



SAN FRANCISCO BAY
RESTORATION AUTHORITY

Governing Board

(DRAFT) SUMMARY MINUTES

May 8, 2020

Teleconference Meeting

For additional information, please contact
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Agenda and attachments available at:
www.sfbayrestore.org

1. Call to Order

Dave Pine, Chair of the Governing Board, called the meeting to order at 11:01 a.m.
Chair Pine provided Zoom teleconference meeting instructions.

2. Roll Call

Maggie Jenkins, Acting Clerk of the Governing Board, reported that all seven members were present: Vinnie Bacon, John Gioia, Susan Gorin, Karen Holman, Aaron Peskin, Dave Pine, and Kate Sears.

A quorum of the Governing Board was present at 11:02 A.M.
There were no absences.

3. Public Comments

There were no public comments.

4. Board Member Announcements

There were no board member announcements.

5. Chair's Report

Chair Pine spoke about the proposed climate resiliency bond and potential infrastructure bond. He also recognized the contributions of the late Bruce Wolfe, who served for fifteen years as Executive Officer of the San Francisco Bay Regional Water Quality Control Board.

6. Executive Reports

Sam Schuchat, Executive Officer of the San Francisco Bay Restoration Authority (Authority), informed the Board about bond updates, anticipated State of California

budget deficits, and impacts of COVID-19. He announced an upcoming workshop hosted by the Regional Water Quality Control Board and San Francisco Bay Conservation and Development Commission on shoreline adaptation financing. He announced the release of the Wetlands Regional Monitoring Program Plan.

- A. Mr. Schuchat informed the Board about budget contingencies.
- B. Mr. Schuchat announced that Maggie Jenkins is the new Sea Grant Fellow supporting the San Francisco Bay Restoration Authority and State Coastal Conservancy.
- C. Mr. Schuchat presented the Quarterly Report on Expenditures under Delegated Authority.

7. Approval of Summary Minutes of February 14, 2020

Summary minutes of the Governing Board Meeting for February 14, 2020 were approved with no corrections.

Ayes: Bacon, Gioia, Gorin, Holman, Peskin, Pine, Sears

Absent: None

8. Budgets and Staff Work Plan

- A. Brian Mayhew, Treasurer of the Authority, presented the Fiscal Year 2020/2021 Budget, including the project-based budget and operating budget.

The Board asked questions and discussed. There were no public comments.

Fiscal Year 2020/2021 Budget was moved and seconded. Motion passed unanimously.

Ayes: Gioia, Sears, Bacon, Peskin, Holman, Gorin, Pine

Absent: None

- B. Jessica Davenport, Deputy Program Manager of the Authority, presented the Fiscal Year 2020/2021 Staff Work Plan.

The Board asked questions and discussed. There were no public comments.

9. Grants Overview

Moira McEnespy, Program Manager of the Authority, presented an overview of staff's recommendations for Grant Round 3, and reported on progress towards the 20-year funding targets by region. The Board asked questions and requested an update on the

South San Francisco Bay Shoreline Project at the July meeting. There were no public comments.

Grant Items

EAST

10. North Richmond Shoreline Living Levee Project

Josh Bradt, Project Manager of the Restoration Authority, presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Andrew Clough, Deputy Director of the West County Wastewater District.

There were no public comments.

Resolution:

“The San Francisco Bay Restoration Authority hereby authorizes the disbursement of an amount not to exceed six hundred forty-four thousand, seven hundred and nine dollars (\$644,709) to West County Wastewater District to implement the North Richmond Shoreline Living Levee Planning and Preliminary Design Project in western Contra Costa County. Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Authority the following:

- a. A detailed work program, schedule, and budget.
- b. Names and qualifications of any contractors to be employed in carrying out the project.
- c. A plan for acknowledgement of Authority funding.
- d. Evidence that the grantee has entered into agreements with key landowning stakeholders to enable the grantee and its agents to access real property for data collection and technical study.”

Findings:

“Based on the accompanying staff report and attached exhibits, the San Francisco Bay Restoration Authority hereby finds that:

1. The proposed authorization is consistent with The San Francisco Bay Restoration Authority Act, Gov. Code Sections 66700-66706.

2. The proposed authorization is consistent with The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure (Measure AA).
3. The grantee is not required to enter into a project labor agreement per Resolution 22 because the proposed authorization is for planning work.”

Moved and seconded. Motion passed unanimously.

Ayes: Bacon, Gioia, Gorin, Holman, Peskin, Pine, Sears

Absent: None

NORTH

11. San Pablo Baylands Collaborative Protection and Restoration Projects, Phase 1

Jessica Davenport, Deputy Program Manager of the Authority, presented the Staff Recommendation.

Speaking in favor of the Staff Recommendation: Renee Spent, Ducks Unlimited, Inc.

There were no public comments.

Resolution:

“The San Francisco Bay Restoration Authority hereby authorizes the disbursement of an amount not to exceed two million nine hundred fifty thousand dollars (\$2,950,000) to Ducks Unlimited to restore tidal marsh with beneficial reuse of dredged material at the Cullinan Ranch site; enhance seasonal wetland habitat through levee repair at the Haire Ranch site; and control weeds and conduct conservation education within the San Pablo Bay National Wildlife Refuge. Prior to commencement of the project, the grantee shall submit for the review and written approval of the Executive Officer of the Authority the following:

- a. A detailed work program, schedule, and budget.
- b. Names and qualifications of any contractors to be employed in carrying out the project.
- c. A plan for acknowledgement of Authority funding.
- d. Evidence that all permits and approvals required to implement the project have been obtained.
- e. Evidence that the grantee has entered into agreements sufficient to enable the grantee to implement, operate, and maintain the project.

