



# Governing Board

## MEETING AGENDA

Wednesday, May 28, 2014  
1:00 p.m. to 3:00 p.m.

Meeting Location:  
California State Coastal Conservancy  
1330 Broadway, 11<sup>th</sup> Floor Conference Room  
Oakland, California 94612

For additional information, please contact:  
Clerk of the Governing Board, (510) 464-7900

Agenda and attachments available at:  
[www.sfbayrestore.org](http://www.sfbayrestore.org)

The Governing Board may take action on any item on this agenda.

**1. Call to Order**

Vice Chair John Gioia, Supervisor, County of Contra Costa County, will call the meeting to order.

**2. Roll Call**

**3. Public Comments**

**4. Announcements**

**5. Approval of Summary Minutes of April 23, 2014**

*Action*

*Attachment: Summary Minutes for April 23, 2014*

**6. Vice Chair's Report**

*Information*

Gioia

**A. Appointment of New Chair**

**B. External Public Education Program**

**7. Review Status of Threshold Issues**

*Discussion*

Gioia

**A. Analysis of Tracking Poll**

Ruth Bernstein, EMC Research

*Attachment: EMC Research Survey Likely Voters April/May 2014*

**B. Key Supporters**

Patrick Band, Save The Bay

*Attachment: List of Supporters*

**C. Ballot Access Funding**

Sam Schuchat, Executive Officer, California State Coastal Conservancy

**8. Grant Operations**

*Discussion*

Dave Pine, Supervisor, County of San Mateo

**9. Report on Ballot Measure Letter and Location**

*Discussion*

Pine

**10. Review and Vote on Resolutions**

*Action*

Schuchat

*Attachments: Resolution 7, Ballot Measure; Resolution 8, Calling Special Election*

**11. Adjournment**

Next meeting is on July 23, 2014, 1:00 p.m. to 3:00 p.m.

Agenda submitted by the Clerk of the Governing Board:  
May 21, 2014

Agenda posted:  
May 22, 2014



# Governing Board

## SUMMARY MINUTES (DRAFT)

Wednesday, April 23, 2014  
1:00 p.m. to 3:00 p.m.

Meeting Location:

1330 Broadway, 11<sup>th</sup> Floor Conference Room  
Oakland, California

For additional information, please contact:  
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### 1. Call to Order

John Gioia, Vice Chair, called the meeting to order at about 1:00 p.m.

### 2. Roll Call

Frederick Castro, Clerk, reported that four members were present. A quorum of the Governing Board was present.

Present were Keith Caldwell, Cindy Chavez (joined at about 1:17 p.m. by teleconference; not counted toward quorum), Rosanne Foust, John Gioia, Dave Pine (joined at about 1:05 p.m.), John Sutter.

Present were Ezra Rapport and Kenneth Moy (ABAG); Judy Kelly and Karen McDowell (San Francisco Estuary Partnership); Samuel Schuchat, Amy Roach, Amy Hutzel and Melanie Denninger (California State Coastal Conservancy).

### 3. Public Comments

John Coleman, Bay Planning Coalition, announced the Bay Planning Coalition's Decision Makers Conference on May 16, 2014.

There were no other public comments.

### 4. Announcements

Schuchat announced upcoming San Francisco Bay Joint Venture tours.

There were no other announcements.

**5. Approval of Summary Minutes of March 19, 2014**

Gioia recognized a motion by Sutter and a second by Foust to approve the summary minutes of the Governing Board meeting on March 19, 2014. There was no discussion. The motion passed unanimously.

Ayes: Caldwell, Foust, Gioia, Pine, Sutter.

Nays: None.

Abstentions: None.

Absent: None.

**6. Vice Chair's Report**

**A. Appointment of New Chair**

Gioia reported that the Executive Board of the Association of Bay Area Governments is expected to take action on the appointment of a new Chair of the Governing Board at its May meeting. ABAG staff members are conducting outreach.

**B. External Public Education Program**

David Lewis, Save The Bay, reported on the "Our Bay on the Brink" program by Save The Bay, Resources Legacy Fund, Bay Area Council, State Coastal Conservancy, Silicon Valley Leadership Group, and others.

**C. Joint Powers Agreement**

Sam Schuchat, Executive Director, California State Coastal Conservancy, reported on the status of Conservancy's expected action on the joint powers agreement at its October meeting.

**7. Fundraising for Ballot Advisors, Tracking Poll, and Ballot Access**

Moy reported that the Board of the ABAG Finance Authority for Nonprofit Corporations has decided to award a grant to the Restoration Authority in the amount of \$85,000 to \$90,000 for ballot access costs.

Gioia recognized a motion by Foust and a second by Caldwell to authorize the Treasurer of the Restoration Authority to accept a grant from the ABAG Finance Authority for Nonprofit Corporation and to expend grant funds for ballot access costs and to delegate to the Vice Chair the authority to negotiate the conditions of acceptance of the grant.

Members discussed types of ballot access costs and conditions of accepting grant.

The motion passed unanimously.

Ayes: Caldwell, Foust, Gioia, Pine, Sutter.

Nays: None.

Abstentions: None.

Absent: None.

#### **8. Report on Ballot Access**

Schuchat reported on the work of staff members and Save The Bay staff members with county registrars on the likely cost for a regional nine-county ballot measure in November. He reviewed estimates of county costs with a non-binding total of about \$1,920,682.

Chavez joined at about 1:17 p.m. by teleconference.

Members discussed county ballot costs and breakdown of county expenses.

#### **9. Discretionary Provisions of Ballot Measure**

Dave Pine, Supervisor, County of San Mateo, reported that the Ad Hoc Ballot Measure Committee met to review ballot measure discretionary provisions. The committee recommended a \$9 parcel tax, a 10-year duration, and no exemptions.

Members discussed multiple parcels owned by an individual, allowing public or non-profit parcel owners who are generally exempted to opt-in,

Gioia recognized a motion by Pine and a second by Foust to approve the recommendations of the Ad Hoc Ballot Measure Committee regarding the discretionary provisions of the ballot measure, including a \$9 parcel tax, for a 10-year duration, no exemptions in the measure, and multiple parcel owners are treated the same as single parcel owners. There was no discussion. The motion passed unanimously.

Ayes: Caldwell, Foust, Gioia, Pine, Sutter.

Nays: None.

Abstentions: None.

Absent: None.

#### **10. Staff Report on Final Draft Expenditure Plan**

Schuchat reported on the final Draft Expenditure Plan which includes changes proposed by members at the last Governing Board meeting and was reviewed by the Ad Hoc Ballot Measure Committee. He noted the number of public comments received; additional editing by staff based on information from Remcho; the 5% cap on allowable governmental purposes consistent with the objectives of the measure; and one-time costs above the 5% cap on allowable governmental purposes.

Members discussed changes to the final Draft Expenditure Plan regarding the jurisdiction of the Restoration Authority; the geographic distribution of projects across the region and ensuring projects are funded in each nine Bay Area counties.

Members of the public commented as follows:

John Coleman, Bay Planning Coalition, commented on the allocation of equal benefits for each county, leveraging funds, integrated flood protection, and maintenance.

