



# Governing Board

## SUMMARY MINUTES

Monday, September 21, 2015  
1:00 p.m. to 3:00 p.m.

Meeting Location:

1330 Broadway, 11<sup>th</sup> Floor Conference Room  
Oakland, California

For additional information, please contact:  
Clerk of the Governing Board, (510) 464 7900

Agenda and attachments available at:  
[www.sfbayrestore.org](http://www.sfbayrestore.org)

### 1. Call to Order

Ted Lempert, Chair, called the meeting to order at about 1:07 p.m.

### 2. Roll Call

Frederick Castro, Clerk of the Governing Board, reported that five (5) members were present. A quorum of the Governing Board was present.

Present were Keith Caldwell, John Gioia (joined at about 1:21 p.m.), Ted Lempert, Dave Pine, Patricia Showalter, John Sutter.

Absent was Rosanne Foust.

Present were Kenneth Moy (ABAG); Karen McDowell (San Francisco Estuary Partnership); Sam Schuchat, Amy Hutzler, Kelly Malinowski (California State Coastal Conservancy).

### 3. Public Comments

Beth Huning, San Francisco Bay Joint Venture, spoke on the cost of restoration provided by the San Francisco Bay Joint Venture and discussed at the State of the Estuary Conference.

There was no other public comment.

### 4. Announcements

There were no announcements.

### 5. Approval of Summary Minutes of June 24, 2015

Lempert recognized a motion by Showalter and a second by Sutter to approve the summary minutes of the Governing Board meeting on June 24, 2015. There was no discussion. The motion passed with five (5) aye votes.

Ayes: Caldwell, Lempert, Pine, Showalter, Sutter.

Nays: None.

Abstentions: None.

Absent: Foust, Gioia.

## **6. Chair's Report**

There was no Chair's report.

## **7. Report on AB 746**

Sam Schuchat, Executive Officer, California State Coastal Conservancy, reported that the Governor had signed AB 746 on September 1, 2015. The legislation will take effect on January 1, 2016, and includes changes affecting the requirement for the Governing Board chair, the total amount of outstanding general obligation bonded indebtedness, the acquisition or improvement of real property or any outstanding bonded indebtedness incurred by the authority, the provision authorizing the authority to reimburse county elections officials for only the incremental costs, and the repeal date for the act.

There was no member discussion

## **8. Report on Ballot Access Costs**

[Showalter recused herself at about 1:12 p.m.]

Schuchat reported on the ballot access costs, funding and a proposed memorandum of agreement with the Santa Clara Valley Water District, including a provision on a loan of \$1.5 million for ballot access costs. The memorandum of agreement will need to be approved by the Santa Clara Valley Water District. Staff will also contact other special districts about similar agreements.

Members discussed the proposed memorandum of agreement with the Santa Clara Valley Water District, including its key provisions, repayment in the event the ballot measure does not pass, a shoreline study by the Army Corps of Engineers and the Water Resources Development Act authorization, and reducing ballot costs.

There was not public comment.

Absent: Foust, Showalter (recused).

[Gioia joined the meeting at about 1:21 p.m.]

Lempert recognized a motion by Gioia and a second by Sutter to adopt Resolution 10, Authorizing Entry into a Memorandum of Agreement with the Santa Clara Valley Water District. There was no discussion. The motion passed with five (5) aye votes.

Ayes: Caldwell, Gioia, Lempert, Pine, Sutter.

Nays: None.

Abstentions: None.

Absent: Foust, Gioia.

[Showalter rejoined the meeting at about 1:27 p.m.]

**9. Report on Draft Resolutions including Ballot Measure and Expenditure Plan**

Schuchat and Amy Hutzel, Manager, San Francisco Bay Area Conservancy Program, California State Coastal Conservancy, reported on draft resolutions on Calling a Special Election and Special Parcel Tax Ballot Measure, including Exhibit A.

Members discussed the draft resolutions, including the ballot measure and expenditure plan, administrative costs, shoreline public access program, operations and maintenance costs, threshold votes needed to pass ballot measure, reducing length of the ballot measure, allocation criteria. Staff will update the project list.

**10. Report on Fundraising for Ballot Advisors and Tracking Poll.**

Schuchat reported on fundraising efforts for ballot advisors and tracking poll, including sending letters to potential contributors, cities and counties, and special districts.

Members reported on their respective fundraising efforts.

**11. Report on Tracking Poll—Proposed Questions and Schedule**

Schuchat reported on the establishment of an ad hoc Polling Subcommittee and follow-up actions, including the need to conduct the tracking poll, the process for selecting a contractor, tracking poll costs and funding.

Lempert recognized a motion by Showalter and a second by Caldwell to form an ad hoc subcommittee comprised of Gioia, Pine and Sutter, to assist staff in developing a request for qualifications, reviewing submissions, selecting a firm to conduct the poll, and developing final poll questions. There was no discussion. The motion passed with six (6) aye votes.

Ayes: Caldwell, Gioia, Lempert, Pine, Showalter, Sutter.

Nays: None.

Abstentions: None.

Absent: Foust.

**12. Report on Schedule for Governing Board Meetings**

Hutzel reported on a proposed schedule for Governing Board meetings in 2016.

Lempert recognized a motion by Sutter and a second by Showalter to approve the schedule of Governing Board meetings in 2016.

Ayes: Caldwell, Gioia, Lempert, Pine, Showalter, Sutter.

Nays: None.

Abstentions: None.

Absent: Foust.

### **13. Adjournment**

Lempert adjourned the Governing Board meeting at about 2:14 p.m.

Next meeting is on Wednesday, November 18, 2015, 1:00 p.m. to 3:00 p.m.

Submitted by the Clerk of the Governing Board:  
November 4, 2015

Approved by the Governing Board:  
November 18, 2015