

MEETING
STATE OF CALIFORNIA
STATE LANDS COMMISSION

ZOOM PLATFORM

CITY OF GOLETA
COUNCIL CHAMBERS
130 CREMONA DRIVE
GOLETA, CALIFORNIA

MONDAY, JUNE 5, 2023

12:10 P.M.

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

APPEARANCES

COMMISSION MEMBERS:

Eleni Kounalakis, Lieutenant Governor, Chairperson

Malia Cohen, State Controller

Joe Stephenshaw, Director, Department of Finance,
represented by Gayle Miller

STAFF:

Jennifer Lucchesi, Executive Officer

Colin Connor, Assistant Executive Officer

Seth Blackmon, Chief Counsel

Sheri Pemberton, Chief, External Affairs Division

Katie Robinson-Filipp, Environmental Scientist, Executive
Office

Drew Simpkin, Public Land Manager, Land Management
Division

ATTORNEY GENERAL:

Andrew Contreiras, Deputy Attorney General

ALSO PRESENT:

Andy Caldwell, The Coalition of Labor, Agriculture, and
Business

Ann Cantrell, Los Cerritos Wetlands Task Force

Anna Christensen, Los Cerritos Wetlands Task Force

Jim Dantona, San Luis Obispo Chamber of Commerce

APPEARANCES CONTINUED

ALSO PRESENT:

Emely Garcia, Natural Resources Defense Council

John Geesman, Alliance for Nuclear Responsibility

John Hamon, Mayor Pro Tem, City of Paso Robles

Marcia Hanscom, Defend Ballona Wetlands

Chris K.

Mark Krausse, Pacific Gas and Electric

Russell Marine

Dawn Ortiz-Legg, Supervisor, County of San Luis Obispo,
District 3

Paula Perotte, Mayor, City of Goleta

Myla Reson, California Solartopia

Hunter Stern, International Brotherhood of Electrical
Workers, Local 1245

Robert Jan van de Hoek

Jane Velez-Mitchell, Unchained TV

Colleen Weiler, Monterey Bay Aquarium

INDEX

PAGE

I CLOSED SESSION

1

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 State Lands Commission v. Signal Hill Service, Inc.; Pacific Operators, Inc., dba Pacific Operators Offshore, Inc.; DOES 1-100
- California State Lands Commission, et al. v. Martins Beach 1 LLC, et al.
- Candlestick Heights Community Alliance v. City and County of San Francisco, et al.
- Eugene Davis v. State of California and California State Lands Commission
- In re: Temblor Petroleum Company, LLC, Bankruptcy Chapter 11

INDEX CONTINUED

PAGE

- In re: Venoco, LLC, Bankruptcy Chapter 11
 - Martins Beach 1, LLC and Martins Beach 2, LLC v. Effie Turnbull-Sanders, et al.
 - Oakland Bulk and Oversized Terminal, LLC v. City of Oakland
 - Owens Valley Committee v. City of Los Angeles, Los Angeles Department of Water and Power, et al.
 - San Joaquin River Exchange Contractors Water Authority v. State of California; State Lands Commission
 - State of California v. International Boundary and Water Commission, et al.
 - State Lands Commission v. Plains Pipeline, L.P., et al.
 - United States v. Walker River Irrigation District, et al.
 - White v. California State Lands Commission; California Public Works Board
 - Whitred Holdings, LLC v. The McConnel Foundation; California State Lands Commission (as cross defendant)
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

INDEX CONTINUED

PAGE

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

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

B. Conference with real property negotiators

The Commission may consider matters that fall under Government Code section 11126, subdivision (c)(7), under which, prior to the purchase sale, exchange, or lease of real property by or for the Commission, the directions may be given to its negotiators regarding price and terms of payment for the purchase, sale, exchange, or lease.

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).

II Open Session 2

Open Session will begin immediately after Closed Session, which may be as early as 12:30 p.m.

III Public Comment 7

Public comments will be heard 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

INDEX CONTINUED

PAGE

Commission do not become part of the official record for those matters.

IV Confirmation of Minutes for the April 7, 2023 meeting 27

V Executive Officer's Report 88

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

- No items for this section.

Tomales Bay Assignment Actions to be taken by the Executive Officer pursuant to the Commission's Delegation of Authority:

- No items for this section.

VI Consent Calendar 01-87 29

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 WILLIAM MICHAEL ANDERSEN AND MARILYN WILSON ANDERSEN, TRUSTEES OF ANDERSEN FAMILY TRUST, DATED SEPTEMBER 15, 2014 (LESSEE/APPLICANT): Consider acceptance of a lease quitclaim deed and an application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 4180 Ferguson Avenue, near Carnelian Bay, Placer County; for one existing mooring buoy previously authorized; and installation and use of one mooring buoy. CEQA Consideration: categorical exemptions. (Lease 8696, A3548; RA# 2021257) (A 1; S 1, 4) (Staff: L. Anderson)

02 BEACH LANE ASSOCIATES, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY AND FRANKEL TAHOE LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider application for a General Lease - Recreational Use, of

INDEX CONTINUED

PAGE

- sovereign land located in Lake Tahoe, adjacent to 8669 and 8675 Beach Lane, near Tahoma, El Dorado County; for an existing joint-use pier, boathouse with boat lift, breakwater, and four mooring buoys. CEQA Consideration: categorical exemption. (Lease 4176; A3542; RA# 2021253) (A 1; S 1, 4) (Staff: D. Romero)
- 03 BLUE BRONCO LLC (APPLICANT): Consider an application for a General Lease - Recreational Use of sovereign land located in Lake Tahoe, adjacent to 6049 North Lake Boulevard, near Tahoe Vista, Placer County; for one existing mooring buoy previously authorized by the Commission; an existing water intake line not previously authorized by the Commission; and removal of an existing pier. CEQA Consideration: categorical exemptions. (Lease 4065; A3963; RA# 2022214) (A 1; S 1, 4) (Staff: D. Romero)
- 04 WALTER E. BURCH AND CAROL A. BURCH (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 4990 North Lake Boulevard, near Carnelian Bay, Placer County; for use of one existing mooring buoy not previously authorized by the Commission; and installation and use of one mooring buoy. CEQA Consideration: categorical exemptions. (A3552; RA# 2021264) (A 1; S 1, 4) (Staff: L. Ward)
- 05 CITY OF WEST SACRAMENTO (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Sacramento River, adjacent to Assessor's Parcel Number 010-103-01, West Sacramento, Yolo County; for an existing concrete boat ramp, boat dock, two gangways, two boarding floats with cable system related to the Broderick Boat Launch Facility, and bank protection. CEQA Consideration: categorical exemption. (Lease 4798; A3670; RA# 2021375) (A 4; S 3) (Staff: J. Holt)
- 06 LEE M. CHESNUT, TRUSTEE OF THE CHESNUT FAMILY TRUST DATED FEBRUARY 2, 1994 (APPLICANT): Consider an application for a General Lease - Recreational Use of sovereign land located in Lake Tahoe, adjacent to 5500 West Lake Boulevard, near Homewood, Placer County; for an existing pier, boat lift, and two mooring buoys. CEQA Consideration: categorical exemption. (Lease 6798; A3979; RA# 2022241) (A 1; S 1, 4) (Staff: D.

INDEX CONTINUED

PAGE

Romero)

- 07 SANDRA J. CLARKSON, TRUSTEE OF THE CLARKSON SURVIVOR'S TRUST, UNDER TRUST AGREEMENT DATED MARCH 21, 1994 (LESSEE); DENNIS G. PALMER AND GAYLE ANNE PALMER, TRUSTEES OF THE PALMER 2018 TRUST (APPLICANT): Consider termination of Lease 6955 and issuance of a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 22551 Adobe Road, Red Bluff, Tehama County; for an existing boat dock, gangway, and two galvanized steel cables. CEQA Consideration: categorical exemption. (Lease 6955; A4043; RA# 2022286) (A 3; S 1) (Staff: J. Plovnick)
- 08 DAGMAR DOLBY, AS TRUSTEE OF THE DAGMAR DOLBY 2010 HOMEWOOD QPRT, DATED OCTOBER 26, 2010; DAGMAR DOLBY, AS TRUSTEE OF THE DAGMAR DOLBY TRUST ESTABLISHED UNDER THE DOLBY FAMILY TRUST INSTRUMENT DATED MAY 7, 1999 (LESSEE/APPLICANT): Consider amendment of Lease Number 5556, a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2530 West Lake Boulevard, near Tahoe City, Placer County; for the installation and use of one additional mooring buoy. CEQA Consideration: categorical exemption. (Lease 5556; A3578; RA# 2021290) (A 1; S 1, 4) (Staff: D. Romero)
- 09 DEBORAH GAY ELLIOT AND RICHARD CASE ELLIOT, TRUSTEES OF THE ELLIOT FAMILY REVOCABLE TRUST DATED APRIL 13, 1993, AS AMENDED AND RESTATED ON DECEMBER 4, 2018 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3540 West Lake Boulevard, near Homewood, Placer County; for an existing pier with boat hoist previously authorized by the Commission; and an existing marine rail, water intake line, and two mooring buoys not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 3880; A2266; RA# 2019072) (A 1; S 1, 4) (Staff: D. Romero)
- 10 LAWRENCE JOSEPH GANNON AND PATRICIA ANNE GANNON, TRUSTEES OF THE GANNON FAMILY TRUST DECLARATION OF LIVING TRUST DATED DECEMBER 9, 2005 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake

INDEX CONTINUED

PAGE

- Tahoe, adjacent to 8754 Brockway Vista Avenue, near Kings Beach, Placer County; for an existing pier, boat lift, and one mooring buoy. CEQA Consideration: categorical exemption. (Lease 5624; A3910; RA# 2022170) (A 1; S 1, 4) (Staff: L. Ward)
- 11 PETER H. GEREMIA, TRUSTEE OF THE GEREMIA FAMILY TRUST (LESSEE); PETER H. GEREMIA AND JANET L. GEREMIA, TRUSTEES OF THE GEREMIA FAMILY TRUST (APPLICANT): Consider amendment of Lease Number 8887, a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 3600 Idlewild Way, near Homewood, Placer County; for the construction and use of a pier, boat lift and catwalk; use of one existing mooring buoy; and removal of one existing mooring buoy. CEQA Consideration: categorical exemptions. (Lease 8887; A3943; RA# 2022197) (A 1; S 1, 4) (Staff: D. Romero)
- 12 JAROSLAW GLEMOCKI, OR HIS SUCCESSOR(S), TRUSTEE UNDER REVOCABLE TRUST AGREEMENT DATED AUGUST 24TH, 2001, AS AMENDED (LESSEE); SHELL LANE LLC, A DELAWARE LIMITED LIABILITY COMPANY (APPLICANT): Consider termination of Lease Number PRC 9204, a General Lease - Recreational Use; and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5070 West Lake Boulevard, near Homewood, Placer County; for two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 9204; A3495; RA# 2021216) (A 1; S 1, 4) (Staff: D. Romero)
- 13 PETER E. HAAS JR., INDIVIDUALLY AND AS TRUSTEE OF THE PETER HAAS TRUST, ESTABLISHED UNDER THE PETER AND JOANNE HAAS FAMILY TRUST INSTRUMENT, DATED MAY 3, 2001; DANIEL S. HAAS, INDIVIDUALLY AND AS TRUSTEE OF THE DANIEL S. HAAS TRUST, DATED DECEMBER 21, 2004; AND BRADLEY J. HAAS, INDIVIDUALLY AND AS TRUSTEE OF THE BRADLEY J. HAAS TRUST, DATED MARCH 17, 2009 (LESSEE): Consider amendment of Lease Number 3512, a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 5690 West Lake Boulevard, near Homewood, Placer County; for a revision of rent. CEQA Consideration: not a project. (Lease 3512; A3771; RA# 2022065) (A 1; S 1, 4) (Staff: M. Waldo)

INDEX CONTINUED

PAGE

- 14 RICHARD M. HUNT AND SHANNON L. MICOCH (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Elk Slough, adjacent to 52265 Nishida Lane, Clarksburg, Yolo County; for an existing boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 9052; A4036; RA# 2022277) (A 4; S 3) (Staff: M. Waldo)
- 15 LOYD BINGHAM HUTCHINS, ELIZABETH DAISY HELMAN, AND KATHERINE PAGE BINGHAM (LESSEE); WEST LAKE RENTALS LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider termination of Lease Number 4033, a General Lease - Recreational Use; and application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 6730 West Lake Boulevard, Tahoma, Placer County; for the modification and use of an existing pier, and use of two existing mooring buoys. CEQA Consideration: categorical exemption. (Lease 4033; A3911; RA# 2022171) (A 1; S 1, 4) (Staff: M. Waldo)
- 16 BRYAN F. KELLY AND EMILY C. WHITE, CO-TRUSTEES OF THE KELLY-WHITE LIVING TRUST DATED DECEMBER 22, 2010 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8849 Rubicon Drive, near Meeks Bay, El Dorado County; for two existing mooring buoys and a low water anchor not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 7018; A3908; RA# 2022169) (A 1; S 1, 4) (Staff: L. Anderson)
- 17 LAKESIDE PARK ASSOCIATION (LESSEE): Consider revision of rent to Lease Number PRC 5883, a General Lease - Commercial and Recreational Use, of sovereign land in Lake Tahoe, adjacent to 4041 Lakeshore Boulevard, South Lake Tahoe, El Dorado County; for a marina, known as Lakeside Marina, and a beach accretion area and breakwater, known as Lakeside Park Association Beach and Swim Area. CEQA Consideration: not a project. (PRC 5883) (A 1; S 1, 4) (Staff: N. Lee)
- 18 LIBERTY UTILITIES (CALPECO ELECTRIC) LLC (APPLICANT): Consider application for a General Lease - Right-of-Way Use of sovereign land located in Lake Tahoe, adjacent to Assessor's Parcel Numbers

INDEX CONTINUED

PAGE

- 018-041-004 and 018-060-005, crossing Emerald Bay, El Dorado County; for two existing submarine electrical power cables previously authorized by the Commission and two marker buoys not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 944; A3304; RA# 2021176) (A 1; S 1, 4) (Staff: J. Holt)
- 19 SISTERS OF ST. DOMINIC, CONGREGATION OF THE MOST HOLY NAME (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2800 Lake Terrace Avenue, near Tahoe City, Placer County; for an existing pier. CEQA Consideration: categorical exemption. (Lease 4379; A4013; RA# 2022245) (A 1; S 1, 4) (Staff: J. Plovnick)
- 20 FRANK SLOOTMAN AND BRENDA L. SLOOTMAN, TRUSTEES OF THE SLOOTMAN LIVING TRUST DATED SEPTEMBER 8, 1999; AND LIP-BU TAN AND YSA LOO, TRUSTEES, FBO LIP-BU TAN AND YSA LOO TRUST (LESSEE/APPLICANT): Consider acceptance of a lease quitclaim deed and issuance of a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 2050, 2140, 2200 North Lake Boulevard, Tahoe City, Placer County; for construction and use of a joint-use pier; installation of three boat lifts; use of three existing mooring buoys; and removal of three existing mooring buoys. CEQA Consideration: categorical exemption. (A3873; RA# 2022139) (A 1; S 1, 4) (Staff: L. Ward)
- 21 TAHOE CITY PUBLIC UTILITY DISTRICT (PERMITTEE): Consider amendment of Permit Number PRC 2754, a General Permit - Public Agency Use, of sovereign land located in Lake Tahoe, adjacent to 2500 Lake Forest Road, near Tahoe City, Placer County; to authorize periodic maintenance dredging. CEQA Consideration: categorical exemption. (Permit 2754; A3901; RA# 2022188) (A 1; S 1, 4) (Staff: S. Avila)
- 22 TAHOE TAVERN PROPERTY OWNERS ASSOCIATION (LESSEE/APPLICANT): Consider acceptance of a Lease Quitclaim Deed and issuance of a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 300 West Lake Boulevard, Tahoe City, Placer County; for an existing pier, 90 mooring buoys, and 4 marker buoys. CEQA Consideration: categorical exemption. (Lease 5956; A3487; RA#

INDEX CONTINUED

PAGE

- 2021207) (A 1; S 1, 4) (Staff: M. Waldo)
- 23 WOODLAND PIER, INC., A CALIFORNIA CORPORATION (LESSEE/APPLICANT): Consider application for an acceptance of a Lease Quitclaim Deed and issuance of a General Lease - Recreational Use, of sovereign land located in Lake Tahoe, adjacent to 8243 Meeks Bay Avenue, Meeks Bay, El Dorado County; for an existing pier and davits previously authorized by the Commission; and 12 existing mooring buoys not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 1742; A3134; RA# 2020453) (A 1; S 1, 4) (Staff: L. Anderson)
- 24 WS MARINA, LLC, A DELAWARE LIMITED LIABILITY COMPANY (LESSEE/APPLICANT); EQUITRUST LIFE INSURANCE COMPANY (SECURED-PARTY LENDER): Authorize an Agreement and Consent to Encumbrance of Lease 3953, a General Lease - Commercial Use, of sovereign land located in Lake Tahoe, adjacent to 5190 West Lake Boulevard, Homewood, Placer County; for an existing commercial marina known as Homewood High & Dry Marina. CEQA Consideration: not a project. (Lease 3953; A4042, RA 14810) (A 1; S 1, 4) (Staff: J. Holt)
- 25 YUBA COUNTY WATER AGENCY (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Yuba River, near Smartsville, Yuba County; for restoration and rehabilitation of the bed of the Yuba River channel and floodplain to improve the wildlife and aquatic habitats. CEQA Consideration: Mitigated Negative Declaration, adopted by the Yuba County Water Agency, State Clearinghouse No. 2022120635, and adoption of a Mitigation Monitoring Program. (A3852; RA# 2022161) (A 3; S 6) (Staff: J. Holt)

Bay/Delta Region

- 26 ALAMAR, LP (LESSEE): Consider continuation of rent and revision of surety bond to Lease Number PRC 5110, a General Lease - Commercial Use, of sovereign land located in the Sacramento River, adjacent to 5999 Garden Highway, near Sacramento, Sacramento County; for a commercial marina. CEQA Consideration: not a project. (PRC 5110) (A 7; S 6) (Staff: V. Caldwell)

INDEX CONTINUED

PAGE

- 27 ASHISH ATREJA AND SURABHI M. ATREJA (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 2395 Garden Highway, near Sacramento, Sacramento County; for an existing covered boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 5042; A3327; RA# 2021111) (A 6; S 8) (Staff: S. Avila)
- 28 BANDWIDTH IG, LLC (APPLICANT): Consider adoption of a Mitigated Negative Declaration, State Clearinghouse Number 2023040125, and adoption of a Mitigation Monitoring Program, and consider application for a General Lease - Right-of-Way Use, of sovereign land located in the San Francisco Bay, San Leandro and Brisbane, Alameda and San Mateo Counties, for the installation and use of two buried fiber optic cables and two conduits. (A3655; RA# 2021357) (A 20, 21; S 9, 13) (Staff: K. Connor)
- 29 GERALD CAMPBELL AND KELLIE CAMPBELL, TRUSTEES OF THE CAMPBELL REVOCABLE FAMILY TRUST, DATED SEPTEMBER 14, 2000 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in Georgiana Slough, adjacent to 405 West Willow Tree Lane, Isleton, Sacramento County; for an existing boat dock, deck, and appurtenant facilities previously authorized by the Commission; and seven existing unattached pilings, and bank protection not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 4726; A3252; RA# 2021052) (A 9; S 3) (Staff: L. Anderson)
- 30 DAVID MANNING CHODOS AND MARK CHODOS (LESSEE); MARK CHODOS (APPLICANT): Consider termination and application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 2181 Garden Highway, near Sacramento, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 9152; A3719; RA# 2022018) (A 6; S 8) (Staff: S. Avila)

INDEX CONTINUED

- PAGE
- 31 MARK CHODOS (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 2191 Garden Highway, near Sacramento, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection not previously authorized by the Commission. CEQA Consideration: categorical exemptions. (A3720; RA# 2022019) (A 6; S 8) (Staff: S. Avila)
- 32 CITY OF BENICIA (APPLICANT): Consider application for a General Lease - Dredging, of sovereign land in the Carquinez Strait at the entrance to the Benicia Marina, Benicia, Solano County; for maintenance dredging. CEQA Consideration: categorical exemption. (Lease 7466; A3741; RA# 2022032) (A 11; S 3) (Staff: M. Schroeder)
- 33 CITY OF STOCKTON (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the San Joaquin River, adjacent to Assessor's Parcel Number 163-330-030, Stockton, San Joaquin County; for construction and use of an outfall pipeline, bank protection, and a temporary cofferdam associated with the Regional Wastewater Control Facility Modifications Project; removal of an existing apron and use of existing bank protection not previously authorized by the Commission. CEQA Consideration: Supplemental Environmental Impact Report, certified by the City of Stockton, State Clearinghouse No. 2018092017, and adoption of a Mitigation Monitoring Program and Statement of Findings. (A3628; RA# 2022124) (A 13; S 5) (Staff: J. Holt)
- 34 TRACIE L. CONE (LESSEE); EUGENE GRANT LARSON AND ANGELINA OPPEDISANO LARSON, TRUSTEES UNDER THE LARSON FAMILY TRUST DATED SEPTEMBER 11, 1995 (APPLICANT): Consider termination of a General Lease - Protective Structure Use; and application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 7115 Garden Highway, near Sacramento, Sacramento County; for use of existing bank protection previously authorized by the Commission; and construction and use of a boat dock and appurtenant facilities. CEQA Consideration: categorical exemption.