Arthur Feinstein, Bay Area Chapter of the Sierra Club, commented on maintenance, stewardship, and monitoring of projects; goals and criteria; and integrated flood protection.

Members discussed the program descriptions and the cap on allowable government and ballot costs.

Gioia recognized a motion by Caldwell and a second by Sutter to direct the Ad Hoc Ballot Measure Committee to continue working on the ballot measure as discussed. There was no discussion. The motion passed unanimously.

Ayes: Caldwell, Foust, Gioia, Pine, Sutter.

Nays: None.

Abstentions: None.

Absent: None.

Motion passed.

#### **11. Review 75-word Ballot Question and Form of Resolution**

Moy introduced Tom Willis, Remcho, Johansen & Purcell, who reported on draft resolutions calling for a special election and approving parcel tax measure for voter approval. He reviewed a list of decisions concerning the proposed parcel tax.

Members discussed providing exemptions in the future; administration of tax; the text of the initiative; the 75-word ballot description; and review of materials by the Santa Clara County registrar.

Members directed staff to correct the differences in the text of the initiative, the Draft Expenditure Plan, and the 75-word ballot description, and other changes as discussed.

#### **12. Tracking Poll: Proposed Questions and Timeline**

Schuchat introduced Ruth Bernstein, EMC Research, who reported on the tracking poll. She reviewed the tracking poll objectives, the draft tracking poll questions, and timeline.

Members reviewed the final questions in the tracking poll and the timeline.

#### **13. San Francisco Bay Joint Venture Wetland Tours**

Schuchat reported on the San Francisco Bay Joint Venture Wetlands Tours schedule. He encouraged members to participate.

#### **14. Adjournment**

Schuchat reported on continuing efforts regarding funds for ballot costs and members discussed its implications.

The Governing Board meeting adjourned at about 3:00 p.m.

Next meeting is on May 28, 2014, 1:00 p.m. to 3:00 p.m.

Submitted by the Clerk of the Governing Board:  
May 2, 2014

Approved by the Governing Board:  
TBD

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Survey of Likely 2014 Bay Area Voters April 27, 2014 – May 7, 2014 n=1000, Margin of Error = ± 3.1 points EMC Research #14-5215

Where applicable, results are compared with:

Table with 3 columns: March 29-April 2, 2006 (N=500; MoE: ±4.4); July 5-14, 2011 (N=1500; MoE: ±2.43); May 9-16, 2013 (N=1000; MoE: ±3.1). Includes EMC IDs and comparison dates.

All numbers in this document represent percentage (%) values, unless otherwise noted. Please note that due to rounding, percentages may not add up to exactly 100.

Hello, my name is \_\_\_\_\_, may I speak with \_\_\_\_\_ (Name on list)?

Hello, my name is \_\_\_\_\_, and I'm calling from EMC Research to find out how people in The Bay Area feel about some of the different issues facing them. We are not trying to sell anything, and are collecting this information on a scientific and completely confidential basis.

- 1. Are you registered to vote at your current address? Yes 100, No -> TERMINATE
2. I know it's a long way off, but what are the chances that you will vote in the 2014 general election... Almost certain/ Definitely 86, Probably 9, 50/50 chance 4, Will not vote -> TERMINATE, Don't know -> TERMINATE

3. Do you feel that things in the Bay Area are generally going in the right direction or do you feel things have gotten pretty seriously off on the wrong track?

	2006	2011	2013	2014
Right Direction	38	35	50	50
Wrong Track	46	46	36	31
(Don't know)	16	20	14	19

4. Now, I'm going to read you a measure that may appear on the ballot in the future:

**San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Program.**

To protect and restore San Francisco Bay to benefit future generations by reducing trash, pollution and harmful toxins, improving water quality, restoring habitat for fish, birds and wildlife, protecting communities from floods and increasing shoreline public access, shall the San Francisco Bay Restoration Authority levy an annual parcel tax of nine dollars per year for ten years with citizen oversight, audits, and all funds staying local?

If the election were held today, would you vote Yes to approve or No to reject this measure? **(IF Undecided: Well, which way do you lean — toward voting Yes to approve or voting No to reject the measure?)**

Yes approve	62	
(Undecided, lean yes)	6	→68
No reject	23	
(Undecided, lean no)	2	→25
(Don't know/ Refused)	6	

5. Based on what you know, how would you rate the overall condition of the San Francisco Bay?

SCALE:	Excellent	Good	Only Fair	Poor	(Don't know)
4/2014	3	38	37	12	10
5/2013	5	37	40	10	8
7/2011	4	41	37	9	8
8/2010	3	40	43	10	5
4/2006	-	-	-	-	-

6. Which of the following is closer to your opinion (**read and randomize choices 1 & 2. Read "OR" between 2 statements. Do not read numbers.**)

	2006	2011	2013	2014
<sup>1</sup> I am willing to invest in the Bay, even if it means a small increase in my taxes	75	54	52	59
<sup>2</sup> There are too many other priorities in this area, I would not support even a small tax increase for the Bay	21	38	33	31
(Both)	-	1	3	2
(Neither)	1	3	6	3

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<sup>1</sup> For 2006, and 2011: I am willing to invest in wetland restoration around the Bay, even if it means a small increase in my taxes.

<sup>2</sup> For 2006, and 2011: There are too many other priorities in this area, I would not support even a small tax increase for wetland restoration around the Bay.

I'm going to read you some things people have said in support of this Bay restoration measure. For each statement please tell me how compelling this is as a reason to support the measure. Please use a scale from 1 to 7 where one is not at all compelling and seven is a very compelling reason to support a Bay restoration measure.

**(IF NEEDED) ...How compelling is that as a reason to support a Bay restoration measure? One is not at all compelling and seven is very compelling.**

	Not at all compelling						Very compelling	(Don't know)	Mean
SCALE:	1	2	3	4	5	6	7		
<b>(RANDOMIZE)</b>									
7.	This measure will significantly improve wildlife habitat and will bring back varieties of fish, birds and mammals to our Bay.								
	10	4	7	10	18	18	32	2	<b>5.07</b>
8.	Over the last century, we have had a massive impact on the Bay with landfill and toxic pollution. It is not too late to reverse what we've done and restore the bay for future generations.								
	9	3	7	11	19	18	32	2	<b>5.13</b>
9.	If we want our children and grandchildren to inherit a clean and healthy San Francisco Bay – one that will be part of their lives the way it is part of ours – we need to act now to clean up and restore it.								
	9	4	7	9	17	17	36	1	<b>5.19</b>
10.	Pollution of the Bay has put the health of fish and wildlife at serious risk. Fish from the Bay are contaminated with harmful chemicals like PCB's, mercury and pesticides. Restoring the Bay is the key to reducing the toxins that threaten our fish and wildlife.								
	9	2	7	10	18	18	35	2	<b>5.20</b>
11.	San Francisco Bay is a part of all of our lives – whether we live along the Bay; work there; walk, jog, or visit parks along its shores; or simply appreciate it as we drive over a bridge. The Bay is essential to our quality of life and this measure is a critical step to keeping it clean and healthy.								
	9	4	6	10	20	18	32	1	<b>5.11</b>
12.	The Bay Area Council, the Silicon Valley Leadership Group, and hundreds of businesses around the Bay Area are supporting this measure because it is good for our community and economic health.								
	12	5	10	15	21	14	21	2	<b>4.55</b>

**(END RANDOMIZE)**

13. Given what you've heard, if the election were held today, would you vote Yes to approve or No to reject a measure that reads:

**San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Program.**

To protect and restore San Francisco Bay to benefit future generations by reducing trash, pollution and harmful toxins, improving water quality, restoring habitat for fish, birds and wildlife, protecting communities from floods and increasing shoreline public access, shall the San Francisco Bay Restoration Authority levy an annual parcel tax of nine dollars per year for ten years with citizen oversight, audits, and all funds staying local?

