 1) (Negotiator: B. Terry)
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 - Exhibit A [MS Word](#) [Adobe Acrobat](#)

GENERAL LEASES

- C 12 RICHARD L. COMSTOCK AND MARILYN M. COMSTOCK, TRUSTEES OF THE COMSTOCK TRUST CREATED NOVEMBER 13, 2001 (APPLICANTS):** Consider application for a General Lease – Recreational Use, of sovereign lands located in Georgiana Slough, adjacent to APN 156-0080-030 in the city of Isleton, Sacramento County; for construction of an uncovered single-berth floating boat dock, six pilings, gangway, and a utility conduit. (W 26269; RA# 17907) (A 8, 15; S 2, 5) (Negotiator: V. Caldwell)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 13 UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE (USFWS) (LESSEE):** Consider application for an amendment to Lease No. PRC 6045.9, a General Lease - Public Agency Use, of sovereign lands located in various sloughs and creeks in the San Francisco Bay National Wildlife Refuge complex in San Mateo, Alameda, and Santa Clara counties; to include sovereign lands in Corkscrew, Steinberger, and Smith sloughs, adjacent to Bair Island in the Don Edwards San Francisco Bay National Wildlife Refuge area, near Redwood City, San Mateo County; for the construction of the Bair Island Restoration and Management Plan which includes construction dredging, a temporary construction work area, placement of spud pilings, warning signs, and buoys. (PRC 6045.9; RA# 14206) (A 18; S 10) (Negotiator: M. Clark)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 14 CITY OF CORONADO (LESSEE):** Consider application for an amendment to Lease No. PRC 3691.9, a General Lease - Public Agency Use, of sovereign lands located at Coronado Municipal Beach, city of Coronado, San Diego County; to allow for the deposition on the beach of a maximum of 100,000 cubic yards of sand annually under the City of Coronado Opportunistic Beach Fill Program. (WP 3691.9; RA# 22407) (A 79; S 40) (Negotiator: K. Foster)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 15 CITY OF SOLANA BEACH (LESSEE):** Consider application for an amendment to Lease No. PRC 7938.9, a General Lease - Public Agency Use, of sovereign lands located in Fletcher Cove, city of Solana Beach, San Diego County; to extend the term of the Lease and for the deposition on the beach of a maximum of 150,000 cubic yards of sand annually under the City of Solana Beach Opportunistic Beach Fill Program. (WP 7938.9; RA# 21307) (A 74; S 38) (Negotiator: K. Foster)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
 - Exhibit B is unavailable

C 16 MATANDY LAND & CATTLE COMPANY (ASSIGNOR); EDWARD SVENDSEN AND ELIZABETH FIELDING (ASSIGNEES): Consider application for the assignment of Lease No. PRC 6823.2, a General Lease – Grazing Use, and continuation of rent of State school land located in Sections 3, 10, 11, 12, 13, and 14, Township 26 North, Range 16 East, MDM and Section 7, Township 26 North, Range 17 East, MDM, near Doyle, Lassen County; for cattle grazing. (WP 6823.2; RA# 24207) (A 3; S 1) (Negotiator: C. Hudson)

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C 17 MARK O'BRIEN (LESSEE); MARK T. O'BRIEN, TRUSTEE OF THE MARK O'BRIEN FAMILY TRUST AND MARILYN A. O'BRIEN, TRUSTEE OF THE MARILYN O'BRIEN TRUST (APPLICANTS): Consider termination of Lease No. PRC 8489.9, Recreational Pier Lease, and application for a new General Lease – Recreational and Protective Structure Use, of sovereign lands located in the Sacramento River, adjacent to 1715 Garden Highway, city of Sacramento, Sacramento County; for an existing uncovered floating boat dock with a single berth, an electric outlet, three pilings, a two piling dolphin; and the retention of existing bank protection. (WP 8494.9; RA# 23207) (A 5; S 5) (Negotiator: C. Hudson)

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- Exhibit B [MS Word](#) [Adobe Acrobat](#)

