



SAN FRANCISCO BAY
RESTORATION AUTHORITY

Governing Board

SUMMARY MINUTES

December 13, 2024

10:05 A.M. – 12:16 P.M.

Hybrid Teleconference Meeting

For additional information please contact

Paul Johnson, Clerk of the Governing Board: Paul.Johnson@scc.ca.gov

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 10:07 A.M.

2. Roll Call

Paul Johnson, Clerk of the Governing Board, reported that four (4) members were present, John Gioia, Aaron Peskin, Lisa Gauthier, and Dave Pine.

A quorum of the Governing Board was present at 10:07 A.M.

Karen Holman joined the meeting at 10:50 A.M.

Susan Gorin joined the meeting at 11:07 A.M.

3. Public Comments

There were no public comments.

4. Board Member Announcements

5. Chair's Report

Chair Pine made no announcement.

6. Executive Reports

Amy Hutzal, Executive Officer, reported that there were no letters under the delegated authority and a few expenditures, as discussed in the memorandum; and recommended that the Authority adopt Resolutions 128-131, recognizing and expressing gratitude for the outstanding service of Chair Dave Pine and Members Susan Gorin, Sophie Hahn, and Aaron Peskin on the Authority Governing Board. In these Resolutions, the Authority honors their

leadership, dedication, and significant contributions to the restoration of San Francisco Bay and conveys its deepest appreciation for their years of service to the organization.

The resolutions were moved and seconded.

Ayes: Gioia, Peskin, Gauthier, Pine.

7. Approval of Summary Minutes of October 18, 2024

Summary Minutes of the Governing Board Meeting of October 18, 2024, were approved with no corrections.

8. Advisory Committee Chair’s Report

Advisory Committee (AC) Chair Jessica Martini-Lamb reported that the AC met on November 8, 2024. Key topics included the proposed 2025 meeting schedule, with three meetings tentatively planned for February, June, and October. Restoration Authority staff presented information items on the annual update to equity guidelines, the draft Equity Work Plan for 2025-2029, a draft Equity Gap Analysis, and a presentation on workforce development within the Indian Basin Project. The February 2025 AC meeting will be the final meeting for the current advisory committee members, as many terms are set to conclude. New appointees are expected to attend the June 2025 meeting. The presentation concluded with a note of gratitude to Chair Pine and board members Gorin, Hahn, and Peskin for their work with the advisory committee and support of its efforts.

Grant Item

9. WRMP Phase 2 Monitoring Implementation

Erica Johnson, Project Manager, presented the staff recommendation.

Resolution:

The San Francisco Bay Restoration Authority hereby authorizes the disbursement of an amount not to exceed two million nine hundred and ninety thousand dollars (\$2,990,000) to the Aquatic Science Center (the grantee) to implement the Wetlands Regional Monitoring Program’s Monitoring Plan, consisting of collecting, analyzing, managing, and sharing wetlands data; developing additional standard operating procedures; and engaging the public, interested parties and groups, and regulatory agencies in the San Francisco Bay region (the project).

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:

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

Findings:

Based on the accompanying staff recommendation 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).

Moved and seconded.

Ayes: Gioia, Peskin, Gauthier, Pine.

10. Newark Baylands Acquisition

Laura Cholodenko, Deputy Program Manager, presented the staff recommendation.

Resolution:

The San Francisco Bay Restoration Authority hereby authorizes disbursement of up to \$25,000,000 to The Trust for Public Land to acquire 430 acres of Newark Baylands (Area 4) for the protection and restoration of habitat, public access, the potential creation of an interpretive visitor center, and to the extent compatible with those purposes: education, research, and Native American tribal cultural uses. The Executive Officer of the Authority (Executive Officer) shall not disburse, nor enter into an agreement committing to disburse, \$25,000,000 until after June 30, 2026, except that: (i) in fiscal year 2024/2025, the Executive Officer may disburse \$4,000,000 of the \$25,000,000, and (ii) in fiscal year 2025/2026, the

Executive Officer may disburse an additional \$10,500,000 of the \$25,000,000, leaving a balance of \$10,500,000 for disbursement in fiscal year 2026/2027.

