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
Ms. Keely Bosler, Director of Department of Finance, represented by Ms. Gayle Miller

STAFF:
Ms. Jennifer Lucchesi, Executive Officer
Mr. Colin Connor, Assistant Executive Officer
Mr. Seth Blackmon, Chief Counsel
Mr. Brian Bugsch, Chief, Land Management Division
Ms. Lisa Lloyd, Assistant Chief, Administrative Services Division
Ms. Jennifer Mattox, Environmental Program Manager and Tribal Liaison
Ms. Sheri Pemberton, Chief, External Affairs Division
Ms. Katie Robinson-Filipp, Sea Grant Fellow
Mr. Dobri Tutov, Public Land Management Specialist, Land Management Division

ATTORNEY GENERAL:
Mr. Andrew Vogel, Deputy Attorney General
APPEARANCES CONTINUED

ALSO PRESENT:
Ms. Kathy Bancroft, Lone Pine Paiute-Shoshone Reservation
Ms. Heather Blair, Ascent Environmental
Mr. Francis Coats
Mr. Matt Dias, California Department of Forestry and Fire Protection
Mr. Jerry Forstell, PBF Energy
Ms. Charlotte Lange, Mono Lake Kutzadike Tribe
Mr. Steve Lesher, Shell
Ms. Jolie Varela, Indigenous Women Hike
**III Executive Officer's Report**
Continuation of Rent Actions to be taken by the Executive Officer pursuant to the Commission's Delegation of Authority:

- **County of Orange (Lessee):** Continuation of rent at 8.5 percent of gross income per year generated from boat berthing located on the lease premises included within Sunset Harbor Marina; which for the purposes of calculating the annual rent is agreed to be 3 percent of the total gross income per year from boat berthing within Sunset Harbor Marina, for a General Lease - Public Agency Use located on tide and submerged lands in Anaheim Bay, Seal Beach, Orange County. (PRC 4076.1)

- **MFS Globenet, Inc. (Lessee):** Continuation of rent at $128,377 per year for a General Lease - Non-Exclusive Right-of-Way Use located on sovereign land in the Pacific Ocean, offshore of Montaña de Oro State Park, San Luis Obispo County. (PRC 8141.1)

- **MFS Globenet, Inc (Lessee):** Continuation of rent at $16,652 per year for a General Lease - Non-Exclusive Right-of-Way Use located on sovereign land in the Pacific Ocean, offshore of Montaña de Oro State Park, San Luis Obispo County. (PRC 8142.1)

- **Southern California Gas Company (Lessee):** Continuation of rent at $1,309 per year, with annual application of the Consumer Price Index, for a General Lease - Right-of-Way Use located on sovereign land in the Burton Mesa Ecological Reserve, Santa Barbara County. (PRC 8720.1)
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

Northern Region

01 RICHARD J. BOYLE, JR. AND CATHERINE M. BOYLE, TRUSTEES OF THE BOYLE FAMILY TRUST DATED APRIL 13, 2006 (LESSEE/APPLICANT): Consider acceptance of a lease quitclaim deed for Lease No. PRC 8227.1, a General Lease - Recreational Use, and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8789 Rubicon Drive, near Tahoma, El Dorado County; for the removal and reconstruction of an existing pier with an extension, and use and maintenance of two existing mooring buoys. CEQA Consideration: categorical exemptions. (Lease 8227.1; A2059; RA# 25618) (A 5; S 1) (Staff: J. Toy)

02 CASCADE MUTUAL WATER COMPANY, A CALIFORNIA NONPROFIT MUTUAL BENEFIT CORPORATION (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2117 Cascade Road, near Emerald Bay, El Dorado County; for an existing pier. CEQA Consideration: categorical exemption. (Lease 5899.1; A2191; RA# 2019031) (A 5; S 1) (Staff: S. Avila)

03 WILLIAM M. FEELEY; KATHERINE B. FEELEY; SUZANNE E. FEELEY; DENNIS C. HERSLEY AND JANE FEELEY LILLY-HERSLEY, TRUSTEES OF THE HERSLEY 2009 FAMILY TRUST DATED DECEMBER 2, 2009; AND STEVEN WESLEY MARCHETTE AND LAURA FEELEY MARCHETTE OR THEIR SUCCESSORS IN TRUST, AS TRUSTEES OF THE MARCHETTE FAMILY TRUST DATED MAY 3, 2001 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6762 North Lake Boulevard, near Tahoe Vista, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 8866.1; A2239; RA# 2019061) (A 1; S 1) (Staff: S. Avila)
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<th>INDEX CONTINUED</th>
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<tr>
<td>04 <strong>JULIE LANE GAY (APPLICANT):</strong> Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 181 and 185 Paradise Flat Lane, near Tahoma, El Dorado County; for an existing pier, boat lift, two mooring buoys, and one swim float. CEQA Consideration: categorical exemption. (Lease 8316.1; A2311; RA #2019072) (A 5; S 1) (Staff: S. Avila)</td>
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<td>05 <strong>RICHARD GHILOTTI, TRUSTEE OF THE RICHARD AND NANCY GHILOTTI FAMILY TRUST UNDER DECLARATION OF TRUST DATED JULY 11, 1997; AND MICHELLE GHILOTTI MANDEL, TRUSTEE OF THE JOSEPH AND STELLA MAY RESIDENCE TRUST DATED MAY 18, 1992; AND DALE L. MARCELLINI AND JILL A. MARCELLINI, CO-TRUSTEES, OR ANY SUCCESSOR TRUSTEE, OF THE DALE L. MARCELLINI AND JILL A. MARCELLINI REVOCABLE LIVING TRUST EXECUTED ON NOVEMBER 1, 2005 (LESSEE); RICHARD GHILOTTI, TRUSTEE OF THE RICHARD AND NANCY GHILOTTI FAMILY TRUST UNDER DECLARATION OF TRUST DATED JULY 11, 1997; AND MICHELLE GHILOTTI MANDEL, TRUSTEE OF THE JOSEPH AND STELLA MAY RESIDENCE TRUST DATED MAY 18, 1992; (ASSIGNOR); LORAINA LEE SIMPSON AND WILLIAM BRAXTON SIMPSON, TRUSTEES OF THE SIMPSON LIVING TRUST DATED 12/10/2004 (ASSIGNEE):</strong> Consider assignment of Lease No. PRC 5491.1, a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to Assessor's Parcel Number (APN) 085-344-008, near Homewood, Placer County; for an existing pier and three mooring buoys. CEQA Consideration: not a project. (PRC 5491.1; A2272; RA# 2019086) (A 1; S 1) (Staff: S. Avila)</td>
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<td>06 <strong>JOSEPH KARP, SURVIVING TRUSTEE OF THE KARP FAMILY TRUST DATED FEBRUARY 5, 1988; STEVEN M. KARP, AS TRUSTEE OF THE STEVEN M. KARP 2008 IRREVOCABLE TRUST DATED DECEMBER 13, 2008; AND RONALD M. KARP, AS TRUSTEE OF THE RONALD M. KARP 2008 IRREVOCABLE TRUST DATED DECEMBER 13, 2008 (APPLICANT):</strong> Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3770 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 5355.1; A2232; RA# 2019056) (A 1; S 1) (Staff: S. Avila)</td>
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| 07 **WILLIAM R. LEWIS, M.D. AND DUNCAN B. LEWIS, AS TRUSTEES OF LEWIS FAMILY TRUST DATED JANUARY 29, 2004 (APPLICANT):** Consider application for a General Lease
- Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 4726 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 4378.1; RA# 04118) (A 1; S 1) (Staff: J. Toy)

08 MICHAEL J. LOMBARDI AND HELEN E. LOMBARDI, TRUSTEES OF THE LOMBARDI LIVING TRUST ESTABLISHED BY DECLARATION OF TRUST DATED JANUARY 14, 1997 (LESSEE); KEVIN CHESSEN AND CHRISTINE CHESSEN, TRUSTEES OF THE KEVIN AND CHRISTINE CHESSEN REVOCABLE TRUST DATED NOVEMBER 6, 2002 (APPLICANT): Consider acceptance of a lease quitclaim deed for Lease No. PRC 4858.9, a Recreational Pier Lease; and an application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3940 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boat lift, and one mooring buoy. CEQA Consideration: categorical exemption. (Lease 4858.1; RA# 07918) (A 1; S 1) (Staff: M. J. Columbus)

09 SKYLANDIA, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (ASSIGNOR); ERIC W. STILLE AND KATHLEEN RILEY STILLE, AS TRUSTEES OF THE ERIC AND KATE STILLE FAMILY TRUST, DATED 7-8-05 (ASSIGNEE): Consider assignment of Lease No. PRC 4058.1, a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3740 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boathouse, boat hoist, sundeck with stairs, and two mooring buoys. CEQA Consideration: not a project. (PRC 4058.1; A 2127; RA# 31218) (A 1; S 1) (Staff: S. Avila)

10 TAHOE CITY PUBLIC UTILITY DISTRICT AND CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE, ACTING THROUGH THE WILDLIFE CONSERVATION BOARD (PERMITTEE/APPLICANT): Consider acceptance of a permit quitclaim deed for Permit No. PRC 2754.9, a General Permit - Public Agency Use; and application for an amendment to Permit No. PRC 2754.9, a General Permit - Public Agency Use, of sovereign land located in Lake Tahoe, adjacent to 2500 Lake Forest Road, near Tahoe City, Placer County; to remove the California Department of Fish and Wildlife, acting through the Wildlife Conservation Board as a permittee. CEQA Consideration: not projects. (PRC 2754.9; A 2300; RA# 2019090) (A 1; S 1) (Staff: J. Toy)
11 TAHOE KEYS PROPERTY OWNERS' ASSOCIATION (APPLICANT): Consider application for a General Lease - Recreational Use of sovereign land located in Lake Tahoe, adjacent to 356 Ala Wai Boulevard, South Lake Tahoe; for an existing pier not previously authorized by the Commission. CEQA Consideration: categorical exemption. (A2245; RA# 22316) (A 5; S 1) (Staff: A. Franzola)

Bay / Delta Region

12 JOHN R. AREIAS AND JULIE NOEL SANDINO (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 13950 State Highway 160, near Walnut Grove, Sacramento County; for an existing boat dock, personal watercraft float, and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 7692.1; A2158; RA# 2019009) (A 11; S 3) (Staff: G. Asimakopoulos)

13 HECTOR BECERRA, JUAN BECERRA, AND ODULIA BECERRA (LESSEE): Consider revision of rent to Lease No. PRC 2761.1, a General Lease - Commercial Use, of sovereign land located in the Sacramento River, adjacent to 14175 River Road, near Walnut Grove, Sacramento County; for an existing accommodation dock and appurtenant facilities. CEQA Consideration: not a project. (PRC 2761.1) (A 11; S 3) (Staff: G. Asimakopoulos)

14 CITY OF LARKSPUR (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in Corte Madera Creek, adjacent to 50 Drakes Landing Road, Greenbrae, Marin County; for the removal, replacement, use, and maintenance of an existing boat dock, ramp, and appurtenant facilities. CEQA Consideration: Mitigated Negative Declaration and Addendum adopted by the City of Larkspur Public Works Department, State Clearinghouse No. 2012052052. (Lease 7667.9; A2183; RA# 2019025) (A 10; S 2) (Staff: J. Holt)

15 CITY OF SUISUN CITY (LESSEE): Consider amendment of Lease No. PRC 7757.9, a General Lease - Dredging, of sovereign land in Suisun Slough and in the area around the Suisun City Marina, City of Suisun City, Solano County; to extend the dredging window to November 30 and to include Exhibit C, Mitigation Monitoring
<table>
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<th>Application Details</th>
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<tr>
<td><strong>Program. CEQA Consideration: Mitigated Negative Declaration,</strong> adopted by the City of Suisun City, State Clearinghouse No. 2019069029 (PRC 7757.9; A2229; RA# 2019058) (A 11; S 3) (Staff: D. Tutov)</td>
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<td><strong>THE NANTUCKET REVITALIZATION LLC (APPLICANT):</strong> Consider application for a General Lease - Other of sovereign land located in the Carquinez Strait, adjacent to 501 Port Street, Crockett, Contra Costa County; for maintenance, debris removal, and monitoring of subject property. CEQA Consideration: categorical exemptions. (A2081; RA# 20118) (A 14; S 3) (Staff: V. Caldwell)</td>
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<td><strong>LINDA BEERS HEISIG (APPLICANT):</strong> Consider application for a General Lease - Recreational Use, of sovereign land located in Whiskey Slough, adjacent to 399 South Boulton Road, near Stockton, San Joaquin County; for an existing boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 6009.1; A2185; RA# 2019027) (A 13; S 5) (Staff: D. Tutov)</td>
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<td><strong>KIT H. KINNE AND LISA MACK KINNE (ASSIGNOR); BRIAN AND CATHERINE MULHOLLAND (ASSIGNEE):</strong> Consider assignment of Lease No. PRC 5865.1, a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 7257 Garden Highway, near Sacramento, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: not a project. (PRC 5865.1; A2190; RA# 2019030) (A 7; S 6) (Staff: D. Tutov)</td>
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<td><strong>PORT SONOMA ASSOCIATES, LLC (LESSEE):</strong> Consider revision of rent to Lease No. PRC 5650.1, a General Lease - Right-of-Way Use, sovereign land located in the Petaluma River, adjacent to Assessor's Parcel number 068-140-026, near Black Point, Marin and Sonoma Counties; for a waterline and public access easement. CEQA Consideration: not a project. (PRC 5650.1) (A 10; S 3) (Staff: N. Lavoie)</td>
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<td><strong>ESPERANZA ROSS (APPLICANT):</strong> Consider application for a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 13880 State Highway 160, near Walnut Grove, Sacramento County; for an existing boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 8501.1; A2157; RA# 2019008) (A 11; S 3) (Staff: G. Asimakopoulos)</td>
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<td><strong>TEACHERS BEACH ASSOCIATION (APPLICANT):</strong> Consider application for a General Lease - Recreational and</td>
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Protective Structure Use, of sovereign land in Tomales Bay, adjacent to assessor's parcel numbers 112-011-14 and 112-011-15, near Inverness, Marin County; for an existing pier, appurtenant facilities, a boat hoist, float, boat shed, deck, groin retaining wall, stairs, access road and grass area. CEQA Consideration: categorical exemption. (Lease 4899.1; RA# 14917) (A 10; S 2) (Staff: D. Tutov)

Central / Southern Region

22 BROAD BEACH GEOLOGIC HAZARD ABATEMENT DISTRICT (LESSEE): Consider amendment to Lease No. PRC 9364.1, a General Lease - Beach Replenishment and Protective Structure Use, of sovereign land located in the Pacific Ocean at Broad Beach, Malibu, Los Angeles County, to extend the grace period for project completion and authorize a restatement of the lease. CEQA Consideration: statutory exemption. (PRC 9364.1; A2031; RA# 24218) (A 50; S 27) (Staff: D. Simpkin)

23 CALIFORNIA-AMERICAN WATER COMPANY (APPLICANT): Consider application for a General Lease - Other, of sovereign land located in the Pacific Ocean, near Marina, Monterey County; for the placement and operation of ocean water quality monitoring equipment. CEQA Consideration: Environmental Impact Report/Statement, certified by the California Public Utilities Commission and the Monterey Bay National Marine Sanctuary, State Clearinghouse No. 2006101004. (A2147; RA# 27118) (A 29; S 17) (Staff: D. Simpkin)

24 CALIFORNIA DEPARTMENT OF TRANSPORTATION (APPLICANT): Consider application for a Public Agency Permit and Right-of-Way Maps pursuant to Section 101.5 of the Streets and Highways Code and Section 6210.3 of the Public Resources Code, of sovereign land located at Owens Lake, near Cartago, Inyo County; for a project to widen US Route 395. CEQA Consideration: Environmental Impact Report, certified by the California Department of Transportation, State Clearinghouse No. 2010091023, and adoption of a Mitigation Monitoring Program and Statement of Findings. (A2114; RA# 29818) (A 26; S 8) (Staff: D. Simpkin)