THIS ITEM HAS BEEN POSTPONED FROM THE AGENDA

C 18 CITY OF SACRAMENTO (APPLICANT): Consider application for a General Lease – Public Agency Use, of sovereign lands located in the American River, adjacent to the Sunrise Boulevard Bridge, near the city of Rancho Cordova, Sacramento County; for the modification and restoration to the bed of the American River to restore steelhead and salmon spawning. (W 26296; RA# 01408) (A 1, 6; S 10) (Negotiator: C. Hudson)

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- Exhibit A [MS Word](#) [Adobe Acrobat](#)
- Exhibit B Not available

C 19 DOVER SHORES COMMUNITY ASSOCIATION (APPLICANT): Consider application for a Dredging Lease to remove a maximum of 12,000 cubic yards of material from legislatively granted sovereign lands, with minerals reserved to the State, located in the Dover Shores Community waterway within Upper Newport Bay, Orange County; disposal of dredged material at the United States Environmental Protection Agency approved LA-3 ocean disposal site. (W 26297; RA# 02008) (A 70; S 35) (Negotiator: G. Kato)

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- C 20 BROCKWAY SHORES (LESSEE):** Consider revision of rent to Lease No. PRC 4195.1, a General Lease - Recreational Use, of sovereign lands located in Lake Tahoe, adjacent to 144 Chipmunk Street, near Kings Beach, Placer County; for an existing pier, 20 mooring buoys and two marker buoys. (PRC 4195.1) (A 4; S 1) (Negotiator: N. Lee)
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- C 21 CITY OF FORT BRAGG (PERMITTEE/APPLICANT):** Consider termination of Permit No. PRC 4793.9, a General Permit – Public Agency Use, and an application for a new General Lease – Public Agency Use of sovereign lands located in Pudding Creek, adjacent to the Highway One Bridge, city of Fort Bragg, Mendocino County; for the construction of a new sewer force main pipeline attached to the Highway One Bridge, the temporary placement of warning signs, and the temporary abandonment in place of an existing sewer force main previously authorized by the Commission. (WP 4793.9; RA# 01608) (A 1; S 2) (Negotiator: N. Lee)
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 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
 - Exhibit B is unavailable
- C 22 BENICIA PORT TERMINAL COMPANY (LESSEE):** Consider application for a new Dredging Lease to remove material from sovereign lands; located at the Port of Benicia wharf, city of Benicia, Solano County; disposal of dredged material at the U.S. Corps of Engineers' designated disposal sites at SF-9 (Carquinez), SF-10 (San Pablo Bay), SF-11 (Alcatraz), SF-DODS (Deep Ocean Disposal Site), Montezuma Wetlands, Van Sickle Island, Hamilton Wetlands Project, and any other approved upland sites that may become available. (PRC 5096.9; RA# 03208) (A 4; S 2) (Negotiator: D. Oetzel)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 23 BAE SYSTEMS SAN FRANCISCO SHIP REPAIR (APPLICANT):** Consider application for a Dredging Lease to remove material from sovereign lands; located in San Francisco Bay at the Port of San Francisco, Drydocks 1 and 2 and Piers 3 and 4 of BAE Systems San Francisco Ship Repair, in the city and county of San Francisco; disposal of dredged material at the U.S. Corps of Engineers' designated sites at SF-11 (Alcatraz), SF-10 (San Pablo Bay), SF-DODS (Deep Ocean Disposal Site), Hamilton Wetlands Restoration Project, Montezuma Wetlands Project, and any other approved upland sites. (PRC 6759.9; RA# 12406) (A 13; S 3) (Negotiator: D. Oetzel)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)