1. Prior to the disbursement of any funds for the acquisition, the grantee shall submit for the review and approval of the Executive Officer:
 - a. All relevant acquisition documents for the acquisition including, without limitation, the appraisal, purchase and sale agreement, deed, escrow instructions, environmental or hazardous materials assessment, and title report;
 - b. A baseline conditions report; and
 - c. Evidence that sufficient funds are available to complete the acquisition.
2. The grantee shall pay no more than fair market value for the property, as established in an appraisal approved by the Executive Officer.
3. The property acquired under this authorization shall be managed and operated for the acquisition purposes. The property shall be permanently dedicated to those purposes by an appropriate instrument approved by the Executive Officer.
4. Authority funding shall be acknowledged by erecting and maintaining a sign on the property or in a nearby publicly-viewable area, the design and location of which are to be approved by the Executive Officer.

Findings:

Based on the accompanying staff recommendation 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).

Moved and seconded.

Ayes: Gioia, Peskin, Holman, Gauthier, Pine.

Public Comments: Lynne Trulio and Jana Sokale.

Non-Grant Items

11. Appointment of Oversight Committee Members

Karen McDowell, Deputy Program Manager, presented Resolution 132 to appoint Susan Ives, Marin County, representing the North Bay; and Garth Hall, Santa Clara County, representing the South Bay, to the Oversight Committee for first and second terms respectively, commencing January 1, 2025 and ending December 31, 2027.

Moved and seconded.

Ayes: Gioia, Peskin, Holman, Gorin, Gauthier, Pine.

12. Appointment of Substitute Advisory Committee Member

Linda Tong, Deputy Program Manager, presented Resolution 133 to appoint Alba Cárdenas to represent Climate Resilient Communities on the Advisory Committee for a term beginning on December 13, 2024 and ending on March 3, 2027.

Moved and seconded.

Ayes: Gioia, Peskin, Holman, Gorin, Gauthier, Pine.

13. Approval of Staff Response to Oversight Committee Letter

Karen McDowell, Deputy Program Manager, presented Item 13. Staff recommended that the Board approve the staff response to the Oversight Committee’s annual letter, covering FY 22/23, as outlined in Attachment 1. Prior to the vote, Amy Hutzler, Executive Officer, revised the proposed staff response to recommendation #1b to: a) add the following fifth sentence: “However, these fees are determined by independently elected county department heads.” and b) change the word “discussed” to ”discuss” in the fourth sentence.

Moved and seconded.

Ayes: Gioia, Peskin, Holman, Gorin, Gauthier, Pine.

14. Acceptance of Audited Financial Statements and Reports for Fiscal Year 2023-24

Kathy Lai, Lead Engagement Partner, Crowe, LLP, presented the FY 23-24 SFBRA Audit Results and Required Communications. Grace Martinez, Section Director, Financial Reporting & Operational Accounting, Metropolitan Transportation Commission, presented the FY 23-24 SFBRA Financial Reports.

Moved and seconded

Ayes: Gioia, Peskin, Holman, Gorin, Gauthier, Pine.

15. Approval of Annual Report

Taylor Samuelson, Public Information Officer; Erica Johnson, Project Manager; and Karen McDowell, Deputy Program Manager, presented the Draft Annual Report for the board's consideration of approval.

Moved and seconded

Ayes: Gioia Peskin, Holman, Gorin, Gauthier, Pine.

16. Plan to Achieve Measure AA Campaign Goals

Jessica Davenport, Program resented the Plan to Achieve Measure AA Campaign Goals.

17. Yearly update on Implementation of Equity Guidelines

Sara Haugen, Project Manager, presented the Yearly Update on Implementation of Equity Guidelines.

18. Adjournment

Chair Pine adjourned the Governing Board meeting at 12:16 P.M.