

MEETING  
STATE OF CALIFORNIA  
LANDS COMMISSION

COUNTY OF MADERA  
MAIN GOVERNMENT CENTER  
BOARD OF SUPERVISORS CHAMBERS  
200 WEST 4TH STREET, 1ST FLOOR  
MADERA, CALIFORNIA

FRIDAY, APRIL 5, 2019  
1:19 P.M.

JAMES F. PETERS, CSR  
CERTIFIED SHORTHAND REPORTER  
LICENSE NUMBER 10063

A P P E A R A N C E S

COMMISSION MEMBERS:

Ms. Eleni Kounalakis, Lieutenant Governor, Chairperson

Ms. Betty T. Yee, State Controller, represented by Ms. Anne Baker

Ms. Keely Bosler, Director of Department of Finance, represented by Ms. Karen Finn

STAFF:

Ms. Jennifer Lucchesi, Executive Officer

Mr. Colin Connor, Assistant Executive Officer

Mr. Mark Meier, Chief Counsel

Ms. Sheri Pemberton, Chief, External Affairs Division and Legislative Liaison

Mr. Joe Porter, Senior Boundary Determination Officer

Mr. Phil Schlatter, GIS Coordinator

Ms. Marlene Schroeder, Public Land Management Specialist, Land Management Division

ATTORNEY GENERAL:

Mr. Andrew Vogel, Deputy Attorney General

ALSO PRESENT:

Mr. Tom Bohigian

Mr. Brett Frazier, Madera County Board of Supervisors

Mr. Santos Garcia, Madera City Council

A P P E A R A N C E S C O N T I N U E D

ALSO PRESENT:

Mr. Dominick Gulli, Save Dad's Point

Mrs. Shelly Gulli

Ms. Julia O'Kane, San Joaquin River Parkway and  
Conservation Trust

Ms. Alison Madden, San Francisco Bay Marinas For All

Mr. Brent McCaffrey, Tesoro Viejo River Conservancy

Mr. Chris Rendall-Jackson, San Joaquin Area Flood Control  
Agency

Mr. John Shelton, San Joaquin River Conservancy

Ms. Sharon Weaver, San Joaquin River Parkway and  
Conservation Trust

I N D E X

PAGE

I	1:00 P.M. - OPEN SESSION	1
II	CONFIRMATION OF MINUTES FOR THE MEETINGS OF FEBRUARY 4, 2019 AND MARCH 21, 2019	4
III	EXECUTIVE OFFICER'S REPORT	5

Continuation of Rent Actions to be taken by the  
Executive Officer pursuant to the Commission's  
Delegation of Authority:

- Cliff's River Marina, Inc. (Lessee):  
Continuation of annual rent at \$6,800 per  
year for a General Lease - Commercial Use  
located on sovereign land in Sacramento  
River, adjacent to 8651 River Road, near  
Freeport, Sacramento County. (PRC 3264.1)
- Delta Bay Club, LLC (Lessee): Continuation  
of annual rent at \$4,817 per year for a  
General Lease - Commercial Use located on  
sovereign land in San Joaquin River,  
adjacent to 922 W. Brannan Island Rd, near  
Andrus Island, Sacramento County.  
(PRC 7067.1)
- Vollman-Clark Ranch, LLC (Lessee):  
Continuation of annual rent at \$4,251 per  
year for a General Lease - Commercial Use  
located on sovereign land in Sacramento,  
adjacent to 14172 State Highway 160, near  
Walnut Grove, Sacramento County.  
(PRC 7620.1)

IV	CONSENT CALENDAR C01-C66	10
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The following items are considered to be  
noncontroversial and are subject to change at  
any time up to the date of the meeting.

LAND MANAGEMENT DIVISION

NORTHERN REGION

C 01 10:10 HOLDINGS, LLC, A CALIFORNIA LIMITED  
LIABILITY COMPANY (APPLICANT): Consider waiver of

I N D E X   C O N T I N U E D

PAGE

rent, penalty, and interest and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8569 Meeks Bay Avenue, near Meeks Bay, El Dorado County; for the removal and reconstruction of an existing pier with an extension, relocation of an existing boat lift, and use and maintenance of one existing mooring buoy. CEQA Consideration: categorical exemptions. (PRC 5559.1; RA# 09518) (A 5; S 1)  
(Staff: J. Toy)

C     02     3015 WLB, LLC, A NEVADA LIMITED LIABILITY COMPANY (APPLICANT): Consider application for General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3005 West Lake Boulevard, near Homewood, Placer County; for one existing mooring buoy not previously authorized by the Commission. CEQA Consideration: categorical exemption. (W 26206; RA# 13818) (A 1; S1) (Staff: M.J. Columbus)

C     03     STEVEN LEE BROWN AND MICHELE CONTENT BROWN, AS TRUSTEES OF THE THORSON HAYS FAMILY TRUST DATED 8-1-00 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 1278 West Lake Boulevard, near Tahoe City, Placer County; for an existing pier, boathouse with two boat lifts, boat hoist, and two mooring buoys. CEQA Consideration: categorical exemption. (PRC 8850.1; RA# 15518) (A 1; S 1) (Staff: S. Avila)

C     04     STEVEN A. BURD AND CHRISTINE L. BURD, TRUSTEES OF THE BURD REVOCABLE TRUST, DATED OCTOBER 31, 2007 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 4450 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (PRC 7278.1; RA# 15118) (A 1; S 1) (Staff: S. Avila)

C     05     CALIFORNIA STATE LANDS COMMISSION AND PACIFIC GAS AND ELECTRIC COMPANY (PARTIES): Consider an Indemnification Agreement for an existing gas pipeline located on the Washington Street Bridge, over sovereign land located in the Petaluma River, adjacent

I N D E X C O N T I N U E D

PAGE

to North Water Street and River Plaza, Petaluma, Sonoma County. CEQA Consideration: not a project. (W 27220; RA# 13418) (A 10; S 3) (Staff: M.J. Columbus)

C 06 CITY OF PETALUMA (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Petaluma River, Petaluma, Sonoma County; for an existing bridge, known as the Washington Street Bridge, previously authorized by the Commission and appurtenant facilities and bank protection not previously authorized by the Commission. CEQA Consideration: categorical exemption. (PRC 3987.9; RA# 32215) (A 10; S 3) (Staff: M.J. Columbus)

C 07 CPN PIPELINE COMPANY (APPLICANT): Consider application for a General Lease - Right-of-Way Use, of sovereign land located in the Sacramento River, near Robbins, Sutter and Yolo counties; for an existing gas pipeline and an abandoned-in-place pipeline. CEQA Consideration: categorical exemption. (PRC 8046.1; RA# 22017) (A 3, 4; S 3, 4) (Staff: M.J. Columbus)

C 08 JOAN GOODMAN DAVIS, TRUSTEE UNDER THE AMENDED AND RESTATED JOAN GOODMAN ZIMMERMAN 1988 REVOCABLE TRUST (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5418 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boathouse with pitched roof and boat lift, boat hoist, and one mooring buoy. CEQA Consideration: categorical exemption. (PRC 3608.1; RA# 13718) (A 1; S 1) (Staff: S. Avila)

C 09 STEPHEN A. FINN, TRUSTEE OF THE FINN 2001 LIVING TRUST, DATED SEPTEMBER 21, 2001 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2380 Sunnyside Lane, near Sunnyside, Placer County; for an existing pier, boat lift, one mooring buoy, and one swim float. CEQA Consideration: categorical exemption. (PRC 4250.1; RA# 07318) (A 1; S 1) (Staff: A. Franzoia)

C 10 CHARLES THOMAS KALJIAN; SUZANNE K. COHEN, TRUSTEE OF THE COHEN FAMILY REVOCABLE TRUST (SCHEDULE B ASSETS) ESTABLISHED UNDER REVOCABLE TRUST AGREEMENT DATED FEBRUARY 13, 2017; AND GARY P. CARLSON AND ANNE

I N D E X C O N T I N U E D

PAGE

K. CARLSON AS TRUSTEES OF THE CARLSON FAMILY LIVING TRUST DATED MAY 29, 2009 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6840 West Lake Boulevard, near Tahoma, Placer County; for an existing pier and two mooring buoys. CEQA Consideration: categorical exemption. (PRC 4362.1; RA# 12618) (A 1; S 1) (Staff: S. Avila)

C 11 NIELS T. LARSEN AND SUSAN E. LARSEN (ASSIGNOR); FREDERIC T. CLINE AND NANCY J. CLINE, TRUSTEES OF THE CLINE FAMILY TRUST, DATED MARCH 5, 1991 (ASSIGNEE): Consider assignment of Lease No. PRC 8575.1, a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5046 West Lake Boulevard, near Homewood, Placer County; for two existing mooring buoys. CEQA Consideration: not a project. (PRC 8575.1; RA# 13618) (A 1; S 1) (Staff: S. Avila)

C 12 LOWELL W. LASH AND TERRY L. LASH (LESSEE): Consider revision of rent to Lease No. PRC 8515.1, a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 1740 North Lake Boulevard, Tahoe City, Placer County; for two mooring buoys and a freshwater intake pipeline. CEQA Consideration: not a project. (PRC 8515.1) (A 1; S 1) (Staff: S. Evans)

C 13 ANDRE E. MAGINOT AND NINA S. YOSHPE, AS TRUSTEES OF THE ANDRE E. MAGINOT AND NINA S. YOSHPE LIVING TRUST DATED AUGUST 11, 1988 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5440 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (PRC 2307.1; RA# 08218) (A 1; S 1) (Staff: J. Toy)

C 14 THOMAS E. MEAKIN, AS TRUSTEE OF THE THOMAS E. MEAKIN QUALIFIED PERSONAL RESIDENCE TRUST DATED MAY 5, 2009; JAMES W. MEAKIN, TRUSTEE OF THE NORTH LANE QUALIFIED PERSONAL RESIDENCE TRUST; AND PAUL SEIPP (APPLICANT): Consider application for a General Lease

I N D E X C O N T I N U E D

PAGE

- Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8599 and 8605 North Lane, near Rubicon Bay, El Dorado County; for an existing joint-use pier, boathouse, and four mooring buoys. CEQA Consideration: categorical exemption. (PRC 3884.1; RA# 14418) (A 5; S 1) (Staff: J. Toy)

C 15 STEPHANIE MOOERS, TRUSTEE OF THE DONALD S. MOOERS DECEDENT'S TRUST; AND STEPHANIE W. MOOERS, TRUSTEE OF THE STEPHANIE W. MOOERS QUALIFIED PERSONAL RESIDENCE TRUST (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8661 Beach Lane, near Meeks Bay, El Dorado County; for an existing pier, boat lift, and one mooring buoy. CEQA Consideration: categorical exemption. (PRC 3147.1; RA# 09918) (A 5; S 1) (Staff: J. Toy)

C 16 WARREN E. SPIEKER, JR., TRUSTEE OF THE SPIEKER 1991 RESIDENTIAL TRUST NO. 1 U/A/D NOVEMBER 21, 1991; AND WARREN E. SPIEKER, JR., TRUSTEE OF THE SPIEKER 2010 IRREVOCABLE CHILDREN'S TRUST (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 251 and 255 Paradise Flat Lane, near Rubicon Bay, El Dorado County; for an existing pier, boat lift, and two mooring buoys previously authorized by the Commission, and two existing mooring buoys not previously authorized by the Commission. CEQA Consideration: categorical exemption. (PRC 4869.1; RA# 14218) (A 5; S 1) (Staff: S. Avila)

C 17 LOUIS STERVINOU AND MARY STERVINOU (LESSEE); SNS 5306, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider acceptance of a lease quitclaim deed and an application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5306 North Lake Boulevard, near Carnelian Bay, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (PRC 9069.1; RA# 04918) (A 1; S1) (Staff: M.J. Columbus)

C 18 WALTER H. STEVENS AS TRUSTEE OF THE STEVENS SURVIVOR TRUST, ESTABLISHED UNDER THE STEVENS 1995 FAMILY TRUST; MARY ANN BALOCCO, TRUSTEE, THE BALOCCO



I N D E X C O N T I N U E D

PAGE

FAMILY TRUST DATED NOVEMBER 16, 2012; AND BARBARA MARIE STAMM, GEORGE A. STAMM, AND ANNE-MARIE STAMM, CO-TRUSTEES OF THE GEORGE F. STAMM TRUST DATED OCTOBER 23, 1973 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3065 Jameson Beach Road, near South Lake Tahoe, El Dorado County; for an existing pier and two mooring buoys. CEQA Consideration: categorical exemption. (PRC 3657.1; RA# 00618) (A 5; S 1) (Staff: J. Toy)

C 19 JOHN STUMPF AND RUTH STUMPF, TRUSTEES OF THE STUMPF FAMILY TRUST (LESSEE); STEVEN A. GONSALVES AND DEBRA E. GONSALVES, TRUSTEES OF THE GONSALVES FAMILY REVOCABLE TRUST DATED SEPTEMBER 10, 2009 (APPLICANT): Consider acceptance of a lease quitclaim deed and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 1870 North Lake Boulevard, near Tahoe City, Placer County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (PRC 4066.1; RA# R11018) (A 1; S 1) (Staff: J. Toy)

C 20 J. ROBERT TAYLOR AND DONNA C. TAYLOR, CO-TRUSTEES OF THE 2005 TAYLOR FAMILY TRUST DATED JANUARY 6, 2005; MICHAEL ROBERT TAYLOR; BRET MATTHEW TAYLOR; AND JAIME TAYLOR LACHANCE (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 636 Olympic Drive, near Tahoe City, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (PRC 8554.1; RA# 15818) (A 1; S 1) (Staff: N. Lee)

C 21 EVAN C. UNGER AND SUSAN J. UNGER, TRUSTEES OF THE UNGER FAMILY TRUST DATED OCTOBER 24, 1995, AS RESTATED JUNE 25, 2013 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 4148 Ferguson Avenue, near Carnelian Bay, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (PRC 8367.1; RA# 13318) (A 1; S 1) (Staff: S. Avila)

I N D E X C O N T I N U E D

PAGE

BAY/DELTA REGION

C 22 BURLINGAME BAY ASSOCIATES (LESSEE): Consider amendment of lease and revision of rent to Lease No. PRC 4697.1, a General Lease - Commercial Use, of filled and unfilled sovereign land located in San Francisco Bay, near Burlingame, San Mateo County; for a restaurant, parking lot, lagoon, footbridge, pedestrian paths, landscaping, and shoreline protection. CEQA Consideration: not a project. (PRC 4687.1) (A 22; S 13) (Staff: A. Franzoia)

C 23 BURLINGAME POINT, LLC (LESSEE) JP MORGAN CHASE BANK, N.A., AS ADMINISTRATIVE AGENT ON BEHALF OF LENDERS IN ONE OR MORE BANK GROUPS (SECURED-PARTY LENDER): Consider application for an agreement and consent to encumbrancing of Lease No. PRC 9084.1, a General Lease - Recreation, Protective Structure and Other Use, of sovereign land adjacent to San Francisco Bay in Burlingame, San Mateo County; for reconstruction of a portion of the San Francisco Bay Trail, construction of a driveway, and interim improvements to Fisherman's Park including public parking. CEQA Consideration: not a project. (PRC 9084.1; RA# 16518) (A 22; S 13) (Staff: A. Franzoia)

C 24 CALIFORNIA DEPARTMENT OF TRANSPORTATION (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the American River at PM R44.47, adjacent to Assessor's Parcel Numbers 001-0070-005 and 274-0120-010, near Sacramento, Sacramento County; for the installation, use, and maintenance of a temporary construction trestle, and use of a temporary construction easement for the American River Bridge Scour Repair project. CEQA Consideration: Mitigated Negative Declaration, adopted by the California Department of Transportation, State Clearinghouse No. 2017072043, and adoption of a Mitigation Monitoring Program. (W 27199; RA# 06318) (A 7; S 6) (Staff: G. Asimakopoulos)

C 25 CALIFORNIA STATE LANDS COMMISSION AND SUGAR ACQUISITION CORPORATION, A DELAWARE CORPORATION, AS SUCCESSOR-IN-INTEREST TO C&H SUGAR COMPANY, INC. AND CALIFORNIA AND HAWAIIAN SUGAR COMPANY (PARTIES):

I N D E X C O N T I N U E D

PAGE

Consider acceptance of a quitclaim deed for filled sovereign land, located in the Carquinez Strait, San Pablo Bay, Assessor's Parcel Numbers 354-320-007-9 and a portion of 354-320-008-7, adjacent to 1909 Dowrelino Drive, Crockett, Contra Costa County. CEQA Consideration: not a project. (W 27237) (A 14; S 3) (Staff: V. Caldwell)

C 26 LINO CATABRAN AND LINDA CATABRAN (LESSEE); RAUL AGUIRRE (APPLICANT): Consider waiver of rent, penalty, and interest; termination of Lease No. PRC 6437.1, a General Lease - Recreational and Protective Structure Use, and application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 5291 Garden Highway, near Sacramento, Sacramento County; for an existing covered boat dock with slip, one gangway, three pilings, one dolphin, a boat lift, and bank protection previously authorized by the Commission, and utility conduit not previously authorized by the Commission. CEQA Consideration: categorical exemption. (PRC 6437.1; RA# 16818) (A 7; S 6) (Staff: J. Holt)

C 27 LINCOLN CHAN FARMS, LLC (RESCINDING APPLICANT); DOUGLAS CHAN AND CARLA CHAN, TRUSTEES OF THE CHAN FAMILY TRUST, DATED APRIL 14, 2014 (APPLICANT): Consider rescission of approval and issuance of Lease No. PRC 4221.1, a General Lease - Right-of-Way Use, of sovereign land located in Hensley Slough, adjacent to 11488 State Highway 160, Courtland, Sacramento County; for an existing road crossing Hensley Slough. CEQA Consideration: not a project. (PRC 4221.1; RA# 31117) (A 9; S 3) (Staff: L. Pino)

C 28 CITY OF FOSTER CITY (APPLICANT): Consider acceptance of quitclaim deeds and application for a General Lease - Public Agency Use, of sovereign land located along the San Francisco Bay and Belmont Slough, near Foster City, San Mateo County; for rehabilitation, use, and maintenance of existing coastal levees, outfall structure, and recreational features. CEQA Consideration: Environmental Impact Report, certified by the City of Foster City, State Clearinghouse No. 2016012012, and adoption of a Mitigation Monitoring Program, Statement of Findings,