25 CALIFORNIA RESOURCES PETROLEUM CORPORATION (LESSEE): Consider amendment to Lease No. PRC 3913.1, a General Lease - Right-of-Way Use, of sovereign land located in
the Pacific Ocean, near Emma Wood State Beach, Ventura County; to extend the lease term. CEQA Consideration: categorical exemption. (PRC 3913.1; RA# 05018) (A 37; S 19) (Staff: C. Hudson)

26 CITY OF ENCINITAS (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Pacific Ocean at Batiquitos Beach, Moonlight State Beach, Leucadia State Beach, and Cardiff State Beach, Encinitas, San Diego County; for the deposition of sand under the City of Encinitas Opportunistic Beach Fill Program. CEQA Consideration: Mitigated Negative Declaration, adopted by the City of Encinitas, State Clearinghouse No. 2013111057. (Lease 8817.9; A2193; RA# 2019033) (A 76; S 36) (Staff: L. Pino)

27 CITY OF PISMO BEACH (LESSEE): Consider amendment of Lease No. PRC 6674.1, a General Lease - Public Agency Use, of sovereign land in the Pacific Ocean, Pismo Beach, San Luis Obispo County; to authorize the operation and maintenance of up to two food or bait concessions, and an information kiosk on the pier. CEQA Consideration: categorical exemption. (PRC 6674.1; A2255; RA# 2019071) (A 35; S 17) (Staff: L. Pino)

28 FRANK B. DEGELAS AND DONNA L. DEGELAS, AS TRUSTEE(S) OF THE FRANK AND DONNA DEGELAS TRUST ESTABLISHED 2-27-2003 (APPLICANT): Consider amendment of Lease No. PRC 7986.1, a General Lease - Recreational Use, of sovereign land located in Huntington Harbour, adjacent to 3632 Venture Drive, Huntington Beach, Orange County; to remove and replace a boat dock, access ramp, and cantilevered deck. CEQA Consideration: categorical exemption. (PRC 7986.1; A2282; RA# 2019084) (A 72; S 34) (Staff: K. Connor)

29 JOE V. HERNANDEZ OR SHARON J. HERNANDEZ, TRUSTEES OR THEIR SUCCESSORS IN TRUST UNDER THE HERNANDEZ FAMILY LIVING TRUST DATED JUNE 12, 1997 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Midway Channel of Huntington Harbour, adjacent to 16831 Marina Bay Drive, Huntington Beach, Orange County; for an existing boat dock, access ramp, and cantilevered deck not previously authorized by the Commission. CEQA Consideration: categorical exemption. (W26997; A2187; RA# 2019028) (A 72; S 34) (Staff: K. Connor)
30 OAK HILLS ESTATE, LLC (APPLICANT): Consider rescission of approval, and issuance of a General Lease – Other, of sovereign land located in Burton Mesa Ecological Reserve, near Lompoc, Santa Barbara County; for the installation, use, and maintenance of habitat restoration and mitigation; and consider accepting a deposit into the Kapiloff Land Bank Fund. CEQA Considerations: Environmental Impact Report, certified by the County of Santa Barbara, State Clearinghouse No. 2015111069, and adoption of a Mitigation Monitoring Program and Statement of Findings; statutory exemption. (Lease 9570.9; RA# 34917) (A 35; S 19) (Staff: R. Collins)

31 PARADISE COVE LAND COMPANY, LLC (APPLICANT): Consider application for a General Lease – Commercial Use, of sovereign land located in the Pacific Ocean at Paradise Cove, Malibu, Los Angeles County; for an existing pier. CEQA Consideration: categorical exemption. (Lease 391.1; RA# 11718) (A 50; S 27) (Staff: D. Simpkin)

32 SEA HARBOUR STATE CHANNEL SLIP OWNERS ASSOCIATION, INC. (APPLICANT): Consider application for a General Lease – Recreational Use, of sovereign land located in Huntington Harbour adjacent to 17100 through 17154 Bluewater Lane, Huntington Beach, Orange County; for 30 existing boat slips. CEQA Consideration: categorical exemption. (Lease 4953.1; A2139; RA#32518) (A 70; S 35) (Staff: L. Pino)

33 GERALD R. TARPO AND SHARON A. TARPO, AS CO-TRUSTEES OF THE JERRY AND SHARON TARPO REVOCABLE TRUST UTD AUGUST 16, 2002 (APPLICANT): Consider application for a General Lease – Recreational Use, of sovereign land located in the Main Channel of Huntington Harbour, adjacent to 16981 Bolero Lane, Huntington Beach, Orange County; for an existing boat dock and access ramp previously authorized by the Commission, and a cantilevered deck not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 3566.1; A2106; RA# 29118) (A 72; S 34) (Staff: K. Connor)

34 ING LIONG WONG AND CHU FONG WONG, AS TRUSTEES UNDER THE WONG 1986 FAMILY TRUST (CREATED BY A DECLARATION OF TRUST DATED SEPTEMBER 18, 1986) (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 16891 Bolero Lane, Huntington Beach, Orange County; for an existing boat dock, access ramp, cantilevered deck, and bulkhead protection. CEQA Consideration: categorical exemption. (Lease 3254.1; A2174; RA# 2019017) (A 72; S 34) (Staff: K. Connor)

### School Lands

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<th>No.</th>
<th>Description</th>
<th>CEQA Consideration</th>
<th>Staff</th>
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<tr>
<td>35</td>
<td>CITIZENS TELECOMMUNICATIONS COMPANY OF CALIFORNIA INC. (LESSEE): Consider revision of rent to Lease No. PRC 8145.2, a General Lease - Right-of-Way Use, of State school land in a portion of Section 16, Township 35 North, Range 5 East, MDM, near Burney, Shasta County; for a fiber-optic cable and appurtenant facilities. CEQA Consideration: not a project. (PRC 8145.2) (A 1; S 1) (Staff: N. Lee)</td>
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<td>36</td>
<td>PACIFIC GAS AND ELECTRIC (LESSEE): Consider revision of rent to Lease No. PRC 7562.2, a General Lease - Right-of-Way Use, of State indemnity school land in portions of Section 26 and 27, Township 9 North, Range 2 East, SBM, near Newberry Springs, San Bernardino County; for a gas transmission line, blow-off line, and communication line. CEQA Consideration: not a project. (PRC 7526.2) (A 33; S 16) (Staff: K. Foster)</td>
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<td>37</td>
<td>SIERRA PACIFIC INDUSTRIES (APPLICANT): Consider application for a General Lease - Right-of-Way Use, of State-owned school land located in portions of Section 36, Township 36 North, Range 4 West and Section 36, Township 36 North, Range 5 West, MDM, northeast of Lakehead, Shasta County; for construction, use and maintenance of two access roads. CEQA Consideration: CEQA equivalent document. (W27211; RA# 11118) (A 1; S 1) (Staff: J. Porter)</td>
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<td>38</td>
<td>SOUTHERN CALIFORNIA EDISON COMPANY (LESSEE): Consider revision of rent for Lease No. PRC 9194.2, a General Lease - Right-of-Way Use, of State school land in a portion of Section 36, Township 15 North, Range 8 East, SBM, San Bernardino County; for an existing underground utility line. CEQA Consideration: not a project. (PRC 9194.2) (A 33; S 16) (Staff: K. Foster)</td>
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<td>39</td>
<td>SOUTHERN CALIFORNIA EDISON COMPANY (LESSEE): Consider revision of rent for Lease No. PRC 2679.2 a General Lease - Right-of-Way Use, of 14.39 acres, more or less, of State-owned indemnity lands located in portions of Sections 3, 4, and 10, Township 3 North,</td>
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Range 3 East; Sections 29, 30, 32, and 33, Township 4 North, Range 3 East; and Sections 21, 22, 23, and 25, Township 4 North, Range 2 East, SBM, south of Barstow, San Bernardino County; for an existing overhead electrical distribution line. CEQA Consideration: not a project. (PRC 2679.2) (A 33; S 16) (Staff: J. Porter)

40 SOUTHERN CALIFORNIA EDISON COMPANY (APPLICANT): Consider application for a General Lease - Right-of-Way Use, of State-owned school land located within a portion of Section 36, Township 20 North, Range 8 East, SBM, San Bernardino and Inyo counties, and a portion of Section 36, Township 20 North, Range 9 East, SBM, southeast of Tecopa, San Bernardino County; for an overhead electric distribution line and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 4629.2; A2226; RA# 2019052) (A 33; S 16) (Staff: J. Porter)

Mineral Resources Management

41 CALIFORNIA STATE LANDS COMMISSION (PARTY): Consider approval of qualifying mileages for subventions for Fiscal Year 2019-2020 to the cities of Huntington Beach and Seal Beach, located in Orange County; and to the city of Long Beach, located in Los Angeles County. CEQA Consideration: not a project. (W 4848.1, W 4848.4, W 4848.8) (A 70, 72, 74; S 33, 34, 37) (Staff: N. Heda, D. Cook)

42 DAVID EVANS AND ASSOCIATES, INC. (APPLICANT): Consider an application for a General Permit to conduct geophysical surveys on sovereign tide and submerged lands under the jurisdiction of the California State Commission. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021. (A2273; RA# 2019080) (A & S: Statewide) (Staff: R. B. Greenwood)

43 FUGRO USA MARINE, INC. (APPLICANT): Consider an application for a General Permit to conduct geophysical surveys on sovereign tide and submerged lands under the jurisdiction of the California State Commission. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021. (A2280;
Merkel & Associates, Inc. (Applicant): Consider an application for a General Permit to conduct geophysical surveys on sovereign tide and submerged lands under the jurisdiction of the California State Commission. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021. (A2270; RA# 2019085) (A & S: Statewide) (Staff: R. B. Greenwood)

Terrasond, Limited (Applicant): Consider an application for a General Permit to conduct geophysical surveys on sovereign tide and submerged lands under the jurisdiction of the California State Commission. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021. (A2289; RA#2019092) (A & S: Statewide) (Staff: R. B. Greenwood)

Marine Environmental Protection - no items

Administration

California State Lands Commission (Party): Consider granting authority to the Executive Officer to solicit proposals for consultant services, negotiate a fair and reasonable price, and award and execute an agreement for preparation of the Commission's 2021-2025 Strategic Plan. CEQA Consideration: not a project. (W 27242) (A & S: Statewide) (Staff: C. Connor, K. Forbes)

California State Lands Commission, Acting as the School Land Bank Fund Trustee (Party): Consider granting authority to the Executive Officer to either enter into an interagency agreement or solicit proposals for consultant services, negotiate a fair and reasonable price, and award and execute an agreement to conduct an inventory of the Commission's forested school lands and prepare a forest management plan or plans. CEQA Consideration: not a project. (W 27241) (A & S: Statewide) (Staff: C. Connor, K. Forbes)
Legal

48 CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE, CALIFORNIA STATE LANDS COMMISSION, THE SIERRA CLUB, THE OWENS VALLEY COMMITTEE, AND THE CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER: TO RESOLVE LITIGATION CHALLENGING THE CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER'S WELL 385R PUMPING TEST (PARTIES): Consider approval of a settlement agreement to resolve litigation challenging the City of Los Angeles Department of Water and Power's pumping test for Well 385R. CEQA Consideration: not a project. (Owens Valley Committee v. City of Los Angeles, Los Angeles Department of Water and Power; Los Angeles Department of Water and Power Board of Commissioners, Case No. SICVCV17-61853) (A 26; S 8) (Staff: J. Garrett)

49 CALIFORNIA STATE LANDS COMMISSION (PARTY): Consider amendment of the Comprehensive Delegation of Authority, as amended, to: authorize the Executive Officer to approve certain lease assignments and certain rent revisions; re-delegate various budget, fiscal, and personnel matters to the Assistant Chief, Administrative Services Division; modify criteria for granting letters of non-objection; and make other modifications. CEQA Consideration: not a project. (W 9301) (A & S: Statewide) (Staff: E. Kennedy)

Kapiloff Land Bank Trust Acquisition - no items

External Affairs

Granted Lands

50 CALIFORNIA STATE LANDS COMMISSION AND THE CITY OF VALLEJO (PARTIES): Consider amending the October 30, 1981 exchange agreement between the State of California, acting by and through the State Lands Commission, and the city of Vallejo, to terminate the state's Public Trust interest on an additional 1.6 acres of land located in the city of Vallejo, Contra Costa County. CEQA Consideration: statutory exemption. (G 17-02) (A 14; S 3) (Staff: R. Boggiano, A. Kershen)

51 CITY OF LONG BEACH (TRUSTEE): Review a proposed tideland oil revenue expenditure in an amount not to exceed $500,000 by the City of Long Beach for one capital improvement project located on or adjacent to
Index Continued

I legislately granted sovereign land in the of
the City of Long Beach, Los Angeles County.
CEQA Consideration: not a project. (G 05-03)
(A 70; S 33) (Staff: M. Moser)

V Informational Calendar - see Regular Calendar

VI Regular Calendar 52-58

52 EQUILON ENTERPRISES, LLC DBA SHELL OIL PRODUCTS
US (ASSIGNOR); MARTINEZ REFINING COMPANY LLC
(ASSIGNEE): Consider assignment and amendment of
Lease No. PRC 4908.1, a General Lease -
Industrial Use, of sovereign land located in
the Carquinez Strait, Martinez, Contra Costa
County; for an existing marine oil terminal
wharf and appurtenant facilities. CEQA
Consideration: not a project. (PRC 4908.1; A2162;
RA# 2019013) (A 14; S 3) (Staff: D. Tutov,
J. Fabel) 21

53 IDEOL USA, INC. (APPLICANT): Consider application
for a General Lease - Other, of sovereign land
located in the Pacific Ocean, between the
Vandeberg State Marine Reserve and Point
Conception State Marine Reserve, near Lompoc,
Santa Barbara County; for scientific data
collection, including the installation, use,
and maintenance of a buoy. CEQA Consideration:
categorical exemption. (A2152; RA# 2019005)
(A 35, 37; S 19) (Staff: S. Meshkati, G. Kato) 20

54 CALIFORNIA DEPARTMENT OF TRANSPORTATION
(APPLICANT): Consider authorization, as trustee
of the School Land Bank Fund, for the sale and
issuance of a patent of 17.13 gross acres, more
or less, of State-owned school land; consider
authorization of an application for a General
Lease - Public Agency Use, of 1.07 acres, more
or less, of State-owned school land for a dirt
access road with both the sale of the 17.13
gross acres and the lease conditioned on the
conceptual commitment to preserve a culturally
significant adjacent parcel; and consider
authorization of an archaeological permit, all
located in Section 36, Township 18 South, Range 36 East, MDM, north of Cartago, Inyo County. CEQA Consideration: Environmental Impact Report, certified by the California Department of Transportation, State Clearinghouse No. 2010091023, and adoption of a Mitigation Monitoring Program and Statement of Findings. (SA5773, A2115; RA# 30018) (A 26; S 8) (Staff: J. Porter, C. Huit, J Mattox, P. Huber)

55 CALIFORNIA STATE LANDS COMMISSION (PARTY): Consider adopting a resolution supporting infrastructure projects and operational changes to prevent transboundary pollution in the Tijuana River Valley and Pacific Ocean, San Diego County. CEQA Consideration: not a project. (A & S: Statewide) (Staff: J. Lucchesi, B. Johnson, K. Robinson-Filipp)

56 CALIFORNIA BOARD OF FORESTRY (INFORMATIONAL): Presentation by the Board of Forestry on the California Vegetation Treatment Program, which will be implemented statewide to reduce wildfire risks. CEQA Consideration: not applicable. (A & S: Statewide) (Staff: J. Lucchesi)

57 CALIFORNIA STATE LANDS COMMISSION (INFORMATIONAL): Progress report on the Commission's first-year implementing its new Environmental Justice Policy. CEQA consideration: not applicable. (A & S: Statewide) (Staff: S. Pemberton, K. Robinson-Filipp)

58 CALIFORNIA STATE LANDS COMMISSION (INFORMATIONAL): Informational update on the Commission's participation in the Government Alliance on Race and Equity Capitol Cohort. CEQA consideration: not applicable. (A & S: Statewide) (Staff: S. Pemberton, L. Lloyd)

VII Public Comment
VIII Commissioners' Comments
IX  Closed Session  93

At any time during the meeting the Commission may meet in a session of 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: HVI Cat Canyon, Inc., Bankruptcy Chapter 11
- In re: PG&E Corporation and Pacific Gas and Electric Company, Bankruptcy Chapter 11
- In re: Rincon Island Limited Partnership Chapter 7
- In re: Venoco, LLC, Bankruptcy Chapter 11
- Madden v. City of Redwood City
- 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
- Owens Valley Committee v. City of Los Angeles, Los Angeles Department of Water and Power, et al.
- Public Watchdogs v. California State Lands Commission
- Safe Embarcadero for All v. State ex rel. State Lands Commission, City and County of San Francisco
- San Francisco Baykeeper, Inc. v. State Lands Commission
- San Joaquin River Exchange Contractors Water Authority v. State of California; State Lands Commission
- SLPR, LLC, et al. v. San Diego Unified Port District, California State Lands Commission
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

   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.