If the election were held today, would you vote Yes to approve or No to reject this measure? **(IF Undecided:** Well, which way do you lean — toward voting Yes to approve or voting No to reject the measure?)

Yes approve	69	
(Undecided, lean yes)	3	→72
No reject	25	
(Undecided, lean no)	1	→25
(Don't know/ Refused)	3	

Now I'd like to ask you a few questions for statistical purposes only.

14. Do you primarily consider yourself to be African-American, White, Hispanic, Asian or something else:

	<u>2006</u>	<u>2011</u>	<u>2013</u>	<u>2014</u>
African-American/ Black	4	5	5	4
White	70	66	64	65
Hispanic/ Latino/ Latin-American	7	8	9	10
Asian/ Asian-Am/ Pacific Islander	7	11	9	9
(Bi-racial/ Multi-racial)	-	-	-	5
Something else/ other	6	3	7	3
(Refused)	6	7	6	5

## 15. In what year were you born? (Do not read categories, code as appropriate)

	<u>2006</u>	<u>2011</u>	<u>2013</u>	<u>2014</u>
1949 or earlier (65+)	19	19	27	31
1950-1954 (60-64)	11	10	12	12
1955-1959 (55-59)	11	10	14	10
1960-1964 (50-54)	13	9	8	9
1965-1969 (45-49)	9	11	7	9
1970-1974 (40-44)	12	8	7	6
1975-1979 (35-39)	6	8	7	5
1980-1984 (30-34)	5	6	4	4
1985-1989 (25-29)	4	5	3	2
1990-1996 (18-24)	7	8	5	4
(Refused)	3	5	6	7

**THANK YOU!**

## SEX (RECORD BY OBSERVATION)

	<u>2006</u>	<u>2011</u>	<u>2013</u>	<u>2014</u>
Male	47	47	48	48
Female	53	53	52	52

## Party (From Sample)

	<u>2006</u>	<u>2011</u>	<u>2013</u>	<u>2014</u>
Democrat	54	53	53	53
Republican	25	21	22	22
NPP/Other	21	27	25	25

## Permanent Absentee (From Sample)

		<u>2011</u>	<u>2013</u>	<u>2014</u>
Yes	-	55	64	62
No	-	45	36	38

## County (From Sample)

	<u>2006</u>	<u>2011</u>	<u>2013</u>	<u>2014</u>
Alameda	21	20	20	20
Contra Costa	14	15	15	15
Marin	5	4	5	5
Napa	3	2	2	2
San Francisco	11	13	12	12
San Mateo	11	10	10	10
Santa Clara	22	22	23	22
Solano	6	7	5	6
Sonoma	8	7	8	8

## Vote History (From Sample)

	<u>2006</u>	<u>2011</u>	<u>2013</u>	<u>2014</u>
0-3/6	-	41	28	29
4-5/6	-	29	35	32
6/6	-	30	38	39

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## Supporters

*The following organizations and officials have expressed support for the work of the San Francisco Bay Restoration Authority to raise local funding for Bay restoration.*

### **United States Congress**

Congressmember Anna Eshoo  
Congressmember Mike Honda  
Congressmember Jared Huffman  
Congressmember Barbara Lee  
Congressmember Zoe Lofgren  
Congressmember George Miller  
Congressmember Jackie Speier  
Congressmember Eric Swalwell  
Fmr. Congressmember Lynn Woolsey

### **Legislature & Statewide Officers**

Lieutenant Governor Gavin Newsom  
Treasurer Bill Lockyer  
Superintendent of Public Instruction  
Tom Torlakson  
Senator Jim Beall  
Senator Ellen Corbett  
Senator Mark DeSaulnier  
Senator Noreen Evans  
Senator Loni Hancock  
Senator Jerry Hill  
Senator Mark Leno  
Senator Lois Wolk  
Fmr. Senator Elaine Alquist  
Assemblymember Tom Ammiano  
Assemblymember Susan Bonilla  
Assemblymember Joan Buchannan  
Assemblymember Rob Bonta  
Assemblymember Wes Chesbro  
Assemblymember Paul Fong  
Assemblymember Richard Gordon  
Assemblymember Marc Levine  
Assemblymember Kevin Mullin  
Assemblymember Bill Quirk  
Assemblymember Nancy Skinner  
Assemblymember Phil Ting  
Assemblymember Bob Wieckowski

Fmr. Assemblymember Michael Allen  
Fmr. Assemblymember Sally Lieber  
Fmr. Assemblymember Fiona Ma  
Fmr. Assemblymember Sandre Swanson

### **County Supervisors**

Alameda County Supervisor Keith Carson  
Alameda County Supervisor Wilma Chan  
Alameda County Supervisor Scott Haggerty  
Alameda County Supervisor Nate Miley  
Alameda County Supervisor Richard Valle  
Contra Costa County Supervisor John Gioia  
Contra Costa County Supervisor Federal Glover  
Contra Costa County Supervisor Karen Mitchoff  
Contra Costa County Supervisor Mary Piepho  
Marin County Board of Supervisors  
Marin County Supervisor Susan Adams  
Marin County Supervisor Steven Kinsey  
Marin County Supervisor Katie Rice  
Marin County Supervisor Kathrin Sears  
Napa County Supervisor Keith Caldwell  
Napa County Supervisor Bill Dodd  
Napa County Supervisor Brad Wagenknecht  
San Francisco Supervisor John Avalos  
San Francisco Supervisor London Breed  
San Francisco Supervisor David Campos  
San Francisco Supervisor David Chiu  
San Francisco Supervisor Malia Cohen  
San Francisco Supervisor Jane Kim  
San Francisco Supervisor Eric Mar  
San Francisco Supervisor Katy Tang  
San Francisco Supervisor Scott Wiener  
San Francisco Supervisor Norman Yee  
San Mateo County Supervisor Carole Groom  
San Mateo County Supervisor Don Horsley  
San Mateo County Supervisor Dave Pine  
San Mateo County Supervisor Warren Slocum  
San Mateo County Supervisor Adrienne J. Tissier

