

CALIFORNIA STATE LANDS COMMISSION
SPECIAL TELECONFERENCE MEETING

STATE CONTROLLER'S OFFICE
300 CAPITOL MALL, SUITE 1850
SACRAMENTO, CALIFORNIA 95814

DEPARTMENT OF FINANCE
STATE CAPITOL, ROOM 1145
SACRAMENTO, CALIFORNIA 95814

ADDITIONAL LOCATION PROVIDED FOR THE PUBLIC
CALIFORNIA STATE LANDS COMMISSIONS
100 HOWE AVENUE, SUITE 100 SOUTH
SACRAMENTO, CALIFORNIA 95825

JUNE 2, 2014

2:30 P.M.

Jacqueline Toliver
Certified Shorthand Reporter
License Number 10063

APPEARANCES

COMMISSIONERS

Mr. John Chiang, State Controller, Chair

Mr. Gavin Newsom, Lieutenant Governor, represented by
Mr. Kevin Schmidt

Mr. Michael Cohen, Director of Finance, represented by
Ms. Ms. Eraina Ortega

STATE LANDS COMMISSION STAFF

Ms. Jennifer Lucchesi, Executive Officer, State Lands
Commission

Mr. Mark Meier, Chief Counsel, Department of Finance

Mr. Dave Brown, Chief, Administrative and Information
Services

Ms. Sheri Pemberton, Chief, External Affairs Division

Mr. Brian Bugsch, Chief, Land Management Division

Ms. Kim Lunetta, Administrative Assistant

ATTORNEY GENERAL

Ms. Christie Vosburg, Deputy Attorney General

COMMISSIONER'S STAFF PRESENT

Mr. Alan Gordon, Deputy Controller

I N D E X

	<u>PAGE</u>
I. <u>2:30 P.M. - OPEN SESSION</u>	1
II. CONFIRMATION OF MINUTES FOR THE MEETING OF APRIL 23, 2014	3
III. <u>EXECUTIVE OFFICER'S REPORT</u>	4
IV. <u>LEGISLATION CONSENT CALENDAR C01-C07</u>	4

EXTERNAL AFFAIRS

LEGISLATION AND RESOLUTIONS

C 01 CALIFORNIA STATE LANDS COMMISSION:
Consider supporting state legislation that would eliminate a payment obligation from the City of Eureka to the State Controller resulting from an agreement for the State's assistance in litigation of the tidelands boundary in the 1970s (AB 1943, Chesbro). CEQA Consideration: not a project (A & S:Statewide) (Staff: S. Pemberton)

C 02 CALIFORNIA STATE LANDS COMMISSION:
Consider supporting state legislation that would repeal a legislative trust grant of three parcels to the City of Martinez (City) and enact a new grant of tide and submerged lands to the City that includes the three previously granted parcels and a fourth parcel, which is generally known as the Martinez Marina (SB 1424, Wolk). CEQA Consideration: not a project (A & S: Statewide) (Staff: S. Pemberton)

C 03 CALIFORNIA STATE LANDS COMMISSION:
Consider supporting state legislation that would prohibit stores that have a specified amount of dollar sales or retail floor space from providing a single-use carryout bag to a customer, with certain exceptions and subject to various conditions (SB 270, Padilla, De Leon, and Lara). CEQA Consideration: not a project (A & S: Statewide) (Staff: S. Pemberton)

C 04 CALIFORNIA STATE LANDS COMMISSION:

Consider supporting state legislation that Would require the Natural Resources Agency to create and maintain a sea level rise planning database on its website and require various state and local entities, including the State Lands Commission, to submit information quarterly for inclusion in the database (AB 2516, Gordon). CEQA Consideration: not a project (A & S: Statewide) (Staff: S. Pemberton)

C 05 CALIFORNIA STATE LANDS COMMISSION:

