APPEARANCES

COMMISSION MEMBERS:
Ms. Betty T. Yee, State Controller, Chairperson
Ms. Eleni Kounalakis, Lieutenant Governor
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
Ms. Grace Kato, Assistant Chief, Land Management Division

ATTORNEY GENERAL:
Mr. Andrew Vogel, Deputy Attorney General

ALSO PRESENT:
Ms. Sandy Aylesworth, Natural Resources Defense Council
Ms. Lisa Beutler, Stantec
Ms. Anna Christensen, Protect the Long Beach Los Cerritos Wetlands, Sierra Club Los Cerritos Wetlands Task Force
Ms. Randa Coniglio, Port of San Diego
Dr. Mark Gold, Deputy Secretary, Natural Resources Agency; Executive Director, Ocean Protection Council
Ms. Susan Jordan, California Coastal Protection Network
Ms. Pam Kershaw, Port of Oakland
APPEARANCES CONTINUED

ALSO PRESENT:

Mr. Tom Rudolph, The Pew Charitable Trusts
Ms. Jennifer Savage, Surfrider Foundation
Mr. Robert Trettin, The Trettin Company
Ms. Laura Walsh, Surfrider Foundation
Mr. Danny Wan, Port of Oakland
Public comments will be heard at 1:00 pm for items not on the agenda, for no more than 30 minutes. At the discretion of the Chair, speakers will be given up to 3 minutes. For those unable to attend the early comment period, there may be additional comment time available later in the day. Note: Comments made during the general public comment period regarding matters pending before the Commission do not become part of the official record for those matters.

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

- Beachcomber Inn Vacation Membership Association Lessee): Continuation of rent at $4,763 per year for a General Lease - Commercial Use located on sovereign land at Lake Tahoe, adjacent to 999 Lakeview Avenue, South Lake Tahoe, El Dorado County. (PRC 5516.1)
- Dennis W. Chance (Lessee): Continuation of rent at $315 per year for a General Lease - Recreational and Protective Structure Use located on sovereign land in the Colorado River, adjacent to 1142 Beach Drive, Needles, San Bernardino County. (PRC 9132.1)
- Geysers Power Company, LLC (Lessee): Continuation of rent at $1,128 per year for a General Lease - Right-of-Way Use located on State indemnity school land in portions of Sections 3 and 4, Township 11 North, Range 9 West, MDM, near Cloverdale, Sonoma County. (PRC 8610.2)
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 ROBERT W. ANGELL, AS TRUSTEE OF THE ROBERT W. ANGELL CABIN TRUST DATED AUGUST 3, 1995; AND ELIZABETH A. COOK, TRUSTEE UNDER DECLARATION OF TRUST DATED SEPTEMBER 7, 1994 (LESSEE); KUHN HOLDINGS, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY; AND ELIZABETH A. COOK, TRUSTEE UNDER DECLARATION OF TRUST DATED SEPTEMBER 7, 1994 (APPLICANT): Consider acceptance of a lease quitclaim deed for Lease No. PRC 7346.9, a Recreational Pier Lease; and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 1260 West Lake Boulevard, near Tahoe City, Placer County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 7346.1, A2202; RA# 2019110) (A 1; S 1) (Staff: S. Avila)

02 RICHARD C. BLUM, TRUSTEE OF THE RICHARD C. BLUM 1996 REVOCABLE TRUST, DATED JANUARY 9, 1996, ANNETTE C. BLUM, HEIDI J. BLUM, AND EILEEN J. BLUM (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 9105 State Highway 89, near Meeks Bay, El Dorado County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 5555.1; RA# 35015) (A 5; S 1) (Staff: A. Franzoia)

03 BROCKWAY SPRINGS OF TAHOE PROPERTY OWNERS ASSOCIATION I AND II, INC. (LESSEE); BST III OWNERS ASSOCIATION, INC. (APPLICANT): Consider amendment to Lease No. PRC 7939.1, a General Lease - Recreational Use of sovereign land located in Lake Tahoe, adjacent to 9680 Brockway Springs Drive, near Brockway, Placer County; to add the Applicant as a Lessee and include the use and maintenance of an existing pier with floating dock and gangway, hot springs deck and breakwater, swim area with swim line and float, and 15 mooring buoys.
04 DAVID BURKHART AND CAROL BURKHART (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Petaluma River, adjacent to 5640 Lakeville Highway, near Petaluma, Sonoma County; for an existing boat dock with gangway, pier, and covered berth previously authorized by the Commission; and three existing storage areas not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 7939.1; RA# 08717) (A 1; S 1) (Staff: A. Franzoia)

05 CALIFORNIA STATE LANDS COMMISSION AND RIVER ONE, LLC (PARTIES): Consider amending AD 81 "An Agreement Between the State Lands Commission and Thomas P. Raley to Establish a Boundary Line Between Private Property and Public Sovereign Property in the Sacramento River, Yolo County" recorded on May 26, 1989, to extinguish a public access easement in exchange for a deposit into the Kapiloff Land Bank Fund, near Tower Bridge, West Sacramento, Yolo County. CEQA Consideration: Environmental Impact Report, certified by the City of West Sacramento, State Clearinghouse No. 2005042083, and Addendum. (I1448; RA# 2019138) (A 7; S 6) (Staff: M.J. Columbus, A. Kershen)

06 JOHNSON L. CHIAO AND DIANA W. CHIAO, TRUSTEES OF THE JOHNSON L. AND DIANA W. CHIAO TRUST CREATED BY DECLARATION OF TRUST DATED OCTOBER 7, 2007 (LESSEE/APPLICANT): Consider acceptance of a lease quitclaim deed for Lease No. PRC 4248.9, a General Lease - Recreational Use; and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3870 North Lake Boulevard, near Carnelian Bay, Placer County; for two existing mooring buoys, and the reconstruction, use and maintenance of an existing pier. CEQA Consideration: categorical exemption. (Lease 4248.1; A2374; RA# 2019160) (A 1; S 1) (Staff: S. Avila)

07 CITY OF NAPA (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Napa River, adjacent to Assessor Parcel Number 046-450-018, near Kennedy Park, City of Napa,
Napa County; for an existing storm water outfall, appurtenant facilities, and rock riprap. CEQA Consideration: categorical exemption. (Lease 7708.9; RA# 03618) (A 4; S 3) (Staff: A. Franzoia)

08 CITY OF PETALUMA (APPLICANT): Consider application for a General Lease - Dredging Use of sovereign land in the Petaluma River, at Petaluma Marina, adjacent to 781 Baywood Drive, Petaluma, Sonoma County. CEQA Consideration: categorical exemption. (Lease 8449.9; A2515; RA# 2019229) (A 10; S 3) (Staff: A. Franzoia)

09 COUNTY OF HUMBOLDT (APPLICANT): Consider application for a General Lease - Public Agency Use and endorsement of a sublease, of sovereign land located in the Salt River, adjacent to Assessor Parcel Numbers 100-111-008 and 100-241-005, near Ferndale, Humboldt County; for the existing Valley Flower Bridge, previously authorized by the Commission, and an existing water pipeline not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 7683.9; RA# 02618) (A 2; S 2) (Staff: S. Avila)

10 CUE VI, LLC; SEQUOIA INVESTMENTS XXIV, LLC; CITY OF EUREKA; AND THE CALIFORNIA STATE LANDS COMMISSION (PARTIES): Rescission of authorization of the Balloon Tract Title Settlement and Trust Termination Agreement, Eureka, Humboldt County. CEQA Consideration: not a project. (W25560) (A 2; S 2) (Staff: G. Kato, J. Frey)

11 JOHN M. CUROTTO AND BREE A. CUROTTO (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6203 North Lake Boulevard, near Tahoe Vista, Placer County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 5664.1; A2387; RA# 2019148) (A 1; S 1) (Staff: L. Anderson)

12 CHARLES B. EBRIGHT AND MARY C. EBRIGHT, AS TRUSTEES OF THE CHARLES B. EBRIGHT AND MARY C. EBRIGHT REVOCABLE TRUST DATED JULY 17, 2001 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2285
13 STEVEN F. HAMMAN, TRUSTEE OF THE STEVEN HAMMAN AND CATHLEEN CATON TRUST DATED APRIL 22, 2014 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3200 Edgewater Drive, near Tahoe City, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 8860.1; A2341; RA# 18818) (A 1; S 1) (Staff: J. Toy)

14 JACKSON STORER ENTERPRISES, L.P. A CALIFORNIA LIMITED PARTNERSHIP (LESSEE); RYAN HEATER; THOMAS CHIN PARK AND JENNY KIM PARK, TRUSTEES OF THE PARK FAMILY TRUST DATED DECEMBER 22, 1997; AND RICHARD D. HEATER AND MARIAN C. HEATER, CO-TRUSTEES OF THE HEATER FAMILY TRUST DATED JULY 26, 1997 (APPLICANT): Consider termination of Lease No. PRC 7827.1, a General Lease - Recreational Use, and an application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8365 Meeks Bay Avenue, near Meeks Bay, El Dorado County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 7827.1; A2220; RA# 2019047) (A 5; S 1) (Staff: L. Anderson)

15 THOMAS KESSLER MCMANUS, JR. AND JANET MOORE MCMANUS (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3087 Jameson Beach Road, near South Lake Tahoe, El Dorado County; for one existing mooring buoy. CEQA Consideration: categorical exemption. (Lease 7992.1; A2264; RA# 2019070) (A 5; S 1) (Staff: J. Toy)

16 LELAND ROCK (APPLICANT): Consider application for a General Lease - Right-of-Way Use, of sovereign land located in the Van Duzen River, adjacent to Assessor Parcel Number 201-261-009, near Alton, Humboldt County; for up to two seasonal bridge crossings. CEQA Consideration: California Coastal Commission Coastal Development Permit No. 1-15-0205-A2. (Lease 7989.1; A2240; RA# 2019062) (A 2; S 2) (Staff: J. Toy)
17 VICTOR L. METAS AND SHIRLEY F. METAS, TRUSTEES OF THE METAS TRUST DATED JUNE 17, 1998; WILLIAM A. REINHARD; NORMA R. CALONICO, TRUSTEE OF THE REMO T. CALONICO AND NORMA R. CALONICO REVOCABLE TRUST DATED MAY 1, 2013; AND SUSAN SCANNELL (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6010 and 6020 North Lake Boulevard, near Agate Bay, Placer County; for an existing pier and four mooring buoys. CEQA Consideration: categorical exemption. (Lease 8457.1; A2389; RA# 2019172) (A 1; S 1) (Staff: S. Avila)

18 NORTHSHORE TOWNHOUSE ASSOCIATION (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 100 Lassen Drive, near Tahoe City, Placer County; for an existing pier and 16 mooring buoys. CEQA Consideration: categorical exemption. (Lease 5296.1; A2178; RA# 2019044) (A 1; S 1) (Staff: L. Anderson)

19 JEFFREY B. O'NEILL AND DARICE D. O'NEILL, AS TRUSTEES OF THE O'NEILL TRUST UTA DATED 4/10/1996 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3940 Bellevue Avenue, near Tahoe Pines, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 6958.1; A2380; RA# 2019151) (A 1; S 1) (Staff: L. Anderson)

20 PACIFIC GAS AND ELECTRIC COMPANY (APPLICANT): Consider amendment of lease and revision of rent to Lease No. PRC 8827.1, a General Lease - Right-of-Way Use, of sovereign land located in the Feather River, adjacent to Sutter County Assessor Parcel Number 10-270-007 and Yuba County Assessor Parcel Number 18-040-003, near Yuba City and Marysville, Sutter and Yuba counties; for an existing overhead electrical transmission line. CEQA Consideration: not a project. (PRC 8827.1; RA# 04807) (A 2; S 4) (Staff: A. Franzoia)

21 PACIFICORP, DBA PACIFIC POWER (LESSEE): Consider revision of rent to Lease No. PRC 4510.1, a General Lease - Right-of-Way Use, of sovereign land in the Klamath River, adjacent to Assessor Parcel Number 140-130-28, near Klamath, Del Norte County; for an
overhead electrical distribution line. CEQA Consideration: not a project. (PRC 4510.1) (A 2; S 2) (Staff: N. Lee)

22 WILLIAM M. SEARS AND AUDREY M. SEARS, TRUSTEES OF THE AMENDMENT AND RESTATEMENT OF THE WILLIAM AND AUDREY SEARS LIVING TRUST; AND GEORGE TYLER MARSH, AS TRUSTEE OF THE GEORGE TYLER MARSH REVOCABLE TRUST ESTABLISHED FEBRUARY 19, 2015 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8519 Meeks Bay Avenue, near Meeks Bay, El Dorado County; for an existing pier and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 3656.1; A2217; RA# 2019045) (A 5; S 1) (Staff: L. Anderson)

23 JOHN WILLIAM STANNARD, SR., AND CATHY J. STANNARD, TRUSTEES OF THE CATHY AND JOHN STANNARD 2005 TRUST AS AMENDED AND RESTATE 2010 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3795 Belleview Avenue, near Homewood, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 6925.1; A2381; RA# 2019147) (A 1; S 1) (Staff: S. Avila)

24 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, El Dorado County; for an existing pier not previously authorized by the Commission. CEQA Consideration: categorical exemption. (A2245; RA# 22316) (A 5; S 1) (Staff: A. Franzoia)

25 TUSCARORA GAS TRANSMISSION COMPANY (LESSEE): Consider revision of rent to Lease No. PRC 7829.1, a General Lease - Right-of-Way Use, of sovereign land in the bed of the Pit River at five separate locations, near Alturas, Modoc County; for natural gas pipelines and appurtenant facilities. CEQA Consideration: not a project. (PRC 7829.1) (A 1; S 1) (Staff: N. Lee)

26 WALSH FAMILY LLC, DBA NORTH TAHOE MARINA (LESSEE): Consider revision of rent to Lease No. PRC 5856.1, a
General Lease - Commercial Use, of sovereign land located in Lake Tahoe, adjacent to 7360 North Lake Boulevard, Tahoe Vista, Placer County; for a commercial marina. CEQA Consideration: not a project. (PRC 5856.1) (A 1; S 1) (Staff: N. Lee)

27 ROY L. WICKLAND, AS TRUSTEE OF THE WICKLAND MARITAL TRUST ESTABLISHED SEPTEMBER 25, 2012 (LESSEE/APPLICANT): Consider acceptance of a lease quitclaim deed for Lease No. PRC 8555.1. a General Lease - Recreational Use, and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 9021 Lupine Lane, near Rubicon Bay, El Dorado County; for the construction of a pier and boat lift; and continued use and maintenance of two existing mooring buoys and a swim platform. CEQA Consideration: categorical exemptions. (Lease 8555.1; A2365; RA# 2019143) (A 5; S 1) (Staff: J. Toy)

Bay / Delta Region

28 JOHN R. AREIAS (APPLICANT): Consider delegating authority to the Executive Officer for consideration of an application for a General Lease - Commercial Use, of sovereign land located in the Sacramento River, adjacent to 14031 River Road, Walnut Grove, Sacramento County; for an existing commercial marina, known as Landing 63. CEQA Consideration: categorical exemption. (Lease 6200.1; A2517.1; RA# 2019222) (A 11; S 3) (Staff: M. Schroeder)

29 CALIFORNIA STATE LANDS COMMISSION (PARTY): Consider approval of the 2020 Category 1 Sacramento River and Delta Area benchmark rental rates for sovereign land in the Sacramento, San Joaquin, and Mokelumne Rivers, and various sloughs; Colusa, Contra Costa, Sacramento, San Joaquin, Shasta, Solano, Sutter, Tehama, and Yolo counties. CEQA Consideration: not a project. (W27243) (A 1, 3, 4, 8, 9, 11; S 1, 3, 4, 5, 6) (Staff: V. Caldwell)

30 BILLYANN GROZA, TRUSTEE OF THE BILLYANN GROZA REVOCABLE TRUST DATED SEPTEMBER 30, 2009 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of
sovereign land located in the Sacramento River, adjacent to 7454 Pocket Road, Sacramento, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 5818.1; A2236; RA# 2019116) (A 9; S 6) (Staff: J. Holt)

31 CHRISTINE M. HUTTINGER (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Georgiana Slough, adjacent to 14700 Andrus Island Road, near Isleton, Sacramento County; for an existing covered boat dock with lift, ramp, gangway, swim ladder, and six pilings previously authorized by the Commission, and an existing seasonal swim area not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 7977.1; A2489; RA# 2019203) (A 11; S 3) (Staff: J. Holt)

32 DARRELL L. JOHNSTON, HELEN S. JOHNSTON, ANNETTE L. WELTON, AND PATRICK L. WELTON, AS TRUSTEES OF THE JOHNSTON FAMILY REVOCABLE TRUST DATED JULY 26, 2019 AND ANNETTE LEAH WELTON, AS TRUSTEE OF THE WELTON FAMILY TRUST DATED JANUARY 28, 1992 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 425 River Road, Rio Vista, Solano County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 5744.1; A2333; RA# 2019115) (A 11; S 3) (Staff: J. Holt)

33 KEY LEASE CORPORATION, INC. DBA SPINDRIFT MARINA (APPLICANT): Consider application for a General Lease - Commercial Use, of sovereign land located in the San Joaquin River, adjacent to 841 W. Brannan Island Road, near Isleton, Sacramento County; for an existing commercial marina, known as the Spindrift Marina previously authorized by the Commission; and two existing restrooms with shower facilities not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 2409.1; RA# 21918) (A 11; S 3) (Staff: M. Schroeder)
INDEX CONTINUED

34 STEVEN G. KUHN AND CAROL A. KUHN, TRUSTEES OF THE KUHN AND VAN BRUGGEN DECLARATION OF TRUST ESTABLISHED FEBRUARY 19, 1998 (ASSIGNOR); LOUIS BONACICH, TRUSTEE OF THE BONACICH FAMILY TRUST DATED JULY 4, 2011 (ASSIGNEE): Consider assignment of Lease No. PRC 5188.1, a General Lease - Commercial Use, of sovereign land located in the Sacramento River, adjacent to 1951 Garden Highway, near Sacramento, Sacramento County; for an existing commercial marina and appurtenant facilities. CEQA Consideration: not a project. (PRC 5188.1; A2474; RA# 2019199) (A 7; S 6) (Staff: G. Asimakopoulos)

35 STEVEN JACK LININGER, AS TRUSTEE OF THE JACK A. LININGER TRUST DATED JANUARY 4, 2008 (ASSIGNOR); ALAN S. LOWE AND JULIE K. LOWE, TRUSTEES OF THE ALAN S. AND JULIE K. LOWE FAMILY TRUST DATED OCTOBER 10, 1996 (ASSIGNEE): Consider assignment of Lease No. PRC 7769.1, a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, at Long Island, adjacent to 17412 Grand Island Road, near Isleton, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: not a project. (PRC 7769.1; A2379; RA# 2019157) (A 11; S 3) (Staff: G. Asimakopoulos)

36 LODI GAS STORAGE L.L.C. (APPLICANT): Consider application for a General Lease - Right-of-Way Use, of sovereign land located in the North and South Mokelumne Rivers, Georgiana, Broad, Three Mile, Jackson and Tomato sloughs, between Rio Vista and Lodi, within Sacramento and San Joaquin counties; for an existing gas pipeline. CEQA Consideration: categorical exemption. (Lease 8207.1; A 2274; RA# 2019093) (A 9, 11, 13; S 3, 5) (Staff: D. Tutov)

37 NAUTILUS DATA TECHNOLOGIES, INC., A DELAWARE CORPORATION (LESSEE/APPLICANT); ORION ENERGY PARTNERS INVESTMENT AGENT, LLC, A DELAWARE LIMITED LIABILITY COMPANY (SECURED-PARTY LENDER): Consider amendment to Lease No. PRC 9510.1, a General Lease - Industrial Use, to extend the lease term; and approval of an Agreement and Consent to Encumber Lease, of proprietary land located in the San Joaquin River, adjacent to Assessor's Parcel Number 162-030-07, Rough
and Ready Island, near Stockton, San Joaquin County. CEQA Consideration: Mitigated Negative Declaration, adopted by the Port of Stockton, State Clearinghouse No. 2016062010. (PRC 9510.1; A2504; RA# 2019219) (A 13; S 5) (Staff: G. Asimakopoulos)