I N D E X C O N T I N U E D

PAGE

and Statement of Overriding Considerations. (W 27221;  
RA# 14118) (A 22; S 13)  
(Staff: D. Tutov)

C 29 COUNTY OF MARIN (APPLICANT): Consider  
application for a General Lease - Public Agency Use,  
of sovereign land located in Tomales Bay, adjacent to  
Chicken Ranch Beach Park, near Inverness, Marin  
County; for installation, use, and maintenance of six  
marker buoys. CEQA Consideration: categorical  
exemption.  
(W 27225; RA# 16118) (A 10; S 2) (Staff: J. Holt)

C 30 COUNTY OF STANISLAUS (LESSEE/APPLICANT):  
Consider amendment of Lease No. PRC 7183.9, acceptance  
of a lease quitclaim deed, and an application for a  
General Lease - Public Agency Use, of sovereign land  
located in the San Joaquin River, adjacent to Crows  
Landing Road, near Patterson, Stanislaus County; for  
the replacement of the Crows Landing Bridge. CEQA  
Consideration: Mitigated Negative Declaration, adopted  
by Stanislaus County, State Clearinghouse No.  
2013052050, and adoption of a Mitigation and  
Monitoring Program. (W 26932; PRC 7183.9;  
RA# 18214) (A 21; S 8,12) (Staff: M. Schroeder)

C 31 EAST BAY REGIONAL PARK DISTRICT (LESSEE):  
Consider amendment to Lease No. PRC 8640.9, a General  
Lease - Public Agency Use, of sovereign land in the  
area known as the Bay Point Regional Shoreline, Suisun  
Bay, adjacent to 1001 McAvoy Road, near Pittsburg,  
Contra Costa County; for the construction, use, and  
maintenance of a kayak launch ramp and park trail.  
CEQA Consideration: Mitigated Negative Declaration and  
Addendum, adopted by the East Bay Regional Park  
District, State Clearinghouse No. 2000122088, and  
adoption of a Mitigation Monitoring Program. (PRC  
8640.9; RA# 02217) (A 14; S 7) (Staff: D. Tutov)

C 32 JULIE FOUNTAIN, TRUSTEE OF THE WILLIAM DUFFIN  
LIVING TRUST DATED 8/28/98 (LESSEE); CATHERINE ANN  
ARMSTRONG, TRUSTEE AND MELISSA JEAN ARMSTRONG, TRUSTEE  
OF THE BEATTIE TRUST DATED JULY 29, 2015 (APPLICANT):  
Consider termination of Lease No. PRC 3756.1, a  
General Lease - Recreational Use; and application for  
a General Lease - Recreational and Residential Use, of

I N D E X C O N T I N U E D

PAGE

sovereign land located in the Petaluma River, adjacent to 172 Beattie Avenue, near Novato, Marin County; for an existing portion of residence and appurtenant facilities. CEQA Consideration: categorical exemption. (PRC 3756.1; RA# 16117) (A 10; S 2) (Staff: J. Holt)

C 33 BETTY LOU HUDSON (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Tomales Bay, adjacent to 17715 Highway 1, near Marshall, Marin County; for two proposed mooring buoys. CEQA Consideration: Negative Declaration, adopted by the California State Lands Commission, State Clearinghouse No. 2012082074. (W 27212; RA# 08118)  
(A 10; S 2) (Staff: D. Tutov)

C 34 SEAN E. HUTTON, AS TRUSTEE OF THE SEAN E. HUTTON REVOCABLE TRUST DATED MARCH 10, 2015 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 2531 Garden Highway, near Sacramento, Sacramento County; for an existing covered boat dock with slip, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (PRC 6038.1; RA# 04018) (A 7; S 6) (Staff: J. Holt)

C 35 JASON KUECHLER (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 658 Riverlake Way, near Sacramento, Sacramento County; for the construction, use, and maintenance of a boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (W 27164; RA# 19017) (A 9; S 6) (Staff: G. Asimakopoulos)

C 36 SANDRA L. OMAN, TRUSTEE OF THE PAUP MARITAL TRUST (LESSEE): Consider finding of default; authorization of termination of a General Lease - Commercial Use; and authorization to take all steps necessary, including litigation or acceptance of a lease quitclaim deed, to remove an existing commercial marina and appurtenant facilities, located in the Sacramento River adjacent to 14031 River Road (Highway 160), Walnut Grove, Sacramento County, and to restore the land to its condition prior to the alterations

I N D E X C O N T I N U E D

PAGE

made under Lease No. PRC 6200.1, a General Lease - Commercial Use, to the satisfaction of the Commission. CEQA Consideration: categorical exemption. (PRC 6200.1) (A 11; S 3)  
(Staff: M. Schroeder)

C 37 OPAL HOUSE, LLC (APPLICANT): Consider application for a General Lease - Protective Structure Use, of sovereign tide and submerged land located in the Pacific Ocean, adjacent to 4640 Opal Cliff Drive, near Santa Cruz, Santa Cruz County; for an existing stem wall. CEQA Consideration: categorical exemption. (PRC 8794.1; RA# 09618) (A 29; S 17) (Staff: D. Tutov)

C 38 THIRUMALAI MUPPUR RAVI AND FRANCINE C. LEJEUNE, CO-TRUSTEES OF THE RAVI-LEJEUNE FAMILY TRUST U/T/A DATED NOVEMBER 14, 2008 (ASSIGNOR); WILLIAM MANHEIM AND TRACY MANHEIM (ASSIGNEE): Consider assignment of Lease No. PRC 9332.1, a General Lease - Recreational Use, of sovereign land located in Tomales Bay, adjacent to 18876 State Route 1, near Marshall, Marin County; for an existing mooring buoy. CEQA Consideration: not a project. (PRC 9332.1; RA# 10918) (A 10; S 2)  
(Staff: D. Tutov)

C 39 SAN JOAQUIN AREA FLOOD CONTROL AGENCY (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the San Joaquin River, adjacent to Assessor's Parcel Numbers 133-060-01 and 109-020-06, near Stockton, San Joaquin County; for the construction, use and maintenance of a fixed wall, gate structure, flood wall and bank protection. CEQA Consideration: Environmental Impact Report, certified by the San Joaquin Area Flood Control Agency, State Clearinghouse No. 2014062079, and adoption of a Mitigation Monitoring Program, Statement of Findings, and Statement of Overriding Considerations. (W 27210; RA# 09718) (A 13; S 5)  
(Staff: M. Schroeder)

62

C 40 BRET SISNEY AND CAROL REDING SISNEY, AS CO-TRUSTEES OF THE SISNEY LIVING TRUST DATED AUGUST 11, 2009; BRET SISNEY; AND CAROL REDING

I N D E X C O N T I N U E D

PAGE

SISNEY (APPLICANT): Consider application for a General Lease - Protective Structure Use, of sovereign land located in the Pacific Ocean, adjacent to 4660 Opal Cliff Drive, near Santa Cruz, Santa Cruz County; for an existing seawall and plugged sea cave previously authorized by the Commission, and the use and maintenance of an additional plugged sea cave not previously authorized by the Commission. CEQA Consideration: categorical exemption. (PRC 7971.1; RA# 12516) (A 29; S 17) (Staff: G. Asimakopoulos)

C 41 TESLA, INC. (APPLICANT): Consider application for a General Lease - Commercial Use, of filled sovereign land in San Francisco Bay, located near 150 Anza Boulevard, Burlingame, San Mateo County; for 18 electric vehicle charging stations and appurtenant facilities. CEQA Consideration: categorical exemption. (W 27203; RA# 06318) (A 22; S 13) (Staff: A. Franzoia)

C 42 WALDO POINT HARBOR, LLC (LESSEE/APPLICANT): Consider termination of Lease No. 8594.1, a General Lease - Commercial Use; an application for a General Lease - Other, and an Agreement and Consent to Encumbrancing of Lease, of partially filled and unfilled sovereign land at Waldo Point Harbor located in Richardson Bay, Marin County; for public access, a public park with public pier, landscaping, seating, signage, lighting, parking, fencing, trash containers, utilities, and open water areas. CEQA Consideration: categorical exemption. (PRC 8594.1; RA# 19417) (A 10; S 2) (Staff: V. Caldwell)

C 43 WILLIAM WEBER (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Tomales Bay, adjacent to 19225 Highway 1, near Marshall, Marin County; for an existing mooring buoy not previously authorized by the Commission. CEQA Consideration: Negative Declaration, adopted by the California State Lands Commission, State Clearinghouse No. 2012082074. (W 27200; RA# 06816) (A 10; S 2) (Staff: D. Tutov)

C 44 WESTPORT OFFICE PARK, LLC, A DELAWARE LIMITED LIABILITY COMPANY (LESSEE); JPMORGAN CHASE BANK, N.A. (SECURED-PARTY LENDER): Consider correction to prior authorization and an Agreement and Consent to

I N D E X C O N T I N U E D

PAGE

Encumbrancing of Lease for Lease No. PRC 7876.1, a General Lease - Right-of-Way Use, of sovereign land located in Belmont Slough, adjacent to 1400 and 1600 Bridge Parkway, near Redwood City, San Mateo County; for two existing storm water outfalls and rock riprap. CEQA Consideration: not a project. (PRC 7876.1; RA# 20618) (A 22; S 13) (Staff: G. Asimakopoulos)

C 45 MAN WAH WONG AND BAO LING YU (LESSEE); KENNETH F. MOUNTAIN AND RICKI MOUNTAIN (APPLICANT): Consider termination of Lease No. PRC 4785.1, a General Lease - Recreational Use, and an application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 17420 Grand Island Road, near Walnut Grove, Sacramento County; for an existing pier and appurtenant facilities previously authorized by the Commission and existing bank protection not previously authorized by the Commission. CEQA Consideration: categorical exemption. (PRC 4785.1; RA# 10518) (A 11; S 3) (Staff: J. Holt)

CENTRAL/SOUTHERN REGION

C 46 CALIFORNIA STATE LANDS COMMISSION, ACTING AS TRUSTEE OF THE KAPILOFF LAND BANK FUND; CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE (PARTIES): Consider delegating authority to the Executive Officer to expend \$135,000 from the Kapiloff Land Bank Fund and enter into an interagency agreement with the California Department of Fish and Wildlife to construct a fence around the Cartago Wildlife Area, located on the southwestern edge of Owens Lake, Inyo County. CEQA Consideration: categorical exemption. (W 27162) (A 26; S 8) (Staff: J. Garrett, D. Simpkin)

C 47 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES): Consider acceptance of an offer to dedicate lateral public access easement over land at 20624 Pacific Coast Highway, Malibu, Los Angeles County. CEQA Consideration: not a project. (W 24665) (A 50; S 27) (Staff: L. Pino)

C 48 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES): Consider acceptance of an offer to dedicate lateral public



I N D E X C O N T I N U E D

PAGE

access easement over land at 20630 Pacific Coast Highway, Malibu, Los Angeles County. CEQA Consideration: not a project. (W 24665) (A 50; S 27) (Staff: L. Pino)

C 49 CATALINA ISLAND CONSERVANCY (LESSEE/APPLICANT): Consider termination of Lease No. PRC 6439.1, a General Lease - Recreational Use; and application for a General Lease - Other, of sovereign land located at White's Cove, Santa Catalina Island, Los Angeles County; for an existing fixed recreational pier, landing float, and two mooring string lines. CEQA Consideration: categorical exemption. (PRC 6439.1; RA# 16218) (A 26; S 70) (Staff: D. Simpkin)

C 50 CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER (LESSEE): Consider amendment of Lease No. PRC 8079.9, a General Lease - Public Agency Use, of sovereign land located on Owens Lake, Inyo County; for the removal of gravel cover and installation of sprinklers in Dust Control Area T37-2d, modifications to Dust Control Areas T13-1 Addition and T17-2, to extend the term of the lease; and substitution of a Mitigation Measure. CEQA Consideration: Environmental Impact Report, State Clearinghouse No. 2014071057, certified by the City of Los Angeles Department of Water and Power, an Addendum prepared by Commission staff, and categorical exemptions. (PRC 8079.9; RA# 15117) (A 26; S 8) (Staff: D. Simpkin)

C 51 EL SEGUNDO POWER, LLC (APPLICANT): Consider application for a General Lease - Protective Structure Use, of sovereign land located in the Pacific Ocean, El Segundo, Los Angeles County; for an existing rock revetment. CEQA Consideration: categorical exemption. (PRC 5628.9; RA# 34117) (A 62; S 26) (Staff: D. Simpkin)

C 52 FLAVIO S. JAEN (APPLICANT): Consider amendment of Lease No. PRC 3570.1, a General Lease - Recreational Use, of sovereign land located in the Main Channel of Huntington Harbour, adjacent to 17011 Bolero Lane, Huntington Beach, Orange County; to remove and replace a boat dock and access ramp. CEQA Consideration: categorical exemption. (PRC 3570.1; RA# 34817) (A 72; S 34) (Staff: K. Connor)

I N D E X C O N T I N U E D

PAGE

C 53 JEFF KINDNESS (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign located in the Main and Midway Channels of Huntington Harbour, adjacent to 3552 Gilbert Drive, Huntington Beach, Orange County; for the removal and replacement of an existing boat dock and access ramp not previously authorized by the Commission. CEQA Consideration: categorical exemption. (W 26994; RA# 27417) (A 72; S 34) (Staff: K. Connor)

C 54 THOMAS MCINALLY AND LYNN T. MCINALLY (ASSIGNOR); FEI GE (ASSIGNEE): Consider assignment of Lease No. PRC 8293.9, a General Lease - Protective Structure Use, of sovereign land located in the main channel of Huntington Harbour, adjacent to 3382 Venture Drive, Huntington Beach, Orange County; for bulkhead protection. CEQA Consideration: not a project. (PRC 8293.9; RA# 10218) (A 72; S 34) (Staff: K. Connor)

C 55 NATIONAL PARK SERVICE - CHANNEL ISLANDS NATIONAL PARK (APPLICANT): Consider amendment of Lease No. PRC 8390.9, a General Lease - Public Agency Use, of sovereign land located in the Pacific Ocean, Scorpion Cove, Santa Cruz Island, Santa Barbara County; for the removal of the existing Scorpion Cove pier and construction, use and maintenance of a new pier, relocation of one existing steel mooring buoy, and the retention, use, and maintenance of rock riprap. CEQA Consideration: Environmental Impact Statement (EIS) certified by the National Park Service, was prepared and circulated for this project under State Clearinghouse No. 2015101041. The EIS and a Record of Decision were certified on August 14, 2018. Pursuant to California Code of Regulations, title 14, sections 15221 and 15225, staff recommends the use of the federal EIS in place of an Environmental Impact Report, and adoption of a Mitigation Monitoring Program and Statement of Findings. (PRC 8390.9; RA# 08017) (A 37; S 19) (Staff: D. Simpkin)

C 56 FRANK JOSEPH PIOTROWSKI (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Midway Channel of Huntington Harbour, adjacent to 3412 Gilbert Drive,

I N D E X C O N T I N U E D

PAGE

Huntington Beach, Orange County; for an existing boat dock and access ramp. CEQA Consideration: categorical exemption. (PRC 3081.1; RA# 11618) (A 72; S 34)  
(Staff: K. Connor)

C 57 IRIS M. SCHUSTER, TRUSTEE OF THE SCHUSTER RESIDENCE TRUST I AND II, U/D/T MARCH 6, 2001 (APPLICANT): Consider application for a General Lease

-  
Recreational and Protective Structure Use, of sovereign land located in the Main Channel of Huntington Harbour, adjacent to 16661 Carousel Lane, Huntington Beach, Orange County; for an existing boat dock, access ramp, cantilevered deck, and bulkhead protection. CEQA Consideration: categorical exemption. (PRC 8652.1; RA# 16318) (A 72; S 34) (Staff: K. Connor)

SCHOOL LANDS

C 58 COUNTY OF KERN (APPLICANT): Consider application for a General Lease - Public Agency Use, of State-owned school land located within a portion of Section 36, Township 10 North, Range 13 West, SBM, near Rosamond, Kern County; for an existing public road, known as Mojave-Tropico Road/County Road No. 221. CEQA Consideration: categorical exemption. (PRC 2234.2; RA# 30606) (A 36; S 16)  
(Staff: C. Hudson)

C 59 SOUTHERN CALIFORNIA EDISON COMPANY (APPLICANT): Consider application for a General Lease - Right-of-Way Use, of State-owned school land located within Section 16, Township 16 North, Range 13 East, SBM, near Mountain Pass, San Bernardino County; for an existing electric distribution line, wood poles and a dirt access road. CEQA Consideration: categorical exemption. (W 27201; RA# 06518) (A 33; S 16) (Staff: C. Hudson)

MINERAL RESOURCES MANAGEMENT

C 60 CALIFORNIA DEPARTMENT OF TRANSPORTATION (APPLICANT): Consider an application for a Non-Exclusive Geological Survey Permit on sovereign lands located in the American River, Sacramento County. CEQA Consideration: categorical exemption. (W

I N D E X C O N T I N U E D

PAGE

6005.196; RA# 18018) (A 7; S 6) (Staff: R. B. Greenwood)

C 61 CITY OF LONG BEACH (APPLICANT): Consider approval of subsidence monitoring costs for vertical measurements and studies for the 2019-2020 fiscal year, City of Long Beach, Los Angeles County. CEQA Consideration: categorical exemption. (W 10443) (A 70; S 33, 34) (Staff: R. B. Greenwood)

C 62 CITY OF LONG BEACH (GRANTEE): Consider acceptance of the Long Beach Unit Program Plan (July 1, 2019 through June 30, 2024), and the Annual Plan (July 1, 2019 through June 30, 2020), Long Beach Unit, Wilmington Oil Field, Los Angeles County. CEQA Consideration: not a project. (W 17166) (A 70; S 33, 34) (Staff: E. Tajer)

C 63 MADERA COUNTY PUBLIC WORKS DEPARTMENT (APPLICANT): Consider an application for a Non-Exclusive Geological Survey Permit on sovereign lands located in the San Joaquin River, Madera County. CEQA Consideration: Environmental Impact Report, certified by the Madera County Department of Public Works, State Clearinghouse No. 2018031001. (W 6005.195; RA# 11818) (A 5; S 12) (Staff: R. B. Greenwood)

C 64 TETRA TECH, INC. (APPLICANT): Consider an application for a General Permit to conduct geophysical surveys on tide and submerged lands under the jurisdiction of the California State Commission. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, adopted by the California State Lands Commission, State Clearinghouse No. 2013072021. (W 6005.197; RA# 18118) (A & S: Statewide) (Staff: R.B. Greenwood)

MARINE ENVIRONMENTAL PROTECTION - NO ITEMS ADMINISTRATION

C 65 CALIFORNIA STATE LANDS COMMISSION: Consider granting authority to the Executive Officer to renew an agreement with University Enterprises, Inc., to procure the services of college students to assist the

I N D E X C O N T I N U E D

PAGE

Commission with various assignments for fiscal years 2018-2023. CEQA Consideration: not a project. (A & S: Statewide) (Staff: K. Forbes, J. Kwong, R. Wurster, R. Singh)

C 66 CALIFORNIA STATE LANDS COMMISSION: Consider granting authority to the Executive Officer or her designee to enter into contracts with California State University, Fresno to digitize and preserve Commission map record sets. CEQA Consideration: not a project. (A & S: Statewide) (Staff: R. Singh)?