- C 24 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE):** Consider the continuation of rent for Lease No. PRC 5391.2, a General Lease – Right of Way Use, located on school lands in a portion of Section 16, Township 35 North, Range 5 East, MDM, near Fall River Mills, Shasta County; for an existing 60 kV electric power line. (PRC 5391.2) (A 2; S 4) (Negotiator: J. Porter)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 25 QUESTAR SOUTHERN TRAILS PIPELINE COMPANY (LESSEE):** Consider application for an amendment to Lease No. PRC 8255.2, a General Lease - Right of Way Use, of school lands located in Section 36, Township 9 North, Range 20 East, SBM, west of Needles, San Bernardino County; for construction of a cathodic deep well anode bed. (WP 8255.2; RA# 27007) (A 34; S 18) (Negotiator: J. Porter)
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 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 26 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE):** Consider the continuation of rent for Lease No. PRC 383.2, a General Lease – Right of Way Use, located on school lands in portions of Section 36, Township 32 North, Range 6 West and Section 36, Township 33 North, Range 9 West, MDM, near Redding in Shasta and Trinity counties; for an electrical power transmission facility. (PRC 383.2) (A 1, 2; S 4) (Negotiator: J. Porter)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 27 CITY OF DEL MAR (LESSEE):** Consider application for a new General Lease – Public Agency Use, of sovereign lands located in the Pacific Ocean and the San Dieguito Lagoon Inlet, city of Del Mar, San Diego County; for breaching of the Lagoon mouth, with placement of excavated material on the beach both north and or south of the Lagoon inlet as previously authorized by the Commission. (WP 8426.9; RA# 01708) (A 74; S 38) (Negotiator: J. Smith)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 28 NED BURGESS AND MARY BURGESS (APPLICANTS):** Consider application for a new General Lease - Recreational Use, of sovereign lands located in the Smith River, adjacent to 200 Salmon Harbor Road, near the town of Smith River, Del Norte County; for an existing boat ramp and rock jetty previously authorized by the Commission and retention of six pilings not previously authorized by the Commission. (WP 1584.1; RA# 10307) (A 1; S 4) (Negotiator: B. Terry)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)

- C 29 CARSWELL PARTNERS, L.P., A CALIFORNIA LIMITED PARTNERSHIP (APPLICANT):** Consider application for a new General Lease – Recreational Use, of sovereign lands located in Lake Tahoe, adjacent to 4840 West Lake Boulevard, near Homewood, Placer County; for an existing pier previously authorized by the Commission. (WP 1985.9; RA# 01808) (A 4; S 1) (Negotiator: B. Terry)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 30 KATHLEEN M. OHLSON AND DAVID A. OHLSON, TRUSTEES OF THE OHLSON TRUST DATED OCTOBER 3, 1978; HENRY P.C. CULP AND SUSAN O. CULP AS TRUSTEES OF THE CULP FAMILY TRUST CREATED BY DECLARATION OF TRUST DATED 3/25/98; HENRY P. C. CULP AND SUSAN OHLSON CULP; DAVID A. OHLSON AND BETTY OHLSON, AS TRUSTEES OF THE OHLSON FAMILY TRUST ESTABLISHED SEPTEMBER 15, 1999; DANIEL LEE OHLSON AND SUSAN OHLSON; KRISTIN LOUISE OHLSON; AND BARBARA WOODS HEARD, TRUSTEE OF THE BARBARA WOODS HEARD AMENDED AND RESTATED REVOCABLE TRUST U/D/T DATED OCTOBER 15, 1999; LAUREN H. POAGE; KATHERINE M. LANDERS; DAVID B. HEARD; AND DWIGHT B. HEARD INVESTMENT COMPANY, A CORPORATION; (APPLICANTS):** Consider application for a new General Lease - Recreational Use, of Sovereign lands located in Lake Tahoe, adjacent to 5520 and 5540 West Lake Blvd., near Homewood, Placer County; for an existing joint-use pier, boat house with sun deck and three buoys previously authorized by the Commission and retention of two boat lifts not previously authorized by the Commission. (WP 4409.1; RA# 11307) (A 4; S 1) (Negotiator: B. Terry)
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 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 31 UNITED STATES DEPARTMENT OF THE INTERIOR, FISH AND WILDLIFE SERVICE (APPLICANT):** Consider application for a General Lease – Public Agency Use, of sovereign lands located in the Pacific Ocean, near the city of San Rafael, for the management of East Marin Island as part of the Marin Islands National Wildlife Refuge. (W 26289; RA# 24907) (A 06; S 03) (Negotiator: S. Young)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
 - Exhibit B is unavailable
 - Exhibit C [MS Word](#) [Adobe Acrobat](#)
- C 32 SEACLIFF HOMEOWNERS ASSOCIATION (APPLICANT):** Consider application for a General Lease – Protective Structure Use, of sovereign lands located in the Pacific Ocean, at Seacliff Beach Colony in Ventura, Ventura County; for repair and maintenance of an existing rock revetment. (W 26292; RA# 26407) (A 35, 37; S 19) (Negotiator: S. Young)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
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THIS ITEM HAS BEEN POSTPONED FROM THE AGENDA