38 DENNIS MORTON OIKLE AND HILDEGARDE HEIDI OLIVEROIKLE, DBA HEIDI'S OUTRIGGER MARINA AND SALOON (LESSEE); PARADISE INVESTMENT PROPERTIES GROUP, LLC (APPLICANT/SUBLESSOR); PARADISE OUTRIGGER MARINA (SUBLESSOR) AND ALLSTAR FINANCIAL SERVICES, INC. (SECURED-PARTY LENDER): Consider waiver of rent, penalty, and interest; termination of Lease No. PRC 3934.1, a General Lease - Commercial Use; an application for a General Lease - Commercial Use, an endorsement of a sublease under Lease 3934.1, and the Agreement and Consent to Encumber Lease 3934.1, of sovereign land located in Three Mile Slough at Sherman Island, adjacent to 17641 Sherman Island East Levee Road, near Rio Vista, Sacramento County; for an existing commercial marina, known as the Paradise Outrigger Marina and bank protection. CEQA Consideration: categorical exemption. (Lease 3934.1; RA# 15218) (A 11; S 3) (Staff: M. Schroeder)

39 PORT OF STOCKTON (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in Burns Cutoff at Daggett Road, Rough and Ready Island, Stockton, San Joaquin County; for an existing non-operational swing bridge. CEQA Consideration: categorical exemption. (Lease 4376.1; RA# 15618) (A 13; S 5) (Staff: M. Schroeder)

40 SACRAMENTO WALDORF SCHOOL ASSOCIATION, INC. (APPLICANT): Consider application for a General Lease - Protective Structure Use, of sovereign land located in the American River, adjacent to 3750 Bannister Road, Fair Oaks; for existing bank protection. CEQA Consideration: categorical exemption. (Lease 6728.9; A2159; RA# 2019010) (A 6; S 1) (Staff: D. Tutov)

41 JAMES I. TANIMOTO AND EVELYN K. TANIMOTO, TRUSTEES IN TRUST, UNDER THE JAMES I. AND EVELYN K. TANIMOTO LIVING TRUST, DATED AUGUST 7, 2000 (LESSEE); RYAN MAX BOGLE AND KATIE BUTLER (APPLICANT): Consider termination of Lease No. PRC 7463.1, a General Lease -
Recreational Use; and an application for a General Lease – Recreational Use, of sovereign land located in the Sacramento River, adjacent to 639 Brickyard Drive, Sacramento, Sacramento County; for removal of an existing boat dock; construction, use, and maintenance of a boat dock and two pilings; and the continued use and maintenance of an existing piling, two-pile dolphin, and ramp. CEQA Consideration: categorical exemptions. (Lease 7463.1; A 2225; RA# 2019051) (A 9; S 6) (Staff: D. Tutov) 82

Central / Southern Region

42 J. CHRIS BAKER AND MARTA BAKER, TRUSTEES OF THE BAKER FAMILY TRUST DATED APRIL 26, 2002 (APPLICANT): Consider application for a General Lease - Protective Structure Use, of sovereign land located in the Pacific Ocean, adjacent to 219 Pacific Avenue, Solana Beach, San Diego County; for a portion of an existing seawall and an existing seacave/notch fill. CEQA Consideration: categorical exemption. (Lease 8183.1; A2373; RA# 2019161) (A 78; S 39) (Staff: D. Simpkin) 82

43 MARK L. BARR AND FELICIA A. SCHENKEL, TRUSTEES OF THE BARR-SCHENKEL FAMILY TRUST DATED DECEMBER 10, 2011 (APPLICANT): Consider application for a General Lease - Protective Structure Use, of sovereign land located in the Pacific Ocean, adjacent to 225 Pacific Avenue, Solana Beach, San Diego County; for a portion of an existing seawall and an existing seacave/notch fill. CEQA Consideration: categorical exemption. (Lease 8187.1; A2375; RA# 2019164) (A 78; S 39) (Staff: D. Simpkin)

44 FRANKLIN J. BUCCELLA AND VIRGINIA M. BUCCELLA, CO-TRUSTEES OF THE BUCCELLA FAMILY TRUST ESTABLISHED JANUARY 2, 1980, BY FRANKLIN J. BUCCELLA AND VIRGINIA M. BUCCELLA, TRUSTORS (APPLICANT): Consider application for a General Lease – Recreational Use, of sovereign land located in the Midway Channel of Huntington Harbour, adjacent to 3541 Courtyard Circle, Huntington Beach, Orange County; for an existing boat dock, access ramp, and cantilevered decks not
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<td>45</td>
<td>CABRILLO POWER I, LLC (LESSEE):</td>
<td>Consider amendment to Lease No. PRC 791.1, a General Lease - Industrial Use, of sovereign land located in the Pacific Ocean, adjacent to Agua Hedionda Lagoon, Carlsbad, San Diego County; to reduce the size of the lease area and revise the rent. CEQA Consideration: categorical exemption. (PRC 791.1; A2299; RA# 2019109) (A 76; S 36) (Staff: C. Hudson)</td>
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<td>46</td>
<td>EDWARD LEROY CLARK, JR., TRUSTEE OF THE ED CLARK FAMILY TRUST DATED MAY 25, 2016 (APPLICANT):</td>
<td>Consider application for a General Lease - Recreational Use, of sovereign land located in the Main Channel of Huntington Harbour adjacent to 17061 Bolero Lane, Huntington Beach, Orange County; for an existing boat dock, boat lift, access ramp and cantilevered deck; and the replacement of the existing boat dock and access ramp with a new boat dock and access ramp. CEQA Consideration: categorical exemptions. (Lease 4094.1; A2263; RA# 2019097) (A 72; S 34) (Staff: L. Pino)</td>
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<td>47</td>
<td>GARY GARBER AND DIANE GARBER, TRUSTEES OF THE GABER FAMILY TRUST DATED 11/5/86 , (APPLICANT):</td>
<td>Consider application for a General Lease - Protective Structure Use, of sovereign land located in the Pacific Ocean, adjacent to 231 Pacific Avenue, Solana Beach, San Diego County; for a portion of an existing seawall and an existing seacave/notch fill. CEQA Consideration: categorical exemption. (Lease 8188.1; A2376; RA# 2019162) (A 78; S 39) (Staff: D. Simpkin)</td>
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<td>48</td>
<td>ARTHUR JAN, JR. AND BESS K. JEONG, TRUSTEES OF THE ARTHUR JAN, JR. AND BESS K. JEONG TRUST UDT DATED MAY 2, 1997 (APPLICANT):</td>
<td>Consider application for a General Lease - Recreational Use, of sovereign land located in the Midway Channel of Huntington Harbour, adjacent to 16851 Marina Bay Drive, Huntington Beach, Orange County; for an existing boat dock and access ramp not previously authorized by the Commission. CEQA Consideration: categorical exemption. (A2155; RA# 2019006) (A 72; S 34) (Staff: K. Connor)</td>
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49  JDC ENTERPRISE LLC, A LIMITED LIABILITY COMPANY IN THE STATE OF CALIFORNIA (APPLICANT): Consider application for the termination and reissuance of Lease 3086.1, a General Lease - Recreational Use, of sovereign land in the Main Channel of Huntington Harbour adjacent to 16442 Malden Circle, Huntington Beach, Orange County; for an existing boat dock, access ramp, and cantilevered deck; the removal and relocation of three existing concrete piles; and the replacement of the existing boat dock and access ramp with a new boat dock and access ramp. CEQA Consideration: categorical exemptions. (Lease 3086.1; A2301; RA# 2019204) (A 72; S 34) (Staff: L. Pino)

50  NORTH COUNTY TRANSIT DISTRICT (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in Batiquitos Lagoon, Carlsbad, San Diego County; for the construction, use, and maintenance of a buried armored revetment. CEQA Consideration: statutory exemption. (W26644; RA# 30916) (A 76; S 36) (Staff: R. Collins)

51  JAMES HOYT O'NEAL AND NANCY DEE BARDEN O'NEAL, TRUSTEES OF THE O'NEAL FAMILY TRUST UNDER AGREEMENT DATED JUNE 21, 2001 (APPLICANT): Consider application for a General Lease - Protective Structure Use, of sovereign land located in the Pacific Ocean, adjacent to 211 Pacific Avenue, Solana Beach, San Diego County; for a portion of an existing seawall and an existing seacave/notch fill. CEQA Consideration: categorical exemption. (Lease 8182.1; A2371; RA# 2019155) (A 78; S 39) (Staff: D. Simpkin)

52  PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider amendment to Lease No. PRC 9347.1, a General Lease - Industrial Use, of sovereign land located in and adjacent to the Pacific Ocean, Avila Beach, San Luis Obispo County; for infrastructure associated with the Diablo Canyon Power Plant; to change the submittal date for the restoration plan. CEQA Consideration: not a project. (PRC 9347.1; A2528; RA# 2019246) (A 17; S 35) (Staff: C. Hudson)
53 JOHN PERELL AND KIMBERLY REED PERELL (APPLICANT): Consider application for a General Lease – Protective Structure Use, of sovereign land located in the Pacific Ocean, adjacent to 215 Pacific venue, Solana Beach, San Diego County; for a portion of an existing seawall and an existing seacave/notch fill. CEQA Consideration: categorical exemption. (Lease 8186.1; A2372; RA# 2019163) (A 78; S 39) (Staff: D. Simpkin)

54 CHAIYAWAT ROBERT POONSAENGSATHIT, TRUSTEE OF THE CHAIYAWAT ROBERT POONSAENGSATHIT REVOCABLE LIVING TRUST DATED MAY 6, 2008 (APPLICANT): Consider application for a General Lease – Recreational Use, of sovereign land located in the Midway Channel of Huntington Harbour, adjacent to 16841 Marina Bay Drive, Huntington Beach, Orange County; for an existing boat dock, access ramp, and cantilevered deck. CEQA Consideration: categorical exemption. (Lease 6339.1; A2262; RA# 2019069) (A 72; S 34) (Staff: K. Connor)

55 WILLIAM J. SCHMIT AND MICHELLE H. SCHMIT, CO-TRUSTEES OF THE WILLIAM J. SCHMIT REVOCABLE TRUST DATED AUGUST 12, 2014; AND WILLIAM J. SCHMIT AND MICHELLE H. SCHMIT, CO-TRUSTEES OF THE MICHELLE H. SCHMIT REVOCABLE TRUST DATED AUGUST 12, 2014 (LESSEE/APPLICANT): Consider termination of lease and acceptance of a lease quitclaim deed for Lease No. PRC 3854.1 a General Lease – Recreational Use, and application for a General Lease – Recreational Use, of sovereign land located in the Main Channel of Huntington Harbour, adjacent to 16841 Bolero Lane, Huntington Beach, Orange County; for an existing boat dock, access ramp, and cantilevered deck; removal of the existing boat dock and access ramp; and the construction, use, and maintenance of a new boat dock and access ramp to include an additional concrete pile. CEQA Consideration: California Coastal Commission Coastal Development Permit No. 5-19-0990, and categorical exemptions. (Lease 3854.1; A2403; RA# 2019159) (A 72; S 34) (Staff: K. Connor)

56 SPRINT SPECTRUM L.P. (APPLICANT): Consider application for a General Lease – Other, of sovereign land located on Rincon Island, near Mussel Shoals, Ventura County;
for an existing wireless telecommunications site and related equipment. CEQA Consideration: categorical exemption. (Lease 8101.1; A2351; RA# 2019128) (A 37; S 19) (Staff: K. Connor)

57 QUOC TAN TRAN, TRUSTEE OF THE QUOC TAN TRAN FAMILY TRUST, DATED JULY 13, 2007; AND DAVID Q. TRAN AND KIMBERLY HA TRAN, TRUSTEES OF THE TRAN FAMILY TRUST, DATED JANUARY 30, 2007 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Main Channel of Huntington Harbour, adjacent to 16741 Carousel Lane, Huntington Beach, Orange County; for an existing boat dock and access ramp not previously authorized by the Commission. CEQA Consideration: categorical exemption. (W27026; RA# 03418) (A 72; S 34) (Staff: K. Connor)

58 U.S. BUREAU OF RECLAMATION (LESSEE): Consider amendment to Lease No. PRC 9239.9, a General Lease - Public Agency Use, of sovereign land located in the historic bed of the Colorado River, Moabi Regional Park, near Needles, San Bernardino County; to construct and maintain a cable fence around the perimeter of the lease premises. CEQA Consideration: categorical exemption. (PRC 9239.9; A2393; RA# 2019152) (A 33; S 16) (Staff: R. Collins)

59 VANDENBERG VILLAGE COMMUNITY SERVICES DISTRICT (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Burton Mesa Ecological Reserve, near Lompoc, Santa Barbara County; for an existing unpaved access road. CEQA Consideration: categorical exemption. (W26978; RA# 34215) (A 35; S 19) (Staff: R. Collins)

School Lands

60 CALIFORNIA STATE LANDS COMMISSION; BARSTOW SPANISH TRAIL, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (PARTIES): Consider amendment to the "Offer to Purchase Real Estate in the County of San Bernardino and Acceptance of Offer to Purchase" for approximately 63.3 gross acres of indemnity school lands in Barstow, San Bernardino County; to extend the closing date. CEQA Consideration: not a project. (SA 5772; RA# 24716) (A 33; S 16) (Staff: R. Collins, P. Huber)
INDEX CONTINUED

61  CITY OF LOS ANGELES, DEPARTMENT OF WATER AND POWER (APPLICANT): Consider rescission of approval, and issuance of a General Lease - Right-of-Way Use, of State-owned school land within a portion of Section 36, Township 2 South, Range 31 East, MDM, near Bishop, Mono County; for an existing electrical transmission line and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 4645.2; A2077; RA# 27518) (A 5; S 8) (Staff: C. Hudson)

Mineral Resources Management

62  CITY OF LONG BEACH (GRANTEE): Consider acceptance of the Long Beach Unit Annual Plan (July 1, 2020 through June 30, 2021), Long Beach Unit, Wilmington Oil Field, Los Angeles County. CEQA Consideration: not a project. (W 17166) (A 70; S 33, 34) (Staff: E. Tajer)

63  CITY OF LONG BEACH (APPLICANT): Consider approval of subsidence monitoring costs for vertical measurements and studies for the 2020-2021 Fiscal Year, City of Long Beach, Los Angeles County. CEQA Consideration: categorical exemption. (W 10443) (A 70; S 33, 34) (Staff: R. B. Greenwood)

64  COASTAL FRONTIERS CORPORATION (APPLICANT): Consider application for a General Permit to conduct geophysical surveys on sovereign land, including granted and ungranted tide and submerged lands, under the jurisdiction of the California State Lands Commission. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021. (A2484; RA# 2019227) (A & S: Statewide) (Staff: R. B. Greenwood)

65  DESERT QUARTZITE (APPLICANT): Consider application for a modification of the State's Right of Surface Entry on approximately 160 acres of State reserved mineral interest school land, Assessor's Parcel Numbers: 879-110-001, State parcel number 237-534, located about 11 miles southwest of the Blythe Airport, near Blythe, in Section 15, Township 7 South, Range 21 East, SBBM, Riverside County. CEQA Consideration: not a project. (A2228; RA# 2019055) (A 56; S 28) (Staff: R. Lee)
66 FUGRO USA MARINE, INC. (APPLICANT): Consider application for a General Permit to conduct geological surveys on sovereign tide and submerged lands under the jurisdiction of the California State Lands Commission. CEQA Consideration: categorical exemption. (A2463; RA# 2019189) (A & S: Statewide) (Staff: R. B. Greenwood)

67 ORNI 5 LLC, INC. (APPLICANT): Consider application for a Non-Exclusive Geophysical Exploration Permit for geothermal resources covering 23.5 square miles involving State lands identified as Assessor Parcel Numbers: 017-340-011, 017-340-018, 017-340-010, 017-340-003, 017-010-048, 017-970-014, 017-340-004, 017-010-016, 017-010-056, 017-010-044, 017-010-045, 017-010-017, 017-010-027, 017-050-013, located within the Truckhaven Geothermal area, Imperial County. CEQA Consideration: Mitigated Negative Declaration adopted by Imperial County, State Clearinghouse No. 2019119033, and adoption of a Mitigation Monitoring Program. (A2269; RA# 14515) (A 71; S 38) (Staff: R. B. Greenwood)

Marine Environmental Protection - no items

Administration - no items

Legal

68 CALIFORNIA STATE LANDS COMMISSION, JEREL D. ELLIOTT, JR., SACRAMENTO COUNTY SHERIFF, MARINE ENFORCEMENT DETAIL (PARTIES): Consider taking title to and authorizing the removal and disposal of an abandoned vessel on sovereign land in the Sacramento River, adjacent to Assessor Parcel Numbers 119-0230-042 and 119-0230-043, near Clarksburg, Sacramento County. CEQA Consideration: categorical exemption. (A 9; S 3) (Staff: A. Kershen, V. Caldwell)

69 CALIFORNIA STATE LANDS COMMISSION AND NP OAKLEY, LLC (PARTIES): Consider a Litigation and Title Settlement Agreement between the California State Lands Commission and NP Oakley, LLC resolving a title dispute with respect to certain real property located adjacent to the San Joaquin River, City of Oakley, Contra Costa County. CEQA Consideration: statutory
Kapiloff Land Bank Trust Acquisition - no items

External Affairs

 Granted Lands

70 CITY OF LONG BEACH (TRUSTEE): Review proposed tideland oil revenue expenditures in an amount not to exceed $4,600,989 by the City of Long Beach for four capital improvement projects located both on and adjacent to legislatively granted sovereign land in the City of Long Beach, Los Angeles County. CEQA Consideration: not a project. (G 05-03) (A 70; S 33) (Staff: M. Moser)

71 CITY OF MARTINEZ (TRUSTEE): Consider temporarily relieving the City of Martinez from a requirement to transmit 20 percent of the revenue generated from its granted lands to the State. CEQA Consideration: not a project. (G 02-02) (A 11; S 7) (Staff: M. Moser)

VI Informational Calendar

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

VII Regular Calendar 73-76

73 CALIFORNIA STATE LANDS COMMISSION (INFORMATIONAL): Informational update on efforts to develop the Commission's 2021-2025 Strategic Plan and to solicit comments and suggestions from stakeholders. CEQA Consideration: not applicable. (A & S: Statewide) (Staff: C. Connor, J. Lucchesi)
74 CALIFORNIA STATE LANDS COMMISSION (INFORMATIONAL): Informational update on the impact of the COVID-19 pandemic on the state's local trustees of granted public trust lands and resources. CEQA Consideration: not applicable. (A & S: Statewide) (Staff: R. Boggiano, S. Pemberton) 48

75 CALIFORNIA STATE LANDS COMMISSION (PARTY): Consider a limited Delegation of Authority authorizing the Executive Officer to enter into need-based negotiated settlements with lessees and applicants adversely impacted by COVID-19 pandemic and related shelter-in-place orders to provide limited-term relief including rent deferral, waiver of penalty and interest, and deferral of application processing expenses; consider authorizing the Executive Officer to implement emergency rulemaking if determined necessary; consider authorizing short-term extensions for certain public agency leases. CEQA Consideration: not a project. (W9301) (A & S: Statewide) (Staff: M. Wiemer, B. Bugsch) 75

76 CALIFORNIA STATE LANDS COMMISSION: Consider adoption of "Making California's Coast Resilient to Sea Level Rise: Principles for Aligned State Action," a set of principles to be implemented by a variety of state agencies that reflect unified, effective action toward sea-level rise resilience grounded in best available science, partnerships, alignment, communications and local support. CEQA Consideration: not a project. (A & S: Statewide) (Staff: J. Lucchesi) 104

VIII Public Comment 127
IX Commissioners' Comments 131
X Closed Session 131

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

   Hollister Ranch Owners Association v. Xavier Becerra, et al.

   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

John W. Lebolt and Richard A. Lebolt v. City and County of San Francisco

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

Renee Walton v. City and County of San Francisco; Port Commission of San Francisco, et al.

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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PROCEEDINGS

CHAIRPERSON YEE: Great. Thank you. Good afternoon, everyone. I call this meeting of the State Lands Commission to order. I am State Controller Betty Yee. Welcome to our first ever completely virtual State Lands Commission meeting. Let me turn it over to Ms. Lucchesi and please ask if you will call the role of the Commissioners in attendance.

EXECUTIVE OFFICER LUCCHESI: Certainly. Lieutenant Governor and Commissioner Kounalakis?

COMMISSIONER KOUNALAKIS: Present.

EXECUTIVE OFFICER LUCCHESI: Chair Yee?

CHAIRPERSON YEE: Here.

EXECUTIVE OFFICER LUCCHESI: And Deputy Director of Finance and Commissioner Gayle Miller will be joining us in about 15 minutes or so, but we do have a quorum present.