LEGAL - NO ITEMS

KAPILOFF LAND BANK TRUST ACQUISITIONS - NO ITEMS

EXTERNAL AFFAIRS

GRANTED LANDS - NO ITEMS

V INFORMATIONAL

67 CALIFORNIA STATE LANDS COMMISSION: Legislative Report providing information and a status update concerning state legislation relevant to the Commission. CEQA consideration: not applicable. (A & S: Statewide) (Staff: S. Pemberton)

68 CALIFORNIA STATE LANDS COMMISSION: Report on the monitoring of possible subsidence, Long Beach Unit, Wilmington Oil Field, Los Angeles County. CEQA Consideration: not a project. (W 10442, W 16001) (A 70; S 33, 34) (Staff: R. B. Greenwood)

VI REGULAR CALENDAR 69-73

69 CALIFORNIA STATE LANDS COMMISSION: Consider supporting AB 926 (O'Donnell) in the 2019-20 legislative session to remove the \$300 million cap on the Oil Trust Fund, resuming monthly deposits of \$2 million from Long Beach oil operation revenues until the Fund reaches a balance that will cover the State's projected abandonment liabilities. CEQA Consideration:

I N D E X C O N T I N U E D

	PAGE
not applicable. (A & S: Statewide) (Staff: S. Pemberton)	13
70 CALIFORNIA STATE LANDS COMMISSION: Consider opposing certain provisions of SB 69 (Wiener) that would require the State Water Resources Control Board, instead of the State Lands Commission, to adopt regulations related to ballast water discharge performance standards. CEQA Consideration: not applicable. (A & S: Statewide) (Staff: S. Pemberton)	10
71 CALIFORNIA STATE LANDS COMMISSION: Consider supporting AB 467 (Boerner Horvath) in the 2019-20 legislative session that would require the California State Lands Commission, the California Coastal Commission, the Department of Parks and Recreation and the Department of Fish and Wildlife to include equal prize competition as a condition of any permit or lease authorizing a competitive event on lands under their jurisdiction. CEQA Consideration: not applicable. (A & S: Statewide) (Staff: S. Pemberton)	15
72 SAN JOAQUIN RIVER CONSERVANCY (INFORMATIONAL): Presentation by the San Joaquin River Conservancy's Executive Officer on the Conservancy's efforts to develop and manage the San Joaquin River Parkway, a planned 22-mile natural and recreational area extending from Friant Dam to Highway 99. CEQA Consideration: not applicable. (A 23; S 8) (Staff: J. Lucchesi)	19
73 CALIFORNIA STATE LANDS COMMISSION (INFORMATIONAL): Update on efforts to achieve meaningful public access to the coast at Hollister Ranch, Santa Barbara County. CEQA Consideration: not applicable. (A 37; S 19) (Staff: J. Lucchesi)	41
VII PUBLIC COMMENT	83
VIII COMMISSIONERS' COMMENTS	91

I N D E X C O N T I N U E D

PAGE

IX CLOSED SESSION

91

At any time during the meeting the Commission may meet in a session closed to the public to consider the matters listed below pursuant to Government Code section 11126, part of the Bagley-Keene Open Meeting Act.

A. LITIGATION.

The Commission may consider pending and possible litigation pursuant to the confidentiality of attorney-client communications and privileges provided under Government Code section 11126, subdivision (e).

1. The Commission may consider pending and possible matters that fall under Government Code section 11126, subdivision (e)(2)(A), concerning adjudicatory proceedings before a court, an administrative body exercising its adjudicatory authority, a hearing officer, or an arbitrator, to which the Commission is a party. Such matters currently include the following:

Baywood, LLC and California State Lands  
Commission v. DOES

California Coastkeeper Alliance, California  
Coastal Protection v. California State Lands  
Commission

Eugene Davis v. State of California and  
California State Lands Commission,

In re: Rincon Island Limited Partnership Chapter  
7

In re: Venoco, LLC, Bankruptcy Chapter 11

In re: PG&E Corporation and Pacific Gas and  
Electric Company, Bankruptcy Chapter 11

Madden v. City of Redwood City

I N D E X C O N T I N U E D

PAGE

Martins Beach 1, LLC and Martins Beach 2, LLC v. Effie Turnbull-Sanders, et al.

Oakland Bulk and Oversized Terminal, LLC v. City of Oakland

San Joaquin River Exchange Contractors Water Authority v. State of California; State Lands Commission

Seacliff Beach Colony Homeowners Association v. State of California, et al.

Searcy v. Berry Petroleum, et al.

Sierra Club, et al. v. City of Los Angeles, et al.

SLPR, LLC, et al. v. San Diego Unified Port District, California State Lands Commission

SOS Donner Lake v. State of California, et al.

State of California v. International Boundary and Water Commission, et al.

State Lands Commission v. Plains Pipeline, L.P., et al.

United States v. Walker River Irrigation District, et al.

2. The Commission may consider matters that fall under Government Code section 11126, subdivision (e)(2)(b), under which;

a. A point has been reached where, in the opinion of the Commission, on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the Commission, or



I N D E X C O N T I N U E D

PAGE

b. Based on existing facts and circumstances, the Commission is meeting only to decide whether a closed session is authorized because of a significant exposure to litigation against the Commission.

3. The Commission may consider matters that fall under Government Code section 11126, subdivision (e)(2)(C), where, based on existing facts and circumstances, the state body has decided to initiate or is deciding whether to initiate litigation.

B. CONFERENCE WITH REAL PROPERTY NEGOTIATORS.

The Commission may consider matters that fall under Government Code section 11126, subdivision (c)(7), under which, prior to the purchase sale, exchange, or lease of real property by or for the Commission, the directions may be given to its negotiators regarding price and terms of payment for the purchase, sale, exchange, or lease. At the time of publication of this Agenda, it is not anticipated that the Commission will discuss any such matters; however, at the time of the scheduled meeting, a discussion of any such matter may be necessary or appropriate.

Adjournment	92
Reporter's Certificate	93

## P R O C E E D I N G S

1  
2 CHAIRPERSON KOUNALAKIS: I call this meeting of  
3 the State Lands Commission to order. All the  
4 representatives of the Commission are present. I am  
5 Lieutenant Governor Eleni Kounalakis. I am joined today  
6 by Deputy Controller for Environmental Policy, Anne Baker,  
7 and Karen Finn, representing the Department of Finance.

8 For the benefit of those in the audience, the  
9 State Lands Commission manages State property interests in  
10 over five million acres of land, including mineral  
11 interests. The Commission also has responsibility for the  
12 prevention of oil spills at marine oil terminals and  
13 offshore oil platforms, and for preventing the  
14 introduction of marine invasive species into California's  
15 marine waters.

16 Today, we will hear requests and presentations  
17 involving the lands and resources within the Commission's  
18 jurisdiction. We recognize that the lands we manage have  
19 been inhabited for thousands of years by California's  
20 native people, and that -- and take seriously our trust  
21 relationship with these sovereign governments. Today, our  
22 gratitude goes to the tribes of the 25 Yokuts people, who  
23 have inhabited the San Joaquin Valley and Sierra Nevada  
24 foothills for countless generations.

25 I'd like to welcome Madera County Supervisor

1 Brett Frazier and City Council Member Santos Garcia of  
2 Madera, who are both here. And Supervisor Frazier, I  
3 understand you'd like to come and say a few words, is that  
4 right?

5 Oh, there he is.

6 MADERA COUNTY SUPERVISOR FRAZIER: Sorry. I  
7 usually don't have to walk this far to talk to people.

8 CHAIRPERSON KOUNALAKIS: Thank you for the --

9 MADERA COUNTY SUPERVISOR FRAZIER: You think I  
10 would have know the Chambers better and that the  
11 microphone is right here, not sit over there.

12 (Laughter.)

13 MADERA COUNTY SUPERVISOR FRAZIER: Welcome, Madam  
14 Lieutenant Governor and Board. Ms. Finn, it's always  
15 great to see you.

16 ACTING COMMISSIONER FINN: Thank you.

17 MADERA COUNTY SUPERVISOR FRAZIER: I've spent a  
18 lot of time with you recently --

19 ACTING COMMISSIONER FINN: Yes, you have.

20 MADERA COUNTY SUPERVISOR FRAZIER: -- on the San  
21 Joaquin River Conservancy.

22 ACTING COMMISSIONER FINN: And Ms. Lucchesi.

23 MADERA COUNTY SUPERVISOR FRAZIER: And Ms.  
24 Lucchesi and Mr. Garcia.

25 But thank you all for coming to Madera County and

1 holding your meeting here. We really appreciate it.

2 We're very happy to welcome you and have you here.

3 I also want to welcome you as a member of the  
4 Central Valley as a region, not just Madera County, but as  
5 region, as we're really trying to put ourselves forward as  
6 a really integral part of our state, and what it means to  
7 be part of this state and be partners. We've always been  
8 known as the gateway to Yosemite coming through here, and  
9 we want to be that same gateway to access State lands as  
10 well, and be a partner where we can -- where we can do  
11 that.

12 So again we have in Madera County a very unique  
13 opportunity. We have a blank canvas to look at 170 years  
14 of planning and things that went right and went wrong, and  
15 actually do things right right now. And we want to take  
16 that opportunity and work with you to do that at this  
17 time. So thank you very much for being here, and we look  
18 forward to a long and fruitful partnership with State  
19 Lands as well as the State of California.

20 Thank you.

21 CHAIRPERSON KOUNALAKIS: Thank you very much,  
22 Supervisor Frazier. It's already been a great day for me.  
23 I stopped off at Fresno State on my way over. They gave  
24 me abundant snacks --

25 (Laughter.)

1           CHAIRPERSON KOUNALAKIS:  -- from their counrty  
2 store.  All kinds of agricultural products that they  
3 produce right there, including a very large and productive  
4 winery that they have right on campus.  It was just  
5 Marvelous.  I didn't partake in any of that just so you  
6 know.

7           (Laughter.)

8           CHAIRPERSON KOUNALAKIS:  So we're looking forward  
9 to having a great meeting here.  And thank you very much  
10 for welcoming us and giving us your dais.

11          MADERA COUNTY SUPERVISOR FRAZIER:  Yeah.  We do  
12 say that Madera and Fresno is for wine, Napa is for auto  
13 parts.

14          (Laughter.)

15          MADERA COUNTY SUPERVISOR FRAZIER:  So thank you.

16          CHAIRPERSON KOUNALAKIS:  That's great.

17          Thank you.  The first item of business will be  
18 the adoption of the minutes from the Commission's meetings  
19 of February 4th, 2019 and March 21st 2019.  May I have a  
20 motion to approve the minutes.

21          ACTING COMMISSIONER BAKER:  So moved.

22          ACTING COMMISSIONER FINN:  I'll second.

23          CHAIRPERSON KOUNALAKIS:  Any objection to a  
24 unanimous vote?

25          Seeing none.  The motion passes unanimously.

1           Ms. Lucchesi, will you please conduct your  
2 roll -- oh, sorry.

3           The next order of business is the Executive  
4 Officer's report. Ms. Lucchesi, may we have the report?

5           EXECUTIVE OFFICER LUCCHESI: Yes, thank you.

6           I just have a couple of things I want to update  
7 the Commission, and the audience members, and those  
8 watching on our webcast about today. First is our regular  
9 update on our oil and gas facility decommissioning  
10 projects. The first is Platform Holly. And some -- and  
11 the Piers 421 wells. So in total there's 32 wells that  
12 we're responsible for plugging and abandoning at this  
13 time, 30 on Platform Holly, two within the shore zone on  
14 shore zone piers that come from the upland out into the  
15 ocean.

16           We have been spending a majority of the last year  
17 frankly conducting significant repairs on the platform and  
18 on Piers 421, frankly to get them ready to plug and  
19 abandon those wells. So the well -- the infrastructure  
20 repairs that we're doing on Platform Holly continue, but  
21 we are hopeful to start actually plugging and abandoning  
22 our first wells offshore at Platform Holly middle to late  
23 summer of this year. So we are making good progress on  
24 that.

25           And even better news is that we are ready to

1 start the plugging and abandonment of the two wells at  
2 Piers 421 next week. So that has been delayed a bit,  
3 because of some last minute repairs and equipment not  
4 being delivered on time, but we are ready to get started  
5 on that next week. So stay tuned to our website and our  
6 Twitter feed, because I'm sure we'll have some pictures  
7 associated with that work. We're really excited to get  
8 started on that.

9           Next, is our Rincon Island and associated upland  
10 leases. We are -- continue to make really great progress  
11 on those wells. We have already plugged and abandoned 15  
12 out of the 25 wells that are located onshore. And in  
13 February, we started the work on plugging and abandoning  
14 the 50 wells on Rincon Island itself. And as of today,  
15 four wells have been plugged and abandoned. So on this  
16 decommissioning project, we -- our work continues ahead of  
17 the plan schedule, and under the plan budget. And we --  
18 so we're very proud of that work. And we anticipate  
19 commencing the CEQA process later this year to analyze  
20 options for the final disposition of the island, and the  
21 causeway, and the associated infrastructure.

22           Next, I want to update the Commission on our  
23 budget hearings. On March 27th, we testified in front of  
24 the Assembly Budget Committee number 3 on Resources and  
25 Transportation. The Committee evaluated the Commission's

1 fall budget change proposals for inclusion in the budget.

2 Two of our proposals, Critical Business  
3 Technology needs and our School Lands Forest Inventory  
4 were placed on the consent-only agenda, and passed without  
5 further discussion.

6 The Committee then discussed the Commission's  
7 request for resources for the final stage of the SIRMS  
8 project. This is our State Inven -- or Inventory Records  
9 Management System project. And I am happy to report that  
10 one of assembly members, Assembly Member Fong, asked about  
11 how the Commission approached the project, either by  
12 purchasing off-the-shelf software or building a custom  
13 solution?

14 And Phil Schlatter, who is our lead on this  
15 project, explained that the Commission had purchased  
16 several off-the-shelf solutions and wove them together to  
17 meet our needs. And we received actually a lot of praise  
18 from the assembly member and the Committee as a whole for  
19 keeping the project on schedule and under budget and not  
20 to the growing list of other IT projects that have not  
21 been as successful as we have. So that was a nice pat on  
22 the back for the Commission, that we were happy to  
23 receive.

24 Yesterday, Senate Budget subcommittee number 2 on  
25 Resources, Environmental Protection, Energy, and



1 Transportation placed the critical business technology  
2 needs and the SIRMS proposal on the vote only calendar and  
3 requested discussion of our school lands forest inventory  
4 proposal. Discussion centered around understanding the  
5 definition of school lands under the Commission's  
6 jurisdiction and the Commission's management of those  
7 lands, and then moved to a brief overview of the  
8 Commission's plans for the forested lands.

9           Chair Bob Wieckowski asked if there were plans to  
10 develop the forested lands and add recreational  
11 structures. But we explained that staff plans to evaluate  
12 options relating to really managing our healthy -- our  
13 forests to maintain their health and avoid diseases,  
14 obviously, prevent wildfires, and that sort of thing. The  
15 subcommittee voted unanimously to approve the proposal, as  
16 we proposed. So that was another successful day at the  
17 Capitol yesterday.

18           Two more items to update you on. One is our San  
19 Diego Ocean Planning Partnership. The San Diego Ocean  
20 Planning Partnership is a pilot project between the State  
21 Lands Commission and the Port of San Diego. And we are  
22 excited to announce the public release of interactive web  
23 mapping application next week on Thursday, April 11th.

24           The web mapping application is a dynamic map of  
25 the State waters offshore San Diego County. It displays a

1 variety of data sets related to Public Trust uses like  
2 commerce, navigation, fisheries, recreation, and  
3 environmental stewardship. Anyone can use it to explore  
4 and learn more about this ocean space. And it can also  
5 serve as a helpful tool for increased coordination and  
6 communication and partnership between ocean users and  
7 resource managers.

8           And so just a plug to access the map and find  
9 more information about the partnership, folks can visit  
10 [www.sdoceanplanning.org](http://www.sdoceanplanning.org).

11           And finally, I want to give the Commission an  
12 update on our efforts for a request for proposal for the  
13 development of a vacant piece of parcel -- vacant piece of  
14 property in Burlingame along the San Francisco Bay. This  
15 is 410 Airport Boulevard. And this was the subject of a  
16 Public Trust Needs Assessment that the Commission heard  
17 about last year.

18           And in Octo -- in October of last year, the  
19 Commission authorized staff to move forward with  
20 soliciting proposals for the development of the nine and a  
21 half acre site along the bayfront in Burlingame. And  
22 since that time, staff has been preparing this RFP, along  
23 with supporting information to publicize the availability  
24 and the appropriate use of the site informed by that  
25 Public Trust Needs Assessment.

1           And I'm happy to report that the request for  
2 proposals is almost ready. We are coordinating closely  
3 with the City of Burlingame and we look forward to  
4 fine-tuning and finalizing the RFP and hope to release it  
5 next month.

6           And that concludes my executive officer's report.  
7 Thank you.

8           CHAIRPERSON KOUNALAKIS: Okay. Thank you very  
9 much, Ms. Lucchesi. Do either of the Commissioners have  
10 any comments or questions?

11           All right. Moving along.

12           The next order of business will be the adoption  
13 of the consent calendar. Commissioner Baker, Commissioner  
14 Finn, are there any items that you would like removed from  
15 the consent calendar?

16           ACTING COMMISSIONER FINN: Nothing that I have.

17           ACTING COMMISSIONER BAKER: No.

18           CHAIRPERSON KOUNALAKIS: Okay. Next, I call on  
19 Ms. Lucchesi to indicate which items, if any, have been  
20 removed from the consent calendar.