C. Other matters.

The Commission may also consider personnel actions to appoint, employ, or dismiss a public employee as provided for in Government Code section 11126(A)(1).
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CHAIRPERSON KOUNALAKIS: Good morning, everyone.

Good morning everyone. I call this meeting of the State Lands Commission to order. All the representatives of the Commission are present.

I am Lieutenant Governor Eleni Kounalakis. I'm joined today by State Controller Betty Yee and Gayle Miller representing the Department of Finance.

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

Today, we will hear requests and presentations involving the lands and resources within the Commission's jurisdiction. We recognize that the lands we manage have been inhabited for thousands of years by California's native people and take seriously our trust relationship with these sovereign governments.

Today, our gratitude goes to the Nisenan, Wintun, and Miwok people who have inhabited the Sacramento River Valley, and corridor, and the foothills for countless
generations. I would like to start our meeting today by welcoming Robert T. Hatch, Executive Director of Cultural Preservation for the Wilton Rancheria to come to the microphone and say a few words.

Mr. Hatch.

Welcome.

MR. HATCH: Thank you. Thank you. It's Ralph Hatch, Executive Director of Wilton Rancheria. And, you know, the Chairman -- you know, we're very honored to be here to open, you know, the meetings this way, and, you know, honor the people that came here -- or that's been here. The Nisenan people and the Miwok people that come from these areas.

My job is to protect those things for the next generation and the generations. So, you know, all that I try to gather the history, the culture, the ceremonies, all those things I protect. And I protect everything in the ground. And so, you know, I -- I wanted to come here and I -- to share a song with you. And it come from William Franklin, Bill Franklin. You know, he helped preserve a lot of these things in this area. And he's been working with the State and working with, you know, the communities to keep these things here.

And so he used to sing this song. And it was a song that was -- it was -- it was a social song. But in
our dance, when we go into the roundhouses and to the hun'ges, that's where we go pray, and that's where we ask for things or we need help spiritually. So we would sing these songs and we would invite the people to come up to do that with us. And so what it was doing is it was bringing us all together to pray for something, to pray for the earth, to pray for the water, to pray for these things that give us life.

And so, you know, I see it fit that -- I sing that here because we've got -- you know, going last night to the tree lighting, and opening it there with my family, I seen all kinds of different nations come and be a part of that. And, you know, thinking about California and how many people are here of different -- from different nations. And we all got to take care of each other. We all got to live together. We all got to do these things. And it's going to take all of us to do that, to change the environment, to change the things that we go through.

And so I brought one of my monitors here today with me to help me sing this song. You know, he goes out in the field. And he's -- on any kind of excavating, he's there to protect. And so I brought him here today, so I'm going to share that with you. And like I said, we're very honored to be here, and we're thankful, and, you know, we have laws inside of our own world that we can't go to
somebody else's land and do a prayer or opening. We don't
do that, because it's disrespect to the people that come
from there.

And so it's good that we're opening up these
things and I've been traveling for the last few months for
the Chairman and say, hey, go do this, go do this, go do
this.

So, you know, again, we're very -- just very
honored to come out here and do this, and to be a part of
it, and, you know, ask prayers for everybody, for all your
families, for you to make good decisions on behalf of the
people, you know. And so I'm going to share.

And if you guys can stand, that would be good.
If not, that's fine.

(Thereupon they sang.)

MR. HATCH: And again, thank you. And have a
good meeting. Thank you.

CHAIRPERSON KOUNALAKIS: Thank you so much, Mr.
Hatch. Thank you not just for the beautiful sounds and
meaning of the song, but for your inspirational words.
There is nothing more important than all of us recognizing
that with all of our differences, coming together here in
California in the spirit of community and friendship, we
can do anything.

Thank you.
So the first item of business will be the adoption of the minutes from the Commission's meeting of October 24th, 2019.

May I have a motion to approve the minutes?

COMMISSIONER YEE: Yes. So moved.

CHAIRPERSON KOUNALAKIS: Second?

ACTING COMMISSIONER MILLER: Second.

CHAIRPERSON KOUNALAKIS: Any objection to a unanimous vote?

If not, the motion passes unanimously.

The next order of business is the Executive Officer's report.

CHAIRPERSON KOUNALAKIS: Ms. Lucchesi, may we have that report?

EXECUTIVE OFFICER LUCCHESI: Yes, of course.

Good morning and thank you.

I do have a slide deck.

Can I get the advancer. I'm sorry.

(Thereupon an overhead presentation was presented as follows.)

EXECUTIVE OFFICER LUCCHESI: Thank you.

So I just have a couple of items I want to update the Commission on.

The first is our decommissioning projects. I'll start first with the Rincon Island and onshore leases. We
continue to make significant progress in abandoning the offshore and onshore wells at the former Rincon leases. On the island, 24 of the 50 offshore wells have been cemented back to the mud line. Onshore, 24 of the 25 State wells have been abandoned and the removal of the wellheads and concrete well cellars are underway. Two private wells were also abandoned within this area using funds made available by DOGGR.

Thus far, 540 tons of concrete have been hauled to disposal from these operations and a like amount is being processed at the lease area for disposal.

We recently hosted a tour of the island with County of Ventura representatives, as well as representatives from UCSB's Bren Institute, including the Dean, to brainstorm and talk about options for the ultimate use of the island and disposition. It was a great beautiful day, as you can see from the pictures, and we're looking forward to hearing ideas that UCSB may have for the future use of that island.

Because we're making such great progress on the plugging and abandonment of the wells, we continue to be ahead of schedule and under budget. We're looking to start the CEQA process and the public engagement process on the ultimate disposition of these properties in the second half of 2020.
EXECUTIVE OFFICER LUCCHESI: Next, with Platform Holly, we have become -- we have begun the first phase of the plugging and abandonment of the wells on Platform Holly. We are -- so far, we have been able to finish the -- cementing the production zone of three wells and are working on the fourth.

Each well gets a little better -- working on each well gets a little better and quicker with less downtime, as we learn from the previous wells. So we're continuing to make good progress on that.

Safety continues to be our main concern. And so far, we have not had any incidences. So that's a good thing.

EXECUTIVE OFFICER LUCCHESI: In terms of an update on the Piers 421 wells, we have -- as I mentioned at our last meeting, we have completed the plugging and abandonment of the production well there. So we are now starting to do some prep work for the additional CEQA compliance that we need to do in order to move forward on removing those piers from the shore zone there. As you can see those are the actually -- one of the last -- the last shore zone pier -- piers relating to oil and gas. And so we're looking forward to actually removing those
from the shore zone and being able to have a much more smooth access way across the beach there.

In terms of the Ellwood Onshore Facility, no new operations have been done or planned at this time. The facilities are only in service to -- for the support of Platform Holly. And that's supplying the platform and the -- with required utilities for electric and gas services and stripping the small amounts of hydrogen sulfide from the gas sent in from the platform.

We did hold a town hall event in November. And that was a successful event in terms of being able to update the community and the city on our progress with all aspects of the Platform Holly decommissioning. And importantly, we were also able to spend some time with various representatives from the tribal communities in that area that we're working closely with, both in terms of keeping them updated on our work out at the platform and at the piers, but also to help position us and them to be able to provide meaningful interaction, and feedback, and support if the unthinkable happens and there is an incident, as we're plugging and abandoning the wells. So we're continuing to build and enhance those relationships with the tribal communities there. We had a great meeting with them on that, and OSPR participated with us.

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EXECUTIVE OFFICER LUCCHESI: Next, I want to update the Commission on a couple of hazard removal activities that we've completed. This first one is dealing with the Cemex wharf removal in West Sacramento near Freedom Bridge. This wharf is under lease for a non-operational concrete pier and wharf structure that was originally built in the 1950's.

Cemex had submitted an application for removal of the existing wharf facilities and the termination of the existing lease. And we began the initial stages of preparing a workplan and environmental documents for removal. However, during a site visit in May, staff discovered that the levee side of the wharf was collapsing and threatening the integrity of the pier and the wharf structure.

And based on an inspection by our engineers on June 13th, we determined that the structure was critically damaged and required immediate removal for public health and safety reasons. And so as part of that work, we issued a letter of non-objection to fully remove the structure. And we're happy to report that the levee has been completely remediated --

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EXECUTIVE OFFICER LUCCHESI: -- and the -- all the facilities have been removed. And so this is what it
looks like now, again providing access to the river right there.

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EXECUTIVE OFFICER LUCCHESI: Our next removal activity deals with the Crockett waterfront. As you may remember from our last meeting that was held in Contra Costa County, we had a lot of discussion around the future of the Crockett waterfront there. We have been working very closely with the San Francisco Bay Conservation and Development Commission, BCDC, the National Marine Fisheries Service, Lind Marine, and Hanson Aggregates to pursue removal of two abandoned vessels and 30 pilings. And so that work has recently been completed and everybody did a really great job.

And I actually have a video, I think, if you could help me play it maybe, from our drone -- there. There you go -- of the -- some of the work that was completed as part of this removal activity.

(Thereupon a video was played.)

EXECUTIVE OFFICER LUCCHESI: And we don't have -- maybe press play again.

AGP VIDEO: Is there audio?

EXECUTIVE OFFICER LUCCHESI: No.

AGP VIDEO: It's still playing.

EXECUTIVE OFFICER LUCCHESI: It's -- oh, okay.
Great. There it goes.

AGP VIDEO: Do you want me to start it over?

EXECUTIVE OFFICER LUCCHESI: No, it's fine.

Thank you.

And so just associated with this on the consent agenda, we do have Item 16, which we're proposing a lease with the Nantucket Revitalization, LLC to maintain and help with security and debris removal for the restaurant area on shore there.

So this is really just to follow up on a lot of discussion that held -- we had at our last meeting about the future of this area and working with the county, and with our applicants for that area, and other State and federal agencies to really do what we can to clean that area up. So we're really proud of the work that we're doing, especially since we don't have dedicated funding sources for this. So there's a lot of work that goes -- involved in trying to find partners to be able to help with this clean-up.

So I'll move forward.

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EXECUTIVE OFFICER LUCCHESI: So this is what it looks like now. Obviously, we still have a lot more work to do, but a significant amount of material was removed from that site.
EXECUTIVE OFFICER LUCCHESI: Next, I want to update you on our regulations for our offshore geophysical survey program.

Recently the Office of Administrative Law approved the publication of the Commission's new survey—or, excuse me, regulations. These regulations streamline and enhance the Commission's existing program and seek to ensure that geophysical surveys occurring in State waters are protective of the environment.

EXECUTIVE OFFICER LUCCHESI: And next, the Commission staff are working with staff from the Ocean Science Trust to conduct an independent peer review of the Commission's recent report, entitled The 2018 Assessment of the Efficacy, Availability, and Environmental Impacts of Ballast Water Treatment Technologies For Use in California's Waters. This has to do with our Marine Invasive Species Program.

That report led to AB 912 by Muratsuchi, a Commission-sponsored bill that goes into effect on January 1st, 2020 and amends the Marine Invasive Species Act to delay implementation of California's Ballast Water Discharge Standards and authorize the Commission to enforce the federal standards in the interim.
During the development of the bill, Commission staff encountered some initial concerns questioning the findings and conclusions in the 2018 report. And so in order to ensure that the Commission's scientific review and decision-making process is grounded in science -- sound science, staff has requested the Ocean Science Trust, an independent nonprofit organization dedicated to ocean health, to convene a Scientific Review Panel and coordinate an independent scientific and technical review of the 2018 report.

OST is working with staff to finalize the scope of work for the review and it's expected to be complete in early 2020.

The scope of work and final summary report will be posted on OST's website and a technical report offering details from the reviewers will be provided to the Commission. And feedback from the reviewers will also be useful for the Commission as we prepare comments to the U.S. EPA and the U.S. Coast Guard during the development of regulations to establish federal vessel discharge standards under the recently enacted Vessel Incidental Discharge Act. And funding -- finally, funding for this project is provided through a grant from the Ocean Protection Council.

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EXECUTIVE OFFICER LUCCHESI: Just a couple more items I want to update the Commission on. The strategic plan update. We are embarking next year -- well, we've already kind of started, but we will be embarking in earnest next year to develop the Commission's next five-year strategic plan. We are tentatively scheduled for an early February 2020 meeting that's going to be focused on receiving and soliciting input and feedback on the Commission's current strategic plan, and what people would like to see for the next strategic plan.

And I also want to highlight that Consent Item 46 on the agenda does relate to we're requesting the Commission to authorize staff to retain a consultant to help us develop that next strategic plan, as well as a public engagement process associated with that.

Two more Commission personnel issues I want to identify. First, I want to acknowledge and congratulate Seth Blackmon as our new Chief Counsel. Seth's education, litigation experience, leadership attributes, and overall collaborative and inclusive personality makes him the best fit for the Chief Counsel. And I could not be more excited and grateful that he took the position. And I think I speak for our entire staff for that. So we're very excited to have him up at the table with us today.

And I really look forward to all that we will
accomplish together as a Commission with Seth's thoughtful and comprehensive legal advice, insight, and support.

And finally, on a bit of a sad note, I do want to acknowledge and recognize that we have had three Commission staff members pass away within the last 12 to 15 months all in the same division, our Mineral Resources Management Division. And I wanted to request of the Chair that we close this meeting in honor of them, Mark LeClair, Raul Valdez, and Steve Staker. They all worked as inspectors and engineers in our Mineral Resources Management Division. And as you know, our Commission is very small and we're very family oriented, so it's been a huge hit to our agency, and in particularly that Division that worked with them so closely. They were committed, dedicated public servants. And we're going to miss them and the State of California is going to miss them very much.

And with that, I'll close my Executive Officer's report.

CHAIRPERSON KOUNALAKIS: Thank you. Thank you so much Ms. Lucchesi for that very comprehensive and thorough report. And I certainly support, we all do, closing today's meeting in the honor of the three staff members who have been lost in the last 12 to 15 months. It's really very, very sad.
And I also want to congratulate Seth. Welcome to the team. There's overwhelming support for you being in this position. And it's been said in the past, congratulations. You caught the piano.

(Laughter.)

CHAIRPERSON KOUNALAKIS: A lot of work ahead. A lot of complicated issues, but we know that you are up to it. And then finally, I just wanted to recognize just how much has been going on out there in cleaning up our beautiful coast and making it more -- you know, more accessible and attractive to -- to people in the communities who live there, and to all Californians. And that the upcoming update of the strategic plan is going to be a great opportunity for all of us, both up on the dais and in the community to really reassess and think about the priorities of the State Lands Commission and hear from the public about the work that we do, and, you know, what else we should be thinking about.

So thank you very much. And Commissioners, I'll proceed to the next order of business. Okay. Comments from Commissioners.

How did we not have that?

COMMISSIONER YEE: Thank you, Madam Chair. First of all, I wanted to also add my condolences to the three staff members. You know, this is a division that's
actually pretty globally recognized for the work that they do. And so it is quite a significant loss, I think, for the State of California and even beyond. So thank you for the recognition of them and we will duly recognize them at the adjournment of this meeting.