- C 33 UNITED STATES ARMY CORPS OF ENGINEERS (LESSEE):** Consider application for an amendment to Lease No. PRC 4551.9, a General Lease - Public Agency Use, of sovereign lands located in the Pacific Ocean, at Sunset Beach, Orange County; for dredging and beach replenishment associated with the Surfside-Sunset Beach Nourishment Project. (WP 4551.9; (A 67; S 35) (Negotiator: S. Young)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 34 22nd DISTRICT AGRICULTURAL ASSOCIATION (APPLICANT):** Consider application for a new General Lease – Public Agency Use, of sovereign lands located in the San Dieguito River, city of Del Mar, San Diego County; for the construction, use and maintenance of a sewer forcemain pipeline encased within a high density polyethylene pipeline and the abandonment in place of an existing sewer forcemain pipeline. (W 26305; RA# 05608) (A 74; S 39) (Negotiator: J. Brown)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
 - Exhibit B [MS Word](#) [Adobe Acrobat](#)
 - Exhibit C [MS Word](#) [Adobe Acrobat](#)

ADMINISTRATION

- C 35 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for the Executive Officer to solicit proposals for consultant services, negotiate fair and reasonable price, award and execute agreements for preparation of environmental documentation for reauthorization of the Statewide Geophysical Survey Permit Program. (W 6005.117; Bid Log 2008-06) (A & S Statewide) (Negotiators: D. Brown, A. Abeleda, M. Brand, R. B. Greenwood)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
- C 36 CALIFORNIA STATE LANDS COMMISSION (PARTY):** As a trustee of the Kapiloff Land Bank Fund, approve transfer of up to \$120,000 of funds in the Kapiloff Land Bank Fund to the county of San Mateo for support of the Mirada Surf Recreational Improvement Project. (W 30109.3) (A 19; S 8) (Negotiators: C. Huitt, D. Brown)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
- C 37 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for Executive Officer to solicit proposals for engineering services, negotiate fair and reasonable price, award and execute agreements for evaluation of geologic and reservoir information on State tidelands located offshore of Santa Barbara County. (W 40912, Bidlog 2008-07) (A & S Statewide) (Negotiators: M. Voskanian, A. Abeleda, D. Brown)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)

- C 38 GREATER VALLEJO RECREATION DISTRICT (PARTY):** As the Trustee of the Kapiloff Land Bank Fund, consider the transfer of \$400,000 from the Kapiloff Land Bank Trust Fund to the Greater Vallejo Recreation District to be used solely for the implementation, purchase, and construction of water orientated public access improvements associated with the Glen Cove Waterfront Park, city of Vallejo, Solano County. (W 26308) (A 8; S 2) (Negotiator: B. Dugal)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 39 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request authority for Executive Officer to solicit proposals for consulting services, award and execute agreements for economic evaluation regarding renegotiation of oil and gas lease provisions for State tidelands leases located offshore of Santa Barbara County (W 40912, Bidlog 2008-08) (A & S Statewide) (Negotiators: D. Mercier, A. Abeleda, D. Brown)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)

