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
Ms. Vanessa Perez, Mineral Resources Management Division
Ms. Katie Robinson-Filipp, Sea Grant Fellow

ATTORNEY GENERAL:
Mr. Andrew Vogel, Deputy Attorney General

ALSO PRESENT:
Ms. Casey Cruikshank, Northcoast Environmental Center
Ms. Susanne Cumming, Sierra Club
Ms. Vicky Fong, Shark Stewards
Ms. Marcia Hanscom, Ballona Wetlands Institute
Mr. Elias Henderson, Redwood Forest Foundation
Mr. Scott Kessler, ORNI 5 LLC
APPEARANCES CONTINUED

ALSO PRESENT:
Ms. Kim Kolpin, Bolsa Chica Land Trust
Ms. Lisa Levinson, In Defense of Animals
Ms. Patricia Miller
Mr. Tom Rudolph, The Pew Charitable Trusts
Ms. Jennifer Savage, Surfrider Foundation
Ms. Andrea Treece, Earthjustice
Mr. Robert "Roy" van de Hoek
Ms. Courtney Vail, Oceanic Preservation Society
Ms. Jane Velez-Mitchell, JaneUnChained News Network
Mr. Michael Wellborn, Friends of Harbors, Beaches and Parks
Public Comment

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 public 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.

Confirmation of Minutes for the August 20, 2020 meeting

Executive Officer's Report

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

- Chambers Landing Partnership (Lessee): Continuation of minimum annual rent at $14,769 per year for a General Lease - Commercial Use located on sovereign land in Lake Tahoe, near Homewood, Placer County. (PRC 5499)

- SDC Tahoe City, LLC (Lessee): Continuation of rent at $3,781 per year for a General Lease - Commercial Use located on sovereign land in Lake Tahoe, adjacent to 950 North Lake Boulevard, Tahoe City, Placer County. (PRC 3495)

- Ski Run Marina, LLC (Lessee): Continuation of minimum annual rent at $4,912 rent per year for a General Lease - Commercial Use located in Lake Tahoe, adjacent to 900 Ski Run Boulevard, South Lake Tahoe, El Dorado County. (PRC 8655)
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 ALLISON CALIFORNIA HOLDINGS, LLC, AN OHIO LIMITED LIABILITY COMPANY (LESSEE); MARGIE LOCKWOOD, TRUSTEE OF THE MARGIE LOCKWOOD LIVING TRUST DATED OCTOBER 26, 2005 (LESSEE); ALLISON 184 LLC; AND MARGIE LOCKWOOD, TRUSTEE OF THE MARGIE LOCKWOOD LIVING TRUST DATED OCTOBER 26, 2005 (APPLICANT): Consider delegating authority to the Executive Officer to accept lease quitclaim deeds for Leases PRC 9153 and PRC 8509, General Lease - Recreational Use; and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 184 and 200 Rim Drive, near Tahoe Vista, Placer County; for construction, use, and maintenance of a joint-use pier, boat lift, and three fish habitat rock pyramids; and the continued use and maintenance of three mooring buoys previously authorized by the Commission and one existing mooring buoy not previously authorized by the Commission; and removal of one existing mooring buoy. CEQA Consideration: categorical exemptions. (Lease 9153; Lease 8509; A2570; RA# 2019276) (A 1; S 1) (Staff: J. Toy)

02 ALAN K. AUSTIN AND MARIANNE P. AUSTIN, TRUSTEES OF THE AUSTIN FAMILY TRUST DATED AUGUST 6, 1997; AND BEAMING JOY LIMITED, A BVI LIMITED CORPORATION (ASSIGNOR); ALAN K. AUSTIN AND MARIANNE P. AUSTIN, TRUSTEES OF THE AUSTIN FAMILY TRUST DATED AUGUST 6, 1997; AND ERIC S. O' BRIEN AND SUZANNE D. O' BRIEN, TRUSTEES OF THE O' BRIEN FAMILY 2003 TRUST DATED DECEMBER 29, 2003 (ASSIGNEE): Consider assignment of a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 850 and 860 West Lake Boulevard, near Tahoe City, Placer County; for an existing pier, two boat lifts, and four mooring buoys. CEQA Consideration: not a project. (PRC 5801; A2368; RA# 2019170) (A 1; S 1) (Staff: S. Avila)
03 BOW BAY, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (LESSEE/APPLICANT): Consider acceptance of a lease quitclaim deed for Lease PRC 9443 a General Lease – Recreational Use, and application for a General Lease – Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 281 Paradise Flat Lane, near Rubicon Bay, El Dorado County; for construction, use, and maintenance of a pier; and continued use and maintenance of two mooring buoys previously authorized by the Commission and one existing mooring buoy not previously authorized by the Commission. CEQA Consideration: categorical exemptions. (Lease 9443; A2602; RA# 2019293) (A 5; S 1) (Staff: J. Toy)

04 PHILIP D. CHAPMAN AND SARAH D. CHAPMAN, TRUSTEES OF THE CHAPMAN FAMILY LIVING TRUST (APPLICANT): Consider application for a General Lease – Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3890 North Lake Boulevard, near Carnelian Bay, Placer County; for an existing pier, boathouse with boat lift, sundeck with stairs, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 3674; A2339; RA# 2019145) (A 1; S 1) (Staff: L. Anderson)

05 DEBENEDETTI TAHOE HOUSE LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider application for a General Lease – Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5580 West Lake Boulevard, near Homewood, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 8263; A2412; RA# 2019315) (A 1; S 1) (Staff: L. Anderson)

06 JASON A. DILULLO AND SARAH E. K. DILULLO (APPLICANT): Consider acceptance of a lease quitclaim deed for Lease PRC 3209, a General Lease – Recreational Use, and application for a General Lease – Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2620 West Lake Boulevard, near Homewood, Placer County; for an existing pier, boathouse with boat hoist, and one mooring buoy previously authorized by the Commission; and one existing mooring buoy not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 3209; A2699; RA# 2020003) (A 1; S 1) (Staff: S. Avila)
CHRISTIAN P. ERDMAN; AND CAROL FRANC BUCK, AS TRUSTEE UNDER THE CAROL FRANC BUCK FAMILY TRUST AGREEMENT (AS RESTATED) DATED AUGUST 25, 2004 (LEESSEE): Consider acceptance of a lease quitclaim deed and termination of Lease PRC 9047, a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 53 Somers Loop, near Crystal Bay, Placer and Washoe Counties; for one mooring buoy. CEQA Consideration: not a project. (PRC 9047; A2676; RA# 2019345) (A 1; S 1) (Staff: M.J. Columbus)

FAUPS, LLC, A DELAWARE LIMITED LIABILITY COMPANY (LEESSEE); PAUL WILLIAM LLOYD AND ALISHA ANN GRAVES, TRUSTEES OF THE LLOYD GRAVES FAMILY TRUST (APPLICANT): Consider waiver of rent, penalty, and interest; termination of Lease PRC 1828, a General Lease - Recreational Use, and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8401 Meeks Bay Avenue, near Meeks Bay, El Dorado County; for an existing pier, boat hoist, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 1828; A2668; RA# 2019336) (A 5; S 1) (Staff: S. Avila)

MARTIN A. GAEHWILER, JR. (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6668 West Lake Boulevard, near Tahoma, Placer County; for an existing pier and one mooring buoy. CEQA Consideration: categorical exemption. (Lease 8135; A2479; RA# 2019200) (A 1; S 1) (Staff: J. Toy)

JRB PROPERTY COMPANY II, L.P., A CALIFORNIA LIMITED PARTNERSHIP (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2720 West Lake Boulevard, near Homewood, Placer County; for an existing pier, boathouse with boat lift, sundeck with stairs, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 4172; A2618; RA# 2019305) (A 1; S 1) (Staff: L. Anderson)

LAKEFRONT PROFESSIONAL BUILDING, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider application for a General Lease - Commercial Use, of sovereign land located in Lake Tahoe, adjacent to 3351
Lake Tahoe Boulevard, South Lake Tahoe, El Dorado County; for two existing mooring buoys not previously authorized by the Commission. CEQA Consideration: categorical exemption. (A2638; RA# 2019313) (A 5; S 1) (Staff: S. Avila)

12 JANICE LYNN B. MINOR (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Donner Lake, adjacent to 15130 Point Drive, near Truckee, Nevada County; for an existing pier previously authorized by the Commission and an existing personal watercraft lift not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 7941; RA# 20616) (A 1; S 1) (Staff: A. Franzoia)

13 JOHN PAUL PHILLIPS AND JUNE DUNBAR PHILLIPS, TRUSTEES OF THE JOHN AND JUNE PHILLIPS FAMILY TRUST, DATED FEBRUARY 9, 1990 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6480 North Lake Boulevard, near Tahoe Vista, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 8226; A2496; RA# 2019211) (A 1; S 1) (Staff: L. Anderson)

14 TAHOMA MEADOWS PROPERTY OWNER'S ASSOCIATION, INC. (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6660 West Lake Boulevard, near Tahoma, Placer County; for three existing mooring buoys not previously authorized by the Commission. CEQA Consideration: categorical exemption. (W26928; A2677; RA# 17612) (A 1; S 1) (Staff: J. Toy)

15 WILLIAM E. THRELFALL, JR. AND SANDRA JAFFERIES THRELFALL, AS TRUSTEES OF THE THRELFALL 1991 TRUST CREATED BY DECLARATION OF TRUST DATED NOVEMBER 27, 1991 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 24 Moana Circle, near Tahoma, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 8264; A2338; RA# 30017) (A 1; S 1) (Staff: J. Toy)
16 CAROLYN TRIMBLE FKA CAROLYN SUE GRISET, AS TRUSTEE OF THE CAROLYN SUE GRISET FAMILY TRUST DATED AUGUST 15, 1989 (LESSEE); LAKE TAHOE VISTA LLC (APPLICANT): Consider waiver of rent, penalty, and interest; termination of Lease PRC 6924, a General Lease - Recreational Use, and an application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6123 North Lake Boulevard, near Tahoe Vista, Placer County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 6924; A2346; RA# 2019123) (A 1; S 1) (Staff: L. Anderson)

17 CHRISTINE A. WOOD, TRUSTEE OF THE CHRISTINE A. WOOD FAMILY TRUST DATED APRIL 7, 1999 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 1460 North Lake Boulevard, near Tahoe City, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 8307; A2615; RA# 2019295) (A 1; S 1) (Staff: L. Anderson)

Bay / Delta Region

18 ALVIN R. ARCHER AND DALE W. ARCHER, CO-TRUSTEES OF THE ARCHER REVOCABLE TRUST DATED JANUARY 28, 2014 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Seven Mile Slough, at Andrus Island, adjacent to 1150 West Brannan Island Road, near Isleton, Sacramento County; for an existing boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 6059; A2733; RA# 2020036) (A 11; S 3) (Staff: G. Asimakopoulos)

19 PARKE M. BEROLZHEIMER, TRUSTEE OF THE PARKE M. BEROLZHEIMER DECLARATION OF TRUST DATED DECEMBER 10TH, 2008 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the historic bed of the San Joaquin River at Atherton Cove, adjacent to 3614 Country Club Boulevard, near Stockton, San Joaquin County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 8905; A2396; RA# 2019182) (A 13; S 5) (Staff: J. Holt)
20 CALIFORNIA RESOURCES PETROLEUM CORPORATION (LESSEE): Consider revision of rent to Lease PRC 8485, a General Lease - Right-of-Way Use, on sovereign land in Tomato Slough at Brannan Island, near Rio Vista, Sacramento County; for a natural gas pipeline and access road. CEQA Consideration: not a project. (PRC 8485) (A 11; S 3) (Staff: M. Schroeder)

21 SUSAN V. CARSON, TRUSTEE OF THE SUSAN V. CARSON TRUST U/D/T DATED OCTOBER 19, 1994 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the historic bed of the San Joaquin River at Atherton Cove, adjacent to 1 Atherton Island, near Stockton, San Joaquin County; for an existing boat dock, gangway, fill area, bulkhead, and bank protection previously authorized by the Commission and an existing deck not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 6047; A2211; RA# 2019043) (A 13; S 5) (Staff: J. Holt)

22 CONTRA COSTA COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT (APPLICANT): Consider termination of Lease 4743 and issuance of a General Lease - Public Agency Use, of sovereign land located in Walnut and Pacheco Creek, near Martinez, Contra Costa County; for habitat restoration, flood protection, and public access. CEQA Consideration: Mitigated Negative Declaration, adopted by the Contra Costa County Flood Control and Water Conservation District, State Clearinghouse Number 2019099043, and adoption of a Mitigation Monitoring Program. (Lease 4743; A2688; RA# 2020002) (A 14; S 7) (Staff: D. Tutov)

23 VICTOR A. DODGE AND GREGORY K. GAZAWAY (ASSIGNOR); ALTA MONROE (ASSIGNEE): Consider assignment of Lease 5882, a General Lease - Recreational and Residential Use, of sovereign land located in Mare Island Strait, adjacent to 32 Sandy Beach Road, near Vallejo, Solano County; for a portion of an existing residence, deck, dock, and appurtenant facilities. CEQA Consideration: not a project. (Lease 5882; A2139; RA# 2019355) (A 14; S 32) (Staff: D. Tutov)
EAST BAY REGIONAL PARK DISTRICT (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in Carquinez Strait at Eckley Cove, near Crockett, Contra Costa County; for an existing public fishing pier. CEQA Consideration: categorical exemptions. (Lease 7834; A2545; RA# 2019259) (A 14; S 3) (Staff: J. Holt)

