



SAN FRANCISCO BAY
RESTORATION AUTHORITY

Resolution No. 108

Interim Tribal Consultation Policy

Whereas, the San Francisco Bay Restoration Authority (Authority) was created as a regional public entity pursuant to the San Francisco Bay Restoration Authority Act at California Government Code Sections 66700, et seq. (Act) to generate and allocate resources for the protection and enhancement of tidal wetlands and other wildlife habitat in and surrounding the San Francisco Bay; and

Whereas, the Act provides for a Bay Restoration Advisory Committee (“Advisory Committee”) to advise the Governing Board of the Authority; and

Whereas, California Native American Tribes (Tribes) have a unique relationship with California’s natural resources; and

Whereas, Tribes and Tribal communities have distinct cultural, spiritual, environmental, economic and public health interests, and traditional cultural and ecological knowledge about California resources; and

Whereas, Authority staff are currently developing recommendations for increasing Tribal engagement in the Authority’s work, and staff intend to seek input from Tribes and the Advisory Committee before presenting those recommendations to the Governing Board for their consideration; and

Whereas, as an initial step toward a more comprehensive approach to working with Tribes, there is value in establishing an Interim Tribal Consultation Policy to ensure effective consultation between the Authority and Tribes and Tribal communities regarding the development of projects that may affect them;

Whereas, the State of California’s Native American Heritage Commission maintains a contact list of California Native American Tribes (Tribal Consultation List), which specifies the California counties for which Tribes would like to be contacted for consultation;

NOW, THEREFORE, BE IT RESOLVED that, to promote discussion with and consideration of the views of Tribes and Tribal communities and, where feasible, reach agreement on issues of concern, the Authority hereby establishes an Interim Tribal Consultation Policy consisting of the following:

Prior to recommending a project to the Governing Board for funding, the Executive Officer shall send project notification letters to Tribes with interest in the county in which the project is located and offer the opportunity to consult with staff regarding the proposed project.

The Authority shall utilize the Native American Heritage Commission’s Tribal Consultation List as the basis for determining which Tribes to notify.

The Authority establishes the staff position of Tribal Liaison, to be staffed by the State Coastal Conservancy's Tribal Liaison, to serve as the main contact for Tribes, and the Tribal Liaison shall seek to ensure that outreach and consultation occur regularly and consistent with this policy.

PASSED AND ADOPTED by the Governing Board of the San Francisco Bay Restoration Authority at its meeting on May 5, 2023, by the following vote:

AYES: Governing Board Members _____

NOES: Governing Board Members _____

ABSENT: Governing Board Members _____

ABSTAIN: Governing Board Members _____

Dave Pine, Chair

I, Paul Johnson, 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 May 5, 2023, which Resolution is on file in the office of this regional governmental entity.

Paul Johnson, Clerk