21           EXECUTIVE OFFICER LUCCHESI: Yes. I would like  
22 to remove consent items 41, 51, and item 70 completely  
23 from the agenda to be considered at a later date. And  
24 based on public comment forms that we have received so  
25 far, I would like to move Item C 39 to the regular agenda

1 for a presentation. It appears we have a number of  
2 members of the public that would like to speak on that  
3 item.

4 And so just to clarify, we're removing C 41, C 51  
5 and 70 completely from the agenda. We're moving 39 from  
6 the consent agenda to the regular agenda.

7 And if I may, I would like to speak a little bit  
8 on why we're moving -- removing Item 70 from the agenda  
9 altogether. This is a -- we were -- the staff was  
10 recommending to the Commission to oppose State Senate Bill  
11 69 by Senator Wiener. And we had some significant  
12 concerns about an element of that bill relating to our  
13 Marine Invasive Species Program. Since that bill was  
14 introduced, we have had a number of conversations with  
15 Legislative staff, with the sponsors. I know that both  
16 the Lieutenant Governor and the Controller have been very  
17 active in providing additional information about the  
18 success of our Marine Invasive Species Program. And so  
19 based on the conversations that we've had, staff believes  
20 it's premature to ask the Commission to take a position on  
21 that bill at this time, and we'll wait to continue to have  
22 further discussions with the sponsor and the author's  
23 office on that bill as it moves forward.

24 CHAIRPERSON KOUNALAKIS: Yes.

25 ACTING COMMISSIONER BAKER: As we all know,

1 there's a section of that bill that dealt with our part of  
2 the program. And it's my understanding, I just want to  
3 put this on the record, that Tuesday in committee that  
4 section will be removed. And so we're no longer  
5 necessarily part of that bill.

6 EXECUTIVE OFFICER LUCCHESI: That is our  
7 understanding, based on conversations. We have not yet  
8 formally reviewed the staff analysis yet -- the Committee  
9 analysis, so -- but that -- that is what we are -- that --  
10 the conversations that we've had with legislative staff,  
11 and like I said, the sponsor of the bill gives staff  
12 confidence that the concerns that we had about 69 -- about  
13 SB 69 will be addressed responsibly as we move forward.  
14 So that is part of it.

15 CHAIRPERSON KOUNALAKIS: Okay. Is there anyone  
16 in the audience who would like to speak on any item  
17 remaining on the consent calendar?

18 All right. If not, we'll proceed with a vote.  
19 Do we have a motion?

20 ACTING COMMISSIONER FINN: I would -- excuse  
21 me -- move the consent calendar with the amendments of  
22 deleting 41, 51, and 70, and pulling 39 off for later  
23 discussion today.

24 ACTING COMMISSIONER BAKER: Second.

25 CHAIRPERSON KOUNALAKIS: Any objection to a

1 unanimous vote?

2           Seeing none. The motion carries unanimously.

3           Okay. The next order of business will be the  
4 regular calendar.

5           EXECUTIVE OFFICER LUCCHESI: Yes. So Sheri  
6 Pemberton of our External Affairs Division -- she's the  
7 Chief of our External Affairs Division. She'll be coming  
8 up to give the presentation for the Commission to consider  
9 supporting AB 926 to --

10           CHAIRPERSON KOUNALAKIS: Okay.

11           EXECUTIVE OFFICER LUCCHESI: -- relating to the  
12 Long Beach Unit in the City of Long Beach. This is Item  
13 69.

14           CHAIRPERSON KOUNALAKIS: Item 69. All right. So  
15 everyone understood. Item 69 is to consider supporting AB  
16 926 to remove the \$300 million cap on the Oil Trust Fund.

17           EXTERNAL AFFAIRS AND LEGISLATIVE LIAISON CHIEF  
18 PEMBERTON: Thank you, Madam Chair and Commissioners. As  
19 you mentioned, Item 69 recommends that the Commission take  
20 a support position on AB 926 by Assembly Member O'Donnell.  
21 This bill would remove a cap on the State's Oil Trust  
22 Fund, which is a fund where money accrues from tideland  
23 oil revenue received from the Long Beach oil operations to  
24 pay for the State's abandonment when the operations end.

25           When the fund was first established, it was

1 thought that the total cost to decomm -- or the total  
2 abandonment cost would be around 300 million, which is the  
3 current cap. In the, past over a decade, we've had  
4 revised estimates. And the new estimate is upwards of  
5 around 900 million. So we have a gap of around 600  
6 million. And this bill would restore diverting 2 million  
7 of tideland oil revenue from those operations back to the  
8 that fund to build up the balance to a point where it's  
9 more likely to be sufficient to pay for the State's  
10 abandonment liability when the oil operations end.

11 There's no opposition to the bill. It was  
12 recently approved in the Assembly Natural Resources  
13 Committee, and it's pending before the Assembly  
14 Appropriations Committee.

15 CHAIRPERSON KOUNALAKIS: Okay. Any questions?

16 Do we have a motion?

17 ACTING COMMISSIONER BAKER: I move adoption of  
18 the item.

19 CHAIRPERSON KOUNALAKIS: Second?

20 ACTING COMMISSIONER FINN: I'm going to have to  
21 abstain on behalf of the Department of Finance on the  
22 position on the bill.

23 CHAIRPERSON KOUNALAKIS: We don't have a second,  
24 but I can support it, or can I second it and support it?

25 EXECUTIVE OFFICER LUCCHESI: Um-hmm.

1 CHAIRPERSON KOUNALAKIS: Okay. So motion  
2 carries. Should we have a voice vote then?

3 EXECUTIVE OFFICER LUCCHESI: Yes.  
4 Commissioner Finn?

5 ACTING COMMISSIONER FINN: Abstain.

6 EXECUTIVE OFFICER LUCCHESI: Commissioner Baker?

7 ACTING COMMISSIONER BAKER: Yes.

8 EXECUTIVE OFFICER LUCCHESI: And Madam Chair?

9 CHAIRPERSON KOUNALAKIS: Yes.

10 EXECUTIVE OFFICER LUCCHESI: Great. It passes 2  
11 to 0 with one abstention.

12 CHAIRPERSON KOUNALAKIS: All right. Item 70 is  
13 to consider opposing certain provisions of SB 69 -- oh,  
14 sorry.

15 EXECUTIVE OFFICER LUCCHESI: No, that's okay.

16 CHAIRPERSON KOUNALAKIS: That's why I was a  
17 little confused on how you laid this out.

18 All right. Item 71 is to consider supporting AB  
19 467 relating to gender equality for competitive events on  
20 State Lands. May we have the presentation?

21 EXTERNAL AFFAIRS AND LEGISLATIVE LIAISON CHIEF  
22 PEMBERTON: Yes. Thank you, Madam Chair and  
23 Commissioners. AB 467 is a bill recently introduced  
24 that's sort of modeled off of a -- conditions in a lease  
25 that the Commission issued last year to the World Surf



1 League. It would require when the State Lands Commission,  
2 Coastal Commission, State Parks, and Department of Fish  
3 and Wildlife consider a lease or a permit for a supporting  
4 event on lands under their jurisdiction, that there be  
5 equal prize compensation regardless of gender.

6 And again, the origin of the bill is from that  
7 lease that the Commission issued, where it did require  
8 that as a element that is required in the lease.

9 We're not aware of any opposition. The bill was  
10 heard or I think is about to be heard in Assembly Jobs  
11 Committee, and we recommend that the Commission take a  
12 support position on the bill.

13 CHAIRPERSON KOUNALAKIS: Any questions,  
14 Commissioners?

15 Comments?

16 ACTING COMMISSIONER BAKER: Yeah. I have a  
17 couple. You know, the Controller was really involved with  
18 the Lands staff in the action on Mavericks, which was a  
19 start down the appropriate path. And I have no problem  
20 with Lands or Coastal, who are used to taking non-mission  
21 critical items and applying other issues to it. They have  
22 a process, they have a checklist, they have a way to do  
23 it.

24 I'm more worried about the other two. And I'm  
25 worried about -- we're worried about unintended

1 consequences, you know, how broadly does this cover, what  
2 are the standards? I'm trying -- I try not to talk  
3 about -- you know, somebody on our staff gave me a list of  
4 what could go wrong. I don't really want to go down that  
5 route. But it's a little bit broad in how it's currently  
6 written, not in terms of the mission, but in terms of what  
7 leases does it apply to. You know, and then I would take  
8 a second question, which is, well, why shouldn't it cover,  
9 you know, other events that are on local districts that  
10 have these, you know, volley ball and golf, and all those  
11 kind of events?

12           So I guess I'd like -- we've gone back and forth  
13 on this. I guess I would like staff to continue to pursue  
14 aggressively with the author and -- about getting some of  
15 this pinned -- pinned down as this goes through the  
16 process. It's not that we oppose the concept, but -- you  
17 know, we had an experience going through this about how  
18 does it apply, and what does it do, and how do you write  
19 it? And I don't want bad -- we don't want bad unintended  
20 consequences.

21           So I would like to -- I'd like to move support,  
22 but with direction to staff to try and work out some of  
23 the specifics of this. Otherwise -- and to avoid the  
24 silly season discussion that we got a little bit when we  
25 were doing it, and talk about how to really make this work

1 in practice, and what does it apply to.

2 CHAIRPERSON KOUNALAKIS: Any other --

3 ACTING COMMISSIONER FINN: And again, I'm going  
4 to have to abstain, but not withstanding the merits of the  
5 discussion, so...

6 CHAIRPERSON KOUNALAKIS: So I'm of the same mind  
7 as Commissioner Yee. I do think that when we start  
8 walking down this path, there can be a lot of unintended  
9 consequences. The intended consequences, of course --

10 ACTING COMMISSIONER FINN: Sure.

11 CHAIRPERSON KOUNALAKIS: -- are in a case like  
12 what we saw with Mavericks that our role can actually  
13 contribute in ensuring that women are compensated equally  
14 for sporting events on public lands. That's a wonderful  
15 thing. And I know we're all very proud of our role in  
16 that moving along.

17 But I also think that when we get into this  
18 question, it can open up a lot of other possible questions  
19 about what goes on on State Lands. And so I also am  
20 inclined to support this, but would also encourage, as  
21 Commissioner Yee has, to have staff stay engaged, and  
22 really ensure that, as a practical matter, the bill will  
23 not have unintended consequences, that it will make us --  
24 make it more difficult to be able to have certainty around  
25 the use of the lands.

1 EXECUTIVE OFFICER LUCCHESI: Of course. I  
2 appreciate that direction. And we will carry that  
3 direction out, consistent with your intent in your motion.  
4 And we will report back to the Commission at our June  
5 meeting.

6 CHAIRPERSON KOUNALAKIS: Okay. Do we have a  
7 motion?

8 ACTING COMMISSIONER BAKER: So moved.

9 CHAIRPERSON KOUNALAKIS: I'll second.

10 And roll call.

11 EXECUTIVE OFFICER LUCCHESI: Yes. Commissioner  
12 Finn?

13 ACTING COMMISSIONER FINN: Abstain.

14 EXECUTIVE OFFICER LUCCHESI: Commissioner Baker?

15 ACTING COMMISSIONER BAKER: Yes.

16 EXECUTIVE OFFICER LUCCHESI: Madam Chair?

17 CHAIRPERSON KOUNALAKIS: Yes.

18 EXECUTIVE OFFICER LUCCHESI: Great. It passes 2  
19 to 0 with one abstention.

20 CHAIRPERSON KOUNALAKIS: Okay. Are we going to  
21 hear C39 after?

22 EXECUTIVE OFFICER LUCCHESI: Yes, after the  
23 regular agenda items, yes.

24 CHAIRPERSON KOUNALAKIS: Okay. So let's move to  
25 Item 72. This is an informational presentation by the San

1 Joaquin River Conservancy's Executive Officer on the  
2 Conservancy's efforts to enhance the San Joaquin River  
3 Parkway.

4           May we have the presentation.

5           MR. SHELTON: Good afternoon, Chair and Board  
6 members. First, I wanted to very much thank you for --  
7 for coming down to visit our area. I wanted to give a  
8 little bit of a friendly amendment to Supervisor Frazier's  
9 welcome. Madera County is maybe the gateway to Yosemite,  
10 but it is also home of the San Joaquin River Parkway.

11           So the Conservancy has been working on this for a  
12 couple decades now. There are people who preceded us.  
13 There are several of them in the room with the San Joaquin  
14 Trust -- San Joaquin River Conservation -- their name is  
15 really long -- Trust.

16           (Laughter.)

17           MR. SHELTON: But they've got several of their  
18 members here. And they've been doing a great job. They  
19 run some of our areas. They've actually purchased some of  
20 the areas and managed some of their own. And they have a  
21 beautiful river center that would be very worthwhile to  
22 take a look at some point.

23           (Thereupon an overhead presentation was  
24 presented as follows.)

25           MR. SHELTON: So if I can figure out which one of

1 these I'm working with.

2           So the Conservancy -- the idea behind the  
3 Conservancy is the land between Friant Dam down to Highway  
4 99, along the San Joaquin River on both sides. What will  
5 join us together is the multi-use trail. Right now, we've  
6 got some pretty good sections I'll refer to as the Eaton  
7 Trail.

8   --o0o--

9           MR. SHELTON: I wish we had a lot more. It is  
10 one of the areas we're trying to work on. As you can  
11 tell, there are several areas in there that are already  
12 owned, either by us, by the Department of Fish and  
13 Wildlife. There's a little bit that Fresno County has at  
14 Lost Lake Park. And then there's some areas that the  
15 Conservancy -- or the Trust owns.

16           But we manage it with all our partnerships  
17 together on this stuff. And we take a look at it and try  
18 and figure out the best way to work all of this.

19           The other thing that's out there is we join up  
20 next to Millerton, and Millerton is a State Park. And we  
21 actually work with the State Park, and they manage part of  
22 our lands right at the top. There's a river boat access  
23 for canoes and kayaks at, what we call, Friant Cove. And  
24 they run that for us, and they actually help us take care  
25 of some other small parcels in the area.

1                   --o0o--

2           MR. SHELTON:  So the Eaton Trail itself gets a  
3 tremendous amount of use.  So most of this is -- right now  
4 is on the Fresno County sides.  Fresno City helped us put  
5 together some early on.  We have some area that goes by  
6 the River Center that the Trust had put together.  Amazing  
7 amount of use and all sorts of diversity of use.

8                   --o0o--

9           MR. SHELTON:  We also have a small portion called  
10 MacMichael Loop Trail, which is down below Woodward Park  
11 on our Jensen property.  It connects up with the Eaton  
12 Trail, but we get a tremendous amount of pedestrians,  
13 including runners and walkers, but bike riders and horses.  
14 We do have the multiuse with the Eaton Trail that's for  
15 horses, and we get horse riders out there quite a bit.

16           Woodward Park itself has places for loading and  
17 offloading of horses for equestrian rides, and you'll see  
18 people out on the horses off and on.

19                   --o0o--

20           MR. SHELTON:  The other thing that the  
21 conservancy is very interested in is the ecological  
22 values.  We've done quite a bit of restoration.  One of  
23 the things to keep in mind is, and I'm sure you're aware,  
24 a lot of our river systems in the San Joaquin Valley and  
25 the whole Central Valley have had a lot of use in the

1 past. In our area, a lot of that use has been gravel  
2 mining, gravel operations.

3 So we do have a lot of areas that have been quite  
4 disturbed that we're now doing restoration with. But  
5 we've got a lot of remnant pieces in there. We also have  
6 some areas that have never been touched. And within that,  
7 we get quite a bit of bird use. And what I've got  
8 pictured here is some of our raptors. We definitely have  
9 Bald Eagles out there. We have quite a few -- we've got  
10 quite a few places where we have osprey that nest. So  
11 neat stuff.

12 --o0o--

13 MR. SHELTON: The other ecological values, to  
14 make sure we always point out besides the birds, we have  
15 small mammals, including bobcats and raccoons, that go out  
16 and use it. Reptiles, that's a garter snake that is  
17 produced. We don't have the giant garter snake that's  
18 listed. But we do have some very good reptiles or herps,  
19 reptiles and amphibians.

20 The other thing that's very important to us is we  
21 have the salmon restoration going on. And their main area  
22 that they're working on for spawning habitat is right in  
23 the same area we have. So there is quite a bit of fishery  
24 monitoring. And we've worked with them quite a bit. And  
25 almost all of those projects have also involved State



1 Lands Commission land, because it's along the river.

2 --o0o--

3 MR. SHELTON: Other ecological values, of, course  
4 our plants. We have lots of areas where we have some  
5 remnant mature riparian and upland with the Oak trees. We  
6 have lots of good sycamores, and willows, et cetera. This  
7 time of year, it's absolutely beautiful.

8 --o0o--

9 MR. SHELTON: Recreation values. I already  
10 talked a little bit about the use of the Eaton Trail.  
11 Several different types that we'll get out there. One of  
12 the interesting things is we do get an awful lot of  
13 fishing going on. And there's a little bit of conflict on  
14 the fishing between the salmon restoration and fishing,  
15 because we don't want people to be fishing the salmon that  
16 are being restored, as we have an experimental population  
17 go.

18 But what we do have within the parkways, we have  
19 several old gravel ponds that are now full. So we have a  
20 lot of warm water fishery. Sycamore Island that we work  
21 with with the Conservation Trust, we actually have planted  
22 trout in there for fishing derbies and all. And we hope  
23 to do even more of that in the future.

24 --o0o--

25 MR. SHELTON: A tremendous amount of cultural

1 values. Already mentioned that this was the area that the  
2 Yokuts were here for thousands of years. One of the  
3 interesting things is we had the Dumna Tribe, or Band of  
4 the Yokuts were right in the area of Millerton on down to  
5 Woodward Park. They were known to be able to cross the  
6 river and get other tribes across. So this is an area  
7 that had multiple uses for quite a few of the native folks  
8 that were here.

9 We do, of course, have some cultural areas, where  
10 we have grinding holes and other things. But the one  
11 picture of the grass, we actually have a Native American  
12 native plant garden down on our Jensen properties, where  
13 we've got some plants going, and we have Many Lightnings  
14 taking care of that for us.

15 We'd love to be able to expand that. We're still  
16 talking about working with it, but then also just  
17 incorporating cultural values throughout our area.

18 --o0o--

19 MR. SHELTON: Educational values, I think I  
20 actually have a couple of slides on this, because this is  
21 an area dear to my heart. We have a tremendous amount of  
22 use by area schools and area home school associations that  
23 use the river system. Again, the Trust has been very  
24 involved with this. We also have Fresno County Office of  
25 Education has Scout Island, which is along the river,

1 where they bring in classes and teachers.

