

~ MINUTES ~
CALIFORNIA STATE LANDS COMMISSION
MEETING OF DECEMBER 10, 2010

THE PORT OF SAN DIEGO
BOARD ROOM – 1ST FLOOR
3165 PACIFIC HIGHWAY
SAN DIEGO, CALIFORNIA 92101

APPEARANCES

COMMISSIONERS PRESENT

- Cindy Aronberg, Alternate for Chair and State Controller John Chiang
- Abel Maldonado, Lieutenant Governor – voting on Items 47 and 50
- Miriam Ingenito, Deputy Director, Legislation, Department of Finance, Alternate for Cynthia Bryant, Director, Department of Finance

STAFF MEMBERS IN ATTENDANCE

- Curtis Fossum, Interim Executive Officer
- Mark Meier, Assistant Chief Counsel
- Brian Bugsch, Chief, Land Management Division

REPRESENTING THE OFFICE OF THE ATTORNEY GENERAL

- Haley Peterson, Deputy Attorney General

NOTE: *A list of individuals making statements before the Commission and the entities they represent, along with the Executive Officer's Report, are included in a complete transcript of the proceedings, which is on file in the Sacramento offices of the Commission and posted on the Commission's website at www.slc.ca.gov. Also included on the website is the voting record of the meeting with the staff report for each agenda item linked to the respective consent, regular or informational item number. A link to a recorded Cal-Span.org webcast of the meeting is also available on the Commission's website. All of these items may be found under Most Popular Links / Previous Meetings, by date of the meeting.*

**RECORD OF ACTION TAKEN BY THE
CALIFORNIA STATE LANDS COMMISSION
MEETING OF DECEMBER 10, 2010**

Chair Alternate Cindy Aronberg called the meeting of the California State Lands Commission to order at 10:09 A.M. at the Port of San Diego Board Room, 3165 Pacific Highway, San Diego, California 92101; also present was Commissioner Alternate Miriam Ingenito. Commissioner Abel Maldonado arrived during the presentation of Item 47.

The Minutes of the October 29, 2010 meeting were approved as presented by a vote of 2-0.

John Helmer, Port of San Diego's Director of Land-Use Planning, welcomed the State Lands Commission to San Diego.

CONSENT CALENDAR

Consent Item C05 was removed from the agenda, to be heard at a later date. Consent Items C01-C04 and C06-C46 were approved by a vote of 2-0.

REGULAR CALENDAR

(The Items below appear in the order presented.)

ITEM 48: A staff presentation was made to the Commission asking them to consider and approve a land exchange between the Port of San Diego, the State, acting by and through the Commission and Pacifica Hospitality Group, Inc., to facilitate the development of the 556-acre Chula Vista Bayfront Mater Plan. A total of 16 speakers addressed this item, all of whom spoke in favor of the proposal.

The Item was approved as presented by a vote of 2-0. (Chair Alternate Aronberg and Commission Alternate Ingenito voting)

ITEM 49: A staff informational presentation was made to the Commission updating them on the implementation of the recommendations of the Report on Sea Level Rise Preparedness. A representative of the Port of San Diego spoke on this item, updating the Commission on the activities the Port has undertaken with respect to sea level rise.

This item was informational - no action taken.

PUBLIC COMMENT:

Laura Hunter presented a plaque acknowledging Curtis Fossum and his public service, particularly to the environmental community in San Diego.

ITEM 47: A presentation was made to the Commission asking them to consider certification of Final Environmental Impact Report and to approve a new general lease to Chevron Products Company for the operation and maintenance of an existing offshore marine terminal near the City of El Segundo. A total of 25 speakers spoke on this item, both for and against the proposals. Commissioner Maldonado made a motion to accept the staff's recommendation. The motion was seconded by Commission Alternate Ingenito.

The item was approved as presented by a vote of 2-1. (Chair Alternate Aronberg opposed.)

ITEM 50: A staff presentation was made to the Commission requesting approval for a lease amendment to allow the City of Los Angeles Department of Water and Power to place gravel on a portion of the dry bed of Owens Lake for purposes of controlling dust. Commissioner Maldonado moved acceptance of the staff's recommendation. The motion was seconded by Commission Alternate Ingenito.

The item was approved as presented by a vote of 3-0.

EXECUTIVE OFFICER'S REPORT

Interim Executive Officer Curtis Fossum thanked the San Diego Unified Port Commissioners and staff for making the meeting facilities available and acknowledged the good working relationship between the Port and its staff and the Commission and its staff.

Mr. Fossum also apologized for his delayed arrival to the meeting, which was due to flight delays caused by weather.

Mr. Fossum then announced that this meeting would be the last meeting for Gary Gregory due to his impending retirement.

