



MEMORANDUM

DATE: December 06, 2019

TO: Governing Board
San Francisco Bay Restoration Authority

FROM: Sam Schuchat, Executive Officer; Karen McDowell, Project Manager

SUBJECT: Independent Citizens Oversight Committee Member Terms and Reappointment of Two Members

Background

The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure (“Measure AA”) requires the San Francisco Bay Restoration Authority (“Authority”) to establish a six-member Independent Citizens Oversight Committee (“Oversight Committee”) to provide an independent annual review of the Authority’s audits, expenditures, financial reports and the Authority’s conformance with Measure AA.

The Authority adopted the *San Francisco Bay Restoration Authority Independent Oversight Committee Procedural Document* (“Procedural Document”) establishing a process for selecting Oversight Committee members on April 27, 2016 (Authority Resolution No.16). Pursuant to the Procedural Document, the Authority released a request for Statements of Interest (“SOIs”) from members of the public interested in serving on the Oversight Committee. An Authority ad hoc subcommittee and Authority staff reviewed the SOIs that were received and made a recommendation to appoint six candidates to the Oversight Committee. The Board voted to appoint the six individuals on September 21, 2018. Initially, two members were appointed to one-year terms, two were appointed to two-year terms, and two were appointed to three-year terms. Which individuals would serve which of the three initial term-lengths was decided by lottery. Under the Procedural Document, Oversight Committee members were expected to generally serve three-year terms, but shorter appointments were made for the initial Committee so that term expirations would be staggered, and two positions would need to be filled each year.

The one-year terms of West Bay and the At-Large positions, currently occupied by Nancy Cave (San Francisco County) and Paul Jones (San Mateo County), expired September 21, 2019. At the September 6th meeting, the Board directed staff to bring forward a proposal to reappoint Nancy Cave and Paul Jones to a new three-year term without releasing a request for SOIs since

members Cave and Jones served only one year and since they have expressed a willingness to serve again. This would be a one-time deviation from the Procedural Document.

Staff recommends the Governing Board appoint Nancy Cave and Paul Jones to three-year terms running from January 1, 2020 through December 31, 2022. Delaying the start of the members' new terms to January 1st is preferable so that the terms run a calendar year, which is more standard and would allow for the main work of the Oversight Committee to take place in the spring and the request for members to take place in the fall, after the release of their main work product, a report on the Authority's Conformance with Measure AA.

In addition, staff recommends that all Oversight Committee members' terms be adjusted to align with the calendar year. This would require moving the end date of Cindy Darling and Barry Nelson's terms from September 20, 2020, to December 31, 2020 and moving the end date of Andy Rodgers' and Brian Steen's terms from September 20, 2021 to December 31, 2021. Then, going forward, beginning in the fall of 2020 and each subsequent fall, staff will release a Request for Statements of Interest, and two Oversight Committee members will be selected following the process laid out in the Procedural Document and appointed to terms running three calendar years. This is in alignment with Measure AA and the procedural document, which indicates that members will generally serve terms of three years.

Biographies

Nancy Cave recently retired from the California Coastal Commission where she worked for 40 years, overseeing many water quality, habitat restoration, flood protection, and public access projects. Ms. Cave retired as the North Central District Manager for the Coastal Commission, working with Sonoma, Marin, San Francisco, and San Mateo Counties to update local coastal plans to reflect climate change. Ms. Cave also served on a West Marin task force headed by State Senator Mike McGuire to help resolve public access conflicts. In 2019, Ms. Cave served as a member of the first Independent Citizens Oversight Committee for Measure AA.

Paul Jones recently retired from the US EPA where he spent 27 years working in the Water Division, Wetlands Office in Region 9. Mr. Jones spent his entire career working on habitat restoration, flood protection, water quality, pollution reduction, and financing projects, including on the staff of the San Francisco Estuary Project. Mr. Jones represented US EPA Region 9 on the National Wetland Monitoring and Assessment Workgroup and organized and led a team to develop the California Rapid Assessment method for wetlands and riparian areas. Mr. Jones was a grant project officer for his entire career with US EPA which has provided him with familiarity in financing, contracting, and monitoring of projects. Mr. Jones volunteers locally and has served on a variety of Boards and Committees including the San Francisco Bay Bird Observatory Board of Directors, the Pacifica Land Trust Board of Directors, the Golden Gate National Recreation Area Negotiated Rulemaking Committee, and the San Pedro Creek Watershed Coalition Board of Directors. In 2019, Mr. Jones served as a member of the first Independent Citizens Oversight Committee for Measure AA.

Recommendation

Staff recommends that the Authority should modify all member terms to align with the calendar year and appoint Nancy Cave and Paul Jones to a second term. Accordingly, we recommend that the authority adopt Resolutions 63 and 64.

Attachments

Resolution 63

Resolution 64