LEGAL

- C 40 THE U.S. BUREAU OF LAND MANAGEMENT, CALIFORNIA DEPARTMENT OF FISH AND GAME, CALIFORNIA DEPARTMENT OF WATER RESOURCES, DUCKS UNLIMITED, GALT JOINT UNION ELEMENTARY SCHOOL DISTRICT, NATURAL RESOURCES CONSERVATION SERVICE, SACRAMENTO COUNTY REGIONAL PARKS DEPARTMENT, THE NATURE CONSERVANCY, AND THE CALIFORNIA STATE LANDS COMMISSION (PARTIES):** Consider authorizing the Executive Officer or his designee to enter into an agreement with the parties for the cooperative management of lands contained within the Cosumnes River Preserve. (W 25470) (Negotiators: M. Brand, E. Milstein)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
- C 41 DEPARTMENT OF PARKS AND RECREATION, DEPARTMENT OF FISH AND GAME, AND CALIFORNIA STATE LANDS COMMISSION (PARTIES):** Consider a reciprocal transfer of jurisdiction by the California State Lands Commission and the California Department of Parks and Recreation, of shared undivided interests in 968± acres of land near the city of Lompoc, Santa Barbara County, resulting in a 68± acre parcel being transferred to the California State Lands Commission and a 900± acre parcel being transferred to the Department of Parks and Recreation; and amendment to Lease No. PRC 8129.9 to the Department Of Fish and Game to include the 68± acre parcel in the Burton Mesa Ecological Reserve. (AD 236 JTO 22, PRC 8129, W 26306) (A 33; S 18) (Negotiators: J. Rader, J. Brown)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
 - Exhibit B is unavailable
 - Exhibit C is unavailable

MARINE FACILITIES DIVISION

- C 42 THE STATE LANDS COMMISSION (PARTY):** Consider adoption of regulations for the collection of information related to the husbandry practices of commercial vessels for the control of marine invasive species in California waters. (W9777.291) (A & S Statewide) (Negotiators: C. Scianni, M. Falkner, M. Meier)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
 - Exhibit B [MS Word](#) [Adobe Acrobat](#)

MINERAL RESOURCES MANAGEMENT

- C 43 CALIFORNIA STATE LANDS COMMISSION (APPLICANT):** Consider approval of qualifying miles for subventions to cities and counties for fiscal year 2008-2009, Orange, Los Angeles, Ventura, and Santa Barbara counties. (W 4848.1, W 4848.3, W 4848.4, W 4848.5, W 4848.6, W 4848.8) (A 35, 54, 67; S 19, 27, 35) (Negotiators: J. L. Smith, H. Rassamdana, D. Brown)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
 - Exhibit B [MS Word](#) [Adobe Acrobat](#)
 - Exhibit C [MS Word](#) [Adobe Acrobat](#)
- C 44 CPX URANIUM, INC. (APPLICANT):** Consider application for a prospecting permit for minerals other than oil, gas, geothermal resources, sand and gravel on State lands, Inyo County. (W 40942) (A 34; S 18) (Negotiator: S. Mulqueen)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A is unavailable
 - Exhibit B [MS Word](#) [Adobe Acrobat](#)
- C 45 SAN DIEGO ASSOCIATION OF GOVERNMENTS (APPLICANT):** Consider approval of a Non-Exclusive Geological Survey Permit on tide and submerged lands under the jurisdiction of the California State Lands Commission. (W 6005.113) (A: 73, 74, 75, 76, 79 & S: 38, 39, 40) (Negotiator: R. B. Greenwood)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 46 SOLEL, INC. (APPLICANT):** Consider approval of a Non-Exclusive Geophysical and Geological Survey Permit on San Bernardino County school lands under the jurisdiction of the California State Lands Commission. (W 6005.114) (A 34; S 18) (Negotiator: R. B. Greenwood)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 47 SOLEL, INC. (APPLICANT):** Consider approval of a Non-Exclusive Geological Survey Permit on San Bernardino County school lands under the jurisdiction of the California State Lands Commission. (W 6005.115) (A 34; S 18) (Negotiator: R. B. Greenwood)
THIS ITEM HAS BEEN POSTPONED FROM THE AGENDA