INDEX CONTINUED

PAGE

- (Lease 5493; A3337; RA# 2021112) (A 7; S 6) (Staff: S. Avila)
- 35 COUNTY OF STANISLAUS (LESSEE): Consider amendment of Lease Number PRC 2202, a General Lease - Public Agency Use, of sovereign land in the San Joaquin River, adjacent to Assessor's Parcel Numbers 022-004-001 and 047-037-013, near Patterson, Stanislaus County; to install supplemental grouted steel column/pile encasements on piles of the East Las Palmas Avenue Bridge. CEQA Consideration: Mitigated Negative Declaration, adopted by Stanislaus County, State Clearinghouse No. 2020059042, and adoption of a Mitigation Monitoring Program. (PRC 2202; A3313; RA# 2021106) (A 22; S 4) (Staff: M. Schroeder)
- 36 JANE C. CRABLE AND RICHARD E. CRABLE, TRUSTEES OF THE JANE C. AND RICHARD E. CRABLE LIVING TRUST (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 2145 Garden Highway, Sacramento, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 5029; A3616; RA#2021316) (A 6; S 8) (Staff: S. Avila)
- 37 DELTA BEACH PROPERTIES, INC. (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located on the Sacramento River, adjacent to 14250 Isleton Road, Isleton, Sacramento County; for an existing boat launch ramp, accommodation dock, and 20 double-point mooring buoys. CEQA Consideration: categorical exemption. (Lease 5383; A3389; RA#2022093) (A 9; S 3) (Staff: L. Ward)
- 38 FISHBIO, INCORPORATED (APPLICANT): Consider application for a General Lease - Other, of sovereign land located in the Stanislaus River, adjacent to Assessor's Parcel Numbers 074-003-022 and 247-250-120, near Riverbank, Stanislaus and San Joaquin Counties; for seasonal installation and use of a resistance board fish counting weir, and placement of warning buoys. CEQA Consideration: categorical exemption. (Lease 9049; A3964; RA# 2022217) (A 9; S 5, 4) (Staff: J. Holt)

INDEX CONTINUED

PAGE

- 39 JOSHUA WEISS HARMATZ AND LESLIE HARMATZ, CO-TRUSTEES OF THE HARMATZ FAMILY TRUST DATED DECEMBER 8, 2009 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 4171 Garden Highway, near Sacramento, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection previously authorized by the Commission; and two existing personal watercraft floats not previously authorized by the Commission. CEQA Consideration: categorical exemption. (Lease 5697; A3905; RA#2022168) (A 6; S 8) (Staff: S. Avila)
- 40 THE ISLAND CLUB, INC., A CALIFORNIA CORPORATION (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in Montezuma Slough, adjacent to 3372 Gum Tree Road, Grizzly Island, near Suisun City, Solano County; for an existing boat dock, covered storage shed, and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 9053; A3982; RA# 2022229) (A 11; S 3) (Staff: M. Waldo)
- 41 MANUEL C. JARDIN AND GAIL A. JARDIN, TRUSTEES OF THE JARDIN FAMILY TRUST DATED MAY 13, 2005 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 4233 Garden Highway, near Sacramento, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 9045; A3993; RA#2022252) (A 6; S 8) (Staff: S. Avila)
- 42 THOMAS L. JONES AND SHARON M. JONES, TRUSTEES OF THE THOMAS L. JONES AND SHARON M. JONES REVOCABLE TRUST DATED JULY 15, 2003; RONALD P. WOOD, TRUSTEE OR SUCCESSORS IN TRUST, UNDER THE WOOD FAMILY TRUST DATED SEPTEMBER 5, 2003 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in Steamboat Slough, adjacent to 3474 Snug Harbor Drive, near Walnut Grove, Solano County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease

INDEX CONTINUED

PAGE

- 5748; A3403; RA# 2021254) (A 11; S 3) (Staff: S. Avila)
- 43 PEDER E. JONES AND NANCY B. JONES, TRUSTEES OF THE PEDER AND NANCY JONES LIVING TRUST U/D MARCH 25, 2009 (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 17436 Grand Island Road, near Isleton, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 4762; A3739; RA#2022031) (A 9; S 3) (Staff: S. Avila)
- 44 MIDDLE RIVER SKI CLUB (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Middle River, adjacent to Assessor's Parcel Number 129-170-060, west of Stockton, San Joaquin County; for an existing boat dock and appurtenant facilities, and a seasonal slalom course with 22 marker buoys. CEQA Consideration: categorical exemption. (Lease 6702; A3968; RA# 2022272) (A 13; S 5) (Staff: J. Plovnick)
- 45 GERALD ELLIOTT MILLS AND MEREDITH BAKER MILLS, AS CO-TRUSTEES OF THE 2014 GERALD ELLIOTT MILLS AND MEREDITH BAKER MILLS REVOCABLE TRUST, U/A DATED JULY 23, 2014 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 6508 Benham Way, Sacramento, Sacramento County; for an existing boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 8564; A3761; RA# 2022246) (A 9; S 8) (Staff: M. Waldo)
- 46 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider continuation of rent and revision of surety bond to Lease Number PRC 5438-A, a General Lease - Right-of-Way Use, of State sovereign land located on various waterways, in various counties, statewide; for transportation, distribution, and gathering natural gas pipelines. CEQA Consideration: not a project. (PRC 5438-A) (A: Statewide; S: Statewide) (Staff: V. Caldwell)
- 47 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider continuation of rent and revision of surety bond to

INDEX CONTINUED

PAGE

- Lease Number PRC 5438-B, a General Lease - Right-of-Way Use, of State sovereign land located on various waterways, in various counties, statewide; for transportation, distribution, and gathering natural gas pipelines. CEQA Consideration: not a project. (PRC 5438-B) (A: Statewide; S: Statewide) (Staff: V. Caldwell)
- 48 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider continuation of rent and revision of surety bond to Lease Number PRC 5438-C, a General Lease - Right-of-Way Use, of State sovereign land located on various waterways, in various counties, statewide; for transportation, distribution, and gathering natural gas pipelines. CEQA Consideration: not a project. (PRC 5438-C) (A: Statewide; S: Statewide) (Staff: V. Caldwell)
- 49 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider continuation of rent and revision of surety bond to Lease Number PRC 5438-D, a General Lease - Right-of-Way Use, of State sovereign land located on various waterways, in various counties, statewide; for transportation, distribution, and gathering natural gas pipelines. CEQA Consideration: not a project. (PRC 5438-D) (A: Statewide; S: Statewide) (Staff: V. Caldwell)
- 50 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider continuation of rent and revision of surety bond to Lease Number PRC 5438-E, a General Lease - Right-of-Way Use, of State sovereign land located on various waterways, in various counties, statewide; for transportation, distribution, and gathering natural gas pipelines. CEQA Consideration: not a project. (PRC 5438-E) (A: Statewide; S: Statewide) (Staff: V. Caldwell)
- 51 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider continuation of rent and revision of surety bond to Lease Number PRC 5438-F, a General Lease - Right-of-Way Use, of State sovereign land located on various waterways, in various counties, statewide; for transportation, distribution, and gathering natural gas pipelines. CEQA Consideration: not a project. (PRC

INDEX CONTINUED

PAGE

- 5438-F) (A: Statewide; S: Statewide) (Staff: V. Caldwell)
- 52 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE): Consider continuation of rent and revision of surety bond to Lease Number PRC 6205, a General Lease - Right-of-Way Use, of State sovereign land located on various waterways, in various counties, statewide; for electric distribution lines and fiber optic cables. CEQA Consideration: not a project. (PRC 6205) (A & S: Statewide) (Staff: V. Caldwell)
- 53 VICKI A. PFINGST, AS TRUSTEE OF THE VICKI A. PFINGST TRUST, U.D.T., DATED MARCH 3, 1998 (LESSEE/ASSIGNOR); LARRY BRACCO (APPLICANT/ASSIGNEE): Consider assignment and amendment of a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Sacramento River, adjacent to 2521 Garden Highway, near Sacramento, Sacramento County; for an existing boat dock, appurtenant facilities, and bank protection. CEQA Consideration: categorical exemption. (Lease 4939; A3769; RA#2022064) (A 7; S 6) (Staff: S. Avila)
- 54 FRANK T. RAUZI AND JUDITH D. RAUZI, TRUSTEES UNDER THE FRANK T. RAUZI AND JUDITH D. RAUZI FAMILY TRUST DATED DECEMBER 22, 2020 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Calaveras River, adjacent to 2943 Calariva Drive, near Stockton, San Joaquin County; for an existing boat dock, boathouse and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 8473; A4035; RA# 2022260) (A 13; S 5) (Staff: M. Waldo)
- 55 STOCKTON WATER SKI CLUB (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the San Joaquin River, adjacent to Assessor's Parcel Number 129-070-01, near Ward Island, San Joaquin County; for two existing boat docks and appurtenant facilities, a swim float, and five speed control buoys. CEQA Consideration: categorical exemption. (Lease 5373; A3974; RA# 2022244) (A 13; S 5) (Staff: J. Plovnick)
- 56 PADRA TARIFARD (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land

INDEX CONTINUED

PAGE

located in the Sacramento River, adjacent to 2931 Garden Highway, near Sacramento, Sacramento County; for the construction and use of a boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (A4063; RA# 2022269) (A 6; S 8) (Staff: D. Romero)

- 57 PAUL B. TIETJEN & LANA T. TIETJEN, TRUSTEES OF THE PAUL B. TIETJEN AND LANA T. TIETJEN DECLARATION OF TRUST DATED AUGUST 6, 2002; AND HOWARD A. COOPER (LESSEE); PAUL B. TIETJEN & LANA T. TIETJEN, TRUSTEES OF THE PAUL B. TIETJEN AND LANA T. TIETJEN DECLARATION OF TRUST DATED AUGUST 6, 2002; AND STRAWBERRY RIDGEWOOD HOLDINGS, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider termination of Lease 4674, a General Lease - Recreational Use and issuance of a General Lease - Recreational Use, of sovereign land located in Corte Madera Creek, adjacent to 555 and 575 Larkspur Plaza Drive, Larkspur, Marin County; for an existing joint-use boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 4674; A3795; RA# 2022073) (A 12; S 2) (Staff: M. Waldo)
- 58 STEVEN K. YOKOI AND BEVERLY J. YOKOI, TRUSTEES OF THE YOKOI REVOCABLE LIVING TRUST DATED JULY 14, 2011 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Sacramento River, adjacent to 907 Piedmont Drive, Sacramento, Sacramento County; for an existing covered boathouse with boat dock and appurtenant facilities. CEQA Consideration: categorical exemption. (Lease 4616; A3593; RA# 2021351) (A 10; S 8) (Staff: S. Avila)

Central/Southern Region

- 59 CITY OF DEL MAR (APPLICANT): Consider application for a General Lease - Public Agency Use and Dredging, of sovereign land in the San Dieguito River Inlet and the Pacific Ocean, Del Mar, San Diego County; for dredging of the San Dieguito River Inlet and the deposition of a maximum of 180,000 cubic yards of sand over 5 years (up to 50,000 cubic yards of material annually) at Del Mar City Beach under the City of Del Mar Sand Compatibility and Opportunistic Use Program (SCOUP).

INDEX CONTINUED

PAGE

- CEQA Consideration: Mitigated Negative Declaration, adopted by the City of Del Mar, State Clearinghouse No. 2020040181, and adoption of a Mitigation Monitoring Program. (A3435; RA#2021179) (A 77; S 38) (Staff: K. Connor)
- 60 CITY OF HUNTINGTON BEACH (LESSEE): Consider revision of rent to Lease Number PRC 6616, a General Lease - Public Agency Use, of sovereign land in the Pacific Ocean, Huntington Beach, Orange County; for an existing municipal public pier and related concession subleases. CEQA Consideration: not a project. (PRC 6616) (A 72; S 36) (Staff: V. Caldwell)
- 61 CITY OF SAN BUENAVENTURA (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Pacific Ocean, near San Buenaventura, adjacent to Marina Park, Ventura County; for the construction, operation, and maintenance of one 20-inch-diameter outfall pipeline and diffuser, with protective rock cover, and concrete ballast weights. CEQA Consideration: Environmental Impact Report, certified by the City of San Buenaventura, State Clearinghouse No. 2017111004, and Addendum, and adoption of a Mitigation Monitoring Program and Findings and Statement of Overriding Considerations. (A3712; RA# 2022050) (A 38; S 21) (Staff: K. Connor)
- 62 COUNTY OF ORANGE (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Pacific Ocean, adjacent to Assessor's Parcel Numbers 672-171-03 and -06, near Dana Point, Orange County; for an existing rock revetment and fill. CEQA Consideration: categorical exemption. (Lease 7253; A3572; RA# 2021283) (A 74; S 36) (Staff: J. Toy)
- 63 FOURTH OF JULY YACHT CLUB (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Pacific Ocean at Fourth of July Cove, Santa Catalina Island, Los Angeles County; for an existing pier, ramp, three floats, one swim float, and two dinghy tie lines. CEQA Consideration: categorical exemption. (Lease 6444; A3945; RA# 2022208) (A 69; S 24) (Staff: J. Plovnick)

INDEX CONTINUED

PAGE

- 64 ERIC KEATING AND MELISSA KEATING (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Colorado River, adjacent to 1170 Beach Drive, Needles, San Bernardino County; for an existing boat dock, gangway with railing, two large concrete patios with rock retaining walls, small concrete patio with railing and planter area, electrical and irrigation appurtenances, concrete stairs with rock walls, concrete landing, gangway with railing, and riprap bankline protection. CEQA Consideration: categorical exemption. (Lease 9039; A3735; RA# 2022028) (A 36; S 18) (Staff: G. Asimakopoulos)
- 65 CHARLES F. NICHOLS AND JUDITH A. NICHOLS, AS TRUSTEES OF THE COLLIN STEHL NICHOLS TRUST (QPRT) DATED 2/1/2018; CHARLES F. NICHOLS AND JUDITH A. NICHOLS, AS TRUSTEES OF THE TREVOR CHANCE NICHOLS TRUST (QPRT) DATED 2/1/2018; CHARLES F. NICHOLS AND JUDITH A. NICHOLS, AS TRUSTEES OF THE CHRISTEN COLETTE WRIGHT TRUST (QPRT) DATED 2/1/2018; AND CHARLES F. NICHOLS AND JUDITH A. NICHOLS, AS TRUSTEES OF THE VALARIE LYNN DEEN TRUST (QPRT) DATED 2/1/2018 (APPLICANT): Consider application for a General Lease - Recreational Use, of sovereign land located in the Midway Channel of Huntington Harbour, adjacent to 3492 Gilbert Drive, Huntington Beach, Orange County; for an existing boat dock, access ramp, and cantilevered deck. CEQA Consideration: categorical exemption. (Lease 3078; A3966; RA# 2022238) (A 72; S 36) (Staff: J. Plovnick)
- 66 JOSEPH R. RYNIAK AND CYNTHIA M. RYNIAK (APPLICANT): Consider application for a General Lease - Recreational and Protective Structure Use, of sovereign land located in the Colorado River, adjacent to 1226 Beach Drive, Needles, San Bernardino County; for an existing boat dock and gangway with railing, planter area, stairway with railing, and riprap bankline protection; CEQA Consideration: categorical exemption. (Lease 9091; A3819; RA# 2022220) (A 36; S 18) (Staff: G. Asimakopoulos)
- 67 ANTHONY J. SOLETO, OR HIS SUCCESSOR TRUSTEE, TRUSTEE OF THE ANTHONY J. SOTELO FAMILY TRUST DATED JUNE 15, 2011 (LESSEE); TRONG VA MA AND HUONG T. NGUYEN (APPLICANT): Consider termination of Lease 3312, a General Lease - Recreational Use, and application for

