



Resolution 17

Adopting the San Francisco Bay Restoration Authority Grant Program Guidelines

Whereas, the San Francisco Bay Restoration Authority (“Authority”) was established by the San Francisco Bay Restoration Authority Act, California Government Code Sections 66700, et seq. (“Act”), as a regional entity to generate and allocate resources for the protection and enhancement of tidal wetlands and other wildlife habitat in and surrounding the San Francisco Bay; and

Whereas, on January 13, 2016 the Governing Board of the Authority voted to place The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure (“Measure AA”) on the June 2016 ballot; and

Whereas, if Measure AA passes, it is expected to raise approximately \$25 million annually for twenty years; and

Whereas, all projects funded by the Authority with funds generated from Measure AA must be consistent with the Act and Measure AA; and

Whereas, staff of the Authority recommend that the Authority adopt the Grant Program Guidelines that establish and detail the process and criteria that the Authority will use to solicit applications, evaluate proposals, and award grants, pursuant to Measure AA and the Act.

Now Therefore Be It Resolved, that the Governing Board of the San Francisco Bay Restoration Authority hereby adopts the San Francisco Bay Restoration Authority Grant Program Guidelines attached to this Resolution 17 as Exhibit A together with the changes thereto that were discussed and approved by the Governing Board at today’s meeting.

PASSED AND ADOPTED by the Governing Board of the San Francisco Bay Restoration Authority at its meeting on April 27, 2016, by the following vote:

AYES: Governing Board Members Bacon, Sutter, Pine, Showalter

NOES: Governing Board Members _____

ABSENT: Governing Board Members Caldwell, Wiener

ABSTAIN: Governing Board Members Gioia

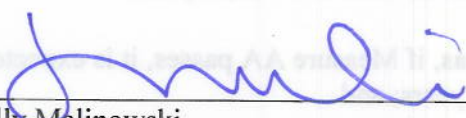
San Francisco Bay Restoration Authority

Resolution No. 17



Dave Pine
Chair of the Governing Board

I, Kelly Malinowski, 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 27, 2016, which Resolution is on file in the office of this regional governmental entity.



Kelly Malinowski
Clerk of the Governing Board



San Francisco Bay Restoration Authority

GRANT PROGRAM GUIDELINES

Grants Funded by Measure AA: The San
Francisco Bay Clean Water, Pollution
Prevention and Habitat Restoration Measure
(June 7, 2016).

APRIL 2016

TABLE OF CONTENTS

I. Introduction

A.	The San Francisco Bay Restoration Authority (“the Authority”).....	1
B.	Measure AA: The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure.....	2

II. Program Purposes, Required Criteria and Eligibility

A.	Purpose of the San Francisco Bay Restoration Authority Grant Program Guidelines.....	4
B.	Project Eligibility: Enabling Legislation.....	4
C.	Project Eligibility: Measure AA.....	5
D.	Potential Project List and Map.....	7
E.	Eligible Grantees.....	7
F.	Regional Resources.....	7

III. Grant Application Process and Timeline

A.	Solicitation Planning.....	8
B.	Project Solicitation.....	8
C.	Optional Pre-proposal Consultation.....	8
D.	Application Review and Evaluation.....	8
E.	Grant Award.....	9
F.	Board Meetings.....	9
G.	Grant Agreement.....	9

V. Additional Information

A.	Available Funding.....	9
B.	Additional Project Considerations.....	9
C.	Grant Provisions.....	9
D.	Environmental Documents.....	10
E.	Project Monitoring and Reporting.....	10

VI. Appendices

A.	Enabling Legislation: Title 7.25. San Francisco Bay Restoration Authority Act.....	11
B.	Measure AA: The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure.....	12
C.	Key Plans: <ul style="list-style-type: none"> • <i>Restoring the Estuary: an Implementation Strategy for the San Francisco Bay Joint Venture</i>..... • <i>Baylands Ecosystem Habitat Goals Update</i>..... • <i>Recovery Plan for Tidal Marsh Ecosystems for Northern and Central California</i>.... • <i>San Francisco Bay Subtidal Habitat Goals Report</i>..... • <i>Comprehensive Conservation and Management Plan</i>..... 	13 14 15 16 17
D.	The Authority Advisory Committee Procedural Document.....	18
E.	The Authority Independent Citizens Oversight Committee Procedural Document.....	19
F.	Potential Project List and Map.....	20