In addition, I would like to identify the members of the staff of the Commission and the Attorney General's office present for this virtual meeting. I am Executive Officer Jennifer Lucchesi. We have Chief Counsel Seth Blackmon, meeting liaison Kim Lunetta, Assistant Executive Officer Colin Conor, Supervising Deputy Attorney Andrew Vogel, and our Zoom co-host Katie Robinson-Filipp, Grace Kato, Phil Schlatter, and Mike Farinha.
Thank you, Chair.

CHAIRPERSON YEE: Thank you, Ms. Lucchesi.

So for the benefit of those joining us virtually, 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 and 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.

I want to take a moment to honor the California Native American communities all across our state of California for persisting, carrying on diverse cultural and linguistic traditions, and sustainably managing the land that we now share. Native people have maintained a constant presence on the landscape from many thousands of years. And they are essential stewardship partners whether along the coast -- and again just want to thank Native American communities for participating in this
Commission's activities and for their essential role in maintaining and adding to our state's rich cultural legacy.

Additionally, it is important to acknowledge that many of environmental justice organizations already face barriers to participating in government processes or otherwise have limited capacity and resources to respond to calls for public comment. The public health and economic crisis due to COVID-19 is exacerbating this issue.

The Commission is working diligently to ensure equitable public participation, outreach, and engagement during this challenging time. Specifically, the Commission has incorporated in the agenda for this meeting two public comment periods for items not on the agenda. The Commission has also posted the Executive Officer's report and the public comment letters received on our website under each agenda item.

The Commission will also incorporate it -- will also incorporate expanded opportunities for engagement during the development of its strategic plan. And let me just pause here for a moment to just make some comments with respect to this time that we are in. Very much appreciate the staff and all the work of the State Lands Commission, our audio visual team, and our support for
being able to allow this Commission meeting to happen.

This is a time when I think many are looking for elevated engagement -- public engagement with our government, not less. And so very, very appreciative that this Commission meeting can take place today.

And, of course, our hearts and minds are with those who have been devastated by the impacts of the novel Coronavirus. And never enough opportunities to thank those who are our frontline health workers, our frontline really workers at every turn that we take that can -- who continue to contribute in making sure that our lives are able to continue to function every day. And, of course, as we think about being here in California, I also want to acknowledge the leadership of our Governor and for his presence every day in the moment bringing factual information to Californians up and down this State, and to many of our local leaders who are managing this crisis really based on the experiences and the realities that many Californians are facing today.

So with that, let me -- actually, what I'd like to do, Commissioner Kounalakis, do you have any comments to offer at this point?

EXECUTIVE OFFICER LUCCHESI: Commissioner Kounalakis, you are still on mute right now.

COMMISSIONER KOUNALAKIS: Okay. Well, thank you,
Madam Chair. And I just also would like to recognize that this is a very different time that we're in. I don't think that we could have contemplated even a few months ago that we would be holding a meeting like this. So I want to thank all the members of the public for your persistence in making sure that your voice is heard by joining this virtual call, also to our staff that has really hustled, most of whom have been working from home and trying to put this together and make sure that we meet all of our necessary requirements to be able to do it, as well as preparing for the agenda and for all the items that we have in doing the regular work.

And, as the Chair said, there's never enough opportunities to recognize all of our incredible health care workers and essential workers who have been out there on the frontlines, especially during the early days when there was not enough PPE and so much uncertainty still. And that here we are. We're doing it. We're having our State Lands Commission meeting. We are a can-do California society. We're going to keep going and we're going to get through this together.

CHAIRPERSON YEE: Wonderful. Thank you Commissioner Kounalakis. This is an nice lead-in to our next item of business, which will be public comment. Before I open the public comment period for items not on
the agenda, again let me thank everyone, especially our stakeholders and members of the public for taking the time to join our first virtual meeting. This is a new experience for most of us and we appreciate your support and patience as we work together in this new endeavor.

Let me turn it over to Ms. Lucchesi again to quickly share some instructions on how we can best participate in this meeting, so it can run as smoothly as possible.

EXECUTIVE OFFICER LUCCHESI: Thank you, Chair Yee, and thank you, Commissioner Kounalakis.

First, everyone please make sure you have your microphones or phones muted to avoid background noise. For members of the public, if you would like to speak either during our open public comment period or during the public comment period that is part of an agenda item, you will need to do so in one of two ways. First, if you are attending on the Zoom platform, please raise your hand in Zoom. If you are new to Zoom and you joined our meeting use the Zoom application, click the participants' icon at the bottom of your screen and look in the box where your name is listed under attendees and find the small hand to the left. If you click on that hand, it will raise your hand.

Second, if you are joining our meeting via phone,
you must press star nine, not hashtag nine or pound nine, but star nine on your keypad to raise your hand to make a comment. If you are calling in and want to view the meeting, including the PowerPoint presentations, please view the meeting through the Cal-Span Live webcast link. There will be a slight time delay, but it will avoid an echo or feedback using the Zoom application and your phone.

If you emailed us with a request to speak, please also raise your hand, so we don't inadvertently miss you. We will call on individuals who have raised their hands in the order that they are raised using the name they registered with or the last three digits of their identifying phone number.

After you are called on, you will be unmuted, so that you can share your comments. Please also remember to unmute your computer or phone and identify yourself.

Remember, you have a limit of three minutes to speak on an item. Please keep your comments respectful and focused. We will mute anyone who fails to follow these guidelines or at worst dismiss them from the meeting.

Finally, every now and then, you may hear me refer to our meeting hosts. Our Commission staff are acting as hosts for the meeting behind the scenes to
ensure that the technology moves the meeting forward smoothly and consistently.

As the Chair mentioned, the Commission has also established an email address to compile public comments for our meetings. Its address is cslc.commissiomeetings@slc.ca.gov.

If we receive any emails during the meeting, they will be shared with the Commissioners and be made available on our website at www.slc.ca.gov along with the public comment emails or letters we have already received.

Chair Yee, that concludes my virtual meeting instructions. We are ready to move to the general public comment period.

CHAIRPERSON YEE: Great. Thank you very much, Ms. Lucchesi. So let us proceed to the public comment period. If anyone want to address the Commission -- excuse me. If anyone wants to address the Commission on any matter not on today's agenda, please raise your hand and you will have three minutes to do so.

Let me go to Grace. And Grace, will you please call the first person who would like to make a public comment.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Chair Yee, we have no hands raised at this time for public comment.
CHAIRPERSON YEE: Okay.

EXECUTIVE OFFICER LUCCHESI: Actually, real quick, I do see one hand raised.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
One hand just was raised. Sorry. My apologies. I'd like to call on Donna Harry to make a presentation.

CHAIRPERSON YEE: Good afternoon, Donna.

MS. CHRISTENSEN: Hello.

CHAIRPERSON YEE: Hello.

MS. CHRISTENSEN: Yeah, I'm not Donna Harry. Oh, I know what happened. It's a different -- it's a different website number. I didn't realize it.

My name is actually Anna Christensen. Thank you for this opportunity and for your generosity in understanding that the public really still very much wants to participate, and like you, are trying to meet the technological changes involved. So I'm a member of a group called -- a coalition called Protect the Long Beach Los Cerritos Wetlands, which organized to stop a massive expansion of oil drilling in our Los Cerritos Wetlands.

So I'm speaking for that coalition today, as well as for Sierra Club's Los Cerritos Wetlands Task Force. And we also submitted two comments to agenda items.

And what I'd like to spend the next couple of minutes talking about is the situation in the Los Cerritos
Wetlands that has led us to engage, which is an expansion of oil drilling operations projected for the wetlands, as well as a restoration project that is very questionable in light of sea rise and more that we know about restoration projects in general.

And we will be submitting, you know, further comments. But I just hope that the State Lands Commission, which has a very small piece of property in the wetlands that will follow -- and it does have a staff member working on this, will take a hard look at what wetlands restoration means, which is not creating massive salt marshes and putting everything under water. That's going to happen already, so we need to hold on to our -- what exists there now and the -- and the stories, whether it's over in Ballona Wetlands or here in Los Cerritos that the land is too degraded, that there's not enough there, so we're just going to bulldoze it and start over, is incredibly wrong-headed and also takes -- does not take into consideration the opinion of the most traditional tribal leaders who believe this land to be a traditional tribal property.

The Los Cerritos Wetlands are part of the sacred site of Puvungna. So I would really encourage the State Lands Commission, and I know you have some good working relationships to pay special attention to multiple tribes.
that have a right to comment, and in general in the main, the most traditional leaders want less disruption. You go and bulldoze in the Los Cerritos Wetlands, you will dig up bodies. It's already happened.

And so we're just asking for that from the Los Cerritos Wetlands Task Force. And also, that the Native American Heritage Commission be invited to sit on interagency review teams for any kind of mitigation means that the State Lands Commission is involved in.

Thank you very much.

CHAIRPERSON YEE: Thank you, Ms. Christensen. Really appreciate you coming forward with your comments.

Ms. Lucchesi, anything on this item at this point?

EXECUTIVE OFFICER LUCCHESI: Not anything to comment or respond to specifically on the Los Cerritos Wetlands project. We will follow up with Ms. Christensen to better understand her perspectives and make sure that we're engaging as comprehensively and as meaningfully as possible.

And I do also just want to acknowledge that Deputy Director of Finance and Commissioner Miller has just joined us as well.

CHAIRPERSON YEE: Very well. Thank you very much.
Welcome.

Alrighty. Grace, is there anyone else who would like to make a public comment?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Chair Yee, there are no hands raised. Thank you.

CHAIRPERSON YEE: Okay. Thank you.

And we will have another public comment period later on in the agenda. So let me welcome Commissioner Miller. And we will be moving to the next item of business, which will be the adoption of the minutes from the Commission's meeting of February 28th 2020. Is there a motion to approve the minutes and a second?

Okay.

EXECUTIVE OFFICER LUCCHESI: Commissioner Kounalakis, you're on mute.

COMMISSIONER KOUNALAKIS: Okay. I'm going to get this down. My apologies. I move to -- I move the motion.

CHAIRPERSON YEE: All right. Commissioner Kounalakis moves to approve the minutes of February 28th. Is there a second?

I will second that motion.

Without objection -- or actually, do we need to call the roll?

EXECUTIVE OFFICER LUCCHESI: We do need to call a roll call vote.
CHAIRPERSON YEE: All right.
EXECUTIVE OFFICER LUCCHESI: And I'm happy to do that.

Commissioner Kounalakis?
COMMISSIONER KOUNALAKIS: So aye.

(Laughter.)
EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?
ACTING COMMISSIONER MILLER: Aye.
EXECUTIVE OFFICER LUCCHESI: Chair Yee?
CHAIRPERSON YEE: Aye.
EXECUTIVE OFFICER LUCCHESI: The motion passes unanimously.

CHAIRPERSON YEE: Thank you very much.
All right. Next order of business is the Executive Officer's report. Ms. Lucchesi, may we have that report, please.

EXECUTIVE OFFICER LUCCHESI: Yes. Good afternoon, Commissioners and members of the public joining us virtually. A more comprehensive and detailed written report is posted on our website as a link on today's agenda. And I encourage those who are interested to read it. I will highlight a few of the updates in that report this afternoon, including our efforts to meaningfully engage in our tribal consultation efforts and environmental justice communities; our 2020 and 2021
budget; our Rincon and Platform Holly decommissioning projects; and the Tijuana River pollution crisis.

First and foremost, I want to acknowledge and thank our over 230 Commission staff members. Since the middle of March, our staff have been continually adapting to the situation presented by the COVID-19 pandemic. The changes made are based on evolving guidance from the Governor and his administration, including California Natural Resources Agency Secretary Wade Crowfoot and CalHR.

Fortunately the line of communication has been exceptional. At this time, approximately 74 percent of our staff are teleworking. While all of our offices are operational, we have closed our offices to visitors. We have posted contact information so that the public can always get ahold of us. We continue to work closely with the California Natural Resources Agency on specific directives for managing staff and implementing physical distancing measures and sanitation practices pursuant to guidance from CalHR.

We have instituted modified inspection practices and procedures for our inspectors and engineers, who are still inspecting marine oil terminals and oil and gas production facilities, monitoring transfers, and boarding vessels as part of the Commission's Oil Spill Prevention
and Marine Invasive Species programs. These modified practices and procedures center around physical distancing and digital paperwork, while maintaining core inspection and monitoring activities.

I want to specifically acknowledge our inspectors, engineers, and other essential staff who are working in the field in furtherance of the Commission's core mission. I also want to thank our Informational Services Division under the leadership of Mike Farinha, Phil Schlatter, and Jeff Kwong. Our ISD team not only mobilized incredibly quickly to equip and train the majority of our staff to telework, they have also worked overtime to answer and respond to a variety of questions and requests by our staff to maintain their productivity and ensure that we were ready to host this meeting virtually.

Additionally, I want to thank Lisa Lloyd and our HR team for mobilizing just as quickly to help advise our managers and supervisors on the ever-changing personnel directives and guidance as the State workforce has converted to telework in such an unprecedented pace. And many thanks to Katera Forbes and Conner Mulligan for working overtime to procure the necessary equipment and supplies to keep our field staff safe and protected.

Before I get into the specific program and
project updates, I want to share a phone conversation I recently had with my mother-in-law, Josephine. Josephine immigrated to the United States from Italy when she was 20 years old. She grew up in northern Italy in a little farming community outside of Lucca during World War II.

During our recent conversation, she was drawing parallels and contrasts of her time during the war and now during this pandemic. Two things struck me. First, she reflected that during the war, her and her family could physically hide from the Nazi soldiers, whereas we can't hide from this virus.

Second, her, her family, her neighbors, friends and community could help support and comfort each other in ways that are just impossible for us to do now, especially during the really hard and dangerous and scary times. And due to those two important factors, today's pandemic, in some ways, are worse than her personal experience during the World War II.

It is against this backdrop and context that I want to acknowledge the incredible grace, professionalism, and empathy of the Commission's managers, supervisors, senior staff, and senior leadership. This pandemic crisis has required significant changes in the way we interact and connect with staff, with our colleagues, with our family, friends, and neighbors.
Our management team has adapted their management, communication, and leadership approaches and strategies in such a creative and supportive way that have empowered our staff to continue to maintain and even enhance their work productivity while also providing the emotional support and personal connection to their staff that has been absolutely essential during this crisis.

Further, our entire staff has risen up and met this moment in ways I can't describe, in terms of supporting and caring for one another, reaching out and engaging with our tribal and local governments, connecting with our stakeholders, lessees, applicants, and our regulated community.

I'm incredibly grateful for our entire State Lands Commission team. They are truly committed public servants and I'm proud to work alongside them in implementing your vision and your mission, Commissioners, especially during this unprecedented time.

As the Chair acknowledged, many environmental justice organizations are already facing barriers to participating in government processes or otherwise have limited capacity and resources. And this has been exasperated by the COVID 19 pandemic.

Commission staff is working diligently to ensure equitable participation during this challenging time, and
we have incorporated many of the recommendations from the
Leadership Counsel for Justice and Accountability,
including making this Executive Officer's report available
online and preparing multiple options for public comment.

Similarly, tribal engagement and
government-to-government consultation have been greatly
affected by COVID-19, as a tribe's full attention must be
on protecting their vulnerable members and elders, and
avoiding outbreaks in their communities.

At this time, the Commission has five active
consultations that are impacted or could be impacted,
including one that it is in the post-Commission approval
stage, where project monitoring could be impacted.

On April 23rd, Governor Newsom issued Executive
Order N-54-20, which suspends time frames set forth in
CEQA with -- within which a California Native American
tribe must request consultation and the lead agency must
begin the consultation process for a period of 60 days in
consideration that tribal capacity to engage in or request
consultation may be limited at this time.

The Governor's Tribal Advisor also encouraged all
agencies to be as flexible as possible with all
consultations, whether subject to the Executive Order or
not, to sure meaningful input is not forfeited in the name
of project expediency.
Staff is working with project applicants, consultants, and tribes to ensure the integrity of the consultation process, so that cultural considerations are fully integrated and sensitive resources are protected.

When the COVID-19 pandemic broke out, it changed the trajectory of legislation and altered the State's budget outlook. There are a lot of uncertainties about the pandemic -- about what the pandemic means for the State budget. The Constitutional mandate to pass a budget by June 15 remains, even though the IRS and the State postponed tax deadlines until July 2020. This means that the State will not have a clear picture of its revenues until after the June 15th deadline to pass a budget.

As a result, the Legislature will likely revisit the budget after June 15th with a round of budget deliberations in August or later this year.

The eventual budget will look much different than the budget the Governor proposed earlier this year. It will be known as a baseline budget, a budget with no major changes for the next fiscal year, except for proposals or adjustments necessary to support the emergency response to the pandemic.

Although it is too early to know exactly how the Commission's budget will be affected, we expect the
following changes to revenues.

First, with oil and gas production down, and the price of oil at a precarious state, royalty revenues to both the general fund and the State Teachers' Retirement Fund will likely drop in the last quarter of fiscal year 19-20.

In addition, the Oil Spill Prevention and Administration Fund depends on fees that directly correlate to oil prices, meaning that the fund will likely see significant cuts to revenue for the duration of this economic slowdown. This special fund was already in a decline, so the Commission and other fund users may need to contemplate deep expenditure reductions to protect the balance.

Finally, with normal shipping routes disrupted, the Marine Invasive Species Control Fund is also likely to see declining fee revenues. Program staff estimates a six percent reduction to fees, because of reduced vessel visits to California ports, which will contribute to an already declining fund balance.

The Assembly is expected to return from recess May 4th. Senate President Pro Tem Atkins recently announced the Special Committee on Pandemic Emergency Response will meet on May 6th. And the Senate is expected to return from recess on May 11th.
Next, I want to update the Commission briefly on our decommissioning projects. DrilTek continues to make study progress in abandoning the offshore and onshore wells at the former Rincon leases in Ventura County. On the island, 33 of the 50 onshore wells have been cemented back to the mud line. Onshore, 24 of the 25 wells have been abandoned and a removal of the wellheads and concrete well cellars is 95 percent complete. In total, 57 of the 75 well abandonments have been completed. Project costs are approximately $3.8 million under the planned budget of 32.8 million.

DrilTek anticipates project completion before June 2021. Plugging and abandonment operations on Platform Holly are suspended to the -- to Platform Holly's pandemic response plan. We have crews stationed on the platform to re -- maintain and service critical equipment that will be used for the plug and abandonment work when the pandemic response plan is lifted.

We are brainstorming ideas with our contractors on ways to continue to move well abandonment activities forward on Platform Holly, while practicing safe physical distancing. The goal is to find creative solutions to continue the essential plugging and abandonment work, while protecting all the people engaged in the work.

Finally, I want to update the Commission on the
Tijuana River pollution crisis. Efforts are ongoing to resolve the pollution issues in the Tijuana River Valley and protect the impacted Public Trust Lands, resources, and values within the region, including public access, water quality, and recreation. In February, reports of pump failures, highly contaminated transboundary flows, and insufficient communications prompted the Commission to request immediate action and leadership from the U.S. EPA.

Commission staff and other agencies recently reviewed the Tijuana River Valley needs and opportunities assessment prepared by the County of San Diego pursuant to SB 507. This report summarizes the proposed projects and alternatives to address the pollution that can be implemented on the U.S. side of the border.

Next steps will include developing analyses of preferred alternatives, feasibility studies, extensive stakeholder outreach, and identifying project-funding sources.

Recent reporting over the past couple of days and weeks have detailed tires and debris blocking the main channel and causing backup and foul odors. Imperial Beach water tests reported extremely high bacterial levels, making the water unsafe for contact.

And while Imperial Beach and other San Diego County beaches had been open for limited uses, Imperial
Beach water is off limits due to the high bacterial levels. Sixty million gallons per day are fouling Imperial Beach's coast and air quality.

Importantly, last year's State budget included a 15 million allocation from proposition 68 bond funds to the State Coastal Conservancy for the Tijuana pollution control and restoration projects. Now, that the Tijuana River Valley needs and opportunities assessment is complete, a number of projects have been identified on the U.S. side of the border that could qualify for funding opportunities.

These bonds funds can be used for planning, research, feasibility studies, restoration projects, monitoring, and certain capital construction costs.

Unfortunately, the deadline to encumber the $15 million is June of this year, just in a couple of months. However, the Legislature could extend this deadline to give applicants more time to develop proposals and give the State Coastal Conservancy more time to allocate the funds. We hope this will occur.