- C 48 CALIFORNIA DEPARTMENT OF WATER RESOURCES (APPLICANT):** Consider approval of a Non-Exclusive Geological Survey Permit on designated tide and submerged lands in Three Mile Slough, Sacramento County, under the jurisdiction of the California State Lands Commission. (W 6005.116) (A 15; S 5)
(Negotiator: R. B. Greenwood)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 49 FUGRO PELAGOS, INC. (APPLICANT):** Consider approval of a Non-Exclusive Geophysical Survey Permit from October 17, 2008 through October 16, 2009, to conduct geophysical surveys using low energy equipment on tide and submerged lands under the jurisdiction of the California State Lands Commission. (PRC 8391)
(A & S Statewide) (Negotiator: R. B. Greenwood)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 50 ECOSYSTEMS MANAGEMENT ASSOCIATES, INC. (APPLICANT):** Consider approval of a Non-Exclusive Geophysical Survey Permit from October 17, 2008 through October 16, 2009, to conduct geophysical surveys using low energy equipment on tide and submerged lands under the jurisdiction of the California State Lands Commission. (PRC 8536) (A & S: Statewide) (Negotiator: R. B. Greenwood)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A [MS Word](#) [Adobe Acrobat](#)
- C 51 VINTAGE PETROLEUM, LLC (LESSEE):** Approve the amendment of Compensatory Royalty Agreement PRC 3340.1, Lathrop Gas Field, San Joaquin County. (PRC 3340.1) (A 17; S 5) (Negotiator: J. L. Smith)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
- C 52 TOWNE EXPLORATION COMPANY AND CAPITOL OIL CORPORATION (LESSEES):** Consider acceptance of the full Quitclaim Deed of Negotiated Subsurface (no surface use) Oil and Gas Lease No. PRC 8587.1 (a parcel of tide and submerged lands lying within the bed of Georgiana Slough), Sacramento County. (PRC 8587.1) (A 15; S 5) (Negotiator: J. L. Smith)
- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Exhibit A is unavailable
 - Exhibit B [MS Word](#) [Adobe Acrobat](#)
- C 53 CONFERENCE WITH REAL PROPERTY NEGOTIATOR:** Instructions to negotiator in Closed Session regarding leasing of state tide and submerged lands located between Vandenberg Air Force Base and Platform Irene, Santa Barbara County. Negotiating parties: Plains Exploration and Production Company (PXP); United States Department of the Interior Mineral Management Service (MMS). Under negotiation: price and terms.

- C 54 **CONFERENCE WITH REAL PROPERTY NEGOTIATOR:** Instructions to negotiator in Closed Session regarding leasing of State tide and submerged lands located offshore of the City of Goleta, Santa Barbara County, negotiating parties: Venoco, Inc. Under negotiation: price and terms.
- C 55 **CONFERENCE WITH REAL PROPERTY NEGOTIATOR:** Instructions to negotiator in Closed Session regarding entering into an agreement for enhanced oil recovery at the Wilmington Oil Field, City of Long Beach, Los Angeles County. Negotiating parties: City of Long Beach and Occidental Petroleum Inc. Under negotiation: price and terms

V. **REGULAR CALENDAR ITEM 56-60**

- 56 **CALIFORNIA STATE LANDS COMMISSION:** Consideration of a resolution opposing Proposition B, the November 4, 2008 ballot measure that would amend the Port of San Diego’s Master Plan as it relates to the Tenth Avenue Marine Terminal in the city of San Diego, San Diego County. (G10-08) (A 75, 76; 79; S 38, 39) (Negotiators: M. De Bernardo, J. Lucchesi)
 - Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Proposed Resolution [MS Word](#) [Adobe Acrobat](#)
 - Exhibit B [Adobe Acrobat](#)
 - Exhibit C [Adobe Acrobat](#)
 - Exhibit D [Adobe Acrobat](#)

