



Governing Board

DRAFT SUMMARY MINUTES

Wednesday, July 29, 2009

1:00 p.m. to 3:00 p.m.

Meeting Location:

MetroCenter, Auditorium

101 8th Street, Oakland, California 94607

For additional information, please contact:
Clerk of the Governing Board, (510) 464 7910

Summary Minutes available at:

www.sfbayrestore.org

1. Call to Order

Sam Schuchat, Chair, called the meeting to order at 1:07 p.m.

2. Roll Call

Frederick Castro, Clerk, reported that five of seven members were present. A quorum of the Governing Board was present. Dave Cortese had previously announced that he would not be able to attend the meeting.

3. Public Comment

Pat O'Brien, Executive Director, East Bay Regional Park District, commented on the importance of the Authority's efforts, the ecology of San Francisco Bay and its relation to the region's economy. He suggested consideration of environmental justice issue in the work of the Authority.

Beth Huning, Coordinator, San Francisco Bay Joint Venture, thanked the Authority's for its efforts on behalf of those implementing wetlands projects and conducting biological planning and for its invitation to join the Advisory Committee.

4. Announcements

Charles McGlashan reported that he participated in a tour on July 9, 2009 of the wetlands of the North Bay sponsored by the San Francisco Bay Joint Venture. He commended Huning for providing the opportunity to experience the wetlands.

John Gioia suggested that the Authority participate in the 25th anniversary of the California Coastal Cleanup on September 19, 2009, to share information about and to build support for wetland restoration.

There were no other announcements.

5. Approval of Summary Minutes of April 22, 2009

A motion to approve the summary minutes of the Governing Board meeting on April 22, 2009 was made by McGlashan and seconded by Gioia. The motion passed unanimously.

6. Organizational Matters

A. Election of Vice Chair

A motion to elect John Gioia as Vice Chair of the Governing Board was made by McGlashan and seconded by John Sutter. The motion passed unanimously.

[Phil Ting joined the meeting.]

B. Selection of Authority Logo

Judy Kelly, Director, San Francisco Estuary Partnership, reported on staff work on developing a logo for the Authority. A graphic designer was engaged by the Estuary Partnership to develop three logo designs for the Authority.

Members discussed the three logo designs.

Kenneth Moy, Legal Counsel, reported on research conducted related to registering the logo designs as the Authority's service mark with the U.S. Department of Patents and Copyright.

A motion to adopt the "Heron" logo as the Authority's logo, authorize use of the logo in connection with Authority published materials and activities, and submit servicemark application was made by McGlashan and seconded by Gioia. The motion passed unanimously.

Staff was directed to report on the findings related to registering the logo design as the Authority's service mark.

C. Adoption of FPPC Conflict-of-Interest Code

Moy reported that the 45-day public comment period on the proposed Conflict-of-Interest Code for the Authority has ended and no comments were received.

A motion to adopt Resolution 3 authorizing the submission of the proposed Conflict-of-Interest Code for the Authority to the California Fair Political Practices Commission was made by Rosanne Foust and seconded by McGlashan. The motion passed unanimously.

D. Formation of Advisory Committee

Kelly reported on staff actions related to the formation of the Advisory Committee. Staff compiled a list of potential nominees for appointment to the Advisory Committee. Letters were sent soliciting those individuals' interest in an appointment and recognizing that the appointing authority is with the Governing Board. The 19 individuals who responded affirmatively were included in the list of potential Advisory Committee members presented to the Governing Board.

Members discussed the staff actions in the compilation of the list of potential Advisory Committee members and the Governing Board's responsibility to appoint members to the Advisory Committee. Members requested that the letter sent to potential nominees be provided to them.

Members discussed the composition of the Advisory Committee, developing a process for soliciting additional individuals for consideration for an appointment to the Advisory Committee, and the need for a diverse and broadly representative body.

Henry Gardner, Director, addressed the actions taken by staff to compile a list of nominees to the Advisory Committee.

Schuchat suggested that members discuss the composition of Advisory Committee members, solicit names of individuals to be considered for appointment, set a deadline for the submission of names of individuals to be considered, develop a process, including the formation of a sub-committee, for selecting appointees based on willingness to serve on the Advisory Committee.

Members discussed the criteria and process for selecting members of the Advisory Committee.

Staff responded to questions regarding timing and composition.

Members formed a committee, comprised of Gioia, Foust, and Phil Ting, to review applications for membership to the Advisory Committee. This committee is to report back to the Governing Board at its next meeting.

E. Report of Finance Options

Stephen Knight, Political Director, Save The Bay, gave a briefing to the Governing Board on the legislation creating the Authority as introduction to the report, *San Francisco Bay Restoration Authority Funding Options Report 2009*, prepared for Save The Bay by SCI Consulting Group.

Gerard van Steyn, President, SCI Consulting Group, presented an overview of funding options based on the *San Francisco Bay Restoration Authority Funding Options Report 2009*. The overview included a profile of the likely voters and taxable parcels in the nine-county Bay region, main local funding options, advantages and limitations of main local funding options, and a recommendation to conduct a survey and opinion research. The presentation also included an estimate of annual parcel tax revenues and other funding options.

Members discussed various local funding options and conducting an initial survey and opinion research to determine public responses to a parcel tax as a funding source for the Authority. Members also discussed local sales tax and Carbon off-set fees as a revenue option.

A motion to accept the report on finance options and to conduct a higher level survey and opinion research to determine public responses to a parcel tax and sales tax as funding sources for the Authority was made by McGlashan and seconded by Gioia. The motion passed unanimously.

SCI Consulting Group was asked to report on the legal issues around an eight-cent sales tax and on flat and tiered parcel tax.

Members discussed the cost of elections.

Members and staff discussed procedures for selecting a contractor to conduct a survey and opinion research. Moy noted that ABAG provides the Authority with administrative support and, therefore, the Authority will follow ABAG's procurement procedures for selecting a contractor with final authorization made by the Authority.

F. San Francisco Foundation Grant Application Submission

Kelly reported on the submission of a grant application to the San Francisco Foundation to fund research on the feasibility of specific funding mechanisms and where in the Bay Area those mechanisms could be successfully implemented. The grant application requested \$100,000.

A motion to ratify the submission of the grant application, accept a grant from the San Francisco Foundation, and authorize staff to negotiate necessary agreements to accept the grant funds was made by Sutter and seconded by Foust. The motion passed unanimously.

Members discussed the additional funds needed to cover the research projects' total expense. Kelly indicated the additional funds will be from staff match and other sources.

Members thanked staff for preparing the grant application to the San Francisco Foundation.

G. Scheduling Governing Board Meetings

Members reviewed a proposed meeting schedule for the Governing Board.

A motion to adopt a meeting schedule for the Governing Board, with quarterly meetings on the fourth Wednesday of the month, from 12:30 p.m. to 2:30 p.m., was made by Ting and seconded by Gioia. The motion passed unanimously.

7. Adjournment

Gioia inquired about opportunities to make a presentation on the Authority at the State of the Estuary Conference. Kelly replied that information on the Authority can be shared through a poster session or other means.

The Governing Board meeting adjourned at 2:45 p.m.

The next Governing Board meeting is on October 28, 2009.

Submitted by the Clerk of the Governing Board
August 20, 2009

Approved by the Governing Board
[date]