**County Supervisors** (cont.)

Santa Clara County Supervisor Cindy Chavez  
Santa Clara County Supervisor S. Joseph Simitian  
Santa Clara County Supervisor Ken Yeager  
Solano County Supervisor Erin Hannigan  
Solano County Supervisor Linda Seifert  
Sonoma County Supervisor Susan Gorin  
Sonoma County Supervisor Mike McGuire  
Sonoma County Supervisor Shirlee Zane

**Business Groups**

Bay Area Council  
San Mateo County Economic Development  
Association  
Silicon Valley Leadership Group  
Redwood City-San Mateo County Chamber of  
Commerce

**Public Agencies**

Association of Bay Area Governments (ABAG)  
East Bay Regional Park District  
Hayward Area Recreation and Park District  
San Francisco Estuary Partnership  
Santa Clara Valley Water District

**Environmental Organizations**

Audubon California  
Bay Area Open Space Council  
The Bay Institute  
California League of Conservation Voters  
California Sportfishing Protection Alliance  
California State Parks Foundation  
Citizens Committee to Complete the Refuge  
Clean Water Action  
Coastwalk California  
Committee for Green Foothills  
Defenders of Wildlife  
Ducks Unlimited  
Environment California  
Environmental Action Committee of West Marin  
Environmental Defense Fund  
Friends of Adobe Creek  
Friends of Bedwell Bayfront Park  
Friends of Cordilleras Creek  
Friends of Corte Madera Creek Watershed

Friends of Coyote Creek Watershed  
Friends of Five Creeks  
Friends of Gallinas Creek  
Friends of Los Gatos Creek  
Friends of the Napa River  
Friends of the San Leandro Creek  
Friends of Sausal Creek  
Gallinas Watershed Council  
Greenaction for Health and Environmental Justice  
Greenbelt Alliance  
Golden Gate Audubon Society  
Lake Merritt Institute  
League of Conservation Voters of the East Bay  
Literacy for Environmental Justice  
Madrone Audubon Society  
Marin Audubon Society  
Marin Baylands Advocates  
Marin Conservation League  
Marin Open Space Trust  
Marine Science Institute  
Mission Creek Conservancy  
Mount Diablo Audubon Society  
Napa Solano Audubon Society  
The Nature Conservancy  
Peninsula Open Space Trust  
The Regional Parks Association  
San Francisco Bay Joint Venture  
San Francisco Baykeeper  
San Francisco League of Conservation Voters  
San Pablo Creek Watershed Neighbors Education  
and Restoration Society (SPAWNERS)  
Santa Clara County Creeks Coalition  
Santa Clara League of Conservation Voters  
Santa Clara Valley Audubon Society  
Save The Bay  
Sonoma County Conservation Action  
Sonoma Land Trust  
The Trust for Public Land  
Urban Creeks Council  
Volunteers for Outdoor California  
Walnut Creek Open Space Foundation  
West County Toxics Coalition  
WildCare

**Community Organizations**

East Bay Bicycle Coalition  
Marin County Bicycle Coalition  
Napa County Bicycle Coalition  
Piedmont Garden Club  
San Francisco Bicycle Coalition  
Sonoma County Bicycle Coalition  
San Francisco Bay Trail Project  
Silicon Valley Bicycle Coalition  
SPUR  
Trails for Richmond Action Committee  
Transform  
Woodside-Atherton Garden Club

**Democratic Organizations**

Alameda County Democratic Party  
Democratic Party of Contra Costa County  
Marin County Democratic Party  
Napa County Democratic Party  
San Mateo County Democratic Party  
Sonoma County Democratic Party  
Sonoma County Young Democrats

**Local Electeds & Community Leaders**

Margaret Abe-Koga, Mountain View Councilmember  
Lionel Allan, Monte Sereno Councilmember  
Jesse Arreguín, Berkeley Councilmember  
Denise Athas, Novato Councilmember  
Ruth Atkin, Emeryville Councilmember  
Mitch Avalon, Contra Costa County Public Works  
Department  
Anamarie Avila Farias, Martinez Councilmember  
Vinnie Bacon, Fremont Councilmember  
Ian Bain, Redwood City Councilmember  
Tom Bates, Berkeley Mayor  
Jovanka Beckles, Richmond Vice Mayor  
Marc Berman, Palo Alto Councilmember  
Desley Brooks, Oakland Councilmember  
Michael Brownrigg, Burlingame Mayor  
Ronit Bryant, Mountain View Councilmember  
Tom Butt, Richmond Councilmember  
Genoveva Garcia Calloway, San Pablo  
Councilmember  
Tom Campbell, Benicia Vice Mayor  
David Canepa, Daly City Mayor

Erin Carlstrom, Santa Rosa Councilmember  
Suzanne Chan, Fremont Councilmember  
Stewart Chen, Alameda Councilmember  
Kansen Chu, San Jose Councilmember  
Chris Clark, Mountain View Mayor  
Kate Colin, San Rafael Councilmember  
Julie Combs, Santa Rosa Councilmember  
W. Clarke Conway, Brisbane Mayor  
Thomas Cromwell, Belvedere Mayor  
Pauline Cutter, San Leandro Councilmember  
Lara DeLaney, Martinez Vice Mayor  
Myrna deVera, Hercules Mayor  
John Dell'Osso, Cotati Mayor  
Pippin Dew-Costa, Vallejo City Councilmember  
Whitney Dotson, Vice President, East Bay Regional  
Park District Board  
Peter Drekmeier, Fmr. Palo Alto Mayor  
Ted Driscoll, Fmr. Portola Valley Councilmember  
Emily Duncan, Union City Vice Mayor  
Carol Dutra-Vernaci, Union City Mayor  
Jose Esteves, Milpitas Mayor  
Thomas Ferrito, Fmr. Los Gatos Mayor  
Tim Flaherty, Pleasant Hill Mayor  
Rosanne Foust, Redwood City Councilmember  
Maureen Freshchet, San Mateo Councilmember  
Rich Garberino, South San Francisco Vice Mayor  
Leon Garcia, American Canyon Mayor  
Pat Gascoscas, Union City Councilmember  
David Glass, Petaluma Mayor  
Renee Goddard, Fairfax Town Councilmember  
Michael Gregory, San Leandro Councilmember  
Pradeep Gupta, South San Francisco  
Councilmember  
Anne Halstead, SPUR Chair  
David Hampton, Rio Vista Councilmember  
Kevin Haroff, Larkspur Councilmember  
William J. Harrison, Fremont Mayor  
David Haubert, Dublin Councilmember  
Mike Healy, Petaluma Councilmember  
Rose Herrera, San Jose Councilmember  
Kathleen Hoertkorn, Ross Town Councilmember  
Reuben Holoher, Millbrae Councilmember  
Minane Jameson, Board Director, Hayward Area  
Recreation and Park District  
Cameron Johnson, San Carlos Councilmember  
Mark Joseph, American Canyon Councilmember

\* Titles are for identification purposes only.