ETTA L. MALINOWSKI, AS TRUSTEE OF THE ETTA L. MALINOWSKI FAMILY TRUST, UDT DATED MAY 31, 2016 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 17300 Long Island Road, at Long Island, near Walnut Grove, Sacramento County; for an existing covered boat dock, an uncovered boat dock, and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 6177; A2569; RA# 2019278) (A 11; S 3) (Staff: G. Asimakopoulos)

CHARLES S. MCDOWELL AND CORINNE L. MCDOWELL, TRUSTEES OF THE MCDOWELL FAMILY TRUST, DATED JUNE 28, 1994 (LESSEE); TERMINOUS ROAD, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider waiver of rent, penalty, and interest; termination of Lease PRC 8489, a General Lease - Recreational Use; and an application for a General Lease - Recreational Use, of sovereign land located in Georgiana Slough, adjacent to 16925 Terminous Road, near Isleton, Sacramento County; for an existing boat dock, debris diverter, pump house, and appurtenant facilities previously authorized by the Commission and an existing gazebo not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 8489; RA# 2019206) (A 11; S 3) (Staff: M. Schroeder)

DENNIS MORTON OIKLE AND HILDEGARDE HEIDI OLIVEROIKLE, DBA HEIDI'S OUTRIGGER MARINA AND SALOON (LESSEE); PARADISE INVESTMENT PROPERTIES GROUP, LLC (APPLICANT/SUBLESSOR); PARADISE BUSINESS INVESTMENTS, INC. (SUBLESSEE); AND ALLSTAR FINANCIAL SERVICES, INC. (SECURED-PARTY LENDER): Consider waiver of rent, penalty, and interest; termination of Lease PRC 3934, a General Lease - Commercial Use; application for a General Lease - Commercial Use; and endorsement of a sublease under Lease 3934; and authorization of an Agreement and Consent to Encumber Lease 3934, 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 previously authorized by the Commission; and one-time maintenance dredging of up to a maximum of 12,000 cubic yards not previously authorized by the Commission. CEQA Consideration: categorical exemptions. (Lease 3934; RA# 15218) (A 11; S 3) (Staff: M. Schroeder)

28 DAVID R. PECK, TRUSTEE OF THE DAVID R. PECK TRUST (ASSIGNOR); RUTH A. RODGERS AND MICHAEL B. MACQUARRIE (ASSIGNEE): Consider assignment of Lease 9472, a General Lease - Recreational and Residential Use, of sovereign land located in Corte Madera Creek, adjacent to 30 Lucky Drive, near Greenbrae, Marin County; for portion of an existing residence with walkway, dock, ramp, boat lift, and float. CEQA Consideration: not a project. (Lease 9472; A2703; RA# 2020008) (A 10; S 2) (Staff: D. Tutov)

29 RIVERSIDE LTD, A LIMITED PARTNERSHIP (LESSEE): Consider revision of rent to Lease PRC 562, a General Lease - Industrial Use, of State filled and unfilled sovereign land located in the Sacramento River, adjacent to 14712 State Highway 160, Isleton, Sacramento County; for one two-pile dolphin, two five-pile dolphins, one four-pile dolphin, belt conveyor and wharf. CEQA Consideration: not a project. (PRC 562) (A 11; S 3) (Staff: N. Lee)

30 BARBARA ROBERTS JONES, TRUSTEE OF THE BARBARA ROBERTS JONES TRUST DATED JANUARY 26, 2006 (LESSEE); JULIE MACCARIN (APPLICANT): Consider waiver of rent, penalty, and interest; termination of Lease PRC 9284, a General Lease - Recreational Use, and application for a General Lease - Recreational Use, of sovereign land located in Corte Madera Creek, adjacent to 52 Greenbrae Boardwalk, Greenbrae, Marin County; for an existing boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 9284; A2696; RA# 2020006) (A 10; S 2) (Staff: J. Holt)

31 SANTA FE AGGREGATES, INC., A CALIFORNIA CORPORATION (APPLICANT): Consider application for a General Lease
- Right-of-Way Use, of sovereign land located in the historic and present bed of the Tuolumne River, adjacent to Assessor's Parcel Numbers 008-010-022 and 008-010-042, near Waterford, Stanislaus County; for an existing aggregate conveyor bridge right-of-way crossing not previously authorized. CEQA Consideration: categorical exemption. (Lease 5409; RA# 14717) (A 12; S 8) (Staff: G. Asimakopoulos)

32 JAMES THORPE WHITE AND JENNIE DARSIE WHITE, TRUSTEE OF THE RIVER HOUSE TRUST DATED JULY 2, 2009 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the San Joaquin River, adjacent to 18650 Sherman Island East Levee Road, Rio Vista, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 8907; A2646; RA# 2019325) (A 11; S 3) (Staff: J. Holt)

Central / Southern Region

33 DONALD WILLIAM AASE AND JUDITH ELLEN AASE, TRUSTEES OF THE AASE FAMILY TRUST, DATED MARCH 24, 2017 (APPLICANT): Consider termination of Lease PRC 9132 and issuance of a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Colorado River adjacent to 1142 Beach Drive, Needles, San Bernardino County; for two existing planter areas with rock retaining walls, riprap bankline protection, an aluminum stairway and gangway with railing, floating walkway, and boat dock. CEQA Consideration: categorical exemption. (Lease 9132; RA# 2020035) (A 33; S 16) (Staff: L. Pino)

34 ROSA BERMEO (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Huntington Harbour, adjacent to 16242 Piedmont Circle, Huntington Beach, Orange County; for a portion of an existing common boat dock. CEQA Consideration: categorical exemption. (Lease 7424; A2510; RA# 2019220) (A 72; S 34) (Staff: K. Connor)

35 FLAVIO S. JEAN (ASSIGNOR); MICHAEL MCCOY, AS TRUSTEE OF THE MCCOY 1995 INTERVIVOS TRUST, DATED JANUARY 25, 1995 (ASSIGNEE): Consider assignment of Lease PRC
3570.1, a General Lease - Recreational Use, of sovereign land located in the Main Channel of Huntington Harbor, adjacent to 17011 Bolero Lane, Huntington Beach, Orange County; for an existing boat dock, access ramp, and cantilevered deck. CEQA Consideration: not a project. (PRC 3570; A2735; RA# 2020029) (A 72; S 34) (Staff: L. Pino)

36 MERCED IRRIGATION DISTRICT AND TURLOCK IRRIGATION DISTRICT (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land crossing the Merced River, near Livingston, Merced County; for six existing overhead transmission lines previously authorized by the Commission, and one existing overhead fiber-optic line not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 7874; A2640; RA# 2019314) (A 21; S 12) (Staff: K. Connor)

37 DAVID MOSHER AND MAUREEN SHEILA MOSHER, TRUSTEES OF THE MOSHER FAMILY TRUST, UDT JULY 31, 2004, OR ANY SUCCESSOR TRUSTEE (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Huntington Harbour, adjacent to 16246 Piedmont Circle, Huntington Beach, Orange County; for a portion of an existing common boat dock. CEQA Consideration: categorical exemption. (Lease 7426; A2265; RA# 2019240) (A 72; S 34) (Staff: K. Connor)

38 SANTA BARBARA COUNTY FLOOD CONTROL DISTRICT (LESSEE): Consider application for a General Lease - Public Agency Use, of sovereign land located in Davis Creek in the Burton Mesa Ecological Reserve, near Vandenberg Village, Santa Barbara County; for the removal of obstructive vegetation and sediment. CEQA Consideration: Programmatic Environmental Impact Report, certified by the Santa Barbara County Flood Control District, and Addendum, State Clearinghouse Number 2001031043. (Lease 9432; A2500; RA# 2019215) (A 35; S 19) (Staff: K. Connor)

School Lands

39 SAN DIEGO GAS AND ELECTRIC COMPANY (LESSEE): Consider revision of rent to Lease PRC 8909, a General Lease - Right-of-Way Use, of State indemnity school land located in a portion of Section 27 and 28, Township 16
South, Range 9 East, SBM, northwest of Coyote Wells, Imperial County; for an electrical transmission line. CEQA Consideration: not a project. (PRC 8909) (A 56; S 40) (Staff: K. Foster)

40 THE REGENTS OF THE UNIVERSITY OF CALIFORNIA (LESSEE): Consider revision of rent to Lease PRC 8646, a General Lease - Public Agency Use, of State indemnity school land located in a portion of Section 4, Township 11 South, Range 10 East, SBM, near Salton City, Imperial County; for two laser strainmeter facilities, one overhead power line and an unimproved dirt road. CEQA Consideration: not a project. (PRC 8646) (A 56; S 40) (Staff: K. Foster)

Mineral Resources Management

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

42 SACRAMENTO AREA FLOOD CONTROL AGENCY (APPLICANT): Consider application for a Non-Exclusive Geological Survey Permit on sovereign land, Assessor's Parcel Number 002-0010-023, adjacent to the Sacramento River, Sacramento County. CEQA Consideration: categorical exemption. (A2722; RA# 2020034) (A 7; S 6) (Staff: R. B. Greenwood)

Marine Environmental Protection - no items
Administration - no items
Legal - no items
Kapiloff Land Bank Trust Acquisition - no items
External Affairs - see Informational Calendar
VI Informational Calendar 43
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 44-45

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, B. Stoddard, K. Robinson-Filipp)

ORNi 5 LLC (APPLICATION): Consider applications for two negotiated State geothermal resources leases, covering approximately 2,739 acres total of school land (also referred to as lieu land). The first proposed lease covers approximately 2,016 acres of the State's 100 percent reserved mineral interest school land and State-owned school land (fee-owned land), Assessor's Parcel Numbers 017-010-016, 017-010-017, 017-010-027, 017-010-044, 017-010-045, 017-010-048, 017-010-056, 017-340-003, 017-340-004, 017-340-010, 017-050-013, and 017-970-014, located within Sections 32 and 34, Township 10 South, Range 10 East, and within Sections 4 and 10, Township 11 South, Range 10 East, SBM. The second proposed lease covers approximately 723 acres of the State's 100 percent reserved mineral interest school land, Assessor's Parcel Numbers 017-340-011 and 017-340-018, located within Sections 10 and 16, Township 11 South, Range 10 East, SBM. Both proposed lease areas are within the Truckhaven geothermal area, southwest of the Salton Sea, Imperial County. CEQA Consideration: Mitigated Negative Declaration adopted by Imperial County, State Clearinghouse No. 2019119033 and Mitigation Monitoring Program adopted by the Commission. (A2079, A2230; RA# 25714) (A 56; S40) (Staff: V. Perez, N. Saito)
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:

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


   City of Vallejo v. The State of California, By and Through the State Lands Commission

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

   In re: HVI Cat Canyon, Inc., Bankruptcy Chapter 11
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<td>In re: Rincon Island Limited Partnership</td>
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<td>In re: Temblor Petroleum Company, LLC, Bankruptcy</td>
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<td>In re: Venoco, LLC, Bankruptcy</td>
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<td>John W. Lebolt and Richard A. Lebolt v. City and County of San Francisco</td>
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<td>Madden v. City of Redwood City</td>
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<td>Martins Beach 1, LLC and Martins Beach 2, LLC v. Effie Turnbull-Sanders, et al.</td>
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<td>Oakland Bulk and Oversized Terminal, LLC v. City of Oakland</td>
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<td>Owens Valley Committee v. City of Los Angeles, Los Angeles Department of Water and Power, et al.</td>
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<td>San Francisco Baykeeper, Inc. v. State Lands Commission</td>
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<td>San Joaquin River Exchange Contractors Water Authority v. State of California; State Lands Commission</td>
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2. The Commission may consider matters that fall under Government Code section 11126, subdivision (e)(2)(b), under which:

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

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

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

B. Conference with real property negotiators.

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

C. Other matters.

The Commission may also consider personnel actions to appoint, employ, or dismiss a public employee as provided for in Government Code section 11126(A)(1).
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CHAIRPERSON YEE: Good afternoon. I call this meeting of the State Lands Commission to order. I am State Controller Betty Yee and welcome to this completely virtual State Lands Commission meeting.

Ms. Lucchesi, will you please call the roll of the Commissioners in attendance?

EXECUTIVE OFFICER LUCCHESI: Certainly.

Good afternoon, everyone.

Lieutenant Governor Eleni Kounalakis?

COMMISSIONER KOUNALAKIS: Present.

EXECUTIVE OFFICER LUCCHESI: Deputy Gayle Miller from the Department of Finance?

ACTING COMMISSIONER MILLER: Present.

EXECUTIVE OFFICER LUCCHESI: And Chair and State Controller Betty Yee?

CHAIRPERSON YEE: Here.