Exhibit A: Grant Program Guidelines

G.	Selection criteria of the State Coastal Conservancy's San Francisco Bay Area Conservancy Program, subdivision (c) of Section 31163 of the Public Resources Code.	22
H.	San Francisco Bay Conservation and Development Commission Coastal Management Program for the San Francisco Bay segment of the California Coastal Zone.	23
I.	San Francisco Bay Joint Venture Implementation Strategy Updated List of Ongoing and Potential Wetland Habitat Projects.	24
J.	Chapter 4.5 of Division 21 of the Public Resources Code.	25

I. Introduction

A. The San Francisco Bay Restoration Authority

The San Francisco Bay Restoration Authority (“Authority”) is a regional government agency charged with raising and allocating resources for the restoration, enhancement, protection, and enjoyment of wetlands and wildlife habitat in the San Francisco Bay and along its shoreline. The Authority was created by the California legislature in 2008 with the enactment of AB 2954 (Lieber): the San Francisco Bay Restoration Authority Act (“Restoration Act”). The Restoration Act (California Government Code Sections 66700 – 66706) is attached as Appendix A. On January 13, 2016, the Authority’s governing board voted unanimously to place a special parcel tax measure, Measure AA: San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure (“Measure AA”) on the June 7, 2016 ballot in the nine-county Bay Area to generate funds to protect and restore San Francisco Bay.

i. The San Francisco Bay Restoration Authority Governing board

The Authority’s Governing Board consists of seven voting members appointed by the Association of Bay Area Governments (“ABAG”). The chair is an elected official of a bayside city or county, or an elected member of a special district, with expertise in the implementation of Chapter 4.5 of Division 21 of the Public Resources Code, included as Appendix J. Four members are elected officials of a bayside city or county in each of the following regions: 1) the North Bay (Counties of Marin, Napa, Solano, and Sonoma); 2) the East Bay (Contra Costa County and the portion of Alameda County that is north of the southern boundary of the City of Hayward, excluding the Delta primary zone); 3) the South Bay (Santa Clara County, the portion of Alameda County that is south of the southern boundary of the City of Hayward, and the portion of San Mateo County that is south of the northern boundary of Redwood City); and 4) the West Bay (the City and County of San Francisco and the portion of San Mateo County that is north of the northern boundary of Redwood City). Two members are elected officials of: 1) a bayside city or county; and 2) a regional park district, regional open-space district, or regional park and open-space district that owns or operates one or more San Francisco Bay shoreline parcels.

ii. The San Francisco Bay Restoration Authority Staff

Currently, ABAG provides minimal staff services to the Authority. The California State Coastal Conservancy (“SCC”) and the San Francisco Estuary Partnership (“SFEP”) have also provided assistance to the Authority. The Authority anticipates that passage of a funding measure will enable it to enter into a joint powers agreement with ABAG and SCC for staffing services or to directly hire employees. The Authority plans for staff to provide project management and administrative services, including accounting and legal support, within total general government expenditures of no more than 5% of the funds raised by Measure AA, as set forth in the text of the measure.

iii. The San Francisco Bay Restoration Authority Advisory Committee

The Restoration Act calls for the Authority to form an Advisory Committee to assist and advise the board in carrying out its functions. The Authority has formed an Advisory Committee, appointed members, and continues to make appointments for new and replacement members.

Membership of the Advisory Committee includes a broad representation of community and agency interests in the San Francisco Bay and its shoreline, as called for in the Restoration Act, which specifically refers to the establishment, roles, and members of the Advisory Committee (See Government Code Section 66703.7 (a)).