**Local Electeds & Community Leaders** (cont.)

Dan Kalb, Oakland Councilmember  
Ash Kalra, San Jose Councilmember  
Mike Kasperzak, Mountain View Councilmember  
Gabe Kearney, Petaluma Councilmember  
Jerry Kent, East Bay Regional Park District (Ret)  
Kirsten Keith, Menlo Park Councilmember  
Larry Klein, Palo Alto Councilmember  
Liz Kniss, Palo Alto Vice Mayor  
Beverly Lane, East Bay Regional Park District Board  
Gustav Larsson, Sunnyvale Councilmember  
Kenneth Leary, American Canyon Councilmember  
Benny Lee, San Leandro Councilmember  
Wayne Lee, Millbrae Mayor  
Clifford Lentz, Brisbane Councilmember  
Linda LeZotte, Santa Clara Valley Water District  
Board Member  
Sam Liccardo, San Jose Councilmember  
Jason Liles, Fmr. Healdsburg Mayor  
David Lim, San Mateo Mayor  
Evan Low, Campbell Councilmember  
Eric Lucan, Novato Mayor  
Jesus Malgapo, Vallejo Councilmember  
Jamie Matthews, Santa Clara Mayor  
Linda Maio, Berkeley Vice Mayor  
Tara Martin-Milius, Sunnyvale Councilmember  
Claire McAuliffe, Belvedere Councilmember  
Robert H. McConnell, Vallejo Councilmember  
Jim McCracken, Rio Vista Councilmember  
Lynette Gibson McElhaney, Oakland Councilmember  
Gayle McLaughlin, Richmond Mayor  
Al Mendall, Hayward Councilmember  
Katy Miessner, Vallejo Councilmember  
Maryann Derwin, Portola Valley Councilmember  
Carmen Montano, Milpitas Councilmember  
Ray Mueller, Menlo Park Mayor  
Jael Myrick, Richmond Councilmember  
Jim Navarro, Union City Councilmember  
Madison Nguyen, San Jose Vice Mayor  
Mary Ann Nihart, Pacifica Mayor  
Mark Olbert, San Carlos Mayor  
Doug Overman, Golden Gate National Parks  
Conservancy  
Elizabeth Patterson, Benicia Mayor

Alfredo Pedroza, Napa Councilmember  
Julie Pierce, Clayton Councilmember and ABAG  
President  
Gail Price, Palo Alto Councilmember  
Jim Prola, San Leandro Vice Mayor  
Diana Prola, San Leandro Unified School District,  
President  
Jean Quan, Oakland Mayor  
Kevin Romick, Oakley Councilmember  
Tim Rood, Piedmont Councilmember  
Robert Ross, San Mateo Mayor  
Alvin Royse, Hillborough Councilmember  
Mark Salinas, Hayward Councilmember  
Raj Salwan, Fremont Councilmember  
Pete Sanchez, Suisun City Mayor  
Tim Sbranti, Dublin Mayor  
Libby Schaaf, Oakland Councilmember  
Greg Scharff, Palo Alto Councilmember  
Brian Schmidt, Santa Clara Valley Water District  
Board Member  
Rob Schroder, Martinez Mayor  
Carol Severin, East Bay Regional Park District Board  
Member  
Nancy Shepherd, Palo Alto Mayor  
Doug Siden, East Bay Regional Park District Board  
Member  
Jac Siegel, Mountain View Councilmember  
Rod Sinks, Cupertino Vice Mayor  
Diana Souza, San Leandro Councilmember  
Hermie Sunga, Former Vallejo Councilmember  
John Sutter, East Bay Regional Park District Board  
Member  
Michael Sweeney, Hayward Mayor  
Lena Tam, City of Alameda Councilmember  
Peggy Thomsen, Albany Mayor  
Tony Tiscareno, Antioch City Councilmember  
Will Travis, Fmr Executive Director, Bay Conservation  
& Development Commission  
Dave Warden, Belmont Councilmember  
Catherine Way, Larkspur Councilmember  
Ayn Wieskamp, President, East Bay Regional Park  
District Board  
Monica Wilson, Antioch City Councilmember  
José Francisco Zermeño Cárdenas, Hayward  
Councilmember



**Resolution 7**

**SPECIAL PARCEL TAX BALLOT MEASURE  
FOR VOTER APPROVAL:  
THE SAN FRANCISCO BAY  
CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION  
MEASURE**

WHEREAS, the San Francisco Bay is the region's greatest natural resource and its central feature and contributes significantly to California's economic health and vitality. The Bay is a hub of interconnected open-spaces, watersheds, natural habitats, scenic areas, agricultural lands, and regional trails;

WHEREAS, the San Francisco Bay and its wetlands, waterways and shoreline are a significant part of the State's coastal resources and a healthy Bay not only enhances the quality of life for all Bay Area residents but is essential to support the state's human and wildlife populations;

WHEREAS, the San Francisco Bay must be protected and restored so that current and future generations may use and enjoy it;

WHEREAS, the restoration, preservation, and maintenance of the San Francisco Bay and its wetlands, improvement of Bay water quality, provision of public access to the Bay shoreline, and enhancement of shoreline recreational amenities for the growing population of the San Francisco Bay Area are immediate state and regional priorities;

WHEREAS, wetland restoration in the San Francisco Bay is necessary to address the growing danger that global warming and rises in sea level pose to the economic well-being, public health, natural resources, and environment of California. Tidal wetlands can prevent flooding and adapt to rising sea levels;

WHEREAS, the protection and restoration of the San Francisco Bay require efficient and effective use of public funds, leveraging of local funds with state and federal resources, and investment of significant resources over a sustained period for habitat restoration on shoreline parcels, parks, and recreational facilities, and public access to natural areas;

WHEREAS, in 2008, the State established the San Francisco Bay Restoration Authority (the "Authority") for the purpose of assisting in the restoration, enhancement, protection and enjoyment of the wetlands and wildlife in the San Francisco Bay and shoreline, including raising funds for programs that would protect and restore the Bay;

WHEREAS, the Authority is a regional governmental entity comprising the nine counties that touch the San Francisco Bay, including the Counties of Alameda, Contra Costa, Marin, Napa,

**Resolution 7**

**SPECIAL PARCEL TAX BALLOT MEASURE  
FOR VOTER APPROVAL:  
THE SAN FRANCISCO BAY  
CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION  
MEASURE**

San Mateo, Santa Clara, Solano and Sonoma, and the City and County of San Francisco (the “San Francisco Bay Area”);

WHEREAS, after years of study, the Authority has prepared the San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure in order to fund programs that will:

- Reduce trash, pollution and harmful toxins;
- Improve water quality;
- Restore habitat for fish, birds and wildlife;
- Protect communities from floods; and
- Increase shoreline access for public enjoyment.

WHEREAS, the State has authorized the Authority to levy a special parcel tax, subject to two-thirds voter approval, within the San Francisco Bay Area to fund these programs. A minimal parcel tax on real property of only \$9 a year will ensure these essential programs are funded and that the San Francisco Bay will be protected and restored for the use and enjoyment of current and future generations. Such a levy will generate approximately \$15,000,000 a year to fund specific clean water, pollution prevention and habitat restoration projects; and

WHEREAS, the proceeds from the parcel tax will be spent only for local projects that directly improve the Bay, and cannot be taken away by the State. The Measure also requires citizen oversight, transparency, independent audits of all money collected and spent, and strict caps on the amount that may be spent on project management and administration.