I wanted to also congratulate Seth and really welcome him aboard. And I love the analogy, Madam Chair, of the piano. And that's -- I would say that's probably most days for many of us in the work that we do.

But also, I want to just say with respect to the strategic plan, I want to just thank Jennifer for the strong direction that she's really taken to implement the plan. This has really been integrated throughout the organization in terms of the work that all of our divisions are doing. And I think it's really been just so -- such a great guide and roadmap. And I know for each of us as Commissioners, it's really helped us kind of put a focus to, you know, where we want to place our emphasis and priority.

But what I did want to say too is that, you know, our stakeholders have been a really wonderful part of this. And we're going to take the public process -- we're going to take the process public -- more publicly going into the next year. But I wanted to thank the stakeholders who we've been able to convene just to get
feedback about how it's working for them. This is a partnership. And I think if there's anything about this Commission that just should not go unnoticed, it's the fact that most everything we do is partnership.

And so I thank the stakeholders. We did convene a group, one with the ports and the lessees and another that really represented the environmental interests and the environmental justice community. And we're happy that we have the environmental justice community at the table, as we begin this new process, and -- but I'm just looking forward to beginning to have this more public engagement. The work that we do obviously has broad reach and really has impacts for a lot of people.

But I appreciated, Madam Chair, that, you know, we have adopted this tradition of beginning every meeting now with the recognition of our native peoples. It's so important and so critical that we not forget. And I think certainly the ongoing work that we will do to make our consultation process with the tribal communities more robust will also be just all the more beneficial to the work that we're going to be carrying out together.

Thank you.

CHAIRPERSON KOUNALAKIS: Thank you very much. And let me just say that when we start with the February meeting, and the discussion of the update of the
strategic plan, Commissioner Yee will be back in this chair as the Chair. And with your experience in getting us to this point, I think it's going to be really terrific to have your leadership on the update.

Okay. The next order of business will be the adoption of the consent calendar. Commissioners, are there any items you would like removed from the consent calendar?

EXECUTIVE OFFICER LUCCHESI: I believe that Commissioner Yee would like to remove Item 29, because she will need to abstain from that.

COMMISSIONER YEE: Yes. If we can remove that and have a separate vote.

CHAIRPERSON KOUNALAKIS: Okay.

EXECUTIVE OFFICER LUCCHESI: Yes. So I have a -- I can set that up for the Commission to vote on the consent agenda to account for her abstention on that item.

CHAIRPERSON KOUNALAKIS: Okay.

ACTING COMMISSIONER MILLER: So I move adoption of the consent agenda.

EXECUTIVE OFFICER LUCCHESI: Oh. Can I --

ACTING COMMISSIONER MILLER: Oh, sorry.

CHAIRPERSON KOUNALAKIS: Not quite.

EXECUTIVE OFFICER LUCCHESI: Yeah. Let me remove some items first.
(Laughter.)

EXECUTIVE OFFICER LUCCHESI: So I'd like to remove Consent Items 11, 12, 23, and 31, and Regular Item 53 from the agenda altogether. And those will be considered at a later time.

Item 29 will be voted on separately to allow the Controller to abstain.

COMMISSIONER YEE: Thank you

CHAIRPERSON KOUNALAKIS: Okay. Thank you.

Is there anyone in the audience who wishes to speak on any item remaining on the consent calendar?

If not, we will now proceed with two votes for consent agenda to account for Commissioner Yee's request.

For the consent agenda items, except for items 11, 12, 23, 29 and 31, may I have a motion and a second?

COMMISSIONER YEE: So moved.

ACTING COMMISSIONER MILLER: Second.

CHAIRPERSON KOUNALAKIS: Any objection?

Seeing none.

Motion passes.

For the Consent Agenda Item 29, may I have a motion and a second.

ACTING COMMISSIONER MILLER: So moved.

CHAIRPERSON KOUNALAKIS: Ms. Lucchesi, will you please conduct a roll call vote?
EXECUTIVE OFFICER LUCCHESI: Chair -- Madam Chair --
CHAIRPERSON KOUNALAKIS: Second.
EXECUTIVE OFFICER LUCCHESI: Thank you.
Okay. Commissioner Miller?
ACTING COMMISSIONER MILLER: Aye.
EXECUTIVE OFFICER LUCCHESI: And Chair Kounalakis?

CHAIRPERSON KOUNALAKIS: Aye.
EXECUTIVE OFFICER LUCCHESI: And abstention from Commissioner Yee?

COMMISSIONER YEE: Yes, abstain.
EXECUTIVE OFFICER LUCCHESI: The motion passes 2-0.

COMMISSIONER YEE: Thank you.

CHAIRPERSON KOUNALAKIS: The next order of business will be the Regular Calendar.

Item 52 is to consider assignment an amendment of a marine -- did I -- were you saying something?

Oh, I'm sorry.

Item 52 is to consider assignment and amendment of a marine oil terminal lease located in the Carquinez Strait in Martinez.

May we please have the presentation.

(Thereupon an overhead presentation was
PUBLIC LAND MANAGEMENT SPECIALIST TUTOV: Good morning, Chairwoman Kounalakis and members of the Commission. My name is Dobri Tutov, and I'm a Public Land Management Specialist with the Commission.

I'm here to present Item 52, recommending the assignment and amendment of general lease, industrial use, issued to Equilon Enterprises, LLC doing business as Shell Oil Products.

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PUBLIC LAND MANAGEMENT SPECIALIST TUTOV: The lease is for an existing marine oil terminal associated with the upland Shell Martinez Refinery in the Carquinez Strait. Shell's marine oil terminal wharf is located west of the Interstate 680 bridge and Tesoro marine oil terminal and east of Martinez City marina.

To give you a better idea of the scope and location of the site, I will play a short drone video taken on October 22nd by Commission staff working with -- in coordination with Shell employees at the marine oil terminal

(Thereupon a video was played)

AGP VIDEO: Is there audio with this?

PUBLIC LAND MANAGEMENT SPECIALIST TUTOV: No, no audio.
The lease area includes an existing concrete marine oil terminal wharf with mooring dolphins at each end, and a 16-foot wide approach trestle.

Shell has operated a wharf for the transfer of petroleum products adjacent to its upland refinery in Martinez since approximately 1915. The first lease was issued to Shell in 1948 and the company has been under lease for the marine oil terminal ever since.

The current lease was issued in 2011 for a term of 30 years beginning August 1st, 2009. On June 11th, 2019, Shell executed a sale and purchase agreement with PBF Holding Company, LLC, which I will refer to as PBF throughout the remainder of my presentation.

The agreement was for the Shell Martinez Refinery, which included the marine oil terminal associated with the Commission's lease number PRC 4908.1.

PUBLIC LAND MANAGEMENT SPECIALIST TUTOV: Under the sales arrangement, all of Shell's rights and obligations under the lease will be assigned to Martinez Refining Company, LLC, which is a subsidiary of PBF. I will refer to Martinez Refining Company as MRC throughout the remainder of my presentation.

PBF is one of the largest independent petroleum refiners and suppliers of unbranded transportation fuels,
heating oil lubricants, and other petroleum products in
the United States. PBF Energy currently owns and operates
five domestic oil refineries and related assets with a
combined processing capacity of approximately 900,000
barrels per day.

PBF refineries are located in California,
Delaware, Louisiana, New Jersey, and Ohio. PBF, through
MRC, plans to operate the existing marine oil terminal
facilities without substantial changes, retaining the
current employee base consistent with Shell's historical
use of the site.

As part of the assignment review process, staff
performed a financial review of the assignee's assets and
that of its parent company, PBF, to ensure their ability
to perform under the terms of the existing lease.

MRC is a new entity created on June 26th, 2019
and will not have any major assets until the close of the
sale transaction with Shell. MRC is a wholly owned
subsidiary of PBF, which itself is a parent company of the
various subsidiaries that own and operate oil refining and
transportation facilities elsewhere in the country.

Because MRC has no financial history on which to
assess the company's financial strength and reliability,
nor its business experience, expertise, and reputation,
PBF has agreed to execute a parental guarantee to ensure
the performance of MRC's lease obligations.

Upon closing of the purchase, MRC intends to operate the upland and leased facilities in the same manner as they are currently operated. MRC will adopt and continue to implement Shell's operations manual for the marine oil terminal refinery, subject only to minor changes to reflect the change in ownership.

The same oil spill prevention training and certification programs will continue to be maintained and implemented. And MRC has agreed to extend offers of employment to all of Shell's employees at the site, which will help provide continuity, safety, and smooth transition.

---oo0o---

PUBLIC LAND MANAGEMENT SPECIALIST TUTOV: The lease requires the assignee to ensure and indemnify the State for any liability incurred as a result of the assignee's activities. Pursuant to the proposed amendments, the current surety amount of $2 million will be increased to $15 million. And every five years, the amount will increase based on the California Consumer Price Index.

The proposed amendment will further require that after eight years MRC hire a third-party engineering firm, acceptable to Commission staff, to conduct a cost
assessment for decommissioning the facilities and the
restoration of the leased premises.

   Under the amendment, staff will have the
opportunity to reassess sufficiency of the surety ten
years after the effective date of the amendment. The
ten-year -- the ten-year reassessment will be informed by
the results of the decommissioning cost assessment.

   --00o--

   PUBLIC LAND MANAGEMENT SPECIALIST TUTOV: The
inspection and maintenance of the marine oil terminal
wharf are regulated primarily by the Commission. And the
operator must comply with the engineering and structural
requirements of the Marine Oil Terminal Engineering and
Maintenance Standards, also known as MOTEMS.

   MOTEMS became effective in 2006 and Shell marine
oil terminal wharf has completed three MOTEMS oil and
inspection cycles, evaluating the condition of the
facility.

   Several deficiencies were identified during these
audits and inspections, which have been corrected or are
in the process of being addressed for compliance purposes.
As part of CEQA compliance and as a condition of the
current lease, the Shell marine oil terminal is required
to adhere to Mitigation Monitoring Program. The facility
is currently compliant with the requirements of that
program. And MRC will be required to maintain compliance
with the program during the remainder -- remaining term of
the lease.

As part of the assignment review process and
consistent with Commission's adopted Environmental Justice
Policy, staff conducted outreach to environmental justice
community stakeholders. Starting August 2nd, 2019, staff
conducted, via email and phone, 49 different individuals
and representatives of more than 15 environmental justice
organizations. Staff has received no comments regarding
the proposed lease assignment.

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PUBLIC LAND MANAGEMENT SPECIALIST TUTOV: Staff
recommends the Commission:

Authorize the assignment of lease number PRC
4908.1 from Equilon Enterprises LLC, dba Shell Oil
Products U.S. to Martinez Refining Company, LLC;

Authorize the amendment of the lease to increase
the surety amount and require a decommissioning cost
assessment;

And, accept a corporate parental guaranty by PBF
Holding Company, LLC for performance of the obligations
associated with the lease.

Thank you. This concludes my presentation.

Staff is available for question. And also PBF and Shell
staff is here, and available, and ready to answer any
questions you have.

CHAIRPERSON KOUNALAKIS: Thank you very much, Mr.
Tutov, for that thorough report.

Are there any Commissioners who would like to ask
any questions or comment on this item?

ACTING COMMISSIONER MILLER: Please.

CHAIRPERSON KOUNALAKIS: Yes.

ACTING COMMISSIONER MILLER: Thank you, Madam
chair. Just briefly on the terms of the lease, not a
question, but just acknowledging the Commission and the
work you've done in terms of ensuring that the bond
amounts are commensurate with the clean-up amounts. And
to the parties that are involved, it's -- it's incredibly
important that we recognize the long-term benefits, but
also the risks to the State, when we enter into these
agreements.

So we're really appreciative that you have
acknowledged that and see the financial risks that the
State takes on every time it approves one of these leases.
And we're very pleased to see that the bond amounts and
also all the other requirements that will ensure that
there is responsibility on both sides to keep our
costlines clean.

So thank you for that --
PUBLIC LAND MANAGEMENT SPECIALIST TUTOV: Thank you.

CHAIRPERSON KOUNALAKIS: So we have a few people from the public who would like to speak. First, we have Dave [SIC] Lesher, followed by Jerry Forstell, followed by Jeff Harris.

Mr. Lesher.

MR. LESHER: Yes, thank you. Steve Lesher from Shell Oil Company. I am the Government Relations Manager for U.S. west coast. I started my career at the Shell Refinery in Martinez 18 years ago and am very proud to have worked on this lease several years ago with the Commission. So it's a pleasure to be back here before you.

I just wanted to underscore Shell's support for transferring this lease to PBF. Obviously, they're buying the facility. But, you know, in my role, as an external facing person, my obligation is as much to the communities that we serve as it is to our shareholders. And I've been very impressed working with PBF. I know they share that commitment.

This lease is among the most robust of its kind. It went through an exhaustive EIR process with several opportunities for public input. And I know that PBF is going to be a good steward of that lease, just as Shell
So I really want to thank the Commission. I want to thank Jennifer and the Commission staff for the outstanding work they've done and I would urge you to support the lease transfer.

Thank you.

CHAIRPERSON KOUNALAKIS: Thank you very much.

Jerry Forstell.

Is Jerry Forstell here?

Here he is.

MR. FORSTELL: Good morning, Madam Chair, Commissioners, staff, and members of the public. My name is Jerry Forstell representing PBF Energy as the refinery manager -- manager designee, for the Martinez refinery, which we're in the process of acquiring from Shell as you know, subject to regulatory approvals and so forth.

My background is a mechanical engineer. I've worked in the industry for about 35 years, including 11 of those years actually in the Martinez Refinery, in a various number of roles there.

In addition, in a head office assignment for Shell, I supported the refinery from Houston. So I'm quite familiar with the facility, the people, the workforce. Thank you for considering the assignment of the refinery's wharf lease from Shell to PBF, which is
critical to the refinery's operation as you would expect in the acquisition.

Representatives from both companies are here to respond to questions, should you have any further questions. But because PBF is a merchant refiner without retail presence, I though I'd take a minute or two to just up -- give you a little background on the company.

And to some degree, I don't want to be repetitive, but our profile shows PBF as an extensive growing nationwide -- having a nationwide footprint, including in Torrance, California, down south for the last three years.

And I'd like to give you a little more background. PBF and its subsidiary -- subsidiaries own and operate domestic oil refineries in Torrance; Chalmette, Louisiana, which is near New Orleans; Toledo, Ohio; Delaware City; and Paulsboro, New Jersey.

We have about 3,300 employees at present, and which will increase to about 4,000, if we're successful in acquiring Martinez from shell.

PBF is also a general -- has a general partner of a mastered limited partnership, or an MLP, which operates terminals typically associated -- terminals and pipelines typically associated with those refineries.

Shares of PBF energy have been publicly traded on
the New York Stock Exchange since December 2012, and PBF Logistics since May of 2014. As a growth company, we're now acquiring the Martinez refinery -- and your staff has done an excellent job advocating on behalf of the State of California, and as a residence, throughout the assignment process of the Martinez Wharf Lease.

We compliment Executive Officer Lucchesi, who did make a visit out to the refinery in October with us and members of her senior staff for being responsive and responsible for taking steps like visiting the refinery, as I mentioned.

As a result, PBF has satisfactorily met the staff's conditions of assignment. And so in closing, I'd like to assure you that if you approve the assignment today, we intend to continue operating the Martinez Refinery and the wharf safely, reliably, and in an environmentally responsible manner following the close of the acquisition, which we anticipate in the first quarter of 2020.

We look forward to responding to any questions that you might have, as well as your earnest consideration for the lease assignment.

And thanks again for providing me the opportunity to make these introductory comments.

Thank you.
CHAIRPERSON KOUNALAKIS: Thank you very much.

Jeff Harris.

MR. HARRIS: I'll pass.

CHAIRPERSON KOUNALAKIS: Okay. Are there any other members here of the public who would like to speak on this issue?

That is all of the slips that I have.

Do we have a motion?

ACTING COMMISSIONER MILLER: So moved.

COMMISSIONER YEE: Second.

CHAIRPERSON KOUNALAKIS: Second?

