



**San Francisco Bay
Restoration Authority**

Resolution No. 30

**Authority of the Executive Officer to Execute Agreements and Pay County Tax Fees
Concerning Collection of the Measure AA Parcel Tax**

Whereas, the San Francisco Bay Restoration Authority (“Authority”) was established by the San Francisco Bay Restoration Authority Act, California Government Code Section 66700 et seq. (“Act”) as a regional entity to generate and allocate resources for the protection and enhancement of tidal wetlands and wildlife habitat in San Francisco Bay and along its shoreline; and

Whereas, in June of 2016, The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure authorizing a parcel tax of \$12/year (“Measure AA”) passed with over a two-thirds majority in the nine-county San Francisco Bay Area; and

Whereas, each of the nine Bay Area counties charges a fee to collect the Measure AA parcel tax; the fees vary based upon each county’s unique formula. Each county requires different agreements, forms or other documentation to commence collection of the tax.

Now Therefore Be It Resolved, that the Authority authorizes the Executive Officer to execute the agreements and forms required by each county to commence collection of the Measure AA parcel tax and to pay county charges for collection of the Measure AA parcel tax as follows:

1. For Alameda, Napa, San Francisco, Santa Clara, Solano, and Sonoma Counties, payment of charges shall be based on the fee formulas listed below:
 - Alameda County: 1.7% of levy
 - Napa County: \$0.50/parcel
 - San Francisco County: \$0.40/parcel
 - Santa Clara County: 1% of levy
 - Solano County: 1% of levy
 - Sonoma County: 0.85% of levy

2. For Contra Costa, Marin, and San Mateo Counties, payment of charges shall be based on a fee formula approved by the Executive Officer.

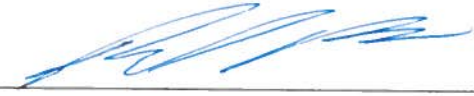
PASSED AND ADOPTED by the Governing Board of the San Francisco Bay Restoration Authority at its meeting on April 14, 2017, by the following vote:

AYES: Governing Board Members Pine, Gioia, Poskin, Bacon, Sears, Gorin

NOES: Governing Board Members _____

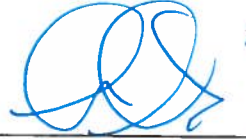
ABSENT: Governing Board Members Schariff _____

ABSTAIN: Governing Board Members _____



Dave Pine, Chair

I, Anulika White, Clerk of the Governing Board of the San Francisco Bay Restoration Authority, do hereby certify that the foregoing is a true and correct copy of the Resolution adopted by the Governing Board of the San Francisco Bay Restoration Authority at its meeting of April 14, 2017, which Resolution is on file in the office of this regional governmental entity.



Anulika White, Clerk



c/o State Coastal Conservancy
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Memorandum

Date: April 7, 2017

To: Governing Board
 San Francisco Bay Restoration Authority

From: Sam Schuchat, Executive Officer; Karen McDowell, Project Manager

Subject: Agreements and Payment of County Fees for Collection of Measure AA Parcel Tax

In June of 2016, The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure authorizing a parcel tax of \$12/year (“Measure AA”) passed with over a two-thirds majority in the nine-county San Francisco Bay Area. The process for collection of the Measure AA parcel tax is anticipated to begin on July 1, 2017. To commence the process, each of the nine counties requires the Authority to execute certain agreements and/or forms and to pay a fee to cover the cost of the tax collection. Each county requires different agreements and/or forms, and each uses a unique formula to calculate their fee.

NBS, the Authority’s parcel tax administrator, has prepared a table showing the estimated number of parcels in each county along with each county’s fee formula. NBS presented the table at the Authority’s February 10, 2017 meeting. A column has been added to the table by staff to show each county’s fee as a percentage of the levy, so that the rates can be compared between counties.

Counties with Fee Formulas						
	Estimated # of Parcels	Gross Rev. (Total Levy)	County Fee Formula	County Fee	% of Levy*	Net Revenue
Alameda	429,925	\$5,159,100	1.7 of Levy	\$87,705	1.7%	\$5,071,395
Napa	48,930	\$587,160	\$0.50/parcel	\$24,465	4.2%	\$562,695
San Francisco	196,168	\$2,354,016	\$0.40/parcel	\$78,467	3.3%	\$2,275,549
Santa Clara	484,851	\$5,818,212	1% of levy	\$58,182	1.0%	\$5,760,030
Solano	136,149	\$1,633,788	1% of levy	\$16,338	1.0%	\$1,617,450
Sonoma	180,629	\$2,167,548	0.85% of levy	\$18,424	0.9%	\$2,149,124

Counties with Fee Formulas Still under Negotiation						
	Estimated # of Parcels	Gross Rev. (Total Levy)	County Fee Formula presented at 2/10/17 Governing Board Meeting	County Fee as shown on 2/10	% of Levy*	Net Revenue
Contra Costa	360,205	\$4,322,460	\$250 + \$0.76/parcel	\$274,006	6.3%	\$4,048,454
Marin	90,608	\$1,087,296	\$2 first 10,000 parcels, \$1 for next 10,000 parcels, \$0.50 for over 20,0000	\$65,304	6.0%	\$1,021,992
San Mateo	215,465	\$2,585,580	5% of levy	\$129,279	5.0%	\$2,456,301
Total of all Counties =	2,142,930	\$25,715,160				
* Column added by staff to allow for comparison between counties						

At its February 10, 2017 meeting, the Authority requested that the Executive Officer and the Governing Board members seek to obtain reduced fees from the counties charging the highest fees: Contra Costa, Marin, and San Mateo. Negotiations with these counties are currently in progress and have been separated out in the lower section of the table. Given that the Authority needs to execute agreements and/or forms by mid-June at the latest, staff recommends that the Authority give the Executive Officer authority to agree to pay Alameda, Napa, San Francisco, Santa Clara, Solano, and Sonoma Counties based on the fee formula shown on the table, and to agree to pay Contra Costa, Marin, and San Mateo based on a formula that the Executive Officer determines is the lowest fee obtainable from these counties.

Staff also recommends that the Authority authorize the Executive Officer to execute the agreements and/or forms required by each county to commence tax collection. The agreements and/or forms required by each county vary.

Recommendation

Staff recommends that the Authority adopt Resolution 30, which authorizes the Executive Officer to execute agreements and/or forms and to agree to pay fees charged by the nine counties to collect the Measure AA parcel tax.

Attachment

Resolution 30 - Authority of the Executive Officer to Execute Agreements and Pay County Tax Fees Concerning Collection of the Measure AA Parcel Tax