**NOW THEREFORE, THE SAN FRANCISCO BAY RESTORATION AUTHORITY GOVERNING BOARD HEREBY RESOLVES, DETERMINES AND ORDERS AS FOLLOWS:**

**Section 1. Approval of Ballot Measure.**

Pursuant to Government Code sections 50075 through 50077.5 and the San Francisco Bay Restoration Authority Act (commencing with section 66700 of the Government Code), the Authority hereby adopts the San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure (the “Measure”) and approves the placement of the Measure on the November 4, 2014 election ballot within the San Francisco Bay Area. A full copy of the Measure is attached hereto as Exhibit A.

**Section 2. Tax Imposed and Rate.**

Subject to two-thirds approval of the voters voting on the Measure, the special parcel tax that is the subject of this Resolution shall be levied in the amount and in accordance with the terms and procedures set forth in the Measure, for a ten-year year period commencing July 1, 2015 and

## **Resolution 7**

### **SPECIAL PARCEL TAX BALLOT MEASURE FOR VOTER APPROVAL: THE SAN FRANCISCO BAY CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION MEASURE**

ending June 30, 2025. The parcel tax shall be levied at an annual rate of nine dollars (\$9) per parcel of taxable real property wholly or partially within the San Francisco Bay Area. The proceeds from the parcel tax shall be used solely for the purpose of supporting the programs and priorities set forth in the Measure and shall be spent exclusively for projects in the nine counties comprising the Authority.

#### **Section 3. Method of Collection.**

Subject to two-thirds approval of the voters voting on the Measure, the special parcel tax that is the subject of this Resolution shall be collected by the Tax Collector of each county and city and county within the San Francisco Bay Area in accordance with the terms and procedures set forth in the Measure.

#### **Section 4. Accountability.**

The special parcel tax that is the subject of this Resolution shall be subject to the transparency, independent audit, and accountability measures set forth in Exhibit A, including requirements that: (a) the proceeds of the parcel tax be used solely for supporting the programs and priorities set forth in the Measure; (b) the proceeds of the parcel tax be deposited in a special account; (c) the funds be spent only for projects in the San Francisco Bay Area and cannot be taken by the State; (d) an independent, annual audit be conducted of all funds collected and allocated under the measure; and (e) an annual report be prepared showing both the amounts of funds collected and expended and the status of any project required or authorized to be funded as identified in the Measure.

#### **Section 5. Additional Action.**

The Vice Chair of the Governing Board of the Authority, or any of his or her designees, is hereby authorized and directed to make any changes to the text of the Measure set forth in Exhibit A, to the abbreviated form of the Measure, or to the text of this Resolution or Resolution 8 (calling the special election), as may be convenient or necessary to comply with the intent of this Resolution and Resolution 8 to place the ballot measure on the November 4, 2014 ballot, the requirements of elections officials, or the requirements of the law.

#### **Section 6. CEQA.**

Pursuant to the State California Environmental Quality Act (CEQA) Guidelines section 15378(b)(4), adoption of this resolution to place the parcel tax, a government funding mechanism, on the ballot for voter approval is not a project subject to the requirements of CEQA. Prior to approval of funding of any projects pursuant to the Measure, any necessary environmental review required by CEQA shall be completed.

**Resolution 7**

**SPECIAL PARCEL TAX BALLOT MEASURE  
FOR VOTER APPROVAL:  
THE SAN FRANCISCO BAY  
CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION  
MEASURE**

**PASSED AND ADOPTED** by the Governing Board of the San Francisco Bay Restoration Authority at its meeting on May 28, 2014, by the following vote:

AYES: Governing Board Members \_\_\_\_\_

NOES: Governing Board Members \_\_\_\_\_

ABSENT: Governing Board Members \_\_\_\_\_

ABSTAIN: Governing Board Members \_\_\_\_\_

\_\_\_\_\_  
John Gioia  
Vice Chair

I, Frederick Castro, 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 28, 2014, which Resolution is on file in the office of this regional governmental entity.

\_\_\_\_\_  
Frederick Castro  
Clerk of the Governing Board



## **Resolution 7**

### **EXHIBIT A**

#### **THE SAN FRANCISCO BAY CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION MEASURE**

##### **Section 1. Findings and Purpose.**

Over the last century, we have had a massive impact on the San Francisco Bay with landfill and toxic pollution. It is not too late to reverse what we've done and restore the Bay for future generations. To meet that objective, in 2008, state law established the San Francisco Bay Restoration Authority, whose purpose is to raise and allocate resources for the restoration, enhancement, protection, and enjoyment of wetlands and wildlife habitats in the San Francisco Bay and along its shoreline.

The purpose of the San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure is to protect and restore San Francisco Bay to benefit future generations by reducing trash, pollution, and harmful toxins, improving water quality, restoring habitat for fish, birds, and wildlife, protecting communities from flood and increasing shoreline public access.

A flat parcel tax of \$9 per year generating approximately \$15,000,000 per year will fund programs to protect and restore San Francisco Bay. The revenues generated by this Measure may be spent solely for the purpose of supporting programs and priorities that improve San Francisco Bay, and the Measure prohibits funds from being spent elsewhere or taken by the State. The Measure also requires transparency, independent audits, citizen oversight, and strict caps on administration costs.

##### **Section 2. San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Expenditure Plan.**

The revenues from the flat parcel tax set forth in Section 3 shall be used solely for the purpose of supporting the programs and priorities set forth in this Section.

##### **A. Program Descriptions**

Under this Measure, the San Francisco Bay Restoration Authority (the "Authority") may undertake projects along the Bay shorelines within the jurisdiction of the Authority, which includes the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano and Sonoma and the City and County of San Francisco (the "San Francisco Bay Area"). The shorelines include the shorelines of San Francisco Bay, San Pablo Bay, Carquinez Strait, Suisun Bay, and most of the Northern Contra Costa County Shoreline to the edge of the Delta Primary Zone. The Measure shall support the following programs:

##### **1. Safe, Clean Water and Pollution Prevention Program**

The purpose of this Program is to remove pollution, trash and harmful toxins from the Bay in order to provide clean water for fish, birds, wildlife, and people.

## **Resolution 7**

### **EXHIBIT A**

#### **THE SAN FRANCISCO BAY CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION MEASURE**

- a. Improve water quality by reducing pollution and engaging in restoration activities, protecting public health and making fish and wildlife healthier.
- b. Reduce pollution levels through shoreline cleanup and trash removal from San Francisco Bay.
- c. Restore wetlands that provide natural filters and remove pollution from the Bay's water.
- d. Clean and enhance creek outlets where they flow into San Francisco Bay.

#### **2. Vital Fish, Bird and Wildlife Habitat Program**

The purpose of this Program is to significantly improve wildlife habitat that will support and increase vital populations of fish, birds, and other wildlife in and around San Francisco Bay.