COMMISSIONER YEE: Second.

CHAIRPERSON KOUNALAKIS: Any objection?

Seeing none.

The motion passes unanimously. Thank you.

Item 54 is to consider authorization as trustee of the School Land Bank Fund for the sale of approximately 17 acres of State-owned school land; consider authorization of a general lease of approximately one acre of school land; and, consider authorization of an archaeological permit all located in Inyo County. May we please have the presentation.

Thank you.

(Thereupon an overhead presentation was presented as follows.)
LAND MANAGEMENT DIVISION CHIEF BUGSCH: Good morning, Commissioners. My name is Brian Bugsch and I am Chief of the Land Management Division. I'm here to present on Item 54.

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LAND MANAGEMENT DIVISION CHIEF BUGSCH: This item is an application from Caltrans that consists of three parts, an application to purchase 17.13 acres of school land for the Olancha-Cartago four-lane highway project, and application for a general lease, for a short-term right-of-way lease to provide access during project construction; and the third part is an application for an archaeological permit to recover cultural resources from a portion of the construction area.

--o0o--

LAND MANAGEMENT DIVISION CHIEF BUGSCH: The proposed project has been in development since 1998. Caltrans is proposing to upgrade U.S. Highway 395 from a two-lane conventional highway to a combination of a four-lane conventional highway and a divided expressway. The project begins south of the community of Olancha and ends north of the community of Cartago near the southern end of Owens Lake. So there it is on the little corner of Owens Lake, a little zoom in on the State Lands parcels.
LAND MANAGEMENT DIVISION CHIEF BUGSCH: And there's the lease areas.

LAND MANAGEMENT DIVISION CHIEF BUGSCH: The primary purchase -- or purpose of the project is to improve public safety by separating opposing traffic lanes, reducing access points, and widening shoulders. The project would also provide increased vehicle capacity, ease peak traffic congestion, and improve drainage in the area.

The staff is requesting authority to prepare and execute a patent to Caltrans for the 17.13 acres of school lands, which is needed for the project. The purchase price of $7,700 is based on an appraisal that was reviewed and approved by staff. The proceeds of the sale will be deposited into the School Land Bank Fund.

LAND MANAGEMENT DIVISION CHIEF BUGSCH: A short-term right-of-way lease is also required to provide access during construction. The land will be graded and compacted for an access road, but no other improvements will be constructed within the leased area. The proposed lease, which has a five-year term, also includes two small parcels totaling around one acre.
During preparation of the Environmental Impact Report for the project, Caltrans discovered cultural Resources, which require further investigation, documentation, and preservation. The area of excavation is within the proposed sale parcel. Staff is requesting authority to execute an archaeological permit for these purposes, which will give Caltrans the ability to conduct work during the interim period while the patent is being processed.

I would now like to introduce Jennifer Mattox, the Commission's Science Policy Advisor and Tribal Liaison, who will discuss staff's consultation with the Tribal Historic Preservation Officers from the Lone Pine Paiute Shoshone Reservation, Fort Independence Community of Paiute and Big Pine Paiute Tribe of the Owens Valley.

SCIENCE POLICY ADVISOR & TRIBAL LIAISON MATTOX:
Good morning. Thank you for having us for this time and on this item. Jennifer Mattox. I'm the Tribal Liaison for the Commission. And I'm just going to go over really briefly the process.

Oh, my PowerPoint went away.
Okay.
(Laughter.)

SCIENCE POLICY ADVISOR & TRIBAL LIAISON MATTOX:
And I'm just -- for my little portion, I'd really
like to just give a very brief overview of the process under which our agreement came to be, because in terms of just the value and the importance, I'd really like you to hear directly from the tribes and the tribal communities that are affected. And they are also here today to speak on this item.

So because I don't want to speak for them, I can just speak to the process. We became aware of this project, or at least I became aware of the tribal issues related to this project in approximately August. We have an ongoing relationship with the tribes in the Owens Valley due to our activities on the Owens Dry Lake. So we have a long-standing relationship. And we're also really well aware of the importance of this valley and it's -- in fact, we're working on a nomination package to the National Register with several other State agencies and all the tribes in the Owens Valley.

So that's just to speak to how valuable this area is. It remains relatively undeveloped compared to a lot of other areas of California, where cultural resources, inherited resources, are a lot -- either destroyed or a lot harder to find because of urbanization.

So our staff became aware of this project in August, where we were requested to have consultation on this project due to some ongoing unresolved concerns that
the tribes had related to excavation and storage of
cultural resources, and artifacts, and also just cultural
landscape values.

The project was approved, cert -- the EIR was
certified and the project was approved with its current
approved alignment in 2017. But we -- this became -- came
about to us upon the application for the sale. So once we
started doing research and had our consultation begin, we
ended up having a meeting down in October in Lone Pine.
And that meeting was attended by Caltrans archaeological
staff, environmental staff, myself, and then
representatives from three of the tribes.

So what the request was was that the -- not
having a cultural resources repository option local was
problematic to the tribes and exacerbated the injury that
they -- that they experienced from the excavation and
removal of the artifacts.

You may remember that prior last year, we also
had an item on the agenda related to Owens Lake artifacts
for their Phase 9/10 dust control project, where we had
undertaken a review process for the cultural center
repository in Lone Pine, where we had consulted with the
Office of Historic Preservation and the Native American
Heritage Commission. And we have found that that location
was satisfactory for storage of cultural artifacts.
So that request we were able to accommodate. And then process-wise, the other request that the tribal members had was that the -- that an area that is adjacent to the sale parcel that contains the remainder of an archaeological site that was identified. That that is integral to the continuity of preservation of the cultural artifacts and landscape in that area.

So once we -- this is not the right slide, but I was just talking.

--o0o--

SCIENCE POLICY ADVISOR & TRIBAL LIAISON MATTOX:

So, you know, because there was some destruction of cultural resources, and they could not be avoided, once we concluded consultation, we found several reasons to recommend to you today that this cultural preservation parcel be included as part of the Commission's approval.

And that has to do with three things, primarily. So first is we have our strategic plan, which talks in Strategy 3.2 to continue our commitments through our consultation process for early and meaningful engagement with Native American tribes.

Second we have our Environmental Justice Policy. And as you remember, we had an outside independent review group and that included the tribal voice. And we did include several goals in our Environmental Justice Policy.
And this project really seems to be emblematic of how we can effectuate some of the goals of that policy, including Goal 7, which is, "To honor the importance of tribe's ancestral's homelands, and whenever possible, actively support opportunities to empower tribes to protect, restore, and manage their ancestral lands".

So there's a couple reasons that we found that fit within what we could do to engage and to fulfill those environmental justice policies.

And then thirdly, really within the broad spectrum of what is in the best interests of the State on this school lands parcel, which has a very -- which, you know, has very significant cultural value to the tribes. And when we think about the best use of that land, what it would mean to do something else with that land, like build on it, would be highly problematic and would really be contrary to many of the policies that you have adopted here.

So that is how we resolved that consultation. That consultation lasted approximately four months. We had several meetings with the tribes, several meetings with Caltrans, and several conversations internally.

So that's all I have to summarize that. And I would just love to have you hear from the tribal members themselves, and there are three of them here today.
Thank you.

CHAIRPERSON KOUNALAKIS: Wonderful. Can I -- can I ask you, did you have an appraised value of the 45 acres?

SCIENCE POLICY ADVISOR & TRIBAL LIAISON MATTOX: The cultural preservation parcel -- proposed cultural preservation parcel has not had its own appraisal.

CHAIRPERSON KOUNALAKIS: Um-hmm.

SCIENCE POLICY ADVISOR & TRIBAL LIAISON MATTOX: But the appraisal was done for the sale parcel. And because it is located --

CHAIRPERSON KOUNALAKIS: Um-hmm. Sure.

SCIENCE POLICY ADVISOR & TRIBAL LIAISON MATTOX: -- as part of the larger school lands parcel, we've put right now sort of the estimated appraised value of being the same or similar, but I believe that that hasn't been finalized yet.

EXECUTIVE OFFICER LUCCHESI: It will require a survey --

CHAIRPERSON KOUNALAKIS: Um-hmm.

EXECUTIVE OFFICER LUCCHESI: -- of the cultural preservation parcel, so we could be very clear on the legal description, and then we can apply that to the appraised value to get a final price.
CHAIRPERSON KOUNALAKIS: But based on what we know about the value of the easement land --

EXECUTIVE OFFICER LUCCHESI: Um-hmm, right.

CHAIRPERSON KOUNALAKIS: -- what is our rough estimation of the value?

EXECUTIVE OFFICER LUCCHESI: Very rough is around $30,000.

CHAIRPERSON KOUNALAKIS: Okay. Thank you.

I have some thoughts, but I want to ask other Commissioners any questions or comments.

So, I'm really intrigued by this, because one of the issues that I understand has come up is a question of precedent setting, precedent for Caltrans, precedent for us. But what I see and what I think we can all really hear in your voice is that this is just one of those golden opportunities, where you can recognize pretty clearly that for a relatively small amount of what we are offering, a parcel of 45 acres estimated somewhere around $30,000, we have the opportunity to live up to the goals and the strategic priorities of the State Lands Commission, which is to honor the indigenous people who lived in California, and that this site in particular has so much to offer.

So I just want to commend staff for not being -- not backing away from this opportunity out of concern over
precedent setting, because it was so clear that the
opportunity here to do something really great at a
relatively small cost to us was just too good to pass up.

So thank you. And beyond that I think we'll go
ahead and move to public comment.

SCIENCE POLICY ADVISOR & TRIBAL LIAISON MATTOX:
Yeah. Thank you. And based -- just, if I may,
based on your, you know, asking about precedent setting
and, you know, it is and it isn't. I would point out that
there are several land trusts have been established. Amuh
Mutsun, the Kumeyaay have a land trust. There's -- there
are tribal land trusts that have been established that
have been very successful in achieving conservation
easements and other types of repatriation. The Wiyot have
just received repatriation of Indian Island up in
Humboldt.

I'm -- and then in addition to that, I would just
say that there has also been, recently adopted by the
California Public Utilities Commission, a Land Transfer
Policy, that any surplus real estate from investor-owned
utilities that are looking for a sale, give tribal nations
first right of refusal for that land. So it -- while it
is a first for us, it is definitely very much in line with
where the momentum of the state is going, if you keep in
mind the Governor's recent Executive Order, and apology,
and then also through what is happening with the Office of Historic Preservation.

CHAIRPERSON KOUNALAKIS: But I think just if we -- if we -- again, I really do want to say this though, because there may be a lot of things happening there around sentiment, right? And I understand that. But we also have to live by the decisions that we make in the future. And so what I would say is that if there's a precedent being set here, it's that there is a big opportunity for a relatively small investment.

And that without necessarily creating a precedent for other things, which need to be taken, yeah, in the context of this, but also in the context of the other circumstances surrounding them, that we shouldn't be unwilling to do something that is so beneficial, because we're worried that that might force us into a position to prejudge decisions in the future, which may be more difficult.

So I wanted to make that point. And then with that, thank you, again, everyone for that great presentation.

We have three people who have asked to speak on this item. If there are any others, please submit your speaker slips. Kathy Bancroft, Jolie Varela, and Charlotte --
MS. LANGE: Lange.

CHAIRPERSON KOUNALAKIS: Lynn [SIC].

Please approach the dais. Thank you, at the podium.

MS. BANCROFT: Good morning. I'm Kathy Jefferson Bancroft. I'm the Tribal Historic Preservation for the Lone Pine Paiute Shoshone Reservation. And first of all, I would like to thank the Miwok people for taking care of this land so long, so that we're able to all come and enjoy it, and meet here and everything.

And then I really want to thank the State Land -- California State Lands Commission and staff for the support and just the breath of fresh air of somebody who understands, and has been there for us, and done really great things to help us in the Owens Valley -- on the Owens Lake, and now, with this project.

I started working on this project, the highway project. When I first came home from graduate school in 2002, it was my first experience as a tribal monitor. And it was very strange, because I couldn't figure out half the stuff they were doing and why.

And I've been continued -- and now in my -- what -- in my job what I do now, they came to us in 2014 to consult. And they wanted us to consult with Caltrans. We said Caltrans is not a federal -- they're not federal
people. We want -- so they did send Federal Highways. And we consulted, I think, for over a year. And it was very frustrating, because we would sit there and talk, and tell them all kinds of stuff, and our concerns. And they'd had come back to the next meeting like they hadn't heard a word we said. And we went on and on like that. And then they just disappeared and we're like, okay. And it was all good until a little over -- well, I guess, almost two years ago now, we heard this project was starting back up. So we're like, okay.

And -- but since then we have talked with Caltrans, and the archaeologists and everybody, but it's been more the attitude of here's what we're going to do the project is a go. And so this is what we're going to do. We have gotten some, you know, working on the ground level and without being noticed gotten some things changed. But pretty much it's like here's what we're doing and not listening to -- you know, we tell them our concerns, they say okay, and then walk away.

This area is a really -- it's sacred, and -- but it's really special. It's a ceremonial place that has been used for thousands and thousands of years in the -- as part of the lifecycle. And we don't want that word to get out, because it just cause -- everything we let get out causes more problems it seems like. But because of
this project, it's all going to be destroyed. There's already been 30 years worth of archaeology in this area. They know how sensitive this area is.

And we are constantly warning them, constantly talking -- trying to stay on top of everything they're doing, just so we know what's going on, trying to get along with them, and -- because we have to keep that open discussion and doing what we can.

There are certain people at Caltrans who have listened, but a lot of them, you know, just like, well, we can't do anything about that. So it's a little frustrating. So it was really nice when California State Lands got involved, because of their permit, because all of a sudden, they're not just having to listen to us, and that backing of somebody who has some authority and can hold that permit over their head.

So we just appreciate the patience and the -- the, what do you call it, the persistence in making them answer to what is important. And this land transfer and just the -- you know, we spoke, and spoke, and spoke for years about our artifacts are being dug up. They're taken from us right then. And I said you don't have to take them. You can leave them here at our facility. And they disappear and then we never see them again.

So that's the hardest part, because we feel a lot
of the restlessness and, you know, unsettledness in the valley is because our ancestors are sitting on the shelf some place in a city far away, and they're not being cared for or even paid attention to there.

And that's not where they belong. They belong where they were put, first of all, which hopefully with this land transfer we can at least, you know, put them close. But we do have a facility there to care for these items. And so there's no reason that they haven't even -- even given us that little bit. So this is really big to have somebody listen to us and make somebody else listen to you.

And we -- so just that -- the actions that California State Lands have shown that, the understanding, the knowledge of history, the compassion, the empathy towards how we feel, because this is a place that we've protected for thousands, and thousands, and thousands of years, and who better to protect it than those who really care and know how to protect it. So we appreciate this.

Thank you.

CHAIRPERSON KOUNALAKIS: Thank you. Thank you very much for those great words.

Jolie Varela and Charlotte Lange.

MS. VARELA: (Spoke in native language.)

Hello. My name is Jolie Varela. I come from the
place of flowing water and Tule River. I'm very happy to be here with you today. Pai-hu'-yu is also known as the Owens Valley. But Pai-hu'-yu is the original name for that valley that our people have called it for thousands of years. And it means the place where water flows.

And I'm very grateful to be here with some of my elders today. I feel this is so very important. And I don't believe that you can place a monetary value on these artifacts. They are a part of our identity and our culture. And we would just like to see them preserved for future generations. I've had the honor and the privilege to be at UC Berkeley working with the American Cultures Program there, and to be able to see some of the artifacts from our home that are housed there. And they're very beautiful. But I know that not all of us have that opportunity to visit and to see these items that are a part of our history and a part of who we are. So, to me, it is very important that we preserve them and we keep them home with us. And that's why I'm here speaking to you right now.

And I just want to say thank you. And thank you to my elders really who I get to learn about these things from every day.

And just stress again the importance of this land, and the cultural importance, and how we don't want
our artifacts to leave. And they're not -- to me, they're not really, you know, artifacts. These are -- these are pieces of us, pieces of who we are. And it's so important to preserve that for future generations. And I just want to thank you for that opportunity.