INDEX CONTINUED

PAGE

- a General Lease - Recreational Use, of sovereign land located in the Midway Channel of Huntington Harbour, adjacent to 3392 Gilbert Drive, Huntington Beach, Orange County; for an existing boat dock and access ramp. CEQA Consideration: categorical exemption. (Lease 3312; A4031; RA# 2022253) (A 72; S 36) (Staff: D. Romero)
- 68 SOUTHERN CALIFORNIA EDISON COMPANY (APPLICANT): Consider application for a General Lease - Industrial Use, of sovereign land located in the Pacific Ocean, near the southeast coast of Santa Catalina Island, Los Angeles County; for two source saltwater wells, buried water pipeline and electrical conduit, two well heads on concrete pads, a fence, and the improvement and enhancement of a portion of a rock rip rap revetment. CEQA Consideration: categorical exemptions. (Lease 8330; RA# 2021322) (A 69; S 24) (Staff: D. Simpkin)
- 69 CARL W. TUNNELL AND BETSY TUNNELL (LESSEE); JADJ LAND HOLDINGS, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT): Consider acceptance of a lease quitclaim deed and issuance of a General Lease - Recreational Use, of sovereign land located in the Kings River, adjacent to 38550 Road 16, near Kingsburg, Tulare County; for an existing fixed recreational dock. CEQA Consideration: categorical exemption. (Lease 8773; A3957; RA# 2022213) (A 33; S 16) (Staff: J. Plovnick)
- 70 UNITED STATES ARMY CORPS OF ENGINEERS (APPLICANT): Consider application for a General Lease - Public Agency Use, of sovereign land located in the Pacific Ocean, near Surfside - Sunset and Newport Beaches, Orange County; for dredging in the Pacific Ocean from an offshore borrow site, and placement of beach fill along the shoreline in the Cities of Seal Beach and Newport Beach under the Surfside - Sunset Beach Nourishment Project. CEQA Consideration: adopted Final Supplemental Environmental Assessment/Finding of No Significant Impact. (L4551; RA# 2022226) (A 72; S 36) (Staff: K. Connor)
- 71 U.S. BORAX, INC. (LESSEE): Consider revision of rent to Lease Number PRC 2976, a General Lease - Industrial Use, of State sovereign land located in the dry lakebed of Owens Lake, Inyo County; for a mineral processing site, access road, water wells, solar

INDEX CONTINUED

PAGE

evaporation ponds, and an electrical transmission facility. CEQA Consideration: not a project. (PRC 2976) (A 8; S 4) (Staff: V. Caldwell)

School Lands

- 72 CALIFORNIA DEPARTMENT OF TRANSPORTATION (APPLICANT): Consider authorizing, acting as trustee of the School Land Bank Fund, the sale and subsequent issuance of a patent to the State of California, Department of Transportation (Caltrans), for 6.99-acres, more or less, of indemnity school lands located along State Highway 247 in Sections 3, 4, and 10, Township 3 North, Range 4 East, SBM, east of the community of Lucerne Valley, San Bernardino County. CEQA Consideration: Mitigated Negative Declaration, adopted by the California Department of Transportation, State Clearinghouse No. 2022040204. (SA 5776; RA#2022117) (A 34; S 12) (Staff: D. Simpkin)
- 73 KARUK TRIBE (APPLICANT): Consider rescission of previous Lease Authorization and issuance of a General Lease - Public Agency Use, on State-owned indemnity school lands, in a portion of section 28, T9N, R3E, HM along Bald Hills Road, located between Weitchpec and Orick, Humboldt County; for installation and use of two fiber optic cables. CEQA Consideration: Mitigated Negative Declaration, adopted by the California Public Utilities Commission, State Clearinghouse No. 2022060515, and adoption of a Mitigation Monitoring Program. (A3459; RA# 2021212) (A 2; S 2) (Staff: D. Simpkin)

Mineral Resources Management

- 74 COASTAL FRONTIERS CORPORATION (APPLICANT): Consider application for a General Offshore Geophysical Survey Permit to conduct geophysical surveys on granted and ungranted tidelands and submerged lands statewide, from the mean high tide line to 3 miles offshore. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021. (A4080; Lease 9404; RA# 2022285) (A & S: Statewide Offshore) (Staff: C. Fox)

INDEX CONTINUED

PAGE

- 75 ECOSYSTEMS MANAGEMENT ASSOCIATES, INC. (APPLICANT): Consider application for a General Offshore Geologic Permit to conduct geological surveys on granted and ungranted tide and submerged lands state-wide, from the mean high tide line to 3 miles offshore, under the jurisdiction of the California State Lands Commission. CEQA Consideration: categorical exemption. (A3933; Lease 8536; RA# 2022206) (A & S: Statewide Offshore) (Staff: C. Fox)
- 76 FUGRO USA MARINE, INC. (APPLICANT): Consider application for a General Offshore Geologic Permit to conduct geological surveys on granted and ungranted tide and submerged lands state-wide, from the mean high tide line to 3 miles offshore, under the jurisdiction of the California State Lands Commission. CEQA Consideration: categorical exemption. (A4026; Lease 9622; RA# 2022295) (A & S: Statewide Offshore) (Staff: C. Fox)
- 77 GAHAGAN & BRYANT ASSOCIATES, INCORPORATED, (APPLICANT): Consider application for a General Offshore Geophysical Survey Permit to conduct geophysical surveys on granted and ungranted tidelands and submerged lands statewide, from the mean high tide line to 3 miles offshore. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021. (A4112; RA# 2022306) (A & S: Statewide Offshore) (Staff: C. Fox)
- 78 HI-GRADE MATERIALS CO. (APPLICANT): Consider application for a Mineral Extraction Lease (minerals, other than oil, gas, or geothermal resources) on approximately 116 acres of 100 percent reserved mineral interest school lands, 449-111-23 and 449-111-26, located on lots 10, 11, and 12, containing 38.14 acres, 37.64 acres and 40.06 acres, respectively, all within Section 30, Township 4 North, Range 1 East, San Bernardino Baseline & Meridian, and situated east of Victorville in a remote area of Lucerne Valley vicinity of Mojave Desert, in San Bernardino County. CEQA Consideration: Mitigated Negative Declaration adopted by San Bernardino County, State Clearinghouse No. 2013121017. (A3849; Lease 8831; RA 2022166) (A 34; S 12) (Staff: R. Lee)

INDEX CONTINUED

PAGE

- 79 TETRA TECH, INCORPORATED (APPLICANT): Consider application for a General Offshore Geophysical Survey Permit to conduct geophysical surveys on granted and ungranted tidelands and submerged lands statewide, from the mean high tide line to 3 miles offshore. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021 (A4074; Lease 9246; RA# 20222308) (A & S: Statewide Offshore) (Staff: C. Fox)
- 80 TETRA TECH, INCORPORATED (APPLICANT): Consider application for a General Offshore Geologic Permit to conduct geological surveys on granted and ungranted tide and submerged lands state-wide, from the mean high tide line to 3 miles offshore, under the jurisdiction of the California State Lands Commission. CEQA Consideration: categorical exemption. (A4116; RA# 2022309) (A & S: Statewide Offshore) (Staff: C. Fox)
- 81 UNITED STATES GEOLOGICAL SURVEY (APPLICANT): Consider application for a General Offshore Geophysical Survey Permit to conduct geophysical surveys on granted and ungranted tidelands and submerged lands statewide, from the mean high tide line to 3 miles offshore. CEQA Consideration: Mitigated Negative Declaration, Mitigation Monitoring Program, and addendum, State Clearinghouse No. 2013072021. (A4000; Lease 8394; RA# 2022265) (A & S: Statewide) (Staff: C. Fox)

Marine Environmental Protection

- No items for this section.

Administration

- No items for this section.

Legal

- 82 CALIFORNIA STATE LANDS COMMISSION (PARTY): Consider an amendment to the Delegation of Authority to the California State Lands Commission staff to update division names and authorize staff to extend construction deadlines. CEQA Consideration: not a project. (W 9301) (A & S: Statewide) (Staff: W. Crunk)
- 83 MELVIN E CHENEY; CHARLES SMITH D/B/A SACRAMENTO TUGBOAT; GREGER PACIFIC MARINE INC (PARTIES): Consider taking title to and authorizing the removal and

INDEX CONTINUED

PAGE

- disposal of an abandoned vessel on sovereign lands in Haypress Reach, San Joaquin River, near McDonald Island, San Joaquin County. CEQA Consideration: categorical exemptions. (W27250) (A 13; S 5) (Staff: A. Kershen, V. Caldwell)
- 84 MARCUS FELTON (PARTY): Consider taking title to and authorizing the removal and disposal of an abandoned vessel on sovereign lands in the Calaveras River, adjacent to 2929 Calariva Drive, Stockton, San Joaquin County. CEQA Consideration: categorical exemption. (W27250) (A 13; S 5) (Staff: A. Kershen, V. Caldwell)
- 85 JOHN STUBBE; ERIC ISAACSON; EUGENE ISAACSON (PARTIES): Consider taking title to and authorizing the removal and disposal of an abandoned vessel on sovereign lands in the Sacramento River, near Freeport, Sacramento County. CEQA Consideration: categorical exemptions. (W27250) (A 4, 9; S 3) (Staff: A. Kershen, V. Caldwell)

Kapiloff Land Bank Trust Acquisition/Expenditure
- No items for this section.

External Affairs

Granted Lands

- 86 CITY OF PITTSBURG (TRUSTEE): Consider a 3-month license agreement, issued by the City of Pittsburg, pursuant to Chapter 422, Statutes of 2011, for the removal of residual oil from an unused storage tank by barge, in the City of Pittsburg, Contra Costa County. CEQA Consideration: categorical exemption. (G 02-03) (A 14; S 7) (Staff: R. Boggiano)
- 87 CITY OF LONG BEACH (TRUSTEE): Review a proposed tideland oil revenue expenditure in an amount not to exceed \$7,975,000 by the City of Long Beach for 12 capital improvement projects on and adjacent to legislatively granted sovereign land in the City of Long Beach, Los Angeles County. CEQA Consideration: not a project. (G 05-03) (A 70; S 33) (Staff: M. Moser)

82

INDEX CONTINUED

PAGE

VII Informational Calendar

- 88 CALIFORNIA STATE LANDS COMMISSION: Report on the continued monitoring of possible subsidence, Long Beach Unit/Tidelands, Wilmington Oil Field, Los Angeles County. CEQA Consideration: not a project. (W 10442, W 16001) (A 70; S 33, 34) (Staff: H. Rassamdana, J. Abedi)

VIII Regular Calendar 89-90

- 89 CALIFORNIA STATE LANDS COMMISSION: Discussion and possible action on state legislation relevant to the California State Lands Commission. CEQA Consideration: not applicable. (A & S: Statewide) (Staff: S. Pemberton) 74

- 90 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE/APPLICANT): Consider amendment of Lease Number 9347, a General Lease - Industrial Use, of sovereign land located in and adjacent to the Pacific Ocean, near Avila Beach, San Luis Obispo County; to extend the lease term an additional five years for the existing improvements associated with Diablo Canyon Power Plant and modify the Lease consistent with the provisions of Senate Bill 846 (Dodd, Chapter 239, 2022). CEQA Consideration: categorical exemption. (Lease 9347; RA# 2022212) (A 30; S 17) (Staff: D. Simpkin) 32

IX Public Comment 92

X Commissioners' Comments 92

Adjournment 93

Reporter's Certificate 94

PROCEEDINGS

1
2 CHAIRPERSON KOUNALAKIS: This meeting of the
3 State Lands Commission is being resumed after the
4 commissioners participated in an event to celebrate the
5 successful removal of Piers 421. All the representatives
6 of the Commission are present. I'm Lieutenant Governor
7 Eleni Kounalakis. I'm joined today by State Controller
8 Malia Cohen. Gayle Miller representing the Department of
9 Finance is joining us virtually.

10 Ms. Lucchesi.

11 EXECUTIVE OFFICER LUCCHESI: Madam Chair, we have
12 a quorum present. In addition, I would like to identify
13 members of the staff of the Commission that are
14 participating virtually this hybrid meeting to help us in
15 the background ensure that it goes smoothly. Our meeting
16 liaison is Kim Lunetta and our Zoom co-hosts are Katie
17 Robinson-Filipp and Kyle Pierce.

18 CHAIRPERSON KOUNALAKIS: Thank you very much, Ms.
19 Lucchesi. We will now adjourn into closed session and
20 we'll return soon after. Thank you.

21 (Off record: 12:11 p.m.)

22 (Thereupon the meeting recessed
23 into closed session.)

24 (Thereupon the meeting reconvened
25 open session.)

1 (On record: 1:11 p.m.)

2 CHAIRPERSON KOUNALAKIS: Okay. This meeting is
3 called back to order. All members of the Commission are
4 present. For the benefit of those in the audience, the
5 State Lands Commission manages State property interests in
6 over five million acres of land, including mineral
7 interests. The Commission also has responsibility for the
8 prevention of oil spills at marine oil terminals and
9 offshore oil platforms and islands, and for preventing the
10 introduction of marine invasive species into California's
11 marine waters. Today, we will hear requests and
12 presentations involving the lands and resources within the
13 Commission's jurisdiction.

14 I want to take a moment to acknowledge and
15 express gratitude to the Chumash people on whose lands
16 this meeting is being held. The Chumash have maintained a
17 constant presence on the landscape, living on this coast,
18 and fishing in these waters for countless generations.
19 The Commission takes seriously its trust relationship with
20 these sovereign governments and recognize that
21 California's Native people are essential stewardship
22 partners of this State's land and resources.

23 I also want to take a moment to honor the
24 California Native American communities all across the
25 State for persisting, carrying on diverse cultural and

1 linguistic traditions, and sustainably managing the land
2 we now share. Native people have maintained a constant
3 presence on the landscape for many thousands of years and
4 they're essential stewardship partners, whether along the
5 coast, along our rivers and valleys, or in our fragile
6 deserts. We thank California Native American communities
7 for participating in this Commission's activities and for
8 their essential role in maintaining and adding to our
9 State's rich cultural history.

10 I would like to welcome Mayor Paula Perotte, our
11 special guest, to our Commission meeting. Thank you for
12 hosting us in your beautiful and thriving city. It is a
13 pleasure to spend the day with you and your city team.
14 Mayor Perotte, please, the floor is yours.

15 GOLETA MAYOR PEROTTE: Thank you so much and good
16 afternoon. I am Paula Perotte. And as Mayor, I have the
17 honor of welcoming State Lands Commission to the City of
18 Goleta. This I think is our -- your second time having a
19 meeting in Goleta and we are truly honored that you're
20 here.

21 Today, before the meeting we celebrated major
22 accomplishments, the removal of 421 wells and piers. You
23 choosing Goleta as the location for your meeting is a
24 compliment to the City, as it highlights the importance of
25 oil and gas decommissioning work happening along our

1 coast. And we know that the work of removing legacy oil
2 and gas infrastructure in Goleta is not yet done. We look
3 forward to the continued collaboration with assistance
4 from California State Lands Commission and the State of
5 California on the full decommissioning of both Platform
6 Holly and the Ellwood Onshore Facility.

7 And for those of you who would like to learn more
8 about the State Lands Commission's staff, their staff has
9 scheduled a town hall meeting to share the status of these
10 efforts on Wednesday night, June 7th at 6 o'clock in the
11 Goleta City Council Chambers. So I welcome people to come
12 and be informed. And thank you for doing that. Thank
13 you.

14 So on behalf of our city, I thank this Commission
15 for the impact -- the work that you do and wish you a
16 great meeting today. Thank you.

17 CHAIRPERSON KOUNALAKIS: Thank you. Thank you so
18 much, Madam Mayor. And let me just say again on behalf of
19 the members of this Commission and all the State Lands
20 staff, this has been a very, very special meeting of this
21 Commission, starting out on your beautiful beach in
22 recognition of the final completion of the removal of the
23 421 operations, way past due, and now to be here in the
24 wonderful offices and the city council hearing rooms. It
25 really is a very special part of the state of California,

1 and you all are I think well aware of how lucky you are,
2 and we feel very lucky to share the day with you.

3 GOLETA MAYOR PEROTTE: Thank you for that. Thank
4 you.

5 CHAIRPERSON KOUNALAKIS: The next item of
6 business will be public comment. Before I open the public
7 comment period for items not on the agenda, first let me
8 thank everyone, especially our stakeholders and members of
9 the public for taking the time to join our meeting. Now,
10 I want to turn it over to Ms. Lucchesi to quickly share
11 some instructions on how we can best participate in this
12 meeting, so that it runs as smoothly as possible.

13 EXECUTIVE OFFICER LUCCHESI: Certainly. Thank
14 you, Chair Kounalakis. For public comment, we will take
15 those members of the public who are here in person first
16 and then hear comments from those members of the public
17 who are participating virtually. I do think all of the
18 people that want to speak during public comment are
19 participating virtually.

20 So for those that do wish to speak either during
21 our open public comment period or during a public comment
22 period that is part of an agenda item, please complete and
23 electronic request to speak form available on our website.
24 We will call you in the order in which you submitted the
25 request to speak form. For those participating virtually,

1 please make sure you have your microphones sand phones
2 muted to avoid background noise. To help us call on you
3 through Zoom, please raise your hand during the
4 appropriate comment section in one of two ways. First, if
5 you are attending on the Zoom platform, please raise your
6 hand. If you are new to Zoom and joined our meeting using
7 the Zoom application, click on the hand icon at the bottom
8 of your screen. When you click on that hand, it will
9 raise your hand.

10 Second, if you are joining our meeting by phone,
11 you must press star nine on your keypad to raise your hand
12 to make a comment. If you are calling in and want to view
13 the meeting, including the PowerPoint presentations,
14 please view the meeting through the CAL-SPAN live webcast
15 link. There will be a slight time delay, but it will
16 avoid an echo or feedback from using the Zoom application
17 and your phone. We will call on individuals who have
18 raised their hands in the order they are raised using the
19 name they registered with or the last three digits of
20 their identifying phone number. After you are called on,
21 you will be unmuted so that you can share your comments.
22 Please also remember to unmute your computer or phone and
23 identify yourself. You will have a limit of three minutes
24 to speak on an item team. Please keep your comments
25 respectful and focused or we will mute anyone who fails to

1 follow these guidelines lines, or at worst dismiss them
2 from the meeting.

3 The Commission has also established an email
4 address to compile public comments for our meeting. We
5 have received various emails from parties that have been
6 shared with all the commissioners prior to the meeting.
7 If we receive any emails during the meeting, they will be
8 shared with the commissioners and made available on our
9 website, along with the public comment letters and emails
10 we have already received.

11 Chair Kounalakis, that concludes my hybrid
12 meeting instructions and we are ready to move to public
13 comment.

14 CHAIRPERSON KOUNALAKIS: Okay. Thank you very
15 much, Ms. Lucchesi. And as we move into public comment,
16 if anyone would like to address the Commission on any
17 matter not on today's agenda, I will call on those who are
18 here in person first, but apparently everyone -- is that
19 correct, no one is here in person?

20 EXECUTIVE OFFICER LUCCHESI: (Nods head).

21 CHAIRPERSON KOUNALAKIS: Okay. So for those who
22 are participating on line, you will have three minutes to
23 provide your comments. So Katie, would you please call
24 the first person who would like to make a public comment.

25 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.

1 Thank you, Madam Chair. Our first public commenter is
2 Mayor Pro Tem John Hamon.

3 CHAIRPERSON KOUNALAKIS: Mayor Pro Tem.

4 PASO ROBLES MAYOR PRO TEM HAMON: Thank you,
5 Madam Chair. Can you hear me all right?

6 CHAIRPERSON KOUNALAKIS: Yes, we can.

7 PASO ROBLES MAYOR PRO TEM HAMON: All right.

8 Thank you. And Honorable members of the State Lands
9 Commission, I am John Hamon, Mayor Pro Tem Paso Robles.
10 I'm here to express our support in PG&E with regard to the
11 relicensing efforts that they are doing. In past years --

12 CHAIRPERSON KOUNALAKIS: That's on the agenda.
13 Mr. Mayor Pro Tem, can I -- can I ask you. This is an
14 item that is on our agenda today. Could you hold your
15 comment until we reach that part of our meeting, so that
16 you can provide your comment as the Commission has taken
17 up the item?

