

~ MINUTES ~
CALIFORNIA STATE LANDS COMMISSION
MEETING OF APRIL 6, 2011

THE SHERATON GRAND SACRAMENTO
1230 J STREET
SACRAMENTO, CALIFORNIA 95814

APPEARANCES

COMMISSIONERS PRESENT

- Gavin Newsom, Lt. Governor – voting on Items 67, 73, 74, and 75; Chris Garland, Chief of Staff – voting on Minutes, Consent Calendar and Items 68, 70, 71 and 72
- John Chiang, Controller - voting on Minutes, Consent Calendar, Items 68, 70, 71 and 72; Cindy Aronberg, Deputy Controller – voting on Items 67, 73, 74 and 75
- Karen Finn, Alternate for Director of the Department of Finance, Ana Matosantos

STAFF MEMBERS IN ATTENDANCE

- Curtis Fossum, Executive Officer
- Jennifer Lucchesi, Chief Counsel

REPRESENTING THE OFFICE OF THE ATTORNEY GENERAL

- Joseph Rusconi, 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 APRIL 6, 2011**

Acting Chair Chris Garland called the meeting of the California State Lands Commission to order at 1:02 P.M. at the Sheraton Grand Hotel, 1230 J Street, Sacramento, California 95814; also present were Commissioner John Chiang and Commissioner Alternate Karen Finn.

The Minutes of the February 8, 2011 meeting were approved by a vote of 3-0.

EXECUTIVE OFFICER'S REPORT

Executive Officer Curtis Fossum updated the Commission on the following items:

- A request was made by the Controller to update the Commission's Strategic Plan. Staff will report back to the Commission later in the year on the status of the update of the Strategic Plan. Some of the new issues to be discussed in the updated Plan will include: legislative programs that protect the ocean and coast; sea level rise; alternative energy project potential; lease provisions to prevent pollution to the State's waterways; fair annual rental rates for leases; the use of technology to improve communication with the public; and the jurisdiction of the Commission to monitor local governments who are the trustees of public trust lands.
- The effects of the Japan earthquake and subsequent tsunami on California's shoreline, including maritime terminals and oil and gas operations, and the nuclear disaster resulting from the earthquake and the potential for a similar event involving nuclear facilities that are under lease from the Commission.
- Commission staff received a substantial amount of financial information relating to the management by the City of Redondo Beach of its public trust funds. Commission staff will be reviewing the information submitted.
- The anticipated oil profit revenues that accrue to the State's General Fund are expected to be approximately \$300 million.
- The Commission's hazard removal program in Santa Barbara County removed a remnant steel groin covering a 200-foot long area at Site 15 and 480 railroad rails at Site 22. The next project Commission staff is considering is at Ellwood.
- A new version of the State Lands Commission website was presented.
- If SB 152 (Pavely) passes, it is of note that both a former Executive Officer of the Commission and former Lieutenant Governor Garamendi, both who have leases from the Commission for their boat docks, will be paying rent to the State as part of their leases.

CONSENT CALENDAR

Consent Items C41, C42 and C50 were removed from the agenda, to be heard at a later date. Consent Items C01-C40, C43-C49, C51-C61 and C63-C66 were approved as presented by a vote of 3-0.

Consent Item C62 – based upon agreement with the applicant, approval was rescinded and the item was then removed from consideration to be heard at a future meeting.

REGULAR CALENDAR

(The Items below appear in the order presented.)

ITEM 69: This item was removed from consideration.

ITEM 68: A staff presentation was made to the Commission updating them on the status of negotiations regarding a proposed title settlement and land exchange agreement concerning certain parcels adjacent to Queensway Bay, adjacent to the Colorado Lagoon and adjacent to the Pacific Ocean, all within the City of Long Beach. Staff was directed to continue working with the City of Long Beach staff to bring back a proposed agreement at the next Commission meeting.

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

ITEM 70: A staff presentation was made to the Commission recommending the adoption of a resolution in support of the San Francisco Bay Restoration Act of 2011 (Senate Bill 97, Senator Feinstein).

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

ITEM 71: A staff presentation was made to the Commission recommending the adoption of a resolution in support of the Lake Tahoe Restoration Act of 2011 (Senate Bill 432, Senator Feinstein).

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

ITEM 72: A staff presentation was made to the Commission recommending that the Commission oppose SB 385 (Gaines) – state legislation regarding the state’s public trust property interests at Lake Tahoe.

The item was approved as presented by a vote of 2-0 (Finance abstained).

ITEM 74: A staff presentation was made to the Commission recommending that the Commission adopt a resolution to oppose the conversion and expansion of the Mustang Airport, located adjacent to the Cosumnes River Preserve in Sacramento County.

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

ITEM 75: A staff presentation was made to the Commission updating the Commission on the status of the Owens Lake Master Plan process.

This item was informational – no action required.

ITEM 67: A staff presentation was made to the Commission recommending approval of the Hunters Point Shipyard/Candlestick Point Title Settlement, Public Trust Exchange and Boundary Line Agreement and the Candlestick Point State Recreation Area Reconfiguration, Improvement and Transfer Agreement, pursuant to Chapter 203, Statutes of 2009 (SB 792), concerning lands within Candlestick Point and the former Hunters Point Naval Shipyard, City and County of San Francisco. The Commission listened to testimony from various stakeholders.

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

THE COMMISSION ADJOURNED THE PUBLIC SESSION INTO CLOSED SESSION AT 4:05 P.M. SUBSEQUENTLY THE COMMISSION RESUMED PUBLIC SESSION AT 4:24 P.M.

ITEM 73: A staff presentation was made to the Commission recommending that the Commission oppose SB 876 (Harman) – state legislation regarding the leasing of shoreline protective structures.

The item was approved as presented by a vote of 2-0 (Finance abstained).

ITEM C62: Based upon agreement with the applicant, represented by Chris Garner, Director of the City of Long Beach Gas and Oil Department, approval of Item C62 was rescinded and Item C62 was then removed from consideration to be heard at a future Commission meeting within 45 days.

The Commission meeting public session was adjourned at 4:34 P.M.

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

APRIL 6, 2011

ITEM 67

- Tiffany Bohee, San Francisco Mayor's Office of Economic and Workforce Development
- Reverend Gary Banks, Co-Chair Economic/Housing Committee, Bayview Hunters Point Project Area Committee
- Bill Herms, Deputy Director, California Department of Parks and Recreation
- Dr. Veronica Hunnicutt, Chair, citizens Advisory Committee for the Shipyard
- Roanae Kent, Resident Service Connector, Alice Griffith (Urban Strategies)
- Al Norman, President, Bayview Merchants Association
- Linda Richardson, Chair-Land Use Planning, Bayview Hunters Point Project Area Committee
- Reverend A. Walker, Pastor, representing African American Community Revitalization Consortium (AACRC)

ITEM 74

- Mike Conner, Senior Project Manager, The Nature Conservancy
- Jennifer Fearing, Senior State Director, The Humane Society of the U.S.
- Rick Fowler, representing self
- Pablo Garza, Associate Director, State Policy, The Nature Conservancy
- Jim Harnish, Principal, Mustang Airport
- Brian Holloway, Land Use Professional Planning, representing Mustang Airport
- Diane Kindermann, Attorney/Partner, representing Mustang Airport
- Paul Raveling, representing self
- Dan Taylor, Director of Public Policy, Audubon – California
- Betsy Weiland, Save the American River Association

ITEM 75

- Dan Taylor, Director of Public Policy, Audubon – California
- William Van Wagoner, Los Angeles Department of Water and Power

PUBLIC COMMENT

No speakers