Now, more than ever, it is critical that the Tijuana River's water quality be restored so that it no longer endangers the public health of the residents of Imperial Beach and the surrounding communities, border protection agents, U.S. Navy service men and women, State
Park Rangers, scientists, volunteers, and many more.

Thank you, Chair Yee and Commissioners. That concludes my report and I'm happy to answer any questions.

CHAIRPERSON YEE: Thank you so much, Ms. Lucchesi for a thorough Executive Officer's report. And let me just remind our public and audience that this report is posted on our website.

And I want to just make a couple comments, if I could. One, thank you for just trying to level-set and put some perspective with respect to this pandemic. And certainly in your conversation with your mother-in-law I think -- I think many are reflecting with our families with respect to what this point -- what this time means for many of us, and I think certainly getting the perspectives of those who have lived through some difficult -- difficult times in the past really does help to put some perspective in terms of what we are experiencing today.

I also wanted to just make a comment with respect to just all of the ongoing work of the Commission staff. This is a time where I think no one would be faulting just those in State government as we're trying to deal with the Coronavirus response -- responses and response efforts to really see a little letting up with respect to, you know, just some of the -- the functions and activities that we
are traditionally expected to carry out.

And I will say State Lands Commission staff has not missed a beat and that work continues. And again, just really in the spirit of knowing that engagement during this time is even more important than ever, and I just wanted to commend the staff for that.

On the issue of the Tijuana River Valley, I first need to just acknowledge Commissioner Kounalakis's leadership on this issue. She -- as I have -- we've spent time down there. We have really seen the enormity of the issues and I want to applaud the stakeholders who have really just been putting a lot of diligence into the work that has really gotten to a point of identifying specific projects, and certainly would be very, very -- very, very supportive of an extension of the expenditure of the bond funds for some of these purposes.

But I do want to -- Commissioner Kounalakis, if I may, maybe just turn it to you and have you offer some perspective with -- with regard to that whole region and the work that you've been doing there.

COMMISSIONER KOUNALAKIS: Well, thank you so much, Madam Chair. It is something that I've been very interested in since I first heard about it and then had an opportunity to visit.

You know, the kind of sewage released into the
Tijuana River is unlike anything that our State or federal guidelines here in California would ever permit. It is nothing like any -- most of us have ever seen, because we have sewer treatment systems that ensure that we have the sanitation protocols in order to keep people safe and that are very much part of the way that California has developed and built out over many years.

So the cross-border sewage contamination, particularly the challenges when it's raining, and the Tijuana River is flowing, are extremely difficult. So the phased approach to dealing with this includes projects like the one that you mentioned, and which I think there is tremendous support and awareness for the extension of the time in order to be able to encumber those $15 million. That's important. That goes to one particular project, which will stop quite a bit of trash from collecting into the basin and then getting flushed out.

But the bigger projects that we're talking about here, a major sewer treatment plant on our side of the border that will contain all but somewhere around 10 or -- 10 to 15 days, or events, which are again the biggest events, when it's really raining and there's a lot of water coming over. It's almost possible to deal with that, other than to fix the sanitation issues on the southern part of the border.
But that major piece of infrastructure, which we really need, has found a funding home within the USMCA process, and we're all watching that very closely. There is so much that is tied to the need for us to revive our economy, reopen our economy, get things moving again, that there's a domino effect that could be -- that could impact this ability to ultimately, significantly address this challenge over time.

So whenever we think about our efforts in California, not just to respond immediately and continue to do projects like this $15 million project, which is very important, but also to the bigger picture of containment, of community spread of COVID-19, and being able to get people back to work in a way that will still at the same time keep them safe and not compromise our values, all of this is going to have a lot of ripple effects.

So thank you, Chair Lucchesi, for putting a spotlight on the need to encourage the Legislature to take that act of extending the time to make the expenditure in order to be able to do this one specific project and everything that we are doing to get the economy back up and running will have an impact on so many things, including USMCA, in order to be able to move these other bigger projects forward.
CHAIRPERSON YEE: Great. Thank you so much, Commissioner Kounalakis, and -- thank you very much, Commissioner Kounalakis for really offering that perspective and your ongoing engagement with all of these initiatives.

Ms. Lucchesi, is there -- let just say I think I am hearing that we have Commissioner support. And I'll ask Commission Miller if she has any concerns about our -- just adding our support for the extension of time for the encumbrance of the $15 million.

ACTING COMMISSIONER MILLER: I can -- we completely support that Chairman Yee and think it's a great idea and also echo your sentiments about the incredible work of the State Lands staff. Thank you very much.

CHAIRPERSON YEE: Thank you, Commissioner Miller. All right. Very well. Any other comments, Ms. Lucchesi or Commissioners on this -- on the Executive Director's report?

EXECUTIVE OFFICER LUCCHESI: (Shakes head.)


We will now move to our next order of business, which will be the adoption of the consent calendar. Let me just first turn to my fellow Commissioners. Commissioners Kounalakis or Miller, are there any items
that you would like removed from the consent calendar?

COMMISSIONER KOUNALAKIS: No, Madam Chair.

ACTING COMMISSIONER MILLER: (Shakes head.)

CHAIRPERSON YEE: Okay. Next, let me call on Ms. Lucchesi to indicate which items, if any, have been removed from the consent calendar.

EXECUTIVE OFFICER LUCCHESI: Of course. Ms. Lucche -- oh, excuse me.

Consent Items 3, 10, 33, 38, and 65 are removed from the agenda and will be considered at a later time.

Consent Items 42, 43, 47, 51, and 53 are moved from the consent agenda to the regular agenda. I do want to note that we have received comments on consent items 62 and 70. Those were submitted as written comments without a request to speak on them.

So I know it's -- next, Chair Yee, you will ask if there's anybody who still wishes to speak on a consent agenda item, and we'll wait to see if that hand is raised -- a hand is raised. But if there aren't any hands that are raised in response to the written comments for those two items that we just received just a short time ago, I do recommend that they stay on consent. The Commission's authority and discretion with relating to those two items are very limited, and I'm happy to go into more details about that. But at this point, we'll just
wait to see if there is anybody who wishes to speak on those two items.

CHAIRPERSON YEE: Great. Very well. Let me turn to Grace and see, is there anyone online who wishes to speak on any item remaining the consent calendar, if so please raise your Zoom hand now and Grace will be recognizing you.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Thank you, Chair Yee. I do have Anna Christensen who has raised her hand to make a public comment.

CHAIRPERSON YEE: All right.

MS. CHRISTENSEN: Yes. So there's two items. They both relate to the request -- two different requests from the City of Long Beach. One is just an approval of the annual budget regarding their tidelands oil funds, monies, and drilling.

And if you can take -- glance at those requests, we're making them of course in light of the total collapse of oil pricing. And we have concerns. I did speak for over an hour yesterday with our -- the head of that organi -- you know, the tidelands oil funds monies. And he did point out that he has submitted an addendum comment regarding, you know, what it would look like at -- if oil was $30 a barrel.

He also added the statement that at -- if oil
d idn't get above $11 a barrel for six months, he would
consider shutting down existing wells. In terms of oil
operations in Long Beach, we have had apparently 2,000
oil -- new wells drilled here. We have been drilling
about a new well a month off of our oil island. So we are
maybe the epicenter of offshore oil drilling in
California. You don't see it, because it's all a matter
of just adding one more pipe, which never comes up, gets
filled with cement, lays down there, and going for more
oil.

We also have a city that wants to be green. And
according -- you know, complying with the Governor's order
to design a CAP Program to meet climate change has
promoted an awful lot of good ideas. Not drilling for oil
isn't one of them. And we hope that the State Lands
Commission will consider the suggestions we've made. If
not today, we note that you have an opportunity to have 45
days to make adjustments to this budget request. And
we're hoping that you will continue to follow in the short
run what's going on with oil and oil revenues, but also in
the long run think about our absolute essential need to
not count on oil for anything, and, in fact, to work very
hard towards, you know, shutting down existing wells. So
that's the comment on the first one.

As far as the second one goes, born and raised in
Long Beach here. I will tell you that the request for some of these items, whether it's the sculpture -- and I am an artist, coming from an art background. Taught art for many years. I do not find it's essential to have a new sculpture at this time.

I also know that some of these projects regarding the concessions are incredibly, to me, just crazy. You don't need water feature at the concession stand in Granada Beach when you can walk over to the ocean for children and splash. You can splash in the ocean.

So we hope you consider those written things. I'm not going to repeat them. You have them in front of you. If not, amending them today at least within the 45 day period for the budget.

Thank you very much.

CHAIRPERSON YEE: Thank you, Ms. Christensen. Ms. Lucchesi, do you want to comment on these. I think you made a comment earlier with respect to these two items being items where the Commission does have limited jurisdiction.

And let me just say to Ms. Christensen, I don't think you're going to find any disagreement with respect to the members of this Commission relative to certainly additional capacity with respect to oil drilling. But I want to just have Ms. Lucchesi address these two specific
items, because they are limited in scope and I do believe we can still take action on those today.

EXECUTIVE OFFICER LUCCHESI: Right. So in response to Item 62, which is consideration of the annual plan for the Long Beach Unit, these are the oil islands offshore Long Beach, that the City of Long Beach manages on behalf of the State. And the operator is California Resources Corporation.

The statutory framework and the resulting agreements from those various statutes really place the day-to-day management and the majority of the discretion and authority and the decisions that are made for those -- for the Long Beach Unit in the City of Long Beach.

The Commission has very limited jurisdiction and authority to make changes to those day-to-day operations, including the very specific items that Ms. Christensen raised in her email comment. And so the -- what's before the Commission in Item 62 today is the annual plan. And the Commission's authority is to review that annual plan within the narrow scope of whether that annual plan is consistent with the five-year program plan that's adopted by the City of Long Beach.

And so based on the statutory framework and the resulting agreements from those statutory authorities, the Commission does not have the authority frankly to direct
any changes to that annual plan, so long as that annual plan is consistent with the program plan. I think just to echo what the Chair just said, we are very concerned about the drop in oil prices and the impact that that has to all producers, and oil operators on State Lands. And we are working closely with the city and CRC in that -- this new economic environment.

But based on the law, the Commission has only a certain period of time from the moment the city submits that annual plan. And Ms. Christensen referenced that time frame. That time frame is -- that deadline date is May 2nd. So, frankly, just by virtue of when the City approved the annual plan itself at a public meeting and then submitted that formal annual plan to the Commission, the Commission really only has today to review that, and again even with that has very limited discretion to make any changes.

And I know that's -- that's probably not acceptable to many people, but it is the way the statutory -- statutes were set up in the 60s, 70s, and 80s, in terms of how this operation was to be managed.

And so with that, Commission staff stands by its recommendation for the Commission to accept this annual plan, based on the narrow scope that it is consistent with the five-year program plan.
CHAIRPERSON YEE: Thank you very much, Ms. Lucchesi. So --

EXECUTIVE OFFICER LUCCHESI: I would -- if it pleases the Chair, at some point, I'd like to also respond to item -- the comments made on Item 70 as well.

CHAIRPERSON YEE: Yes, let me ask you to do that. I was just going to turn to you about that.

EXECUTIVE OFFICER LUCCHESI: Right. So this has a very similar statutory framework, in terms of the City of Long Beach is the State's trustee and manager of the State's Public Trust lands and resources, including the revenues that are generated from State Lands. So the statutory framework that governs the expenditures of these tidelands funds is dictated by these specific statutes. And the Commission has 60 days from the time the Commission -- or the city submits the proposed expenditures to object.

And so that's why the authorization is written in the very specific way it is. The Commission actually does not approve these expenditures. It reviews to ensure that the expenditures are consistent with the very specific statutory language governing these expenditures. And that's the limited scope that we have to review those.

We -- for a long time, the -- these expenditures were not brought even to the Commission in a public
setting like this. We started doing that about ten years ago or so to ensure public transparency about how the city was expending these tidelands funds, in addition to their own public meeting and public process.

And so again, the scope and authority of the Commission is very limited in this respect. And any kind of deferral of action or request to modify the expenditures would place the Commission outside of the time frame associated with the review.

So that's a long-winded way of saying that the Commission staff stands by the recommendation, in terms of the review of the expenditures and that they are consistent with the statutory framework and the law that was -- that's essentially provided for these expenditures.

CHAIRPERSON YEE: Thank you very much, Ms. Lucchesi.

So let me just turn to Grace and just check in and see if there are other speakers who wish to speak on any item remaining on the consent calendar?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Chair Yee, there are no other hands raised for public comment at this time.

If not, we will now proceed with the vote on the
consent calendar. May I have a motion to adopt the consent calendar and a second?

   ACTING COMMISSIONER MILLER: I move to adopt the consent calendar, Madam Chair.
   CHAIRPERSON YEE: Okay. Thank you.
   COMMISSIONER KOUNALAKIS: Second.
   CHAIRPERSON YEE: We have a motion by Commissioner Miller, second by Commissioner Kounalakis.
   Now, Ms. Lucchesi, please call the roll.

   EXECUTIVE OFFICER LUCCHESI: Commissioner Kounalakis?

   COMMISSIONER KOUNALAKIS: Aye.
   EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?
   ACTING COMMISSIONER MILLER: Aye.
   EXECUTIVE OFFICER LUCCHESI: Chair Yee?
   CHAIRPERSON YEE: Aye.
   EXECUTIVE OFFICER LUCCHESI: The motion passes unanimously.
   CHAIRPERSON YEE: Thank very much. Thank you for our public speakers.
   Next order of business will be the regular calendar.
   And we will now move to Item 73, which is an informational update on efforts to develop the Commission's 2021 to 2025 strategic plan. May we have the
EXECUTIVE OFFICER LUCCHESI: Yes. I'm happy to provide staff's presentation. Item 73 is an update on our strategic planning efforts. As you will recall, the Commission held a special public meeting on February 4th to report on the progress made during the 2019 on the Commission's current strategic plan and also to convene a stakeholder panel discussion to solicit input to inform the development of the Commission's next strategic plan.

The Commission received insights and suggestions from Mark Gold, Ocean Protection Council Executive Director and California Natural Resources Agency Deputy Secretary, various tribal governments. And through the power -- excuse me, and through the Panel discussion, the Commission engaged with various lessees, port representatives, environmental protection representatives, and environmental justice advocates.

The robust panel discussions have provided a wealth of information perspectives and priorities for the Commission's consideration. At its February 28th public meeting, I provided an informational update on the status of efforts for this next strategic plan. In the presentation, I noted that we were in the process of soliciting proposals for consultant to assist staff in the
public outreach and development of the new plan.

There were also five public commenters who provided input and recommendations for the strategic plan. The comments and recommendations, including reducing harmful air emissions at ports through the use of zero-emission technology; encouraging renewable energy, including offshore wind energy; coordinating with other agencies to map out the permitting process for renewable energy projects; promoting aquaculture; providing grant funding for public access; and providing increased public access to open space for environmental justice communities.

In March, we awarded the contract for the strategic plan consultant services to Stantec Consulting Services. Stantec has tremendous experience in providing strategic planning services to State agencies, including the California Tahoe Conservancy strategic plan, the Delta Protection Commission's Vision 2030 document, the California Water Plan, and the off-highway recreational motor vehicle strategic plan.

As an initial step, Stantec will conduct interviews with the commissioners and staff. Stantec will then begin outreach interviews with stakeholders. The consultant anticipates providing a strategic plan for public comment later this summer or fall. Stantec will
provide progress reports at each of the upcoming Commission meetings.

The project director for Stantec, Lisa Beutler, is with us virtually today. Lisa began her professional career as a State Park Ranger, then served as a California State Lands -- at the California State Lands Commission in a variety of capacities, including the launching the Commission's enforcement program, supporting negotiations related to offshore oil leasing, authoring an update to the dredging policy, and serving as the manager of our School Lands Program.

She has also served in special offices for two State Governors and as an acting Undersecretary along with managerial assignments in additional State agencies.

Now, at Stantec, Lisa helps clients with strategic thinking, collaborative policy, planning, and other strategic initiatives. And I would like to introduce Ms. Lisa Beutler and invite her to say a few words. In addition to Stantec conducting outreach, the public can also submit suggestions on the next strategic plan directly to the Commission by telephone or by email.

And with that, I would like to introduce Lisa.

Hello, Lisa.

MS. BEUTLER: Hi. Thank you. Thank you so much for the invitation to spend time with you today. Hello to
the Commissioners and the Chair. It truly is a pleasure to be here. As the Executive Officer indicated, I am an alumni of the Commission. So when the opportunity to work on a strategic plan came by, it was just -- it was just something we were so excited to put in an offer on. And we're very, very thrilled to be able to be selected for this.

As the Executive Officer indicated, one of our very first steps will be to sit down and fully scope out our outreach process. That's going to be focused on really working with stakeholders, identifying key stakeholders. We've developed a couple of different ideas, including surveys, including potentially using focus groups, as well as individual interview processes. We also understand that this is a difficult time for people to meet in person.

And so for that reason, we'll be looking at lots of different options to make participation as feasible and to get to as many people as possible. We'll also utilize this time when people are really not traveling around too much. It's actually not a bad time to try to do interviews with people, because they kind of can take time to sit down with us on the phone, or through Zoom, or some of these other techniques.

We expect to be talking to your key stakeholders,
which, of course, includes the ports, your sister agencies. The Ocean Protection Council comes to mind, as well as many others, and certainly all levels of government which will include tribes.

So I'm very excited to be working on this. I'm happy to answer any questions. And I'll turn this back. Oh, I do want to note also the importance of the environmental justice community. I think -- there's some voices that aren't traditionally heard and we want to make some special efforts to make sure that those -- that those voices do get into the mix.

So I'll turn this back to the Executive Officer.

EXECUTIVE OFFICER LUCCHESI: That concludes our presentation. Chair, I'll turn it back over to you.

CHAIRPERSON YEE: Okay. Thank you very much. And really appreciate you Lisa -- Ms. Beutler for joining us today.

Let me just turn to my Commissioners and see, Commissioner Kounalakis or Miller, do you have any comments or questions on this item?

COMMISSIONER KOUNALAKIS: Just to thank you very much, Lisa, for you and your organization's work on this. It's obviously something very important to, I think, safe to say, all of us Commissioners, especially the Chair, who initiated this process, I think, several years ago, having
these public processes for the updates, and, of course, to all of our -- all of our stakeholders and our staff as well.

CHAIRPERSON YEE: Thank you. Thank you. Other comments or questions?
Okay. Very well. Thank you.
Let me turn to Grace and see if we have anyone who has their hand raised? And if so, would you please call upon them to make a comment on this item.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Thank you, chair. We have Tom Rudolph to speak on this item.

CHAIRPERSON YEE: All right. Thank you. Good afternoon.

MR. RUDOLPH: Good afternoon, Chair Yee and members of the Commission. Could I please first check and make sure that you can hear me?

CHAIRPERSON YEE: We can hear you.

MR. RUDOLPH: All right. Love it when that works.

My name is Tom Rudolph. And I am here today virtually representing The Pew Charitable Trusts. Pew is a 501(c)(3) nonprofit that has been active in West Coast marine resources issues for a number of years, mostly on fisheries, but more recently on coastal habitat more
What we try to do is to help develop and advocate for putting in place marine resource management strategies that take an ecosystem-based approach, in terms of looking at the big picture. And I really appreciate the opportunity to provide some comments today. I previously addressed the Commission in February relative to the strategic plan. And what we would like to suggest, and hope that the Commission will consider, is including a look at the regulations governing seabed mining for hard minerals and considering revising those to shift them into a more precautionary approach whereby seabed mining for hard minerals on submerged lands would be prohibited.

I submitted a public comment letter last week. And I don't want to spend too much time rehashing what was said in the letter, because I'd really like to try to provide something -- something new that wasn't in the letter when I testified to a decision-making body, like I'm doing today.

But the letter outlines some of the key reasons why we think that this is a good idea and some suggestions for how we think it could be accomplished. And it basically all focuses on the value and vulnerability of seafloor habitat resources and the scientific consensus that the disturbance associated with seabed mining would
be profound.

So in terms of something new, one of the things that really drives our interest in this issue is it seems like almost every day there's new information coming out on the likelihood that seabed mining will take place in various places in future years and the impacts it would cause.

And sure enough today when I went to look, there's a new paper out just today in Science Advances that looked at one of the only experiments that's been done globally to look at the type of seafloor disturbance mining would cause and how long recovery would take. And the bottom line is that this disturbance, which took place in 1989, the new research confirms that very little recovery has taken place, and in particular, in terms of the microbial community on the seafloor. And the microbes it ends -- it turns out drive much of the ecosystem functions and services provided by the deep sea.