Consider sponsoring state legislation that would make clarifying and technical changes to several statutes to assist the State Lands Commission in its administration and oversight over public lands, including: 1) changing The definition of marine waters in the Public Resources Code to match the Government Code definition; 2) changing the due date for financial reports from trustees of legislatively Granted public trust lands to align with auditing timeframes; 3) modifying a legislative grant to the County of Orange; and, 4) making technical changes to the Commission's authority to cede concurrent criminal jurisdiction to the United States within certain lands held by the United States (AB 2764, Assembly Natural Resources Committee). CEQA Consideration: not a project (A & S: Statewide) (Staff: S. Pemberton)

C 06 CALIFORNIA STATE LANDS COMMISSION:

Consider supporting state legislation that would require the San Francisco Bay Conservation and Development Commission to prepare a regional resilience strategy for adapting to rising sea levels in the San Francisco Bay (SB 1184, Hancock). CEQA Consideration: not a project (A & S: Statewide) (Staff: S. Pemberton)

REMOVED FROM AGENDA

PUBLIC COMMENT - None.

COMMISSIONERS' COMMENTS - None.

Adjournment 6

Reporter's Certificate 7

PROCEEDINGS

1
2 CHAIRPERSON CHIANG: Hi, everybody. Good
3 afternoon. I'm John Chiang, and I call this meeting of
4 the State Lands Commission to order.

5 Jennifer, as this is a telephone conference
6 meeting, will you please call the roll.

7 EXECUTIVE OFFICER LUCCHESI: Of course.
8 Before I get to that, Mr. Chairman, since we are doing a
9 teleconference today, before each individual speaks,
10 please identify yourself for the court reporter so that
11 she can be accurate in her transcription.

12 Also, while not speaking, I would recommend
13 that the other offices keep their speakerphones on mute
14 until wishing to speak, as that will aid clarity.

15 I'd also like to identify the members of the
16 staff commission and the Attorney General's office
17 present in this telephonic meeting before getting to the
18 roll call.

19 In the Sacramento Controller's Office with
20 Controller Chiang and Deputy Controller Alan Gordon,
21 Jennifer Lucchesi, Executive Officer of State Lands
22 Commission; Sheri Pemberton, Chief of our Internal
23 Affairs Division, and Deputy Attorney General Christie
24 Vosburg.

25 In our Sacramento office in the Department of

1 Finance we have Alternate Commissioner Eraina Ortega and
2 Alternate Commissioner Kevin Schmidt for the Lieutenant
3 Governor's Office.

4 MS. LUNETTA: Jennifer, Kevin is not here yet.

5 EXECUTIVE OFFICER LUCCHESI: Okay. Then we
6 should wait for him. Thank you for saying that. I'll
7 continue on with just identifying the staff members, and
8 then we'll wait to call roll.

9 Chief Counsel Mark Meier is in with the
10 Department of Finance's office, along with our Chief of
11 Administrative and Information Services, Dave Brown.

12 And then in our Sacramento State Lands
13 Commission Office off of Howe Avenue, our Chief of our
14 Land Management Division Brian Bugsch is there, along
15 with Kim Lunetta and Renee Deleon, and our court
16 reporter transcribing this.

17 So maybe we'll just take a moment and wait for
18 Kevin to join us.

19 MS. LUNETTA: This is Kim. I'm putting a call
20 into his office to find out where he is.

21 EXECUTIVE OFFICER LUCCHESI: Great. Thank
22 you. We'll put you on mute while we're waiting.

23 (Short pause in proceedings.)

24 CHIEF COUNSEL MEIER: Kevin is present now.
25 We also have one member of the public here at the

1 Department of Finance.

2 EXECUTIVE OFFICER LUCCHESI: Okay. Great.

3 Thank you. All right. So I'm going to begin by calling
4 roll.

5 State Controller John Chiang?

6 CHAIRPERSON CHIANG: Aye.

7 EXECUTIVE OFFICER LUCCHESI: Commissioner
8 Alternate from the Lieutenant Governor's office, Kevin
9 Schmidt?

10 LIEUTENANT GOVERNOR SCHMIDT: Here.

11 EXECUTIVE OFFICER LUCCHESI: And Commissioner
12 Alternate from the Department of Finance, Eraina Ortega?

13 COMMISSIONER ALTERNATE ORTEGA: Here.

14 EXECUTIVE OFFICER LUCCHESI: Great.

15 CHAIRPERSON CHIANG: Okay. The first item of
16 business will be the adoption of the minutes from the
17 Commission's April 23, 2014, meeting.