Exhibit A: Grant Program Guidelines

A procedural document for the Advisory Committee, included as Appendix D, provides more information on the Advisory Committee's roles and responsibilities, process for appointment, and current membership. Information on the Advisory Committee's roles with respect to the oversight of grant rounds is included below in section II of these Grant Guidelines.

The Authority will consult the Advisory Committee in the development of grant solicitations and procedures for evaluating proposals and will solicit input from members of the Advisory Committee in reviewing and assessing projects. Additionally, and as outlined in Measure AA, the Advisory Committee shall provide advice to the Authority on all aspects of its activities under Measure AA to ensure maximum benefit, value, and transparency, and will review and comment on annual written reports by the Restoration Authority, including those that show the amount of funds collected and expended from Measure AA's proceeds used to fund San Francisco Bay Restoration Authority grants, as well as the status of any projects or programs funded from the proceeds.

iv. The San Francisco Bay Restoration Authority Independent Citizens Oversight Committee

As described in Measure AA, the Authority will appoint six members of the public to an Independent Citizens Oversight Committee. Measure AA specifies that the six members shall include residents of the North Bay, East Bay, West Bay, and South Bay, as defined in Government Code section 66703(a), who are experts in water quality, pollution reduction, habitat restoration, flood protection, improvement of public access to the Bay, or financing these objectives. No person may serve on the Independent Citizens Oversight Committee who:

- a. Is an elected official or government employee, or
- b. Has had or could have a financial interest in decisions of the Authority.

A procedural document for the Independent Citizens Oversight Committee, included as Appendix E, provides more information on the Oversight Committee's roles and responsibilities, process for appointment, and membership.

As outlined in Measure AA, and included in the Independent Citizens Oversight Committee Procedural document, Appendix E, the Independent Citizens Oversight Committee shall:

- a. Annually review the Authority's conformance with Measure AA ;
- b. Review the Authority's audits and expenditure and financial reports; and
- c. Publish an annual report of its findings, which shall be posted on the Authority's website.

ii. Annual Written Reports

As outlined in Measure AA, under section 3.C., Accountability and Oversight, item #4: the Authority shall prepare annual written reports that show: (i) the amount of funds collected and expended from Special Tax proceeds, and (ii) the status of any projects or programs required or authorized to be funded from the proceeds of the Special Tax, as identified above. The report shall comply with Government Code section 50075.3, be posted on the Authority's website, and be submitted to the Advisory Committee for review and comment.

B. Measure AA: The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure

On January 13, 2016, the Governing Board voted unanimously to place the San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure, also known as the Clean and Healthy Bay Ballot Measure ("Measure AA ") on the June 7, 2016 ballot. Subject to the approval of two-thirds of the votes cast on the measure in the nine Bay Area Counties, which consist of the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, Sonoma, and the City and

Exhibit A: Grant Program Guidelines

County of San Francisco ("the San Francisco Bay Area"), Measure AA would establish a special parcel tax (the "Special Tax"), the proceeds of which would be used solely for the purpose of supporting the programs and priorities and other purposes set forth in Measure AA. The Special Tax would be levied at a rate of twelve dollars (\$12) per parcel within the jurisdiction of the Authority, the San Francisco Bay Area as referenced above, would be levied from July 1, 2016 to June 30, 2037, and would generate approximately \$25 million per year for 20 years, totaling \$500 million. Proceeds would fund shoreline projects that protect and restore San Francisco Bay 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 and recreational areas. Proceeds would be disbursed via competitive grants, as outlined in these guidelines.

II. Program Purposes, Required Criteria and Eligibility

A. Purpose of the San Francisco Bay Restoration Authority Grant Program Guidelines

These San Francisco Bay Restoration Authority Grant Program Guidelines ("SFBRA Grant Guidelines") establish the process and criteria that the Authority will use to solicit applications, evaluate proposals, and award grants, pursuant to Measure AA (Appendix B) and the Restoration Act (Appendix A). All projects funded by the Authority with funds generated from Measure AA must be consistent with the Authority's enabling legislation and Measure AA. These SFBRA Grant Guidelines identify the additional requirements applicable to projects funded under Measure AA and the project evaluation process for those projects. These SFBRA Grant Guidelines are adopted pursuant to the Restoration Act and may be updated periodically.