2 The Trust does quite a bit of work, both at  
3 Sycamore Island for Madera County Schools, and at their  
4 river center, which is the barn picture. And then also  
5 the San Joaquin Hatchery run by California Department of  
6 Fish and Wildlife. And they have the Small Fry Trail,  
7 which is basically life style -- lifecycle of the salmon  
8 in toys. So there are bobbers that you can go for a swing  
9 on, if you're a 5-, 8-year old and stuff.

10 But they also do a once-a-year event there, where  
11 they invite folks in, and that's the picture of the kids  
12 playing with the fish.

13 --o0o--

14 MR. SHELTON: Aesthetics values. There are some  
15 very beautiful areas along the river. And this is one of  
16 the things that I'm trying to figure out how to measure,  
17 how to work on is the enjoyment that people get. Being  
18 outside helps the well-being of the person who's there.  
19 With Many Lightnings have gone down there with Laura Wass.  
20 She will tell people when they first enter the gardens,  
21 the first thing to stop and greet the area and greet the  
22 ancestors and all.

23 And she says it's just something that makes you  
24 feel better, that connection. She actually works in rehab  
25 for her real life, where she gets paid to really do

1 something where she can make a living on. And the work  
2 she does at Many Lightnings is real important for her, but  
3 not financially. You know, we can pay her a little bit,  
4 not a whole lot. But the idea of connecting to nature I  
5 think is huge.

6 --o0o--

7 MR. SHELTON: And again, we have many different  
8 types of ways we can look at this. But one of the things  
9 I've been amazed at, as I've been out both on the  
10 multi-use, trail but also on our smaller trails, is the  
11 amount of pictures that get taken. We have professional  
12 photographers that use our little Wildwood Park.

13 This picture right here, it's a little hard to  
14 see, by the Fresno area is home to a very large Southeast  
15 Asian population. A big chunk of that is Hmong. This is  
16 a little girl in her native costume getting a picture  
17 from, what I'm also positive, was her dad. I didn't want  
18 to interrupt them, because it looked like a good  
19 father-daughter sort of deal.

20 That little dog coming up on him is not theirs.  
21 There was another group that was walking by. But she was  
22 just adorable.

23 --o0o--

24 MR. SHELTON: The other things is we do have some  
25 areas where you can just sit and enjoy. The Art of Life

1 Healing Garden is not part of the Conservancy that we put  
2 together, but it's part of Woodward Park, and it joins  
3 right up next to -- it's on the Eaton Trail and above the  
4 MacMichael Trail. A tremendous amount of use. Very good  
5 that -- the bench is one of the areas that you can sit and  
6 enjoy. And then in the background is one of the newest  
7 parts of our trail, which is up by the San Joaquin  
8 Hatchery. And unfortunately right now, it's closed up  
9 because of some construction going on at the hatchery, but  
10 we hope to open it soon.

11 --o0o--

12 MR. SHELTON: So I do have a listing of all the  
13 different land that we have out there that we've purchased  
14 along the way. Basically, the bottom line is that we've  
15 got -- there's actually about 3,000 -- a little over 3,400  
16 acres of State Land and Parkway Trust Land that you put  
17 out there. There's about 2,500, 2,600 that the  
18 Conservancy has been a main part of.

19 Again, we work with all our partners to manage  
20 this stuff. So sometimes the public doesn't understand  
21 who bought it. They just know it's there, which I think  
22 is a good thing.

23 --o0o--

24 MR. SHELTON: And these are some of the current  
25 projects we have going on. And that's there for

1 information for later. I don't have -- don't have enough  
2 time to go through them all. But we do have things that  
3 are active right now, that are happening. Quite a few of  
4 those are restoration that are happening. I took a trip  
5 this morning for some restoration projects.

6 And then we have a few other projects that are  
7 teed up and ready to go, and some that the Board has  
8 already given their blessing to, and we just need to be  
9 able to make a move on.

10 --o0o--

11 MR. SHELTON: So with that, any questions or  
12 comments? I do want to mention we have quite a few of my  
13 board in here. So Karen is one of my board members,  
14 Santos, and Brett, and Jennifer. So, yeah, so they may  
15 have answers too, because I've only been here since  
16 November. So several of them have been here longer. So  
17 Santos Garcia and me are both newbies to this. But he's  
18 been out. I've taken him out three or four times. You've  
19 been out at least two or three times with others, so...

20 CHAIRPERSON KOUNALAKIS: Thank you. Thank you so  
21 much for that great presentation for coming down for all  
22 the board members to be here as well. Do we have  
23 questions, comments from the Commissioners?

24 ACTING COMMISSIONER BAKER: I want to applaud the  
25 effort. I was around when this was created 20-some years

1 ago working in the Resources part of the budget in the  
2 Legislature. And I've watched you go through up and  
3 downs. And I hope we're on an upswing, because I watched  
4 a lot of money go to coastal projects. And this was  
5 really big one for the Central Valley.

6 And so we're really glad that this continues to  
7 rise and go forward. And I also -- I want to thank  
8 Jennifer who -- for whom I think is occasionally a  
9 challenge to come down here and go to your meetings and  
10 participate, but who has elevated it to she is the one who  
11 goes. And that shows State Lands Commission, I think,  
12 commitment to seeing if we can get on board with that. So  
13 just wanted to share that.

14 MR. SHELTON: Thank you.

15 CHAIRPERSON KOUNALAKIS: Thank you. Thank you,  
16 Commissioner Baker and thanks for giving us that  
17 historical context.

18 You know, I just think that one of the things,  
19 there's just a rising recognition is that, of course, we  
20 have to conserve sensitive habitat. But if we -- if we  
21 fence it off from people and not give, especially our  
22 kids, an opportunity to get out in nature, we're really  
23 doing a disservice to our societies. Because, let's face  
24 it, more and more of us are living in a very built  
25 environment.

1           And there's a wonderful book from, gosh now over  
2 10 years ago, called the Last Child in the Woods by  
3 Richard Louv if you -- yeah. And it just goes into great  
4 detail about the psychological impacts of people not  
5 having that ability to go out into something that feels  
6 like the wild, right, more than just a landscaped  
7 environment, but somewhere where, you know, it really has  
8 that sense of beauty and freedom of really a preserve like  
9 this.

10           And so what a wonderful project. 2,500 acres is  
11 that about what it is?

12           MR. SHELTON: That's how much we have. We have a  
13 little over 3,000 when we include the Trust, and the City,  
14 and the County's lands that are out there.

15           CHAIRPERSON KOUNALAKIS: 3,000. That's just  
16 absolutely immense, and so incredibly important. So thank  
17 you for your stewardship. Thank you very much for  
18 presenting. And I'd like to move to public comment. We  
19 have a few people who'd like to speak on this issue.

20           First, I have Sharon Weaver, Executive Director  
21 of the San Joaquin River Parkway and Conservation Trust.

22           And then just so people are ready, I have Tom  
23 Bohigian and Julia O'Kane. And then I believe Brant  
24 McCafrey wants to speak on this issue now and not in  
25 public comment.



1           Okay.  Yes.  Hello.

2           MS. WEAVER:  Thank you.  Again, my name is Sharon  
3 Weaver.  I serve as Executive Director of the San Joaquin  
4 River Parkway and Conservation Trust.  We do have a long  
5 name.  We've been around for a while.  Thirty-one years is  
6 we're at now.  So we were around a few years before the  
7 Conservancy was formed, and we're happy to support that  
8 effort.  And I just want to thank you all for choosing to  
9 meet here in Madera County.  I'm a new Maderan myself.  I  
10 live just a few miles down the road here.

11           And I want to echo the comments just thanking  
12 Jennifer for serving on the Board herself with the  
13 Conservancy board, and, of course, Ms. Finn in your role  
14 with the Department of Finance.

15           So our role as a nonprofit is that we're sort of  
16 the public face of the parkway.  And I appreciated, Madam  
17 Chair, your comments about the importance of connecting  
18 people.  There's a quote by Peter Forbes here that says,  
19 "To be truly meaningful and enduring, the work of  
20 conservation must be grounded not just in legal statutes,  
21 but in people's hearts, minds, and everyday choices".

22           And that's the work that we are -- we are doing  
23 every day out at the River Center, which is where our  
24 headquarters is located.  And that's a public facility  
25 that includes an 1890's ranch house that's restored.  It

1 includes a children's trail around a former gravel mining  
2 pit, where kids can experience what it's like to be a  
3 mouse, or to be a baby owl, in larger-than-life animal  
4 homes.

5           This morning, shortly after I drove into work, I  
6 heard a couple of school buses rumbling down the driveway.  
7 And they burst out with 96 second graders that were coming  
8 out for a field trip at the River Center. Right after  
9 they arrived, we had another school bus, which was  
10 preschool students coming out to do our Pond Pals  
11 curriculum, and learn about the frogs, and the fish, and  
12 all the wonderful creatures that live in the water.

13           And then a little later in the morning, we had a  
14 van drive up from United Cerebral Palsy of Central  
15 California bringing their daycare folks out for a picnic  
16 out at the River Center.

17           So those are just some of the activities we're  
18 involved with trying to help make that heart connect for  
19 the people in the valley, so that they will recognize the  
20 importance of conserving our public lands and our river  
21 ways.

22           So thank you again for meeting here today. And I  
23 want to thank John for his presentation, and the  
24 partnership that we have together.

25           CHAIRPERSON KOUNALAKIS: Thank you very much.

1 Tom Bohigian.

2 MR. BOHIGIAN: First of all, I want to welcome  
3 you and say how great it is to have the Commission here.  
4 This is -- this is fantastic. And I want to join the  
5 comments that have been made about Jennifer and also about  
6 Commissioner Finn. These are people who are not only  
7 asking the right questions, but they're shining a light in  
8 places that are really needed.

9 I'm a life-long resident of Fresno. This river  
10 has always been in my backyard. I live like maybe 10  
11 minutes from it. I and my late wife had the opportunity  
12 and have always had the opportunity to go to the mountains  
13 a lot, to go to the coast, able to travel other parts of  
14 the world.

15 And this river, which is so close to us, is  
16 something that is so often over -- overlooked. And it's  
17 one thing when it's overlooked by somebody like me. But  
18 when you are from a place like Fresno and the Central  
19 Valley, which is an extraordinarily diverse place, as you  
20 know, we have families and we have children, tens of  
21 thousands, who don't have the opportunities that say I  
22 have, and that is why this parkway is so very, very  
23 important.

24 Because the fact of the matter is this is the  
25 second largest river in California. It's been dammed.

1 It's been mined. It's been diverted. And all of that is  
2 part of our history. It's also been dumped. This is --  
3 these are some of the issues that you deal with on the  
4 Conservancy.

5           And now it's time, and we would like to see, I  
6 would like to see, an escalation and an acceleration of  
7 the efforts -- the good efforts that have been made to  
8 restore this property, these properties, and also to bring  
9 people down to the river so they can enjoy their river.  
10 This river is not owned by the people in one neighborhood,  
11 or in one city, or in one county, or another. This is the  
12 land that is owned by the People of California, all of us.

13           And I look at it that same way when I go to a  
14 property that's owned by the State on the coast, or at  
15 Lake Tahoe, some place like that. I'm grateful for this.  
16 And I want you to know how important the work is that  
17 you're doing in conjunction with private sector people and  
18 what-have-you.

19           But we really need continued attention and focus,  
20 because a lot is at stake, and it will determine the kind  
21 of place that we evolve into going forward, because all  
22 those kids are some day going to be my age. And in what  
23 we do for them between now and then is going to determine  
24 the kind of citizens and residents they are.

25           So I thank you again for being here, and we look

1 forward to seeing progress go forward. Have a great  
2 weekend.

3 CHAIRPERSON KOUNALAKIS: Thank you. Thank you.  
4 Next we have Julia O'Kane a member of the Board of the San  
5 Joaquin River Parkway and Conservation Trust.

6 MS. O'KANE: Good afternoon. I'm Julia O'Kane.  
7 And I'm a resident of Madera County. I'm not a life-long  
8 resident. I'm actually from the city and from Oakland, as  
9 a matter fact. And so I really appreciate what it is like  
10 to be in a smaller town and have access to the outdoors  
11 and the river like we do here.

12 My profession was education. And I retired as a  
13 superintendent in Madera Unified School District, so it's  
14 home to me as well here.

15 I just wanted to speak a couple of minutes about  
16 the -- what we're doing with our students from the valley  
17 who get to go out to the river. About 30 years ago, I  
18 suppose, I had the opportunity as Assistant Superintendent  
19 in Madera Unified to help develop a program where we set  
20 up a field trip program for students from Fresno County,  
21 Fresno, Clovis, and Madera to send our students out to the  
22 river for field trip experiences.

23 I thought that was important, because students  
24 don't learn so well in the classroom what they can learn  
25 when they touch, and feel, and experience.

1           And doubly, a lot of our kids here in Madera are  
2 poor kids, and their families don't get to go to fancy  
3 places, and parks, and -- out of the area, and take their  
4 kids out to experience a lot on their own. And so I  
5 thought if we could give them the opportunity to get them  
6 out, and to see what's available to them in the area, then  
7 their families would be more likely to continue to take  
8 them out.

9           So we started our program. And then, of course,  
10 you know, other things happen in education, funding, and,  
11 you know, things. And so the program kind of died off.  
12 And about -- I guess it's been about 10 years ago now, we  
13 contacted Madera Unified School District and said, you  
14 know, your students can't afford to go to 6th grade camp  
15 for a week, but would you like to have them have an  
16 outdoor experience?

17           They jumped on it. They set up a field trip for  
18 every 6th grade student in the district, which is about  
19 1,500 students. They have three experiences.  
20 Professionals from the river come out to their classrooms  
21 for the first experience, the second and the third  
22 experience is they go out to the river. And what they're  
23 learning is tied to the State core curriculum. So when  
24 they're studying where a river is, it's why civilizations  
25 developed along a river, what kind of resources are there,

1 how many times the water is used in the river, the kind of  
2 thing that these students need to know to be great  
3 citizens and adults in our world.

4           And so this river has given us just a gold mine  
5 of opportunity for educating kids. And the spin-off is  
6 now that those kids are going home and telling their  
7 parents about this great thing they can do. And so now,  
8 they're going out to Sycamore Island on the weekends and  
9 teaching -- you know, they're fishing, and swimming, and  
10 canoeing and all of that. And they're coming out to the  
11 River Center and bringing the little kids. And now we're  
12 getting much more interest and involvement in the river.

13           So it's a gold mine for us. We really thank you  
14 for doing what you can as stewards of our land to make  
15 sure that we continue to have this resource here.

16           Thank you very much.

17           CHAIRPERSON KOUNALAKIS: Thank you.

18           Thank you very much. And unless there's no other  
19 speaker on this, our last speaker is Brent McCaffrey, the  
20 president of the Tesoro Viejo River Conservancy project.

21           MR. McCAFFREY: Good afternoon, Madam Chairman  
22 members of the Commission. I'm Brent McCaffrey. I'm  
23 actually here on behalf of the River Conservancy of Tesoro  
24 Viejo.

25           Before I start, I'd like to just say for a

1 moment, we have a group of Fresno State students from  
2 their urban class here, and we've been using Tesoro Viejo  
3 as a case study for them. So they're here hearing a lot  
4 about what's going on here today.

5           Tesoro Viejo is a new master planned community in  
6 the southeastern Madera County and it has a unique natural  
7 landscape. We have 400 acres that's dedicated to parks,  
8 open space, preserved land, and about 15 miles of trails.  
9 We've taken great strides and opportunities -- excuse  
10 me -- and opportunities for our residents and visitors to  
11 interact with the natural beauty, including the San  
12 Joaquin River.

13           It is clear that we have a lot of work to do in  
14 the region to increase space and approve access to our  
15 region as the most coveted natural resource, the San  
16 Joaquin River. The San Joaquin River is literally in  
17 Tesoro Viejo's backyard. With miles of trails and  
18 residents -- excuse me. With miles of trails, residents  
19 can enjoy walking and biking trails at the edge of the  
20 river.

21           We have been working closely with the San Joaquin  
22 River Conservancy and are about to begin direct  
23 communication with State Lands Commission to collaborate  
24 on river access on both the Madera County and Fresno  
25 County sides. The public trail system would open up the



1 San Joaquin River's Conservancy's Ball Ranch and Ledger  
2 Island. And If I understood Mr. Schultz's[SIC] report  
3 correctly, I believe that's about 423 acres of a regional  
4 park that we could bring to life in reality today.

5 We anticipate -- excuse me, as you know, Ledger  
6 Island and Ball Ranch were among the first properties  
7 acquired by the San Joaquin River Parkway, but have  
8 remained closed to the general public for these years due  
9 to a lack of resources and operation and maintenance. I'm  
10 pleased to share that we are working on a model that will  
11 provide long-term implementation, operation, maintenance  
12 of the parkway, through the use, support, and stewardship  
13 of the local community.

14 The funding source that keeps the trails along  
15 the river clean and safe would come from a small transfer  
16 fee from the sale of the homes within the Tesoro Viejo  
17 community. The funds that will be used for ongoing and  
18 future maintenance, development of regional trails within  
19 then adjacent -- within and adjacent to Tesoro Viejo.

20 I'd like to be clear, we have no interest in  
21 building homes along the San Joaquin River. We simply  
22 want what most of the other speakers said before me. We  
23 want to create public access for everybody to the San  
24 Joaquin River. Sustainable life-long stewardship to these  
25 public lands so that the residents of Fresno and Madera

1 counties, along with our children and our children's  
2 children may have access to these natural resources.

3 With that, I thank you for your leadership, and  
4 we look forward to working with you.

5 CHAIRPERSON KOUNALAKIS: Thank you very much.

6 Thank you. So there's no action on this.

7 So I'm going to move on to Item 73.

8 It is an informational update on efforts to  
9 achieve meaningful public access to the coast at Hollister  
10 Ranch. May we have the presentation.

11 EXECUTIVE OFFICER LUCCHESI: Yes. I will provide  
12 a brief opening and then I'm going to turn it over to Joe  
13 Porter and Phil Schlatter who will walk through the most  
14 exciting part of this presentation, which is our -- the  
15 results from our mean high tide line survey and our drone  
16 footage.