EXECUTIVE OFFICER LUCCHESI: Madam Chair, we have a quorum present. In addition, I would like to identify the members of the staff of the Commission and the Attorney General present for this virtual meeting. I am Executive Officer Jennifer Lucchesi. And I am joined by Chief Counsel Seth Blackmon, Meeting Liaison Kim Lunetta, Assistant Executive Officer Colin Connor, Supervising Deputy Attorney General Andrew Vogel, and our Zoom
co-hosts Katie Robinson-Filipp, Grace Kato and Phil Schlatter.

CHAIRPERSON YEE: Thank you very much, Ms. Lucchesi and welcome everyone.

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 at marine oil terminals and offshore oil platforms, and for preventing the introduction of marine invasive species into California's marine waters.

Today, we will hear requests and presentations involving the lands and resources within the Commission's jurisdiction. And 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 the state 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 for many thousands of years and they're our essential stewardship partners, whether along the
coast, along our rivers and valleys, or in our fragile deserts. We thank California 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.

The next item of business will be public comment. And before I open up the public comment period for items not on the agenda, first let me thank everyone especially our stakeholders and members of the public for taking the time to join the meeting and to join our virtual meeting. While these virtual meetings are becoming more routine, this is still a relatively new experience for most of us, and we appreciate your support and patience as we work together in this new medium.

Now, I want to turn it over to Ms. Lucchesi to quickly share some instructions on how to best participate in this meeting so that it can run as smoothly as possible.

EXECUTIVE OFFICER LUCCHESI: Thank you, Madam Chair. First, everyone, please make sure you have your microphones or phones muted to avoid any background noise.

For members of the public, if you would like to speak either during our open public comment period or during a 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 using the Zoom application, please click on the hand icon at the bottom of your screen. When you click on that hand, it will raise your hand.

Second, if you are joining our meeting via phone, you must press 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 from 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 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 those guidelines or at worst dismiss them from the
Finally, every now and then, you will hear me refer to the meeting host. 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.

The commission has also established an email address to compile public comments for our meetings. Its address is cslc.commissionmeetings@slc.ca.gov. We have received various emails from a number of different parties and individuals that we've shared with all the Commissioners prior to the meeting. If we receive any emails during the meeting, they will be shared with the Commissioners and be made available on our website, along with the public comment emails 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: Thank you, Ms. Lucchesi. Our next order of business is the public comment period. If anyone wishes to address the Commission on any matter not on today's agenda, please raise you hand and you will have three minutes to do so.

Grace, please call on the first person who would like to make a public comment.
LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Thank you, Chair. We'd like to first call Lisa Levinson.

CHAIRPERSON YEE: Good afternoon, Ms. Levinson.

MS. LEVINSON: Hi there. Thank you so very much for hearing my comment today. I really appreciate it. I work with In Defense of Animals. We are an international nonprofit organization with 250,000 members who all care about animals. We protect animals worldwide and we do have significant membership in California, 25,000 members, and in the Los Angeles area, 1,800.

So I'm mentioning this, because we are here today because we're very concerned about what's going on at Ballona Wetlands. We know that you -- your organization has, the State Lands Commission, owns 60 acres of land at Ballona Wetlands. And we would love for you to be more engaged in the plans for Ballona. We're really asking you to advocate that the Governor and the Secretary of Natural Resources do some really key actions.

So first of all, we would really like you to direct CalGEM to stop issuing any permits for their gas field until the entire project has been approved via the Environmental Impact Report. Our supporters also want to be able to walk on the trail at Fiji Way, where the State of California has spent a significant amount of money to
require public access. We're very concerned that the public access is being held hostage to a highly destructive plan to restore the Ballona Wetlands. If this counterfeit restoration goes forward, the thriving wild animals that live at Ballona now will be gone by the time any new public access opens.

So we also want to acknowledge that the land that where the access is slated to be available is very similar to the way it was going to be available when the land at Playa -- was owned by Playa Vista. So we are tired of hearing excuses and we really advocate for improved public access and for directing any CalGEM permits to be halted. And we also encourage the preservation of the wild habitat there and we're very determined to follow through on this.

Thank you very much for your time.

CHAIRPERSON YEE: Thank you very much, Ms. Levinson for your comments. Grace, our next speaker.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Our next speaker is Patricia Miller followed by Susanne Cumming.

CHAIRPERSON YEE: Good afternoon, Ms. Miller.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Chair Yee, may I suggest we move to Susanne Cumming and allow Patricia Miller maybe some additional time to either call in or join in the video?
CHAIRPERSON YEE: Of course. Thank you, Grace. Good afternoon, Ms. Cumming. Are you online?

MS. CUMMING: Can you hear me?

CHAIRPERSON YEE: Yes. Thank you.

MS. CUMMING: Thank you. My name is Susanne Cumming. I'm an attorney. I live in Marina del Rey next to the Ballona Wetlands. And I'm a member of Sierra Club. And just to -- to emphasize what Ms. Levinson has just said, the State Lands Commission owns 60 acres of land in the Ballona Wetlands. And we hope that you get more involved in it. We -- we can plan for public access now through the Fiji Way access plan. The State has spent thousands of dollars specifically for opening up public access and it can be done. Let's do it by Earth Day April 2021. That's a good date.

And also about the permits, there is a lot going on in the wetlands. Through public records requests, we have found more information that has not been disclosed about what's going on there. And CalGEM should know about that.

We'd like to ask that the bulldozing project be withdrawn. It's based on a deeply flawed EIR. The EIR should be withdrawn. Maybe the whole -- the new EIR should be done based on unbiased science and good hydrology. An expert, a soils expert, Margot Griswold,
that the County of Los Angeles has used before in other restoration areas has given an opinion that bulldozing is not the way to go here.

If this goes forward, it looks like we're going to have experts on both sides. And we don't want to head this to litigation. Let's withdraw the EIR and start over on good science.

Thanks so much.

CHAIRPERSON YEE: Thank you, Ms. Cumming, for your comments.

Grace, our next speaker.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Our next speaker is Marcia Hanscom, followed by Jennifer Savage.

CHAIRPERSON YEE: Thank you. Good afternoon, Ms. Hanscom.

MS. HANSCOM: Good afternoon. Can you hear me?

CHAIRPERSON YEE: Yes, we can.

MS. HANSCOM: Great. Honorable Commissioners and staff. Marcia Hanscom, Ballona Wetlands Institute and Defend Ballona Wetlands. First of all, I just want to say thank you so much to you and your staff for the way you conduct this meeting. I've been engaged with a number of State agencies through this pandemic. And I have to tell you yours is the best. It's really the model of how the
public ought to be treated and how easy you've made it for
the public to communicate with our officials. So thank
you for that.

And I also want to thank Chair Yee especially for
the acknowledgement of the indigenous people. The Ballona
Wetlands, where I do a lot of work, is really occupied
land of the Tongva, Shoshone, Gabrielinos. And we honor
them and we would like for them to be really more engaged
as well in the process and they have not been. They've
really been shunted aside.

So mostly, though, I -- we'd really like to ask
the State Lands Commission, as has been said by previous
speakers, to be more engaged. At one time, there was an
MOU that was signed by the State Lands Commission, the
State Coastal Conservancy, and the Fish and Wildlife
Department. The two owners State Fish and Wildlife and
State Lands Commission were a part of this MOU, and
somehow, your agency got dropped.

And now the MOU has a private entity, the Bay
Foundation, leading the charge. They have on their -- on
their board an executive from SoCalGas. SoCalGas we
believe has some serious conflicts of interest here. They
own the mineral rights beneath the wetlands. And, yes,
they have been drilling for and storing gas there for
many, many years. But, you know, if we're going to really
pay attention to the Governor's Executive Orders, we should be closing this facility, especially since the California Council on Science and Technology has written a report to the State Legislature saying that this is the most dangerous gas storage field in the entire state. And less than one percent of the gas we use is even from this particular field. So will it cost Chevron a little bit more money to get the gas sent directly to them instead of having it stored here? Yes. So that's okay in our view. We think we should be moving to closing this storage field and withdrawing the terribly destructive counterfeit restoration that is being proposed that only helps SoCalGas. They're the ones that would benefit the most.

So thank you very much. And we really hope we can talk with and meet with your staff more regularly and find some solutions here.

Thank you.

CHAIRPERSON YEE: Thank you, Ms. Hanscom for your comments.

Grace, our next speaker.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Our next speaker is Jennifer Savage followed by Jane Velez-Mitchell.

CHAIRPERSON YEE: Good afternoon, Ms. Savage.
MS. SAVAGE: Hi. Thank you. Good afternoon, Chair Yee, Commissioners. Jennifer Savage, Surfrider Foundation's California Policy Manager. I'm speaking today about a rather notable Coastal Act violation in Del Norte County. The Coastal Commission's Enforcement staff has recently issued a Notice of Intent to commence Cease and Desist Order and Restoration Order proceedings.

And this is of particular interest to the State Lands Commission because many of the violations are regarding public tidelands adjacent to the Smith River, which, of course, is the only major undammed free-flowing river in California. So violations comprise putting all kinds of wildly inappropriate materials into the tidal slough, wetlands and streams, including cow manure, soil, straw, construction waste, trash, and even cow carcasses.

Violations also include building levees directly within, across and along the banks of the tidal sloughs and wetlands, damming tidal sloughs and wetlands for use as fresh water irrigation pond. And the folks there were actually pumping water out of the Smith River and selling it to their neighbors, as well as dredging tidal sloughs and streams and blocking public access to the sea, to the sloughs and the Public Trust tidelands and a whole long list more.

So I bring this to your attention because, while
State Lands staff doesn't always have the visibility of Coastal Commission staff on these high profile enforcement items, the support and engagement of your staff on these matters is critical in protecting the health of California's coast and the public's right to access it.

Martins Beach and Mavericks have been the highest profile issues in recent times. But, of course, lesser known cases are just as important. The Coastal Act and the Public Trust apply everywhere and are meant to benefit all people. So I just wanted to take this quick minute to acknowledge and thank your staff for their role in this particularly appalling case and for all the support they give on Coastal Act enforcement cases.

Thank you.

CHAIRPERSON YEE: Thank you, Ms. Savage very much for your comments.

Grace, our next speaker.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Our next speaker is Jane Velez-Mitchell followed by Robert Jan van de Hoek.

CHAIRPERSON YEE: Thank you. Good afternoon, Ms. Mitchell.

MS. VELEZ-MITCHELL: Can you hear me?

CHAIRPERSON YEE: Yes, we can hear you.

MS. VELEZ-MITCHELL: Hi. Thank you so much.
My name is Jane Velez-Mitchell. I'm a journalist and author living in Marina del Rey. And I walk by and through the wetlands on a daily basis. I can tell you that contrary to those who are pushing the phony restoration, this is not a dead and dying area. One thousand seven hundred species of animals and plants, including some threatened and some endangered, live here. They've been documented with time-stamped photographs. We're talking about owls, egrets, skunks, foxes. The list goes on and on. And I see them with my own eyes.

So when they say, oh, this is a dead and dying habitat, that is just wrong. And I could testify in a court under oath that it is just not true.

Now, they're proposing to restore it to provide public access. They're going to spend a decade -- they say nine years, but you know construction projects are going to go always longer than they say they will, more than a decade. During which time, everybody will be deprived of access to this 640 acres. They could offer public access right now. The land size isn't going to change. It's going to be the same land size.

But if you destroy all the wildlife, if you kill all the wildlife, when you do bring in the children, what is left to see? You know, there's a song, "We paved paradise and put up a parking lot". And they literally
plan a 300-car parking garage for this project.

We can have a gentle restoration right now. Of course, there are things that need to be improved with the wetlands, but it's the last coastal wetlands in LA County. We know that wildlife habitat has been destroyed by fires that have ravaged the habitat for California's wildlife.

We know that this is a migratory landing spot for the birds that are migrating. We know that the wetlands in Brazil, the Pantanal, are being destroyed. So we can condemn the destruction of the wetlands in the Pantanal but we can say, oh, we're going to destroy our own wetlands here in progressive environmentally sensitive Los Angeles? If it can happen here, we are doomed.

So I am begging you, please look at the machinations behind all of this. You don't need to destroy something and obliterate all the wildlife in it in order to restore it. We could create a gentle restoration, make the improvements that need to be improved, and start offering the children of Los Angeles, the inner city children -- and I speak as a Latina -- access to this land right now with informed tours that would actually show them nature as opposing to -- as opposed to bulldozing the whole thing for a decade creating a traffic nightmare, chasing off the wildlife, condemning them, and then what? And then what?
We don't even know what the environmental conditions are going to be in a decade.

EXECUTIVE OFFICER LUCCHESI: Ms. Velez-Mitchell --

MS. VELEZ-MITCHELL: I mean, this is madness.

EXECUTIVE OFFICER LUCCHESI: Ms. Velez-Mitchell your time is up. Thank you.

MS. VELEZ-MITCHELL: Thank you. Thank you so much.

CHAIRPERSON YEE: Thank you for your comments. Our next speaker, Grace.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Chair, our next speaker is Robert Jan van de Hoek followed by Patricia Miller.

CHAIRPERSON YEE: Great. Thank you.

Good afternoon Mr. van de Hoek.