CHAIRPERSON KOUNALAKIS: Thank you. Thank you very much for being here.

Charlotte Lange and Francis Coats.

MS. LANGE: Good morning.

(Spoke in native language.)

MR. LANGE: Charlotte Lange from the Land of Mono Lake Kutzadiké people.

I'm Charlotte Lange and I come from Mono Lake. And we're the headwaters of this valley. And we're having lots of, lots of issues in our beautiful country. And we want to keep our country. We want to keep it for our generations, for you, for your children, your grandchildren to come and enjoy this land.

But in order to preserve our heritage, we need to take care of our sources, and our elders, and our cultural resources, and the land. And this is a big step. It's a small step. It's a huge, huge, huge thing for our elders to see that people are starting to get a heart and recognize that us Indian people have a voice and we take care of our people, and our spirits, and our land.
We're not there just because we were put there. We are the first people of this country and we really appreciate this small endeavor. And State Lands is just in the bottom of our heart to stick with us on this.

We were in Berkeley and we're reaching out to other cultures and feeling their pain as well as ours. And speaking with these young people who are moving up in this world and able to make change as well as us is a great honor to start speaking. And what we all care about is this land.

And we need all of you, as well as these young students to help us get it back and keep it. Coming into -- I've been in Sacramento since I was a little kid and I just go, oh, gosh, that used to be so pretty and now it's all concrete. You know, when do we stop. When do you start thinking of this land, and enjoying, and keeping it pretty, the beautiful fall flowers, the beautiful flowers on the trees that are falling so graciously. Let's keep it and think about what we can do for these lands.

And I would really like to honor the Governor for his kind words in recognizing it and apologizing to our people. We accept it. It's small, but it's a big deal and it's in the right movement. But there again -- in my language we say nanaka. And every time we say nanaka, we
don't have a thank you. We don't have a lot of words in
the English language. But when we say nanaka that means
we grow. So nanaka, let's all grow together.

Thank you.

CHAIRPERSON KOUNALAKIS: Thank you very, very
much.

And then finally, I have Francis Coats. If
there's anyone else who would to speak on this item,
please submit a speaker's slip. Thank you.

MR. COATS: Hello. I'm Francis Coats. I was
wondering in the transfer of the 45 acre parcel, were they
going to reserve the fishing rights on that?

CHAIRPERSON KOUNALAKIS: Mr. Vogel or Ms.
Lucchesi.

EXECUTIVE OFFICER LUCCHESI: We are still working
through the details. We actually have a meeting scheduled
with Mr. Coats later in the week to talk about a number of
things, so we can work on answering that question with him
then.

CHAIRPERSON KOUNALAKIS: Okay. So any other
discussion on this item?

Do we have a motion?

ACTING COMMISSIONER MILLER: I'll move. And I am
really grateful for the comments, Madam Chair, and hope
that your ancestors do, in fact, find some peace. So
thank you for sharing and I learned a lot.

CHAIRPERSON KOUNALAKIS: Second?

COMMISSIONER YEE: I'll second that motion.

CHAIRPERSON KOUNALAKIS: Any objection?

Seeing none. Motion passes unanimously.

Item 55 is to consider adopting a resolution supporting infrastructure projects and operational changes to prevent transboundary pollution in the Tijuana River Valley and Pacific Ocean.

May we have the presentation, please.

(Thereupon an overhead presentation was presented as follows.)

EXECUTIVE OFFICER LUCCHESI: Yes. I will be giving this presentation. And I believe that we have a PowerPoint for this.

There we go.

All right.

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EXECUTIVE OFFICER LUCCHESI: So this past Tuesday, several agencies and cities came together to support a consensus resolution recommending actions for the federal government to take to eliminate transboundary flows in the Tijuana River Valley. Due to a lack of in -- lack of adequate water infrastructure, transboundary flows are a significant source of untreated sewage, trash,
sediment, hazardous chemicals, heavy metals, and toxins. These flows severely impact waters and communities resulting in public health, environmental, and safety crises.

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EXECUTIVE OFFICER LUCCHESI: One of the Commission's primary goals over the past couple years has been to find and advocate for solutions to the transboundary pollution impacting Southern California's Public Trust Lands.

This resolution identifies the most urgent actions needed from the federal level to address the underlying causes of sewage, sediment, and trash. The resolution requests that the Federal government do the following: allocate funding to the U.S. EPA to carry out capital projects already identified; restore and maintain the chemical, physical, and biological integrity of the Tijuana River Valley; and authorize and direct the U.S. EPA and the International Boundary and Water Commission to cooperate and expeditiously execute projects.

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EXECUTIVE OFFICER LUCCHESI: So in summary, staff recommends adopting the resolution calling on the federal government to act on the Tijuana River Valley pollution. And if adopted, the Commission will join several agencies
and local cities in a unified call for urgent action. The joint resolution includes the County of San Diego, the City of San Diego, the City of Imperial Beach, the City of Chula Vista, the City of Coronado, the Port of San Diego, the San Diego Regional Water Quality Control Board, the State Lands Commission, and the Surfrider Foundation.

And with that, we ask for aye vote.

CHAIRPERSON KOUNALAKIS: Do we have any comments from Commissioners or questions?

COMMISSIONER YEE: Yeah. I'll make a comment.

Thank you, Madam Chair. First of all, thank you. I think this resolution is really memorializing a lot of the focus by all the different entities on the work that needs to be done. And I want to thank you, Madam Chair, for really elevating these issues as well with respect to -- I mean, I think there's a lot of will to do a lot of good work there, but just the presence of the State Lands Commission, the leadership that we're showing, and certainly the encouragement that we will be there in a sustained way to be sure that we really are going to make some good progress here. So I appreciate the resolution and would make a motion to adopt it.

ACTING COMMISSIONER MILLER: I'll second that.

CHAIRPERSON KOUNALAKIS: All right. We have a motion on the table. Before we -- I call for a vote, I
have spent a little bit of time down there on the border and in Mexico meeting with people on both sides of the border who've been working on this issue for a long time. It has gotten worse over the years, as the population particularly in Tijuana has grown.

    And what I saw the first time I went down there really was -- I couldn't really believe my own eyes, because we don't have these kinds of sewage flows in California. We have -- we build water treatment plants. We build infrastructure. We ensure that our cities and our communities are built in a way that we don't have these kinds of polluting situations.

    But because of the nature of the flows of water over the border, we have a very, very serious problem. And there are things that we can do on our side. And so the allocation by the Legislature of California to enhance the infrastructure on our side of the border are a very -- that's a very important first step.

    The commitment on the other side of the border to improving the infrastructure on the Tijuana side is really very key to resolving this.

    But in the meantime, we have a pollution issue on the beaches of San Diego and within the Tijuana River Valley that is in desperate need of advancing solutions. And it is going to take all of us working together.
There are people who are down in the San Diego area on our side who've been working on this for a long time. There is a lot of knowledge now on what needs to be done, what can be down. There are many overlapping jurisdictions that are all committed and working together right now.

We have the leadership of Senator Dianne Feinstein in Washington. We have people within this administration in Washington who are committed. And just this week, I had the opportunity to be with Governor Newsom in San Diego as he signed the MOU to reestablish the Commission of the Californias along with the Governors of Baja California and Baja California Sur, Governor Mendoza and Governor Bonilla.

So the players are in place. The issue is raised to a very high level. This vote today will help to advance that. There is no question that the State Lands Commission has a very important leadership role to play. But this is truly one of those things where it is a concerted effort by people on the ground who've been working on this for a long time, along with the leadership of the State of California and the leadership of the Mexican government as well that is going to get us to resolution. It's not going to happen immediately. It's not going to be easy. But there are solutions that can be
implemented quickly, and there are longer term solutions, all of which I know that we're going to be able to make progress on this.

So thank you for bringing this before us. And with that, I will call for a vote.

Is there any objection to unanimous approval? Seeing none. Motion carries unanimously.

Item 56 is an informational presentation by the Board of Forestry on the California Vegetation Treatment Program.

May we have the presentation, please.

EXECUTIVE OFFICER LUCCHESI: I'd like to introduce Executive Officer Matt Dias from the Board of Forestry.

(Thereupon an overhead presentation was presented as follows.)

MR. DIAS: Thank you. I appreciate it.

Madam Chair, Commissioners, Matt Dias, Board of Forestry and Fire Protection.

Thank you.

AGP VIDEO: Would you point that mic towards your mouth.

Are we on?

I actually have one of those voices that often does not need a microphone.
(Laughter.)

MR. DIAS: And accompanying me today is Heather.

CHAIRPERSON KOUNALAKIS: If you could actually start over, because I don't know that they caught your introduction through the mic.

MR. DIAS: Oh, I'm sorry. I'm sorry.

Madam Chair, Commissioners, my name is Matt Dias.

I'm the Executive Officer with the State Board of Forestry and Fire Protection. And with me today I have Heather Blair with Ascent Environmental. Ascent Environmental has been a key player over the course of the last year on the project that we're going to be giving you a brief introduction on today.

And today, we are going to be covering the California Vegetation Treatment Program -- the program and the programmatic EIR that the Board has been working on. We lovingly call it the CalVTP. It's been rebranded in the course of the last year and a half or so. About last year or so, we rebranded it CalVTP. This has been a project that the State Board of Forestry and Fire Protection has been working on for about 15 years now.

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MR. DIAS: So the goals -- and I would say in the interests of time we are going to attempt to keep this presentation to 15 minutes or less, but we want to provide
ample time for you guys to answer any questions or ask any questions that you may have.

Our goal for today is again to cover not only the program of which we're analyzing, but also the programmatic EIR that's going to be put forth and considered by the Board of Forestry soon. We're going to cover the intended uses and get into some level of detail on the project-specific analysis, which will be the tiered projects that would come off of this Programmatic EIR.

So the State Board of Forestry and Fire Protection is proposing the CalVTP. As I stated, we've been working on this for quite some time. And as the wildland fires have become a greater issue in terms of not only impacts on wildland resources, natural resources, but also to life and assets within the state of California, this CalVTP has become a critical piece of the prevention goals of the State wildland fire prevention goals of the State.

The structure of this CalVTP has kind of changed over the course of the last year or so, where initially, when we were working on this, the initial thought was that this was going to be a CAL FIRE program, and CAL FIRE was going to be the primary implementing entities.

Since -- over the course of the last year, we kind of changed our trajectory. And the new iterations of
this Program EIR or -- has been redrafted to allow multiple government agencies, both local and State, to be -- to conduct a -- to take on a lead role agency as it relates to implementing projects ultimately under this -- under this PEIR.

So the vision is CAL FIRE will be the primary implementing agency, while others -- other agencies, State Lands Commission, could be one of them. Coastal Commission, local water districts, any local government, or State agency could -- any local or government agency could participate in a Vegetation Treatment Program under this EIR once it's certified.

The Final Program EIR was -- was released just last week. November 27th made available. It's on the Board's website. We have sent out information as it relates to this final draft widely. It's been disseminated not only to public stakeholders but as well to agency stakeholders. State Lands Commission was one of them. You guys were one of the entities that provided comment letters on the NOP when it was published earlier in this year.

Just as a means of trying to highlight the importance of this particular program, last year, Senate Bill 632 was chaptered. And 632 mandates the State Board of Forestry and Fire Protection have this program in place

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no later than February 2nd -- or February 1st of this next year of 2020. Our internal guidelines -- or our internal goals is to have the project done by the first of the year. So we do believe that we are going to be well within the thresholds of 632. But this particular program has caught the interests at the highest levels within our State governance.

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MR. DIAS: The ultimate goal of the CalVTP is to treat approximately 250,000 acres of non-federal land within the State for wildland fire prevention. So that 250,000-acre threshold is what the program has been analyzed at. In order to get to that threshold, it's going to take the highest level of cooperation between all entities out there, all stakeholders to get to that threshold. I do not believe that initially as the program is being implemented we're going to get to that number. But I think as -- over the course of the time, as we've become familiar with the program, I think that the opportunity will arise.

The CalVTP is a CEQA document. It continues -- it contains an analysis of all physical environments and all impacts, as required by the California Environmental Quality Act. It is a -- it is a tool, one tool, that is intended to help implement Governor Brown's Executive
Order B-52-18. And for those of you that may not be familiar with the B-52-18 towards the end of Governor Brown's tenure, he offered this Executive Order after significant wildland fires, and loss of life, and structures, and natural resources, and has pushed -- or mandated that our state move towards this increasing pace and scale message. The message is to increase pace and scale of vegetation management.

And I want to be -- this is really important, because I believe that there's some misconceptions as it relates to some of the public perception of the CalVTP, that this is the only effort that the State is engaging in as it relates to wildland fire prevention. And this is simply one tool.

We all recognize -- the State Board for Forestry and Fire Protection recognizes it as well -- as well as many entities recognize that wildland fire prevention takes a lot of different actions, if you will. Public outreach, land-use planning, building codes, all these pieces play an integral role. The State Board of Forestry and Fire Protection role is generally forestry and fire protection, and veg management. And so we have been asked, as this point, to engage in the veg management piece of this.

But we all -- we also deal with land-use
regulations and we also engage closely on building codes. And so we recognize that this is just one tenet to a greater strategy as it relates to wildland fire prevention.

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MR. DIAS: What we -- what the -- the treatment area, if you will, that's contained within the SR -- or within the PEIR is 20.3 million acres. So we identified 20.3 million acres within the state of California. We analyze, I should say, 20.3 million acres within the state of California as area that projects for wildland fire prevention could occur. When I talk about cooperation between different agencies, we have very -- quite a few agencies within CNRA, within the California Natural Resources Agency that are land management agencies. State Parks, State Lands Commission, DWR all owned or managed, I should say, on behalf of the Public Trust lands.

State Lands Commission appears, from our analysis of data that we've received through GIS layers, that the State Lands Commission has about 65,000 acres within that treatable landscape. And so part of the rationale of coming to here and working with your senior staff is to try to work together with CAL FIRE, the Lands Commission, and DFW, and the cooperative under our agency, under CNRA to effectuate this program in the very near future.
The treatable landscape is available online. You can get on our website. It's a GIS layer. It's very -- it's easy to navigate. We do not have ownership patterns there. It's a treatable landscape as it -- and its entirety along with some other data, but not down to the granular level that's going to show where State Lands Commission resides within that treatable landscape. But we do have the data and can get it to you, if you need it.

MR. DIAS: Proposed treatment types are three types. We have three proposed treatment types. This is really important. Ecological restoration is key, fuel breaks are key, and wild land urban interface fuel reduction projects are key. So when we speak about wildland urban interface, we're talking about veg management treatments around communities at risk, so that wildland fire does not enter into those communities, and vice versa, fires within those communities do not enter the wildlands.

Fuel breaks are strategically placed. Generally, in what we would consider -- well, outside of the wildland urban interface zone of influence, and these are focused on suppression activities, allowing for CAL FIRE to strategically place assets during suppression activities and effectively fight a wildland fire.
And then ecological restoration is focused on trying to successfully migrate veg types that have been -- where a wildland fire or fire in general has been excluded from those landscapes and that departure of fire has resulted in a makeup of veg types that are no longer resilient to fire, if you will.

So we are looking at trying to engage in higher levels of prescribed fire activity. And this ecological restoration piece is looking at trying to have landscapes or veg types that are going to effectively respond to prescribed fire.

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MR. DIAS: So these are the treatment activities. So we talked about the project types. And these are the treatment activities that are being analyzed: prescribed burning; manual vegetation treatment; mechanical vegetation treatment; prescribed herbivory, which is the use of animals, if you will, targeted grazing; and targeted ground application of herbicides, where necessary.

So we have this matrix of three project types with these treatment types. And ultimately, that menu is going to be what the projects will ultimately -- will ultimately be pushed forward by project proponents, if you will.
So with that said, I'm going to pass it to Heather and she's going to give you some additional detail on the mechanics of the PEIR itself.

MS. BLAIR: Thanks, Matt. Again, I'm Heather Blair with Ascent Environmental. We've been under contract with the Board of Forestry and Fire Protection since late last year to prepare the Program EIR.

