



SAN FRANCISCO BAY
RESTORATION AUTHORITY

Governing Board

SUMMARY MINUTES

December 16, 2022

11:00 A.M. – 1:27 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 11:05 A.M. Chair Pine provided Zoom teleconference meeting instructions.

2. Roll Call

Paul Johnson, Clerk of the Governing Board, reported that five (5) members were present: Karen Holman, Sophie Hahn, Sally Lieber, John Gioia, and Dave Pine.

A quorum of the Governing Board was present at 11:08 A.M.

3. Public Comments

No public comments were made.

4. Chair's Report

Chair Pine thanked Sophie Hahn for hosting a holiday party for staff and board members. He also reported that the San Francisco Bay Restoration Act, which would add a permanent San Francisco Bay program to the U.S. Environmental Protection Agency, was successfully authorized as part of the National Defense Authorization Act.

5. Executive Reports

A. Meeting Format

Amy Hutzal, Executive Officer of the Authority, noted that Board members had requested that the question of whether to return to fully virtual meetings be placed on the agenda. The next board meeting is scheduled for March 3, and the state of emergency due to COVID-19

is expected to lapse on February 23. Therefore, fully virtual meetings will no longer be an option.

B. Outreach to Local Governments

Jessica Davenport, Deputy Program Manager, presented the *Approach to Authority Outreach to Local Governments in Partnership with the SF Bay Conservation and Development Commission*.

C. Proposed 2023 Board Tour Schedule

Public Information Officer Taylor Samuelson presented the *Memo on Proposed 2023 Board Tour Schedule*.

6. Approval of Summary Minutes of October 14, 2022

Summary Minutes of the Governing Board Meeting of October 14, 2022 were approved with no corrections.

Ayes: Pine, Lieber, Holman, Hahn, Gioia

7. Advisory Committee Chair's Report

Advisory Committee (AC) Chair Jessica Martini-Lamb presented a summary of the AC's meeting on November 4, 2022. The AC heard a presentation from the staff of the San Francisco Estuary Partnership and the San Francisco Estuary Institute on the Wetland Regional Monitoring Program, the plans for indicators alignment across the WRMP, and the State of the Estuary Report and the Authority's performance measures. Staff also presented a Summary of Grant Round 6 to the AC. John Parodi with Point Blue Conservation Science presented an update on the restoration of wetland-upland transition zone habitat in the North Bay with the STRAW (Students and Teachers Restoring a Watershed) Program, and the AC reviewed its 2023 Meeting Schedule.

8. Rehabilitating Essential Fish Screens of Suisun Marsh Project, Phase Two

Karen McDowell, Deputy Program Manager, presented the staff recommendation.

Resolution:

The San Francisco Bay Restoration Authority hereby authorizes the disbursement of an amount not to exceed one million two hundred and sixty-three thousand, three hundred and nineteen dollars (\$1,263,319) to Suisun Resource Conservation District to prepare final

designs and reconstruct two Essential Fish Screens along Montezuma Slough to help protect fish and 382 acres of managed wetlands in Suisun Marsh in Solano 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:

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 a project labor agreement consistent with San Francisco Bay Restoration Authority Resolution 22.
6. 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 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 San Francisco Bay Restoration Authority has independently reviewed and considered the *Suisun Marsh Habitat Management, Preservation, and Restoration Plan Final Environmental Impact Statement/Environmental Impact Report (SMP EIR/S)*, which was certified by the California Department of Fish and Wildlife (DFW) on December 22, 2011 (Exhibit 3). The SMP EIR/S indicates that reconstructing the Essential Fish Screens along Montezuma Slough has potentially significant effects in the areas of Air Quality, Noise, Utilities and Public Services, and Cultural Resources. As described in the SMP EIR/S and

accompanying Mitigation Monitoring and Reporting Plan (MMRP) (Exhibit 4), mitigation measures will eliminate or substantially lessen all potentially significant effects to a less than significant level. There is no substantial evidence that reconstructing the Essential Fish Screens, as mitigated, will have a significant effect on the environment.

The board commented and discussed. Project approval was moved and seconded. Motion passed unanimously.

Ayes: Pine, Lieber, Holman, Hahn, Gioia

9. Tiscornia Marsh Restoration and Sea Level Rise Adaptation Project: Final Design, Permitting, and Initial Construction (Augmentation)

Linda Tong, Project Manager, presented the staff recommendation.

Resolution:

The San Francisco Bay Restoration Authority hereby authorizes the disbursement of an amount not to exceed three hundred eighty-six thousand dollars (\$386,000) to Marin Audubon Society to augment the grant of \$3,082,000 previously authorized by the Authority to prepare permit applications, develop final designs, continue engaging community members, and begin construction for the restoration of Tiscornia Marsh. All conditions of the Authority's prior authorization to grant funds for this project apply to this augmentation.

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).

The board commented and discussed. Project approval was moved and seconded. Motion passed unanimously.

Ayes: Pine, Lieber, Holman, Hahn, Gioia

10. Acceptance of Audited Financial Statements and Reports for Fiscal Year 2021-22

Kathy Lai, Lead Engagement Partner, Crowe, LLP and Suzanne Bode, Acting Section Director, Accounting Operations and Financial Reporting, presented the *Financial Reports and Year End Audit Results*.

The board commented and discussed. Acceptance of the Audited Financial Statements and Reports was moved and seconded. Motion passed unanimously.

Ayes: Pine, Lieber, Holman, Hahn, Gioia

11. Appointment of Oversight Committee Members

Karen McDowell, Deputy Program Manager, recommended the appointment of Arthur Deicke and Demece Garepis to the Oversight Committee.

The board commented and discussed. Appointment of Oversight Committee members was moved and seconded. Motion passed unanimously.

Ayes: Pine, Lieber, Holman, Hahn, Gioia

12. Formation of Ad Hoc Committee to Select Advisory Committee Members

Jessica Davenport, Deputy Program Manager, recommended that the Governing Board form an Ad Hoc Committee to review applications and make a recommendation on appointing members to serve on the Advisory Committee.

The board commented and discussed. Formation of an Ad Hoc Committee was moved and seconded. Motion passed unanimously.

Ayes: Pine, Lieber, Holman, Hahn, Gioia

13. Measure AA Special Parcel Tax Annual Levy Report

Tim Seufert, Managing Director, NBS, Presented *2022/23 Annual Levy Report for Measure AA Special Parcel Tax*.

14. State Route 37 Update

The Governing Board received an update on State Route 37 from the following speakers:

- Ariana Rickard, Public Policy and Funding Program Manager, Sonoma Land Trust, on behalf of State Route 37-Baylands Group;
- Jeanette Weisman, State Route 37 Corridor Program Manager, Metropolitan Transportation Commission; and
- Xavier Fernandez, Planning and TMDL Division Manager at San Francisco Bay Regional Water Quality Control Board.

The board commented and discussed. The board asked staff to bring a resolution to the next meeting regarding delegating authority to the Executive Officer to sign on to letters and position papers of the SR 37-Baylands Group.

15. Board Member Announcements

Sally Lieber announced that this will be her last board meeting with the San Francisco Bay Restoration Authority. Board member Lieber was elected by the people of California to serve on the Board of Equalization.

16. Adjournment

Chair Pine adjourned the Governing Board meeting at 1:27 P.M.