- 57 **CALIFORNIA STATE LANDS COMMISSION:** Consider a resolution proposed by the Lieutenant Governor supporting the environmentally responsible development of school lands under the Commission’s jurisdiction for renewable energy related projects. (A&S Statewide) (Negotiator: M. De Bernardo)
 - Agenda Item [MS Word](#) [Adobe Acrobat](#)
 - Proposed Resolution [MS Word](#) [Adobe Acrobat](#)

- 58 **CALIFORNIA STATE LANDS COMMISSION:** First-year report update on the biological, physical, and beach monitoring for the Bolsa Chica Lowlands Restoration Project near Huntington Beach, Orange County. (W 25306) (A 67; S 35) (Negotiator: J. Trout)

- Agenda Item [MS Word](#) [Adobe Acrobat](#)
 THIS ITEM WAS PRESENTED AS AN INFORMATIONAL ITEM

- 59 **CALIFORNIA STATE LANDS COMMISSION (Party):** Consider protest of intent to award contract for the Bolsa Chica Lowlands Maintenance Dredging Project. (W25306, Bidlog 2008-001A) (A 67; S 35) (A&S Statewide) (Negotiator: D. Brown)
 THIS ITEM HAS BEEN REMOVED FROM THE AGENDA

60 **CALIFORNIA STATE LANDS COMMISSION:** Discussion on the relationship between mitigation of port operational impacts and the Public Trust Doctrine. (A&S Statewide) (Negotiator: J. Lucchesi)

- Agenda Item [MS Word](#) [Adobe Acrobat](#)
- Exhibit A [Adobe Acrobat](#)
- Exhibit B [Adobe Acrobat](#)

THIS ITEM WAS PRESENTED AS AN **INFORMATIONAL** ITEM

VI. **PUBLIC COMMENT**

VII. **CLOSED SESSION.** AT ANYTIME DURING THE MEETING THE COMMISSION MAY MEET IN A SESSION CLOSED TO THE PUBLIC TO CONSIDER THE FOLLOWING PURSUANT TO GOVERNMENT CODE SECTION 11126:

A. **LITIGATION.**

THE COMMISSION MAY CONSIDER PENDING AND POSSIBLE LITIGATION PURSUANT TO THE CONFIDENTIALITY OF ATTORNEY-CLIENT COMMUNICATIONS AND PRIVILEGES PROVIDED FOR IN GOVERNMENT CODE SECTION 11126 (e).

1. THE COMMISSION MAY CONSIDER MATTERS THAT FALL UNDER GOVERNMENT CODE SECTION 11126 (e)(2)(A).

In re: ASARCO LLC

Macor Inc. vs. City and County of San Francisco, et al.

Surfrider Foundation, et al. vs. California State Lands Commission

2. THE COMMISSION MAY CONSIDER MATTERS THAT FALL UNDER GOVERNMENT CODE SECTION 11126 (e)(2)(B) or (2)(C).

B. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS.**

THE COMMISSION MAY CONSIDER MATTERS THAT FALL UNDER GOVERNMENT CODE SECTION 11126 (c) (7) – TO PROVIDE DIRECTIONS TO ITS NEGOTIATORS REGARDING PRICE AND TERMS FOR LEASING OF REAL PROPERTY.

1. Provide instructions to negotiator regarding leasing of state tide and submerged lands located between Vandenberg Air Force Base and Platform Irene, Santa Barbara County. Negotiating parties: Plains Exploration and Production Company (PXP); United States Department of the Interior Mineral Management Service (MMS). Under negotiation: price and terms.
2. Provide instructions to negotiator regarding leasing of state tide and submerged lands located offshore of the City of Goleta, Santa Barbara County. Negotiating parties: Venoco, Inc. Under negotiation: price and terms.

3. Provide instructions to negotiator regarding entering into an agreement for enhanced oil recovery at the Wilmington Oil Field, City of Long Beach, Los Angeles County. Negotiating parties: City of Long Beach and Occidental Petroleum Inc. Under negotiation: price and terms.