



Governing Board

SUMMARY MINUTES (DRAFT)

November 30, 2016
1:00 p.m. – 3:00 p.m.

Meeting Location:
Bay Area Metro Center
375 Beale Street
Board Room, CR 110B
San Francisco, CA 94105

Teleconference Locations:
County of Napa, Administration Building
1195 Third St., Suite 310
Napa, CA 94559

Renaissance Hotel
888 Tahquitz Canyon Way
The Snowcreek Room - 1st Floor
Palm Springs, CA 92262

For additional information, please contact:
Kelly Malinowski, Clerk of the Governing Board; (510) 286-5203

Agenda and attachments available at:
www.sfbayrestore.org

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

1. Call to Order

Chair Dave Pine, Supervisor, County of San Mateo, called the meeting to order at about 1:03 p.m.

2. Roll Call

Kelly Malinowski, Clerk of the Governing Board, reported that there were four members present at the start of the meeting: Supervisor Dave Pine and Mayor Patricia Showalter attended in person, and Supervisor Keith Caldwell and Supervisor John Gioia participated via conference call. Two additional

Governing Board members were absent at the start of the meeting, and joined after the meeting was called to order: Supervisor Scott Wiener joined at about 1:17 p.m., and Director John Sutter joined at about 1:24 p.m. Further, Supervisor John Gioia left the meeting at about 2:08 p.m. Councilmember Vinnie Bacon was absent.

A quorum of the Governing Board was present at the start of the meeting.

Also present were Karen McDowell and Caitlin Sweeney (San Francisco Estuary Partnership), Francis Ngure (Association of Bay Area Governments), and Amy Roach, Matt Gerhart, Sam Schuchat, Jessica Davenport, Anulika White, and Kelly Malinowski (California State Coastal Conservancy).

3. Public Comments

There were no public comments.

4. Announcements

There were no announcements.

5. Approval of Summary Minutes of October 12, 2016

Action

Pine recognized a motion by Showalter and a second by Gioia to approve the summary minutes of the Governing Board meeting on October 12, 2016 with no edits. There was no discussion or public comment. The motion passed with four (4) aye votes.

Ayes: Pine, Caldwell, Gioia, Showalter.

Nays: None.

Abstentions: None.

Absent: Bacon, Wiener, Sutter.

6. Adopt Board Policy on Use of Project Labor Agreements

Action

Sam Schuchat, Executive Officer, California State Coastal Conservancy, introduced the proposed Governing Board Policy on the use of Project Labor Agreements. During this item, Supervisor Wiener joined the meeting at about 1:17 p.m. and Director Sutter joined the meeting at about 1:24 p.m. Six letters pertaining to this agenda item were submitted after the Governing Board meeting packet was assembled. These letters were distributed to Governing Board members, staff, and the public at the Governing Board meeting, and posted on the Restoration Authority's website following the meeting.

These letters were from:

- San Francisco Bay Joint Venture
- East Bay Regional Park District (2 letters)
- Santa Clara Valley Water District
- ABC NorCal
- Contra Costa Building Trades Council and California Building Trades

Supervisor Gioia spoke to the matter. Chair Pine then called for public comment, and the following 6 individuals spoke:

- Michael Theriault, San Francisco Building Trades, spoke in support of the item.
- David Lewis, Save the Bay, spoke in support of the item.
- Dave Harrison, Operating Engineers Local Union #3, spoke in support of the item.
- Minsu Longiaru, Weinberg Roger Rosenfeld, spoke in support of the item.
- Greg Feere, Contra Costa Building Trades Council and California Building Trades, spoke in support of the item.
- Mark Kyle, Operating Engineers Local Union #3, spoke in support of the item.

Board members then discussed the proposed policy and asked questions of staff. Questions concerned: what constitutes a “project” to be funded under the proposed policy; how grant administration would be affected by the proposed policy; and the rationale for the changes made to the proposed policy since it was last reviewed by the Board on February 24, 2016. Staff pointed out that there is an ability to choose not to use a Project Labor Agreement under certain circumstances described in the proposed policy.