PRESENTATION OF PLAQUE: The Commission presented a resolution to Gary Gregory acknowledging his approaching retirement from his position as Chief of the Marine Facilities Division and honoring him for his nearly forty years of public service, including 20 years of service with the Commission, as well as, his previous 20 years of service in the United States Coast Guard.

EXECUTIVE OFFICER'S REPORT (continued)

Interim Executive Office Curtis Fossum notified the Commission that the State Lands Commission received a \$700,000 grant from the Bureau of Ocean Energy Management Regulation Enforcement for removing hazards in Santa Barbara and Ventura counties.

Mr. Fossum updated the Commission on the Bolsa Chica Wetlands project.

Mr. Fossum also updated the Commission on the progress of the audit being conducted by the State Bureau of Audits.

Mr. Fossum invited the Commissioners to the Western States Land Commissioner Association Conference in Long Beach on January 9th through January 13th.

Mr. Fossum thanked the Commissioners and their staff for all their service as trustees of the State's waterways and school lands.

Lastly, Mr. Fossum reported that although the President, on March 10, 2011, announced plans for possible oil leasing in California's outer continental shelf, the new five-year plan released last week does not include offshore leasing along the California coast.

The Commission meeting public session was adjourned at 3:25 P.M.

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

DECEMBER 10, 2010

OPENING REMARKS

- John Helmer, Director, Land-Use Planning, Port of San Diego

ITEM 47 – CHEVRON USA

Mark Meier, Assistant Chief Counsel, Legal Division
Joan Walter, Environmental Scientist, Environmental Planning & Management Division

- Jenny Armstrong, Representing Sportfishing Conservancy out of Long Beach
- Jose Bacallao, resident of Hermosa Beach
- Eric Busch, Mayor, City of El Segundo
- Gail Church, Executive Director, Tree Musketeers
- Pamela Fees, Resident of City of Hawthorne
- Charles Gale, Chairman, Manhattan Beach Chamber of Commerce
- Saira Gandhi, Resident of Los Angeles
- Dr. Mark Gold, President, Heal the Bay
- Marsha Hansen, Executive Director, El Segundo Chamber of Commerce
- Valerie Hill, Co-Director, Roundhouse Aquarium
- Brain Meux, Santa Monica Bay Keeper
- Chuck Milam, Resident of Manhattan Beach
- Bryan Murray, Resident of Santa Monica
- Dana Murray, Marine Scientist, Heal the Bay
- Chris Powell, El Segundo Resident and Four-Term Member, Board of Education
- Stefanie Sekich-Quinn, Campaign Specialist, Surfrider Foundation
- Frank Semancik, General Manager, Chevron El Segundo Refinery
- Sarah Sikich, Coastal Resources Director, Heal the Bay
- Rod Spackman, Public and Government Affairs Manager, Chevron
- Chris Thomason, Fire Association President, El Segudno Fire Association
- Angelika Villagrana, Representing San Diego Regional Chamber of Commerce
- Mitch Ward, Council Member, City of Manhattan Beach
- Matthew Wunder, Executive Director, DaVinci Schools
- Meagan Wylie, Marine Conservation Manager, San Diego Coastkeeper
- Pamela Yochem, Executive Vice President and Senior Research Scientist, Hubbs-Sea World Research Institute

ITEM 48 – CHULA VISTA LAND EXCHANGE

Grace Kato, Public Land Management Specialist, Land Management Division

- Theresa Acerro, representing self
- Jennifer Badgley, International Brotherhood of Electrical Workers
- Pamela Bensoussan, Council Member, City of Chula Vista
- Lisa Cohen, CEO, Chula Vista Chamber of Commerce, the Chula Vista Convention and Visitor's Bureau and the Chula Vista Tourism Marketing District
- Cindy Gomper Graves, representing the South County Economic Development Council
- Laura Hunter, representing Environmental Health Coalition and Bayfront Coalition
- Ash Israni, Chairman, Pacifica Companies
- Michael Kennedy, San Diego Unified Port District, Real Estate Division
- Evan McLaughlin, San Diego and Imperial County Labor Council
- Greg Murphy, Representing Supervisor Greg Cox, San Diego County
- Steve Padilla, Chairman-Elect, Port of San Diego
- Doug Paul, Member, Executive Team, South County Economic Development Council
- Jim Peugh, Conservation Chair, San Diego Audubon Society
- Allison Rolfe, Project Manager, Chula Vista Bayfront Project
- Gabriel Solmer, Executive Director, San Diego Coastkeeper
- Dukie Valderama, Chairman, Board of Port Commissioners, Port of San Diego

ITEM 49 – SEA LEVEL RISE REPORT

Brian Bugsch, Chief, Land Management Division

- James Hirsch, Senior Redevelopment Planner, San Diego Port District

ITEM 50 – OWENS LAKE

Colin Conner, Assistant Chief, Land Management Division

PUBLIC COMMENT

- Laura Hunter, representing Environmental Health Coalition and Bayfront Coalition