MR. VAN DE HOEK: Good afternoon to you, Chairman Yee. So glad you're our State Controller, and to Lieutenant Governor Kounalakis, so glad you're our Lieutenant Governor. And I'm so glad of the third person on the Commission too from the Governor's office, who's name I've forgotten and don't -- haven't met yet.

I'm so glad to have been able to give both the Lieutenant Governor and the State Controller a tour to the Ballona Wetlands. I'm very grateful that you've taken a
leadership role to be commissioners and elected officials of the State of California.

Well, my name is Robert Jan van de Hoek. That's the traditional spelling -- or pronunciation in Holland. And I've been linked to anthropology and cultural studies for quite a long time in my life since childhood. But I got a biology and geography degree in wildlife and botany.

I wanted to mention to you that the State Lands Commission lands at the Ballona Wetlands in Los Angeles County, not part of the ecological reserve, but adjacent to it, I went to a prayer ceremony on -- this weekend by the Tongva people. And a previous speaker Marcia Hanscom and yourselves recognized and acknowledged Native American indigenous first peoples of California, and I do too.

I have a cultural resource management certificate from the University of Nevada and studies in California State University, Northridge on studying anthropology, and archaeology, and cultural resources management, and have participated in many dances, and ceremonies, and prayers over the years.

The specific interests of the prayer that happened at Ballona Wetlands this past weekend was done socially distanced and with masks and a small group outside, along willow trees. And by the way, the Tongva name for the willow tree is sáhshat. And there were some
oak trees nearby too. And that's a very easy linguistic
name to know, wet.

So I want to let you know that while walking to
the prayer ceremony, I showed Marcia afterwards too these
no -- these no trespassing private property signs on the
State Lands Commission lands there. I think I showed both
of you, the Lieutenant Governor and Controller those
private property signs. It's really been the Playa Vista
development corporation that put up the private property
signs and they need to come down. There's approximately
23 of those signs around the 60 acres of the State of
California. And we need to have a new management of that
land, not by an independent group of citizen community
leaders that are interested in the Ballona Wetlands.

So much more I'd like to share with you about
Native American culture from what I've learned and help
share. But thank you very much for the three minutes to
speak to you, which is much more than you get at the State
Lands Commission -- I mean, excuse me, the California
Coastal Commission.

Thank you.

CHAIRPERSON YEE: Thank you very much, Mr. Van de
Hoek for your comments. Grace, I believe Ms. Miller is
next.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Yes. Thank you.

CHAIRPERSON YEE: Okay. Thank you. Good afternoon, Ms. Miller.

MS. PATRICIA MILLER: Hi. Good afternoon. Thank you for letting me speak again today. I -- this is my third time attending a meeting. The first time was in person and this is the second virtual, but I'm still kind of working with the Land Commission regarding cleaning up the acreage behind us here up at Little Slate Creek Road in Lakehead, California, the fire -- the delta fire that burned all the old growth forest back here.

I haven't heard any updates on that. I just wanted to let you know that I'm still here, and I'm still kind of awaiting, and hoping that we can get to this soon, because the fire hazards are very real and all the dead timber. And so I'm just touching bases with everybody to let them know that I'm still kind of awaiting to see what's going to happen here.

CHAIRPERSON YEE: Thank you, Ms. Miller. And thank you for returning and certainly bringing us a reminder about the impacts of the fire and the hazards. Do you have further comment for the Commission?

MS. PATRICIA MILLER: I guess the further comment is I'm concerned that it's gone past the reasonable amount of time that any loggers or companies might be interested
in retrieving any wood. So I'm kind of worried about what
the future might hold as to how it's going to get taken
care of.

EXECUTIVE OFFICER LUCCHESI: Chair Yee?
CHAIRPERSON YEE: Yes, Ms. Lucchesi, please.
EXECUTIVE OFFICER LUCCHESI: If it pleases you
and the rest of the Commission, I'm happy to provide an
update and a response.
CHAIRPERSON YEE: Sure.
EXECUTIVE OFFICER LUCCHESI: Yes. And thank you,
Ms. Miller, for your continued engagement with us and
keeping us -- keeping this a priority on workload our
list. We have tried to keep Ms. Miller updated. I think
we tried on October 2nd and before that in September. In
all honesty, we all are having a challenging time finding
contractors to conduct the clearing that needs to happen.

We're working closely with Cal Fire, as well as
others to conduct this clearing and harvesting (inaudible)
to challenges primarily as of late, because of the
magnitude of the fires and logging contractors are
obviously -- their priorities are elsewhere right now due
to the how small this particular project is.

So we continue to keep this on the front burner
and look at other options for us to manage this property
in a way that protects Ms. Miller's property and will
continue to keep at it. But I -- I completely appreciate and understand her frustration. We share it as well.

CHAIRPERSON YEE: Thank you, Ms. Lucchesi. Thank you again, Ms. Miller, for bringing that forward. And we will continue our diligence in terms of trying to get this activity underway, as soon as we can.

Grace, are there any further speakers.

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

CHAIRPERSON YEE: All right. Very well. Thank you. And thank you to all of our members of the public who have come before the Commission with your comments.
The next item of business, Commissioners, will be the adoption of the minutes from the Commission's meeting of August 20th, 2020. May I have a motion to approve the minutes and a second.

COMMISSIONER KOUNALAKIS: So moved.
CHAIRPERSON YEE: Okay. A motion by Commissioner Kounalakis.

ACTING COMMISSIONER MILLER: Second.
CHAIRPERSON YEE: Second by Commissioner Miller.
Ms. Lucchesi, will you please call the roll.

EXECUTIVE OFFICER LUCCHESI: Certainly.
Commissioner Miller?
ACTING COMMISSIONER MILLER: Aye.
EXECUTIVE OFFICER LUCCHESI: Commissioner Kounalakis?
COMMISSIONER KOUNALAKIS: Aye.
EXECUTIVE OFFICER LUCCHESI: Chair Yee?
CHAIRPERSON YEE: Aye.
EXECUTIVE OFFICER LUCCHESI: The motion passes unanimously.
CHAIRPERSON YEE: Great. Thank you very much.
The next order of business is the Executive Officer's report. Ms. Lucchesi, may we have that report?
EXECUTIVE OFFICER LUCCHESI: Yes. I'm happy to provide the Commission and the public on a number of different updates.
First, I'll update -- I'll provide updates on our various decommissioning and remediation projects that we have ongoing. For the Rincon well abandonment project, our contractor DrilTek continues to make progress in abandoning the wells at the former Rincon leases in Ventura County. On the island, 43 of the 50 wells have been plugged. And onshore 24 of the 25 wells have been abandoned. Total project costs are estimated at approximately $36.6 million, which is $4.4 million, or 10.7 percent, below initial estimates. Altogether, we have plugged and abandoned 67 of the 75 wells, or 89
percent, and project completion is expected by June of next year.

Late last month, the Commission released a solicitation for an environmental consultant to prepare the CEQA documentation and evaluating alternatives for the ultimate disposition of the island and onshore facilities. So we look forward to the start of that analysis and the public engagement process that will be integral to conduct -- gathering information and conducting the analysis relating to the future of that island and the onshore property.

Relating to Platform Holly and that abandonment project, in late August, the Commission and the City of Goleta hosted a virtual town hall to update the community, policymakers and others about the status of Platform Holly and the Piers 421 decommissioning project. The meeting was well attended and is a continuation of the Commission's outreach on these issues and projects of local and statewide concern.

Exxon is currently developing an engineering plan to decommission the 421 Piers, which staff expects to be completed by the end of this year. The Platform Holly work remains paused because of the COVID-19 pandemic protocols. The platform space limitations make physical distancing impractical. So staff and our contractor
continue to maintain and monitor the platform and onshore facilities to ensure public health and safety.

Next, I want to update the Commission on our Legacy Wells and Coastal Hazards Program. The program provides $2 million per year to remediate legacy wells and coastal hazards on state lands. The Commission's consultant, InterAct, will perform well reabandonment work on two leaking wells off of Summerland Beach, known as the NorthStar 815 and the Treadwell 10 wells beginning in the next couple weeks depending on weather. The work will be conducted from a derrick barge and a dive vessel anchored nearby.

As a precautionary measure, spill response equipment and trained personnel will be staged in the parking lot up on the bluff. This reabandonment work is an essential part of the Commission's efforts to permanently stop oil from leaking into surrounding waters and onto the beach. We are especially grateful for the close collaboration and assistance of our partner agencies, including the County of Santa Barbara, the Santa Barbara Air Pollution Control District, the Central Coast Regional Water Quality Control Board, the Coastal Commission, the United States Army Corps of Engineers, the Office of Spill Prevention and Response, and CalGEM.

Next, I want to move north to Lake Tahoe and give
the Commission an update on our Lake Tahoe and Donner Lake benchmark rental rates methodology study. In February of 2018, the Commission approved the continuation of the 2012 Lake Tahoe benchmark rental rates and authorized staff to hire a consultant to study the methodology used to set rent in Lake Tahoe and Donner Lake.

Last month, the Commission released a draft of this Lake Tahoe rent methodology study and sent letters to all of our lessees, stakeholders, and interested parties within the Lake Tahoe and Donner Lake area notifying them about the draft study.

The draft study provides an independent third-party evaluation of various rent methodologies, including the one the Commission currently uses, and recommends a rent setting methodology and benchmark rates going forward. Commission staff will host a virtual town hall meeting on Tuesday, November 10th to discuss the consultant's draft study. Information on how to join the meeting will be available on our website and staff will also reach out to stakeholders through virtual public meetings to receive feedback on the study.

After this outreach, the consultant will revise the study as necessary and finalize it. Staff will then evaluate the final study, incorporate all the input we have received, and bring a recommendation to the
Next, I want to move back down south to the Central Coast to talk about our two offshore renewable energy applications as the Commission is in receipt of two applications, one from Ideol USA, Inc. and Cierco Projects Corporation for leases to construct and operate a floating offshore wind electrical generation project on sovereign land in the Pacific Ocean off the coast of Lompoc and Vandenberg Air Force Base. Staff continues to process these applications.

As part of the environmental analysis portion of the processing, and in recognition of the significant interest in these proposals, we will be pursuing a combination of an early public consultation and scoping approach with some project analysis substance of an initial study. This preliminary Environmental Assessment approach is intended to provide preliminary insight on effective resources to help guide early public input on a Notice of Preparation scoping process for the ultimate preparation of an EIR.

Considering the extensive resource requirements of the EIR process, this approach helps with the development of the scope and analysis to a greater extent, as compared to a typical early public consultation or Notice of Preparation.
Staff is also planning a series of virtual outreach sessions in November and beyond for stakeholders who have an interest in these projects and we intend to conduct additional smaller and more focused outreach after this initial outreach session.

Importantly, and what you're seeing on your screens now, to provide more transparency and increase our communication with those who are interested in these two applications, we have developed an offshore wind website page to provide information and updates about the applications and insight into the Commission's application process.

That webpage can be found on our website. And as Phil is showing you now, it includes a wealth of information, including a comparison of the two applications side by side, so that we can help the public and other interested parties really understand the similarities and the differences between these two projects and the applications that have been submitted.

Finally, I want to announce a couple of personnel announcements. First, earlier this year, the Commission hired a new Environmental Justice Liaison, Yessica Ramirez, who will lead implementation of our Environmental Justice Policy and Program. Yessica comes to us after a successful career at United Way in Monterey County, where
she directed their philanthropic and donor program, and planned, organized and directed their community engagement work.

Yessica will work closely with all of our divisions and the Commission as well as the public to build on the comprehensive work already advanced on equity, diversity and inclusion, and move our Environmental Justice Program work forward. We're really excited about Yessica coming onto our team. And we know that you will hear and see more of her as time goes on.

I'm also proud to announce that Nicole Dobroski has been appointed as the Commission's new Chief of the Environmental Planning and Management Division. The recruitment for this position was incredibly -- incredibly competitive. Nicole's exhibited and thoughtful leadership, dedication to science, experience, creativity, innovation, commitment to collaboration and comprehensive vision made her the best choice to lead this important Division of the Commission. I want to specifically acknowledge and thank Eric Gillies for leading this Division over the past two years. His steadiness, leadership and management of the Division and our staff team allowed Colin and I the time and opportunity to focus on the potential of our scientists and the broader scientific work our agency is doing, and frankly to
reimagine this Division.

As such, I'm excited to announce that we are in the very initial stages of bringing our professional scientists and our science-based programs, our Marine Invasive Species program, our CEQA Program, and our Climate Change and Sea Level Rise Program together under one division to facilitate, promote and empower a collaborative, proactive environmental planning and management team that can build and grow our existing science-based programs, facilitate professional growth among our science teams, and institutionalize one of our core values, decision making based on the best available science. Nicole shares this vision and is ideal for leading this new endeavor.

Finally, I would like to announce the retirement of Steve Curran, a long-time State Lands engineer in our Mineral Resources Division. Steve will retire this November after serving the State since 1978. Steve started his career with the State with the California Geologic and Energy Minerals Agency. He then spent time working in private industry and in 1987, he came to the State Lands Commission where he has served the past 35 years.

He has been an integral member of our technical and professional staff. Steve has been involved in many
important and high-profile projects with State Lands,
beginning with his work with the Long Beach Unit
Development Program to his recent involvement with the
Summerland and SB 44 legacy well abandonment projects and
the Rincon Island leases well abandonment project.

