



Resolution No. 28

Delegation of Authority to the Executive Officer

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); and

Whereas, the Authority has those powers specified in the Act, including the power to enter into contracts and make grants.

Whereas, the Authority has entered into a joint powers agreement with the State Coastal Conservancy and the Association of Bay Area Governments pursuant to which the State Coastal Conservancy is providing Executive Officer services to the Authority (JPA).

NOW, THEREFORE, BE IT RESOLVED that the Authority hereby delegates to the Executive Officer the authority to take the following actions as necessary or appropriate for operations of the Authority, consistent with applicable law and the policies of the Authority, without further, specific Authority authorization:

1. Execute contracts for technical and other services needed to implement Authority programs and costing no more than \$50,000.
2. Make administrative expenditures for equipment and services necessary or appropriate to the operation of the Authority.
3. Negotiate and enter into grant agreements, contracts and other agreements to carry out formal and informal Authority authorizations.
4. Augment funds for Authority-authorized expenditures, including grant agreements, by up to 15%.
5. Apply for funds from persons and entities for Authority grant programs and support, negotiate and enter into agreements to obtain funds, accept funds, and meet agreed conditions. However, this delegation shall not authorize the Executive Officer to expend funds accepted unless otherwise authorized by the Authority.
6. Appoint and delegate tasks and functions to staff consistent with the JPA and the approved Staff Work Plan.

7. Place on the Authority’s consent calendar matters falling within the following parameters, provided that the Authority reserves the right to remove any matter from the consent calendar:
 - a. Project amendments, augmentations, changes of grantee for a previously authorized project or proposed redirection of funds.
 - b. Acceptance of funds from another entity.
 - c. Subsequent phases of a previously authorized project.
 - d. Projects falling within a program or series of actions for which the Authority has already granted formal or informal approval.
 - e. Grants of no more than \$100,000 and about which no controversy is evident.
 - f. Contracts for services.

8. Prepare, circulate and file all documents necessary under the California Environmental Quality Act (CEQA) for Authority funded projects, subject to Authority authorization of the grant, and determine a proposed authorization exempt for purposes of and consistent with CEQA.

9. With respect to grants previously authorized by the Authority, to accomplish the purposes of the authorization, and consistent with applicable law:
 - a. Substitute grantees
 - b. Modify or assign grant agreements and contracts.
 - c. Authorize Authority grantees to accept from or convey to other appropriate entities on appropriate terms, leases, licenses, options, offers to dedicate, and similar instruments and interests, and interests in land, such as conservation easements.

PASSED AND ADOPTED by the Governing Board of the San Francisco Bay Restoration Authority at its meeting on April 14, 2017, by the following vote:

AYES: Governing Board Members _____

NOES: Governing Board Members _____

ABSENT: Governing Board Members _____

ABSTAIN: Governing Board Members _____

Dave Pine, Chair

I, Anulika White, 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 April 14, 2017, which Resolution is on file in the office of this regional governmental entity.

Anulika White, Clerk