B. Project Eligibility: Enabling Legislation

This section identifies the requirements for a project to be eligible for funding under the Restoration Act:

i. Project Location:

Projects must be located along the Bay shoreline within one of the nine Bay Area counties: Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano, Sonoma, and the City and County of San Francisco.

Projects cannot be located in the Delta Primary zone.

ii. Eligible Project Activities:

Eligible projects shall:

- Restore, protect, or enhance natural habitats, such as tidal wetlands or managed ponds, on the San Francisco Bay area shoreline, excluding the Delta primary zone;
- Build or enhance flood management features that are part of a project to restore, protect, or enhance natural habitats as identified above; or
- Improve or provide public access or recreation features that are part of a project to restore, protect or enhance natural habitats as identified above.

iii. Project Criteria:

The Authority will give priority to projects that, to the greatest extent possible, meet the selection criteria of and are consistent with:

- the State Coastal Conservancy's San Francisco Bay Area Conservancy program (in accordance with subdivision (c) of Section 31163 of the Public Resources Code);
- the San Francisco Bay Conservation and Development Commission coastal management program for the San Francisco Bay segment of the California coastal zone; and
- the San Francisco Bay Joint Venture Implementation Strategy Updated List of Ongoing and Potential Wetland Habitat Projects.

Additional priorities are outlined below in section C.ii.

As outlined in section III, the Authority shall solicit input from the Advisory Committee in adopting a procedure for evaluating project proposals, as well as in reviewing and assessing projects.

Grant funds may be used to support all phases of a project, including planning, construction, monitoring, operation, and maintenance.

Exhibit A: Grant Program Guidelines

Note: For the selection criteria of the State Coastal Conservancy's San Francisco Bay Area Conservancy Program, subdivision (c) of Section 31163 of the Public Resources Code, see Appendix G. For information related to the San Francisco Bay Conservation and Development Commission coastal management program for the San Francisco Bay segment of the California coastal zone, see Appendix H. For a link to a list of the San Francisco Bay Joint Venture implementation strategy updated list of Ongoing and Potential Wetland Habitat Projects, see Appendix I.

C. Project Eligibility: Measure AA

Project eligibility information outlined below is consistent with information provided above in section B, but provides more specific guidelines for eligible activities, project criteria, and the regional allocation of funds.

Revenues generated by Measure AA may be used solely for the purpose of supporting the programs and priorities and other purposes set forth in the Measure and shall be spent only in accordance with the procedures and limitations set forth in the Measure, as included below.

i. Eligible Project Activities:

Measure AA sets forth specific project activities to be funded that shall advance the following four 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.

- 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 the 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 the 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 the 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 protect communities along the Bay's shoreline from the risks of severe coastal flooding caused by storms and high water levels.

- 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, to protect existing shoreline communities, agriculture, and infrastructure.

Exhibit A: Grant Program Guidelines

4. Shoreline Public Access 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, as part of and compatible with wildlife habitat restoration projects in and around the 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. Provide interpretive materials and special outreach events about pollution prevention, wildlife habitat, public access, and flood protection, to protect the Bay's health and encourage community engagement.

ii. Project Criteria

The Authority shall ensure that Measure AA's revenue is spent in the most efficient and effective manner, consistent with the public interest and in compliance 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, 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 in the San Francisco Bay Area over the life of Measure AA.
- d. Increase impact value by leveraging state and federal resources and public/private partnerships.
- e. Benefit economically disadvantaged communities.
- f. Benefit the region's economy, 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 develop 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).