17 So just to step back a bit and give a little  
18 context on why we're here now. Last year, the California  
19 Coastal Commission, when wrestling with issues of public  
20 access at Hollister Ranch, they formally asked the State  
21 Lands Commission, through a letter, to work with them and  
22 others to figure out a way to achieve meaningful public  
23 access to the coast and tidelands at Hollister Ranch.

24 So that happened about six or seven months ago.  
25 One of the first things that we can do is to determine

1 where the mean high tide line is along the coast there,  
2 which then helps inform where the boundaries are between  
3 State tidelands and private uplands.

4           So as part of that, about six months ago, we  
5 started planning for that mean high tide line survey. And  
6 we'll talk a little bit more about the results from that  
7 in a bit.

8           Around the same time, the -- Assembly Member  
9 Limón authored a bill to do a number of things to help  
10 facilitate public access at Hollister Ranch. That bill  
11 ended up being vetoed by the then Governor. But his veto  
12 message was really informative and substantive in terms of  
13 providing direction to the various agencies that would  
14 have some influence and expertise in achieving public  
15 access.

16           He said in his veto message that this bill relies  
17 on the implementation of a coastal access program adopted  
18 in 1982. It is now outdated. And he asked that the State  
19 agencies that have the expertise in this area to work  
20 together to craft a sensible and fiscally responsible  
21 plan.

22           And so that really positioned the State Lands  
23 Commission, the Coastal Commission, the State Coastal  
24 Conservancy, and the State -- and State Parks to start  
25 working together in a very collaborative and deliberative

1 way to reevaluate and look at a new contemporary public  
2 access program at Hollister Ranch.

3           So in furtherance of that, we entered into really  
4 an unprecedented MOU between our four agencies, which can  
5 be found on all of our websites, and there's a link in the  
6 staff report. And that really sets out the framework for  
7 how we're going to work together, communicate, and  
8 collaborate on developing this contemporary public access  
9 program.

10           It also really focuses a lot on public outreach,  
11 and ensuring that we -- we solicit and really facilitate  
12 the public's input on how they see their experiences --  
13 public access experiences at Hollister Ranch. And it  
14 also -- as part of this effort, we really focused on, too,  
15 how we were going to engage responsibly with the property  
16 owners at Hollister Ranch.

17           Towards that end, the four directors of these  
18 agencies, myself, Jack Ainsworth with the Coastal  
19 Commission, Sam Schuchat with the State Coastal  
20 Conservancy, and Lisa Mangat with State Parks, along with  
21 the Chair of the Coastal Commission, Dayna Bochco just  
22 conducted a site visit with the property owners last week.  
23 And that was a really productive conversation and site  
24 visit to really get to know that site a little bit better.  
25 It's amazing.

1           And there's a lot of opportunity there to share  
2 those experiences and those resources in a responsible  
3 manner.

4           So in addition, as part of the collaboration  
5 agreement, the State Coastal Conservancy is embarking on a  
6 request for proposal to -- proposals to solicit a  
7 facilitator to help us map out a public outreach plan. So  
8 that RFP is out now. Hopefully, we're getting responses  
9 to that, and we can bring on a facilitator fairly quickly  
10 with the goal of trying to start public outreach sessions  
11 in June -- in June or July.

12           So we're working towards that as well. And then  
13 in addition to that, Assembly Member Limón is -- has  
14 introduced a new bill this session to both encourage the  
15 State Lands -- the State agencies to work deliberatively  
16 and efficiently towards the development of a public access  
17 program, as well as other elements to that bill. And  
18 we're working closely with her as -- along with the other  
19 State agencies as that bill moves forward.

20           With all of that going on, our professionals back  
21 in the State Lands Commission offices were hard at work at  
22 not just conducting the mean high tide line survey over a  
23 number of weeks in December and January, but we were also  
24 out there with our drone conduct -- gathering aerial  
25 images to help support that mean high tide line survey.

1           And so without further ado, I do want to turn it  
2 over to our Senior Boundary Surveyor Joe Porter, who will  
3 walk through the results of that mean high tide line  
4 survey. And from there, Phil will get up and show -- talk  
5 through the drone imagery, which I'm very excited to show  
6 you, and to show those who may be watching on the webcast,  
7 and of course those in the audience.

8           So with that, I'll turn it over to Joe.

9           (Thereupon an overhead presentation was  
10 Presented as follows.)

11          SENIOR BOUNDARY DETERMINATION OFFICER PORTER:

12          Good afternoon, Madam Chair and Commissioners.  
13 My name is Joseph Porter. And I'm a Senior Boundary  
14 Determination Officer and licensed land surveyor with the  
15 California State Lands Commission. I'm here today to  
16 provide a brief overview of the mean high tide line survey  
17 that was performed between December 5th, 2018 and March  
18 18th, 2019 in the Hollister Ranch vicinity.

19                           --o0o--

20          SENIOR BOUNDARY DETERMINATION OFFICER PORTER: On  
21 the screen is a cover sheet of a 24-sheet plat that I've  
22 prepared to depict the results of the mean high tide line  
23 survey. This cover sheet includes a sheet layout area  
24 that depicts the approximate eight and a half miles of  
25 mean high tide line that was surveyed and depicts which

1 individual sheets to reference for a specific area.

2 Would you please zoom in?

3 AGP VIDEO: You want me to zoom in?

4 SENIOR BOUNDARY DETERMINATION OFFICER PORTER:

5 Yes, please.

6 --o0o--

7 SENIOR BOUNDARY DETERMINATION OFFICER PORTER:

8 There we go. So that's the zoomed in area of the  
9 sheet layer of sheet 1. You can see the Drake's Beach  
10 access, Sacate Beach access. And at the easterly end  
11 is -- to the east of the surveyed area is Gaviota State  
12 Park.

13 Can we go back to the big one.

14 --o0o--

15 SENIOR BOUNDARY DETERMINATION OFFICER PORTER: So  
16 in order to locate the mean high tide line on the ground  
17 and to prepare a mean high tide line plat like this, a  
18 surveyor starts by determining the elevation at which to  
19 survey the mean high tide line. This information can be  
20 gathered by NOAA the National Oceanic and Atmospheric  
21 Administration.

22 NOAA maintains tide gauge stations along the  
23 coast and calculates what is referred to as a mean high  
24 water elevation and at a particular tide station. Mean  
25 high water is a mean or mathematical average of all high

1 water elevations over a period of 18.6 years, which is  
2 referred to as a tidal epoch. The current tidal epoch is  
3 from 1983 to 2001.

4 Near the Hollister Ranch property, NOAA maintains  
5 a tidal station titled Gaviota State Park, which has a  
6 station ID of 9411399. Based on this tide station, the  
7 mean high water elevation was calculated to be 4.46 feet  
8 and NAVD 88, which stand for North American Vertical Datum  
9 of 1988.

10 --o0o--

11 SENIOR BOUNDARY DETERMINATION OFFICER PORTER: So  
12 my next slide depicts the mean high tide line where it  
13 meets the shoreline. So once the mean high water  
14 elevation is determined, a meander of the mean high tide  
15 line, which is defined as the intersection of the mean  
16 high water with the shoreline is able to be surveyed on  
17 the ground. So this slide I have up on the board depicts  
18 an example of a cross-section view of the beach. The mean  
19 high tide line is the point on the shoreline where the  
20 vertical component, the mean high water elevation, meets  
21 the shoreline.

22 Due to sand being deposited and washed away by  
23 nature, the beach profile changes with time. So the point  
24 where the mean high water elevation meets the shoreline  
25 changes too. And the mean high tide line is an ambulatory



1 or fluctuating line. Essentially, the location of a mean  
2 high tide line is as of the date of the survey, and likely  
3 changes from day to day and season to season.

4 --o0o--

5 SENIOR BOUNDARY DETERMINATION OFFICER PORTER:

6 This next slide is one of the sheets of the plat.  
7 This is sheet 16. So this sheet 16 of the mean high tide  
8 line plat depicts an example of a large mean high tide  
9 line migration between the end of December and the end of  
10 January.

11 Would you please zoom in there.

12 --o0o--

13 SENIOR BOUNDARY DETERMINATION OFFICER PORTER: O

14 on the zoomed-in area between stations 357 and 358, 357  
15 was the end of December survey, and 358 was the beginning  
16 of January 2019 survey. And at that same location  
17 perpendicular to the beach, there's a -- the mean high  
18 tide line migrated approximately 60 feet in that one  
19 month.

20 --o0o--

21 SENIOR BOUNDARY DETERMINATION OFFICER PORTER: So

22 along with the location of the mean high tide line being  
23 depicted on tease plats, the background imagery is aerial  
24 photography obtained by State Lands staff using unmanned  
25 aerial vehicles.



1 understanding the local conditions, as they are high  
2 resolution shots taken 400 feet above ground level. The  
3 current slide shows a photo of one of the seawalls in the  
4 area.

5 --o0o--

6 GIS COORDINATOR SCHLATTER: As you zoom in to the  
7 image detail, in this slide you can see more detail from  
8 zooming in to the photo that was just shown. The seawall  
9 has been compromised and erosion is occurring on the bluff  
10 behind it.

11 Utilizing special software called Drone2Map, we  
12 input the individual photos and GPS ground control points  
13 provided by the boundary team and process them to create  
14 data products.

15 --o0o--

16 GIS COORDINATOR SCHLATTER: Here, you can see a  
17 mosaic of many of the images. Roughly 40 images were  
18 stitched together to produce this individual section.

19 Mosaics can be used to gather survey -- mosaics  
20 can be used with gathered survey data to provide  
21 additional context about the area, particularly the  
22 on-the-ground conditions at the time of the survey. The  
23 mosaics can also be used -- used for measurements from the  
24 survey line to other features in the area.

25 --o0o--

1           GIS COORDINATOR SCHLATTER: Using the Drone2Map  
2 software mentioned from the previous slide, we were also  
3 able to generate 3-D models. The displayed animation  
4 shows various access points along the beach. And here is  
5 that animation.

6           (Thereupon the slide showed the animation.)

7           GIS COORDINATOR SCHLATTER: So we've created  
8 these animations for each of the access points in the  
9 Hollister Ranch area.

10                           --o0o--

11           GIS COORDINATOR SCHLATTER: We can also overlay  
12 the mean high tide line with these 3-D models. And this  
13 model -- this model here shores a -- shows a portion of  
14 the beach the preliminary mean high tide line overlaid on  
15 top. It really does provide a sense of scale on those  
16 bluffs there. And you can see the railroad right there as  
17 well.

18                           --o0o--

19           GIS COORDINATOR SCHLATTER: Lastly, the GIS unit  
20 captured a limited amount of video at several points along  
21 the beach. This provides a brief overview of the project  
22 area, as well as the scale of this particular project.

23           And here is that video.

24           (Thereupon a video was played.)

25           GIS COORDINATOR SCHLATTER: All right. Thank

1 you. And Joe and I are here to answer any questions you  
2 may have.

3 Thanks.

4 CHAIRPERSON KOUNALAKIS: Well, that was just  
5 absolutely stunning to see that. You know, you have this  
6 image -- at least I've had this image in mind having heard  
7 about how beautiful it is and how untouched it is, but to  
8 have that perspective and to be able to see it that way,  
9 accompanied with some very soothing music, I might add.

10 (Laughter.)

11 CHAIRPERSON KOUNALAKIS: No, really just  
12 stunning, just beautiful. So, look, staff has its work  
13 cut out for you. Jennifer, you're going to have quite a  
14 process. It's great to hear that a facilitator is being  
15 brought in. When you have such a treasurer, you're going  
16 to have a lot of people with an emotional stake in it, and  
17 other kinds of interest as well. So the stakeholders are  
18 going to, I'm sure, be, you know, really committed to this  
19 process. So -- but what a great way to start for us to  
20 have an image like that. Would the other Commissioners  
21 like to make some comments.

22 ACTING COMMISSIONER BAKER: The -- first, I want  
23 to thank Jennifer and the staff. I am -- I scared some  
24 person on your staff I think about two months ago when we  
25 were down there and told him how --

1 EXECUTIVE OFFICER LUCCHESI: I think it was Joe.

2 ACTING COMMISSIONER BAKER: The look in his face  
3 as, you know, it went on and on was not good. But this  
4 was a political problem. It was for 36 years we can't  
5 have access. We've given up. And one of the things that  
6 helped turn it around was this Commission sitting here six  
7 months ago saying, yes, we'll put the money in to go do  
8 this survey. Yes, we'll go collect data to begin the  
9 conversation.

10 And Jennifer called me and giggles and said wait  
11 until you see, you know, the drone footage. And I would  
12 agree that's -- that's true. But, yes, it's a long road  
13 ahead, but we have turned the corner in a way that I think  
14 is really, really important.

15 And I think that this is a case where State Lands  
16 was not the main agency. State Lands was not the -- and  
17 yet, there are moments where we felt like we're like the  
18 little tail on the dog as we're whipping everybody around.

19 But Jennifer has provided incredible leadership,  
20 and for which I am really, really grateful in a situation  
21 that people have just set it's just too difficult to do,  
22 and it's not. It's the last eight and a half miles of the  
23 California coast for which there is no public access.  
24 That needs to get fixed.

25 But I have one question, what is the

1 difference -- what do I take away from a 60-foot swing in  
2 the mean high tide line? What am I supposed -- you know,  
3 this is the technical thing. What am I supposed to learn  
4 from that and what is the practical application of that?

5 EXECUTIVE OFFICER LUCCHESI: Well, I think the  
6 message to take away from that is that the coast is  
7 incredibly dynamic. And you really see that through a  
8 survey like you just saw, and the movement of that mean  
9 high tide line within such a short period of time. We're  
10 talking weeks.

11 ACTING COMMISSIONER BAKER: Right.

12 EXECUTIVE OFFICER LUCCHESI: And that's really --  
13 it's also, I think, important from an educational  
14 standpoint.

15 ACTING COMMISSIONER BAKER: Um-hmm.

16 EXECUTIVE OFFICER LUCCHESI: The State Lands  
17 Commission's ownership and jurisdiction, generally  
18 speaking, along the coast is -- is the ordinary high water  
19 mark as measured by the mean high tide line. And that's  
20 with the exceptions, unless there's been fill or  
21 artificial accretion, that sort of thing.

22 So in a lot of different places along the coast,  
23 the boundary between State property and private uplands is  
24 a moving boundary and that's very different than how we  
25 normally think about properties, and legal descriptions,

1 and ownership of land, right? We're used to owning kind  
2 of four corners of property and it's bound by a legal  
3 description. And everybody knows very clearly what  
4 that -- where those boundaries are. That's not the case  
5 for the open coast where there hasn't been any filling or  
6 artificial accretion. It's a moving boundary.

7           And so -- and that movement can be quite great at  
8 times, especially between different seasons, between the  
9 spring and the summer, between the summer and the fall,  
10 and obviously between the fall and the winter.

11           And so I think the more we have the opportunity  
12 to share that kind of information and education, it helps  
13 just advance the conversation, especially as we look  
14 towards, you know, separate from Hollister Ranch, just  
15 generally coastal management, sea level rise and climate  
16 change, how we adapt and develop resiliency measures to  
17 deal with sea level rise. Do we armor with protective  
18 structures or do we do other kinds of adaptation measures.

19           And so the issue of where the State's ownership  
20 is and where that mean high tide line boundary is integral  
21 to having a meaningful conversation, and advancing policy  
22 and practice in -- to deal with sea level rise and climate  
23 change.

24           So that's -- that's what we hoped kind of the  
25 broader picture of what folks would take away from that



1 particular slide. And just from those of us that work in  
2 this area of practice and the law, it's just -- it's  
3 incredible to -- we know that academically that that  
4 happens. It's always incredibly interesting and shocking,  
5 when we see it on the ground happen like that in such a  
6 short period of time. So those are the messages I would  
7 suggest taking away from that picture.

8 ACTING COMMISSIONER BAKER: Thank you.

9 CHAIRPERSON KOUNALAKIS: Commissioner Finn.

10 ACTING COMMISSIONER FINN: Yeah. Just again,  
11 thank you for all this. This -- that flyover was  
12 incredibly educating. And I had a chance to talk with the  
13 Director of Parks after your visit -- was it last week or  
14 the week before? Anyways.

15 She echoed everything you said. And it was just,  
16 as she said, mind-boggling how there's a -- everybody has  
17 this perception of what this looks like. And it does not  
18 meet anybody's perception. But she also commented on a  
19 couple things is how difficult it was to get there, I  
20 guess, crossing all of this private land, and then just  
21 how remote obviously it is.

22 And so she's, in her mind, thinking, I mean, you  
23 know, challenges of operations, monitoring, safety, you  
24 know, as you all go forward with your discussions. And  
25 hopefully, something like this can help educate the public

1 too to see -- that hopefully you can use in your public  
2 meetings, because they have to have a sense of how  
3 difficult it is to get there, you know, so --

4 EXECUTIVE OFFICER LUCCHESI: Right. I will  
5 just -- if I may respond really quickly to that. I think  
6 in terms of some of the things that Director Mangat talked  
7 about, I think that's what is so great about the  
8 collaboration between the four agencies, because we all  
9 bring different experiences and expertise, both technical  
10 and policy. You know, State Parks really brings kind of  
11 that operations perspective to things. You know, it's one  
12 thing to develop a program, and go through and develop the  
13 plan, and implement it, but then who's going to operate it  
14 and maintain it.

15 And equally, Coastal Conservancy and Coastal  
16 Commission bring their expertise to this endeavor. And so  
17 I really think we have a great team -- a great State team  
18 combined to do this work. And I will say the big -- you  
19 know, a big piece of this is not -- is the public, the  
20 general public, and understanding how they want to  
21 experience the site, and access the site, given the  
22 amazing and preserved natural resources out there and  
23 cultural resources, and the active cattle grazing  
24 operation going on out there, but also working really  
25 closely and productively with the property owners.

1 I will say, this was my second site visit out. I  
2 was able to join Commissioner Baker and Controller Yee  
3 about a month or so ago also for a site visit and to meet  
4 with the property owners. And while I am new to the issue  
5 of public access at Hollister Ranch - I don't have that 30  
6 plus history - I was very pleased with how open to the  
7 discussion the property owners' representatives were and  
8 have been.

9 And so I'm -- I will say I'm an optimistic person  
10 anyways, but I am -- I'm optimistic that a meaningful  
11 discussion can be had. You know, there's -- that's not to  
12 say there aren't going to be challenges, and this isn't an  
13 easy thing to pursue, but I am -- I'm optimistic about the  
14 openness and willingness to have a discussion.

