



MEMORANDUM

DATE: November 9, 2015

TO: Governing Board
San Francisco Bay Restoration Authority

FROM: Amy Hutzal, Manager
San Francisco Bay Area Conservancy Program
State Coastal Conservancy

SUBJECT: Revised Ballot Measure Resolutions and Revised Project List

Attached are final drafts of the two resolutions necessary to place a special parcel tax on the ballot, which are titled:

- CALLING A SPECIAL ELECTION TO BE HELD FOR THE SAN FRANCISCO BAY RESTORATION AUTHORITY ON JUNE 7, 2016; REQUESTING SERVICES OF REGISTRAR OF VOTERS; REQUESTING CONSOLIDATION OF ELECTIONS; AND SPECIFYING CERTAIN PROCEDURES FOR THE CONSOLIDATION ELECTION
- SPECIAL PARCEL TAX BALLOT MEASURE FOR VOTER APPROVAL: THE SAN FRANCISCO BAY CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION MEASURE

These resolutions last came to the board on September 21, 2015, but were not voted upon. In advance of a potential vote on January 13, 2016, to place a measure on the June 7, 2016 ballot, staff is seeking concurrence from the Authority Board that there are no additional proposed changes to the ballot measure language or the text of the two resolutions.

After the September 21, 2015 board meeting, staff made some final edits:

- Edits to improve clarity proposed by Supervisor Gioia.
- Clarification that there is an Independent Oversight Committee, separate from the Advisory Committee, and a description of how the Oversight Committee members are appointed and the role of the Committee.

After edits by staff, the revised resolutions were reviewed and edited by bond counsel (Remcho) and election counsel (Jones-Hall), and ABAG and Conservancy legal staff worked with Remcho and Jones-Hall staff on several issues, including:

- Ensuring language allows the Authority to borrow against future revenue.
- Questions about the ad valorem tax exemptions (which stayed unchanged).
- Addition of the “\$25 million per year” to the ballot language, a new requirement.
- Some minor language changes throughout for clarity and to avoid potential issues.

Staff recommends that we avoid going through additional rounds of legal review, which would be necessary if any edits are made. Unless there are glaring issues in either of the resolutions, staff recommends that these be the resolutions, as they are written now, that are brought back to the board for a vote on January 13, 2016.

In addition to the resolutions, staff have also updated the list and map that show examples of “projects anticipated to be eligible for Restoration Authority grants”. The list and map will not be part of the resolutions or ballot measure, but aid in guiding the work of the Authority and demonstrate the range of potential projects throughout the nine-county Bay Area that could be funded with parcel tax revenue. Staff reached out to cities, counties, special districts, state and federal public agencies, nonprofit organizations, and others to review and update the list and map.