- a. Enhance the San Francisco Bay National Wildlife Refuge, shoreline parks and open space preserves, and other protected lands in and around the Bay, providing expanded and improved habitat for fish, birds and mammals.
- b. Protect and restore wetlands and other Bay and shoreline habitats to benefit wildlife, including shorebirds, waterfowl and fish.
- c. Provide for stewardship, maintenance and monitoring of habitat restoration projects in and around the Bay, to ensure their ongoing benefits to wildlife and people.

#### **3. Integrated Flood Protection Program**

The purpose of this Program is to use natural habitats to help protect communities along the Bay's shoreline from the risks of severe coastal flooding caused by storms and high water levels in the Bay.

- a. Provide nature-based flood protection through wetland and habitat restoration along the Bay's edge and at creek outlets that flow to the Bay.
- b. Build and/or improve flood protection levees that are a necessary part of wetland restoration activities, in order to protect existing shoreline communities, agriculture, and infrastructure.

#### **4. Shoreline Public Access and Education Program**

The purpose of this Program is to enhance the quality of life of Bay Area residents, including those with disabilities, through safer and improved public access and educational opportunities, as part of and compatible with wildlife habitat restoration projects in and around San Francisco Bay.

- a. Construct new, repair existing and/or replace deteriorating public access trails, signs, and related facilities along the shoreline and manage these public access facilities.
- b. As a limited component of pollution prevention, habitat restoration, flood protection, and public access projects, provide education about the health of the Bay in order to protect natural resources and encourage community engagement.

## **Resolution 7**

### **EXHIBIT A**

#### **THE SAN FRANCISCO BAY CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION MEASURE**

##### **B. Additional Allocation Criteria and Community Benefits**

1. The Authority shall ensure that the revenue generated by the Measure is spent in the most efficient and effective manner possible, consistent with serving the public interest and in accordance with existing law. The Authority shall give priority to projects that:
  - a. Have the greatest positive impact on the Bay as a whole, in terms of clean water, wildlife habitat and beneficial use to Bay Area residents.
  - b. Have the greatest long-term impact on the Bay, in order to benefit future generations.
  - c. Provide for geographic distribution across the region and ensure that there are projects funded in each of the nine counties that comprise the San Francisco Bay Area over the life of the Measure.
  - d. Increase impact value by leveraging state and federal resources as well as public/private partnerships.
  - e. Serve economically disadvantaged communities.
  - f. Benefit the economy of the region, including local workforce development, employment opportunities for Bay Area residents, and nature-based flood protection for critical infrastructure and existing shoreline communities.
  - g. Work with local organizations and businesses to engage youth and young adults and assist them in gaining skills related to natural resource protection.
  - h. Incorporate monitoring, maintenance and stewardship to ensure the most efficient and effective strategies for restoration and achievement of intended benefits.
  - i. Meet the selection criteria of the Coastal Conservancy's San Francisco Bay Area Conservancy Program and are consistent with the San Francisco Bay Conservation and Development Commission's coastal management program and with the San Francisco Bay Joint Venture's implementation strategy.
2. The Authority shall conduct one or more public meetings annually to gain public input on selection of projects under this Measure. All actions, including decisions about selecting projects for funding, will be made by the Authority in public meetings with advance notice and with meeting materials made available in advance to the public.
3. The Authority may accumulate revenue over multiple years so that sufficient funding is available for larger and long-term projects. All interest income shall be used solely to support the programs and priorities set forth in this Section.
4. No funds generated by the Measure shall be used for political advocacy.
5. No more than 6% of the revenue generated by this Measure may be used by the Authority for general government purposes, including to administer the projects funded under this Measure. Any unused funds may be carried over for use in subsequent years.

## **Resolution 7**

### **EXHIBIT A**

#### **THE SAN FRANCISCO BAY CLEAN WATER, POLLUTION PREVENTION AND HABITAT RESTORATION MEASURE**

##### **C. Accountability and Oversight**

In order to ensure accountability, transparency and public oversight of all funds collected and allocated under this Measure and to comply with state law, all of the following shall apply:

1. The specific purpose of the parcel tax shall be to support only the programs and priorities set forth in this Section. The proceeds of the parcel tax shall be applied only to those specific purposes of this Section and shall be spent only in accordance with the procedures and limitations set forth in this Section.
2. A separate account shall be created by the Authority into which all proceeds from the parcel tax must be deposited. The Authority shall commission an independent, outside annual audit of all revenues deposited in, and all expenditures made from, the special, separate account and publish an annual financial statement.
3. All funds generated by the parcel tax, except as set forth in Section 2.B.5 above, shall be spent on projects within the San Francisco Bay Area, and shall not be taken by the State.
4. The Authority shall prepare an annual written report showing (i) the amount of the funds collected and expended from the proceeds of the parcel tax and (ii) the status of any projects or programs required or authorized to be funded from the proceeds of the parcel tax, as identified above. The report shall comply with all provisions of Government Code section 50075.3, be posted on the Authority's website, and be submitted to the Bay Restoration Advisory Committee, established pursuant to Government Code section 66703.7 (the "Advisory Committee"), for review and comment.
5. The Advisory Committee shall provide advice to the Authority on all aspects of its activities under this Measure to ensure maximum benefit, value and transparency for safe, clean water, pollution reduction, habitat restoration, flood protection and public access in and around the Bay. Advisory Committee meetings will be announced in advance and will be open to the public. The responsibilities of the Advisory Committee shall include: (a) advising the Authority about implementation of this Measure; (b) making recommendations regarding expenditure priorities under this Measure; (c) reviewing expenditures on an annual basis to ensure they conform to the Measure; and (d) reviewing the annual audit and report prepared by the Authority, describing how funds were spent.

##### **Section 3. Funding of San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Expenditure Plan.**

Subject to voter approval, the Authority hereby establishes a flat parcel tax the proceeds of which shall be used solely for the purpose of supporting the programs and priorities set forth in this

**Resolution 7**

**EXHIBIT A**

**THE SAN FRANCISCO BAY CLEAN WATER, POLLUTION PREVENTION  
AND HABITAT RESTORATION MEASURE**

Measure. The parcel tax shall be levied at a rate of nine dollars (\$9) per parcel within the jurisdiction of the Authority which consists of the San Francisco Bay Area. The tax shall be levied annually for a total of ten (10) years, commencing effective July 1, 2015 and ending June 30, 2025.

The parcel tax shall be levied on each parcel of taxable property within the San Francisco Bay Area, and shall be collected by the tax collectors of each county and city and county in the San Francisco Bay Area (the "Tax Collectors") at the same time as, and along with, and will be subject to the same penalties as general, *ad valorem* taxes collected by the Tax Collectors. The parcel tax and any penalty shall bear interest at the same rate as the rate for unpaid *ad valorem* property taxes until paid. Any parcel tax levied shall become a lien upon the properties against which taxes are assessed and collectible as herein provided. The parcel tax shall appear as a separate item on the tax bill.

All property that is otherwise exempt from *ad valorem* property taxes in any year shall also be exempt from the parcel tax in such year. The Authority shall adopt procedures that set forth any clarifications and exemptions to address unique circumstances and any procedure for claimants seeking an exemption, refund, reduction or recomputation of the parcel tax.