15 CHAIRPERSON KOUNALAKIS: Commissioner Baker.

16 ACTING COMMISSIONER BAKER: Yeah. Somebody who  
17 came back from that visit made a -- and it may have been  
18 Jennifer said to me this property is slightly almost  
19 untouched. It's not had all the other pressures we've  
20 seen. So it is really like looking back 40 years in  
21 history or longer and saying how do we create access to  
22 that without ruining it? You know, how do we find a way  
23 to share what we have here through programs and other  
24 things, so that everybody is -- you know, disadvantaged  
25 school kids in Ventura and Santa Barbara. You know, how

1 do we make this -- make this real?

2 I mean, in a funny way, we've been left with a  
3 gem that, you know, might not have happened otherwise.  
4 And we need to be careful. We need a plan for the 21st  
5 Century, so that -- so that we don't degrade it while  
6 we're, you know, providing access.

7 CHAIRPERSON KOUNALAKIS: I think that's -- yes.

8 All right. Is there anyone from the public who  
9 would like to speak on this issue. I don't have a  
10 speaker's slip for you.

11 MR. MADDEN: I just went out.

12 CHAIRPERSON KOUNALAKIS: Oh, okay. Please say  
13 your name and your organization, if you will. Thank you.

14 MS. MADDEN: Hi. My name is Alison Madden. And  
15 I didn't realize that the ambulatory doctrine would be  
16 brought up. And so I went out there and asked if I could  
17 fill out a public comment slip. And it's just something  
18 that I want to contribute. It's not in opposition.

19 And it's funny. You know, I don't want to be a  
20 stick in the mud. And that's -- in the bay, a stick in  
21 the mud is fill, as you know, under the BCDC. And -- but  
22 I do want to speak on this. And I think it's interesting.  
23 And there are already private property, you know, think  
24 tanks and groups that are very much on this. And it's not  
25 that I oppose the concept of the ambulatory doctrine.

1           But what it is is this is rising tides are going  
2 to overflow very long-held private tidal land. And the  
3 way in which this is interpreted can and will be viewed by  
4 these private property organizations as a taking and  
5 potentially a regulatory taking.

6           And the concept of the Public Trust when every  
7 State joined the union - under federal law, it's the Equal  
8 Footing Doctrine, Pollard's Lessee, the Arkansas Swamp  
9 Act, et cetera - is that the people -- the sovereign title  
10 is mean high tide in 1850, which is why this very much is  
11 a question as to whether the jurisdiction really does, you  
12 know, get granted to the State Lands Commission with that  
13 ambulatory change.

14           And me personally, you know, I support you having  
15 the jurisdiction. But it's very much -- I think this will  
16 be decided by the California Supreme Court or the United  
17 States Supreme Court or both, because this applies all  
18 over the United States, every bay, every creek. Every  
19 everything that is water is going to rise and overflow  
20 private title. And so it's far more complex than just  
21 assuming that it happens and that it is what it is.

22           And so I just felt really compelled as an  
23 attorney and one that is very knowledgeable in this area.  
24 You know, to comment and just to say it's going to be a  
25 huge impact. Some insurance is going to cover, but not

1 everybody. And a lot of people with homes on this land  
2 that is subject to overflow, including condos or private,  
3 you know, single stand-alone family homes. That's going  
4 to be overflowed. And so then what do you do with the  
5 concept of the residential use on Public Trust for  
6 somebody that has had this in their family for decades.

7 So it's very complex. I just wanted to kind of  
8 put my two cents in. I didn't know it was going to be on  
9 the agenda, but I couldn't just sit there and not say  
10 anything.

11 CHAIRPERSON KOUNALAKIS: Nobody doubts the  
12 complexity of this.

13 Jennifer, would you like to comment.

14 EXECUTIVE OFFICER LUCCHESI: Just briefly. Ms.  
15 Madden and I may disagree on the interpretation of the law  
16 over hundreds of years, but I don't disagree with her  
17 about the complex -- complexities associated with water  
18 boundaries, sea level rise, climate change, and the  
19 challenges that face the State moving forward.

20 CHAIRPERSON KOUNALAKIS: Yeah. And I guess I  
21 would just add, and I'm not a lawyer, but I do represent  
22 the people of the State of California, and as a California  
23 citizen, I grew up with an awareness and understanding  
24 that we, under our Constitution, have the right -- the  
25 public has a right to access all of our beaches.

1           So this is where we start the discussion. I know  
2 the facilitator is -- you're looking for one and I hope  
3 we'll have that established. And very hopeful that we'll  
4 have a process that will be collaborative, and as  
5 Commissioner Baker said, be able to find that common  
6 ground.

7           Any other comments?

8           All right. All right. Ms. Lucchesi, what is the  
9 next order of business.

10           EXECUTIVE OFFICER LUCCHESI: The next order of  
11 business is to consider staff report C 39, which was  
12 pulled from the consent agenda. And I will turn it over  
13 to our Land Management Specialist Marlene to give a staff  
14 presentation.

15           (Thereupon an overhead presentation was  
16 presented as follows.)

17           PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER:

18           Good afternoon Chairman Kounalakis and members of  
19 the Commission. My name is Marlene Schroeder and I'm a  
20 Public Land Management Specialist in the Commission's Land  
21 Management Division. I am here to present information on  
22 Item C 39.

23           The item is for a new general lease, public  
24 agency use with San Joaquin Area Flood Control Agency. In  
25 the interests of time I will say "the applicant". The







1 of performance, as required in California's Central Valley  
2 Flood Protection Plan.

3 --o0o--

4 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER: The  
5 proposed project more specifically will be con -- will be  
6 to construct a cellular sheet pile wall consisting of  
7 interlocking flat-web steel sheet piles that will driven  
8 in a curved cellular design. The fixed wall will extend  
9 approximately 800 feet into the San Joaquin River at the  
10 mouth of the Smith Canal, and will include a 50-foot wide  
11 gate structure up to 8,650 cubic yards of material will be  
12 dredged for installation with fixed wall and gate  
13 structure.

14 The dredged material will be deposited at U.S.  
15 Army Corps of Engineers approved disposal sites or at  
16 approved beneficial upland use sites.

17 --o0o--

18 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER:  
19 During high flow and tide events, the gate  
20 structure will isolate Smith Canal from the San Joaquin  
21 River, and allow existing levees to function as a  
22 secondary flood risk reduction measure. Construction of  
23 the fixed wall and its use as a flood protection structure  
24 will require the banks upstream and downstream of the site  
25 to also meet the minimum elevation of 15 feet necessary to

1 achieve a 200-year level of protection.

2           The downstream banks adjacent to the Stockton  
3 Golf and Country Club already meet this elevation  
4 requirement. However, several areas along Dad's Point  
5 upstream of the proposed wall do not meet the elevation  
6 requirement, including most of its eastern half.

7           To address the elevation deficiency, a single  
8 sheet pile floodwall will be built on the upland of Dad's  
9 Point. Only a fraction of the project occurring on Dad's  
10 Point is within the Commission's jurisdiction. Dad's  
11 Point will be regraded following construction of the flood  
12 wall to cover both sides of the flood wall wherever  
13 possible, possibly requiring placement of fill material to  
14 form a 20-foot wide levee crown. After grading, an 8-foot  
15 wide all-purpose road and a 12-foot wide concrete paver  
16 trail will be constructed along the crown to provide  
17 access to the southern end of the fixed wall and gate  
18 structure.

19           A multi-use interpretive trail suitable for  
20 walking, running, and cycling will be constructed on Dad's  
21 Point after the flood wall and grade adjustment are  
22 complete. Kiosks with interpretive signs will provide  
23 information to the public on a variety of topics,  
24 including local wildlife and plants, the San Joaquin River  
25 Watershed, the history of the Delta and the Port of



1 water ship channel to handle larger ships, FEMA's  
2 oversight in the legion, and the general need for the  
3 project.

4           The public has voiced their concerns by  
5 commenting on all of the applicant's permit applications,  
6 suing the lead agency on the EIR, and challenging the  
7 proposal's consistency with the Delta Plan before the  
8 Delta Stewardship Council.

9           A lawsuit by the Atherton Cove Property Owners  
10 Association was resolved in favor of the applicant.  
11 Another lawsuit with Dominick Gulli was resolved in favor  
12 of the applicant, but was appealed and is pending  
13 resolution. Furthermore, the Delta Stewardship Council  
14 found unanimously that the public failed to demonstrate  
15 the project inconsistent with the Delta Plan.

16           Permits from the Army Corps, U.S. Fish and  
17 Wildlife, National Marine Fisheries Service, Central  
18 Valley Regional Water Quality Control Board, California  
19 Department of Fish and Wildlife, and the Central Valley  
20 Flood Protection Board are still pending.

21                           --o0o--

22           PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER:

23           Staff recommends the Commission authorize  
24 issuance of a general lease. Public agency is the  
25 applicant for the construction, use, and maintenance of a

1 fixed wall, gate structure, flood wall, bank protection,  
2 and dredging of up to 8,650 cubic yards for installation  
3 of the fixed wall and gate structure.

4 --o0o--

5 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER:

6 This concludes staff's presentation. We are  
7 available to respond to any questions. And as well,  
8 SJAFCA, which is the San Joaquin Area Flood protection  
9 board has a representative here to speak.

10 CHAIRPERSON KOUNALAKIS: Okay. I do have some  
11 speakers for this issue. But first, I want to ask if any  
12 of the Commissioners would like to speak before public  
13 comment.

14 ACTING COMMISSIONER FINN: Just a -- actually, a  
15 question. Could we put the presentation back up and go to  
16 the site plan where it showed the wall. Yeah, right  
17 there. So were you saying that our lease is covering is  
18 it the two red areas on the end of the wall?

19 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER: No.  
20 It's going to be the green area.

21 ACTING COMMISSIONER FINN: Thre green area okay.

22 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER:

23 Right, where it's green and there's a part of the  
24 flood fate structure side, say up north -- the portion up  
25 there. That green. It's the green, but not the entirety

1 of it. So I would say approximately right here --

2 ACTING COMMISSIONER FINN: Okay.

3 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER:

4 -- to here, somewhere in about there.

5 ACTING COMMISSIONER FINN: Oh, okay.

6 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER:

7 That's our lease area.

8 ACTING COMMISSIONER FINN: That's what our lease  
9 area is?

10 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER:

11 Yes.

12 ACTING COMMISSIONER FINN: Okay. Thanks. I just  
13 wanted to have a visual of it.

14 Thank you.

15 PUBLIC LAND MANAGEMENT SPECIALIST SCHROEDER: And  
16 then also, I do -- there is a portion down here that's a  
17 very small portion of Dad's Point down in this area  
18 somewhere.

19 CHAIRPERSON KOUNALAKIS: Okay. So our first  
20 speaker is Chris Rendall-Jackson, counsel for the SJAFCA,  
21 San Joaquin Area Flood Control Agency.

22 This is the applicant?

23 EXECUTIVE OFFICER LUCCHESI: Yes.

24 CHAIRPERSON KOUNALAKIS: Okay.

25 MR. RENDALL-JACKSON: Thank you. My name is

1 Chris Rendall-Jackson. I'm an attorney at Downey Brand  
2 which acts as counsel to SJAFCA.

3 First, I'd just like to thank the staff for  
4 working with us to move this project forward, and for  
5 putting forward such a robust and well reasoned report and  
6 presentation just now.

7 Personally, because of this, SJAFCA doesn't have  
8 anything to add at this time, other than to say that we  
9 support both the analysis and recommendations of staff.

10 Both myself, members of SJAFCA, and members of  
11 our technical team are here in case you have any questions  
12 that you would like us to answer.

13 CHAIRPERSON KOUNALAKIS: Okay. Any questions of  
14 the applicant?

15 ACTING COMMISSIONER FINN: Not at this time, no.

16 CHAIRPERSON KOUNALAKIS: Okay. So we have two  
17 more speakers.

18 First is Dominick Gulli the -- an engineer and  
19 surveyor for Save Dad's Point.

20 Welcome.

21 MR. GULLI: Yeah. Thank you, State Lands  
22 Commission. My name is Dominick Gulli. I'm a licensed  
23 engineer -- civil engineer, State of California, number  
24 50887. I obtained that in 1993. I'm also a licensed land  
25 surveyor, number 7244, obtained on my birth day in 1996.



1 I'm also a general engineering A contractor,  
2 which is a classification the big guys that use the big  
3 dozers and stuff, requiring specialized engineering  
4 knowledge and skill, including the following divisions or  
5 subjects: Flood control; inland waterways; harbors,  
6 docks, and wharfs; shipyards and ports; dams and  
7 hydroelectric project levees; river control; and  
8 reclamation works. So I'm an expert.

9 Now, in 2015 -- or right now -- and I have a  
10 handout package. Did everyone get their handout package?

11 This handout package is a proposal called the  
12 value engineering proposal that I plan to submit to  
13 numerous flood control agencies within the San Joaquin  
14 County.

15 And I priced it to be under what SJAFCA's cost is  
16 to build the whole -- their construction cost and my costs  
17 will not only fix the levees along the Smith Canal, but  
18 they'll also provide recreation, boating, and habitat. So  
19 the first page is just going to be my cover letter when I  
20 finish my proposal on Sunday sometime.

21 The second page is a copy of the first page.

22 The third page is a smaller map of the works.  
23 And these pages are my estimate. These will be the bid  
24 items that I'll be submitting to the agency as a  
25 design/build. And the total cost of this is going to be

1 48,661,200, which includes all the FEMA coordination,  
2 urban levee design criteria, as well as fixing the two  
3 pump stations that are deficient, which is the real  
4 problem.

5 The flood map that they showed up there is  
6 incorrect. That's SJAFCA's assessment district that they  
7 set up to pay for this gate, which is \$1.5 million dollars  
8 a year for the small disadvantaged community.

9 Hold on. I'm on my engineering hat still here  
10 first, so -- anyways, this -- this map is what I submitted  
11 in 2013 when they requested a Statement of Qualifications  
12 to design the gate. The person who got to design the gate  
13 was the same person who came up with the feasibility study  
14 and did all that stuff.

15 But this shows the cross-sections pri -- and then  
16 you look at this map, a little bit bigger. This is the  
17 USGS topo map. They keep saying it's at the mouth of --

18 CHAIRPERSON KOUNALAKIS: Can I just ask are you  
19 speaking in favor, opposed, or are you --

20 MR. GULLI: Oh, good question. No, I am totally  
21 opposed.

22 Yeah. No, I believe that you should reject this  
23 lease or at least delay the -- the opposition -- I mean,  
24 the lease for this land, because this lease is in the  
25 middle -- it's in the -- it's in the original bank of the

1 San Joaquin River. But Dad's Point is within -- she's --  
2 it's not adjacent to the -- it is within the Stockton Deep  
3 Water Ship Channel. Okay. And it ties into the Stockton  
4 Golf and Country Club where last Thursday they started  
5 eminent domain proceedings to obtain two golf holes on  
6 the -- to tie into the existing levee. So I'm opposed to  
7 it.

8 I am -- I'm going to get to my second hat was the  
9 attorney general hat. But for now, I'm just explaining  
10 that this proposal, which the Board of the San Joaquin  
11 Area Flood Control Agency has never seen, because the  
12 solution -- the way they pick their engineer is they do a  
13 Statement of Qualifications process, and then they select  
14 three people to review the qualifications. It doesn't  
15 matter what was submitted. It doesn't matter the cost or  
16 anything. They pick who they feel is more qualified.

17 It's a select selection panel. It's a select  
18 criteria. This was never reviewed by the San Joaquin Area  
19 Flood Control Agency. Now, I've submitted significant  
20 papers to the -- to you as well for your consideration.

21 And I really don't think it's -- you guys have  
22 got to use your heart, and you got to have the attorneys  
23 and whatnot really look over what I'm saying, because it's  
24 a lot bigger than this. But anyways, my solution is to  
25 glue a double-shield sheet pile wile on these people --

1 which, by the way, a lot of these people along Atherton  
2 Cove are tenants of yours, because this is the original  
3 bed of the San Joaquin River.

4 Joe Zeiter, for example, lives right here. And  
5 just to try and conform with the 200-year level of  
6 protection, they just basically made this a -- the biggest  
7 strongest levee in the County of San Joaquin. But the dam  
8 is right here. Well, it's not. Actually, Dad's Point has  
9 eroded all the way back to here. It used to go to the  
10 light.

11 But the dam is not across -- the Smith Canal  
12 starts right over here. The dam is across the Atherton  
13 Cove. Okay. It's 800 feet. And in my papers -- well,  
14 I'm still on the engineering side of things. I've got  
15 three hats to wear here today. So that's my proposal.

16 It will fix it. I also, as I said, fix the pump  
17 stations, which are the real problems. The map that she  
18 showed up there again was not the FEMA map. The FEMA map  
19 is clear. I've submitted papers to Marlene about, you  
20 know, where the real map is. Half of this assessment  
21 district is an X zone, which is the same exact as  
22 Brookside, Lincoln Village West and everything. They're  
23 not even in a flood zone. It's just a story that was made  
24 up by the engineers. But anyway. So then this is their  
25 opinion of costs, so you can compare.

1           Now, that was my engineering hat. Now, my  
2 attorney hat, I brought up a lot of issues in the papers  
3 that I've submitted are significant. You know, I'm in the  
4 process of exhausting remedies to get ready to sue,  
5 because I've been waiting for this lease. The superior  
6 court said that you can't sue on this item until there's  
7 an actual lease to sue on. So once this lease is  
8 executed, then it's -- you're -- I'm going to be forced to  
9 sue and it's not just you.

10           Okay. So my attorney general hat. I'm acting as  
11 the attorney general in the State of California based on  
12 this CEQA cause. The lease is landlocked. There's no way  
13 to get to the property. Okay. You've got to -- Dad's  
14 Point, as I said - and they didn't show the thing up there  
15 - it's within the Stockton Deep Water Ship Channel. In  
16 addition to this, you're not going to believe it, but  
17 outside of that ship water channel, there's a deed for a  
18 turning basing for a ship, which is totally incompatible  
19 with a sheet pile wall and a dam.

20           Okay. So, you know, we're saying, oh, well, it's  
21 fine to give them a lease for the dam, and they can deal  
22 with it right of way and everything else, but they can't  
23 complete this project until the United States of America  
24 gives up its right for a ship channel and a turning basin.