Retirements like Steve's are always so bitter sweet. We're sad to know that we won't be able to work
with Steve every day on important Commission projects, but
we are extremely happy and excited for him to embark on
this new phase of his life and know that he will enjoy his
well deserved retirement, and make the most of his life of leisure in the years to come.

We will be saying goodbye to a valuable employee in Steve and we will miss him greatly. I speak for all of
Commission staff in wishing Steve the best in his future adventures and thank him for his work and dedication to
this State Lands Commission and the people of California.

Thank you so much. That concludes my Executive Officer's report.

CHAIRPERSON YEE: Thank you very much, Ms. Lucchesi. And let me just also extend congratulations to
Steve on a -- just a stellar career and all of your contributions to the State Lands Commission, to the people
of the State of California, and all best wishes for a very happy and healthy retirement, and congratulations and
welcome to Yessica and Nicole in their new capacities. Very excited about the work that we'll be doing together. Let me turn to Commissioners Kounalakis and Miller to see if there are any comments or questions.

COMMISSIONER KOUNALAKIS: Thank you, Madam Chair. Just to reiterate and welcome to our new staff member. Congratulations for the promotion. And Steve, thank you for all your contributions and we wish you the best in the future. Ordinarily, there would be a cake involved, I think. So -- so we'll look forward to meeting Yessica in the future and in person and be able to have those opportunities, at some point, when we can be together.

CHAIRPERSON YEE: Thank you, Commissioner Kounalakis.

Commission Miller.

ACTING COMMISSIONER MILLER: Nothing to add. Just a hearty congratulations and just to Ms. Lucchesi again, just kudos to you for creating such a great team environment even virtually. So really great. It really comes through. Thank you for that.

CHAIRPERSON YEE: Thank you.

I have one question, Ms. Lucchesi and it really has to do with whether the COVID-19 public health emergency has stunted any public processes with respect to the Rincon Island activities, and just want to be sure
that we're still very engaged in informing the public
about all the activities around that decommissioning.

    EXECUTIVE OFFICER LUCCHESI: Yes. I wouldn't say
it has stunted any engagement efforts. It has certainly
changed the way we engage.

    CHAIRPERSON YEE: Um-hmm.

    EXECUTIVE OFFICER LUCCHESI: But I -- similar to
our -- how we've been approaching Platform Holly and that
decommissioning effort, we intend to engage in a very
robust public engagement and meeting schedule for the
ultimate disposition of Rincon Island and the onshore
facilities in that land. I think that we have made such
significant progress and a really efficient amount of time
on the plugging and abandonment work that we will have to
use a lot of the time that we saved, as well as the funds
that we've saved to really pour into community engagement.
And really working with Ventura County, the adjacent
property owners, UC Santa Barbara is very interested in
the potential of these -- of the island and the onshore
lands. And so we think that that engagement process,
while it may have to initially occur virtually, will be
robust and we'll be able to meet the challenges associated
with that. We expect a lot of interest in this --

    CHAIRPERSON YEE: Yes.

    EXECUTIVE OFFICER LUCCHESI: -- in this
CHAIRPERSON YEE: Okay. Good. Thank you. Just understanding that there are many members of the public who are stressed at this time, so I want to be sure that we're just staying on top of our engagement efforts. Thank you for the update.

All right. Seeing no other comments or questions, Commissioners, our next order of business will be the adoption of the consent calendar. Let me just first turn to Commissioners Kounalakis and Miller, are there any items that you would like to see removed from the consent calendar?

COMMISSIONER KOUNALAKIS: No.


Ms. Lucchesi, any items that you want to indicate be removed from the consent calendar?

EXECUTIVE OFFICER LUCCHESI: Yes. We would like to remove 28 -- item 28 from the agenda. And that item will be considered at a later time.

CHAIRPERSON YEE: All right. Item 28 has been removed to come back at a later time.

Okay. So let me now turn and see if there is anyone joining us virtually who wishes to speak on any item remaining on the consent calendar. If so, please raise your hand -- your Zoom hand, or dial nine, if
joining by phone now.

And, Grace, let me check in with you to see if there any hands raised.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Yes. Thank you, Chair Yee. We have Courtney Vail who has her hand raised.

CHAIRPERSON YEE: All right.

MS. VAIL: My apologies. I have comments on Item 40 -- Agenda Item 44.


MS. VAIL: Yes. Apologies. Thank you.

CHAIRPERSON YEE: No problem. Thank you.

Any other speakers for the consent calendar?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
We have no other hands raised for the consent agenda.

CHAIRPERSON YEE: Great. Thank you, Grace.

So with that, may I have a motion to adopt the consent calendar and a second.

COMMISSIONER KOUNALAKIS: So moved.

ACTING COMMISSIONER MILLER: Move adoption of the consent calendar.

CHAIRPERSON YEE: Okay. We have a motion by Commissioner Miller, seconded by Commissioner Kounalakis.
Ms. Lucchesi, please call the roll.

EXECUTIVE OFFICER LUCCHESI: Yes. Commissioner Miller?

ACTING COMMISSIONER MILLER: Aye.

EXECUTIVE OFFICER LUCCHESI: Commissioner Kounalakis?

COMMISSIONER KOUNALAKIS: Aye.

EXECUTIVE OFFICER LUCCHESI: Chair Yee?

CHAIRPERSON YEE: Aye.

EXECUTIVE OFFICER LUCCHESI: The motion passes unanimously.

CHAIRPERSON YEE: Great. Thank you very much. So our next order of business will be the regular calendar. And Item 44 is next up. This is an informational update on efforts to develop the Commission's 2021 to 2025 strategic plan. And we do have a presentation by Katie Robinson-Filipp.

Good afternoon.

MS. ROBINSON-FILIPP: Good afternoon.

(Thereupon an overhead presentation was Presented as follows.)

MS. ROBINSON-FILIPP: Thank you, Phil. And thank you, Madam Chair and Commissioners. My name is Katie Robinson-Filipp and I am a Sea Grant Fellow with the Commission. Today, I will provide a brief update on the
development of the 2021-2025 strategic plan recent
engagement efforts.

Next slide, please.

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MS. ROBINSON-FILIPP: Since the last Commission
meeting, Commission staff have facilitated a series of
four tribal roundtable sessions. And we continue to
engage in individual government-to-government discussions
with our tribal partners. The four roundtables were
organized broadly according to region and potential topics
of area -- topics of interest, including the north coast
region, Inyo, Owens Lake, and Mono Lake, South and Central
Coast, and South Coast.

Commission staff reached out to representatives
from 39 tribes throughout the state to schedule the
roundtables into individual consultations. A total of 12
tribes participated in four roundtable discussions and
three tribes so far have requested formal consultation.

During these roundtables, participants identified
similar existing and emerging -- emerging issues as our
stakeholders, including climate change, renewable energy,
habitat and resource protection and restoration, social
equity and environmental justice, and public land access.

Several key and intersecting themes and ideas
were discussed as part of a recommendation that the
2021-2025 strategic plan include, as a central theme, incorporate Native American perspectives. Under this theme, these elements are under consideration:

Enhance and protect tribal access to lands for cultural use, return culturally important lands to tribes, uplift and incorporate traditional ecological knowledge, practice reciprocity and respect for the land, resources and people, engage and enlist tribal governments and co-management of lands, facilitate collaborative discussions, and proactively engage with and advocate for tribal governments and communities.

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MS. ROBINSON-FILIPP: Recently, Stantec also facilitated an internal workshop with Senior Commission management, and is currently reviewing the meaningful input and feedback from staff to incorporate into the draft plan. The Commission continues to work with our stakeholders and tribal partners to ensure a robust engagement process.

The 2021-2025 strategic plan is intended to be an aspirational document, that is forward-looking and based on the input and comments we received through robust tribal, stakeholder and public engagement. Commission staff continue to work with Stantec to incorporate the
input, ideas and comments from these engagement efforts into a draft plan that will be presented at a future Commission meeting.

The development of this plan is an iterative process, and the Commission is committed to being responsive to the input and comments from this engagement process.

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MS. ROBINSON-FILIPP: We recognize that the public's voice, insight and experience are important and we want hear from you. You can share your thoughts or suggestions by emailing strategicplan@slc.ca.gov or by calling (916)574-1800.

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

CHAIRPERSON YEE: Thank you very much for the presentation. Let me just first turn to Commissioners Kounalakis and Miller to see if there are any questions or comments.

COMMISSIONER KOUNALAKIS: Well, let me just say, and I'm sure everyone listening feels this way, is that it's a very important thing to really think in the context of so much that has been going on around awareness of marginalized communities, how important it is to circle
back and take a deeper dive in working with the Native American community.

We open our meetings every time with recognition that these lands were once inhabited by Native American Tribes. But by incorporating a more robust process into our strategic plan update, it really shows that we take this very, very seriously. So I just want to thank you, Jennifer, and all of the staff for circling back on this. Katie, thank you. That was a great presentation. And we still have some work to do.

CHAIRPERSON YEE: Thank you, Commissioner Kounalakis.

Commissioner Miller, any comments?

ACTING COMMISSIONER MILLER: Just one. Thank you, Madam Chair. I'm just curious how you're engaging and getting more folks involved, especially in this virtual world, if we're doing -- I saw all in your staff report kind of all the ways you're going out to people. Are you inviting specific people to comment or is there a little bit more of a proactive way of reaching out, just because some of the traditional ways aren't available to us?

EXECUTIVE OFFICER LUCCHESI: I'm happy to respond to that. So we have engaged our consultant Stantec to specifically help with this outreach effort. So in --
earlier this year, we had identified about 149, 150
potential stakeholders. We were able, through our -- our
consultant Stantec, interview, spend about an hour with
about 79 of those stakeholders, both entities and
individuals.

And so that was a great response and we received
so much feedback from that. And as you may remember, we
also started the year off with a -- a four-hour Commission
meeting that included a panel discussion among various
sectors of the stakeholders that we engage with on a
regular basis.

So building on that and then evolving to
individual interviews with almost 80 stakeholders, and
then moving on to the tribal roundtable sessions and
building on that with individual consultations, we have a
really good foundation. We had -- did have to obviously
transition to a virtual medium as the pandemic hit. And,
at this point, we are also, through or Commission meetings
and other types of mass emails really trying to solicit
additional feedback through -- through those kinds of
outreach efforts.

I -- the next phase we hope will generate even
more engagement. Our hope is to have a draft by the next
Commission meeting, not as a static draft that just kind
of lives and we make tweaks here and there, but really as
kind of a next phase to solicit more meaningful feedback, something for people to react to that -- we think that next phase will help really start to pinpoint the larger values and principles by which we can generate some strategic goals and objectives.

As Katie was mentioning in her presentation, it's -- we really want to stress that we're just at the beginning of this outreach, because we want that really focused feedback on draft language, draft principles, draft values, and that it will be such an iterative process moving into the first quarter of 2021. So we're trying to address it in multiple different ways really to try to take advantage and leverage the way different individuals, different entities, especially given all the stressors that they're under, their capacity levels and just their own priorities, what is the best way for them to engage with us. So we're trying to hit it on all kinds of different levels. I hope that answers your question.

ACTING COMMISSIONER MILLER: Yes, that's great. Thank you very much.

CHAIRPERSON YEE: Thank you, Commissioner Miller for the question. And I appreciate the staff really not giving short shrift on the outreach and engagement in order to get a strategic plan in place, you know, without that robust participation. So the time I think that we're
taking to do that is going to be very critical and will result, I think, in a much more meaningful document to carry us forward.

In the spirit of that, I know there are a number of public speakers on this item. So why don't we turn to them. Let me just see. I have a list of them, but let me just be sure that we have them in order. So could we --

EXECUTIVE OFFICER LUCCHESI: Chair Yee?
CHAIRPERSON YEE: Yes.
EXECUTIVE OFFICER LUCCHESI: Yeah. We can turn it over to Grace to --

CHAIRPERSON YEE: Okay.
EXECUTIVE OFFICER LUCCHESI: -- identify the speakers --
CHAIRPERSON YEE: All right. We'll do that.
EXECUTIVE OFFICER LUCCHESI: -- if that works for you?
CHAIRPERSON YEE: Okay. Of course. Of course. Okay. So, Grace, why don't we bring the folks who have indicated they wanted to speak Item 44 forward.

And who is our first speaker?

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Thank you, Chair Yee. Our first speaker would be Courtney Vail followed by Kim Kolpin.

CHAIRPERSON YEE: Okay. Very good. Good
afternoon, Ms. Vail.

MS. VAIL: Thank you. We'll try this again.

Thank you, Madam chair and Commissioners. My name is Courtney Vail and I'm the Director of Campaigns for the Oceanic Preservation Society. We're based in Greenbrae, California. Thank you for the opportunity to speak with you today in support of the Commission's consideration of the inclusion of a prohibition on seabed mining in state waters in its 2021 through 2025 strategic plan.

Our organization is perhaps best known for award-winning films like The Cove and Racing Extinction, which unmask the dark world of wildlife trafficking, climate change, and other issues involving humankind's often destructive relationship with nature. Our stated mission is to expose the truth to protect the planet using the art of story telling and imagery to scale change around the most critical issues facing our planet.