18 Can I have a motion to approve the minutes,
19 please.

20 COMMISSIONER ALTERNATE ORTEGA: I'll move
21 approval of the minutes. This is Eraina.

22 CHAIRPERSON CHIANG: Okay. There's a motion
23 and there's a second. Without objection the motion
24 passes.

25 Next order of business is the Executive

1 Officer's Report. Jennifer?

2 EXECUTIVE OFFICER LUCCHESI: I do not have a
3 report at this time.

4 CHAIRPERSON CHIANG: Okay. That was brief.

5 Next order of business will be the adoption of
6 the Legislation Consent Calendar, items C01 through C05
7 and C07. Item 6 has been removed from the agenda.

8 Is there anyone in any one of the locations
9 who wishes to speak on an item still on the Consent
10 Calendar? Anyone?

11 No. Okay. Then we'll take this up as a
12 single vote. Is there a motion?

13 ALTERNATE COMMISSIONER SCHMIDT: Motion.

14 CHAIRPERSON CHIANG: There's a motion from
15 Kevin. I will second. All those in favor say "Aye."

16 (Ayes.)

17 COMMISSIONER ALTERNATE ORTEGA: This is
18 Eraina, and I will abstain from the action.

19 CHAIRPERSON CHIANG: Okay. That's duly noted.
20 Motion passes.

21 Next item of business -- Oh. You've got to
22 take roll. I'm sorry.

23 EXECUTIVE OFFICER LUCCHESI: For the vote?

24 CHAIRPERSON CHIANG: Yes.

25 EXECUTIVE OFFICER LUCCHESI: State Controller

1 Chiang?

2 CHAIRPERSON CHIANG: Aye.

3 EXECUTIVE OFFICER LUCCHESI: Commissioner
4 Alternate Schmidt?

5 COMMISSIONER ALTERNATE SCHMIDT: Here. Or
6 Aye. I'm sorry.

7 EXECUTIVE OFFICER LUCCHESI: Aye or No?

8 COMMISSIONER ALTERNATE SCHMIDT: Aye.

9 EXECUTIVE OFFICER LUCCHESI: Thank you.

10 And Commissioner Alternate Ortega?

11 COMMISSIONER ALTERNATE ORTEGA: Abstain.

12 EXECUTIVE OFFICER LUCCHESI: Great.

13 CHAIRPERSON CHIANG: Okay. Motion passes.

14 Next item, Jennifer.

15 EXECUTIVE OFFICER LUCCHESI: The next order of
16 business is Public Comment, and I understand that we
17 have one member of the public in the Sacramento
18 Department of Finance Office.

19 CHIEF COUNSEL MEIER: She did not fill out a
20 speaker slip. She does not want to speak.

21 EXECUTIVE OFFICER LUCCHESI: Okay.

22 CHAIRPERSON CHIANG: Okay. Are there any
23 other members of the public that wish to comment on any
24 other matter?

25 Are there any members who want to raise any

1 issues?

2 No. Okay. Then that concludes the meeting.

3 Thank you, everybody.

4 (Thereupon the California State Lands
5 Commission Meeting adjourned at 2:39 p.m.)

6 --oOo--

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

REPORTER'S CERTIFICATE

I, Jacqueline Toliver, a Certified Shorthand Reporter for the State of California, do hereby certify:

That I am a disinterested person herein; that the foregoing California State Lands Commission meeting was reported in shorthand by me, a duly qualified Certified Shorthand Reporter, and thereafter transcribed into typewritten form by means of computer-aided transcription.

I further certify that I am not of counsel or attorney for any of the parties to said hearing or in any way interested in the outcome of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 12th day of June 2014.

JACQUELINE TOLIVER
Certified Shorthand Reporter
License No. 4808