iii. Regional Allocation

The Authority shall ensure that 50% of the total net revenue generated during the 20-year term of the Special Tax is allocated to the four Bay Area regions in proportion to each region's share of the Bay Area's population, as determined in the 2010 census. The minimum percentages that shall be allocated to each of the four Bay Area regions according to their share of the Bay Area's population are included below. The four Bay Area regions are defined as the:

- North Bay (Sonoma, Marin, Napa and Solano Counties) = 9% minimum allocation;
- East Bay (Alameda and Contra Costa Counties) = 18% minimum allocation;
- West Bay (City and County of San Francisco and San Mateo County) = 11% minimum allocation; and
- South Bay (Santa Clara County) = 12% minimum allocation.

Exhibit A: Grant Program Guidelines

The remaining 50% of total net revenue shall be allocated consistent with all other provisions of Measure AA, included here as Appendix B.

Additional provisions related to the disbursement of funds as detailed in Measure AA are included below under section III. Grant Process and Timeline.

D. Potential Project List and Map

Included as Appendix F is a potential project list and map, showing the types of projects that could potentially be supported with grant funds from Measure AA to be expended in accordance with these grant guidelines. This list of projects that are potentially eligible for Authority funding will be referenced in the development of solicitations, and the presence of projects on the list will be an additional criterion utilized during the evaluation of applications. Projects are not required to be on the list in order to secure funding, but those that are on the list, having been scoped for potential eligibility prior to their proponents' applications, will be prioritized for funding, while also taking into account all of the other selection criteria.

The project list and map will be updated annually. The Authority staff will seek nominations for additional projects to be added to the list via emails and other outreach to public agencies and nongovernmental organizations engaged in bay restoration work. Nominated projects will be evaluated for their consistency with the purposes of the Authority's enabling legislation (Appendix A) and Measure AA (Appendix B). If there are any new projects that meet these screening criteria, staff will update the project list and map and bring them to the Governing Board for consideration and possible adoption.

E. Eligible Grantees

According to the Authority's enabling legislation, the Authority may grant awards to public and private entities, which include but are not limited to owners and operators of shoreline parcels in the San Francisco Bay Area. Eligible grantees also include federal, state, local and nonprofit entities.

F. Regional Resources

In addition to documents referenced throughout this document that serve as guidance for these grant guidelines, key regional resources and reports are included in Appendix C as additional resources:

- *Restoring the Estuary: an Implementation Strategy for the San Francisco Bay Joint Venture*
- *Baylands Ecosystem Habitat Goals Update*
- *Recovery Plan for Tidal Marsh Ecosystems for Northern and Central California*
- *San Francisco Bay Subtidal Habitat Goals Report*
- *Comprehensive Conservation and Management Plan*

III. Grant Application Process and Timeline

A. Solicitation Planning

Authority staff will draft the first Request for Proposals and evaluation guidelines. These draft documents will be provided to the Advisory Committee for their review. Any necessary revisions will be made by Authority staff before being presented to the Governing Board for review. This iterative revision process will happen as many times as necessary. Revised draft documents and a summary of Advisory Committee recommendations will be presented to the Governing Board at a public meeting for their consideration and potential adoption.

B. Project Solicitation

At least once each year, and twice each year subject to the availability of and demand for funds, a Request for Proposals, to be funded with funds generated by Measure AA, will be posted on the Authority's website and sent out to the Authority's mailing lists.

C. Optional Pre-Proposal Consultation

Applicants are strongly encouraged to consult with Authority staff prior to submitting their applications. Pre-proposal consultation will be available to any potential applicant but will not be required.

D. Application Review and Evaluation

1. Completeness

Grant applications will be initially reviewed by Authority staff for completeness. Incomplete grant applications will be returned to the applicant. Applicants may choose to complete their application and resubmit it within five business days or in a future solicitation period.

2. Screening

The Authority staff will screen complete grant applications to ensure that:

- The project and potential grantee meets the Authority's eligibility requirements as outlined in the Authority's enabling legislation; and
- The project is consistent with supporting the programs and priorities and other purposes set forth in Measure AA.

