

# Open Session Minutes

California State Lands Commission  
Hybrid Meeting of October 19, 2023  
Port of San Diego Administration Building  
Board Room  
3165 Pacific Highway  
San Diego, California 92101

## **COMMISSIONERS AND STAFF PRESENT:**

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### **COMMISSIONERS:**

Eleni Kounalakis, Lieutenant Governor (Dr. Matthew Dumlao, Chief of Staff and Alternate, participated for Public Comment, Minutes, and Items 61, 63, 64, 42, and 50)  
Kristina Kunkel, Deputy State Controller and Alternate for State Controller Malia M. Cohen (Controller Cohen participated for Closed Session)  
Gayle Miller, Chief Deputy Director and Alternate for Director of the Department of Finance Joe Stephenshaw

### **STAFF MEMBERS:**

Jennifer Lucchesi, Executive Officer  
Seth Blackmon, Chief Counsel

### **REPRESENTING THE OFFICE OF THE ATTORNEY GENERAL:**

Andrew Vogel, Supervising Deputy Attorney General (participated virtually)

**NOTE:** The final approved Minutes also include the Agenda and corresponding staff reports (incorporated into the draft Minutes by reference) approved as presented unless otherwise indicated in the Record of Action. A list of individuals making statements before the Commission and the entities they represent, along with the Executive Officer's Report, are included in a complete transcript of the proceedings, which is on file in the Sacramento offices of the Commission and posted on the Commission's website at [www.slc.ca.gov](http://www.slc.ca.gov). Also included on the website is the voting record of the meeting with the staff report for each agenda item linked to the respective consent, regular or informational item number. A link to a recorded Cal-span.org webcast of the meeting is also available on the Commission's website. All of these items may be found under Previous Meetings, by date of the meeting.

# **RECORD OF ACTION TAKEN BY THE CALIFORNIA STATE LANDS COMMISSION:**

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Chair Eleni Kounalakis called the meeting of the California State Lands Commission to order at 1:01 p.m. at the Port of San Diego Administration Building, Board Room, 3165 Pacific Highway, San Diego, California 92101, via in person and Zoom webcast; also present were Commissioner Alternate Kristina Kunkel and Commissioner Alternate Gayle Miller.

## **EXECUTIVE OFFICER'S REPORT:**

Executive Officer Jennifer Lucchesi updated the Commission on the following item:

- **Tijuana River**

An informational presentation was made to the Commission by Katie Robinson-Filipp on the Tijuana River pollution crises. The Commission also heard testimony from Imperial Beach Mayor Aguirre and Jason Giffen, Vice President, Port of San Diego.

*(The State Lands Commission adjourned into closed session from 1:42 p.m. to 2:47 p.m., then resumed open session at 3:05 p.m.)*

## **CLOSED SESSION**

Item 60 – Pursuant to Government Code section 11126, subdivision (c)(7), the Commission met in closed session with its real property negotiators regarding a lease amendment or other agreement for the extended use of existing offshore oil and gas pipelines traversing state waters associated with the Santa Ynez Unit in federal waters, offshore Santa Barbara County.

## **CONFIRMATION OF MINUTES**

Confirmation of the Minutes of the August 17, 2023 meeting were approved as presented by a vote of 2-0 (Dumlao–Abstained; Kunkel–Yes, Miller–Yes).

## **CONSENT CALENDAR**

- Consent Items 19, 37, and 43 were removed from consideration
- Consent Items 42 and 50 were moved to the Regular Calendar
- Consent Items 01-18, 20-36, 38-41, 44-49, and 51-59 were approved as presented by a vote of 2-0 (Dumlao–Abstained; Kunkel–Yes; Miller–Yes)

## **INFORMATIONAL CALENDAR**

**Item 60:** was informational – no vote required.

## **REGULAR CALENDAR**

*(Items appear in order heard)*

**Item 61** – A staff presentation was made to the Commission for discussion and possible action on state legislation relevant to the California State Lands Commission.

Item 61 – was informational – no vote required

**Item 62:** was removed from the agenda

**Item 63:** A staff presentation was made to the Commission to consider authorization to execute the proposed Phase 2 Agreement by and between the California State Lands Commission and ExxonMobil Corporation in settlement of the responsibilities to undertake work on Platform Holly, offshore Goleta, Santa Barbara County, including platform hardening, caretaker inspections, and future decommissioning of Platform Holly.

Item 63 – was approved as presented by a vote of 2-0 (Dumlao–Yes; Kunkel–Abstained; Miller–Yes)

**Item 64:** Staff presentations were made to the Commission to acknowledge the submittal of a Draft Trust Lands Use Plan, pursuant to Chapter 372, Statutes of 2019, by the San Diego Unified Port District, San Diego County.

Item 64 – was approved as presented by a vote of 2-0 (Dumlao–Abstained; Kunkel–Yes; Miller–Yes)

**Consent Item 42:** A staff presentation was made to the Commission to consider an application for a General Lease – Public Agency Use and Dredging, of sovereign land located in the Lower Santa Ana River, Orange County; for two riprap flood control jetties, one riprap dike, maintenance dredging, and deposition of sand.

Consent Item 42 – was approved as presented by a vote of 2-0 (Dumlao–Yes; Kunkel–Abstained; Miller–Yes)

**Consent Item 50:** A staff presentation was made to the Commission to consider acceptance of the Final Report and Closing Statement for the Long Beach Unit Annual Plan (July 1, 2022 through June 30, 2023), Long Beach Unit, Wilmington Oil Field, Los Angeles County.

Consent Item 50 – was approved as presented by a vote of 2-0 (Dumlao–Abstained; Kunkel–Yes; Miller–Yes)

The Commission meeting public session was adjourned at 4:55 p.m.

## **STAFF AND PUBLIC ADDRESSING THE FOLLOWING STAFF REPORTS:**

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### **WELCOMING REMARKS**

Rafael Castellanos, Chair, Port of San Diego

### **EXECUTIVE OFFICER'S REPORT**

Katie Robinson-Filipp, Environmental Scientist

- Paloma Aguirre, Mayor, City of Imperial Beach
- Jason Giffen, Port of San Diego

### **PUBLIC COMMENT**

- Marcia Hanscom
- Walter Lamb, President, Ballona Wetlands Land Trust
- Jane Velez-Mitchell
- Robert van de Hoek

### **ITEM 61**

Sheri Pemberton, Chief, External Affairs, CSLC

- No speakers for this item.

### **ITEM 63**

Joseph Fabel, Staff Attorney, CSLC

- No speakers for this item.

### **ITEM 64**

Reid Boggiano, Public Land Manager, External Affairs Division, CSLC

Lily Tsukayama, Senior Planner, Port of San Diego

- No speakers for this item.

### **CONSENT ITEM 42**

Drew Simpkin, Public Land Manager, Land Management Division, CSLC

- Jack Eidt, Board Member, Friends of Harbors, Beaches, and Parks
- Penny Elia, Sierra Club Orange County Conservation Committee
- Robb Hamilton
- Christine Kim, Vice President, Sea and Sage Audubon Society

- Giles Matthews, Regulatory Permitting Manager, Orange County Public Works
- Dan Silver, Executive Director, Endangered Habitats League
- Michael J. Sinacori, PE, Assistant City Engineer, City of Newport Beach
- Scott Thomas, Sea and Sage Audubon Society

**CONSENT ITEM 50**

Jennifer Lucchesi, Executive Officer, CSLC

- Anna Christensen, Co-Chair, Los Cerritos Wetlands Task Force, Sierra Club