As Matt was saying, essentially, the CalVTP is a toolbox of treatment types and treatment activities that can be selected by project proponents in designing treatment projects to reduce wildfire risk.

SPRs are another integral part of the CalVTP. They function to avoid and minimize environmental impacts and comply with applicable environmental regulations. They will be integrated into later vegetation treatment projects under the CalVTP as a standard part of treatment design and implementation.

These are the product of extensive interagency coordination efforts. As Matt alluded to, we've been working with the Coastal Commission, with CDFW, with the California Air Resources Board, and the State Water Quality Control Board, as well as some regional water quality control boards to develop these standard project requirements.

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MS. BLAIR: So now that I've told you a bit about
the CalVTP itself, we'd like to tell you a bit more about
the Program EIR for the CalVTP. CEQA allows for use of a
Program EIR for a series of actions that can be
characterized as one large project or related to a
continuing program. That is indeed the CalVTP.

One of the main functions of a Program EIR is to
facilitate CEQA review of later activities, in this case,
later vegetation treatment projects that are consistent
with the Program EIR.

As Matt was saying, one of the features of this
Program EIR is that it's designed for use by many agencies
or what the Program EIR calls "Project Proponents". That
is defined as CAL FIRE or other public agency that is
providing funding for vegetation treatment, or with land
ownership or land management responsibilities, or other
regulatory responsibility in the treatable landscape.

So as Matt said, CAL FIRE would be by far and
away the project proponent with the largest implementation
responsibility, given that 95 percent of the treatable
landscape is private. But other landowners, such as CDFW,
and State Parks, or State Lands Commission could use this
Program EIR to reduce wildland fire risk.

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MS. BLAIR: So we prepared quite a comprehensive
EIR that endeavored to anticipate any impact that could occur from vegetation treatment throughout the state.

Sixteen resource areas were analyzed. They're listed here. They include air quality, biological resources, cultural and tribal resources, greenhouse gas emissions, hazardous materials, hydrology, et cetera.

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MS. BLAIR: So how will CAL FIRE and project proponents use this Program EIR as a CEQA tool to facilitate that increase in pace and scale of vegetation treatments?

Project proponents must evaluate that later treatment project to determine the extent to which the project is consistent with the activities in the CalVTP and the impacts that were analyzed in the Program EIR. This evaluation will be documented in what's called a project-specific analysis, or a PSA.

And if that later vegetation treatment project is found to be within the scope of the CalVTP Program EIR, then No additional CEQA document need be prepared or circulated to the public. And in this case, a notice of determination would be filed if the project is approved.

So what does it mean for a later project to be within the scope? It means that the activities are consistent with those that were described in the Program
EIR, that it's within the treatable landscape, and that it's consistent with the impacts analyzed in the Program EIR, meaning that there are no new impacts or no impacts that are substantially more severe than those significant impacts that were identified.

And where later activities or later vegetation treatment projects do not qualify for this within the scope finding, the Program EIR can be used to focus only on those impacts that are new or substantially more severe in a site-specific Negative Declaration, Mitigated Negative Declaration, or a focused EIR.

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MS. BLAIR: So this flowchart here, it illustrates the CEQA streamlining process that is allowed for under the CalVTP Program EIR, and the different pathways that get you to it within the scope finding, or an additional CEQA document.

So it is -- it is the use of the Program EIR by many project proponent agencies, and particularly the maximum use of "within the scope" findings that will facilitate the increase in pace and scale of vegetation treatments while maintaining environmental perfection -- protections.

I'll also say that this Program EIR requires the public availability of information that goes well above
and beyond the requirements of CEQA for a Program EIR. Information needs to be made available to the public at three stages, at the planned project stage, the approved project stage where the project-specific analysis is available, as well as the completed project stage.

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MS. BLAIR: Here's a slide showing our schedule and next steps. As Matt mentioned, the final Program EIR has been released. The Board will consider it for approval and certification this month. And in 2020, implementation will begin, including training on how to use this Program EIR and how to complete a robust project-specific analysis throughout the state for some of these potential project proponents, as well as continued interagency coordination to develop the PSA and implementation.

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MS. BLAIR: That concludes our presentation, if there are any questions.

CHAIRPERSON KOUNALAKIS: Okay. I think we may have some.

Ms. Lucchesi, did you have something?

EXECUTIVE OFFICER LUCCHESI: I was just going to thank Matt for the presentation and also to try to tie it back to a -- to an action that you actually approved in
the consent agenda and try to package this in a more
direct way.

So under Item 47, you authorized staff to pursue
either an interagency agreement or consultant services to
inventory our school lands, primarily the 55,000 acres
that are forested. And so as we move towards that process
of inventorying those lands for purposes of better
managing those for wildlife -- excuse me, wildfire
prevention purposes, assuming that the Board of Forestry
approves or certifies the EIR, as we move forward to
actual project implementation for that vegetation
management, we will be saving significant time, resources,
and school lands funds because we'll be able to utilize
the Programmatic EIR as part of our CEQA compliance. And
so I just want to thank that effort, because it really
makes our management responsibilities and opportunities a
lot more streamlined and effective, and we get to be able
to be more efficient with the use of our school land
funds.

CHAIRPERSON KOUNALAKIS: So are the 55,000 acres
of school lands that are forested that we are doing --
conducting an inventory on, are they within the 250,000
acres that this EIR will cover?

MS. BLAIR: They appear to be.

EXECUTIVE OFFICER LUCCHESI: Yes.
MS. BLAIR: And we can verify that using GIS.

CHAIRPERSON KOUNALAKIS: Now, one of the things with our forested land, our school lands, is that they tend to be in the middle of federal lands. So how is the proposed VTP, if approved, consistent or not consistent with the protocols for federal land?

MR. DIAS: So the EIR itself, PEIR, applies to non-federal lands. But it's important to realize that the State of California has asked to increase its pace and scale to 500,000 acres of treatment a year. And the federal -- our federal partners have come forward and set that same goal. So in terms of environmental compliance --

CHAIRPERSON KOUNALAKIS: Sorry, say -- say that again?

MR. DIAS: The State of California has identified that they want to increase our -- the pace and scale of veg abate -- veg management activities to 500,000 acres a career, half million acres a year. We're currently achieving about 250. Okay. So that's where the 250,000 that's being analyzed under the program is.

CHAIRPERSON KOUNALAKIS: I see.

MR. DIAS: The federal partners have identified that same goal. So ultimately, we are trying to cooperatively treat up to a million acres a year in
California for veg management act -- for wildland fire prevention

Chairperson Kounalakis: So this EIR will cover the 20 million acres that you mentioned?

Mr. Dias: The EIR covers the 20 million acres of non-federal.

Chairperson Kounalakis: Okay. Got it.

Mr. Dias: But there's a lot of cooperation between federal and State agencies right now. So the fact that your lands lie within the federal landscape, although the EIR itself -- the PEIR would no assist the Feds --

Chairperson Kounalakis: Um-hmm.

Mr. Dias: -- the messaging and cooperation between the -- and efficiencies of this PEIR and federal NEPA documents is something that we're looking at very closely. So, there is -- there is a bit of a demarcation of -- in terms of being able to achieve the goals on non-federal lands and federal lands. But there is a -- the highest level of cooperation achieving those goals together right now, if that makes sense.

Chairperson Kounalakis: Okay. That -- so that was my first question.

My second question is this, when you talk about controlling vegetation, there are lots of ways to do it. You can put cows, you can mow it, you could put chemicals.
What do you have in this EIR that would be the actual mechanism for controlling the vegetation?

    MR. DIAS: That would be the treatment types. So that -- when I -- on my last slide, I believe, I think it's slide 7 maybe or 8, those are the actual treatment types, which would be mechanical mastication. That would be heavy equipment.

    CHAIRPERSON KOUNALAKIS: Okay. Okay.

    MR. DIAS: There are hand crews that we can use for sure, like the -- anyone from CAL FIRE's hand crews, prevention activities through the CCCs, private contractors, so actual hand crews.

    CHAIRPERSON KOUNALAKIS: Hold on. Let's get your slide back up here.

    Okay.

    MR. DIAS: So I don't see it up here, but the treatment types are there before you. And so those are the analyzed treatment types.

    CHAIRPERSON KOUNALAKIS: Do we see this slide?

    MR. DIAS: You did. That was my last slide that I covered.

    CHAIRPERSON KOUNALAKIS: Okay.

    MR. DIAS: It's a lot of information, so it's --

    CHAIRPERSON KOUNALAKIS: But this is an important part of it, because it will help us to have a concept of
exactly how you intend to remove the vegetation.

    MR. DIAS:  To treat.

    CHAIRPERSON KOUNALAKIS:  Yeah. Or treat it.

    MR. DIAS:  And it's really important to -- you know, one thing that I think is really important is that this PEIR doesn't only contemplate initial treatments, but it contemplates maintenance.

    CHAIRPERSON KOUNALAKIS:  Um-hmm.

    MR. DIAS:  We're dealing with a system of vegetation that requires maintenance activities as well. And that varies by veg type, and aspect, and slope, and topography, and precipitation. But far be it to say that these projects cannot be treated once and you walk away from them. So these treatment types, if you will, are a menu of options that are going to allow you to effectuate the initial treatment, as well as to effectuate the maintenance that's required over the course of time.

    CHAIRPERSON KOUNALAKIS:  So burn it, cut it, graze --

    MR. DIAS:  Um-hmm.

    CHAIRPERSON KOUNALAKIS:  -- or put herbicides.

    MR. DIAS:  That's correct.

    CHAIRPERSON KOUNALAKIS:  And does the EIR go through in more detail exactly what those parts of the program look like, so the general public has the
opportunity to review those?

    MR. DIAS: In a very robust manner, it does.

    CHAIRPERSON KOUNALAKIS: Okay.

    MR. DIAS: This is a 30,000-foot presentation here. The EIR is comprehensive and covers each one of these treatment types and any impacts associated with these treatment types very well.

    MS. BLAIR: And just, if I could add, you know, I mentioned standard project requirements. There's many of those that address individually each one of these treatment activities. So we have, you know, a handful, or probably more, maybe close to a dozen that address herbicide application and protections associated with that treatment type specifically.

    CHAIRPERSON KOUNALAKIS: And have you found that of these various treatment programs that any have generated more interest -- more public interest than others?

    MS. BLAIR: Of these treatment activities?

    CHAIRPERSON KOUNALAKIS: Um-hmm.

    MS. BLAIR: I would say the prescribed burning is an important consideration --

    CHAIRPERSON KOUNALAKIS: Um-hmm.

    MS. BLAIR: -- because one of the features of this program is increased use of prescribed burning to
achieve some of these acreage targets, as well as herbicide application.

CHAIRPERSON KOUNALAKIS: Okay. Commissioners, questions or comments?

All right. Thank you very much for the presentation. We will be following closely.

Item 57 is a progress report on the Commission's first year implementing its new Environmental Justice Policy.

May we have the presentation, please.

(Thereupon an overhead presentation was presented as follows.)

MS. ROBINSON-FILIPP: Thank you, Madam Chair and Commissioners. My name is Katie Robinson-Filipp and I'm a Sea Grant Fellow at the Commission.

Commission Staff and our internal environmental Justice team have ardently worked to implement the Commission's Environmental Justice Policy adopted in December 2018. Today, I will provide an update on the Commission's progress during first year of implementation.

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MS. ROBINSON-FILIPP: I will start with a brief overview of our Environmental Justice Policy, then discuss our interagency coordination, and our efforts to educate staff to build a shared understanding of environmental
justice principles and issues. I will also discuss the internal environmental justice team's diligent work to apply the policy. And I will conclude -- I will conclude with an update on our Environmental Justice Position -- Liaison Position.

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MS. ROBINSON-FILIPP: In December 2018, the Commission adopted a comprehensive Environmental Justice Policy and implementation framework. In doing so, the Commission committed to the principle that past environmental injustices will not be define California's future.

The policy outlines 12 bold and transformative goals reflecting input from regional community meetings and guidance from an environmental justice working group. These goals are summarized in a handout given to you today. And we also have additional copies available for the public as well.

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MS. ROBINSON-FILIPP: California was one of the first states to codify the definition of environmental justice. And the Commission was one of the first Resource Agencies to adopt an updated policy. Interagency coordination and collaboration have played a vital role in how we have addressed our implementation efforts and has
also been critical as we work towards an equitable California for all.

Commission staff participated in a San Francisco Bay Conservation and Development Commission, BCDC, working group on environmental justice. As the working group looked to address environmental justice and social equity in BCDC's Bay Plan, Commission staff had the opportunity to share our lessons learned with BCDC staff.

Similarly, the Commission has engaged in periodic collaboration with the California Coastal Commission, as they embark on implementing their recently adopted Environmental Justice Policy. The Commission has also developed an invaluable partnership with the California Environmental Protection Agency, CalEPA, leveraging the Agency's experience and knowledge from a well established environmental justice program to design and facilitate our staff education and training.

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MS. ROBINSON-FILIPP: Staff education and training have been a critical focus of this implementation year. In partnership with CalEPA, the Commission has designed and facilitated two staff-wide trainings, three CalEnviroScreen screen trainings, and is currently working on developing a community engagement and outreach workshop to be held in February 2020. These efforts help
contribute to a shared understanding of environmental justice and encourage our staff to view their work through a lens of equity.

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MS. ROBINSON-FILIPP: The Commission held two staff-wide trainings in May and June of this year, one in Sacramento and another in Long Beach. The all-day training, facilitated by CalEPA, Commission staff, and Mari Rose Taruc, a community advocate, educated staff about environmental justice principles and the Commission's policy. Opening remarks from Commissioner Betty Yee and Executive Officer Jennifer Lucchesi encourage and empowered staff to engage in challenging conversations.

Based on evaluations from both Sacramento and Long Beach, the training was well received by staff. In the bottom left-hand corner here, this is a graph based off of the evaluations that were conducted after the training. This is from the Sacramento session and it mirrors closely that of the Long Beach session. And staff rated the training very highly. These sessions were also recorded and are available to incoming -- to new and incoming staff.

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MS. ROBINSON-FILIPP: After our staff-wide
training, staff were eager to understand how to apply the policy in their work. Building on this momentum, the Commission, in partnership with CalEPA and the Office of Environmental Health Hazards Assessment developed three engaging and interactive CalEnviroScreen 3.0 training sessions for staff who will be involved in environmental justice analyses.

CalEnviroScreen 3.0 is a powerfully illustrative tool for assessing relative burdens in California communities from pollution and population vulnerability.

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MS. ROBINSON-FILIPP: This year, Governor Gavin Newsom signed into law AB 1628 revising California's definition of environmental justice to include meaningful involvement. This Commission fully understands that meaningful community involvement is crucial to advancing environmental justice and social equity in California. We are currently involved in a collaborative partnership to develop a community engagement and outreach workshop for February 2020.

This workshop will be designed and facilitated by the -- by State Lands Commission, CalEPA, the Department of Conservation, California Department of Public Health, the California Public Utilities Commission, California State Water Resources Control Board, and the Leadership
Counsel for Justice and Accountability. This high-level curriculum will help State agencies develop a shared understanding of community engagement and outreach among staff.

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MS. ROBINSON-FILIPP: The Commission's internal environmental justice team has worked diligently to build on the momentum and framework from the staff -- from these staff trainings. A vital component has been the development and use of a worksheet that staff uses at the initial stages of an application or project review to conduct a preliminary screening of potential environmental justice issues. This worksheet will help identify communities and the relevant area and assess the level and scope of outreach that may be needed. And this worksheet will also be applied to all future staff reports.

The commission has updated its environmental justice contact list and has created a simplified E-list for individuals and organizations to indicate their specific interest or geographic areas. The Commission staff has used this list to engage in outreach via letters and emails to groups on our environmental justice contact list.

These efforts will further be bolstered by our upcoming community engagement outreach workshop in
February, as well as the new Environmental Justice Liaison position.