25           And to say -- what they'll say is they'll say,

1 oh, well, we can get -- it's not -- it's compatible.  
2 Well, it's not, because the United States of America  
3 obtained that ship turning basin by eminent domain. I'm  
4 not an attorney, but it seems to -- I'm a land surveyor  
5 and I know that when land is not used for the public  
6 purpose that it was, it reverts back to the landowner. So  
7 it's beyond an act of Congress to try and obtain this  
8 Dad's Point.

9           And same with the Stockton Country Club. If you  
10 look at the Statement of Overriding Considerations in the  
11 CEQA case, eminent domain will be avoided. Here they  
12 started it next -- last week. So the legal side of it is  
13 very, very complicated. There's a lot of financial issues  
14 with it. There's a lot of public contracting stuff. And  
15 somebody needs to really review that and take a look at  
16 it.

17           CHAIRPERSON KOUNALAKIS: Okay.

18           MR. GULLI: One more -- I have one more hat to  
19 wear, and that is my Delta grandpa had.

20           Okay. I work in the Delta. Okay. I have seven  
21 reclamation districts. I've been working there since  
22 1992. Okay. My granddaughter, she is 7 now. And if you  
23 look in the -- if you look at the last bits of the  
24 picture, the picture tells a thousand words. My wife is  
25 going to play a video.

1           This one here is Trace Adkins with his  
2 granddaughter. And this is very similar to Dad's Point.  
3 It's low. It's easy. You can swim. You can fish. It's  
4 actually got water on both sides. This is Trace Adkins,  
5 and the words to his song.

6           This is my granddaughter Mia. Had a fish. We  
7 didn't really catch this fish. It was just laying on the  
8 water.

9           CHAIRPERSON KOUNALAKIS: So can I just -- can I  
10 just stop you here, because we -- usually, we do three  
11 minutes for public comment.

12          MR. GULLI: I know.

13          CHAIRPERSON KOUNALAKIS: I've let you go way  
14 over. And I understand your wife is speaking next.

15          MR. GULLI: Well, she's going to play the Trace  
16 Adkins video. There's a country music song for  
17 everything.

18          CHAIRPERSON KOUNALAKIS: All right.

19          MR. GULLI: And *She Thinks We're Just Fishin'* is  
20 just the best song ever.

21          (Laughter.)

22          MR. GULLI: I mean, you guys can't let these guys  
23 build a dam here and take away Dad's Point. It's the only  
24 peninsular in the Delta. It's the nicest recreation. The  
25 little teeny area they show up there is in fact a beach.

1 And I have pictures somewhere of --

2 CHAIRPERSON KOUNALAKIS: So I'm going to ask --

3 MR. GULLI: -- Spanish people fishing there.

4 CHAIRPERSON KOUNALAKIS: I'm going to ask staff  
5 to respond. But why don't we start with our final speaker  
6 on this issue that I have Shelly Gulli.

7 MRS. GULLI: Hello. Thank you for letting me  
8 speak. I don't understand how it's gotten this far  
9 either. It's just crazy. From the moment that my husband  
10 submitted his proposal to now, people didn't even look at  
11 his proposal. He spent months putting a booklet together,  
12 a plan that's better than this wall that they're showing  
13 you.

14 And not only is it better, but it's going to save  
15 the residents a ton of money. I don't -- I just don't  
16 understand how it got this far. It's all about people  
17 trying to put money in their pockets, when we don't need  
18 that huge monstrosity of a gate. We do not need it in  
19 Stockton. There's so many other better ways to go about  
20 it and more cost effective.

21 But what I did want to say is that I love that  
22 area down there too. I group up in Stockton. I'm a  
23 Stockton resident. I grew up down there, and there --  
24 that is a beautiful beach. And I loved how everybody got  
25 up here to speak about the future of children and their



1 children's children. And I just -- I love that, because  
2 that is our biggest concern. It's not about putting money  
3 our pocket. It's about the future of our children.

4 But anyway go ahead and play the video, because  
5 it's a very meaningful video, and...

6 (Thereupon Trace Adkins "Just Fishin'" video was  
7 played.)

8 MRS. GULLI: It's about -- it reminds me of my  
9 husband who took my granddaughter out there to go fishing.

10 CHAIRPERSON KOUNALAKIS: Is this a music video  
11 you're showing us?

12 MRS. GULLI: Yes.

13 CHAIRPERSON KOUNALAKIS: Okay.

14 MRS. GULLI: This is it here coming on.

15 CHAIRPERSON KOUNALAKIS: Maybe we'll just do a  
16 couple seconds of it though, because, it's a little bit  
17 over our time.

18 MRS. GULLI: Can you turn it up a little?

19 CHAIRPERSON KOUNALAKIS: So that is absolutely  
20 adorable. And we could watch it all day, but I think we  
21 got the idea from it.

22 MRS. GULLI: Okay.

23 CHAIRPERSON KOUNALAKIS: And thank you very much  
24 for coming down to talk to us.

25 MRS. GULLI: Okay.

1           CHAIRPERSON KOUNALAKIS: I actually want to get  
2 to one more item on this issue. They're not here to  
3 speak, but there is a letter -- a comment letter that came  
4 in, Jennifer. And if you could maybe just -- I'm not sure  
5 quite how to proceed with the comment letter, but there  
6 were some other issues that were raised in this letter,  
7 and I thought maybe we could ask you to --

8           EXECUTIVE OFFICER LUCCHESI: Of course, this is  
9 the letter from a law firm representing the Atherton Cove  
10 Homeowners, right?

11          CHAIRPERSON KOUNALAKIS: Yes. Yes.

12          EXECUTIVE OFFICER LUCCHESI: And their concerns  
13 are that they don't believe that the State Lands  
14 Commission has jurisdiction to issue a lease in this area,  
15 because of some prior easements that the United States  
16 holds in this area.

17          The -- our Commission boundary staff has spent  
18 many, many months researching the Commission's  
19 jurisdiction in this area. We are confident that the  
20 Commission does retain leasing jurisdiction definitely in  
21 the historic bed of the San Joaquin River, as it -- as it  
22 flowed into Atherton Cove.

23          There are easements that exist in favor of the  
24 United States. Without going into a whole lot of detail  
25 about that, we believe that the lease area that Marlene

1 outlined for you on the PowerPoint, as well as the  
2 specific lease boundaries that are in the staff report,  
3 does encompass the State's best interest of what the State  
4 owns and claims to.

5           We have been engaged very closely with the  
6 project applicant surveyor. And we will -- and sharing  
7 information. And we will also -- in the event the United  
8 States, whether through the Navy or through any other  
9 department of the U.S. has concerns or questions about our  
10 leasing jurisdiction in that area, we will definitely  
11 engage with them.

12           I think it's important to note. This is a little  
13 nuanced, but it is important from a legal perspective and  
14 the leasing perspective is our leases are non-prejudicial.  
15 So if the United States does have a claim in the area that  
16 we are leasing in this area, there are avenues to fleshing  
17 that out and making determinations down the road. And we  
18 aren't foreclosing any of that through our leasing process  
19 here.

20           So again, we're confident based on our  
21 professional and technical research and analysis of our  
22 jurisdiction, and that's what we're recommending the  
23 Commission lease today. But we understand that that --  
24 that folks have different perspectives on that, and we've  
25 shared all of our data with folks that have asked about

1 that.

2 CHAIRPERSON KOUNALAKIS: Okay. Thank you,  
3 Jennifer. Do we have a motion on this item?

4 ACTING COMMISSIONER BAKER: I move.

5 CHAIRPERSON KOUNALAKIS: Or comments and then  
6 motion.

7 ACTING COMMISSIONER BAKER: I don't have  
8 comments. I'll move the staff report.

9 ACTING COMMISSIONER FINN: I will second.

10 CHAIRPERSON KOUNALAKIS: All right. If there's  
11 no -- if we have no opposition for a unanimous, then all  
12 right, seeing none, the motion carries unanimously.

13 Okay. I have two speakers for public comment,  
14 but I don't see public comment here on the agenda,  
15 Jennifer.

16 It's not on mine, but we're going to move to  
17 public comment.

18 EXECUTIVE OFFICER LUCCHESI: Oh, it's not. I  
19 apologize that's not on the information --

20 CHAIRPERSON KOUNALAKIS: Oh, that's okay.

21 EXECUTIVE OFFICER LUCCHESI: -- before you. Yes,  
22 we are having public comment definitely.

23 CHAIRPERSON KOUNALAKIS: Okay. All right.  
24 Wonderful.

25 So I have two people who have signed slips to

1 speak in public comment. First is Alison -- I think it  
2 Madden. Yes. Alison Madden, Director of San Francisco  
3 Bay Marines for All.

4 MS. MADDEN: Marinas.

5 CHAIRPERSON KOUNALAKIS: Marinas for All.

6 Thank you.

7 MS. MADDEN: Thank you.

8 So my name is Alison Madden. Sorry my  
9 handwriting is terrible.

10 I'm here with the second speaker is Chris Stone  
11 and we're both Board members of the nonprofit. And he's  
12 requested that I make the full address with both of our  
13 time, if that's okay.

14 CHAIRPERSON KOUNALAKIS: How many minutes should  
15 I put on the clock.

16 MS. MADDEN: I just think three of us each. I'm  
17 trying to keep it short.

18 CHAIRPERSON KOUNALAKIS: Okay. Great.

19 MS. MADDEN: I definitely -- so the first is that  
20 we desire to preserve the marinas that exist and to  
21 maintain them nonprofit, focused on all uses, Public Trust  
22 uses and the allowable amount of residential liveaboards,  
23 depending on the circumstances for safety and security or  
24 otherwise.

25 And the reason -- first of all, we support your

1 mission very much. We know how much you -- you do, both,  
2 in your capacities as, you know, Lieutenant Governor and  
3 basically the CFO of California. And the fact that you  
4 have your arms around so much of this is really impressive  
5 and your staff is incredible. And so we don't doubt any  
6 of that. So we wanted to make sure you know that.

7           And I also think this -- judicially, it's called  
8 circuit riding, when you go all over. I think it's great  
9 that the Commission in the last few years has gone to all  
10 these communities. And as you see then people become  
11 aware of what the Commission does, and particularly in  
12 their area.

13           And I think it's engendered a lot of engagement,  
14 some emotional, as you know, and -- involving a lot of  
15 situations that involve a lot of people with long-term  
16 uses, and, in our case, a liveaboard marina that is very  
17 tied to the Public Trust uses of the marina. It's a  
18 commercial recreational marina. It always has been mixed  
19 use. And we encourage Public Trust uses, kayaking. We  
20 clean the creek and all kinds of things.

21           So what we came to say today is that, you know,  
22 it's obvious that we're persistent. We come pretty much  
23 every time. We want to be consistent, positive, and  
24 proactive. When I speak about nonprofit, that would be  
25 putting the revenues from the trust back into the trust.

1           And I think that you guys have so many leases in  
2 so many areas, and there's so many people operating these  
3 leases not putting revenues back into the trust and  
4 abandoning these marinas unmaintained after decades of  
5 making millions and millions of dollars off Public Trust  
6 land. And we're aware of that. We think it's a problem,  
7 and we want to be part of the solution.

8           And also, we specifically wanted to come here  
9 today to just update -- you know, I think last time  
10 whether it was February or March, we mentioned that we had  
11 had 11 people still down at Docktown under eviction, under  
12 unlawful detainer. And we have a petition for review in  
13 front of the Supreme Court, and indeed they granted it.  
14 And so we will be going forward. It's a very interesting  
15 issue of statewide impact in unlawful detainer, not so  
16 much in Public Trust. It's not what touches your area,  
17 but it's an early motion that unlawful detainer tenants  
18 have to challenge the complaint.

19           And so we don't have a desire to try it in the  
20 public, but we just wanted to let you know, that petition  
21 for review was granted. It will be briefed through the  
22 end of May, including with friend of the court briefs.  
23 And that will be, you know, statewide community law  
24 groups, legal aid societies that are wanting to protect  
25 tenants from getting evicted, because they only have a

1 five-day response period from when they're served with an  
2 unlawful detainer.

3           So it's something that kind of just arose in this  
4 case, unforeseen and unpredicted, but it's where we are.  
5 And so we expect the Supreme Court maybe to hear arguments  
6 in June to take however long it takes to decide. Whether  
7 it goes in our favor or not, I think they're going to give  
8 it a very fair hearing, because they've already even said,  
9 as the Supreme Court, that we have a housing crisis. And  
10 that's not normally the kind of thing that the Supreme  
11 Court puts in a published opinion. It was a couple years  
12 ago, and I think it's just in general.

13           The Legislature also went and revised  
14 accessibility of the list of people that have been sued in  
15 unlawful detainer, because it's so hard even if you get  
16 evicted to find a new place and you're on this list. So  
17 now it's really, really hard to obtain that, almost --  
18 almost impossible, which I really commend the Legislature  
19 for doing in a housing crisis.

20           So we pretty much just wanted to come and update  
21 you on that. We think that we'll be getting an opinion,  
22 and also continuing to defend, which our defense to the  
23 unlawful detainer, if we don't win at the Supreme Court,  
24 is that the Council of Redwood City just doesn't even have  
25 jurisdiction here, that it's the Port. And so we think



1 that will be tried by the end of the year, maybe next  
2 year.

3           So we're around for a while. And we want to be  
4 positive and proactive, and work out the safety and  
5 security issue and keep the marina. We think these  
6 marinas are a treasure. Once they're gone, they're hard  
7 to get back. We have rising tides. They accommodate  
8 residential and commercial endeavors.

9           And so that's mostly what we wanted to say. I  
10 think I do -- oh, yes. In Latitude 38, which is the  
11 boating magazine. This is 5th -- 500th issue. I'll leave  
12 it. There is an article on the changing coastline and as  
13 it impacts marinas. And, you know, there's Mark Sanders  
14 in here and a really well written article that may be  
15 even -- under the BCDC maybe even more than 10 percent is  
16 justified, but very specifically, depending on the  
17 conditions of the marina.

18           Like we went by Owl Harbor, which was approved a  
19 couple months ago, and it's locked on both sides. It says  
20 it's a private marina. There's no public access. And  
21 they wouldn't even let us in. And we have an unlocked  
22 marina. We welcome people onto the docks to fish and to  
23 walk around. We're right by an underpass. We have  
24 homeless encampments. People walking through.

25           The conditions of where a marina is should also

1 be go into the policy -- not policy, but interpretation of  
2 what's allowed at that marina. Very specifically, our  
3 city manager said there was only one shot at legislation,  
4 and they wouldn't consider any more. We don't think you  
5 intended that, but they did.

6           And at this point, I don't think we need  
7 legislation. I think we just need a recognition that  
8 who's down there, which is 11 households, can provide the  
9 safety and security that's needed. It's in a long string  
10 of a marina. It's not rows and columns like a matrix. So  
11 there's a lot of reasons why what's reasonable under any  
12 given circumstances is case specific.

13           I think that's about all that we wanted to say,  
14 and appreciate your time.

15           CHAIRPERSON KOUNALAKIS: Well, thank you. Thank  
16 you for coming back and keeping us updated.

17           I think you've already -- I guess --

18           MR. GULLI: Public comment, please.

19           CHAIRPERSON KOUNALAKIS: All right.

20           Three minutes, please.

21           CHAIRPERSON KOUNALAKIS: Let's keep -- let's try  
22 to keep it from going over a little bit.

23           MR. GULLI: I'll keep it nice, yeah.

24           CHAIRPERSON KOUNALAKIS: Okay.

25           MR. GULLI: I thought having a board of all women

1 would be advantageous to protecting the Public Trust. But  
2 this whole thing has been just, you know, three minutes  
3 here, the lies that they state. They're all lies. So  
4 it's unfortunate.

5           You know, prior to the State Lands Commission,  
6 these tasks were handled by the Surveyor General. It was  
7 one person. That was one person qualified, such as  
8 myself, to make these decisions. And, you know, if I was  
9 up there making this decision, I'd say get this thing out  
10 of here. Just fix the levees.

11           But unfortunately, you know, when one person is  
12 in charge, it gets a little bit messed up. And I guess  
13 there were some problems with some oil rights that were  
14 given to somebody and they decided it would be better to  
15 have a Commission, so that the public can be involved.

16           But here, we only get three minutes. I'm acting  
17 attorney general in the State of California telling you  
18 you're breaking the -- is SJAFCA is breaking the law. And  
19 it's just sad. It really is.

20           And it's -- the only way to do this is -- and who  
21 can do this? Who -- who can take on an agency like this?  
22 You know, they've got \$1,200 an hour here. \$1,200 an hour  
23 coming down from Stockton. So they spent what \$3,000. I  
24 mean, how can a little guy like me fight it? Well, I'm  
25 going to fight it.

1           And I just hope that maybe you guys read the  
2 thick stuff that I gave you, the money, the finances,  
3 okay. They've spent over 20 million. It's gone. They  
4 spent our reserves. It's all gone. Look at the bond  
5 funds that are being used here. Look deeper down, and  
6 hopefully, I pray, that in subsequent meetings you can  
7 reconsider this decision.

8           I hate what I'm doing here, but somebody has got  
9 to do it. Otherwise who's -- you're going to take Dad's  
10 Point. You know, you're going to take Dad's Point away.

11           Thank you.

12           CHAIRPERSON KOUNALAKIS: Thank you.

13           Okay. Commissioners, anymore comments?

14           All right. Then we will now adjourn to closed  
15 session.

16           (Off record: 3:16 p.m.)

17           (Thereupon the meeting recessed  
18 into closed session.)

19           (Thereupon the meeting reconvened open session.)

20           (On record: 4:10 p.m.)

21           CHAIRPERSON KOUNALAKIS: I hereby call the  
22 Commission back into session in order to adjourn.

23           Do we have a motion to adjourn?

24           ACTING COMMISSIONER FINN: I'll move adjournment.

25           ACTING COMMISSIONER BAKER: Second.

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CHAIRPERSON KOUNALAKIS: All in favor?

(Ayes.)

CHAIRPERSON KOUNALAKIS: All right. Thank you,  
everyone.

(Thereupon the California State Lands  
Commission meeting adjourned at 4:10 p.m.)

C E R T I F I C A T E O F R E P O R T E R

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I, JAMES F. PETERS, a Certified Shorthand Reporter of 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, James F. Peters, a Certified Shorthand Reporter of the State of California;

That the said proceedings was taken before me, in shorthand writing, and was thereafter transcribed, under my direction, by computer-assisted transcription.

I further certify that I am not of counsel or attorney for any of the parties to said meeting nor in any way interested in the outcome of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand this 9th day of April, 2019.



JAMES F. PETERS, CSR  
Certified Shorthand Reporter  
License No. 10063