18 PASO ROBLES MAYOR PRO TEM HAMON: Yes, ma'am. I
19 thought I was asked to speak now though.

20 CHAIRPERSON KOUNALAKIS: Okay. My --

21 PASO ROBLES MAYOR PRO TEM HAMON: So no problem.
22 I'll stand by.

23 CHAIRPERSON KOUNALAKIS: My apologies. That is
24 the typical protocol, so that should be coming up --

25 PASO ROBLES MAYOR PRO TEM HAMON: Yes, it is.

1 CHAIRPERSON KOUNALAKIS: -- not too -- not too
2 distant. Thank you so much.

3 PASO ROBLES MAYOR PRO TEM HAMON: Understood.
4 Thank you.

5 CHAIRPERSON KOUNALAKIS: Katie -- thank you.
6 Katie, our next speaker, please.

7 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
8 you, Madam Chair. Our next speaker is Marcia Hanscom.

9 CHAIRPERSON KOUNALAKIS: Ms. Hanscom.

10 MARCIA HANSCOM: Yes, I have a PowerPoint, if
11 that could be brought up, please.

12 CHAIRPERSON KOUNALAKIS: Do we have the
13 capability to bring it up?

14 EXECUTIVE OFFICER LUCCHESI: Yes. Our colleague
15 Kyle is managing the PowerPoint presentations virtually.
16 So Kyle, if you could please bring up the PowerPoint
17 presentation.

18 MARCIA HANSCOM: I was told staff would have that
19 available and ready.

20 CHAIRPERSON KOUNALAKIS: Okay. Is it ready to
21 go?

22 EXECUTIVE OFFICER LUCCHESI: We are working on
23 it.

24 CHAIRPERSON KOUNALAKIS: Okay. We're in a
25 special location today, so it's --

1 MARCIA HANSCOM: Yes, and one to celebrate.

2 EXECUTIVE OFFICER LUCCHESI: It appears that
3 we're having some technical difficulties with the
4 PowerPoint presentation. So Marcia, my apologies for
5 that.

6 CHAIRPERSON KOUNALAKIS: There it is. There it
7 is.

8 EXECUTIVE OFFICER LUCCHESI: Oh, there we go.
9 Never mind.

10 CHAIRPERSON KOUNALAKIS: Okay. Please proceed
11 with your comment.

12 MARCIA HANSCOM: Great. Honorable commissioners,
13 staff, Marcia Hanscom with Defend Ballona Wetlands. I --
14 you may or may not have heard that a judge has ruled that
15 the California Environmental Quality Act certification for
16 the proposed project at the Ballona Wetlands has been
17 ruled to not be adequate and it is -- an injunction has
18 been issued. And there are -- there will be more in the
19 judgment later this month, but I just wanted to show you
20 some photographs of the land that thankfully this judge
21 has saved at least for now.

22 So could you go to the next slide, please.

23 --o0o--

24 MARCIA HANSCOM: All of these photos were taken
25 in the area that's owned by the State Lands Commission.

1 This is a seasonal rain-fed marsh. It is not tidal.

2 Next slide, please

3 --o0o--

4 MARCIA HANSCOM: And then the next slide.

5 --o0o--

6 MARCIA HANSCOM: I'm not sure why we're going
7 backwards.

8 Okay. There we go

9 You can see these are sedges in the front of the
10 photograph, the foreground. These are -- those are fresh
11 water, and in the background, non-tidal pickleweed marsh,
12 which is a brackish area.

13 Next slide, please.

14 --o0o--

15 MARCIA HANSCOM: Next slide.

16 --o0o--

17 MARCIA HANSCOM: You can see this from above.

18 This is again part of the 60 acres that are owned by you,
19 the State Lands Commission, as trustees for the public.

20 Next slide, please.

21 --o0o--

22 MARCIA HANSCOM: Now, we're losing the slides. I
23 hope I'm not losing my time.

24 CHAIRPERSON KOUNALAKIS: No. Here we go.

25 MARCIA HANSCOM: Okay. Next slide, please.

1 --o0o--

2 MARCIA HANSCOM: And again, this is the water
3 source for Ballona, rain, not seawater. And the new
4 science that has not been paid attention to for the past
5 12 to 15 years by the State, California Department of Fish
6 and Wildlife, is something I hope you will pay attention
7 to. That this area was not open to the sea year-round.
8 And the species that rely on this land need the fresh and
9 brackish water not more tidal water.

10 Next slide, please.

11 --o0o--

12 MARCIA HANSCOM: Again just what I -- just what I
13 said, it's not all purely fresh water. There is -- there
14 are alkali soils, but it's not tidal water either.

15 Next slide, please.

16 --o0o--

17 MARCIA HANSCOM: And this winter, many, many,
18 many different birds came and have been foraging and are
19 still there.

20 Next slide, please.

21 --o0o--

22 MARCIA HANSCOM: And instead of borings, which
23 the Coastal Commission did approve in December, there was
24 a missed opportunity for invertebrate zoologists and plant
25 ecologists to ascertain what animals and plants are in the

1 water in order to understand the base of the food chain
2 and the food web here.

3 Next slide, please.

4 --o0o--

5 MARCIA HANSCOM: Here, a white-faced ibis is
6 feeding, black-necked stilt is nesting, American avocets
7 are feeding.

8 Next slide, please.

9 --o0o--

10 MARCIA HANSCOM: Next slide, please.

11 --o0o--

12 MARCIA HANSCOM: And if not for the court ruling,
13 these wetlands would be destroy -- would have been
14 destroyed or very close to, because the fish and wildlife
15 department was getting a permit from the Coastal
16 Commission.

17 Next slide, please.

18 --o0o--

19 MARCIA HANSCOM: Next slide, please.

20 --o0o--

21 MARCIA HANSCOM: Again, these are non-tidal,
22 pickleweed habitat, alkali soils. These are the lands
23 that you own.

24 Next slide, please.

25 --o0o--

1 MARCIA HANSCOM: So again, we want to say,
2 please, don't bulldoze Ballona. This is a -- this is a
3 thriving wetland. It is not dead and dying, which some at
4 Fish and Wildlife unfortunately have asserted. The really
5 good scientists at Fish and Wildlife were not even allowed
6 to look at this project. This was only done by the Land
7 Management Division of Fish and Wildlife. And that's been
8 a problem.

9 The land needs better management, not an
10 industrial alteration. And we would ask you, the State
11 Lands Commission, to help us convene all of the
12 stakeholders, not just the stakeholders that are given
13 donations by SoCalGas and not SoCalGas, but have all of us
14 there, so we can determine what's best together for this
15 land.

16 Thank you.

17 CHAIRPERSON KOUNALAKIS: Thank you very much, Ms.
18 Hanscom.

19 Katie, do we have the next speaker?

20 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
21 Thank you, Madam Chair. Our next speaker is Robert Jan
22 van de Hoek.

23 CHAIRPERSON KOUNALAKIS: Mr. van de Hoek, are you
24 there?

25 ROBERT VAN DE HOEK: Can you hear me?

1 CHAIRPERSON KOUNALAKIS: Yes, we can hear you
2 now. Go ahead.

3 ROBERT VAN DE HOEK: Excellent. Honorable Madam
4 Lieutenant Governor and Honorable Madam State Controller
5 and staff of the Commission. My name is Robert Jan van de
6 Hoek. And thank you to Katie for excellent pronouncing my
7 name correctly. Thank you so much.

8 I would like to say a word first about the Mayor
9 of Santa Barbara and a comment there. I was concerned
10 that with the greeting and -- of your excellent --
11 Lieutenant Governor, excellent indigenous people's,
12 California Native American, Indian tribal message from the
13 Chumash people. Really well done and very well covered.
14 And at the close of that, I thought maybe we might have a
15 Chumash tribal leader representative say a few words, but
16 we went right to the Mayor of Santa Barbara. And it was
17 kind of a shock that it just switched over like that. And
18 then the Mayor didn't say anything about the indigenous
19 peoples and the Chumash there.

20 And then when I heard it mentioned that you
21 were -- you, as Lieutenant Governor, were pleased to be on
22 a field trip and be on her beach, their beach, the city's
23 beach. It was really, if I'm not mistaken our beach, your
24 beach as the State Lands Commission public land, not the
25 city's land. They might manage it for the State under

1 your direction, but that's it.

2 I wanted to address the previous speaker, Marcia
3 Hanscom, all the -- and her photos. All of her photos or
4 slides were showing State Lands Commission land in the
5 foreground and in the background. And it makes a
6 difference when you see the animals there. I am a
7 wildlife biologist, environmental scientist,
8 oceanographer, marine biologist, and ornithologist too.
9 And I just wanted to say that it makes a difference when
10 you see the animals there. And those were all predator
11 animals, birds that feed on animals in the food chain.

12 And I wanted to say that there was a Southern
13 California Gas Company spill there a number of years ago
14 that killed a lot of the life right in those same
15 photographs that you saw there. There's been some healing
16 and that has happened there.

17 And lastly, I only have 20 seconds left, but I
18 would like to say something about that State Lands
19 Commission is not having open meetings on their land
20 there. There's a conservancy that was established and the
21 public would like to be able to go to those meetings. One
22 member of the public is allowed to go from a -- called the
23 Friends of Ballona Wetlands. But the city council member
24 goes, but the public is not -- those are public meetings
25 and I'm hoping that you allow -- set it up or push for

1 the -- push for this -- for the public to be able to
2 attend the regular meetings of this Ballona Conservancy.
3 And you have assigned the State Department of Fish and
4 Wildlife to have their representative there for you. But
5 they're all meeting in secret and private and I don't
6 think it's correct. And I think you can do something.

7 Thank you for the extra 30 seconds by the way.
8 Have a great day.

9 CHAIRPERSON KOUNALAKIS: Katie, our next speaker,
10 please.

11 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
12 you, Madam Chair.

13 Our next speaker is Anna Christensen.

14 CHAIRPERSON KOUNALAKIS: Ms. Christensen.

15 ANNA CHRISTENSEN: Sorry. I had too many windows
16 open.

17 CHAIRPERSON KOUNALAKIS: Okay. Please proceed.

18 ANNA CHRISTENSEN: I'm co-chair of the Los
19 Cerritos Wetlands Task Force of the Sierra Club. I'm also
20 the Executive Director of an organization called Puvungna
21 Wetlands Protectors, another name for the Los Cerritos
22 Wetlands is the Puvungna Wetlands.

23 I kind of -- you know that line what he said,
24 what she said. This is in reference to what Marcia
25 Hanscom said about the Ballona Wetlands, the same thing

1 applies to the Los Cerritos Wetlands. We are facing, in
2 Los Cerritos Wetlands, another massive industrial level
3 restoration project. Another State agency, the Los
4 Cerritos Wetlands Authority, which is made up of two other
5 State environmental agencies, the Coastal Conservancy and
6 the Rivers and Mountains Conservancy.

7 Sierra Club opposed a massive expansion of oil
8 drilling in the Los Cerritos Wetlands, which was approved
9 due to a loophole in the Coastal Commission. And this
10 restoration includes that project. It -- and -- as well
11 as embracing three other oil companies operating on these
12 lands. I was -- it was amazing to hear what happened in
13 Goleta, because we could talk further under another agenda
14 item about that, but you know Long Beach is not phasing
15 out oil drilling. In fact, it's expanding oil drilling.
16 And this is a perfect example of a massive expansion of
17 oil drilling and unfortunately signed on to by a number of
18 other State environmental agencies.

19 Now, the State Lands does have a property within
20 these wetlands. It's not a huge parcel. We are grateful
21 that the changes in the plan for the southern Los Cerritos
22 Wetlands project, which is under the umbrella of a massive
23 EIR, has changed and they won't be -- won't be trying to
24 build a second visitors center and parking lot on this
25 property.

1 However, we would -- we would ask State Lands to
2 get involved, not only on its own property, but also in
3 looking at how these things happen. How does it happen
4 that an area that is so sacred to tribes, that it's been
5 so disrespected in both Ballona where hundreds of burials
6 were removed for the benefit of a proper -- private
7 developer. The same thing in Los Cerritos at Heron
8 Pointe. And now we have these in-house committees, the
9 very same people, actually COGs, creating these in-house
10 tribal communities that are going up against the tribal
11 leaders, like Anthony Morales, who have been fighting for
12 most of his life to protect these lands. We'd ask you to
13 question that not any disrespect to the tribal people
14 involved, but honestly just the idea of in-house
15 committees basically form, in my opinion, not so much out
16 of respect, but out of an ability to talk back to the
17 tribal people who have consistently stood up and fought to
18 have less development and more respect for nature.

19 And again, in this case, less is more. We don't
20 need more salt water. We don't need flooding here and we
21 certainly don't need it in Ballona.

22 Thank you so much.

23 CHAIRPERSON KOUNALAKIS: Thank you very much.
24 Katie, next speaker, please.

25 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Our

1 next speaker is Jane Velez-Mitchell.

2 JANE VELEZ-MITCHELL: Hi. Can you hear me?

3 CHAIRPERSON KOUNALAKIS: Yes, we can.

4 JANE VELEZ-MITCHELL: Thank you. Honorable
5 members of the Commission. My name is Jane
6 Velez-Mitchell. I am a journalist and the founder of the
7 Unchained TV streaming television network who lives near
8 the Ballona Wetlands.

9 And I see every day with my own eyes that the
10 ecological reserve is thriving, not dead and dying as
11 developers claim. I see the pelicans, I see the egrets -
12 saw them this morning - the cormorants, the seals, and the
13 many other animals who call this wetlands home and they
14 are thriving. The 10-year bulldozing plan, falsely
15 described as a restoration, is, in fact, a wholesale
16 destruction of the wetlands using bulldozers for a decade
17 at a cost of more than 200 million public dollars. Well,
18 now the courts have agreed with what we bulldozing
19 opponents have been saying for years.

20 This seriously flawed ballona bulldozing plan is
21 so broken that a judge has now thrown out the
22 Environmental Impact Report. In the words of the LA Times
23 quote, "A CDFW plan to introduce tidal flows into the
24 Ballona Creek Wetlands, has come to a screeching halt
25 after a judge ruled recently that the agency's

1 Environmental Impact Report on the project failed to
2 adequately account for flood risk," and I would add -- end
3 quote -- in an area that is densely populated and on the
4 edge of the Pacific Ocean.

5 The judge invalidated the EIR and halted all
6 State work at the reserve, also saying the plan didn't
7 have specific enough performance criteria for preserving
8 wildlife. In people terms, the plan does not account for
9 the one million wild animals who would be wiped out by a
10 decade of bulldozing, animals with nowhere else to go, at
11 a time where we are begging other nations to stop
12 bulldozing their wildlife habitats, because we are in the
13 midst of 6th Mass Extinction and we should be doing
14 everything to preserve the homes of these animals, not
15 destroy them. We really need to question this deeply
16 flawed and morally bankrupt plan. There is no way to cage
17 and relocate a million wild animals and there is nowhere
18 to put them.

19 Another opponent of this plan, Academy Award
20 nominated actor James Cromwell recently declared we will
21 win, as he spoke to hundreds of animal lovers,
22 environmentalists, and community leaders gathered in
23 Venice to oppose this plan. You may not be aware of the
24 just intense opposition to this plan amongst the people
25 who actually live in this area. We know that half a

1 million dollars is being spent to try to convince
2 indigenous and BIPOC residents to side with the bulldozing
3 plan, but BIPOC and indigenous community leaders recently
4 held a new conference saying don't destroy these wetlands
5 in our name. We want public access to nature. There are
6 trails, and seats, and bike paths already there. We do
7 not need a Disneyland Park. We already have a Disneyland.

8 Let's face it, this ruling is a great opportunity
9 for everyone to rethink this seriously flawed and
10 dangerous plan. We can come up with a compassionate
11 solution. It's the 21st century not the 19th century.

12 CHAIRPERSON KOUNALAKIS: Thank you very much for
13 your comments.

14 Katie, the next speaker, please.

15 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
16 Thank you. Our next speaker is Chris K.

17 CHAIRPERSON KOUNALAKIS: Chris K., please
18 proceed.

19 CHRIS K.: Hello. Thank you. I -- can you hear
20 me? Yes.

21 CHAIRPERSON KOUNALAKIS: Yes.

22 CHRIS K.: I don't if anyone has mentioned, but
23 this is regarding the Ballona Wetlands in Southern
24 California, one of the last Los Angeles wetlands around.
25 And folks need to know that one of the biggest threat of

1 these wetlands right now is the presence of underground
2 methane gas storage facility.

3 I mean, I would love to see a show of hands that
4 who even knows about this. We've been trying to tell all
5 the appropriate authorities about this and the dangers of
6 this. It includes more than 200 toxic chemicals from
7 operating all these extractions of gas, and these old
8 pipelines. And, you know, we're supposed to be getting
9 out and phasing out of gas products.

10 So can someone please answer why are we keeping
11 that there? Why are we not closing it down? And it seems
12 to -- the majority of thou -- tens and thousands of people
13 who have signed the, you know, petition to close down the
14 gas tanks, that it seems like this so-called restoration,
15 which after we read the details of how that would be
16 conducted, is literally bulldozing. They are lifting up
17 200 -- over 200 million cubic yards of soil and ground and
18 removing it. What else do you call that?

19 By calling it restoration is just really
20 disingenuous and very deceptive honestly. And, yeah,
21 they're digging it up, so it makes it easier to access
22 these fossil fuel infrastructures and storage fields. So
23 it looks to the public that the biggest beneficiary of all
24 this bulldozing is SoCalGas.

25 I mean, can anyone make an argument otherwise?

1 For a few years now, we've been on these calls and we --
2 we're trying to give a comment, but we get no feedback on
3 what everybody on the boards, on the commissions, what you
4 all really think. So we would love to get an answer.
5 Doesn't it look like it's benefiting someone and it's not
6 the wildlife there. It's not the community, because we're
7 all exposed to potential methane gas explosion. So why is
8 this even happening? Why are we even talking about this?

9 And thank goodness that a very experienced judge
10 on CEQA matters decided that, and ruled, that the CDFW
11 failed to meet numerous important requirements, such as
12 the flood analysis. It failed. And it failed to address
13 how one million wildlife will be taken care of, addressed,
14 and how to deal with them. These are major failures.

15 And as a citizen, as someone who lives by the
16 wetlands, we absolutely do not understand how all these
17 agencies are supporting this restoration so-called
18 bulldozing. So we need you all to please listen and use
19 the 20 point gentle plan instead.

20 CHAIRPERSON KOUNALAKIS: Katie, next speaker,
21 please. And again, just to remind everyone that we are
22 hearing comments about items that are not on the agenda.
23 And for us to have a conversation about issues that come
24 up in public comment, it has to be done when those items
25 are scheduled for a discussion, but it's obviously

1 beneficial always to hear from the public.

2 So the next speaker, please.

3 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
4 you, Madam Chair.