**Section 4. Establishment of Appropriation Limit.**

Pursuant to Article XIII-B of the California Constitution, the appropriation limit of the Authority shall be set by the total revenues actually received by the Authority from the proceeds of the tax for the first fiscal year of operation, as adjusted each fiscal year after the first year for the estimated change in the cost of living, population and number of parcels on which the tax is levied. The appropriation limit may be further adjusted by any other changes that may be permitted by Article XIII B of the California Constitution. Any future increases in the appropriation limit shall be approved by a majority vote of the voters therein.

**Section 5. Amendments and Severability.**

A. The Governing Board of the Authority shall be empowered to amend this Measure by majority vote of its members to further the purposes of this Measure, to conform the provision of this Measure to applicable state law, to modify the methods of levy and collection of the parcel tax, or to assign the duties of public officials under this Measure.

B. If any part of this Measure is held to be invalid for any reason, such decision shall not affect the remaining portions of this Measure and the voters declare that they would have passed the remainder of this Ordinance as if such invalid portion were not included.

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## Resolution 8

**CALLING A SPECIAL ELECTION TO BE HELD  
FOR THE  
SAN FRANCISCO BAY RESTORATION AUTHORITY ON NOVEMBER 4, 2014;  
REQUESTING SERVICES OF REGISTRAR OF VOTERS;  
REQUESTING CONSOLIDATION OF ELECTIONS; AND SPECIFYING  
CERTAIN PROCEDURES FOR THE CONSOLIDATION ELECTION**

WHEREAS, the San Francisco Bay Restoration Authority (“Authority”), a regional governmental entity, is authorized pursuant to Government Code section 66704 to levy a parcel tax, subject to two-thirds voter approval; and

WHEREAS, pursuant to Government Code sections 66702 and 66704, the Authority is authorized to levy a parcel tax, subject to two-thirds voter approval, in the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, and Sonoma, and the City and County of San Francisco (the “San Francisco Bay Area”); and

WHEREAS, pursuant to Government Code section 66704.05, when the Authority proposes to levy a parcel tax, the board of supervisors of the counties and city and county in which the parcel tax is proposed, are required to call a special election on the measure.

**NOW THEREFORE, THE SAN FRANCISCO BAY RESTORATION AUTHORITY GOVERNING BOARD HEREBY RESOLVES, DETERMINES AND ORDERS AS FOLLOWS:**

FIRST: A special election is hereby called within said Authority, which election is to be consolidated with the general election to be held on November 4, 2014. As required by Elections Code sections 13247 and 10403, the abbreviated form of the measure as it shall appear on the ballot is as follows:

**San Francisco Bay Clean Water, Pollution Prevention and  
Habitat Restoration Program.**

To protect and restore San Francisco Bay to benefit future generations by reducing trash, pollution and harmful toxins, improving water quality, restoring habitat for fish, birds and wildlife, protecting communities from floods and increasing shoreline public access, shall the San Francisco Bay Restoration Authority authorize an annual parcel tax of nine dollars per year for ten years with citizen oversight, audits, and all funds staying local?

**Resolution 8**

**CALLING A SPECIAL ELECTION TO BE HELD  
FOR THE  
SAN FRANCISCO BAY RESTORATION AUTHORITY ON NOVEMBER 4, 2014;  
REQUESTING SERVICES OF REGISTRAR OF VOTERS;  
REQUESTING CONSOLIDATION OF ELECTIONS; AND SPECIFYING  
CERTAIN PROCEDURES FOR THE CONSOLIDATION ELECTION**

The measure shall be voted on within the jurisdiction of the Authority, which pursuant to Government Code sections 66702 and 66704, comprises the San Francisco Bay Area.

SECOND: The Registrar of Voters of each county and city and county in the San Francisco Bay Area is requested to give notice of said election in accordance with law and to perform all other acts which are required for the holding and conducting of said election.

THIRD: The Board of Supervisors of each county and city and county within the San Francisco Bay Area is hereby requested to order the consolidation of the Authority's special election with the other elections to be held on November 4, 2014, and to provide the election precincts, polling places, and voting booths which shall in each county and city and county be the same, and that there shall be only one set of election officers in each of said precincts; and to further provide that the question set forth above shall be set forth in each form of ballot to be used at said election. Said Board of Supervisors is further requested to order the Registrar of Voters to: (a) set forth on all sample ballots relating to said consolidation election, to be mailed to the qualified electors of the Authority, the question set forth above and (b) provide absentee voter ballots for said consolidation election for use by qualified electors of said Authority who are entitled thereto, in the manner provided by law.

FOURTH: Pursuant to Government Code section 66704.05, each county and city and county within the San Francisco Bay Area shall use the exact ballot question, impartial analysis, and ballot language provided by the Authority. If two or more counties or city and county are required to prepare a translation of ballot materials into a different language, the county or city and county that contains the largest population among those counties or city and county that are required to prepare a translation of ballot materials into the same language shall prepare the translation and that translation shall be used by the other counties or city and county, as applicable.

FIFTH: Pursuant to Government Code section 66704.05, the Registrar of Voters of each county and city and county within the San Francisco Bay Area shall mutually agree to use the same letter designation for the measure.

SIXTH: Each Registrar of Voters of each county or city and county within the San Francisco Bay Area is hereby authorized and requested to canvass, or cause to be canvassed, as provided by law, the returns of said special election with respect to the total votes cast for and against said question and to certify such canvass of the votes cast to the Governing Board of the Authority.



**Resolution 8**

**CALLING A SPECIAL ELECTION TO BE HELD  
FOR THE  
SAN FRANCISCO BAY RESTORATION AUTHORITY ON NOVEMBER 4, 2014;  
REQUESTING SERVICES OF REGISTRAR OF VOTERS;  
REQUESTING CONSOLIDATION OF ELECTIONS; AND SPECIFYING  
CERTAIN PROCEDURES FOR THE CONSOLIDATION ELECTION**

SEVENTH: The clerk of this Board is hereby authorized and directed to certify to the due adoption of the resolution and to transmit a copy hereof so certified with each of the Registrar of Voters within the San Francisco Bay Area.

EIGHTH: Exhibit A to Resolution 7 shall comprise the full text of the ballot measure.

NINTH: The Authority recognizes that each county and city and county will incur additional costs because of the consolidation of the election on this measure with the November 4, 2014 election and agrees to reimburse each county and city and county for the costs specified in Government Code section 66704.05(h). The Vice Chair of the Authority is hereby authorized and directed to expend the necessary funds to pay those costs.

**PASSED AND ADOPTED** by the Governing Board of the San Francisco Bay Restoration Authority at its meeting on May 28, 2014, by the following vote:

AYES: Governing Board Members \_\_\_\_\_

NOES: Governing Board Members \_\_\_\_\_

ABSENT: Governing Board Members \_\_\_\_\_

ABSTAIN: Governing Board Members \_\_\_\_\_

\_\_\_\_\_  
John Gioia  
Vice Chair

I, Frederick Castro, 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 28, 2014, which Resolution is on file in the office of this regional governmental entity.

\_\_\_\_\_  
Frederick Castro  
Clerk of the Governing Board

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