- f. Evidence that the grantee has entered into a project labor agreement consistent with San Francisco Bay Restoration Authority Resolution 22.”

Findings:

“Based on the accompanying staff report and attached exhibits, the San Francisco Bay Restoration Authority hereby finds that:

1. The proposed authorization is consistent with The San Francisco Bay Restoration Authority Act, Gov. Code Sections 66700-66706.
2. The proposed authorization is consistent with The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure (Measure AA).
3. For the Cullinan Ranch element of the project, the San Francisco Bay Restoration Authority has independently reviewed and considered the information contained in: (1) the *Cullinan Ranch Restoration Project Final Environmental Impact Statement/Environment Impact Report* (Final EIS/EIR), which was certified by the California Department of Fish and Wildlife on April 22, 2010 pursuant to the California Environmental Quality Act (“CEQA”), and is attached to the accompanying staff recommendation as Exhibits 3 and 4; and (2) the *Cullinan Ranch Restoration Project Final EIS/EIR Addendum for Offloading Facility* (Addendum) adopted by the California State Lands Commission on May 24, 2012 and attached to the accompanying staff recommendation as Exhibit 5. The Final EIR/EIS and Addendum identified potential significant effects of the Cullinan Ranch Restoration Project in the areas of Biological Resources; Cultural Resources; Air; Noise; Transportation; and Land Use Recreation and Public Health. The Authority finds that the mitigation measures identified in the Final EIS/EIR and Addendum will avoid, reduce or mitigate the potential significant effects of the Cullinan Ranch Restoration Project except for six effects described below.
4. Statement of Overriding Considerations for Cullinan Ranch Restoration Project. The six effects of the Cullinan Ranch Restoration Project that are significant and unavoidable are: (a) placement of permanent fill in jurisdictional wetlands and waters of the U.S., (b) permanent loss of burrowing mammal habitat and potential

mortality of individual mammals, (c) loss of foraging habitat for some raptor species, (d) loss of habitat for some species of wintering waterfowl, (e) loss of potential foraging habitat for special status bat species, and (f) conversion of seasonal wetland habitat to tidal marsh habitat. The Authority finds that the specific environmental and other benefits of Cullinan Ranch Restoration Project described in the accompanying staff recommendation and detailed in the Final EIS/EIR outweigh and render acceptable these unavoidable adverse environmental effects. These benefits include that the Cullinan Ranch Restoration Project will restore native habitat for threatened and endangered salt marsh species as well as other plant and animal species that otherwise would be threatened by loss of critical habitat, and the project will reestablish wildlife corridors and connectivity of habitats at the landscape scale.”

Moved and seconded. Motion passed unanimously.

Ayes: Bacon, Gioia, Gorin, Holman, Peskin, Pine, Sears

Absent: None

12. Appointment of New Advisory Committee Members

A. Ms. Davenport presented Resolution 66, to appoint Lisa McCann to represent the San Francisco Bay Regional Water Quality Control Board on the Advisory Committee.

There were no public comments.

Moved and seconded. Motion passed unanimously.

Ayes: Bacon, Gioia, Gorin, Holman, Peskin, Pine, Sears

Absent: None

B. Ms. Davenport presented Resolution 67, to appoint a new member to represent SPUR on the Advisory Committee.

There were no public comments.

Moved and seconded. Motion passed unanimously.

Ayes: Bacon, Gioia, Gorin, Holman, Peskin, Pine, Sears

Absent: None

13. Appointment of New Oversight Committee Member

Karen McDowell, Deputy Program Manager of the Authority, announced that the Oversight Committee is seeking to fill an open position for a South Bay representative from Santa Clara County. There were no public comments.

14. Advisory Committee Chair’s Report

Luisa Valiela, Chair of the Authority’s Advisory Committee, gave a report on the Advisory Committee. There were no public comments.

15. Draft 2020 Pre-Application, Request for Proposals (incorporating grant program guidelines), and Grant Application

Ms. Davenport presented the draft 2020 grant program materials that incorporate equity recommendations from the Advisory Committee.

The Board asked questions and discussed. Staff clarified that the updated materials will be brought to the Board for approval in July.

16. Six-Month Performance Assessment of Bay Restoration Regulatory Integration Team

Amy Hutzel, Deputy Executive Officer of the Authority, presented the Six-Month Performance Assessment of the Bay Restoration Regulatory Integration Team (BRRIT). The Board asked questions and discussed. Keith Lichten, Watershed Management Division Chief for the San Francisco Bay Regional Water Quality Control Board, discussed the role of the Policy and Management Committee that oversees the BRRIT. Luisa Valiela, San Francisco Bay Program Manager for the U.S. Environmental Protection Agency, discussed her agency’s support for the BRRIT.

17. Adjournment

Chair Pine adjourned the Governing Board meeting at 1:10 p.m. in honor of Bruce Wolfe.