

31. CONSIDERATION OF SUBSIDENCE COSTS PROJECTS, LONG BEACH - L.B.W.O. 10,235.

After consideration of Calendar Item 12 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION APPROVES COSTS PROPOSED TO BE EXPENDED BY THE CITY OF LONG BEACH, INCLUDING SUBSIDENCE REMEDIAL WORK, AS INDICATED ON EXHIBIT "A" ATTACHED AND HEREBY MADE A PART HEREOF, FOR THE PERIOD SEPTEMBER 26, 1966, TO TERMINATION DATE; SUBJECT TO A REVIEW AS TO THE LEGALITY BY THE OFFICE OF THE ATTORNEY GENERAL AND TO THE CONDITIONS THAT THE AMOUNTS, IF ANY, OF EACH OF THE ITEMS TO BE ALLOWED ULTIMATELY AS SUBSIDENCE COSTS, DEDUCTIBLE UNDER SECTION 4(d) OF CHAPTER 138, STATUTES OF 1964, 1ST E.S., WILL BE DETERMINED BY THE COMMISSION UPON AN ENGINEERING REVIEW AND FINAL AUDIT SUBSEQUENT TO THE TIME WHEN THE WORK UNDER ANY OF THESE ITEMS IS COMPLETED; AND THAT THE WORK CONFORM IN ESSENTIAL DETAILS TO THE PLANS AND BACKGROUND MATERIAL HERETOFORE SUBMITTED TO THE COMMISSION. FURTHER, THE EXECUTIVE OFFICER OR THE ASSISTANT EXECUTIVE OFFICER IS AUTHORIZED TO EXECUTE APPROPRIATE WRITTEN INSTRUMENTS REFLECTING THE COMMISSION'S CONDITIONAL APPROVAL.

Attachment

Calendar Item 12 (2 pages)

12.

CONSIDERATION OF SUBSIDENCE COSTS PROJECTS, LONG BEACH - L.B.W.O. 10,235.

On June 15, 1966, the State Lands Commission determined that the expenditure of approximately \$4,023,000 by the City of Long Beach from its share of tideland oil revenues, for construction of a wharf and back area including all earth fills at Berths 84-87 in the Long Beach Harbor District to serve as a bulk oil marine terminal, is in accordance with the provisions of Section 6 of Chapter 138, Statutes of 1964, 1st E.S., subject to the condition that the work conform in essential details to the plans and background material previously submitted.

Subsequently, and as distinct from the capital improvement aspects of the oil terminal project requiring attention of the Commission as set forth above, the City of Long Beach, through the Office of the City Attorney, also filed a request for prior approval of the State Lands Commission of the expenditure of tideland oil revenues for subsidence remedial measures considered by the City to be inherent in the placement of earth to fill the waterway known as the South Slough of the old San Gabriel River. (Refer to Exhibits "A", "B", "C", and "D" for estimates and graphic descriptions of the work.)

This project has received initial staff review, and is considered to contain some "subsidence costs" as defined in Section 1(e) of Chapter 138, Statutes of 1964, 1st E.S., but not necessarily all of those costs as estimated by the City of Long Beach.

IT IS RECOMMENDED THAT THE COMMISSION APPROVE COSTS PROPOSED TO BE EXPENDED BY THE CITY OF LONG BEACH, INCLUDING SUBSIDENCE REMEDIAL WORK, AS INDICATED ON EXHIBIT "A" ATTACHED AND HEREBY MADE A PART HEREOF, FOR THE PERIOD SEPTEMBER 26, 1966, TO TERMINATION DATE; SUBJECT TO A REVIEW AS TO THE LEGALITY BY THE OFFICE OF THE ATTORNEY GENERAL AND TO THE CONDITIONS THAT THE AMOUNTS, IF ANY, OF EACH OF THE ITEMS TO BE ALLOWED ULTIMATELY AS SUBSIDENCE COSTS, DEDUCTIBLE UNDER SECTION 4(d) OF CHAPTER 138, STATUTES OF 1964, 1ST E.S., WILL BE DETERMINED BY THE COMMISSION UPON AN ENGINEERING REVIEW AND FINAL AUDIT SUBSEQUENT TO THE TIME WHEN THE WORK UNDER ANY OF THESE ITEMS IS COMPLETED; AND THAT THE WORK CONFORM IN ESSENTIAL DETAILS TO THE PLANS AND BACKGROUND MATERIAL HERETOFORE SUBMITTED TO THE COMMISSION. IT IS FURTHER RECOMMENDED THAT THE EXECUTIVE OFFICER OR THE ASSISTANT EXECUTIVE OFFICER BE AUTHORIZED TO EXECUTE APPROPRIATE WRITTEN INSTRUMENTS REFLECTING THE COMMISSION'S CONDITIONAL APPROVAL.

Attachment
Exhibit "A"

EXHIBIT "A"

LONG BEACH WORK ORDER NO. 10,235 - Project and Estimate Submitted by the Port of Long Beach, SUBSIDENCE REMEDIAL EARTH FILLS AT BERTHS 84-87.

<u>ITEM</u>	<u>AFE</u>	<u>WORK PROPOSED</u>	<u>LBHD ESTIMATED SUBPROJECT EXPENDITURES SEPTEMBER 26, 1966 TO TERMINATION</u>	<u>LBHD ESTIMATED SUBSIDENCE COSTS</u>
1	678	Subsidence remedial earth fills, Berths 84-87 and South Slough. (2nd Phase)	\$540,000.00	\$318,600 (59%)

NOTE:

1. The term "1st Phase" consists of costs of preliminary work expended subsequent to review of preliminary plans and/or other adequate description. (Typical "1st Phase" costs are engineering design, contract administration and advertising, preparation of site by Harbor Department forces.) For work within the same approved time period, any excess of "1st Phase" approved costs over actual expenditures may be added to "2nd Phase" approvals after date of "2nd Phase" approvals.
2. The term "2nd Phase" consists of additional costs approved subsequent to review of detail construction plans and/or other data sufficient to guide construction operations.