There was a suggestion by Showalter to strike the word “all” from “all reasonable efforts” and to raise the threshold amount for when the policy would apply to \$10 million. These items were discussed but no action was taken to amend the proposed policy to include these items.

Pine recognized a motion by Gioia and a second by Caldwell to adopt the board policy on the use of Project Labor Agreements as presented without any changes or edits. The motion passed with four (4) aye votes:

Ayes: Pine, Caldwell, Gioia, Wiener.

Nays: Showalter, Sutter.

Abstentions: None.

Absent: Bacon

7. Adopt Staff Work Plan and Budget

Action

Supervisor Gioia left the meeting during this item at about 2:08 p.m.

Matt Gerhart, San Francisco Bay Program Manager, California State Coastal Conservancy, presented the revised Staff Work Plan and Budget, which was originally presented to the Governing Board at its October 12, 2016 meeting. Matt reviewed the edits made since the October meeting.

Board members discussed the changes and posed questions to staff. Showalter inquired about the status and role of the project list. Staff noted that the Grant Program Guidelines could be updated before the first grant round, and that the forthcoming Request for Proposals will be the place where the Authority can include additional priorities.

Ann Draper of the League of Women Voters of the Bay Area provided public comments and proposed the following minor edits to Task 2 for Fiscal Year 2016/17, and Task 4 for Fiscal Year 2017/18:

- Task 2
 - Under Task 2 for Fiscal Year 2016/17, specify a grant management policy.
- Task 4
 - Change Task 4, #1 to read: “*Preparation of agendas, notices, and other documents as needed, which ~~will~~ is anticipated to occur at least semi-annually and will be led by the clerk, and supported by staff.”*
 - Change Task 4, #2 to read: “*Staffing of the Oversight Committee meetings, which ~~will~~ is anticipated to occur on a semi-annual basis and involves the clerk as well as Restoration Authority staff.”*
 - Change Task 4, #4 to read: “*Preparation of Oversight Committee Reports, which may involve the services of an outside financial and/or program consultant.”*

Pine recognized a motion by Showalter and a second by Sutter to approve the revised version of the Staff Work Plan and Budget, updated from the October 12, 2016 Governing Board meeting, and incorporating the edits suggested by Ann Draper during public comment. The motion passed with five

(5) aye votes.

Ayes: Pine, Caldwell, Wiener, Showalter, Sutter.

Nays: None.

Abstentions: None.

Absent: Gioia, Bacon

8. NBS Update

Information

Francis Ngunjiri, Interim Assistant Finance Director, Association of Bay Area Governments, provided an update of the re-authorization of the Restoration Authority's contract with NBS, and its amendments. There was no public comment or board discussion.

9. Adopt Updated 2017 San Francisco Bay Restoration Authority Governing Board Meeting Dates

Action

Sam Schuchat, Executive Officer, California State Coastal Conservancy, presented an updated list of the 2017 Governing Board meeting dates, with a new date added on March 14th. Pine recognized a motion by Showalter to approve the updated list of 2017 Governing Board meeting dates. There was no board discussion or public comment. The motion passed with five (5) aye votes:

Ayes: Pine, Caldwell, Wiener, Showalter, Sutter.

Nays: None.

Abstentions: None.

Absent: Gioia, Bacon.

10. Chair's Report

Information

Supervisor Pine gave an updated on the Advisory Committee applications received to date, and the efforts to fill the three current board vacancies. He thanked the three departing Governing Board members for their service: Director John Sutter, Supervisor Keith Caldwell, and Supervisor Scott Wiener.

11. Adjournment

Pine adjourned the Governing Board meeting at about 2:44 p.m.

The next meeting is on February 10, 2017 at 1:00 p.m. to 3:00 p.m.