5 Our next speaker is Russel Little Hollywood.

6 RUSSELL MARINE: Hello. Can you hear me?

7 CHAIRPERSON KOUNALAKIS: Yes.

8 RUSSELL MARINE: Yes. Hi. Russell Marine from
9 Little Hollywood.

10 Thank you for this opportunity today and thank
11 you, commissioners. And a special shout-out to my former
12 Supervisor, Commissioner Malia Cohen. I'm glad that
13 you're on this Commission.

14 I just want to say -- talk briefly about the
15 Candlestick Point State Recreational Area. I believe you
16 had a topic maybe an update on this in your closed
17 session. So hopefully you know what's going on with the
18 vehicle triage center at this location.

19 At some point, the City of San Francisco is going
20 to ask for an extension. If they haven't already asked
21 for it, I believe they talked to staff for a continued use
22 of the vehicle triage center in this public park. And
23 before you make that decision, I'm just hoping that you
24 and your staff take the time to listen and to understand
25 the concerns and the opposition to it continuation of this

1 use within the public park.

2 I initially wasn't in favor of this use, and it
3 was really not because of the homeless issue. It was
4 just -- it's in a public park and there's no place else in
5 San Francisco that you're going to put this type of use in
6 a public park. So I don't think it was a good decision to
7 put this in that particular park. If the vote was today,
8 I would ask you not to make the -- not to extend it. I
9 know the vote is in the future.

10 So I guess my ask today is that before we get to
11 that vote, before you get to that vote, just take some
12 time to understand that concerns of the community, the
13 concerns of what's worked and what didn't work. A lot of
14 what the City promised hasn't worked. Feeling that it
15 should continue, that's a decision I think it needs a lot
16 more data points.

17 So I just wanted to be brief, wanted to say
18 hopefully this will be on your radar in the future.
19 Hopefully, there will be an opportunity for community
20 members to have more discussions and you can hear the pros
21 and cons of it, at some point, before the decision is made
22 to continue the use of the vehicle triage center at
23 Candlestick Point State Recreational Area. Thank you very
24 much.

25 CHAIRPERSON KOUNALAKIS: Thank you very much.

1 Katie, next speaker, please.

2 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
3 you, Madam Chair.

4 At this time, we have no other hands raised to
5 provide public comment.

6 CHAIRPERSON KOUNALAKIS: Okay. So thank you,
7 Katie. That concludes our public comment period.

8 The next item of business -- actually, before I
9 go into the adoption of minutes, I do just want to note
10 that we're going to have a slight change to the order of
11 the items. We will take up Item 89 after Item 90. So we
12 will take up Item 90 before Item 89. So just for
13 everyone's awareness, we will switch the order of those
14 two items.

15 Okay. So the next item of business will be the
16 adoption of the minutes from the Commission's meeting of
17 April 7th, 2023. May I have a motion to approve the
18 minutes and a second?

19 EXECUTIVE OFFICER LUCCHESI: Chair --

20 CHAIRPERSON KOUNALAKIS: Oh, your report.

21 EXECUTIVE OFFICER LUCCHESI: -- I do need to
22 remove some items.

23 CHAIRPERSON KOUNALAKIS: Sorry.

24 EXECUTIVE OFFICER LUCCHESI: I actually plan to
25 trail my Executive Officer's report, so we can get to Item

1 90.

2 CHAIRPERSON KOUNALAKIS: Got it. Okay.

3 EXECUTIVE OFFICER LUCCHESI: But I do need to
4 remove some items from the agenda before you vote on the
5 consent agenda.

6 CHAIRPERSON KOUNALAKIS: Okay. Ms. Lucchesi.

7 EXECUTIVE OFFICER LUCCHESI: So consent Items 21
8 and 73 are removed from the agenda and will be considered
9 at a later time. Consent Item 87 is moved from consent to
10 the regular agenda and will be taken up after we consider
11 90 and 89, because we do have a couple of members of the
12 public that would like to speak on that item.

13 CHAIRPERSON KOUNALAKIS: Okay. So the minutes of
14 the last meeting. Do we have a motion?

15 COMMISSIONER COHEN: I'll make a motion to accept
16 the minutes. Thank you.

17 CHAIRPERSON KOUNALAKIS: We have a motion by
18 Commissioner Cohen.

19 ACTING COMMISSIONER MILLER: And I'll second,
20 Madam Chair.

21 CHAIRPERSON KOUNALAKIS: Thank you. Second from
22 Commissioner Miller.

23 Ms. Lucchesi, will you please conduct a roll call
24 vote?

25 EXECUTIVE OFFICER LUCCHESI: Commissioner Cohen?

1 COMMISSION COHEN: Aye.

2 EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?

3 ACTING COMMISSIONER MILLER: Aye.

4 EXECUTIVE OFFICER LUCCHESI: Chair Kounalakis?

5 CHAIRPERSON KOUNALAKIS: Aye.

6 EXECUTIVE OFFICER LUCCHESI: The motion passes
7 unanimately.

8 CHAIRPERSON KOUNALAKIS: Okay. So before we
9 proceed with the Executive Officer's report, we will adopt
10 the consent calendar, is that right and then --

11 EXECUTIVE OFFICER LUCCHESI: Yes. And I screwed
12 up. I am so sorry. I thought in the beginning you were
13 moving straight to the consent agenda --

14 CHAIRPERSON KOUNALAKIS: Okay.

15 EXECUTIVE OFFICER LUCCHESI: -- that's why I
16 removed those.

17 We adopted the minutes. I will trail my
18 Executive Officer's report till the end and then we are
19 now at the consent agenda. I apologize.

20 CHAIRPERSON KOUNALAKIS: That's all right. So
21 the next order of business will be adoption of the consent
22 calendar with the modifications that Ms. Lucchesi just
23 made. Do we have a motion and a second?

24 ACTING COMMISSIONER MILLER: I'll move.

25 CHAIRPERSON KOUNALAKIS: Commissioner Cohen and

1 Commissioner Miller, first, are there any items you would
2 like removed from the consent calendar?

3 COMMISSIONER COHEN: Thank you, Madam Chair. I
4 don't have any items to remove.

5 ACTING COMMISSIONER MILLER: And I don't either.
6 Thank you, Madam Chair.

7 CHAIRPERSON KOUNALAKIS: Okay. So is there
8 anyone joining us who wishes to speak on any item
9 remaining on the consent calendar?

10 Okay. So hearing none, we will now proceed with
11 the vote. May I have a -- oh, but I will -- a few
12 complications of this meeting.

13 EXECUTIVE OFFICER LUCCHESI: Right.

14 CHAIRPERSON KOUNALAKIS: So we will vote on the
15 consent calendar in two separate actions, because I will
16 be abstaining from voting on consent agenda Item number 8.
17 So may I have a motion to adopt the consent agenda, with
18 the exception of Item 8, and the items removed I
19 described -- as described by Ms. Lucchesi, and a second.

20 ACTING COMMISSIONER MILLER: I'm happy to move
21 approval with the exception of Item 8.

22 COMMISSIONER COHEN: I'll second.

23 CHAIRPERSON KOUNALAKIS: And a second.

24 Okay. So we have a motion from Commissioner
25 Miller, a second from Commissioner Cohen. Ms. Lucchesi,

1 please conduct a roll call vote.

2 EXECUTIVE OFFICER LUCCHESI: Certainly.

3 Commissioner Cohen?

4 COMMISSIONER COHEN: Aye.

5 EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?

6 ACTING COMMISSIONER MILLER: Aye.

7 EXECUTIVE OFFICER LUCCHESI: Chair Kounalakis?

8 CHAIRPERSON KOUNALAKIS: Aye.

9 EXECUTIVE OFFICER LUCCHESI: Oh, abstain.

10 CHAIRPERSON KOUNALAKIS: No, because that --

11 EXECUTIVE OFFICER LUCCHESI: Oh, because you're
12 going to abstain on the next one.

13 CHAIRPERSON KOUNALAKIS: Yeah. May I have a
14 motion --

15 (Laughter).

16 EXECUTIVE OFFICER LUCCHESI: I have to pull
17 myself together here. I'm so sorry.

18 The motion passes unanimously.

19 CHAIRPERSON KOUNALAKIS: May I now have a motion
20 to adopt consent item number 8?

21 ACTING COMMISSIONER MILLER: I will move approval
22 to adopt consent item number 8.

23 COMMISSIONER COHEN: Second.

24 CHAIRPERSON KOUNALAKIS: We have a motion from
25 Commissioner Miller, a second from Commissioner Cohen.

1 Ms. Lucchesi, please call the roll.

2 EXECUTIVE OFFICER LUCCHESI: Commissioner Cohen?

3 COMMISSIONER COHEN: Aye.

4 EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?

5 ACTING COMMISSIONER MILLER: Aye.

6 EXECUTIVE OFFICER LUCCHESI: Chair Kounalakis?

7 CHAIRPERSON KOUNALAKIS: Abstain.

8 EXECUTIVE OFFICER LUCCHESI: The motion passes
9 two to zero with one abstention.

10 CHAIRPERSON KOUNALAKIS: Thank you.

11 The next order of business will be the regular
12 calendar and we will move directly to Item 90. Item 90 is
13 to consider an amendment of an existing lease associated
14 with the Diablo Canyon Power Plant to extend the lease
15 term an additional five years.

16 May we please have the presentation.

17 (Thereupon a slide presentation).

18 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: Good
19 afternoon, Commissioners. My name is Drew Simpkin and I
20 will give a -- be giving staff's presentation on Agenda
21 Item 90.

22 And we do have a presentation.

23 Perfect.

24 Next slide, please.

25 --o0o--

1 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: The
2 Diablo Canyon Power Plant is located west of the community
3 of Avila Beach in San Luis Obispo County.

4 Next slide, please.

5 --o0o--

6 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN:
7 Pacific Gas and Electric Company, or PG&E, owns and
8 operates the Diablo Canyon Power Plant, also known as
9 Diablo Canyon, California's last operating nuclear power
10 plant. PG&E completed construction of the 2,240 megawatt
11 Diablo Canyon in 1973. Diablo Canyon contains two
12 reactors that have been operating since 1985, Unit 1 and
13 1986 Unit 2.

14 The units are currently licensed by the United
15 States Nuclear Regulatory Commission, or NRC, to operate
16 until November 2nd, 2024 for Unit 1, and August 26th, 2025
17 for Unit 2.

18 Next slide, please.

19 --o0o--

20 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: On
21 June 28th, 2016, the Commission authorized the issuance of
22 a general lease to PG&E for use of the existing cooling
23 water discharge channel, water intake structure,
24 breakwaters, and associated infrastructure at Diablo
25 Canyon. On April 29th, 2020, the Commission authorized an

1 amendment of the lease to change the deadline by which
2 PG&E must submit a proposed restoration plan for the
3 leased premises from August 26th, 2020 to August 26th,
4 2023. The current lease will expire on August 26th, 2025.

5 Pursuant to Senate Bill 846, which will be
6 discussed momentarily, PG&E has submitted an application
7 requesting a five-year lease term extension for continued
8 use of the structures on State Lands associated with
9 Diablo Canyon.

10 Next slide, please.

11 --o0o--

12 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: On
13 September 2nd, 2022, Governor Gavin Newsom signed Senate
14 Bill 846. This Bill authorizes the extension of Diablo
15 Canyon operations up to five additional years beyond the
16 current NRC license dates for Units 1 and 2, no later than
17 2029 and 2030 under specified conditions.

18 The bill also authorizes a loan of 1.4 billion
19 from the State to PG&E to facilitate the Diablo Canyon's
20 operational extension. The bill provides expedited
21 permitting to facilitate relicensing, including limiting
22 State agency review of applications related to the
23 extension to 180 days and exempting Diablo Canyon from the
24 California Environmental Quality Act. SB 846 also
25 addressed seismic safety of the proposed extension, which

1 will be discussed later in the staff presentation.

2 Next slide, please.

3 --o0o--

4 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: As
5 required by SB 846, the California Public Utilities
6 Commission, or CPUC, began a new rule making to implement
7 the new law in January 2023. The CPUC is expected to
8 establish new retirement dates for Diablo Canyon in
9 December of this year. Under SB 846, the California
10 Natural Resources Agency plays a coordinating role among
11 several State agencies, including the California Coastal
12 Commission, the State Lands Commission, the State Water
13 Resources Control Board, regional water quality control
14 boards, and the State Air Resources Board.

15 As required by the legislation, it prepared a
16 detailed description and plan of actions needed to extend
17 operations, held a public informational listening session
18 in San Luis Obispo in January 2023, and recently issued a
19 land conservation and economic plan consistent with
20 decommissioning efforts.

21 The California Coastal Commission is anticipated
22 to act in 2024 on the Coastal Zone Management Act
23 consistency determination. The Central Coast Regional
24 Water Quality Control Board is anticipated to act in 2026
25 on the revised National Pollutant Discharge Elimination

1 System permit application. The State Lands Commission's
2 consideration of the proposed lease amendment is occurring
3 now relatively early in the process, because site control
4 is required for other necessary permits and approvals
5 needed for extension of operations.

6 Next slide, please.

7 --o0o--

8 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN:

9 Diablo Canyon utilizes a once-through cooling
10 system where operations -- where seawater is drawn from
11 the Pacific Ocean through the shoreline intake structure,
12 and is used to cool plant components. A seawater reverse
13 osmosis treatment system provides the majority of fresh
14 water for Diablo Canyon's primary and secondary systems,
15 fire protection system, and drinking water. Seawater is
16 then released back to the Pacific Ocean at the discharge
17 structure.

18 Next slide, please.

19 --o0o--

20 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: The
21 Water Board adopted a once-through cooling policy, which
22 specifies State policies with respect to water quality as
23 it relates to coastal marine environment. The policy
24 requires new or expanded coastal power plants in other
25 industrial installations using seawater for cooling,

1 heating, or industrial processing to use the best
2 available site, design, technology, and mitigation
3 measures feasible and minimize the intake and mortality of
4 all forms of marine life.

5 SB 846 specifies that the final compliance date
6 for the OTC policy for Diablo Canyon is October 31st,
7 2030. Following a March 7th 2023 public hearing, the
8 Water Board stated that the once-through cooling
9 compliance date for Diablo Canyon is extended to 2030 and
10 is treated as a change made by the Legislature, SB 846,
11 with no decision or action to be made by the Water Board.

12 Next slide, please.

13 --o0o--

14 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN:

15 Diablo Canyon's[SIC] currently provides
16 approximately 17 percent of California's zero carbon
17 electricity supply and approximately eight and a half
18 percent of California's total electricity supply.
19 Preserving the option of continued operations of Diablo
20 Canyon for an additional five years beyond 2025 may be
21 necessary to ensure statewide energy system reliability as
22 we transition to a more renewable energy future.

23 An Extension of Diablo Canyon operations is
24 intended to reduce the risk of brownouts during high
25 demand periods, reduce emissions of greenhouse gases,

1 while additional renewable energy and zero carbon
2 resources come online, and bridge the energy gap, and
3 smooth the transition, until new renewable energy and zero
4 carbon resources are adequate to meet demand.

5 Next slide, please.

6 --o0o--

7 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: In
8 March 2023, the California Energy Commission, or CEC,
9 released an energy forecast analysis on the potential
10 impacts of extending or not extending Diablo Canyon
11 operations beyond 2025. The CEC assessment concluded it
12 is prudent for the State to pursue extension of Diablo
13 Canyon. The extended operation of Diablo Canyon through
14 2030 will allow PG&E to continue contributing zero carbon
15 electricity to California's total electricity supply. The
16 CPUC may ultimately issue an order that reestablishes the
17 current retirements dates of 2024 and 2025, as Diablo
18 Canyon retirement date or that establishes new retirement
19 dates if the CPUC determines that new renewable energy and
20 zero carbon resources that are adequate to substitute for
21 Diablo Canyon and that have met the State's planning
22 standards for energy reliability have already been
23 constructed and interconnected by the time of its decision
24 in December of this year.

25 Next slide, please.

1 none of the Diablo Canyon structures or facilities would
2 be negatively impacted by these slope failures.

3 SB 864 requires PG&E to conduct an updated
4 seismic assessment. The proposed lease amendment includes
5 a provision allowing the Commission to direct PG&E to
6 provide to Commission staff a written analysis of
7 preventative actions, if any, to remediate any newly
8 identified seismic vulnerabilities of the facilities
9 within the leased premises.

10 The Diablo Canyon Independent Safety Committee is
11 a three-person committee charged with reviewing and making
12 recommendations concerning the safety of operations at
13 Diablo Canyon. SB 846 requires the Safety Committee to
14 review the seismic safety of Diablo Canyon facilities and
15 to provide an updated studies related to earthquake faults
16 near the plant. The Committee's next public meeting will
17 be June 28th through 29th, 2023.

18 Additionally, the Safety Committee must consult
19 with the Diablo Canyon Independent Peer Review Panel,
20 which is overseen by the CPUC about the safety of Diablo
21 Canyon operations during the current NRC license period
22 and safety-related issues associated with continued
23 operations.

24 Under SB 846, the CPUC may determine that the
25 upgrades necessary to address seismic safety or the NRC's

1 conditions of license renewal require expenditures that
2 are too high to justify incurring. If so, the CPUC may
3 issue a new order that reestablishes the current
4 expiration dates or establish new retirement dates that
5 are earlier than the proposed 2029 and 2030.

6 NRC also has specific requirements for the
7 design, construction, and operation of nuclear power
8 plants to ensure they can withstand an earthquake.

9 Next slide, please.

10 --o0o--

11 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: In
12 keeping with the Commission's Strategic Plan,
13 Environmental Justice Policy, and Tribal Consultation
14 Policy, which stress the importance of early, frequent,
15 and meaningful engagement with tribal governments,
16 Commission staff reached out to geographically and
17 culturally affiliated tribes in April of 2023. The Native
18 American Heritage Commission provided a sacred lands file
19 search with negative results and the negative American --
20 a Native American contact list on March 7th, 2023. The
21 Commission's Tribal Liaison sent letters to notify the
22 tribes of the proposed lease amendment on April 14th,
23 2023.

24 Next slide, please.

25 --o0o--

1 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: Staff
2 received comments and correspondence from the tribes
3 listed on this slide.

4 Next slide, please.

5 --o0o--

6 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: In
7 accordance with SB 846, on January 19th, 2023, the CNRA
8 sent tribal consultation emails to geographically and
9 culturally affiliated tribes. As part of that effort,
10 Commission staff participated in a joint tribal
11 consultation meeting on February 1st, 2023 with CNRA and
12 the California Coastal Commission. These consultation
13 meetings are an ongoing effort and Commission staff will
14 continue coordinating with CNRA and other partner
15 agencies.

16 Next slide, please.

17 --o0o--

18 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN:
19 Consistent with the Commission's Environmental
20 Justice Policy, and as part of an environmental justice
21 outreach and engagement effort, staff sent emails to
22 environmental justice organizations in San Luis Obispo
23 County providing notification of the proposed lease
24 amendment and requesting input. The emails included a
25 brief description of the lease amendment and conveyed a

1 desire to learn from the perspective of the local
2 community. Commission staff sent follow-up emails and
3 phone calls to the environmental justice organizations.
4 However, staff did not receive any feedback from the
5 organizations it reached out to. Ongoing activities at
6 Diablo Canyon are not anticipated to affect environmental
7 justice communities.