So I see that my time is up. And I guess I will stop there and thank you very much for the opportunity.

CHAIRPERSON YEE: Thank you, Mr. Rudolph for coming forward and we do appreciate the submission of your comments and we will be taking them under consideration.

Thank you.

Grace, is there anyone else who wishes to speak
on this item?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Yes. Jennifer Savage has raised her hand to speak on this.

CHAIRPERSON YEE: Wonderful. Thank you. Good afternoon, Jennifer.

MS. SAVAGE: Hi. You can hear me okay?

CHAIRPERSON YEE: Yes.

MS. SAVAGE: Great. Thank you and good afternoon, Commissioners. Jennifer Savage, California Policy Manager, Surfrider Foundation.

The Surfrider Foundation works to protect our ocean and the dangers to it today and in the future. And our ocean protection initiative includes grassroots campaigns to establish and support marine protected areas, oppose new offshore drilling and seismic testing, participate in regional ocean planning, and ensure that future energy projects do not damage our ocean.

And so with all of that in mind, we echo the request from Pew that the California State Lands Commission consider prohibiting seabed mining for hard minerals on and under California's submerged lands as an objective in the Commission's 2021-2025 strategic plan.

The destructive impacts of seabed mining have been well documented and include the devastation of
extraordinarily sensitive habitat that serves as home to multiple slow-growing long-living species about which we are just beginning to learn.

Essentially, seabed mining promises a loss of biodiversity and threatens our blue economy, which depends on recreation, tourism, fishing, and all the businesses reliant on a healthy ocean. We appreciate the Commission's stewardship of our public lands and have had reason to applaud your actions many times in recent years from Indian coastal sand mining in California, to fighting for public access at Martins Beach, to protecting and restoring our coastal waters from the consequences of offshore oil drilling. The State Lands Commission has made it clear that resources protection is front of mind.

By including a prohibition against seabed mining as part of your upcoming strategic plan, you'll reaffirm this commitment.

Thank you.

CHAIRPERSON YEE: Thank you very much, Ms. Savage.

Grace, any other speakers in the queue?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Chair Yee, we have no other hands raised for comment at this time?

CHAIRPERSON YEE: Okay. Very well.
Commissioners, any further comments or questions on this item?

Okay. Thank you. This is an informational item. We very much look forward to working with Ms. Beutler and certainly Ms. Lucchesi as we continue to advance our engagement with respect to the 2021-25 strategic plan.

Thank you very much.

Let's move on to Item 74, which is also an informational item. And this is an update on the impact of the COVID-19 pandemic on the State's local trustees of granted Public Trust Lands and resources. And I believe we have a presentation, Ms. Lucchesi.

EXECUTIVE OFFICER LUCCHESI: Yes. I'm happy to provide staff's presentation.

The Commission has oversight authority over 71 local entities of legislatively granted trust -- granted Public Trust Lands and resources. The COVID-19 pandemic will have lasting economic impacts on many local trustees. A trustee's ability to generate revenues to helpful fulfill its public stewardship mission is directly related to the health of its tenant businesses and their ability to pay rent and comply with environmental regulations and other laws and regulations.

In the weeks since the Pandemic broke out, staff reached out to a number of trustees to learn how COVID-19
will affect them, their strategies for responding to the
crisis, and to find out how the Commission can be a
resource during this time.

Ports and infrastructure and the broader supply
chain are considered essential businesses and remain open.
The ripple effect of COVID-19, however, is affecting the
supply chain. Port maritime operations are suffering from
the earlier shutdowns in China and other Asian countries
that halted a lot of production earlier this year. And as
the economy recedes, that will mean fewer imports and
shipping activity.

Ports are reporting decreased cargo loads
compared with cargo loads from last year. Complicating
matters, the ports of Oakland, San Diego, and Los Angeles
are self-funded and do not receive any tax dollars, and
are ineligible for certain federal COVID-19 relief funds,
in the recently passed federal stimulus package.

While the lasting economic impact of the COVID-19
pandemic on the State's trustees is still unknown, the
short-term impacts are profound. Most trustees are still
discussing strategies with their boards or governing
bodies regarding how best to adjust their budget
projections.

Trustees are also exploring creative ways to
retain and assist tenants, and are continuing to ask
Commission staff for guidance or advice about whether
their proposed solutions can be done within the confines
of the Public Trust doctrine and the applicable granting
statutes.

Staff will continue to monitor the impact of the
COVID-19 pandemic on trustees and to serve as a resource
for trustees as they navigate this difficult time. With
that said, I'll also mention that many of our trustees,
including our working waterfords and our major ports, and
harbor districts are also doing what they can to assist
regional and statewide efforts to respond to this
pandemic. And in that -- those circumstances, even with
the hardships that they are currently facing, they're
finding ways, particularly with the unique assets and
resources that they have and expertise, to really play an
important role in helping the State respond statewide to
this pandemic.

And I think that that goes to show just the
diversity and the ability of them to -- of our ports, and
working waterfords, and harbor districts, and local
governments to contribute to doing the right thing, while
they're also dealing with significant hardships.

So to provide specific context, I would like to
next introduce first Randa Coniglio, the San Diego Unified
Port District's Executive Director and President. And
following her, I'd like to introduce the Port of Oakland's Executive Director Danny Wan.

Randa.

MS. CONIGLIO: Good afternoon. Thank you, Chair, Yee, Director Lucchesi and Commissioners. And congratulations on your first virtual public meeting. No one would ever know this is the first time you all have done this, so great job. Great job on that.

And you can all hear me, correct?

CHAIRPERSON YEE: Yes, we can hear you.

MS. CONIGLIO: Okay. So we're grappling with a new normal at the ports in response to COVID-19 and having really to adjust everything we do to meet this challenge, as it impacts our workforce, and the way we do business.

California ports have been answering the call on this crisis, even though our businesses have been virtually turned upside down, and resources and revenues are scarce.

Our revenues, by the way, are as Ms. Lucchesi indicated, self-generated. But when the economy stops, the ports can't. We have to keep going. So the ground has shifted underneath our feet literally from one end of the state to the other. As you know, San Diego is a tourism-dependent -- dependent port. That's how our operations and infrastructure are funded. It's how we pay
our police officers, and environmental specialists, and maintenance personnel, and the rest of our staff. It's how we do our job taking care of San Diego's waterfront and the region's crown jewel, the San Diego Bay itself.

Ports deal with goods movement and people movement. And it doesn't matter what type of port you are, when movement stops, people suffer.

According to the California Travel Association, California travel spending dropped to only $345 million last week, down $2.6 billion compared to the same week in 2019. That's an 88 percent drop. Travel spending losses in the State have totaled 11.7 billion just since March first, resulting in a loss of $561 million in State and local tax revenue.

And in San Diego, we are really feeling this. We haven't stopped doing what is expected of us. The Centers for Disease Control and Prevention have extended the no sail order for the cruise ships. So working with local and federal authorities, we have a number of those vessels temporarily on layberth status in San Diego. And we're making sure people are safe and ships aren't in distress.

At the cargo terminals, we're bracing for a coming decrease of automobile imports and exports, due to U.S. and European manufacturers being shut down or switching to producing ventilators and other PPE.
Ports continue to deliver and move freight. Hospitals -- hospitals and frontline workers are getting the PPE they need, and grocery stores are still being supplied as fast as the goods are received.

And for the workforce, we continue to provide extra handwashing stations, gloves, and sanitizers to our essential workforce on dock, encouraging social distancing, and keeping operations running safely.

At our airport, we've cut back the number of harbor police shifts, so that we can help our airport with its own costs. And we're absorbing those costs, so we don't have to layoff police officers.

The Port of San Diego is one of California's 11 public ports, but has a unique profile as a trustee of State lands, one of the few that is an independent special district, not a department of a city. The portfolio of activities we manage around San Diego Bay, like I said, are primarily visitor serving. We have 22 public parks, 100 restaurants, 18 hotels, cruise and cargo terminals, the San Diego Convention Center, the San Diego Airport, and more under our jurisdiction.

Almost all of those are now at a standstill, closed, shuttered, and the public is gone. In fact, the convention center in San Diego is being used a homeless shelter.
Because of that unique status, unlike the State and many ports that are -- that are divisions of their cities, the Port of San Diego is so far not eligible for federal Coronavirus relief, direct assistance funds.

If you could get on a plane right now and see what I see in San Diego on our waterfront, the only bigger impact I can think of is if we actually drained the water out of the bay. The financial damage of COVID-19 continues to drain the Port of its resources that we need for all the work we do to support commerce, navigation, the environment, and public safety. Our mission remains in full force, but the port itself is now operating with massive shortfalls in every single revenue category.

To stanch that flow, the Port District is requesting direct financial assistance to cover the lost revenue while maintaining employment and mission-critical operations.

Prior to the COVID-19 outbreak, the Port of San Diego's anticipated earnings for fiscal year 2019 were $193 million dollars in operating revenues. Sorry, that's fiscal year 2020. And that goes from July 2019 through June 2020.

Every, like I said, major revenue category for the Port District is continuing to fall as a result of the pandemic. And we expect a shortfall of $31 million in our
operating revenues just from March through June this year.

The Port District's concession revenues from hotels, restaurants, retail, and attractions, which pay us percentage rents, percentages on their gross revenues, is expected to fall by 22.4 million for the fiscal year, a drop of nearly 50 percent. As you know, this is the high season for tourism and for our hotels and attractions. So that 50 percent reduction is just beginning in March and extending through June, 50 percent for the whole year.

The same -- in the same time frame, our maritime cargo and cruise revenues are also expected to drop by 35 percent for the year. So like I said, we are tourism-dependent. These are our largest sources of revenue. And between now and June 2021 -- so our next fiscal year is coming up, and between now and the end of our next fiscal year, we think that we'll be 70 to 95 million dollars below what would have been our budgeted expectations, and that's on $193 million budget.

So, as a special district, it's important to keep in mind that we're not a municipal port. We operate without any tax revenue, but are self-funded by our own lease revenues and maritime operations. And those -- and those tenants that pay us those lease revenues are really, like I said, they're crushed and closed.

As a first step in helping those tenants, earlier
this month, our Board approved an emergency temporary rent deferral program to help those tenants that are most impacted at potential cost to the Port of approximately $6 million. There are a number of expense categories that the Port District cannot reduce, while we have cut expenses across the board in every way that we can, while maintaining the objective of keeping as many of our folks working as possible for as long as possible.

There are some expenses we simply can't cut. The Port of San Diego Harbor Police dispatch and public safety services have to remain in operation 24 hours a day, 7 days a week. Our maritime operations are also a 7/24 operation, and other public safety services and maintenance and cleaning of parks, promenades, and other public spaces and facilities still continue. And in fact, with current sanitization and other safety protocols, they're continuing at an even higher-than-usual cost.

So as a proud public agency partner of the State of California and designated critical infrastructure -- with designated critical infrastructure workers, we show up every day to achieve the public goals that have been set before us, and we look forward to continuing to perform that mission.

The historic levels of disruption to our business has not disrupted our commitment to deliver on our promise
to the people of the State of California. It has
definitely challenged it. But that is where the strength
of our partnership with the State is what we hope will
pull us through. We won't succeed unless we all work
together.

So thank you again very much for the opportunity.
Thank you, Jennifer, for your -- always support toward us,
and thank you for letting me share the perspective from
San Diego today. Thank you State Lands Commission for
your leadership in helping us meet this crisis and
continue to deliver on our promise as trustees of the
State's tidelands.

We appreciate it. Thank you very much.

CHAIRPERSON YEE: Thank you, Randa, very much for
joining us today and for sharing those perspectives.
Obviously, the nature of the pandemic and its deep impacts
are not lost on this Commission. And as a -- the close
relationship we have had with you certainly as our trustee
is such that, you know, everything you've described we
take to heart. We know what this means in terms of the
near term and long term. And so we definitely will be
continuing to work with you to see what available options
there are to ensure the viability of the port and
certainly that of your lessees as well.

MS. CONIGLIO: Thank you very much.
CHAIRPERSON YEE: Thank you.

Jennifer, I believe we have Danny Wan here with the Port of Oakland.

MR. WAN: Yes. Just before I begin, is there a way to share one slide at all or should I just not do that at all?

CHAIRPERSON YEE: Can we do --

EXECUTIVE OFFICER LUCCHESI: We -- so, yes, if you can -- maybe, Phil, can you unmute yourself and walk Director Wan --

MR. WAN: No, I know how to do it. Just as -- allow --

EXECUTIVE OFFICER LUCCHESI: Oh, yes. Yes, of course.

MR. WAN: Okay. I'll do it, if I can. If not --

Good afternoon, Commissioners and Commission staff. Thank you very much for the opportunity to participate in today's meeting. I'm Danny Wan, the Executive Director of the Port of Oakland. As you know, the Port of Oakland operates the Oakland International Airport, as well as the seaport, and the visitor-serving real estate amenities on the State lands, mainly in Jack London Square.

So I'm here to report that the Port of Oakland, as trustee, is operational in these unprecedented
challenging times, and has put the State's land to use for the State's emergency response, as well as essential air travel, and to keep the California shelves stocked by moving goods through the port. For the Oakland staff, tenants, and customer began this -- fulfilling this obligation by being at the forefront of the COVID-19 crisis from the outset, beginning with the Grand Princess cruise ship the pulled up to the port and disembarked its passengers and some of its crew in March. In the span of 48 hours, we mobilized and transformed a part of our industrial seaport into a State and federal humanitarian mission.

And additionally, our staff at the Oakland International Airport maintained a 24-hour emergency operation center to assist with the repatriation flights for the passengers and crew members of that ship. People sometimes focused on a ship at the seaport, but there was a lot of work done at the airport to get the people out to their home towns and countries.

While our staff resources have been strained to their full limits and beyond, we're all completely dedicated to providing the government essential services and infrastructure on behalf of our first responders and residents through the duration of this crisis.

And as we express our appreciation -- we often do
this to our frontline workers - I would really like to extend our appreciation to our workers at the airport and those moving goods through our seaport. And they don't get mentioned a whole lot, but I would like to, whenever I can, say that they are also frontline workers at the airport and the seaports.

Thus, I have to report to you some profound challenges in continuing to perform our essential functions and to maintain these essential infrastructure. Like the Port of San Diego before us, the Port of Oakland is largely self-funded. It does not receive any local tax revenues for daily operations nor any State tax revenues for operations. We must rely on lease payments from our tenants, airport passenger fees, and other concession revenues.

The impact of the COVID-19 is unprecedented for many of our business partners, tenants and business owners, and their workers. I like to say to folks that the Port of Oakland in the San Francisco Bay and Northern California region supports 84,000 jobs either directly or indirectly, and these workers are impacted. Our tenants, business owners, and their workers, including food concessionaires and their workers, airlines, and everybody else, everybody involved in serving passengers, as well as restaurants and many of the visitor-serving businesses on
our waterfront are all impacted.

The Port's immediate focus has been on the safety of our workers and operations, including the tenants and customers. And the priority focus remains today, and has been regularly evolving, as the health information evolves on a daily basis it seems.

The next focus, however, has to be stabilizing our internal finances and sustainable operation. This has included immediate measures, such as canceling all travel, freezing all -- most of the port's hiring, reducing, eliminating all discretionary spending of all types, and reprioritizing all capital projects' efforts with a focus on regulatory or essential needs for only the most critical operation areas, and also revenue retention projects.

But these measures haven't really been enough. We really find ourselves having to do more to plan for sustainability going forward in a very uncertain future. The financial projections that we're having are troubling to say the least. Our airport volume has been reduced to barely five percent, that's 05, of our normal daily levels. And some aviation experts are not predicting a rebound to pre-COVID passenger levels potentially two to five years.

As a consolidated airport and seaport authority,
including the commercial real estate, tourism, and visitor-serving destinations, the dramatic and sudden loss of revenue in two of our three business lines have created a significant hardship that we have not really discovered the full economic depth of.

Any business enterprise relying on international, interstate, or even state visitors will be severely hindered for many months and years to come with travel, tourism, hospitality, restaurant industry suffering dramatically.

While our seaport remains operational, cargo volumes through our docks has dropped 11 percent in March compared to last year. Furthermore, on top of the 11 percent drop, we just got news today that a significant portion of our upcoming ship visits will be canceled due to decrease of import volumes and reduced consumer demands causing perhaps another 10 to 15 percent in decreased volume on top of the 11 percent.

Additionally, our port is one of the nation's largest exporters of refrigerated fresh and frozen meat products. And the continued closure of the many meat-packing facilities around the nation due to the COVID-19 crisis is an additional threat of our expected -- to our expected cargo volume.

These are some -- just a few signs of
instability. There are daily reminders and no one can expect any semblance of business as usual in our operations.

All told, the Port projects that its operating revenues for our next fiscal 20-21 will drop anywhere from 15 to 30 percent compared to 2019 results. However, this is the sort of the Executive Director's nightmare, people look at me as being able to project, and predict, and tell people what's going to happen, and reassure people that this is the way it's going to be, given however bad it is, but I've got to tell you the uncertainty surrounding the trajectory of this health emergency makes it almost hazardous to project to any possible duration or depth of impact on the port's sustainability. It's just -- it is one of those things that I haven't quite experienced that I like to control, because I like to predict. But without able to be predict, it is really making our jobs difficult.

But I like to -- I think just even this point learn a couple lessons I'd like to share with the Commission. And if we could cooperate and operate on this. The first is that the affirmation of this principle the Tideland Trust. That use of the public lands for emergency and humanitarian operations for essential travel or for trade and commerce demonstrates the need to own, to
maintain and operate State lands for public purposes. That is absolutely affirmed and this is why we're all here.

The second is that the reliance on -- on -- oops -- the second is reliance on operating revenues to sustain essential public service infrastructure during the time of public emergency economic crisis may not be a financially-sustainable model, because when emergency happens, there is no revenue. And yet, we're depending on that revenue to continue the emergency response.

The third is a need for flexibility. As we go through this epidemic, very few people will expect the world to go back to normal as it was. Airports have to reinvent itself. Seaports have to see fundamental shift in the supply chain, and visitor-serving industries may need to redefine their customer base. Some tideland uses that previously generated net income to support public use operations may no longer be feasible.

Given this environment uncertainty, I think there will have to be more flexibilities for trustees of State lands to use lands to generate revenues in innovative and new ways, as we go forward.

I just want to, if I can, show that one slide that I was going to show. Well, that's okay. It's not working
With all this in mind, we humbly and respect the request of Commission staff and the Commission to continue to work with us and our trustees to find creative and workable solutions to stabilize our finances as we prepare -- as we prepare for post COVID-19 world.

We're confident in our ability to be resilient, but we will need to adapt our business model to new realities. We ask that you be partners with us in adapting to a manner that is consistent with our new realities that we're going to be facing.

Additionally, the State Lands Commission can also serve as an advocate for trustees with their sister State agencies and with our federal partners, as we continue to seek financial relief and additional flexibility with various regulatory milestones, interpretations, and deadlines that have been fundamentally altered by this global pandemic.

So I know I share some thoughts. And so thank you for listening, and I'll be here to answer any questions. I'm pleased to also to ask my colleague Pam Kershaw, Director of Commercial Real Estate, maybe to provide some additional views.

MS. KERSHAW: With the permission of the Chair, should I speak now or...

CHAIRPERSON YEE: Please, now. Thank you for
joining us. We would be pleased to hear from you.

MS. KERSHAW: Thank you so much. Nice to see all
of you and hello, Jennifer. Good afternoon. Thank you
for allowing us to speak here today, and thank you so much
Madam Chair and the members of the Commission for
agendizing this item for discussion. I really appreciate
the fact to have a public forum to talk about what's going
on in our world, which is so different than our world from
two months ago, am I right, as I sit in my kitchen, and
talk to you virtually. And I'm impressed with your
ability to stand up a screen in a virtual meeting so
quickly. Our first one was a little bumpy, so so far
you've topped us out. That's nice.

I want to mimic some of the comments that our
Executive Director Wan has already said here. We are
facing an unprecedented challenge right now as a result of
this pandemic. And all three of our business lines,
airport, seaport, and commercial real estate are having
dramatic and fast reductions in our revenues and our
volumes all at the same time.