Applications that do not pass the screening process will not proceed to the review process. Authority staff will return the application. The applicant may request feedback from Authority staff on whether and how the proposal could be modified to meet the screening criteria and may resubmit it in a future solicitation period.

3. Review

Complete applications that have passed the screening process will be reviewed and evaluated by a minimum of three professionals with relevant expertise in the Authority's program areas (as described in the enabling legislation and Measure AA). Reviewers may include, but are not limited to, public agency staff, consultants, academics, Authority staff and Advisory Committee members. All reviewers other than the Authority staff will be required to document that they do not have a conflict of interest in reviewing any proposals.

All reviewers will evaluate each proposal in accordance with the evaluation guidelines that were developed as described in section III.A above.

Exhibit A: Grant Program Guidelines

E. Grant Award

Authority staff will determine which qualified applications to recommend to the Governing Board for funding and the amount of funding, taking into account the project's merit and urgency relative to other eligible projects, the total amount of funding available for projects, the readiness of the projects to proceed, and whether the Governing Board will be able to make any necessary findings under the California Environmental Quality Act (CEQA).

The Authority expects that it will take an average of six months from application submittal to Governing Board approval and at least one additional month for execution of the grant agreement.

F. Board Meetings

The Governing Board will consider recommended grants and make any and all grant approvals at public meetings that are noticed in advance, with meeting materials made available in advance to the public. The Authority typically holds four public meetings per calendar year, though this number is subject to change as board meetings are held on an as-needed basis. The meeting schedule will be published on the Authority's website. The agenda for each public meeting will be published on the Authority's website at least 72 hours in advance of the meeting. Authority staff will prepare a report for each proposed grant presented to the Governing Board at a public meeting. The staff report will describe the project, will explain how the project is consistent with and advances the purposes of the Authority's enabling legislation and Measure AA, and will be made available to the public in advance of the meeting.

G. Grant Agreement

Once the Governing Board has approved a grant at a public meeting, Authority staff will prepare a grant agreement setting forth the terms and conditions of the grant. The grantee must sign the grant agreement and comply with its conditions in order to receive funds.

IV. Additional Information

A. Available Funding

The Authority expects to generate approximately \$25 million each year for twenty years for a total of \$500 million, which will be disbursed through grant rounds as outlined in these guidelines, with no more than 5% going to administrative costs.

B. Additional Project Considerations

Where appropriate, grantees will be required to provide signage informing the public that the project received Authority Grant funding. This requirement will be addressed in the grant agreement.

C. Grant Provisions

Following Governing Board approval of a grant, staff will prepare a grant agreement with detailed conditions specific to the project. The grant agreement must be signed by the grantee before funds will be disbursed. Several typical grant agreement provisions are:

- Actual awards are conditional upon funds being available from the Authority.
- Grantees must submit a detailed project work program and budget and the names of any contractors.
- Grantees must provide proof that all necessary permits have been obtained.
- Grant funds will only be paid in arrears on a reimbursement basis.
- Grantees must submit invoices and progress reports regularly.

Exhibit A: Grant Program Guidelines

- Grantees must meet project completion requirements (typically grants will include a 10% withholding that is not paid until the project is completed).
- Grantees may be required to reimburse the Authority for some or all of the disbursed grant funds if the project is not satisfactorily completed.
- Grantees must provide proof of liability insurance and name the Authority as an additional insured.
- In executing the project for which the grant has been given, grantees will comply with all terms set forth in the grant agreement and all applicable federal, state, and local laws and regulations.

D. Environmental Documents

The Authority is required to comply with the California Environmental Quality Act (CEQA) and all other applicable environmental laws. Grant applicants should consider whether their proposed project will trigger the need for an environmental impact report or negative declaration, or whether a CEQA exemption applies. How CEQA applies and the status of CEQA compliance must be addressed in the grant application. Additionally, grant applicants should consider all other applicable environmental laws, on a project by project basis, report accordingly, and address compliance in the grant application.