8 Next slide, please.

9 --o0o--

10 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: In
11 2021, PG&E filed a land use permit application and
12 additional informational supplements to the County of San
13 Luis Obispo for the planned Diablo Canyon decommissioning.
14 The county is the lead agency under CEQA for the
15 preparation and review of the Environmental Impact Report
16 for the Diablo Canyon decommissioning project. In
17 October, 2021, the County filed a Notice of Preparation
18 and Notice of Scoping Meeting for the preparation of the
19 EIR. Commission staff have been closely involved with the
20 County and other State agencies during the Draft EIR
21 process. The County is anticipated to release -- to --
22 anticipate its release of the Draft EIR for public review
23 in 2023.

24 Next slide, please.

25 --o0o--

1 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN:

2 Commission staff has received public comments
3 regarding radiation remediation standards to be required
4 after termination of the plant's NRC Part 50 operating
5 license. Consistent with its role as trustee of the
6 State's sovereign lands and as a CEQA responsible agency
7 on the upcoming EIR for plant decommissioning, the
8 Commission is working to better understand and explore the
9 NRC standard and any proposed variation to it. Future
10 decommissioning activities are subject to additional
11 Commission consideration and authorization at a publicly
12 noticed meeting.

13 Next slide, please.

14 --o0o--

15 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: The
16 facilities at Diablo Canyon have existed for nearly 50
17 years. The intake structure, discharge channel, and other
18 infrastructure on State Lands directly support operations
19 at Diablo Canyon. If the conditions of SB 846 are met and
20 Diablo Canyon continues operations beyond 2025, the
21 facilities will continue to provide a critical public
22 service of supplying approximately eight and a half
23 percent of California's electricity generation.

24 Next slide, please.

25 --o0o--

1 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: The
2 proposed lease amendment contains new lease provisions
3 that provide for the Commission's continuing supervisory
4 control over the Public Trust lands leased to PG&E.
5 Additionally, the existing bond has been increased from
6 one million to 70 million dollars to adequately cover the
7 cost of removing the authorized improvements. The
8 proposed lease term extension is limited to five years,
9 expiring on October 31st, 2030, does not grant -- does not
10 alienate the State's fee simple interest, and does not
11 grant PG&E exclusive rights to the leased premises. The
12 lease requires PG&E to insure and indemnify the State for
13 any liability incurred as a result of their activities.
14 The lease also requires the payment of annual rent.

15 Next slide, please.

16 --o0o--

17 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: Staff
18 recommends that the Commission authorize the amendment of
19 lease number 9347, a general lease industrial use,
20 effective June 5th, 2023 to extend the lease term to
21 October 31st, 2030, amend the bond or other security to
22 \$70 million, and modify the lease special provisions
23 substantially in the form described in the proposed
24 amendment portion of this staff report. All other terms
25 and conditions of the lease will remain in effect without

1 amendment.

2 Next slide, please.

3 --o0o--

4 PUBLIC LAND MANAGEMENT SPECIALIST SIMPKIN: And
5 that concludes staff's presentation. Staff are available
6 to answer questions and representatives from PG&E are also
7 available.

8 CHAIRPERSON KOUNALAKIS: Thank you. Thank you
9 very much for that excellent presentation.

10 I'd like turn first to Commissioner Cohen with
11 any questions or comments.

12 COMMISSIONER COHEN: Thank you. I was wondering
13 the representatives from PG&E, are they here or are they
14 online?

15 Oh, there you guys are. Hi. Nice to see you. I
16 just wanted to know.

17 I have no -- I really have no questions. I feel
18 like I've very been very well briefed on this topic. To
19 the staff, thank you for the thorough presentation. And
20 Ms. Lucchesi, I just want to thank you and your -- you
21 guys just did a really great job of just demystifying the
22 issues that are around Item 90.

23 So Madam Chair, I don't have any questions. I'm
24 ready to go when you are.

25 CHAIRPERSON KOUNALAKIS: Commissioner Miller.

1 ACTING COMMISSIONER MILLER: No questions, Madam
2 Chair. Thank you.

3 CHAIRPERSON KOUNALAKIS: So maybe actually I
4 think it's worth recognizing what a remarkable turn of
5 events has happened relative to Diablo Canyon. When the
6 Biden administration went into office, they recognized
7 that the -- while the commitment to transitioning to a
8 clean energy, renewable future for the United States is
9 more resolute than ever, and certainly here in California,
10 we are determined to meet our 2045 goals, the reality is
11 that if eight and a half percent of the electricity for
12 the state, powering the state, is about to come offline in
13 two years when this closes, and this question of whether
14 or not we were ready for that and the likelihood that we
15 would actually have to make up for this with fossil fuels,
16 that the very difficult but necessary task of looking at
17 Diablo Canyon and assessing whether or not it could be
18 extended and kept online for another five years became
19 front and center of the question of our transition.

20 And I will tell you at the beginning of this --
21 and I had a meeting with Secretary Granholm, when she
22 first asked what I thought the possibility was, I was -- I
23 was skeptical. It took a lot of time, and effort, and
24 public engagement to get to the point that we could begin
25 the process to close down Diablo Canyon. But under the

1 circumstances, and I think it's part of the reason why we
2 have not heard voices in opposition, though I know we do
3 have some public speakers on this, is because it's been
4 recognized as the right thing to do.

5 And so I want to thank the staff of the State
6 Lands Commission. I want to thank the -- all the members
7 of the Legislature, certainly the leadership of the
8 Governor, and the partnership with the federal government,
9 and the work of PG&E that operates this facility to be
10 able to come up with a plan. And I also want to recognize
11 the very significant changes that were agreed upon by PG&E
12 including increasing the bond 70 times, as well as the
13 additional work that needs to be done to analyzing the
14 seismic issues, and the fact that this is not a decision
15 that's been taken lightly or one that does not include
16 additional analysis and work in a changed environment in
17 order to be able to keep it open for another five years.

18 COMMISSIONER COHEN: May I make additional
19 comments?

20 CHAIRPERSON KOUNALAKIS: Yes. And then after --
21 I will turn it back over to Commissioner Cohen and then we
22 will go -- we'll proceed to public comments as well.

23 Commissioner Cohen.

24 COMMISSIONER COHEN: You know, I can wait till
25 public -- after public comment.

1 CHAIRPERSON KOUNALAKIS: Okay. All right.

2 COMMISSIONER COHEN: No problem.

3 CHAIRPERSON KOUNALAKIS: Okay. All right, then
4 Katie do we have speakers who would like to address this
5 item?

6 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
7 you, Madam Chair. I'm just checking that there's no one
8 in person who wants to provide a comment first?

9 CHAIRPERSON KOUNALAKIS: Oh, we do have one
10 person.

11 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
12 you.

13 MARK KRAUSSE: Madam Chair and Commissioners,
14 Mark Krausse with Pacific Gas and Electric. Just wanted
15 to express our strong support for the staff report and
16 thank them for their hard work. I know there were a
17 couple of last minute change-ups late last week that we
18 worked through and very pleased with that. We've got Mr.
19 Tom Jones, our senior director for environmental and
20 regulatory at Diablo Canyon.

21 And I will point out that 70 times increase was in
22 part due to his team's work, because of course they've
23 been working on decommissioning. So all those estimates
24 of what it would require to remove that material was
25 already there. So if we -- if you have any questions,

1 we're both here to answer.

2 CHAIRPERSON KOUNALAKIS: Thank you very much.

3 Katie, anyone who would like to address us
4 virtually?

5 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
6 you, Madam Chair. Our first public speaker is Mayor Pro
7 Tem John Hamon.

8 CHAIRPERSON KOUNALAKIS: Mayor Pro Tem, thank you
9 for your patience and if you can hear us, please proceed.

10 PASO ROBLES MAYOR PRO TEM HAMON: Okay. We'll
11 try this one more time. Can you hear me now?

12 CHAIRPERSON KOUNALAKIS: Yes.

13 PASO ROBLES MAYOR PRO TEM HAMON: All right.
14 Thank you, Madam Chair and Honorable members of State
15 Lands Commission. Again, I'm John Hamon, Mayor Pro Tem,
16 speaking on behalf of our city council and all the Roblans
17 in Paso Robles. We bring you greetings.

18 Over the past several years, our city has worked
19 very closely with regional stakeholders to ensure that the
20 substantial actions related to Diablo Canyon operations
21 would pro -- prioritize the safety, health, and economic
22 security of our community. These are -- our objectives
23 still are very relevant with the City of Paso Robles and
24 we support PG&E's request for authorization to relicense
25 California's very important power generator at Diablo

1 Canyon.

2 Changes to operational status of Diablo Canyon
3 have reverberated impacts with the city, county, school
4 districts, private businesses, and community
5 organizations. We encourage the California State Land
6 Commission and all other regulatory entities to recognize
7 the magnitude that future decisions on Diabale Canyon will
8 have on local communities. I request that your honorable
9 Board provide the necessary support to PG&E on their
10 relicensing efforts in allowing them to continue to --
11 critical role in supplying energy to the state of
12 California.

13 And that concludes my statement, Madam Chair.

14 CHAIRPERSON KOUNALAKIS: Thank you. Thank you
15 very much.

16 Katie, is there anyone else who would like to
17 address this item?

18 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
19 Thank you, Madam Chair. Next, we have Supervisor
20 Ortiz-Legg.

21 CHAIRPERSON KOUNALAKIS: Supervisor, please
22 proceed.

23 SAN LUIS OBISPO SUPERVISOR ORTIZ-LEGG: Thank
24 you. Good afternoon, Honorable Lands Commission, Madam
25 Lieutenant Governor. We're very happy to see the

1 presentation. I'm assuming you can -- oh, can you hear
2 me?

3 CHAIRPERSON KOUNALAKIS: Yes.

4 SAN LUIS OBISPO SUPERVISOR ORTIZ-LEGG: Okay.
5 Good, because I keep getting the panelist message here.
6 Thank you so much.

7 So I am Supervisor Dawn Ortiz-Legg from District
8 3 in San Luis Obispo County. And 6th of December 2020, I
9 have serviced as the county supervisor representing the
10 Diablo Canyon region and our office has ongoing
11 interaction such as monitoring agency regulatory reports,
12 meeting monthly with PG&E's Diablo's leadership team, site
13 visits, and responding to constituents' requests for
14 specific information and plant updates.

15 The safety oversight of Diablo Canyon by the
16 Nuclear Regulatory Commission is well documented and
17 accessible to all. It demonstrates the highest standard
18 of redundancy, inspections, and oversight to ensure safe
19 operations. Regarding your agency's oversight, PG&E has
20 demonstrated excellent land stewardship, which includes
21 the monitoring of intake and outtake structures. While
22 every form of power has environmental impacts, the permit
23 exemption requested for extended operations must be
24 compared to the potential of replacing Diablo Canyon with
25 fossil fuel-based power generation. And the amount of

1 power needed can be compared to dumping 60 tons of
2 greenhouse gas into the atmosphere.

3 It is clear when nuclear plants go offline,
4 greenhouse gas emissions rise to fill the void. And we
5 all love our ocean and we must realistically review what
6 this could mean for our beloved sea as well as its
7 species.

8 In March of 2020, the San Luis Obispo Board of
9 Supervisors submitted a letter of request to Governor
10 Gavin Newsom requesting assistance for Diablo Canyon's
11 extension of operations. I've submitted that letter to
12 your staff. For many residents of SLO County and many in
13 Santa Barbara County, the potential of continued op --
14 plant operations is a welcome relief regarding the 1,200
15 head of household jobs, hundreds of related subcontractor
16 opportunities, and the many other economic benefits that
17 Mayor Pro Tem Hamon highlighted.

18 And lastly, Diablo Canyon's 24/7 operations
19 safely generating carbon-free electricity supplying nearly
20 10 percent of California's power produced on less than 600
21 acres of land is notable and it's a huge point of pride
22 for our county. I also would like to add that I thought
23 staff's overview on the overall energy portfolio for the
24 State and why we're having these conversations now was
25 well done and very much appreciated.

1 So thank you for your review and efforts on
2 behalf of our State and our county. And I bid you a good
3 day.

4 CHAIRPERSON KOUNALAKIS: Thank you very much.
5 Katie, next speaker.

6 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
7 you.

8 Our next speaker is Andy Caldwell.

9 CHAIRPERSON KOUNALAKIS: Mr. Caldwell. If you
10 can hear us, please proceed.

11 ANDY CALDWELL: Yes. My name is Andy Caldwell,
12 Madam Lieutenant Governor and members of the Commission.
13 I represent the Coalition of Labor, Agriculture, and
14 Business of Santa Barbara County. And I'm also here today
15 representing the Coalition of Labor, Agriculture, and
16 Businesses of San Luis Obispo County. Together, we have a
17 about 2,000 members, including ag, labor unions, and
18 business members representing tens of thousands of
19 employees.

20 We urge you to do what you need to do to comply
21 with SB 846 and extend Diablo for another five years. We
22 literally cannot do without this power. And also, Diablo
23 has a ginormous effect on our local economy. Its payroll
24 by itself is a quarter of a billion dollars a year. The
25 multiplier effect in all that is at least a billion

1 dollars a year. And we support the continued operation
2 and we're grateful that the Governor and the State
3 Legislature has enacted this bill to extend its life,
4 because we literally cannot live without its power.

5 Thank you very much.

6 CHAIRPERSON KOUNALAKIS: Thank you very much.

7 Katie, next speaker, please.

8 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
9 you. Our next public speaker is Robert Jan van de Hoek.

10 CHAIRPERSON KOUNALAKIS: Mr. van de Hoek.

11 Mr. van de Hoek, please proceed.

12 Katie, I think he spoke earlier, so why don't you
13 go to the next speaker and if he comes back, we'll give
14 him the floor.

15 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Okay.
16 Yes. Our next public speaker is John Geesman.

17 CHAIRPERSON KOUNALAKIS: Mr. Geesman, please
18 proceed.

19 Mr. Geesman, if you can hear us.

20 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: I'm
21 sorry. It looks like Mr. Geesman is not online currently,
22 so then we'll move on to the next one until --

23 CHAIRPERSON KOUNALAKIS: Okay.

24 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: -- he
25 comes online.

1 Our next public speaker is Myla Reson.

2 CHAIRPERSON KOUNALAKIS: If you can hear us,
3 please proceed.

4 MYLA RESON: Oh, thank you. This is Myla Reson.
5 I'm calling from Southern California where I live downwind
6 from Diablo. If all of your predictions about safety are
7 not borne out, a radioactive plume will reach the greater
8 Los Angeles area within about five minutes. When Diablo
9 was first proposed PG&E claimed that were no earthquake
10 faults within 40 miles of the plant. Since then, numerous
11 faults, interlocking faults have been discovered. The
12 closest to the plant, the Shoreline Fault, was mapped
13 around 2011. At that time, the senior resident inspector
14 for the Nuclear Regulatory Commission stationed at Diablo
15 Canyon said the plant was simply not designed to withstand
16 a credible -- a credible earthquake, and that that could
17 trigger a catastrophic release of radiation that would
18 endanger most life in Southern California.

19 If Dr. Peck was right, perhaps the best thing to
20 do would be to shut it down. Dr. Peck said that PG&E
21 should shut the plant until they could prove that the
22 plant could withstand the kind of quake that might happen,
23 that big quake that's been predicted for a long time.

24 I'd like to know why PG&E is applying for a
25 20-year extension and that you're all talking about a

1 five-year extension. Commissioner Ortiz claimed that
2 Diablo's carbon free. That's simply not true. Dr.
3 Professor Mark Jacobson from Stanford has set -- has
4 mapped out a way that we can have zero emissions -- zero
5 carbon without nuclear and without fossil fuel. It's a --
6 we don't have to pick our poison. We don't have to choose
7 between Diablo and the risk of a catastrophic nuclear
8 meltdown, and using coal or fossil fuel. It's just a lie.

9 I really urge you to rethink this. I know you've
10 got a lot of people that are claiming that Diablo is safe.
11 But why risk it when we can do so much better with
12 renewable solar, wind, and batteries, and tidal energy. I
13 hope that you will reconsider and ask PG&E why they're
14 applying for a 20-year extension. They could -- they can
15 apply for a five-year extension, if they're really serious
16 about that time.

17 Thank you.

18 CHAIRPERSON KOUNALAKIS: Ms. Lucchesi, do you
19 want to clarify the five versus 20?

20 EXECUTIVE OFFICER LUCCHESI: Yes. Certainly. So
21 the application from PG&E to the Nuclear Regulatory
22 Commission is for 20 years, because that is the time frame
23 that the NRC looks at for unit relicensing. We, as the
24 State Lands Commission, are bound and limited to a maximum
25 of extension of five years, based on SB 846.

1 CHAIRPERSON KOUNALAKIS: Okay. Thank you.

2 Katie, next speaker, please.

3 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
4 you. We'll go back to Mr. van de Hoek. I believe he's
5 able to unmute himself now.

6 CHAIRPERSON KOUNALAKIS: Mr. van de Hoek, please
7 proceed.

8 Mr. van de Hoek, if you can hear us, please
9 unmute yourself.

10 Katie.

11 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
12 you. Yes, it shows that he's unmuted, but perhaps he's
13 having some technical issues. So maybe he can try to
14 rejoin and then we can go back to him.

15 CHAIRPERSON KOUNALAKIS: Okay. Are there any
16 other speakers?

17 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
18 Our next public commenter is John Geesman.

19 CHAIRPERSON KOUNALAKIS: Mr. Geesman, please
20 proceed.

21 JOHN GEESMAN: Yes. Are you able to hear me?

22 CHAIRPERSON KOUNALAKIS: Yes.

23 JOHN GEESMAN: Thank you very much. John
24 Geesman. I'm an attorney for the Alliance for Nuclear
25 Responsibility. We were a signatory to PG&E's joint

1 proposal to retire the plant at the expiration of its
2 current licenses. I would salute the prior speaker who
3 pointed out PG&E's bait-and-switch with respect to five
4 versus 20 years. There is precedent at the NRC for a five
5 year extension. It's called Indian Point Plant in New
6 York.

7 The State Legislature in SB 846 said five years.
8 The Public Utilities Commission in decision 22-11-015 said
9 five years. PG&E has preferred to proceed with a 20-year
10 application, because they're able to get away with it. No
11 other reason.

12 I will say that it would be unwise for the
13 Commission to get too far out in front of the evaluations
14 being performed now by the Public Utilities Commission and
15 the State Energy Commission, and the California ISO about
16 the potential availability of non-fossil alternatives to a
17 license extension. Those judgments have not been made
18 yet. They will be at least conditionally made by the end
19 of the year. And I would think it would be prudent
20 behavior on the part of any State agency to wait until
21 that evidence is in before pronouncing support for the
22 extension.

23 That said, my client does, in fact, support your
24 staff recommendation in terms of extending the lease for
25 the important reason that it contains language recognizing

1 that the seismic update should address plant reliability
2 concerns as well as safety. The State is putting nearly
3 one and a half billion dollars of taxpayer money into this
4 plant extension. And taxpayers have a right to know
5 whether or not there are prudent investments that can be
6 made to engineer the facility to be seismically resilient,
7 not just for safety reasons, but to assure the plant's
8 continued operation. The NRC's focus is safety, pure and
9 simple, whether the plant can safely shut down. The
10 State's interest as a lender is whether the plant can
11 restart after an earthquake. Your staff recommendation
12 wisely takes that into account and we are supportive of it
13 for that reason.