We used to pride ourselves on having kind of
these three very different business lines. And so when
there was one down, the other one or the other two could
buoy the others up. And all of a sudden, we're -- all
three are down, everything coming in and out of the water,
everything going into the air on an airplane, and everyone
who used to travel and visit at all of our discretionary
locations at our hotels, and our restaurants, and our
wonderful waterfront, and our 85 public events we host on
the waterfront, and festivals, and celebrations all have
been stopped for social distancing requirements, and our
shelter-in-place orders, and generally just the decline in
our national economy, the global economy going on, as well
as the China trade war, which didn't really help us out
the last six months either.

With that being said, we know we're facing some
severe challenges in the months and potentially years
ahead with respect to retaining and attracting tenants on
port-owned lands.

The traditional trust-related uses of commerce,
navigation, fisheries, and visitor-serving items are going
to be stressed, and they're going to be stressed for more
than 30 more days, and six months, and probably a few
years. No one is predicting that we'll go back to those
volumes very quickly unfortunately. I wish that were the
case.

So now, more than ever, we need some flexibility
and creativity with respect to how we use our trust
properties and how he manage our trust assets. We've had
an amazingly collaborative relationship with your staff
over the past 20 years that I know I've worked at the Port of Oakland, Jennifer, and Sheri, and Reid, and Andrew, and Seth, hello, and Grace I hear is in the queue somewhere here. Great to be working with them constantly. And we've done some really creative and challenging and unconventional projects together in Oakland on port lands in the past.

We're hopeful that we continue to explore new and even more innovative ways to use our lands and assets, so that we can find ways to keep ourselves financially sustainable and relevant, now and in the future, both for the Port of Oakland's sake, and the numerous properties, and over 85,000 businesses and tenants that we support and manage on the State's behalf.

So we look forward to coming up with creative ways to kind of reinvent how we use our lands and assets, and ask for your indulgence in the months to come on that. So thank you so much for the opportunity to speak and for the good work you're doing for the State of California.

CHAIRPERSON YEE: Thank you very much, Pam. Really appreciate your comments, and, you know, if there's anything that really resonates with all of the comments this afternoon, it's this notion that this pandemic has really affected every aspect of the operation of our trustees. And as you pointed out, you know, there are
very few places to go where this pandemic really has not
discriminated with respect to its impact on all -- on the
entirety of the operations of our ports.

And so I know that our partnership will remain
strong throughout this, and -- as it has been in the past.
And with respect to looking at flexibility -- issues of
flexibility, obviously, with respect to new revenue
generation, I think those were conversations that we were
slated to have as we begin to look forward in terms of our
future as the State Lands Commission, certainly in our
relationship with you as our trustees. This pandemic
certainly has accelerated the focus on those items. And
so we -- I know that I, as a -- as a Commissioner, will be
very, very focused on how we move forward using the --
certainly the experience of this pandemic on those items.

I do want to just ask Commissioners Kounalakis
and Miller if there are any comments or questions. We've
heard a lot this afternoon and really again appreciate
Randa, Danny, and Pam coming forward.

COMMISSIONER KOUNALAKIS: Thank you as well, for
coming and participating in this today. We have heard --
my office has been checking in with all of you regularly
and hearing some of these projections, and it's
absolutely -- absolutely devastating, so I just want to
share with you our deep concern, my deep concern, over the
economic health of the ports and what it means to all of your workers, and your companies, and people who have invested so much. We hope that there will be more help on the way from the federal government in these relief packages. We encourage you to keep working with the federal government directly to try to get access to some of that relief.

And I actually just had two questions, and any one of you can answer. And one of them is we had heard early on about issues related to access to PPE. I raised this with OES and felt that it was very important for them to make sure that as the State distributes PPE, that the ports are not forgotten. So I'd just like to hear whether or not, at this point, you're adequately supplied.

And then secondly, to the degree to which you rely on debt, can you give us any indication of what debt service, either for the ports or, frankly, for your tenants is starting, in any way, shape, or form, to look like

MR. WAN: If I may.

CHAIRPERSON YEE: Please, yes.

MR. WAN: Thank you for asking that question about debt service. Part of the Port of Oakland's challenge is that we have a billion dollars of debt that we had borrowed to develop our seaport. And that debt
burden is every -- present, and we use our cash flow to pay that.

So I was going to show you the chart, which says that our debt service coverage, meaning the revenue -- the net revenue we generate divided by the debt mortgage payment we have to pay every year. During the deep recession of 2009, we went down all the way to 1.34 debt service -- or 1.39 debt service coverage times.

And then we went up all the way to almost 2.2, 2.3 times coverage, which we're very proud of. That took ten years to build up. In one six-month period, that debt service dropped from 2.4 all the way down to 2 -- 1.3, even below the 2009 debt service coverage level. That's how dramatic this impact on us is.

When you think back on the recession, even though that was pretty sudden, but it -- none of this was direct -- it was spread out over some time. This one hit us, I don't know, like an airplane. Just sort of like we -- it just hit us. And then our debt service dropped suddenly.

So, yes, our debt burden is one that is hindering our ability to be flexible in terms of how we -- how we are able to help the businesses that operate the Port and in terms of some of the worker relief that -- that we're looking at how we can help with that. And we're -- the
flexibility we have is very minimal.

In terms of PPE, I think the Office of State Emergency Services has been very, very helpful in responding. And thank you, Commissioner, for pointing out that we are part of the folks in the State that needs those. And they have been responsive. And we are on our own -- with the help of the -- some of the local agencies here have been able also to secure some supply that -- masks that we've gotten in recently. So we are, I think, doing fine so far in that respect.

COMMISSIONER KOUNALAKIS: That's sufficient, Chair Yee.

EXECUTIVE OFFICER LUCCHESI: Chair Yee, you're on mute.

CHAIRPERSON YEE: Thank you.

Thank you, Commissioner Kounalakis.

Ms. Lucchesi, any thoughts on this item with respect to just areas of focus going forward with our ports?

COMMISSIONER KOUNALAKIS: You're mute, Jen.

EXECUTIVE OFFICER LUCCHESI: I'm sorry. I'm here. I'm sorry.

We will continue. I was just saying I don't have any additional comments or insights to add, other than I will continue, and our staff will continue to work closely
with the Port of Oakland, and the Port of San Diego, and all of our other port partners, and harbor districts, and local governments to do what we can to help support, and advise, and think creatively, and innovatively on how we manage this new world order that we're living in.

CHAIRPERSON YEE: Thank you. Thank you.

And I especially want to thank the ports for stepping in with regard to just the immediate needs of the response to the pandemic, and obviously want to be sure, as Commissioner Kounalakis suggests, that we have everyone at the Port safe and healthy, but also, you know, the focus on the federal government will be very key. I think we really are seeing just so heightened the significant role of our ports, the global reach of our ports. And with respect to just when and how this economy begins to recover, that this is something that has to be part of the consideration with regard to our port operations and infrastructure going forward. So very much appreciate both the Port of San Diego and the Port of Oakland being with us today.

I think what I'd like to do, Ms. Lucchesi, I want to be mindful of our meeting reporter who have been recording our meeting since the beginning. Should we take a break now or should we take up Item 75 and maybe take a break. What's your preference?
EXECUTIVE OFFICER LUCCHESI: I would recommend actually opening up this item to any public comment first, and then we can take a five-minute break for Jim, our court reporter, and then come back and discuss Item 75, the Solano Beach protective structure item and Item 76.

CHAIRPERSON YEE: All right. That sounds good. So let me move to Item 75. This is to consider a limited delegation of authority --

EXECUTIVE OFFICER LUCCHESI: Chair Yee, I'm sorry to interrupt, but I think we should open up Item 74 to public comment. I don't know if we have any public comment, but we should see if there's anybody who would like to provide public comment.

CHAIRPERSON YEE: Sure. Thank you. Grace, is there anyone who has raised their hand with respect to public comment -- offering public comment on Item 74?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Chair Yee, there are no hands raised for public comment on this item.

CHAIRPERSON YEE: Okay. Very well. Thank you. Ms. Lucchesi, should we take a break at this point?

EXECUTIVE OFFICER LUCCHESI: I think -- I think that would be helpful for Mr. Peters, our court reporter.
So we can take five-minute break for him and then come back and start up with Item 75.

CHAIRPERSON YEE: Okay. Why don't we take a ten-minute break, if we could. We'll come back at 2:55.

(Off record: 2:45 p.m.)

(Thereupon a recess was taken.)

(On record: 2:56 p.m.)

CHAIRPERSON YEE: Thank you very much. All right. Let us reconvene. And I believe we are now moving to Item 75, which is to consider a limited delegation of authority that authorizes the Executive Officer to enter into need-based negotiated settlements with lessees and applicants who have been adversely affected by the COVID-19 pandemic and related shelter-in-place orders.

And, Ms. Lucchesi, you have a presentation for us, yes?

EXECUTIVE OFFICER LUCCHESI: We do, yes. Phil, can you please bring up my PowerPoint.

(Thereupon an overhead presentation was presented as follows.)

EXECUTIVE OFFICER LUCCHESI: Excellent. Next slide, please.

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EXECUTIVE OFFICER LUCCHESI: The COVID-19 global pandemic and resulting statewide and local
shelter-in-place orders are unprecedented, as we've been discussing all afternoon.

Staff recognizes that many of the Commission's lessees and applicants, especially individuals and small businesses may be directly adversely impacted by the pandemic and related orders for many reasons, including job loss, reduction in work hours, business closures, reduction in services, school closures, and child care restrictions.

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EXECUTIVE OFFICER LUCCHESI: In anticipation of these unknown but expected impacts, staff is proposing this limited delegation of authority for a COVID-19 rent and application expense deferral program. This program is intended to provide certainty to lessees and applicants in need, who are worried about their financial ability to meet rent obligations or pay application expenses, and who desire to remain in compliance with lease terms and applicable laws and regulations.

The program allows staff to work with qualifying lessees and applicants on a case-by-case basis to negotiate, one, the deferral of rent, two, the deferral of application processing expenses, and three, the waiver of penalty and interest.
We are proposing a deferral of rent and application expenses, not a waiver. In general, the standard deferral would last for 90 days beyond the end of a statewide shelter-in-place order. If the request is made after the shelter-in-place order ends, the deferral would be 90 days.

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EXECUTIVE OFFICER LUCCHESI: The basic criteria to qualify for an expedited process is listed on the slide before you. This is intended as an expedited program to assess the Commission's lessees and applicants who are likely to be the hardest hit. Lessees and applicants who do not qualify for the expedited process may still individually apply for deferral. Those requests would be brought to the Commission at a regularly scheduled Commission meeting.

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EXECUTIVE OFFICER LUCCHESI: As part of this delegation, staff is also requesting the Commission's authorization to pursue emergency rulemaking through the Office of Administrative Law, if the Executive Officer determines it is necessary to respond to changes required by the evolving COVID-19 pandemic. And staff also
requests authorization to issue short-term one-year extensions for public agency leases identified in Exhibit A to the staff report, which are set to expire in the next year.

Many public agency resources have been diverted to address issues related to COVID-19. And this action allows us additional time to work with those agencies to negotiate new leases without them expiring and without taking up their precious resources and time as they focus on other priorities.

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EXECUTIVE OFFICER LUCCHESI: As mentioned, the proposed program is not intended to allow for any waiver of rent or reimbursable application processing costs. It is an expedited deferral program intended to provide timely and temporary relief to the Commission's most vulnerable lessees and applicants, so they can meet their lease obligations and allow the Commission's lease program to retain its stability.

The proposed program will also reduce the inefficient use of limited resources spent on compliance and enforcement on issues, and enable staff to instead work with lessees and applicants to find reasonable solutions to these unusual and unforeseen circumstances.
Staff will report back to the Commission on the status of the program at each Commission meeting over the next year. And for all of these reasons, staff requests your approval of the proposed limited delegation.

Thank you, and I'm available to answer any questions.

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CHAIRPERSON YEE: Thank you very much, Jennifer. And let me just turn to Commissioners Kounalakis and Miller, to see if there are any comments or questions?

COMMISSIONER KOUNALAKIS: I do have one question, because obviously these decisions are going to impact income into the general fund. And so how did you coordinate this with Department of Finance? Gayle, maybe you have some thoughts here, because obviously, it makes so much sense to have a program like this to defer income that frankly might not even be coming anyway. So I think it's very much in the spirit of the way that we engage with our stakeholders, but I'm also wondering whether or not this has kind of been discussed or there's been engagement to make sure that -- okay. Why don't I leave it at that and let -- let you respond and maybe Gayle has some thoughts.

EXECUTIVE OFFICER LUCCHESI: I'm happy to
respond, in the first instance, and, of course, defer to Commissioner Miller on any additional insights.

We did have a number of conversations with our colleagues and counterparts that focused specifically on budgets for our agency with the Department of Finance and at the California Natural Resources Agency. And our general estimates is that this deferral program would likely result, if every single qualifying lessee took advantage of it, of about two and a half million dollars of deferral rent over the next year or two.

And we walked through all the details of our proposal, like I said, with our colleagues at Finance and at the Resources Agency. And during those conversations and follow-ups, we did not receive any expressions of concern or objections to us proposing this to the Commission today.

CHAIRPERSON YEE: Thank you, Jennifer.

Commissioner Miller, any thoughts on this item?

ACTING COMMISSIONER MILLER: No. Thank you for that. I think Ms. Lucchesi has it. I think the -- what we've been trying to do consistently across the board, and the Governor has done a lot of work on, is making sure that we have appropriate deferrals to understand that there are a lot of hardship cases. And I know that the Controller has been -- had a lot of leadership around
certain taxes that we allowed for delays in. So we're working together and understand these are extraordinary times, and that deferrals are the best way to allow people the time to hopefully get back on their feet. So we appreciate that.

Thank you. Thank you for your work, Ms. Lucchesi.

CHAIRPERSON YEE: Thank you, Commissioner Miller. And thank you, Ms. Lucchesi. This is, again, just as Commissioner Miller commented and is just the kind of flexibility that I think, you know, so many are looking for during this time. It is for our smaller leases. And so I think this is one that I hope can be helpful. And we will be revisiting just the status of all of this as we look at our future meetings.

So given that, is there a motion to adopt the staff recommendation?

EXECUTIVE OFFICER LUCCHESI: May I -- I'm sorry. May I interrupt just real quick, in the event that there's public comment.

CHAIRPERSON YEE: Thank you.

Grace, let me turn to you. Is there anyone who has their hand raised on this item who wishes to speak?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Chair Yee, there are no hands raised to speak on
this item.

    CHAIRPERSON YEE: Thank you, Grace.

    All right. Seeing none.

    May I have a motion to adopt the staff recommendation and a second?

    ACTING COMMISSIONER MILLER: I so move to adopt the staff recommendation.

    CHAIRPERSON YEE: Okay. A motion by Commissioner Miller to adopt the staff recommendation.

    I will second that motion.

    Ms. Lucchesi, please call the roll.

    EXECUTIVE OFFICER LUCCHESI: Certainly.

Commissioner Kounalakis?

    COMMISSIONER KOUNALAKIS: Aye.

    EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?

    ACTING COMMISSIONER MILLER: Aye.

    EXECUTIVE OFFICER LUCCHESI: Chair Yee?

    COMMISSIONER YEE: Aye.

    EXECUTIVE OFFICER LUCCHESI: The motion passes unanimously.

    CHAIRPERSON YEE: Thank you very much and thank you very much for your work on this.

    Okay, Commissioners, we next move on to the items that were removed from the consent calendar that relate to the leases for protective structures at Solana Beach. I
believe those are items 42, 43, 47, 51, and 53.
And I believe we have a staff presentation first
before we continue.

EXECUTIVE OFFICER LUCCHESI: Yes. And we -- if
there are no objections from the Commission, I would like
to take up all five of these items in one presentation,
and then if there is a motion and a second in one vote,
because they are all connected and similarly situated.
So this presentation -- oh, can you please pull
up the PowerPoint, Phil.

(Thereupon an overhead presentation was
presented as follows.)

EXECUTIVE OFFICER LUCCHESI: Excellent. Thank
you.

This presentation will provide a brief overview
of the proposed leases.

Next slide, please.

EXECUTIVE OFFICER LUCCHESI: Solana Beach is
located in San Diego County approximately 20 miles north
of the City of San Diego.

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EXECUTIVE OFFICER LUCCHESI: A large portion of
the coastline in the city is composed of steep bluffs,
many with single-family residences and condominiums located at the top.

The geology along this section of the coastline causes the bluffs to be susceptible to periodic failures. Bluff failures are typically caused by a combination of factors, including wave action eroding the sandstone formation at the base of the bluffs, and from wind and rain that erodes looser, less cohesive layers of materials above the sandstone.

The bluff base along this section of the coastline developed a series of sea caves and notches undercutting the bluff. A collapse of sea caves and notches could trigger and upper bluff failure endangering people on top of or below the bluff.

The Commission has 23 active protective structure leases along the bluff and Solana Beach between Tide Beach Park, located in the far left of the photo, and Fletcher Cove Beach Park located in the far right of the photo. These leases are for a seawall that runs the length of the bluff and sea cave and notch fills.

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EXECUTIVE OFFICER LUCCHESI: The five leases for consideration before you include portions of the seawall and sea cave fills below bluff top single-family
residences along Pacific Avenue in Solana Beach. Some other portions of the seawall that are within the Commission's jurisdiction are under lease with different bluff-top property owners.

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EXECUTIVE OFFICER LUCCHESI: Portions of the seawall and sea cave notch fills are located on land owned by the city, and portions are on State sovereign land under the Commission's jurisdiction.

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EXECUTIVE OFFICER LUCCHESI: The seawall and sea cave notch fills associated with the five properties were previously authorized by the Commission on August 20th, 2010. These are existing structures.

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EXECUTIVE OFFICER LUCCHESI: In addition to the Commission's most recent authorizations in 2010, the five bluff top property owners obtained a series of coastal development permits for the construction of the seawall and sea cave notch fills in 1999 and 2010.

In 2017, the applicants obtained a coastal development permit amendment to remove the 20-year permit
term and tie the authorization of the seawall to the life of the existing structures and upland residences the seawall protects.

Under the amended coastal development permit, when any one of the bluff top residences is developed, is no longer present, or no longer requires armoring, all applicants must apply for a new permit. The amended coastal development permit also requires the applicants to submit a complete application for the coastal development permit or a coastal development permit amendment to reassess mitigation for the ongoing impacts of the seawall on or before April 14th, 2030. The application must include an analysis of the impacts, sea level rise, and alternative. This date aligns with the expiration of the proposed leases before you.

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EXECUTIVE OFFICER LUCCHESI: Commission staff found that the leases for the existing seawall and sea cave notch fills continue to provide a certain public benefit. The existing seawall and sea cave notch fills protect against bluff failure and protect the single-family residences on top of the bluff.

The seawall and sea cave notch fills also protect the public using the beach by reducing potentially
physically dangerous bluff failures and keeping the beach free of bluff debris. The entire armoring structure between Tide Beach Park and Fletcher Cove Beach Park supports primary public access points to the beach.

While there are benefits of the existing seawall and sea cave notch fills, there are also negative impacts of these structures. In this coastal -- in this location, coastal armoring exacerbate -- exacerbates beach loss in two ways. It can accelerate the loss of sand by amplifying wave action, and it can prevent the naturally eroding bluff sediments from reaching the beach and contributing to the amount of beach sand.

One approach to mitigating some of these impacts is to nourish the beach periodically with sand. And that's why there are fees collected from the homeowners by SANDAG, the San Diego Association of Governments. The funds are collected for the sand mitigation fee program to help offset impacts the sand supply from the armoring structures and are a condition of the coastal development permit.

The Commission's authority to approve or deny a lease for the use of State lands is not impacted by the Coastal Commission's decision to authorize a coastal development permit. The Commission, as the landowner, coordinates with the regulatory authority, the Coastal...
Commission, so that the provisions in each separate and distinct authorization are aligned to the extent possible, that the best available science and data are used to make these decisions.

The proposed leases require the applicants to comply with the coastal development permits, including any modifications to the coastal development permit and to provide Commission staff with required coastal development permit monitoring reports, so that staff can track evolving conditions along the bluff and continue our close coordination and collaboration with the Coastal Commission staff.

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EXECUTIVE OFFICER LUCCHESI: Conditions are changing quickly along the California coast, due to coastal climate change impacts, including stronger and more frequent storms, and sea level rise.

Therefore, an adaptive management approach is appropriate for many lease areas, including here on Solana Beach.