E. Project Monitoring and Reporting

All grant applications must include a monitoring and reporting component that explains how the effectiveness of the project will be measured and reported. The monitoring and reporting component will vary depending on the nature of the project. The grant application evaluation will assess the robustness of the proposed monitoring program. In addition, Authority staff will work with grantees to develop appropriate monitoring and reporting templates and procedures.

Appendix A: Enabling Legislation: Title 7.25. San Francisco Bay Restoration Authority Act

Title 7.25. San Francisco Bay Restoration Authority Act

Chapter 1. Findings and Declarations

66700. This title shall be known and may be cited as the San Francisco Bay Restoration Authority Act.

66700.5. The Legislature hereby finds and declares all of the following:

(a) The nine counties surrounding the San Francisco Bay constitute a region with unique natural resource and outdoor recreational needs. The San Francisco Bay is the region's greatest natural resource and its central feature and contributes greatly to California's economic health and vitality. The bay is a hub of an interconnected open-space system of watersheds, natural habitats, scenic areas, agricultural lands, and regional trails.

(b) As the largest estuary on the West Coast of the United States, the San Francisco Bay is home to hundreds of fish and wildlife species and provides many outdoor recreational opportunities. The San Francisco Bay is home to 105 threatened species and 23 endangered species of wildlife. The San Francisco Bay and its tidal and seasonal wetlands and other natural shoreline habitats are a significant part of the state's coastal resources and a healthy bay is necessary to support the state's human and wildlife populations.

(c) The Legislature has declared, in the California Ocean Protection Act, that California's coastal and ocean resources are critical to the state's environmental and economic security and integral to the state's quality of life.

(d) A healthy San Francisco Bay is essential to a healthy ocean ecosystem. Forty percent of the land in the state drains to the San Francisco Bay. Pollution from cars, homes, and neighborhoods around the bay, as well as from communities as far away as Fresno, Redding, and Sacramento, drains into creeks, streams, and rivers that flow to the bay before entering the Pacific Ocean.

(e) The San Francisco Bay is an estuary that is a critical nursery for many ocean species, and the bay's wetlands, which are sheltered from high winds, big waves, and fast-moving water, provide plentiful food and protection from ocean predators. The bay's fertile mixing zone of fresh and salty water also generates the ocean's food chain base.

(f) The restoration, preservation, and maintenance of vital wetlands and San Francisco Bay habitat, 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 that are necessary to address continuing serious threats posed by pollution and sprawl and to improve the region's quality of life.

(g) 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

Appendix B: Measure AA: The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure

BALLOT MEASURE SUMMARY: San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Program.

To protect San Francisco Bay for 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 a parcel tax of \$12 per year, raising approximately \$25 million annually for twenty years with independent citizen oversight, audits, and all funds staying local?

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

The people of the San Francisco Bay Restoration Authority do ordain as follows:

Section 1. Findings and Purpose.

Over the last century, landfill and toxic pollution have had a massive impact on San Francisco Bay (sometimes referred to herein as the "Bay"). It is not too late to reverse this impact and restore the Bay for future generations. To meet that objective, in 2008, state law established the San Francisco Bay Restoration Authority (the "Authority"), 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 (the "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 and recreational areas.