14 And I thank you very much.

15 CHAIRPERSON KOUNALAKIS: Thank you very much.

16 Katie, are we able to hear from Mr. van de Hoek?

17 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Mr. van
18 de Hoek, you should be able to unmute yourself.

19 ROBERT VAN DE HOEK: Hello. My name is Robert
20 Jan van de Hoek. Can you hear me?

21 CHAIRPERSON KOUNALAKIS: Yes, we can. Please
22 proceed.

23 ROBERT VAN DE HOEK: Thank you, Madam Lieutenant
24 Governor and Chair, and thank you also, Madam State
25 Controller for the opportunity to speak.

1 I'm going to start as a environmental scientist
2 and then switch to my other academic background where I
3 worked professionally in the federal government for more
4 than 10 years as an -- as a cultural resource manager and
5 archeologist who had biological experience.

6 It's been my experiences when discussing items
7 with the Paiute culture, Modoc culture, Pit River Ajumawi
8 culture in northeastern California and here in Southern
9 California, when I've worked with Chumash on the Carrizo
10 Plain is that emails don't work and that's what I've heard
11 you've done in reaching out to the indigenous peoples and
12 the four tribal groups that you mentioned in the
13 presentation. That was not adequate. You need to have
14 gone personally to the tribal leaders and asked to be
15 invited to come to them to speak. You need to do this
16 sensitively. It kind of makes sense when I see the
17 Executive Director of PG&E come up to speak and it's an
18 Anglo European white male individual, it really makes
19 sense what's going on here.

20 And I don't think that there is a genuine effort
21 really being done. And this is traditional within the
22 federal government and the State government to not
23 genuinely reach out to the indigenous peoples. Although,
24 Lieutenant Governor, you were really excellent in reading
25 a really good statement at the very beginning of the

1 meeting that the indigenous peoples are inclusive and to
2 be -- and that you know and recognize that you're on their
3 land that they've lived for many, many generations. It's
4 really well stated by you, yet I do not think you have
5 really done the right. And I think for that reason, you
6 have violated CEQA and another -- because under
7 environment includes a cultural environment too.

8 And I know. I'm a CEQA expert, I -- you know, in
9 Environmental Impact Reports. And all that's involved and
10 also at the federal government with NEPA, National
11 Environmental Policy Act. I can see that things aren't
12 going well. In terms of the biology and physical science,
13 soon as I heard the word "osmosis" being mentioned, I
14 realized there was an alteration of seawater. And we all
15 know a great amount of death is happening and impacts are
16 happening to the marine environment. And so much spin was
17 given. And when Secretary Granholm was mentioned, I know
18 she comes from the industry of pro-nuclear. So everything
19 is kind of disinformation and misinformation that's been
20 given to you as the elected voted members of the
21 Commission.

22 Thank you.

23 CHAIRPERSON KOUNALAKIS: Katie, do we have any
24 other speakers?

25 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.

1 Thank you, Madam Chair. Our next public speaker is Ann
2 Cantrell.

3 CHAIRPERSON KOUNALAKIS: Ms. Cantrell. Please
4 proceed.

5 ANN CANTRELL: Good afternoon. Ann Cantrell. I
6 live in Long Beach and so I'm not really that familiar
7 with Diablo, but I do know that our nuclear plant in -- at
8 San Onofre was able to just be decommissioned[SIC] in the
9 allowed allotted time. And so I'm asking you not to give
10 any further time to PG&E for Diablo. As was just
11 mentioned, the warming of the waters from the nuclear
12 plant are killing marine life around there. It's warming
13 the ocean, not to mention the fact that this is now known
14 to be on an earthquake -- on numerous earthquake faults.
15 And instead of spending millions of taxpayer's dollars --
16 I understand it's billions of taxpayer money to make this
17 plant, so it is earthquake proof, I would suggest that
18 solar panels be put on every building surrounding the
19 plant in all the towns, every house have a solar panel,
20 and we won't have to use nuclear or fossil fuels for our
21 energy.

22 Thank you.

23 CHAIRPERSON KOUNALAKIS: Thank you.

24 Katie, do we have any other members of the public
25 who would like to address us?

1 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
2 Thank you, Madam Chair. We have about four more people on
3 the list. Our next public speaker is Howard Stern -- or,
4 sorry, Hunter Stern.

5 (Laughter).

6 CHAIRPERSON KOUNALAKIS: Mr. Stern please
7 proceed.

8 HUNTER STERN: Yes, thank you. Good afternoon,
9 Madam Lieutenant Governor and State Lands Commission. My
10 name is Hunter Stern. I'm with IBEW Local 1245. On
11 behalf of our 27,000 members and 500 plus members who work
12 at Diablo Canyon, we strongly urge you to approve this
13 application. We are obviously very interested in the
14 plant and the operation -- continued operation of the
15 plant, but not just on behalf of our membership that works
16 there and the community that it serves, but also on behalf
17 of all of our members and the reliability of the State
18 electric grid. We are at a very, very dangerous point,
19 both now and the near term with a lack of supply.

20 Diablo Canyon is an essential part as the staff
21 report indicated, and we very much need these resources,
22 particularly non-GHG emitting resources. So we do
23 strongly support this step.

24 I would also point out that 1245 was among the
25 parties who signed the agreement that was referred to

1 earlier. In our view, the agreement was never fully
2 honored and it was also a fundamental -- it was more of an
3 understanding between the parties and a fundamental --
4 something that the California Public Utilities Commission
5 and only the California Public Utilities Commission had
6 the authority to enact. And they did not, in the end, put
7 the resources in place on time to meet those -- meet this
8 deadline that's coming up in 2024 and 2025. So again,
9 we're very much strongly in favor and we appreciate the
10 chance to give our input. Thank you so much.

11 CHAIRPERSON KOUNALAKIS: Thank you very much.

12 Katie, next speaker, please.

13 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
14 you. Our next speaker is San Luis Obispo Chamber of
15 Commerce.

16 JIM DANTONA: Good afternoon, Madam Lieutenant
17 Governor, Madam Controller, and Commissioners. My name is
18 Jim Dantona. I am the President and CEO for the San Luis
19 Obispo Chamber of Commerce. And I'm here today just to
20 share with you, you know, our thoughts on this project.
21 With regard to business's most major concern is a stable
22 statewide grid that will ensure our community and the
23 State's long-term energy stability. As you saw, Diablo
24 Canyon puts out about eight and a half percent of our
25 state energy. I really want to give staff a lot of credit

1 for putting together a great presentation that showed
2 that.

3 We're willing to do our part here in the central
4 coast as always. We're getting ready to put wind energy
5 off our coast. That will take at least five years in
6 order to get those up and going. And we hopefully will
7 work towards obviously a carbon-free energy system.

8 Additionally, we would say that PG&E has been an
9 excellent steward of safe operations at the facility and
10 its surrounding natural lands. Talking about a couple
11 things the former speakers just talked about, PG&E has
12 engaged the YTT Northern Chumash tribes, among all the
13 native tribes in our area. So they have been working
14 closely with the them. The environmental waters outside
15 their facility are incredibly healthy and have shown many
16 studies that support that.

17 We know there's so many issues to go before final
18 determination of Diablo's official status are made, but
19 what we hope is that our federal, State, and local
20 jurisdictions do not take any actions prior to those
21 determinations that would limit the determinations for us
22 to have a strong and healthy stable energy grid. We would
23 recommend that the State Lands Commission approve the
24 additional time for Diablo Canyon in order to ensure we do
25 not undercut those determination and risk the stable power

1 grid.

2 Thank you so much for your time.

3 CHAIRPERSON KOUNALAKIS: Thank you very much for
4 your comments.

5 Katie.

6 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
7 you.

8 Our next public speaker is Marcia Hanscom.

9 CHAIRPERSON KOUNALAKIS: Ms. Hanscom, please
10 proceed.

11 MARCIA HANSCOM: Yes. Honorable Commissioners
12 and staff, Marcia Hanscom. I'm speaking to you as a
13 member -- an active member Indivisible Westside Los
14 Angeles and on the board of the Americans for Democratic
15 Action Southern California.

16 I've got to tell you, you know, I -- most of my
17 activism work has been about habitat and wildlife, but I
18 have had to learn, because of the gas storage facility at
19 the Ballona Wetlands what happens with utility companies
20 who, for some reason, don't want to really transition to
21 the renewable energy we need. You know, these utility
22 companies want to get every dollar out of their current
23 infrastructure. And the fears about the grid failing and
24 the brownouts are just not true. The last time we had a
25 brownout emergency, it was CAISO mistakenly sold some of

1 our energy to other states. So there's a problem with
2 CAISO. There's not a problem with keeping all of these
3 facilities that we don't need and that are dangerous open.

4 So whether it's SoCalGas, Edison, PG&E, all
5 people saying we shouldn't close Aliso Canyon yet, we
6 shouldn't close Playa Del Rey Ballona yet, we shouldn't
7 close Diablo Canyon yet, I've got to tell you I want to
8 refer you to Mark Jacobson, who was mentioned by a
9 previous speaker. I just got the book it's called *No*
10 *Miracles Needed*. And I would ask that this Commission
11 delay any approval of any kind of commitment to this until
12 each of you commissioners and the -- every single staff
13 member working on this project reads this book.

14 *No Miracles Needed: How Today's Technology Can*
15 *Save Our Climate and Clean our Air*. Mark Jacobson is a
16 professor at Stanford. He knows what he's talking about.
17 He's a really top researcher in this area. And it -- you
18 know, this book explains how to use existing technologies
19 to harness, store, and transmit energy from wind, water,
20 and solar sources to ensure reliable electricity and heat
21 supplies. It also discusses which deck -- technologies
22 are not needed, including natural gas, carbon capture,
23 direct air capture, blue hydrogen, bioenergy, and nuclear
24 energy.

25 Please read this book and please delay keeping

1 this very dangerous situation open. And if you -- if you
2 need something to do in your time off, you won't be
3 relaxed after you watch it, but please watch the movie,
4 stream it online, China Syndrome. You will see things
5 have not changed since that movie was made. In fact,
6 they've gotten worse because of the -- what we know about
7 the earthquake situation.

8 Thank you.

9 CHAIRPERSON KOUNALAKIS: Katie, next speaker.

10 Katie, is there anyone else who would like to
11 address this item?

12 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
13 Apologies. I did not unmute myself. There are no other
14 hands raised to provide comment on this item. Thank you.

15 CHAIRPERSON KOUNALAKIS: Okay. Before we ask for
16 a motion, Commissioner Cohen.

17 COMMISSIONER COHEN: Thank you, Madam Chair.
18 Good afternoon, ladies and gentlemen. What an amazing
19 topic. I've been a part of this Commission, I think this
20 is my second or third meeting. I'm not quite sure. So I
21 am learning and growing about a subject matter that I did
22 not know very much about, and I just want to acknowledge
23 that. I am fully embracing this education. It feels like
24 a master class on thermal energy, environmental causes,
25 activism, as well as a history lesson.

1 So I want to thank my staff, Kristina Kunkel,
2 who's been instrumental in just kind of helping me
3 understand the lay of the land. In particular -- in
4 particular, in my background, I am -- I'm a former -- you
5 know, I'm a policymaker. And I come to this body as --
6 sitting on it as the State Controller, so I look at things
7 through a fiscal lens, and also in my previous life
8 serving as a policymaker.

9 One of the things that I particularly appreciate
10 is the language that ensures that this Commission can
11 revisit the lease agreement if the applicant is not
12 compliant with Senate Bill 846 and if extended operations
13 are not the most fiscally prudent use of taxpayer and
14 ratepayer dollars. That is I think just incredibly
15 important and also makes me feel a little bit more
16 comfortable.

17 The -- we already know that Diablo Canyon
18 produces just -- nearly nine percent of California's
19 in-state electric generation. But what I'm also thinking
20 about, and Madam Chair, I've heard you mention this
21 numerous times, is just the climate crisis, understanding
22 the place where we are today, and California's role in the
23 ongoing discussion, not only here in the state, but across
24 the nation and in the -- across the world. What is our
25 responsibility? What can we do?

1 And so we heard from stakeholders, people from
2 both sides of the aisle. We've heard from our stakeholder
3 at PG&E. But the reality is is that the climate crisis
4 and its effect on the ocean, the land, and the people are
5 among the most urgent issue of our time. And I am deeply
6 committed to responsibly accelerating toward a fossil fuel
7 free future, fossil fuel free future.

8 That would be a great T-shirt.

9 (Laughter).

10 COMMISSIONER COHEN: And I think about it and I
11 think about our children. And I just think about we were
12 on the beach just today and it was actually Senator Limón
13 -- Assemblywoman Limón -- Senator Limón actually had her
14 daughter there who's about -- around the same age as my
15 daughter. And she talked about what it was like to grow
16 up and to be a part of this beach and how it was toxic,
17 and how it had a stench, and now her daughter will not
18 know that future. And I know you have children, the
19 Director of Finance has children, and his representative,
20 Ms. Miller has children. We all are doing this for our
21 children and our future generations. This is part of the
22 legacy that we will leave -- we'll be in elected office
23 what, four, maybe eight -- you know who knows what our
24 futures entail, but we want to make sure that the
25 decisions that we're making are going to have a positive

1 impact.

2 And really, for me, I want to learn from the
3 mistakes that people have made in our -- in -- previous
4 policymakers, the decisions that they've made to allow
5 this dependence on fossil fuel. So I think that it's
6 crucial that we use these additional five years to
7 diversify and to increase the reliability of the State's
8 energy portfolio.

9 I also had the opportunity to visit the plant
10 last month and I was moved by the magnificent beauty of
11 the site and the coastline. I was saddened that there
12 wasn't very much sun. But nonetheless, it was just a
13 visual reminder of the importance of preserving natural
14 beauty, natural life. And it took -- and I look forward
15 to the conversations about the future use of the site,
16 returning ancestral tribal lands to the rightful owner and
17 expanding public access.

18 So in the meantime, I believe that this is a
19 temporary solution that aligns with the State's goals to
20 reach carbon neutrality by 2045 and keeps the lights on
21 for Californians while we continue with an equitable
22 transition to renewable energy.

23 And I heard one piece of comment that I wanted to
24 talk about about the water warming that's killing marine
25 life, once-through cooling -- once the through-cooling is

1 completed. And the commenter, she's right, it's not --
2 it's not good for the State. It's not good for the
3 wildlife. The only concern is is that that doesn't fall
4 into under our jurisdiction. Now, I'm not saying --
5 suggesting that we turn a blind eye to it, but in terms of
6 our ability to actually address an issue or to effectuate
7 change, we have to work within our parameters. And so
8 it's the State Water Board that has a jurisdiction and the
9 regulatory authority as well as the mitigation authority
10 to deal with the once-through cooling. So I just wanted
11 to share those thoughts with the members of the public
12 that are here today.

13 Thank you.

14 CHAIRPERSON KOUNALAKIS: Thank you.

15 May I have a motion to adopt staff's
16 recommendation and a second?

17 COMMISSIONER COHEN: So moved.

18 ACTING COMMISSIONER MILLER: I'll second, Madam
19 Chair.

20 CHAIRPERSON KOUNALAKIS: We have a motion by
21 Commissioner Cohen and a second by Commissioner Miller.

22 Ms. Lucchesi, will you please conduct a roll call
23 vote?

24 EXECUTIVE OFFICER LUCCHESI: Certainly.

25 Commissioner Cohen?

1 COMMISSIONER COHEN: Aye.

2 EXECUTIVE OFFICER LUCCHESI: Commissioner Miller?

3 ACTING COMMISSIONER MILLER: Aye.

4 EXECUTIVE OFFICER LUCCHESI: Chair Kounalakis?

5 CHAIRPERSON KOUNALAKIS: Aye.

6 EXECUTIVE OFFICER LUCCHESI: The motion passes
7 unanimately.

8 CHAIRPERSON KOUNALAKIS: Thank you.

9 ACTING COMMISSIONER MILLER: And Madam Chair, I
10 sincerely apologize, but I actually have to hop off now.
11 I'm so sorry.

12 CHAIRPERSON KOUNALAKIS: No, we understand.
13 We'll continue the meeting. We're going to take a
14 five-minute break. Five minutes.

15 ACTING COMMISSIONER MILLER: Thank you very much.
16 Thank you, Madam Chair. Take care. Bye-bye.

17 CHAIRPERSON KOUNALAKIS: We'll see everyone back.
18 Thank you.

19 (Off record: 2:47 p.m.)

20 (Thereupon a recess was taken.)

21 (On record: 2:54 p.m.)

22 CHAIRPERSON KOUNALAKIS: We are going to go back
23 to the Executive Officer's report first or --

24 EXECUTIVE OFFICER LUCCHESI: Actually, Item 89.

25 CHAIRPERSON KOUNALAKIS: Item 89, all right. Let

1 me find -- Item 89 is to discuss an potentially take
2 action on legislation relevant to the California State
3 Lands Commission. May we have the presentation, please.

4 EXTERNAL AFFAIRS DIVISION CHIEF PEMBERTON: Yes.
5 Thank you, Madam Chair. I'll be brief, because I know
6 time is of the essence.

7 Staff recommends that the Commission adopt a
8 support position on AB 80 by Assembly Member Addis. This
9 legislation would create, subject to a legislative
10 appropriation, a west coast offshore wind science entity
11 within the Ocean Protection Council to coordinate and
12 oversee the science and monitoring necessary to inform the
13 environmentally responsible development of offshore wind
14 energy on the California coast.

15 The entity would be modeled on a similar entity
16 on the west -- on the east coast and its purpose would be
17 to oversee the scientific work necessary for decision
18 makers to understand how habitat and marine life will
19 interact with offshore wind infrastructure development.
20 The bill has no opposition and is supported by a wide
21 array of environmental organizations. And we would ask
22 that the Commission take a support position on the
23 legislation.

24 And that concludes my report.

25 CHAIRPERSON KOUNALAKIS: Okay. Thank you very

1 much.

2 Commissioner Cohen, do you have any comments or
3 questions.

4 COMMISSIONER COHEN: Yeah, thank you for that.
5 That was brief.

6 (Laughter).

7 COMMISSIONER COHEN: I give you credit. A lot of
8 times people say I have a brief report and they don't have
9 one, but that was brief. You get an award for that. Gold
10 star.

11 (Laughter).

12 COMMISSIONER COHEN: First, I want to commend
13 Assemblymember Addis for authoring this important bill and
14 our own Commissioner Chair Lieutenant Governor Kounalakis
15 for co-sponsoring, along with NRDC and the Monterey Bay
16 Aquarium. I'm happy to make a motion to support AB 80 at
17 the appropriate time.

18 Thank you.

19 CHAIRPERSON KOUNALAKIS: Thank you.

20 COMMISSIONER COHEN: You're welcome.

21 CHAIRPERSON KOUNALAKIS: Thank you so very much.
22 Thank you very much, Sheri, for the update. It is a
23 daunting task to keep up with 2,000 bills that I think
24 just passed in the last week.