The ten-year lease term allows the Commission to reevaluate the seawall and sea cave notch fills at the expiration of the leases. Approving these leases would not limit the Commission's ability to deny subsequent
leases in the future and require removal of the seawall and notch fills on State sovereign lands.

The applicant's are also required to apply to the Commission for either a lease amendment or new lease, if needed, to satisfy the terms of the coastal development permit. The leases also require payment of annual rent to compensate the people of the State for the use of public land.

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EXECUTIVE OFFICER LUCCHESI: In conclusion, staff recommends the Commission authorize issuance of this general lease protective structure use to the applicants of staff reports 41, 43, 47, 51, and 53 for a term of ten years beginning on June 1st, 2020 for the use and maintenance of a portion of a seawall and associated sea cave and notch fill.

That concludes my presentation. And I do believe we have a couple of public commenters for these items.

CHAIRPERSON YEE: Okay. Well, thank you very for the presentation, Jennifer. Commissioners, let me move on to the public comment first, and -- which may inform our questions and comments.

So, Grace, let me turn to you to see who we have in the queue to speak on this item.
LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Thank you, chair Yee. We have Robert Trettin first.

CHAIRPERSON YEE: Good afternoon, sir.

MR. TRETTIN: I'm sorry. Good afternoon. Am I be heard at present?

CHAIRPERSON YEE: Yes, you are.

MR. TRETTIN: Great. My name is Robert Trettin. I'd first like to ask if, because we're dealing with five leases, I might have six minutes to do my presentation.

CHAIRPERSON YEE: I think there are related issues. Let's start with three and see how you do.

MR. TRETTIN: I'll do my best, but...

All right. Good afternoon to you, Chair Yee and members of the Commission. My name is Bob Trettin and I do represent the owners of the five properties addressed in these agenda items. And I have provided a letter to the Chair and the Commission through your Executive Director. And I'm just going to take a few minutes to try and highlight some of the concerns that we would have, if you were not to approve these leases.

I want -- some of items, I might go and I'll try to skip them, have been addressed very well by your Executive Director.

CHAIRPERSON YEE: And we do have your letter in
front of us, Mr. Trettin.

MR. TRETIN: Thank you. Thank you.

So let me place the emphasis on the fact that the idea of even denying these leases would have potentially disastrous consequences in a number of areas. First of all, it would place the homes back under imminent threat of failure. It would eliminate the protection of the public infrastructure, and it would place individuals using the beach below these properties in jeopardy.

I know that in your letter that you received from Surfriders[SIC], they say that these walls provide a short-lived if false sense of security to the property. And that's just not the case. The seawalls are engineered and they're certified by a licensed engineers to remain for the 75 year life of the residences with just normal maintenance. Most of the walls I've been associated n permitting over the past 30 years haven't even required maintenance.

When failures do occur on these 80-foot bluffs -- 80-foot plus bluffs, they occur in seconds. They drop hundreds of tons of material onto the beach and it extends 30 to 40 feet seaward of the toe of bluff. Beachgoers that put their towels down anywhere in the area of unprotected bluffs have no idea of the consequences they might be facing.
Just last August, three women were tragically killed in a sudden bluff collapse in Encinitas that was just a few miles north of the subject site.

The Surfrider also -- representative also stated two things, that mitigation fees associated with the related coastal development permits don't come close and don't compensate in any way for the current and coming public loss of Sandy Beach. And they quoted the staff report as saying seawalls will destroy the beach.

Neither of those are accurate statements. The staff report quoted a coastal staff report, which noted that seawalls can have a detrimental effect on the beach and that's the reason why mitigation is required.

And here, I just want to make a small correction to your staff report. You noted there was approximately $74,000 in sand mitigation paid. There was also sand mitigation paid for the undercut infills back in 1999 for 20 years. So when the seawalls came along in ten years, they paid more, but they got a credit, because there was still some existing. Overall, they've paid over a hundred thousand dollars.

And I don't believe your staff -- your staff report noted that the owners have also paid a $256,000 beach recreation public access fee to -- as a mitigation requirement. And again, in ten years, they're going to
have to come back and pay both these fees again, or whatever the fee structure is. And there are legitimate fee structures now in the Solana Beach local coastal plan that the Commission has adopted.

So without the seawalls, the property fails, the houses fail, or are removed, and then how do you protect public infrastructure, the street and utilities above.

Does government come back like they've done along Pacific Coast Highway 101 and just north of there where they've built seawalls to protect public parking and beach parking? Does government come back and spend hundreds of millions of dollars building seawalls to protect the public infrastructure, when at present you have property owners assuming that burden?

I don't -- I don't know the answers to the questions. And then finally, with regard to protected -- projected sea level rise, the numbers that are cited in your staff report, 7.1 feet sea level rise by 2100, they're at the extreme end of the projections made in that study, and they have a zero -- that study itself says they have a 0.5 percent probability of occurring.

But even so, the seawalls in front of you today for leases have been constructed in an engineered manner that would accommodate that extreme increase in sea level rise. We know that, because we just built two seawalls
immediately north of the subject site. Your photos don't even show them yet. They were just finished. And they are the exact same engineered structured seawall. And we had to do significant reports to the Coastal Commission, which we provided to the State Lands Commission documenting that they will accommodate sea level rise.

In closing, I just want to thank the CSLC staff, particularly Drew Simpkin, for working so professionally and responsibly with me on the leases issue. And over the past 12 years or so, I've had the chance to work with a number of your staff members, and I've always -- they've always been super responsive, extremely helpful in responding to questions, concerns. You have a great staff.

Again, thank you for allowing me to address the issues on the leases today. And I would respectfully ask that you approve your staff recommendations and approve these leases.

Thank you very much for the time.

CHAIRPERSON YEE: Thank you, Mr. Trettin. I really appreciate you coming forward and addressing the Commission.

Grace, who -- will you present our next speaker on this item?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Thank you, Chair.

The next speaker on this item is Jennifer Savage.

CHAIRPERSON YEE: Okay. Good afternoon, Jennifer.

MS. SAVAGE: Hi. Good afternoon. Jennifer Savage, Surfrider Foundation. The Commission is poised to adopt today a set of principles aligning State agencies around making California's coast resilient to sea level rise, to be the first in more than a dozen agencies in agreement that it is necessary, as articulated in section 6, to prioritize nature-based adaptation measures and to ensure that adaptation projects do not shift hazards and impacts elsewhere along the coast or shoreline.

Hard armoring not only shifts impacts from private property to public sand, but reduces coastal access ultimately to only those who can afford the million dollar properties adjacent to it.

Over one-third of San Diego county's coast is already armored. And in some cases, armoring does protect the public interest, such as in the case of wastewater treatment plants, public infrastructure. But much of this concreting of our coast is to protect private property often installed over the objections of the public interest and in protecting their beach, and often under the guise of public safety, when what's truly being protected is
perceived property value.

In a recent LA Times op-ed, coastal scientist Sean Anderson, Kiki Patsch and Dan Reineman wrote, "There's nothing like a global pandemic to remind us of what we truly value. As mortality rates and economic upheaval fill the headlines, we, in coastal California, are also grappling with another significant change: the closing of our beaches and the severing of our access to the sea. It is hard to understate the magnitude of this situation or how portentous it is".

They go on to say, "Climate-change-driven sea-level rise and ever more powerful sand-robbing storms increasingly gnaw away at ocean edge of our beaches. Property owners have responded by pouring more concrete, piling up mountains of boulders, or otherwise armoring the landward side of beaches to shield property and structures from the encroaching sea. Unfortunately, such protection sacrifices public access and ultimately the beach sand itself..."

"Fostering a future rich with beaches requires new, well-informed approaches to face this looming threat".

So in short, the biggest threat to California's beaches, and therefore to equitable public access is the hard armoring of our coast in the form of seawalls, rock
revetments, concrete bluff fill, riprap, et cetera. These items today are an opportunity for the State Lands Commission to take a new well-informed approach to coastal resiliency and set an example for other agencies.

We therefore, on behalf of the public to whom the coast belongs, objected to an automatic renewal of these leases. And we ask that you consider denying them, reducing the time of the leases, or increasing the rent to better reflect the true cost of the people -- that the people of California are paying in allowing these private property owners to hasten the loss of our shared beaches.

Thank you.

EXECUTIVE OFFICER LUCCHESI: Chair Yee, you need to unmute yourself.

CHAIRPERSON YEE: Thank you.

Grace, any other speakers on this item, please?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Thank you, Chair. We have Laura Walsh to speak.

CHAIRPERSON YEE: Okay. Very well. Good afternoon, Ms. Walsh.

MS. WALSH: Hi. Good afternoon. My name is Laura Walsh. I'm following up on Jennifer's comments, but speaking specifically on behalf of the Surfrider Foundation San Diego Chapter. Kristin Brinner is a resident of Solana Beach and she was planning to speak,
but she had to drop off.

So we're requesting that the Commission deny these renewals, because as you are all aware, hard armoring of the coast in the form of seawalls causes beach to narrow by fixing the back of the beach. And this is troubling in light of sea level rise. Solana Beach is about 1.7 miles of coastal beach. And many parts of the beaches here are narrow and they disappear at a very high tide already.

The vast majority of Solana Beach is already armored, about 80 percent, despite having been constructed mostly after 1998 since the passage of the Coastal Act. And this armoring has visibly and demonstrably narrowed beaches in the area, despite large beach sand replenishment projects that have happened.

Seawalls are being framed as a public safety solution to bluff instability, but this is just simply inaccurate. Seawalls temporarily protect private property and fix the back of the beach, quietly taking the public sandy beach away forever. They don't provide a public safety benefit. And this position is supported by the California Coastal Commission.

If your Commission is unable to deny these leases, we ask that you reduce the time the leases are good for, so that we can incorporate more sea level rise
information as it comes out. And at the very least, we would like to see the rent increase, because $4,000 a month -- the $4,000 a month that's being applied is really a pittance, when the tradeoff is the loss of our public beaches. The value of those beaches is being very strongly affirmed right now, as much as Southern California is rushing back to the coast after this recent period of closures that we've all endured. The heat is really starting to push people to get back in the water. And so we ask, in light of all this, that you please consider efforts to preserve the beach in our area.

Thank you.

CHAIRPERSON YEE: Thank you very much, Laura.

Grace, any other additional speakers for this item?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Chair Yee, we have no other hands raised to speak on this item.

CHAIRPERSON YEE: Okay. Thank you very much.

Commissioners, comments or questions on this item?

COMMISSIONER KOUNALAKIS: Look, I -- I see both sides of this. I'm sure that when those folks built those houses, they were not anticipating either sea level rise or the deterioration of the bluff. But I think that this
whole question is not going to get solved on one project, where there's already been a fair amount of work on those bluffs. And I think that it really though puts a lot more pressure and poignancy around the next item in talking in general about what kind of strategies we're going to implement and require, so that frankly there's predictability for -- for those who are looking to improve property -- private property right next to the coast, as well as to help local jurisdictions think about this differently as well, because as surely as those bluffs have deteriorated, more sea level rise is coming and it's going to have an impact on our coast, and it's going to be difficult, so...

CHAIRPERSON YEE: Thank you, Commissioner Kounalakis. And you're absolutely right, and I think certainly leading into the next item, where we're going to have a -- we are going to be looking at a broader perspective with respect to coastal resiliency and sea level rise, this is -- this is not the end of this issue by any means. And so thank you for raising that.

Commissioner Miller, any comments or questions?

ACTING COMMISSIONER MILLER: (Shakes head.)

EXECUTIVE OFFICER LUCCHESI: If I may, Chair Yee, and Commissioners, I would love to just provide a little bit more context, because I think the perspectives and the
comments that you've heard, both on behalf of the applicants and the property owners, as well as from Surfrider representing folks that enjoy the beach and the marine resources in that area, and are very concerned about the impacts of sea level rise and the effects of coastal, you know, kind of traditional hard armoring of our coast, this is really a moment in time, especially in light of the next item we're going to be talking about. And it's not an easy conversation and there aren't easy solutions.

Existing conventional shoreline armoring projects and existing structures, like the Solana Beach seawall and the fill complex pose a significant challenge to coastal resilience. And with rising seas, these structures offer considerable protection for people's homes, and other public access points, and working waterfronts like our ports and harbors that support fishing and shipping industries, but they also compound the problem of beach loss and coastal squeeze.

Our beaches and other coastal habitats like estuaries and wetlands are severely threatened by sea level rise. And there are projections that we will lose the majority of them just by the end of the century, which is only a generation or two away.

And so we have to adapt. We have to come up with
alternatives that can protect our sovereign public lands and resources and upland properties, and we have to embrace change.

And really the proposed leases and staff's recommendation for these five leases with the limited term of ten years, which coincides very specifically with -- and intentionally with the existing coastal development permits and the reevaluation of the mitigation measures, is so that we have the time to coordinate and collaborate with our partner agencies to develop a methodical, and intentional, and thoughtful approach and policy to these very difficult challenges.

And so just to reiterate, I think what Commissioner Kounalakis was saying is it's we -- can't do this on a case-by-case basis. And I think the principles that we'll be discussing next really sets a stage and tees all of us State agencies up in a way to have a more meaningful, comprehensive, discussion and really all get on the same page in terms of how we're going to approach this in local areas, regional areas, and, of course, be consistent -- to the extent that we can, given the geological and geographic differences as consistent of an approach as possible.

So with that, I'll turn it back to the Chair.

CHAIRPERSON YEE: Thank you, Ms. Lucchesi, very
much.

Hearing no other comments or questions from Commissioners, is there a motion to adopt the staff recommendation?

ACTING COMMISSIONER MILLER: Madam Chair?

CHAIRPERSON YEE: Yes.

ACTING COMMISSIONER MILLER: I move to adopt the staff recommendation.

CHAIRPERSON YEE: Thank you, Commissioner Miller.

COMMISSIONER KOUNALAKIS: I'll second it.

CHAIRPERSON YEE: Thank you, Commissioner Kounalakis. We have a motion and a second to adopt the staff recommendation. Ms. Lucchesi, please call the roll.

EXECUTIVE OFFICER LUCCHESI: Commissioner Kounalakis?

COMMISSIONER KOUNALAKIS: Aye.

EXECUTIVE OFFICER LUCCHESI: I'll get this right some time.

COMMISSIONER KOUNALAKIS: Aye.

EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?

ACTING COMMISSIONER MILLER: Aye.

EXECUTIVE OFFICER LUCCHESI: Chair Yee?

CHAIRPERSON YEE: Aye.

EXECUTIVE OFFICER LUCCHESI: The motion to approve staff's recommendation for all five lease --
proposed leases are -- passes unanimously.

CHAIRPERSON YEE: Thank you. Thank you very much, Ms. Lucchesi.

And this is really an appropriate lead-in to our next item, Commissioners, Item 76, which is the -- for us to consider adoption of the "Making California's Coasts Resilient to Sea Level Rise: Principles for Aligned Station Action". And this has been something that I'm just really -- just very impressed and proud of all of our agencies coming together and really being able to use this as a way to really forge a path forward about how our agencies are going to coordinate on how we manage sea level rise going forth, and hopefully a way to prioritize investments with respect to addressing sea level rise.

And I believe that this item before the State Lands Commission puts us as the first Commission or Board to be able to put our stamp of approval on these -- on these principles.

So let me ask the staff to make the presentation. And I believe we have Mark Gold with us today.

(Thereupon an overhead presentation was presented as follows.)

EXECUTIVE OFFICER LUCCHESI: That's right. I'll be providing a brief presentation and then I'd like to welcome and turn it over to Mark to provide his remarks
and insights into these principles based on his leadership.

Next slide, please.

EXECUTIVE OFFICER LUCCHESI: At the beginning of this year, Natural Resources Agency Secretary Wade Crowfoot, and CalEPA Secretary Jared Blumenfeld convened the Executive Officers and Directors of various State agencies with coastal bay and shoreline management responsibilities, including myself, to develop a set of principles we could use statewide to face the threat of sea level rise.

California has been a leader in sea level rise science and modeling. We know that sea level rise is happening now and will continue because of climate change. Sea level rise causes erosion and flooding and it will impact our beaches, public access, our ports and harbors, roads, coastal communities, and much more.

We felt it was important to come together and develop principles to address this challenge head on and build a more resilient California coast. There are several goals we want to achieve with these principles. We want to build resiliency to protect our coast through California planning and preparation. We want to act now and save California taxpayers up to six times the amount
that it would cost in damages if we wait until the water levels get higher. We want to align our strategies and coordinate our actions, so that we succeed together across the entire State. Communication and collaboration will be the keys to unlocking our collective strength and innovation, so that we can protect our coast.

Next slide, please.

EXECUTIVE OFFICER LUCCHESI: Here are the six principles for making California's coast resilient to sea level rise. They're listed -- the first -- or the three are listed here: Develop and utilize the best available science applying it to planning, decision-making, project design, and implementation; build coastal resilience partnerships that connect all levels of government, the public, and other stakeholders, particularly around sea level rise resilient -- resilience issues, policies, and planning; and improve coastal resilience communications, so that we can implement a coordinated public awareness and education campaign.

Next slide, please.

EXECUTIVE OFFICER LUCCHESI: Support local leadership and address local conditions, because that's where the solutions will really come from. These
communities that are on the frontlines, they know theiregion the best and what will work there.

We will especially prioritize the early
protection and capacity building that's needed for
underresourced communities.

Strengthen alignment around coastal resilience by
rooting our individual practices and actions in a common
set of sea level rise projections, terms, and standards.

And six, implement and learn from coastal
resilience projects that protect and enhance public trust
lands and resources, including critical water-dependent
infrastructure that makes up our working waterfronts and
blue economy. We'll prioritize multi-benefit projects
whenever possible, particularly those that are nature
based and restore coastal habitats and landscapes.

Next slide, please.

EXECUTIVE OFFICER LUCCHESI: Our staff recommends
the Commission adopt these principles for aligned State
action on sea level rise to reflect its strong commitment
to the protection of the California coast.

Many of these principles are already familiar
practice for the Commission. They are woven into our
existing strategic plan, and remain core elements, and
strategic objectives and strategies of our new one. By
adopting and implementing these principles, the Commission
and its partner agencies throughout the state will build
costal resiliency for the benefit of all State lands,
resources, values and assets as well as for the public we
serve.

Next slide, please.

EXECUTIVE OFFICER LUCCHESI: In conclusion, I
want to express my sincere gratitude to Secretary
Crowfoot, Secretary Blumenfeld, Deputy Secretary Mark
Gold, Coastal Commissioner Sara Aminzadeh, and Coastal
Commissioner Vice Chair Donna -- Donne Brownsey for their
leadership and intense focus on bringing us all together
to develop these principles in a very collaborative and
also very expedient process.

We worked for, you know, over a couple months.
And it was incredible -- and I'm sure Mark will talk about
this. It was incredible that all of us State agencies
really had the core foundational principles already either
in our practices or something that we could buy into from
the very beginning. And so it was -- it was relatively
easy for all of us to come together on these principles
and that makes me very proud and very thankful for the
leadership of CalEPA and CNRA for bringing us all together
to really set these foundational principles, so then we
can take the more challenging and important step of implementation.

And with that, it's my pleasure to introduce Mark Gold.

DR. GOLD: Thank you. I can tell you that my presentation -- I'm very glad that I didn't write anything out, because Executive Officer Lucchesi pretty much covered everything that I would have covered. But that being said -- and she did -- she did a wonderful job in doing so. I think -- I think the fact that we're at this place and the fact that this -- putting together the principles really did occur in record time, reflects upon the fact that the 17 agencies have all been struggling with these issues and how to move forward, and we were all moving forward in different ways.

And that there was a real thirst at this point to get together on the same page and really -- you know, everything from the standpoint of how do we use the best available science to how do we best collaborate, doing so as early as possible in the planning phase before construction begins on projects, you know, all those things that are really common sense.

It really has been, no exaggeration, right up there with the approval by the Ocean Protection Council of the Coast and Ocean Strategic Plan, one of the two most
rewarding moments I've had since I was appointed to this position.

And I think the leadership really mattered a lot to have Secretary Crowfoot and Secretary Blumenfeld really kick-off the meetings and get everybody focused. But, you know, when have you seen something like this come together, you know, in two meetings and something of this importance?

And so that -- that was incredibly rewarding and to -- I can't commend the State Lands Commission enough from the standpoint of moving forward so assertively in adopting these principles in a formal manner, because I think it really sends a very loud message to not only all the other State agencies, the 17 agencies that participated in putting together these principles, and the staff that worked for those 17 agencies, but now obviously it's public. And so the public gets to see that this is how, you know, government should work. You know, we should have a lot more collaboration, and coordination, and communication, especially on issues as critical as this, that have been so contentious for so long.