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MS. ROBINSON-FILIPP: The Commission received approval in funding for two new positions, an Environmental Justice Liaison and environmental justice support staff. These positions are critical to advancing the Commission's implementation efforts. The liaison will have a vital role in identifying and coordinating meaningful community engagement and outreach. The Commission is in the process of finalizing the recruitment packages and expects to post for the liaison position in January 2020.

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MS. ROBINSON-FILIPP: The Commission has enthusiastically embraced the challenge to implement our Environmental Justice Policy that is meaningful to the communities it serves and to the people of California. As Executive Officer Jennifer Lucchesi has emphasized, the policy is an opportunity for the Commission to think broadly, comprehensively, and with creativity and empathy. We are incredibly thankful for the work our environmental -- our internal environmental justice team and Commission staff have invested to implement the policy and we are excited to continue to
build on these efforts.

We are especially grateful for the considerable support from Commission leadership, Madam Chair, and Commissioners.

Thank you. And I'm happy to answer any questions.

CHAIRPERSON KOUNALAKIS: Than you very much for that great presentation.

Do any Commissioners have questions, comments?

COMMISSIONER YEE: Just a comment. Yeah. I --

this is just I think a whole body of work we should feel very proud of. It is a model and I know we're living it and breathing it. And I think it is going to just make this Commission just, like I said, just be a very inclusive model about how we conduct our work. And so I'm very grateful for the continued refinement of this, and certainly the community engagement aspect of this is going to be important going forward.

Thank you.

CHAIRPERSON KOUNALAKIS: And may I just echo those comments and say that was really a terrific presentation.

MS. ROBINSON-FILIPP: Thank you.

CHAIRPERSON KOUNALAKIS: Thank you.

EXECUTIVE OFFICER LUCCHESI: So I just wanted to
thank Katie as well. So Katie and Sam, who's also in the 
audience, are our two Sea Grant Fellows this year. Their 
fellowship will be ending early next year. And so we 
always like to have an opportunity for them to present to 
the Commission and interact directly. And so I just want 
to thank Katie for that wonderful presentation. And I 
think you'll be hearing from Sam at one of our first 
meetings next year.

So they have been amazing Sea Grant Fellows. I 
don't know how we can continue to operate without the Sea 
Grant Fellowship opportunities that the Fellows bring to 
us, and the value added to our work. It's incredible and 
we're so grateful to Sam and Katie.

CHAIRPERSON KOUNALAKIS: Thank you. Thank you, 
Sam. Thank you, Katie, very much.

And we will move to the next item. Item 58 is an 
informational update on the Commission's participation in 
the Government Alliance on Race and Equity Capitol Cohort.

(Thereupon an overhead presentation was 
presented as follows.)

EXTERNAL AFFAIRS DIVISION CHIEF PEMBERTON: Thank 
you, Madam Chair and Commissioners. I'm really excited to 
be present this informational update to Commission, along 
with my co-team lead Lisa Lloyd.

The Government Alliance on Race and Equity is
known as GARE. It's a national network of governments who
are working to advance racial equity in California.

And in 2018 the Health in All Policies Task
Force, which is part of the Strategic Growth Council, and
GARE brought together and created the Capitol Cohort to
advance racial equity in California. The partnership
brought together 12 State agencies to participate in the
first ever Capitol Cohort.

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EXTERNAL AFFAIRS DIVISION CHIEF PEMBERTON: Each
team had about 15 employees representing their departments
and committed to participate in a roughly 50-hour
curriculum about racial equity and contribute to the
development of racial equity plan customized to their
department.

The California Department of Education, the
California Department of Public Health, the Department of
Corrections, Coastal Commission, Art Council are among the
different agencies who participated in the 2018 and 2019
cohort sessions.

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EXTERNAL AFFAIRS DIVISION CHIEF PEMBERTON: State
Lands staff also participated in 2018. And this past
November finished its second year, an implementation year,
in 2019. We developed a team of roughly 15 people with
staff from each division and at different levels in the organization. We had homework in between. We met about once a month for the year, where we got together with all the other teams. And we also participated in monthly co-team lead meetings that the Strategic Growth Council facilitated.

I think our team would say that they found this work to be difficult, important, and profound.

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EXTERNAL AFFAIRS DIVISION CHIEF PEMBERTON:

Racial equity is im -- really important. And I can't underscore that enough and it's also really difficult to talk about. I think as a staff, we're more -- an as an agency we're more informed, more educated, more empathetic, and motivated to prioritize racial equity and diversity in our work as we move forward. This was an incredibly enriching and invaluable opportunity for all of us I think to be part of this supportive network of colleagues pursuing similar goals across State government.

And now, I want to turn it over to my co-team lead Lisa Lloyd, who's going to talk more about some of the challenges, successes, and next steps associated with GARE.

CHAIRPERSON KOUNALAKIS: Thank you.
LLOYD: Thank you, Sheri.

Will you continue to drive for me?

(Laughter.)

LLOYD: I can only do one thing at a time.

(Laughter.)

LLOYD: Thank you, Madam Chair and Commissioners. My name

is Lisa Lloyd.

I am the Assistant Chief of the Administrative

Services Division and it is my pleasure to share our

team's successes and next steps with you today.

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LLOYD: By the completion of our foundational year in the

GARE Capitol Cohort, the Commission's team had developed

its initial Racial Equity Action Plan. The purpose of

this plan is to guide our team's efforts from late 2018

through mid-2021.

The plan is focused on two main outcomes. First,

that the Commission attracts and retains a more racial

diverse workforce, and second, that the Commission's

employees understand and are committed to achieving racial
equity.

Some of the staff’s successes during 2019 include: identifying department-specific classifications with minimum qualifications that may have unintended racial equity barriers, developing and distributing our Equity Matters Newsletter to all Commission staff; assembling a team to develop a diversity-focused recruitment plan; and participating in a baseline racial equity survey.

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ADMINISTRATIVE SERVICES ASSISTANT DIVISION CHIEF

LLOYD: As we look forward to 2020 and beyond, we plan to continue working on the action items outlined in our Racial Equity Action Plan. Some of the highlights include: reviewing the analysis of our baseline racial equity survey; partnering with our executive office to determine how to deliver racial equity and implicit bias training to our staff, and subsequently rolling that training out; strengthening human resources policy and practices surrounding recruiting, hiring, and upward mobility; working with CalHR to remove racial equity barriers from department-specific classifications; deploying a pilot mentorship program in conjunction with the workforce planning team; and promoting the incorporation of the values of respect, diversity and
2019 has been a challenging year for our GARE team. In fact, it has been challenging for each team involved in the Capitol Cohort implementation year pilot. Racial equity is an important issue to tackle and one that many people find uncomfortable to discuss.

This last slide illustrates some of our team members' reflections on their GARE experience. Through their participation and dedication, team members have experienced personal growth, frustration, and ultimately hope and optimism. And perhaps above all, over the last two years, our team has learned that government must actively participate in the deconstruction of the remnants of structural racism, if we want a government that works for all Californians. We're proud to be a part of that solution.

And we're happy to answer any questions that you may have. Thank you.

CHAIRPERSON KOUNALAKIS: And that's very well said. Commissioners, do you have any questions or comments?

Thank for this work. It's --

ADMINISTRATIVE SERVICES ASSISTANT DIVISION CHIEF LLOYD: Thank you.

CHAIRPERSON KOUNALAKIS: You know, it's I think
on the one hand very challenging, very difficult work, but also very rewarding and very important. Our State is 27 percent foreign born and that makes us the most -- in my strong opinion, the most successful state in the country. Our diversity is our strength. We have diversity of culture, of ideas. We have a very open society in general.

But what we know is that without concerted effort, and as you say, the concerted effort by government, to pull back the curtains of discrimination, and look into the past in order to be able to find some of the root causes that -- where discrimination continues to this day, we won't be able to make progress on this issue.

So thank you for all the work that you all are doing. It's very, very important.

CHAIRPERSON KOUNALAKIS: Okay. That concludes the regular calendar. We will now hear any public comments. I don't believe I have received any slips.

No public comment. Okay.

Do any Commissioners have any other comments or questions?

No. All right. So we will now adjourn into closed session. Will the public please clear the room for us.

Thank you.
(Off record: 12:01 p.m.)

(Thereupon the meeting recessed into closed session.)

(Thereupon the meeting reconvened open session.)

(On record: 12:20 p.m.)

CHAIRPERSON KOUNALAKIS: I'll call this meeting back into session.

Ms. Lucchesi, is there anything to report from closed session?

EXECUTIVE OFFICER LUCCHESI: No.

CHAIRPERSON KOUNALAKIS: So since this is my last Commission meeting as Chair for the first time and I am about to hand the gavel back to Commissioner Yee, I thought I would go through a list of some of the accomplishments of this year. And then I thought better of it when I realized it's four pages long.

(Laughter.)

CHAIRPERSON KOUNALAKIS: But I do think that it probably is useful to review some of the things.

And first, I'd just like to note that this is the first year of the Commission's 80-year history that our Commission is represented entirely by women. And that is pretty exciting. Now, I am in favor of gender parity. But every once in a while, you have these circumstances,
and it's pretty exciting as well.

The Commission has had a very productive year of being good stewards of Public Trust Lands, many ways, but especially when it comes to oil and gas activities. And I'd like to note in particular that this year we managed the return of over 7,200 acres offshore to the California Coastal Sanctuary, where these lands can never be used for oil and gas development again.

We know the circumstances of this. And the end result is that we have a major significant addition to the California Coastal Sanctuary. And I think that we can all be proud of this development for the future of our coast and for our children.

We also voted to support proposed federal legislation to permanently prohibit new oil and gas leases in the outer continental shelf off the coast of California. The legislation, HR 279, by Congress Member Carbajal and HR 310 by Congress Member Huffman are intended to prevent new offshore oil and gas development in the Pacific Coast region and signal opposition to the federal government' misguided efforts to open this offshore area to new oil and gas development.

The People of California are overwhelmingly in favor of rejecting expanded offshore drilling off our coast and these are very important steps in order to be
able to do that.

We have also completed the plugging and abandonment of the Piers 421 production well offshore Goleta. This is an incredible accomplishment given the complexities of this well, the significant teamwork between State Lands, OSPR, DOGGR, the Coast Guard, the City of Goleta, and Exxon, and the importance of completing this effort to the local community.

We also have moved forward the Rincon decommissioning project. Twenty-four of the 50 offshore wells have been plugged and abandoned. Onshore, 24 of the 25 State wells have been abandoned, and the removal of the wellheads and concrete well sellers is underway, all ahead of schedule and under budget.

We here at the Commission also sponsored some legislation AB 585 by Assembly Member Limón, which minimizes the State's future financial liability for decommissioning oil and gas infrastructure and ensures all leasees -- lessees fulfill their decommissioning obligations. Suffice it to say that this Commission and staff have learned their lesson. And this is a very, very important piece of legislation to ensure that as decommissioning occurs, we are better able to do it with the responsibility placed on those who operated offshore for many years and not on the taxpayers of the people of
the State of California.

In the area of pollution prevention, infrastructure decommissioning, and debris removal, we have had many great achievements. The Commission is lead agency under CEQA for the decommissioning of the San Onofre Nuclear Generation Station. It is obviously a watershed moment for this Commission. We approved the decommissioning of units 2 and 3 earlier this year. And our work has shown the importance of the federal government finding solutions to the issue of spent nuclear fuel.

To that end, the Commission supported two federal bills intended to facilitate the removal of spent nuclear fuel at the San Onofre Nuclear Generating Station and to identify a safe, secure, long-term facility for the spent fuel to be stored. And I might note, participation in the public was overwhelming. Very helpful raising awareness around this critical issue to help us find a permanent, safe location away from the current location.

We also adopted and abandoned commercial vessel removal plan for the five county Sacramento-San Joaquin Delta. For anyone who travels and recreates along our Delta, you know there are many elements of debris that need to be removed. And advancing this goal is very important for so many who enjoy that part of the state.
The Commission has also continued to show its critical role in addressing the sewage pollution issues in the Tijuana River Valley. We talked about that a little bit today as well.

The Commission supported two federal bills intended to address the untreated wastewater, sewage, trash, and sediment from Mexico that flows into California through the Tijuana River and its tributaries. And we again, here in this case, have a lot more work to do, but are well on our way to some important solutions.

We also authorized the removal of 30 abandoned pilings and two sunken vessels in the Crockett Marina in Contra Costa County. We saw some of those images today that are very impressive. This is hard work. And it falls upon our shoulders to do it. And I think that when the public sees progress in this area, it just is very reassuring that the government is working in their interest.

And then finally in the area of pollution prevention and infrastructure, decommissioning and debris removal activities, we sponsored and co-sponsored AJR 25 by Friedman, which confirms California's commitment to protecting its waters from marine invasive species and memorializes California's objections to federal preemption of State authority to regulate vessel discharges in
California's waters. Again, California has been at the forefront of engaging on the issue of marine invasive species. We have been setting the standard for a long time and we're going to continue to fight to do that.

And then finally over public access -- well, not finally. But in the area of public access, this has been a very important year. We entered into a landmark collaboration agreement with the Coastal Commission, State Parks, and the Coastal Conservancy for the development of a contemporary Hollister Ranch coastal access program. Very, very important. Again, an issue that has been on the books debated and discussed for many, many years. And along with State action around public access of Hollister Ranch very hopeful that we are soon going to be able to ensure that Californians from across the state will have the ability to see and enjoy this beautiful part of our coast, again while ensuring that we protect it from sometimes the unintended consequences of access. We know that we can do both and this is a very exciting step.

We also approved a landmark boundary line and easement agreement with over 180 property owners along the shore of Donner Lake that clarifies public-private property ownership and secures public access rights to the lake.

In the area of public -- customer service for the
public, we launched the Commission's new online system that allows the public to access, submit, and track lease and permit applications.

Welcome to the 21st century.
(Laughter.)

CHAIRPERSON KOUNALAKIS: We also entered into a landmark interagency coordination and collaboration agreement with the Coastal Commission. We launched a new web mapping application for the State waters offshore San Diego, which is designed to help users better understand the dynamic ocean space and ocean-related data offshore San Diego County.

I had the opportunity to visit Scripps just last week and what a treasure this area is. And the data and the information being collected is -- has global importance.

And then finally, in the area of the 2019 and 2020 budget. The 2019-2020 State Lands Commission budget of $88.8 million continues the trend of heavy special project funding which nearly outweighs our usual baseline budget.

The oil and gas plug and abandonment activities of Platform Holly and Rincon Island account for most of this, $40 million, along with four million to fund litigation costs related to those efforts.
Other 2019-2020 special projects include 20 million for the -- for one more year of dredging in Bolsa Chica, two million to continue the new coastal hazards removal program, and 1.2 million toward maintenance and operations of the new records management IT project.

Again, when we look at these budget items, these are ways in which the public can truly see the work of the Commission as it relates to them. So I really want to commend staff again for their sharp pencil and their focus on priorities that impact Californians.

In addition to special project funding, the 2019-2020 budget also brings a new forestry position to restart our forested school lands management program, plus a new Environmental Justice Coordinator, and an Administrative Liaison to drive this new effort. The Commission is also gaining two new IT positions to right-size the Information Services Division and continue to build a solid technological foundation for its strategic goals.

Finally, the Natural Resources Agency has included $900,000 in an agency-wide budget request for State Lands continued record preservation and digitalization. Also important for so many reasons to be able to catalogue activity in our public lands. But again, I just want to commend the staff for their hard
work. This has been a very gratifying year for me personally to learn of the incredible work that we do on behalf of the people of California around our State Lands portfolio.

And I know that I could not have done this without the incredible support of you, Executive Director Lucchesi, and your marvelous team, and, of course, of the other Commissioners.

So we have one more point of order for the day. As we conclude the meeting, on a sad note, but one that is extremely important for us to recognize, and that is that we will adjourn today in the memory of three of our colleagues who we lost this year. And we will adjourn in their memory, in the memory of Mark LeClair, Raul Valdez, and Steve Staker.

Thank you, everyone.

We're adjourned.

(Thereupon the California State Lands Commission meeting adjourned at 12:33 p.m.)
CERTIFICATE OF REPORTER

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 to the best of my ability, 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 14th day of December, 2019.

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