25 EXTERNAL AFFAIRS DIVISION CHIEF PEMBERTON: Yes.

1 CHAIRPERSON KOUNALAKIS: Or that moved from one
2 house to the other in the last week. It's a very, very
3 busy time in the Legislature, and -- as well as, of
4 course, the budget moving forward by the 15th.

5 So I am thrilled to be the coauthor -- or the
6 co-sponsor of AB 80, Dawn Addis's bill which will help
7 California gather and use the best available science to
8 inform how we go about deploying offshore floating wind
9 off of our coast. Our goal is to develop five gigawatts
10 of offshore wind by the end of this decade. So there is
11 going to be a lot going on in this area. And I'm very
12 grateful to Assembly Member Addis for moving this forward
13 and for the -- for the staff to recommend that we sponsor
14 or -- and support.

15 So with that, may we have a motion.

16 COMMISSIONER COHEN: I'll make a motion too.

17 CHAIRPERSON KOUNALAKIS: I will second.

18 EXECUTIVE OFFICER LUCCHESI: Madam Chair, we do
19 have public comment.

20 CHAIRPERSON KOUNALAKIS: Oh, public comment, yes.
21 Katie, do we have anyone who would like to
22 address us on this item?

23 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
24 Thank you, Madam Chair. We have Emely Garcia calling in
25 from a number ending in 171.

1 CHAIRPERSON KOUNALAKIS: Ms. Garcia, if you can
2 here us, please proceed.

3 EMELY GARCIA: Hello. My name is Emely Garcia
4 and I'm with NRDC. Honorable Madam Lieutenant Governor,
5 Honorably members of the Commission and staff. Thank you
6 so much. NRDC is co-sponsoring AB 80 with the Assembly --
7 with Assemblymember Dawn Addis along with Monterey Bay
8 Aquarium.

9 While California is in the early stages of
10 development of offshore wind in our federal waters, there
11 is clear momentum for it to help us meet our climate
12 energy goals. This is the right time to lay a foundation
13 of responsible science-based planning for offshore wind
14 energy development that will assist decision-makers as
15 well as forge ahead at this time, fulfill our collective
16 obligation to be good stewards of the ocean for this
17 generation and generations to come. We strongly support
18 the staff's recommendation and urge the Commission to
19 support AB 80.

20 Thank you.

21 CHAIRPERSON KOUNALAKIS: Thank you very much.
22 Katie, any other speakers?

23 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
24 Thank you, Madam Chair. Our public speaker is Mr. van de
25 Hoek.

1 CHAIRPERSON KOUNALAKIS: You know, if people have
2 spoken before, if you are able, we put three minutes up,
3 but we're a little over time. And so if you can speak
4 within a two-minute framework, that would be helpful.

5 ROBERT VAN DE HOEK: Hello. My name is Robert
6 Jan van de Hoek, environmental scientist. And I will do
7 that. I will keep it really short.

8 CHAIRPERSON KOUNALAKIS: Thank you.

9 ROBERT VAN DE HOEK: Yeah. I got interrupted by
10 a phone call there. Okay. So -- oh, boy, I want to -- I
11 am going to be the only person of the public saying oppose
12 to offshore wind energy. I'm going to focus it on one
13 part of CEQA that is not -- that is about esthetics and
14 the beauty of the environment. You will be blighting,
15 making ugly, a portion of the coast, because they're not
16 pretty to look at and it's not going to make our -- and
17 which part of California's coast is going to be made to
18 not look pretty. You probably won't put it where any of
19 the wealthy people live. I'm just going to -- yeah, I'm
20 right at two minutes. So I'm doing that just keeping it
21 to one minute.

22 Thank you.

23 CHAIRPERSON KOUNALAKIS: All right. It is, I
24 think, useful just for the public to know that the
25 planning for offshore wind off the coast of California is

1 far enough away that they won't be visible from the shore.

2 Next speaker, please.

3 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
4 you. Our next speaker is Colleen Weiler.

5 CHAIRPERSON KOUNALAKIS: Ms. Weiler, please
6 proceed.

7 COLLEEN WEILER: Thank you. Good afternoon,
8 Lieutenant Governor Kounalakis and commissioners. I am
9 Colleen Weiler, the Ocean Conservation Policy Analyst with
10 Monterey Bay Aquarium. And I'm here to express the
11 Aquarium's appreciation for your recommendation to support
12 AB 80, which will establish a west coast offshore wind
13 science entity. We believe this is an essential tool for
14 ensuring that offshore wind development off the California
15 coast is developed and managed in an environmentally
16 responsible manner that safeguards ocean wildlife and
17 ecosystems.

18 The SLC and other State agencies have recognized
19 the need to advance renewable energy to address the
20 climate crisis while also protecting the incredible
21 ecosystem of California's marine waters and ensuring that
22 the State meets its mandate to protect the natural
23 resources for the public.

24 The floating offshore wind proposed for
25 deployment off California will help the State meet it --

1 these goals, but the environmental impacts are largely
2 unknown. This science entity will advance our
3 understanding of the current status of our ocean
4 environment and enable us to identify, assess, and
5 mitigate the impacts of offshore wind energy development.

6 Thank you for your recommendation of support -
7 I'll keep this brief - for this important legislation, and
8 your recognition of the need for robust and collaborative
9 science and monitoring as an essential part of offshore
10 wind energy development in California. We appreciate your
11 consideration and I'm happy to answer any questions that
12 you have.

13 CHAIRPERSON KOUNALAKIS: Thank you very much.
14 Katie, next speaker please.

15 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
16 you, Madam Chair, we have no more commenters on this item.

17 CHAIRPERSON KOUNALAKIS: Okay. So with that, we
18 have a motion.

19 COMMISSIONER COHEN: So moved.

20 CHAIRPERSON KOUNALAKIS: And a second. I'll
21 second that motion.

22 And Ms. Lucchesi, please call the roll.

23 EXECUTIVE OFFICER LUCCHESI: Commissioner Cohen?

24 COMMISSIONER COHEN: Aye.

25 EXECUTIVE OFFICER LUCCHESI: Chair Kounalakis?

1 CHAIRPERSON KOUNALAKIS: Aye.

2 EXECUTIVE OFFICER LUCCHESI: The motion passes
3 two to zero.

4 CHAIRPERSON KOUNALAKIS: Okay. Ms. Lucchesi,
5 what is our next order of business.

6 EXECUTIVE OFFICER LUCCHESI: Our next item of
7 business is Item 87. This was removed from the consent
8 agenda, because we do have two public speakers that would
9 like to comment on this item. I will provide the brief
10 presentation -- staff's presentation.

11 This item involves revenues that the City of Long
12 Beach generates from oil activities within their grant --
13 legislatively granted lands that they manage on behalf of
14 the State. And pursuant to very -- the statutory
15 framework that governs the city's management of these
16 lands and revenues, when they have projects that will
17 require the expenditure of these tidelands oil revenues,
18 they propose that to the State Lands Commission for the
19 Commission's review for consistency with the legal
20 framework that dictates the statutory framework that
21 dictates their management of these lands.

22 So the City has proposed 12 projects to be funded
23 by these tideland oil revenues accounting for
24 approximately \$7.9 million. And these are 12 capital
25 improvement projects ranging from improvements and

1 rebuilding of a junior lifeguard facility, basketball and
2 skating area, convention center area improvements, design
3 and infrastructure for the Queen Mary, beach restroom door
4 replacement, parking lot improvements for the marina green
5 area, parking lot improvements for the Queen Mary,
6 peninsula beach nourishment study, a regional general
7 permit renewal, and security cameras for various locations
8 within the tidelands grant, the Belmont Pier repairs, and
9 Ocean Boulevard and convention center digital signage.

10 So we review those proposals for consistency with
11 Chapter 138 and the City or -- staff's recommending that
12 the Commission find that these proposed projects and
13 expenditures do not appear to be inconsistent with the
14 statutory framework that governs the management of these
15 lands.

16 CHAIRPERSON KOUNALAKIS: Okay. Thank you very
17 much for that presentation. Before we turn to public
18 comment, Commissioner Cohen do you have any questions or
19 comments on this item?

20 COMMISSIONER COHEN: Questions or comments. I do
21 have thoughts. Let's see, this is for Item 89.

22 CHAIRPERSON KOUNALAKIS: No, 87.

23 COMMISSIONER COHEN: Excuse me, 87.

24 CHAIRPERSON KOUNALAKIS: It was pulled from the
25 consent.

1 COMMISSIONER COHEN: No, I don't have comments
2 for 87.

3 CHAIRPERSON KOUNALAKIS: Okay. Katie, do we have
4 anyone who would like to comment on this item?

5 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
6 Thank you, Madam Chair. So far we have two public
7 commenters. The first one being Anna Christensen.

8 ANNA CHRISTENSEN: Anna Christensen from the Los
9 Cerritos Wetlands Task Force, Sierra Club.

10 We don't oppose this, but we do think it's pretty
11 interesting in terms of the budget that there isn't \$8
12 million to spend in the tidelands oil revenue budget for
13 Long Beach. I will be sending you the city -- the city
14 budget, but basically, they've only got about five
15 million. I guess that's not your problem. Your problem
16 is only whether these expenditures are consistent and they
17 are.

18 One of the things we're concerned about, other
19 than, you know, a lack of math skill on the part of our
20 city apparently, is the amount of money that is spent to
21 get a measly one and a half million dollars this year out
22 of our oil wells offshore. These are not all our oil
23 wells, but this is the oil wells that you're a part --
24 you're part of. You have to approve these operations.
25 They took in almost \$100 million, \$98 million, but they

1 spend 97 -- or almost 97. So the cost of doing business,
2 not -- is very high to get this small amount of money. It
3 is not the major tidelands money. Our tidelands revenues,
4 there is money in the tidelands, but they're not from oil.

5 And the other thing that I would like to stress
6 is that we really appreciated when the State Lands
7 Commission wanted a better budget, wanted a more
8 informative budget about these -- how the tidelands were
9 being operated, these oil operations. And we really
10 appreciate it. And apparently a report has now been sent
11 to you. And in reviewing it just very, very briefly, it
12 seems that they have really gone -- skirted around your
13 major concerns and ours, which are for public health,
14 safety, and the environment. To spend time discussing
15 well, better getting oil from Long Beach than importing it
16 through the port is not really the point. That isn't the
17 point how bad, or how far, or how much more pollution it's
18 going to cost getting the oil from somewhere. That just
19 assumes that there's no way to reduce our consumption of
20 oil.

21 So what we would ask you to do is reject this
22 report as well. This is not exactly on this topic, but it
23 is -- it is all about revenue. It's all about getting and
24 spending money, right? I mean, I guess that's why we're
25 drilling oil, so somebody can make money. But the

1 projects are okay. I would have preferred more for
2 nature. But honestly, this is -- they are sending you
3 items that they can't fund with oil revenues. So just a
4 little fascinating really. Honestly, I don't know how
5 they did that, because they did not -- they do not have \$8
6 million to spend even with the cross-over. Their revenues
7 from last year for oil -- from oil were one and a half
8 million dollars, even with the carryover, they only have
9 five million to spend.

10 Thank you.

11 CHAIRPERSON KOUNALAKIS: Thank you.

12 Katie, is there anyone else who would like to
13 comment?

14 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Yes.
15 Thank you. Our next public commenter is Ann Cantrell.

16 ANN CANTRELL: Good afternoon. Ann Cantrell.
17 I'm the co-chair of the Los Cerritos Wetlands Task Force
18 of the Sierra Club, along with Anna Christensen.

19 And as she says, we're confused that Long Beach
20 is sending you a budget for \$7.9 million to be spent. And
21 as far as we can determine, their tidelands funds were
22 only five million. So I guess what we're asking is maybe
23 you look into the amount of money that is actually
24 available for these tidelands expenditures.

25 We also are concerned that there's no mention

1 here of money being put aside for the disbandment of the
2 oil wells, which needs to be done. Maybe some of this
3 tidelands funds, instead of being used for parking lots
4 should be used for disbanding the many wells in Long Beach
5 that will need to be disbanded.

6 Those are my only comments. Thank you.

7 CHAIRPERSON KOUNALAKIS: Thank you very much.

8 Katie, is there anyone else who would like to
9 comment?

10 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
11 you, Madam Chair. We have no other speakers for this
12 item.

13 EXECUTIVE OFFICER LUCCHESI: Thank you very much.
14 Do we have a motion too move Item 37 -- sorry, 87.

15 A motion?

16 COMMISSIONER COHEN: Excuse me. A motion moved.

17 CHAIRPERSON KOUNALAKIS: I'll second it.

18 Ms. Lucchesi, please call the roll.

19 EXECUTIVE OFFICER LUCCHESI: Commissioner Cohen?

20 COMMISSIONER COHEN: Aye.

21 EXECUTIVE OFFICER LUCCHESI: Chair Kounalakis?

22 CHAIRPERSON KOUNALAKIS: Aye.

23 EXECUTIVE OFFICER LUCCHESI: The motion passes
24 two to zero.

25 CHAIRPERSON KOUNALAKIS: Ms. Lucchesi, our next

1 order of business

2 EXECUTIVE OFFICER LUCCHESI: Our next order of
3 business is the Executive Officer's report.

4 CHAIRPERSON KOUNALAKIS: Please proceed.

5 EXECUTIVE OFFICER LUCCHESI: Thank you. I will
6 make it very brief, but I do want to take a moment to
7 recognize our colleague that is retiring. And it's
8 actually a very sweet moment to recognize Eric Gillies,
9 because his career with the State Lands Commission started
10 with Piers 421 in 2002 and today marks his last meeting
11 with the State Lands Commission as he heads into
12 retirement. And it was very fitting to celebrate the
13 removal of those piers this morning for that reason.

14 So Eric spent three years initially with Caltrans
15 and 22 years with the State Lands Commission all within
16 our Environmental Planning and Management Division, now
17 has been renamed to the Division of our Environmental
18 Science Planning and Management. Eric served Assistant
19 Chief for this Division for over 12 years, including two
20 years as Acting Chief. And more recently, he helped
21 recognize -- right -- reorganize the Commission's
22 scientific programs into this new division.

23 Eric is known for his professionalism, his
24 expertise, and unwavering dedication to the Commission and
25 the State. His meticulous approach to work, attention to

1 detail, and knowledge of the California Environmental
2 Quality Act is unparalleled, and evidenced by the high
3 quality environmental documents that have been prepared on
4 behalf of the Commission over these past 20 years.

5 It is -- as I mentioned, it's fitting that Eric's
6 last Commission meeting is the same day that we're
7 celebrating the removal of the Piers 421. He really cut
8 his teeth on drafting, and developing, and evolving our
9 environmental document, starting with that original Piers
10 421 project in 2000 -- 2004, not 2002.

11 So in addition to his exceptional scientific work
12 for the Commission, Eric has left an incredible mark on
13 the Commission through his work with Commission staff to
14 create and document processes to improve our internal
15 review of applications. And in doing so, he has brought
16 transparency to a very complex process, but it's actually
17 what truly -- what I'd like to focus on that truly sets
18 him apart is his -- really amazing patience and
19 willingness to guide and mentor staff over these past 20
20 plus years through the environmental review process. We
21 all have a lot of experience with CEQA and NEPA, and it is
22 complex and nuances, and he has really worked with our
23 staff in growing their professionalism and expertise over
24 these years.

25 So through his quiet and consistent manner, Eric

1 has created calm and order in our Commission's staff --
2 scientific staff to get the job done and get the job done
3 well. The Commission is actually very well known for
4 developing and certifying -- preparing and certifying
5 environmental documents that are legally defensible. And
6 we're one of the top agencies in this realm and that's --
7 a lot of that is due to Eric's work, and his mentorship,
8 and his growing of our staff into those roles.

9 So we don't spend enough time acknowledging the
10 contributions of staff who kind of keep their head down
11 and just get the work done, and that is exactly Eric. And
12 we are going to his him tremendously, but we're very
13 excited to wish him and his wife, who will be retiring
14 from State service too in a couple of months, a really
15 great retirement and best wishes on their next adventure
16 and their next phase.

17 So thank you.

18 CHAIRPERSON KOUNALAKIS: Thank you. Thank you so
19 much, Ms. Lucchesi. And I would just like to -- and there
20 he is.

21 EXECUTIVE OFFICER LUCCHESI: There he is.

22 (Applause).

23 CHAIRPERSON KOUNALAKIS: Looking way too young to
24 retire, I might add.

25 (Laughter).

1 CHAIRPERSON KOUNALAKIS: Twenty-two years at
2 State Lands has obviously been good to you --

3 (Laughter).

4 CHAIRPERSON KOUNALAKIS: -- and so many more
5 years of service before that. But seriously, it is very
6 notable and remarkable that you would have started your
7 service with the State working on the important issue of
8 removing these old legacy polluting, decrepit, wildcat
9 piers that have been there for far too long and for, you
10 know, recognizing what a massive undertaking it was to be
11 able to recognize you at the same day that we finish and
12 celebrate the completion, I think is definitely full
13 circle.

14 It is critically important in our state that we
15 have the dedication of experts who commit themselves to
16 public service. We simply could not do the complicated
17 things that we do at State Lands or frankly any other part
18 of government without dedicated, hard working, committed,
19 and highly capable individuals. And so, you will
20 certainly be missed. We are so grateful for your
21 contributions and congratulations. And I am sure that you
22 have many plans. As someone once said to me, I'm
23 retiring, but not tired.

24 (Laughter).

25 CHAIRPERSON KOUNALAKIS: So thank you.

1 Madam Commissioner.

2 Okay. With that, Ms. Lucchesi, what is our next
3 order of business?

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

6 CHAIRPERSON KOUNALAKIS: Thank you.

7 We are going to keep the second public comment
8 period to one minute each, unless there is a compelling
9 argument. We have run over time a little bit today. And
10 since we are working away from our usual facilities, I
11 know people have airplanes to catch. So if anyone would
12 like to address the Commission on any matter that is not
13 on today's agenda, please come to the podium or raise your
14 hand virtually.

15 So is there anyone here who would like to address
16 the Commission?

17 Katie, is there anyone virtually who would like
18 to make a public comment?

19 ENVIRONMENTAL SCIENTIST ROBINSON-FILIPP: Thank
20 you, Madam Chair. We have no new speakers to provide
21 comment during this time.

22 CHAIRPERSON KOUNALAKIS: Thank you so much. So
23 that concludes our second public comment period.

24 Commissioner Cohen, do you have any additional
25 comment or question?

1 COMMISSIONER COHEN: I just wanted to say thank
2 you again. This is just a great opportunity to serve the
3 State of California doing this work. And I'm just elated
4 to be here to do it. Thank you.

5 CHAIRPERSON KOUNALAKIS: Well, we are elated to
6 have you.

7 Very good. Ms. Lucchesi.

8 EXECUTIVE OFFICER LUCCHESI: There is nothing
9 more.

10 CHAIRPERSON KOUNALAKIS: Very good. That
11 concludes the open meeting and we are hereby adjourned.

12 (Thereupon the California State Lands
13 Commission meeting adjourned at 3:17 p.m.)

14

15

16

17

18

19

20

21

22

23

24

25