And in watching the previous item, and in some of the -- some of the issues there and the article today in CalMatters by Julie Cart, which was really focusing on managed retreat, one of the things that we all agreed to
was that somehow the narrative and how we're moving forward as the State of California on sea level rise was just never in the right direction. I mean, focusing on managed retreat, which is one of so many different solutions, which I know this body has gone over meeting, after meeting, after meeting on -- you know, the last meeting on ports for me was a great learning opportunity to see all the creative ways that the various different ports are dealing with sea level rise and are planning to deal with sea level rise moving forward.

And so to focus on managed retreat doesn't make sense. And so we're -- we're very enthused in that, you know, if you -- looking at the principles, you'll see it's really important to focus on infrastructure, because that's something that resonates with each and every one of us in California, is that we all use the infrastructure. Infrastructure is so important to our economy. And that really is the much more critical part of the discussion.

And I would add a loose definition of infrastructure, which would include our natural areas, because of the benefits that wetlands provide us for sea level rise, as well as flood control, and carbon sequestration, and biodiversity.

And so that's really it from the standpoint of, you know, we strongly support you moving forward in doing
this. Our next steps, just so you know, at CNRA and really encourage State Lands Commission to participate fully, is we'd like to set up a workshop for staff on -- and leadership of the agencies within the next three weeks, hopefully before Memorial Day, to really go through what's best-in-class in each of the various different agencies that participated in this, and what they're doing on the six principles, because I think we have a lot to learn from each other.

I know I learned a heck of a lot in this process in seeing what Caltrans was doing and how the Office of Emergency Services was very, very concerned about these issues as well. So it wasn't just the usual suspects that I'm used to dealing with, which is State Lands and Coastal Commission, and the Coastal Conservancy, and BCDC, and Fish and Wildlife. It was all the various different agencies and how sea level rise is absolutely so critical for all of them.

And so I'll stop there, but I'd be more than happy to answer any questions you may have.

CHAIRPERSON YEE: Great. Thanks. Thank you very much, Mark, for being here and for your leadership on this. And really also appreciate your articulation of the next steps here as well and really look forward to working with you as this Commission.
Let me turn to Commissioners Kounalakis and Miller to see if there any questions or comments.

ACTING COMMISSIONER MILLER: (Shakes head.)

MR. GOLD: Okay.

COMMISSIONER KOUNALAKIS: Public comment first.

CHAIRPERSON YEE: Okay. We can do that, uh-huh. Okay. Grace, are there hands raised to speak on this issue?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Thank you, Chair. We've had two speaker requests prior to the meeting. First is Susan Jordan followed by Sandy Aylesworth.

CHAIRPERSON YEE: All right.

Good afternoon, Susan.

MS. JORDAN: Hi. Can you hear me?

CHAIRPERSON YEE: Yes, we can.

MS. JORDAN: Okay. Great. Well, as we all know, the conversation in California over sea level rise -- I should identify myself. So Susan Jordan, Director of the California Coastal Protection Network.

So the conversation about this began well over a decade ago. And as the years progressed, so did the science, which has warned that coastal impacts from climate change-induced sea level rise in California will occur much more rapidly than previously predicted with
increasingly severe adverse impacts to coastal resources
and critical infrastructure.

And there have been numerous plans and reports
over the years, which have affirmed the dire consequences
we're going to face here. But one of the biggest problems
is that of all those plans and studies have been siloed
under different agencies' jurisdictional authorities with
little consistent collaboration and coordination.

And it -- under that fractured environment, this
is kind of what Mark was referencing, it's been easy for
certain sectors to co-op that message, and to undermine,
and in some cases, actually block constructive efforts to
address sea level rise.

So in the absence of clear State-mandated
policies, agencies were left alone on the defensive. And
I think most of them have actually faced that and it's
been actually pretty brutal.

What was clearly needed was a set of principles
that were embraced by the State and that would bind the
agencies together in a coordinated effort to tackle this
problem. That obviously thankfully changed in early 2020
when the Natural Resources Secretary and the CalEPA
Secretary convened these two high-level meetings of the 17
agencies, to come together to design -- design and approve
these sea level rise principles. And I did hear that it
went well and in record speed.

But if anyone needs reminding of how important it is to have these State principles in place, I would reference back to the article that Mark mentioned today, which appeared in CalMatters. And it was entitled, "Back Off the Beach and the Rising Sea? No way California cities says -- say".

So there really is a struggle here. And the only way it's going to move forward is if everybody stands under the State's umbrella and works together to get it there. I've seen this in action myself in many, many meetings, and it's been very, very difficult. So you would be the first agency. I think it's great to be first out of the gate. And we urge you to adopt the principles.

Thank you.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

And Chair, I would like to ask if Sandy is still intending to speak. She had lowered her hand just briefly, but I wanted to make sure that she doesn't want to speak on this item.

MS. AYLESWORTH: Hello. This is Sandy Aylesworth, can you hear me?

EXECUTIVE OFFICER LUCCHESI: Yes. Sandy, this is Jennifer Lucchesi. I'm -- it looks like the Chair has dropped off, so if we could go for a short break, just so
I can make sure that she comes back online.

MS. AYLESWORTH: Sure thing.

(Off record: 3:48 p.m.)

(Thereupon a recess was taken.)

(On record: 3:50 p.m.)

EXECUTIVE OFFICER LUCCHESI: All right. Just for everybody who is listening, the Chair's computer did freeze and so she is switching computers at this moment and will be joining the meeting very, very shortly. So if can just hold on for a couple of more minutes until she logs back in, that would be great. And thank you so much for your patience and flexibility.

(Off record: 3:50 p.m.)

(Thereupon a recess was taken.)

(On record: 3:55 p.m.)

CHAIRPERSON YEE: Thank you, Commissioners. Excuse me for the interruption. We had a little technical difficulty. I know that Susan Jordan was presenting her testimony. And I believe that has been completed.

So, Grace, let me just check in with you to see if there are others who are -- who have raised their hand to speak.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Thank you, Chair. We do have Sandy Aylesworth who will be speaking next, followed by --
CHAIRPERSON YEE: All right.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: -- followed by Jennifer Savage and Anna Christensen.

CHAIRPERSON YEE: Wonderful. Thank you.

Sandy, please.

MS. AYLESWORTH: Great. Thank you. Good afternoon, Chair Yee - it's good to have you back - and Commissioners. Thanks so much for providing this opportunity for public comment, particularly during these incredibly challenging times.

My name is Sandy Aylesworth and I'm a Senior Oceans Advocate with NRDC, that's the Natural Resources Defense Council. NRDC heartily encourages the Commission to adopt the principles for aligned State action on sea level rise. And we congratulate the many State agencies, including the State Lands Commission that were involved in such a collaborative and visionary process.

The California Coastal Protection Network, Surfrider and NRDC submitted a public comment letter on April 27th in support of the Commission adopting the principles. And today, I'd like to highlight two key points we shared in the letter, both of which Susan has already addressed, so I'll be brief.

The first is that every reputable scientific
assessment has confirmed that coastal impacts from climate change-induced sea level rise in California will occur more rapidly than previously projected. Sea level rise is a pressing problem that California absolutely must tackle in order to preserve its environmental and economic security.

The second point I'd like to highlight is that until now, California's State agencies' strategic plans and studies on adapting to sea level rise -- rise have been siloed, again as Susan mentioned. Having a unified set of principles and guidance for State agencies will save taxpayers money, improve project efficiency and outcomes, and will prepare California's coastal and inland communities for the certain future of rising seas.

By being the first agency to vote to approve these principles, the State Lands Commission will demonstrate its strong leadership in carrying out its mission.

Thank you for the opportunity to comment.

CHAIRPERSON YEE: Thank you, Sandy. Next, we have Jennifer Savage, Surfrider.

MS. SAVAGE: Hi. Thank you. This is Jennifer Savage, California Policy Manager for the Surfrider Foundation. First, I wanted to just say that -- I wanted to give a shout-out to the Commissions, and staff, and to
AGP for managing this meeting. I know that it's just --
it has to be so challenging. And this is the first wholly
virtual meeting that I have attended. And overall, I
think it's going very well, so congratulations for that.

To move to the agenda item. This is an exciting
moment for the future of California's beaches, which
recent news stories have shown, are considered both
beloved and necessary for a significant percentage of
Californians. Nothing that we didn't know from polls
already, but if there was any doubt that we need to save
every square inch of sand we can, the restrictions around
COVID-19, which are absolutely justified, have only
highlighted how much Californians value our beaches.

And with all the added uncertainty in our world
right now, this moment in which the agencies wielding the
most influence over California's coasts are coming
together to unify on how to save our beaches into the
future, is especially appreciated.

We're particularly grateful for the leadership of
Natural Resources Secretary Crowfoot, CalEPA Secretary
Blumenfeld, and OPC Executive Director Mark Gold, and to
State Lands Commission staff for encouraging adoption of
these principles.

As regular attendees of a number of State agency
meetings, we've repeatedly seen firsthand the disconnect
between various agencies regarding implementing sea level rise principles and policies. This as has created, to put it gently, quite a bit of tension between agencies and for the public anxious to save our beaches.

By having a coherent set of principles, embraced by the State, agencies will have an agreed-upon direction unifying future efforts. This is frankly a huge step forward that could result in tangible preservation of our coast.

We especially call attention to the paragraph in the staff report threaded throughout the principles for aligned State actions are themes of communication, equity, public engagement, and informed decision making rooted in sound science and infused with precaution. These are essential components to ensure success is widespread and not limited to the powerful and the wealthy. Coastal preservation is ultimately an access equity issue and we appreciate staff acknowledging it as such.

So for all these reasons, Surfrider enthusiastically supports adoption of, "Making California's Coast Resilient to Sea Level Rise: Principles for Aligned State Action".

Thank you.

CHAIRPERSON YEE: Thank you very much, Jennifer. Ms. Christensen.
Our next speaker is Ms. Christensen.

MS. CHRISTENSEN: Oh, sorry. I didn't unmute myself.

CHAIRPERSON YEE: That's okay.

MS. CHRISTENSEN: Speaking from the perspective of someone who believes in sea rise and is sometimes stunned at the sort of schizophrenia of some of our local projects, such as building our new center for aquatics on the sand under water, I welcome the fact that so many State agencies are not in denial, and are working together.

However, I would like to point out that all State agencies -- apparently, all of our State agencies coming together, quoting the Chair today, do not include any State agencies, in fact, the premier State agency that would speak, could speak, is in a position to speak for the very tribal entities that were honored, and thank you for that again, at the beginning of this meeting. So there is no State tribal voice here.

And ironically, while there are -- most of these agencies do have tribal consultation, policies and are seeking to improve them, and that's great. Tribal consultation is not at the beginning. It's a comment once some ducks are in a row. And right now, here's a policy trying to get the ducks in a row. Mr. Crowfoot got
everybody together, but he didn't. He left out the sovereign entities. And, in some ways, that's what makes them sovereign is not really being part of the State. And yet, they must be represented, and they must be heard, and they deserve to be heard.

So I would sooner, rather than later, encourage and fund, because this is a very cash strapped agency, the Native American Heritage Commission welcome their involvement to send a representative to these -- to these meetings, because tribal peoples cannot exist and do not exist in any way, shape, or form separated from land and water. They can't do it. That's where things start falling apart.

And when we look at our coast, especially our coast that is most impacted by development, these tribes have no land. And so -- that they have no voice or a much smaller voice. So I'm sort of begging you on that one.

And now, I'm down to 28 seconds, so I'll send my other comments in writing. But the final one would be that when we talk about wetlands restoration, we have to be very, very careful. It can't be Disneyfication. It can't be the complete arrogance of thinking that we can scrape away everything and then just recreate it, because we don't have that kind of power, as human beings.

Some of these very beleaguered and bedraggled
little pieces of coastline, and wetlands, and marshes, and salt flats have taken tens of thousands of years to get the way they are. You can't -- you can't just think that they're not worth saving, even -- rather than replacing.

Thank you very much. Thanks for your good work.

CHAIRPERSON YEE: Thank you, Ms. Christensen.

Really appreciate your comments.

Now, let me -- let me direct maybe attention back to Mark Gold and to Jennifer just to speak, if you would, about the engagement going forward with our sovereign tribal communities.

DR. GOLD: I think the language -- the language is obviously reflected within the principles, but I think the recommendation that was just made to share this with the Native American Heritage Commission I think is a very sound one, and one that I'll be pursuing right away. There's no reason not to. So thank you for that recommendation.

CHAIRPERSON YEE: Thank you.

Jennifer, any other comments?

EXECUTIVE OFFICER LUCCHESI: Yeah. Not -- not substantively. I would -- I would just add that as Ms. Christensen said, many of the agencies that have signed on to these principles do have very robust and comprehensive tribal consultation policies that go beyond just the AB 52
requirements under CEQA. And so just to follow up on what
Mark had said, not just bringing the Native American
Heritage Commission to the table on these principles, but
also a real commitment by the agencies involved to
implement our policies in a really robust and meaningful
way in the communication and collaboration surrounding
these principles, and also on a project-by-project basis.
I think we're all committed to that. And I appreciate the
comments and the suggestions made.

CHAIRPERSON YEE: Great. Thank you.

Commissioners Kounalakis or Miller, any comments
or questions on this item?

COMMISSIONER KOUNALAKIS: Well, let me just say,
it really does represent a sea change, pardon the pun --
(Laughter.)

COMMISSIONER KOUNALAKIS: -- to take an approach
like this where the State is really stepping up and
recognizing that there are many different situations
across the -- down the coast, many different stakeholders,
local stakeholders who know their neighborhood, their
beach, their region better than anybody, but that truly
this state has been leading now for quite some time in the
world on recognizing that climate change is real, that
oceans are rising, and dedicating ourselves to doing the
investment, and the research, and the innovative type of
work to try to combat climate change.

   But meanwhile, we know it's coming. The last
item was artfully placed when you see an aerial photograph
of homes hanging over the side of a cliff. We know this
is happening.

   And so I guess what I'd just like to say in
recognizing that this is a very significant act that we're
about to take in essentially taking our first steps into a
statewide collaborative approach to addressing this
challenge, and what it means to us, and to all of these
stakeholders, and so many who care so deeply about so many
aspects of this issue, is that it isn't about having fewer
voices, it's about having more, and about coordinating an
effort that will respond to the many stakeholders' needs.

   Now, I point this out, because any time you look
at a challenge this great, and the number of folks and
perspectives that we need to bring into a process, it's
going to be challenging. And I think we should all
recognize that as well.

   Probably no one view on this is going to prevail
in terms of future policy, future State policy or local
policy. And so I think that like the great challenge that
we're in right now, it's going to take all of us together
to really dedicate ourselves to patience, and to
open-mindedness, and to -- and to diplomatic communication
in order to be able to chart a way forward that we know we
have to do in order to -- in order to look after the
interests of future Californians.

CHAIRPERSON YEE: Thank you very much,
Commissioner Kounalakis. Really wonderfully articulated.
And by no means is our action here today suggesting that
the road ahead is easy. And, in fact, it will be very
challenging and difficult, and -- but I do think the
commitment, certainly by the State of California all of
its individual agencies, and to Mark Gold's comment at the
beginning, you know, there's been this hunger to come
together for a long time. And I'm just really proud that
this Commission is taking the first vote to really put
this in place.

So again, thank you, Mark, for being here with
us. Commission Miller any further comments on this item?

ACTING COMMISSIONER MILLER: (Shakes head.) No,
thank you, Madam Chair.

CHAIRPERSON YEE: Okay. Great.

So may I have a motion to adopt the staff
recommendation and a second.

COMMISSIONER KOUNALAKIS: So moved.

CHAIRPERSON YEE: A motion by Commissioner
Kounalakis.

ACTING COMMISSIONER MILLER: Second, Madam Chair.
CHAIRPERSON YEE: Seconded by Commissioner Miller.

Ms. Lucchesi, please call the role.

EXECUTIVE OFFICER LUCCHESI: Certainly.

Commissioner Kounalakis?

COMMISSIONER KOUNALAKIS: Aye.

EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?

ACTING COMMISSIONER MILLER: Aye.

EXECUTIVE OFFICER LUCCHESI: Chair Yee?

CHAIRPERSON YEE: Proudly, aye.

EXECUTIVE OFFICER LUCCHESI: It is with great pleasure that this motion passes unanimously. Thank you.

CHAIRPERSON YEE: Thank you very much.

DR. GOLD: Thank you so much everybody. Thank you.

CHAIRPERSON YEE: Thank you.

Ms. Lucchesi, what is our next order of business?

EXECUTIVE OFFICER LUCCHESI: Our next order of business is our second general public comment period.

CHAIRPERSON YEE: Wonderful. Thank you. And let me just again thank you and the staff for being so responsive with our new meeting platform and allowing just the broad opportunity for public comment. So we are in our second public comment period. If anyone wishes to address the Commission on any matter that is not on
today's agenda, please raise your Zoom hand and you'll have three minutes to do so. And I will then -- why don't I turn to Grace now and see if -- Grace, can you call on the first person who would like to make a public comment.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Thank you, Chair. We have Susan Jordan who's raised her hand for public comment.

CHAIRPERSON YEE: Okay.

MS. JORDAN: Can you hear me?

CHAIRPERSON YEE: Yes.

MS. JORDAN: Okay. Great. Susan Jordan, California Coastal Protection Network. I don't need three minutes to say this, but I want to really commend you on the way that this hearing has gone. As you know, I engage with a lot of agencies. And there have, as you know, been a number of glitches in previous agency meetings. And I also want to compliment staff on the way they put together the instructions for this, because compared to some other agencies, they're extraordinarily clear and easy to follow, which I think is really important for the public, not so much for, you know, seasoned advocates like Sandy and Jennifer, but, you know, I'm talking about the general public, who sometimes wants to engage. And some of these instructions and how this is all working is very difficult, if they're just coming to the process new. So
I just wanted to say a shout-out to that and that's it.

    Thank you.

CHAIRPERSON YEE: Than you Susan. Really appreciate you participating. Grace, do we have any other speakers who wish to address the Commission?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

    Chair Yee, we have no other hands raised for public comment. Oh, I apologize. We have one additional person.

CHAIRPERSON YEE: Okay.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

    Anna Christensen who has also raised her hand for public comment.

    Thank you.

CHAIRPERSON YEE: All right. Anna, please.

Anna, can you hear us?

MS. CHRISTENSEN: Sorry. At the risk of wearing out my welcome, I will make -- I will spend another two minutes and 50 seconds of your time.

    I would, first of all, like to agree with Susan Jordan. And I would also recommend that your staff put a packet together of how they did this and give it to organizations like city councils, who have not been able to figure this out at all. And it's really important for our democracy to be able to have this interaction, so
Thank you for that.

And I would like to say regarding the concerns that the ports brought up, everybody is concerned about, you know, how we're going to get back. I would encourage us to also think about what we don't want back, and are there new models for the use of our ports and the use of our State Lands that are perhaps more sustainable. And I'm -- I apologize for not understanding the rules better in terms of what the regulations are. However, I do hope that the kind of holes that are in our regulations and rules that allow for continued massive fossil fuel drilling, new permits for fracking, and other kinds of activities that are not sustainable, and are -- and are actually causing sea rise, and other adverse effects to our ecosystems are also, you know, reevaluated at this time, because certainly this is a time like no other.

And there are -- there are horrible side effects -- I mean, and there are horrible effects of this pandemic, but it's a time to value what we do have. We have community. We have family. We have nature. And we need -- we need to prioritize those, so -- and we have our State leaders who we need. We need a government. So I appreciate you so much.

Thank you very much.

CHAIRPERSON YEE: Thank you very much and thank
you for your robust participation today. We very much appreciate it.

Grace, any other speakers to address the Commission?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Chair Yee, I have no hands raised for public comment at this time.

CHAIRPERSON YEE: Great. Thank you. And thank you for managing our public comment throughout the agenda today.

Do any of the Commissioners have any comments or questions at this time?

COMMISSIONER KOUNALAKIS: (Shakes head.)

ACTING COMMISSIONER MILLER: (Shakes head.)

CHAIRPERSON YEE: Okay. Hearing none, I understand we will not be holding a closed session today. So that concludes the open meeting and we are hereby adjourned. Thank you all very, very much. And thank you again to the State Lands staff.

(Thereupon the California State Lands Commission meeting adjourned at 4:16 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 13th day of May, 2020.

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