Regarding the protection of our state's natural heritage and the biodiverse and rich marine ecosystems that bless our coastline, we recognize the need to raise our voices to expose potential harm before it happens.

As profiled in our film Racing Extinction, we are in the middle of the sixth mass extinction event. With the rise of seabed mining, we are on the cusp of a tipping point that could push species and unique ecosystems even
further to the brink. And I would prefer that our film crew not have to document the decline and devastation of our coastline.

Seabed mining in west coast waters would have severe impacts on the ecosystem, including the direct destruction of living marine habitat like corals and sponges, increase in sedimentation that will smother marine life with plumes of silt or mud raised by mining, and introduction of persistent noise that can affect the behavior and well-being of marine life.

The near-shore seafloor features dynamic areas influenced by tides and surf, kelp forests and vibrant coral and sponge gardens, all of which offer nursery areas and shelter to hundreds of species of commercially and recreationally important ground fish. The seafloor is a place of true magic and mystery. But beyond the majesty, the seafloor and oceans play a key role in protecting human health, providing climate regulation, carbon sequestration, nutrient cycling, food, recreation and a host of other benefits to all life on earth.

Even before extracted industries seek a foot-hold in the state, why not prevent this destruction before it happens. Near-shore marine waters and coastal communities along the Pacific are already at a tipping point, facing rising ocean temperatures and acidification. Let's tip it
in the right direction.

Thank you.

CHAIRPERSON YEE: Thank you very much for your comments, Ms. Vail, and for being here today.

I believe our next speaker is Kim Kolpin.

Good afternoon, Ms. Kolpin.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Ms. Kolpin, you may be on mute.

Chair Yee, if it's okay with you, I'd like to go ahead and move to Elias Henderson and I'll call Kim on the next set.

CHAIRPERSON YEE: Of course, yes. Thank you.

So Elias Henderson is next up to speak.

Good afternoon.

MR. HENDERSON: Hello. Hi. Can everyone hear me?

CHAIRPERSON YEE: Yes. Good afternoon.

MR. HENDERSON: Okay. Good afternoon. Hello, Commissioners. So my name is Elias Henderson. And I'm here today to speak on behalf of the Redwood Forest Foundation as a community advisor and former Program Director.

For decades, the Redwood Forest Foundation has worked to establish community-based forests in Northern California that provide both critical habitat for
increased biodiversity and improve the regional economic
certainty. In August, you heard from my colleague Mark
Welther. And I'm here today to thank the Commission on
behalf of Mark, myself, and the entire Redwood Forest
Foundation family for its willingness to consider the
proactive steps that many others and I are requesting in
order to prevent seabed mining in California's state
waters.

While our organization's work is primarily in the
forest, the lands that we manage are deeply connected to
and reliant on a healthy ocean. So for me the aha moment
in understanding the depth of this connection came when I
learned about the ocean-to-forest nitrogen pipeline.

Let me explain. So while erosion washes precious
soil and nutrients to the sea, salmon return much of it to
the forests in their annual runs. And the extent to which
the is true is shocking, even to someone like me who's
worked in this world for many years.

Researchers have found by tracking nitrogen
isotopes that in some fish-bearing streams as much as 40
to 80 percent of the nitrogen found in the surrounding
flora originated in the ocean. These oceanic isotopes are
found as far east as the Rocky Mountains.

We cannot simply neglect the health of our oceans
and our fish populations, and expect our forests to
thrive, or for that matter the local economies that rely
on those forests. For this reason, Californians need to
make every effort to protect salmon during the oceanic
portions of their life cycles. And seabed mining,
especially the sediment plumes, would undoubtedly disrupt
and undermine salmon migrations and feeding.

The unprecedented global warming fueled fires
raging in our backyards and across our state serve as a
reminder of the need to be proactive in dealing with the
sources of these problems. Unhealthy oceans mean
unhealthy forests, and in turn forest health affects
communities, both economically and in terms of fire risk.

The Commission would show great foresight with
this action and the Redwood Forest Foundation, along with
many other allies, urges the Commission to take that
action.

So thank you for the time today. It's greatly
appreciated.

CHAIRPERSON YEE: Thank you, Mr. Henderson, very
much for being with us today and for your comments.

Grace, our next speaker.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Yes. I'd like to call on Kim Kolpin. Ms. Kolpin, you may want to try using your phone as that may
be a better connection for you.
MS. KOLPIN: Hello. Can you hear me?

CHAIRPERSON YEE: Yes. Good afternoon, Ms. Kolpin.

MS. KOLPIN: Great. Sorry for the technical difficulties there. Thank you.

CHAIRPERSON YEE: That's alright.

MS. KOLPIN: Good afternoon, Commissioners. My name is Kim Kolpin. I'm Executive Director of the Bolsa Chica Land Trust serving the Bolsa Chica Ecological Reserve of which the State Lands Commissions holds the title to the majority of. I want to express how much I enjoy working with the Commission staff in regards to collaborative efforts to keep the habitats of Bolsa Chica healthy and thriving.

Today, I'm here to speak in support of a precautionary prohibition on seabed mining in California waters. In a discussion about this issue with our board members and members, taking action now to stop seabed mining is a no-brainer. Our coastal waters have endured substantial negative impacts over the past 150 years or so from reckless overdevelopment, agricultural runoff, urban runoff, oil drilling and overfishing.

Californians have had to fight to combat these negative impacts to catch our marine environment before it falls off that proverbial cliff. Now, we urge the State
Lands Commission to take a hard "no" position on seabed mining in the strategic plan you're working to create. We urge you to address the issue now to prevent predictable damage to our environment that seabed mining would cause, and the public disdain that would certainly accompany it.

We at Bolsa Chica are witness to the missteps of the past every day, as we deal with the effects in strained development and resource extraction places on our vulnerable wildlife. Let's not add to the potentially horrific effects of seabed mining to the stressors we struggle to overcome daily. We look forward to California again leading the way in environmental protections now regarding seabed mining.

Thank you.

CHAIRPERSON YEE: Thank you very much, Ms. Kolpin. Really appreciate your comments.

Grace, our next speaker.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: I'd like to call on Casey Cruikshank followed by Vicky Fong.

CHAIRPERSON YEE: Thank you. Casey Cruikshank, are you on?

MS. CRUIKSHANK: Hi there.

CHAIRPERSON YEE: Good afternoon.

MS. CRUIKSHANK: Hello, Commissioners. My name
is Casey Cruikshank and I'm here to speak on behalf of the Northcoast Environmental Center in Humboldt County. We work to educate, conserve, protect and celebrate terrestrial aquatic and marine ecosystems of Northern California and Southern Oregon.

I appreciate the time to speak with you today as well as at your August 20th meeting, where I expressed our coalition's support for clear action by the Commission to prevent harmful seabed mining in California state waters as part of its next strategic plan. Seabed mining threatens California communities and our fishing and tourism industries.

Based on the rapid growth of seabed mining globally, we believe it is not a matter of if this extremely harmful industry brings its dredges and drills to California's shores, but when. I will be following this issue as it moves forward. I appreciate your engagement with tribal partners. And thank you again for leading the way by preventing seabed mining before it begins off our coast.

CHAIRPERSON YEE: Thank you, Ms. Cruikshank, very much for your comments.

Grace, our next speaker.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO: Our next speaker is Vicky Fong followed by
Michael Wellborn.

CHAIRPERSON YEE: Thank you. Good afternoon, Ms. Fong.

MS. FONG: Good afternoon, Commissioners. And thank you for the opportunity to speak with you today. My name is Vicky Fong and I am a student at the University of California at Berkeley studying environmental biology and conservation. I am also a volunteer with Shark Stewards and I will be speaking on behalf of the organization today.

Shark Stewards is a non-profit organization that works to protect marine wildlife and the critical role they play in the ecosystem by supporting shark fin bans, marine protected areas, and reducing plastic pollution through policy or behavior change.

Today, I am urging the Commission to address the potential development of seabed mining in California waters as part of the Commission's 2021 to 2025 strategic plan.

Scientists are increasingly warning that seabed mining could cause widespread damage to the ecosystem's marine wildlife, fisheries, and coastal communities depend on. Until recently, I did not know much about seabed mining nor did I understand how prospecting and -- for and extracting hard minerals from the seafloor has the
potential to harm sharks and a host of other marine wildlife.

As the name indicates, deep sea -- deep sea mining or seabed mining adversely affects the seafloor and its surrounding marine life, including corals, sponges, kelp beds, and other critical habitat.

Meanwhile, an emerging body of science warns of the lesser known but equally damaging effects of large toxic waste sediment plumes associated with seabed mining. Dr. Angela Choy at the Scripps Institute of Oceanography and Dr. Steven Haddock at the Monterey Bay Aquarium Research Institute recently wrote that what is missed in assessments of mining impacts is the effect of ocean itself.

The sea is not just the seafloor alone, but also what lies above it. Roughly 13,000 feet of water on average, more than twice as deep as the deepest point of the Grand Canyon and including more than 90 percent of the life -- planet's life-sustaining habitats. This deep midwater ecosystem from microbes, to worms, to jellies, and giant squid is important and is linked to us in many ways.

And this midwater area I'll include -- I'll add, includes sharks. Many shark species serve as apex predators in various marine habitats keeping our delicate
ecosystems in balance. If seabed mining occurs, our shark populations will likely decline and we will no doubt see drastic changes in the entire marine ecosystem.

Seabed -- sediment plumes from seabed mining not only disrupts the physical habitat, but negatively impacts all life that lives. By preventing seabed mining in California state waters, the Commission is doing more than protecting the wonders of the seafloor, it is also looking out for sharks and the entire marine ecosystem.

Thank you for you time and your leadership on this issue.

CHAIRPERSON YEE: Thank you very much, Ms. Fong, for your comments.

Grace, our next speaker.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Our next speaker is Michael Wellborn followed by Jennifer Savage.

CHAIRPERSON YEE: Great. Thank you. Good afternoon, Mr. Wellborn.

MR. WELLBORN: Good afternoon, Madam Chair, members of the Commission and staff. My name is Michael Wellborn. I'm the President of the Board of Friends of Harbors, Beaches and Parks, an organization here in Orange County. It is our mission to promote, protect, and enhance the harbors, beaches, parks, trails, open spaces,
natural preserves and historic sites here in Orange County. As you are aware, in early October, Governor Gavin Newsom announced a new Executive Order on nature-based solutions, climate and biodiversity, and called for 30 percent of the state's land area and near-shore marine habitat to be protected in the name of conservation by 2030.

At his press conference, he said, "We're here with purpose and intention and that's to build on California's legacy of open space, to build on California's legacy of environmental stewardship, to build on California's leadership as it relates to biodiversity".

I don't believe that seabed mining, which can involve scraping and suction dredging of the seafloor is kind of what the Governor had in mind as a nature-based solution or any effort to protect biodiversity. Thankfully, your Commission has started tracking this emerging issue of seabed -- seabed mining. I applaud the Commission's consideration of measures to address the potential development of seabed mining in the upcoming '21 to '25 strategic plan. And I do hope you will find a way to make sure the new plan includes a ban on seabed mining.

Thank you very much and Go Bears.

CHAIRPERSON YEE: Thank you very much, Mr. Wellborn. Yes, you are among bears. So thank you.
Really appreciate your comments.

Grace, our next speaker, please.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Our next speaker is Jennifer Savage followed by Andrea Treece.

CHAIRPERSON YEE: Okay. Good afternoon, Ms. Savage.


First, we do appreciate the ongoing commitment to ensure that development of the most robust and inclusive strategic plan to guide you through the coming years. We also continue to ask the State Lands Commission prioritize a proactive revision of Commission policies, regulations, and leasing programs to prevent the development of seabed mining for hard minerals on or under California's submerged lands, and that this priority be included in your strategic plan.

We did submit a letter signed by several NGOs in support of this request and will hope you will take a look at it today, if you haven't yet.

Demands on the near-shore ocean continue to expand from traditional fisheries, tourism and recreational activities to newer uses such as renewable energy and aquaculture. At the same time, climate change
is causing our ocean to warm with devastating consequences, including the death of 90 percent of the kelp from San Francisco to Oregon, of native fish in San Francisco Bay dying out, and increasing marine heat waves off our coast. The largest warm blob yet was recorded off California's coast in August growing to 3.8 million square miles by late September and warming ocean waters up to 39 degrees more than usual. I actually double checked those figures, because I just was so shocked by them.

With all this in mind, we must protect and preserve as much seafloor habitat and biodiversity as possible. Governor Newsom's recent Executive Order also emphasizes the need to move quickly in conserving 30 percent of California's coastal waters. We believe that should include protection from the well documented harm seabed mining causes to the unique and critical seafloor habitats.

Government agencies with jurisdiction over marine resources should aggressively identify and address emerging and future threats. Therefore, we again urge you to consider a prohibition on seabed mining for hard minerals and request that the strategic plan update prioritize this proactive reform.

Thank you.

CHAIRPERSON YEE: Thank you very much, Ms.
Savage, for your comments.

Grace, our next speaker, please.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:

Our next speaker is Andrea Treece followed by Tom Rudolph.

