

MINUTE ITEM

This Calendar Item No. 47 was approved as Minute Item No. 47 by the State Lands Commission by a vote of 3 to 0 at its 08-30-89 meeting.

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CALENDAR ITEM

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08/30/89
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Pelkofer

AUTHORIZATION TO CONTRACT FOR CONSULTANT

The litigation commenced by ARCO requires the hiring of various technical experts to assist staff's responses to various engineering, biological, economic and environmental issues raised by the plaintiffs. Such experts will consider and respond to questions posed by the attorneys representing the State, will prepare responses for the litigation and will provide expert testimony at trial.

Funding has been appropriated in the current budget for the purpose of contracting with such consultants.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Code Regs. 15378.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.

CALENDAR PAGE	372
MINUTE PAGE	3033

CALENDAR ITEM NO. 47 (CONT'D)

MINUTE PAGE
The calendar page
minutes to be
of the calendar
page to be
of the calendar
page to be
of the calendar
page to be

2. AUTHORIZE THE EXECUTIVE OFFICER TO ENTER A CONTRACT FOR CONSULTANT SERVICES AND TO OBTAIN EXPERT TESTIMONY FOR PURPOSES OF THE ARCO LITIGATION.
3. TAKE SUCH OTHER AND MINISTERIAL STEPS AS ARE NECESSARY TO ACCOMPLISH THE ABOVE PURPOSE.