

MINUTE ITEM

7/30/70

29. APPROVAL OF AMENDMENT OF ITEM 10 OF CONTRACT TO FURNISH THE STATE AN ESTIMATE DETAILING THE BEST METHODS AND ANY FEASIBLE ALTERNATIVES FOR REMOVAL OF THE BEACHED AND OVERTURNED VESSEL "LA JENELLE" LYING ON STATE OWNED TIDE AND SUBMERGED LAND NEAR THE ENTRANCE TO PORT HUENEME HARBOR IN VENTURA COUNTY - W.O. 2880.31.

After consideration of Calendar Item 28 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES AND RATIFIES THE AMENDMENT OF THE CONTRACT WITH SMITH-RICE COMPANY OF LONG BEACH TO PROVIDE AN ADDITIONAL \$1200.00, THE TOTAL AMOUNT OF ITEM 10 OF SAID CONTRACT BEING INCREASED TO AN AMOUNT NOT TO EXCEED \$6200.00. ALL OTHER TERMS OF SAID CONTRACT ARE TO REMAIN IN FULL FORCE AND EFFECT.

Attachment:

Calendar Item 28 (1 page)

28.

APPROVAL OF AMENDMENT OF ITEM 10 OF CONTRACT TO FURNISH THE STATE AN ESTIMATE DETAILING THE BEST METHODS AND ANY FEASIBLE ALTERNATIVES FOR REMOVAL OF THE BEACHED AND OVERTURNED VESSEL "LA JENELLE" LYING ON STATE OWNED TIDE AND SUB-MERGED LAND NEAR THE ENTRANCE TO PORT HUENEME HARBOR IN VENTURA COUNTY - W.O. 2880.31.

On Supplemental Calendar Item 32, the Commission, at its regular meeting on June 1970, authorized "the execution of a contract with Smith-Rice Company of Long Beach to furnish the State an estimate detailing the best methods and any feasible alternatives for removal of the beached and overturned vessel "La Jenelle" lying on State owned tide and submerged land near the entrance to Port Hueneme Harbor in Ventura County, for an amount not to exceed \$5,000.00".

On June 30, 1970, the contractor advised the Commission that due to heavy sea swells his crew and hired boat were forced to stand-by for two days waiting for the opportunity to send a diver into the overturned vessel to explore the portion of the ship below water. This two-day stand-by due to sea conditions was unforeseen and uncontrollable and forced the contractor to over-run the maximum amount authorized by about \$1,200.00.

It is the opinion of the Division that the loose rigging, masts, and other debris connected to the vessel would indeed make diving and entry impossible during heavy seas.

It appears that the contractor acted in the best interest of the State by waiting on-site for the sea to become calm enough to complete the operation rather than temporarily disbanding the crew and returning at some later date. The contractor was aware that the estimate is urgently needed to provide the Commission with sufficient facts to enable the adoption of a course of action which will protect the welfare of the public. Had the Contractor's crew disbanded, several weeks' delay might have occurred before the men could have been reassembled in suitable weather.

The Department of Finance has authorized a budget transfer of the additional \$1,200.00 from unallotted balances in the 1969/70 Division budget to fund the amendment to the Contract.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE AND RATIFY THE AMENDMENT OF THE CONTRACT WITH SMITH-RICE COMPANY OF LONG BEACH TO PROVIDE AN ADDITIONAL \$1,200.00, THE TOTAL AMOUNT OF ITEM 10 OF SAID CONTRACT BEING INCREASED TO AN AMOUNT NOT TO EXCEED \$6,200.00. ALL OTHER TERMS OF SAID CONTRACT ARE TO REMAIN IN FULL FORCE AND EFFECT.