

~ MINUTES ~
CALIFORNIA STATE LANDS COMMISSION
MEETING OF JUNE 21, 2018

**SONOMA STATE UNIVERSITY
STUDENT CENTER – BALLROOM D
1801 EAST COTATI AVENUE
ROHNERT PARK, CALIFORNIA 94928**

APPEARANCES

COMMISSIONERS PRESENT

- Betty T. Yee, State Controller
- Gavin Newsom, Lieutenant Governor (Sloane Viola, Staff Scientist and Alternate, participated for Items 92, 97, Public Comment; Rhys Williams, Chief of Staff and Alternate, participated for Closed Session)
- Jacqueline Wong-Hernandez, Chief Deputy Director and Alternate for Director of the Department of Finance Michael Cohen

STAFF MEMBERS IN ATTENDANCE

- Jennifer Lucchesi, Executive Officer
- Mark Meier, Chief Counsel

REPRESENTING THE OFFICE OF THE ATTORNEY GENERAL

- Andrew Vogel, Deputy Attorney General

NOTE: The final approved Minutes also include the Agenda and corresponding staff reports (incorporated into the draft Minutes by reference) approved as presented unless otherwise indicated in the Record of Action. 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 Previous Meetings, by date of the meeting.

**RECORD OF ACTION TAKEN BY THE
CALIFORNIA STATE LANDS COMMISSION
MEETING OF JUNE 21, 2018**

Chair Betty Yee called the meeting of the California State Lands Commission to order at 10:09 A.M. at the Sonoma State University, Student Center – Ballroom D, 1801 East Cotati Avenue, Rohnert Park, California 94928; also present were Commissioner Gavin Newsom and Commissioner Alternate Jacqueline Wong-Hernandez.

Confirmation of the Minutes of the April 19, 2018 and May 11, 2018 meetings were approved as presented by a vote of 3-0 (Yee–Yes; Newsom–Yes; Wong-Hernandez–Yes).

EXECUTIVE OFFICER’S REPORT

Executive Officer Jennifer Lucchesi updated the Commission on the following items:

- The State Lands Commission’s 2018-19 budget was recently approved by the Legislature and is awaiting the Governor’s signature. The Commission’s budget is \$104 million, with \$58 million going to the oil and gas plug and abandonment and decommissioning activities associated with Rincon Island and Platform Holly.
- The Lake Tahoe Regional Planning Agency (TRPA) has been in the process of developing its shoreline plan, which also overlaps the Commission leasing jurisdiction at Lake Tahoe. In 2010, the U.S. District Court ordered TRPA’s 2008 Shorezone Ordinance amendments vacated, along with the Final Environmental Impact Statement (EIS) supporting them. Since 2016, Commission staff has participated in the development of a new EIS and Code of Ordinance amendments, which TRPA released for public comment this past May. The draft MOU between TRPA and the Commission includes a process for coordination between our two agencies in the application review for new piers. Specifically, this MOU specifies the consultation process between the two agencies for evaluating impacts to public access resulting from new pier structures. This increased collaboration between the two agencies will improve the analysis of public access impacts around the lake, provide applicants with a more efficient and clearly defined application review process, and improve enforcement against unauthorized buoys in the lake. Commission staff is optimistic the proposed code amendments and newly defined processes will enhance the State’s ability to responsibly manage the valuable Public Trust lands around Lake Tahoe and enhance public access.
- In May, Commission staff hosted a community town hall meeting and presentation to the City Council of Goleta. Commission staff also met with individual city council members to update the community and the City on the Commission’s efforts to decommission and plug and abandon the 32 wells associated with Platform Holly and Piers 421. In June, Commission staff made a

RECORD OF ACTION CONTINUED

presentation to the Ventura County Board of Supervisors updating them on the efforts to plug and abandon the wells located at Rincon Island.

- CEQA document updates:
 - The Draft EIR for decommissioning of the San Onofre Nuclear Generating Station (SONGS), Units 2 and 3, in Northern San Diego County, will be released for a 60-day public comment period and staff will hold public hearing on the Draft EIR on August 7th in Oceanside, and August 8th in San Clemente. The Final EIR is scheduled to be heard during the last part of this year or early next year.
 - Commission staff plans to release a Mitigated Negative Declaration (MND) that analyzes the impacts of issuing a new lease for the continued commercial mining of a historical oyster shell deposits in South San Francisco Bay near the San Mateo Bridge and San Mateo and Alameda counties. The MND will be released for a 30-day public comment period and is tentatively scheduled to be heard at either the Commission's August or October meeting.
- Commission staff has prepared the Burlingame Public Trust Needs Assessment for the approximately 8.8-acre parcel of filled land along the waterfront in the City of Burlingame. Commission staff made a draft version available on the Commission's website. Commission staff will be seeking public comment on this draft for the next 30 days before finalizing the assessment and bringing it to the Commission for consideration.