CHAIRPERSON YEE: All right. Thank you. Good afternoon, Ms. Treece.

MS. TREECE: Good afternoon, Chair Yee, members of the Commission and staff. My name is Andrea Treece and I'm speaking on behalf of Earthjustice. We appreciate the extensive work and outreach that the Commission and its staff have put into developing the strategic plan so far, and particularly the focus on really developing a robust forward-looking plan. To that end, we encourage the Commission to include seabed mining as an emerging issue addressed in the seabed -- pardon me, in the strategic plan.

As the other commenters have articulated so well, seabed mining is an incipient threat to coastal resources, that are personally important to California. Therefore, we recommend that the Commission adopt a goal in the strategic plan of protecting the state's submerged lands and the Public Trust values they serve by prohibiting of seabed mining for hard minerals in and under the State's submerged lands, and use the strategic plan process to
examine ways that the Commission can use its existing legal authorities to accomplish that goal.

As outlined in our written comments, the Commission has both broad authority to protect these lands and a strong mandate to do so under the Public Trust Doctrine.

Importantly, the California Public Trust Doctrine recognizes that protection of submerged lands core values such as conservation, fish and wildlife habitat and scientific study are all vital public trust values that the Commission must protect when managing submerged lands, and in particular making decisions about allowing mining on them.

The strategic plan process offers a great opportunity to get ahead of this -- of this threat that seabed mining poses and use the Commission's authority in a really proactive way to protect the coastal resources that support so many of our communities.

We would love to assist in this effort in any way we can. We welcome the opportunity to discuss ideas and questions about possible legal pathways with you and your staff, and otherwise just stand ready to help and look forward to working with you in this effort.

Thank you so much.

CHAIRPERSON YEE: Thank you very much, Ms.
Treece, for your comments.

Next, we have Tom Rudolph. Are you on?

Mr. Rudolph?

MR. RUDOLPH: Oh, I'm sorry, Chair Yee. Do you have me now?

CHAIRPERSON YEE: Yes, we can hear you. Good afternoon.

MR. RUDOLPH: Okay. Good afternoon. Tom Rudolph and I'm speaking today on behalf of The Pew Charitable Trusts. We've been participating in the development of the new strategic plan since February with the goal of a firm commitment being included in the plan to review the Commission's regulations for seabed mining.

I first want to again thank the Commission for undertaking this effort and taking so much time to solicit input. We've appreciated the multiple opportunities to provide input because our concern is new to the Commission and your process has allowed us to focus on different aspects of the issue over the course of the year, share new information as it emerges, and have some back and forth with staff and adapt to that feedback.

A good example is what we've heard about the difficulty you're having in finding the right way to address seabed mining in the plan. We understand the newness and specificity of our request continues to be a
bit of a challenge, but we're very much committed to working with you all to find the right way to incorporate our request. In August, we focused on the possibility of a broader effort to look closely at emerging issues.

I did note the mention of emerging issues in the new staff memo -- memo, including those that are far reaching and we support this and hope this focus can be inclusive of the marine mining issue. We tried to continue this proactive exploration of ways to frame our issue with additional suggestions in a letter we sent in for this meeting.

In this letter, we suggest the Commission consider a focus on ecosystem services as a component of the new plan. I know the Commission has many decades of experience in proactive resource management, so the concept of ecosystem services won't surprise you. But the rich body of recent science on ecosystem services in the context of the marine environment and even in the specific area of seabed mining might be new to you all.

Ecosystem services are the benefits the ecosystem provides to human well-being. A useful construct for oceans uses four bins for those services: provisioning services, for instance, sustainable fisheries; regulating services, like climate buffering and carbon sequestration; cultural services, which are non-material benefits, like
educational opportunities or spiritual inspiration; and finally, supporting services that essentially underpin the other three categories. Ecosystem services are very much dependent on the maintenance of healthy ecosystem structure and function.

What I find exciting is that this potential frame or theme of ecosystem services is very much compatible, not only with a look at emerging issues, but also with the Commission's intent to include a guiding principle of public health and safety. That's because many of the ecosystem services provided by a healthy, fully functioning ocean ecosystem are critical to human health. Examples include healthy sustainable nutrition, biomedical raw materials, recreation, pollutant removal and waste absorption, storm buffering and contributions to coastal community economies.

In our view, the science is clear that seabed mining would have unknown impacts on ecosystem structure and function that would, when considered in combination with the many known negative impacts, put the ecosystem services that support human health and well-being at too much risk.

A broad look at emerging issues through the lens of ecosystem services that support public health would provide a good venue for a close look at the Commission's
marine mining policy and regulatory framework.

In conclusion, we again request that the Commission incorporate a commitment to reviewing its marine mining leasing program in the new plan.

Thank you very much.

CHAIRPERSON YEE: Thank you very much, Mr. Rudolph, for your comments. Really appreciate it.

Grace, our next speaker.

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

CHAIRPERSON YEE: Thank you very much. Thank you very much for managing our speaker order today.

Any concluding comments by staff or Jennifer?

EXECUTIVE OFFICER LUCCHESI: Not at this time, Controller Yee.

CHAIRPERSON YEE: Very well. Thank you. Really appreciate the public input and we will continue to be sure that that is available as we continue to build on our strategic plan. Thank you.

Commissioners, let's move on to our next item, which is Item 45, and this is the consideration of two applications for geothermal resource development leases within the Truckhaven geothermal area near the Salton Sea in Imperial County.
I know we do have a presentation on this by Vanessa Perez.

EXECUTIVE OFFICER LUCCHESI: Yes. I think as we(inaudible) or bring up the PowerPoint --

CHAIRPERSON YEE: Yes.

(Thereupon an overhead presentation was presented as follows.)

EXECUTIVE OFFICER LUCCHESI: -- Vanessa will being her presentation.

CHAIRPERSON YEE: Okay.

SENIOR MINERAL RESOURCES ENGINEER PEREZ: Good afternoon, Commissioners and Madam Chair. My name is Vanessa Perez. I'm a Senior Mineral Resource Engineer working in the Mineral Resource Management Division.

I will briefly mention the Commission's active geothermal leases, then proceed with details of the two geothermal applications.

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SENIOR MINERAL RESOURCES ENGINEER PEREZ:

Background. The Commission manages 10 geothermal leases. Three of the leases are within the Salton Sea area in Imperial County. The remaining leases are located in The Geysers Northern California area, in Sonoma, Lake and Mendocino counties.
SENIOR MINERAL RESOURCES ENGINEER PEREZ: The Commission received an application, two leases for a geothermal project within the Truckhaven area, which is a known area for its geothermal activity. Prospecting in the area has occurred since the 1960s. And over the past 20 years, staff has worked with various companies and individuals to lease the area. Orni 5, LLC, the applicant, is a subsidiary of Ormat Nevada.

The Truckhaven area is intermingled with federal and private geothermal lease holdings and Orni 5 has acquired separate leases from other land and mineral owners, including the Bureau of Land Management in the area.

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SENIOR MINERAL RESOURCES ENGINEER PEREZ: The total requested lease area covers approximately 2,739 acres of school land. For application A2079, the lease is for approximately 2,016 acres of the state's a hundred percent reserve mineral interests. The surface is owned by three entities, the applicant, DEVCAL Corporation and the Commission.

The portion of the surface that the State owns is
referred to as the State fee owned school land and the Commission owns all the mineral interests in this area. For this area, the lease will allow surface occupancy and development. The proposed lease is for approval to drill up to four geothermal wells.

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SENIOR MINERAL RESOURCES ENGINEER PEREZ: For application A2230 this lease is for approximately 723 acres of the State's school land, which is the Commission's a hundred percent reserve mineral interest. The California Department of Parks and Recreation owns the surface estate. The State Lands Commission owns all the mineral interests in this area.

For this area, the lease is considered a non-surface occupancy geothermal lease. There is no surface use allowed and development can only occur through directional drilling of up to four geothermal wells.

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SENIOR MINERAL RESOURCES ENGINEER PEREZ: Earlier this year, the Commission approved a geophysical permit authorizing geophysical exploration. The resulting survey will develop 3-D high resolution images of the subsurface geological features and confirm the heat presence to aid
in the bottom hole well placements.

For application A2079, as mentioned, the applicant is requesting to drill up to four geothermal exploration wells. Imperial County, the lead agency for CEQA, approved a conditional use permit and a mitigated negative declaration on December 11, 2019.

For application A2230, the recommended lease authorization only allows directional drilling for up to four wells, underneath Department of Parks and Recreation surface land.

The applicant has approvals to drill two additional wells on private land and four wells on federal land owned by the Bureau of Land Management, but those wells are outside of the scope of the Commission's land and mineral ownership jurisdiction.

It is important to note that for both proposed leases, the recommended leases do not authorize any development beyond the initial drilling. Any future development for production will require an amendment to the leases and will require Commission approval after further CEQA analysis.

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SENIOR MINERAL RESOURCES ENGINEER PEREZ: Here is a summary of the proposed lease provisions. Primary term
is five years effective on November 1st, 2020. The bond is set for 260,000 for each well drilled. The amount must be received before the well is drilled and is subject to review and adjustment every five years.

For the geothermal operation, staff reviewed average abandonment costs in California and has determined that the bonding amount is adequate. The bond includes the full abandonment cost with 30 percent added contingency fees.

For rent, for both leases, $10 per acre with annual rent of 27,390. For management fee, if the Commission approves the leases, the applicant will execute a standard reimbursement agreement for 12,000 annually. And that covers both leases. The agreement will cover periodic lease inspections, lease reviews, and administration of the lease terms.

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SENIOR MINERAL RESOURCES ENGINEER PEREZ: So staff conducted environmental justice outreach and community engagement. In March of 2020, staff sent 22 letters and 23 emails to private parties, public agencies, and individuals to provide them with information about the two proposed leases. Staff also translated the letter in Spanish.
On April 3rd, 2020, staff met virtually with an Imperial Valley-based environmental justice advocacy group. The group provided the following comments and expressed the following concerns during the call:

The uncertainties about the impacts of geothermal operations on regional air and water quality. Staff notes that regional air and water quality impacts would be considered under a separate CEQA document, which Imperial County would prepare if additional development was proposed. They also expressed that Imperial County's engagement during the environmental review process was insufficient and lacking. They had questions and concerns about community benefits, such as reduced energy rates and job creation. For example, there were questions about whether the jobs would be local and available to the community. The group also expressed that it was unclear which agencies were involved in the approval process.

On July 10th, 2020, staff had a second meeting with the same group to address and clarify their concerns. Staff explained and shared the following: The geothermal development associated with the production -- production and transmission of electricity is not authorized under the two proposed leases. The concerns associated with the drilling operations are outlined and addressed in the approved mitigation measures, which is Exhibit C in the
proposed leases.

Pursuant to a new lease condition, the applicant will also develop and submit to staff an environmental justice community engagement and outreach plan before and during any further environmental review and for any additional development activity that expands beyond the existing leases.

And staff is developing a geothermal project flowchart that will identify the agencies involved in the leasing and permitting process to help clarify the leasing process.

Generally speaking, the group appreciated and supported the proposed community outreach and engagement plan as a new lease condition. They also better understood the steps and appreciated that staff is committed to keep them informed and will continue to seek their input and respond to any concerns that may arise.

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SENIOR MINERAL RESOURCES ENGINEER PEREZ: In closing, staff recommends that the Commission authorize these two leases, because they are consistent in furtherance of the Commission's responsibilities as a trustee of the School Lands Trust, and they're also in the best interests of the state. Specifically, these leases
are intended to help the State responsibly transition to
and embrace a clean energy future.

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Last --

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SENIOR MINERAL RESOURCES ENGINEER PEREZ: Yeah, thank you. Thank you. I'm happy to answer any questions, but before I do so, I'd also like to introduce the applicant, representing Orni 5, LLC, is Scott Kessler. He's also has a PowerPoint presentation. And so we're both available to answer any questions, and thank you again.

CHAIRPERSON YEE: Thank you for the presentation, Ms. Perez. Very much appreciated.

Mr. Kessler, why don't we turn to you for your presentation before we open it up for questions.

Mr. Kessler, are you on?

(Thereupon an overhead presentation was presented as follows.)

EXECUTIVE OFFICER LUCCHESI: I believe he is on.

He just may need to unmute himself.

CHAIRPERSON YEE: Okay. Mr. Kessler, you may be on mute.

MR. KESSLER: Okay. I got it. My system was flashing for some reason and I couldn't hit the mute
CHAIRPERSON YEE: Very well. Good afternoon.
Your presentation is up on our screen. You may begin.

MR. KESSLER: Okay. Thank you.
I'm Scott Kessler. I represent Ormat Nevada and subsidiary Orni 5 in this application for leases.

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MR. KESSLER: So this is a safe harbor statement. In essence, it indicates the information shouldn't be used for investment decisions. You need to do your own homework and consult our 10-Ks.

Next screen, please.

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MR. KESSLER: So Ormat Nevada is the only vertically integrated company in the world for geothermal. That means that from start to finish we develop, exploration programs. We do the drilling, the engineering. We also manufacture our own equipment. We do the construction and we operate. And the customers -- the majority of our customers are California CCAs.

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MR. KESSLER: So Ormat has a global presence. These are the current operational facilities around the
globe and how much energy they produce.

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MR. KESSLER: So within Nevada and California, Western United States, the red circles are the power plants we own and operate that are geothermal. The blue circles are the prospective power plants that are under development. So you can see with this, we are serious about green energy and we are an active participant.

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MR. KESSLER: So this picture on the upper left is a photograph of Truckhaven, what it looks likes in the environment. And the map on the right, the land map, is an idea of the actual area of interest that we have out there. It will reduce from this down to probably -- maybe reduce probably another 15 percent from this, once we get going.

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MR. KESSLER: So this is an overview of the geothermal development, how it occurs. In this particular case, you can see the three red checks. And this is where we are in the process now. We've yet to begin exploration drilling or plant permitting. Those would come after we
complete the seismic and some exploration drilling.

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MR. KESSLER: So this is an example of a well pad. You can see the containment basin is a lined basin that flows the recirculating drilling mud through it, and just an overall layout of the rest of the equipment on the pad. The picture below that is an actual drilling rig, most likely the one that will be on the site.

And the picture on the right is a profile of a geothermal well. This one shows -- it's just an example, so it's not the one we'll drill. But you can see that with each step as it goes down there to the open hole, it has cement that backfills between the casing and the open hole all the way to top. So we're cemented from the production zone to the surface to prohibit migration of fluids across the wellbore.

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MR. KESSLER: So these are the jobs that are typically contracted out. Ormat owns and operates its own drilling equipment, but we do contract out for everything that is not associated with that. These jobs are available. They're put out for bid to both local and public companies, as well as union companies. And the
best bidder for the job is selected.

When we drill, we do drill 24 hours a day, 7 days a week. Drilling activities usually last between 30 and 45 days. It takes us about a month to set up a drilling rig. And then after the well is drilled, it will be out there for another month, while they flow test, clean out the well, and do those kind of maintenance items. There's 10 exploration wells proposed, so these jobs will be available for a long time.

Drilling costs. We will spend 10 to 15 million dollars on exploration activities. Production well drilling, which is a separate issue, is $28 million estimated.

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MR. KESSLER: So we don't -- since this is just a geothermal program, or exploration program, I didn't contain a lot of information on what a power plant looks like, but I think that questions usually come up. So this diagram is a process flow diagram. And the important thing to note about this is that it doesn't use the steam directly to turn the turbine. The steam heats a -- motivate -- motive fluid, which is isopentane or a butane. That is vaporized. It turns the turbine. It goes back through the condenser, and then is reused.
The condenser is an air condenser, so there are no emissions from this closed loop system. The geothermal fluid passes through the vaporizer and the pre-heater and is put back down into the ground. It provides continued resource adequacy, as well as pressure support for the geothermal wells and the subsurface.

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MR. KESSLER: This is photographs of two of the power plants we have operating here in Reno. The one is Galena 1, the one on the left. You can see from this that there is no air emissions at all coming from that facility. The only thing you see is those fans on top and some heat coming off of those.

The one on the left is another one that's just close to the Galena 1. It's called Galena 3. And the photo gives you an idea that within a mile there are major shopping malls and subdivisions surrounding the power plant on three sides.

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MR. KESSLER: So these are the estimated financial and construction impacts. This chart was taken from a recent study we did here in Reno for a reconstruction of the power plant. The economic output is
the one-time expenditures. This is only for a power plant. It doesn't include the well field. This is the annual reoccurring costs from operations that impacts in the community. Salaries and wages for construction, 23 million, 3.5 million ongoing, and this is associated with the jobs created. The employment impact is the total employment impact created from the number of jobs associated with it.

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MR. KESSLER: So Ormat has always been very community oriented. We are as a staff. In-house, we do food banks twice a year. We also provide support for ball games, hospitals, fire departments. Those kinds of donations are annually scheduled and put out by the plants in the communities that they operate.

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MR. KESSLER: And this was all I have for you today, unless you have some questions for me.

CHAIRPERSON YEE: Great. Thank you, Mr. Kessler for the presentation. Very much appreciate it.

Let me see if our Commissioners do have questions or comments.

Commissioners?
COMMISSIONER KOUNALAKIS: Thank you so much, Mr. Kessler. That was really interesting. I would really like to know in terms of -- for your company overall, what your cost per kilowatt compared to other forms of like electricity would be? Really helpful to have a sense of that.

MR. KESSLER: So I can't give you that on a one-to-one, because I don't know. I do have some reports I could send you. The reason that I don't know is because when you do it -- when you levelize it between solar's -- for example, solar being on and off the grid, we provide grid stabilization on demand and we're there 24/7. So when you consider all those factors together, geothermal is cost competitive with solar in the industry.

COMMISSIONER KOUNALAKIS: And anything else just to help us have a sense of where you fall in the -- in the cost spectrum?

MR. KESSLER: As a -- as a generalized PPA rate, we are probably 60/65.

ACTING COMMISSIONER MILLER: Madam Chair?

CHAIRPERSON YEE: Yes. Thank you.

Commissioner Miller.

ACTING COMMISSIONER MILLER: Thank you.

I don't know. Ms. Lucchesi, I think this may be for you or Mr. Kessler. I'm interested in the bond,
especially given some recent other -- recent issues in other places. So I understand it's 260,000 per well drilled and that the bond obviously is always in favor of the Commission. So can you tell me what you think the entire bond amount is and if we've -- what our -- what we think our risks are in geothermal? Obviously, they're lower than in oil for example, I believe. I actually don't know that for a fact. So I'm just curious.

And then at -- and then how -- if -- and then they have to be received prior to drilling. But does -- do they have to estimate the entire amount they'll be drilling and then pay that entire amount, or do they -- is it just more as a pay-as-you-go, so as they start drilling a new site. So I'm just curious as to -- as to how that will work and how you came up with the amount based on their risk profile.

EXECUTIVE OFFICER LUCCHESI: Of course, I'll start and then I'll defer to Vanessa to add some details.

So this is, as both Scott and Vanessa described, phasing into their exploratory well portion of it, so -- of their project. So they can be drilling up to a certain amount of wells. So that's why the bonding amount is per well, because -- and the bond has to be received prior to them drilling each well. So we don't -- I mean, we can do the ultimate math of how many total wells they're being
authorized to drill and multiply that total amount by the 260,000. But again, they may not drill the entire amount. And so that's why we approached it as a per well basis.

Now, in terms of risk assessment and how we determine the per well bond amount, I'll turn it over to Vanessa. But before that, I will say we do -- as Vanessa described in the beginning of her presentation, we do have a significant amount of experience with geothermal wells up in the Geyser areas in Sonoma and Lake counties, and so we used a lot of our experience from that.

But that's just a very broad overview. I'll turn it over to Vanessa to add a little bit more context and detail.

SENIOR MINERAL RESOURCES ENGINEER PEREZ: Yeah. No. We took that into big consideration that -- determining the bond amount. So we did consult with CalGEM and we looked over all the other estimates, abandonment estimates, and we went with the high side just to be safe. And then I mentioned we did a 30 percent contingency fee. So we went a little bit beyond that just to cover staff costs, if it did go back to the state.

And so like Jennifer mentioned, there's only approval for four geothermal wells. And so that's why it's if they drill one well, we'll make sure we'll have the bond in place before commencing of the drilling. So
we'll have all those in place. And also, if after the
lease goes past this five year primary term, we also put a
clause in the lease that we will adjust it in five years.
So if we do get more information back, whether -- or
regarding the price and the estimates, we also have an
opportunity to amend that lease too to increase it.

    ACTING COMMISSIONER MILLER: Great. Thank you.
That's really helpful.

    And in terms of when the bond has to be received
prior to the start of the drilling, does your contact give
us -- contract give a specific amount of time as to how
far in advance before drilling that bond has to be in
place?

    SENIOR MINERAL RESOURCES ENGINEER PEREZ: Well,
the first-part phase of the project, they're doing seismic
work. And that's going to start in about a month,
November, December. So that -- once they decide to finish
or finalize the seismic work, at that point, once -- we'll
go back to the appli -- excuse me, applicant and just get
a better idea of when they're going to start. And they
also have to go to CalGEM just to get their drilling
approvals. So at that time, we'll probably start filling
out the paperwork and getting the bond in place. So
definitely before any drilling, we'll make sure we'll have
those in place.
EXECUTIVE OFFICER LUCCHESI: So just to be very direct here in answering your question, we don't have a certain period of time (inaudible) spelled out in the lease that says, you know, that the bond must be received five days before drilling commences. It just says it has to be received prior to commencing drilling, so technically they could provide that evidence of the bond, you know, the morning of. But they are -- they would be in violation of the lease if they were not able to provide that evidence of the bond prior to commencing drilling. And we are -- keenly aware and extremely sensitive, just like the administration, on these issues. So we'll be monitoring this very closely.

ACTING COMMISSIONER MILLER: Great. Thank you very much. I really appreciate that.

And then I did -- you beat me to the punch, but thank you for kind of that mid-term assessment of making sure that -- that the 260,000 per well makes sense. I really appreciate that -- just building that into the contract as a matter of course. So thank you for that.

Thank you, Madam Chair.

CHAIRPERSON YEE: Thank you, Commissioner Miller.

Thank you.

And I had a question for Mr. Kessler. First, thank you, for engaging and reaching out in dialogue with
the environmental justice community. Appreciate that added provision in the lease. I wanted to just make a request, because -- as you were detailing the economics of the project, I guess when I look at projects like this, I think about not only just the environmental impacts but certainly the economic impacts for the affected communities. And so my ask would be, as you're doing the outreach with the environmental justice community to just really dig in a little bit about the economic impact, so that there is a sense that, you know, this project is not just coming in, doing drilling and then, you know, we're kind of then not really caring about the community in the long term.

I think there's really an opportunity here to talk about how we can provide some economic opportunity, to build resiliency with these communities. And this is a part of the state that has been very challenged economically. And so I would just ask that that dialogue be a little bit more expansive as you engage the environmental justice community.

MR. KESSLER: Okay. We will do that.

CHAIRPERSON YEE: Thank you. Very much appreciate that.

Okay. Any other questions or comments by Commissioners?
Okay. Seeing none. Let me just now, Grace, do we have any public comments on this item?

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

CHAIRPERSON YEE: Okay. Very well. Thank you. This is an action item, so let me just turn to the Commissioners. Is there a motion to adopt the staff recommendation and a second?

ACTING COMMISSIONER MILLER: I'll move approval to adopt the staff recommendation, please.

CHAIRPERSON YEE: Great. Thank you. Motion by Commissioner Miller to adopt the staff recommendation.

COMMISSIONER KOUNALAKIS: I'll second.

CHAIRPERSON YEE: Seconded by Commissioner Kounalakis.

Ms. Lucchesi, will you please call the roll.

EXECUTIVE OFFICER LUCCHESI: Certainly.

Commissioner Miller?

ACTING COMMISSIONER MILLER: Aye.

EXECUTIVE OFFICER LUCCHESI: Commissioner Kounalakis?

COMMISSIONER KOUNALAKIS: Aye.

EXECUTIVE OFFICER LUCCHESI: Chair Yee?

CHAIRPERSON YEE: Aye.
EXECUTIVE OFFICER LUCCHESI: The motion passes unanimously.

CHAIRPERSON YEE: Great. Thank you very much.
Thank you, Ms. Perez. Thank you, Mr. Kessler. Look forward to our continued work here. Thank you.

MR. KESSLER: Thank you.

CHAIRPERSON YEE: Ms. Lucchesi, what's our next order of business?

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

CHAIRPERSON YEE: Okay. 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 hand and you will have three minutes to do so. And I will look to you again, Grace, to see if we have anyone who wishes to address the Commission.

LAND MANAGEMENT DIVISION ASSISTANT CHIEF KATO:
Chair Yee, we have no hands raised for public comment.

CHAIRPERSON YEE: Great. Thank you, Grace. That concludes our second public comment period.

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

Okay. Ms. Lucchesi, next order of business.

EXECUTIVE OFFICER LUCCHESI: Our next order of
business is closed session. We will be conducting our
closed session via conference call. Commissioners, please
e-mail me or call my cell phone if you need the call-in
information. I also just emailed it to you and your team.
For the Commissioners and staff participating in the
closed session, upon adjournment please mute your
microphone, turn off your webcam, and, if possible, go
into a different room. This will ensure confidentiality
of our discussions.

CHAIRPERSON YEE: Great. Thank you. We will now
adjourn into closed session. Thank you.

(Off record: 2:47 p.m.)
(Thereupon the meeting recessed
into closed session.)
(Thereupon the meeting reconvened
open session.)
(On record: 3:28 p.m.)
CHAIRPERSON YEE: I call this meeting back to
order.

Ms. Lucchesi, is there anything to report from
closed session?
EXECUTIVE OFFICER LUCCHESI: Not at this time.
CHAIRPERSON YEE: Very well. Thank you very
much. That concludes the open meeting. And seeing no
other business coming before the Commission, this meeting
is adjourned.

    Thank you very much, everyone.

    (Thereupon the California State Lands
    Commission meeting adjourned at 3:28 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 26th day of October, 2020.

James F. Peters
Certified Shorthand Reporter
License No. 10063