CONSENT CALENDAR

- Consent Items C13, C16, C21, C34, C35, C63, C69, and C81 were removed from consideration
- Consent Items C01-C12, C14, C15, C17-C20, C22-C33, C36-C62, C64-C68, C70-C80, and C82-C90 were approved as presented by a vote of 3-0 (Yee-Yes; Newsom-Yes; Wong-Hernandez-Yes)

INFORMATIONAL CALENDAR

ITEM 91 – was informational – no vote required

REGULAR CALENDAR

(Items appear in order heard)

ITEM 93: A staff presentation was made to the Commission to consider delegating authority to the Executive Officer to solicit proposals for consultant services, negotiate a fair and reasonable price, award and execute agreements for preparation and

RECORD OF ACTION CONTINUED

subsequent execution of an engineering plan for permanent abandonment of up to three legacy wells in the Summerland Oil Field; provide an update on the implementation plan for Senate Bill 44 (Jackson, 2017) and provided an update on the Becker Onshore Well Decommissioning Project located in the Summerland Oil Filed, near the city of Summerland, Santa Barbara County.

Item 93 – was approved as presented by a vote of 3-0 (Yee–Yes; Newsom–Yes; Wong-Hernandez–Yes).

ITEM 94: A staff presentation was made to the Commission providing an update on the Selby Slag Remediation Project, located in Contra Costa County.

Item 94 – was informational – no vote required.

ITEM 95: A presentation was made by the Ocean Protection Council staff on the updated 2018 State of California Sea-Level Rise Guidance and next steps for implantation by state agencies and local governments.

Item 95 – was informational – no vote required.

ITEM 96: A staff presentation was made to the Commission providing an update on the San Diego Ocean Planning Partnership and the preliminary observations from stakeholder input and data collection efforts.

Item 96 – was informational – no vote required.

ITEM 97: A staff presentation was made to the Commission providing an update on the Commission-funded study “Feasibility study of shore-based ballast water reception and treatment facilities in California.”

Item 97 – was informational – no vote required.

ITEM 92: A staff presentation was made to the Commission regarding the efforts to overhaul the Commission’s Environmental Justice Policy.

Item 92 – was informational – no vote required

(The State Lands Commission adjourned into closed session from 1:25 P.M. to 1:45 P.M., then resumed open session at 1:46 P.M.)

The Commission meeting public session was adjourned at 1:47 P.M.

**STAFF AND PUBLIC ADDRESSING
THE FOLLOWING CALENDAR ITEMS
JUNE 21, 2018**

ITEM 92

Sheri Pemberton, Chief, External Affairs Division, CSLC

- Jason Giffen, Assistant Vice President, Port of San Diego
- Jennifer Savage, California Policy Manager, Surfrider Foundation
- Mari Rose Taruc, Asian Pacific Environmental Network
- Lucas Zucker, Central Coast Alliance United for a Sustainable Economy (CAUSE)

ITEM 93

Steve Curran, Petroleum Drilling Engineer, Mineral Resources Management Division, CSLC

- Carrie Chee, Heal the Ocean
- Hillary Hauser, Executive Director, Heal the Ocean

ITEM 94

Wendy Hall, Environmental Program Manager, Executive Office, CSLC
Ben Johnson, Staff Attorney, CSLC

- Maureen Brennan, citizen of Rodeo
- Charles Davidson, Selby Slag neighbor
- Tom Martell
- Ann Puntch, citizen of Rodeo
- Nancy Reiser, Rodeo United to Defend the Environment

ITEM 95

Deborah Halberstadt, Executive Director, Ocean Protection Council

- Jason Giffen, Assistant Vice President, Port of San Diego

ITEM 96

Maren Farnum, Environmental Scientist, Executive Office, CSLC

- Jason Giffen, Assistant Vice President, Port of San Diego
- Lily Tsukayama, Assistant Planner, Port of San Diego

STAFF AND PUBLIC ADDRESSING CONTINUED

ITEM 97

Nicole Dobroski, Assistant Chief, Marine Environmental Protection Division,
CSLC

- John Berge, Vice President, Pacific Merchant Shipping Association
- Kevin Reynolds, Principal, Glosten

PUBLIC COMMENT

- Grace Anderson, community member
- Mary Bernier, Volunteer Director, Interfaith Peace Coalition
- Emilio Diaz, representing self
- Jake Mackenzie, Councilmember, Rohnert Park and Chair, Metropolitan Transportation Commission
- Alison Madden, Chair/Co-founder, San Francisco Bay Marinas for All
- Jennifer Savage, California Policy Advisory, Surfrider Foundation