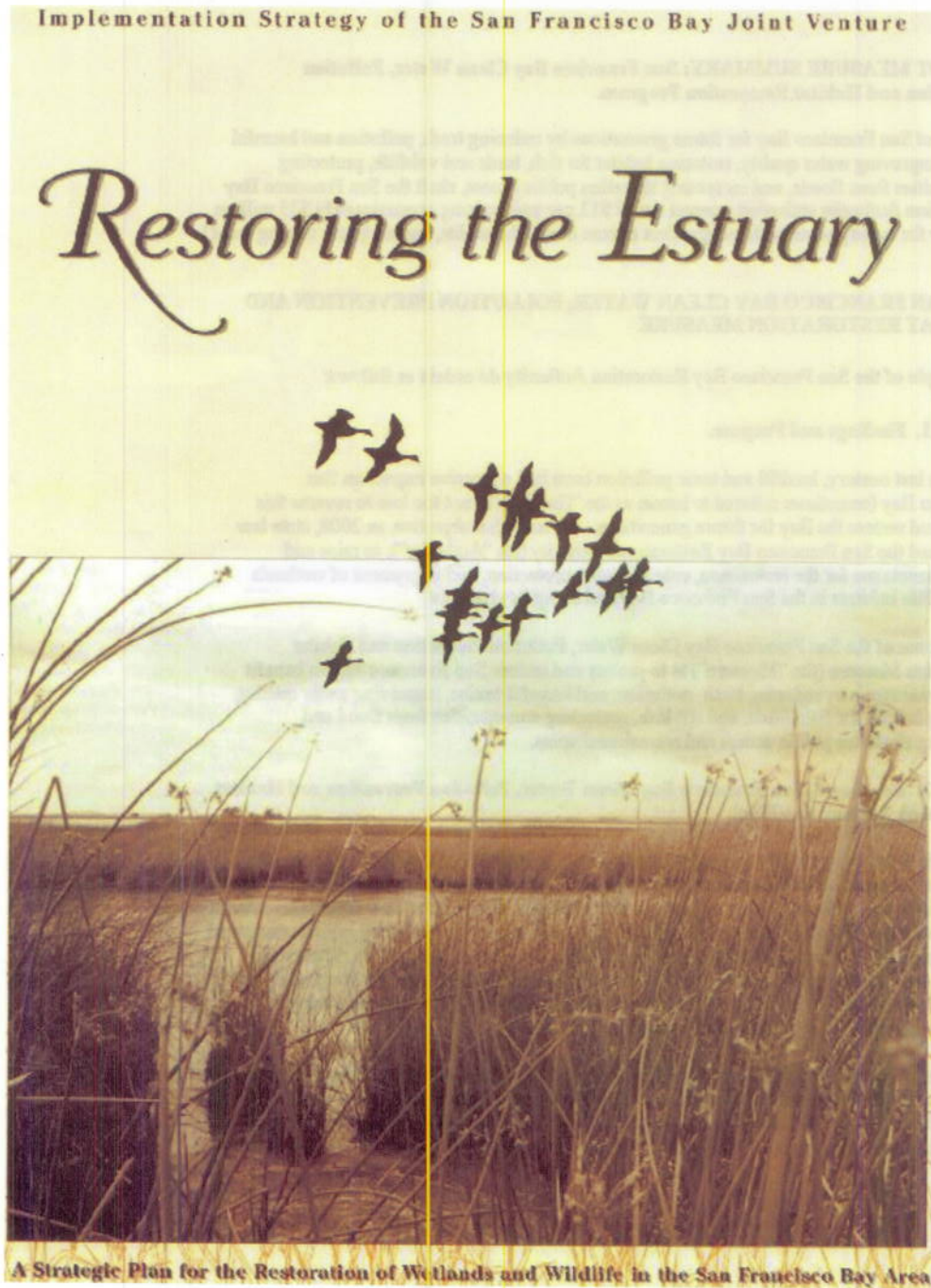
Section 2. Funding of San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Expenditure Plan.

Subject to voter approval, the Authority hereby establishes a special parcel tax (the "Special Tax") the proceeds of which shall be used solely for the purpose of supporting the programs and priorities and other purposes set forth in this Measure. The Special Tax shall be levied at a rate of twelve dollars (\$12) per parcel within the jurisdiction of the Authority, which consists of the Counties of Alameda, Contra Costa, Marin, Napa, San Mateo, Santa Clara, Solano and Sonoma and the City and County of San Francisco (such nine counties, collectively, the "San Francisco Bay Area"). The Special Tax shall be levied annually for a total of twenty (20) years, commencing July 1, 2017 and ending June 30, 2037.

The Special 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 (including the City and County of San Francisco) 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

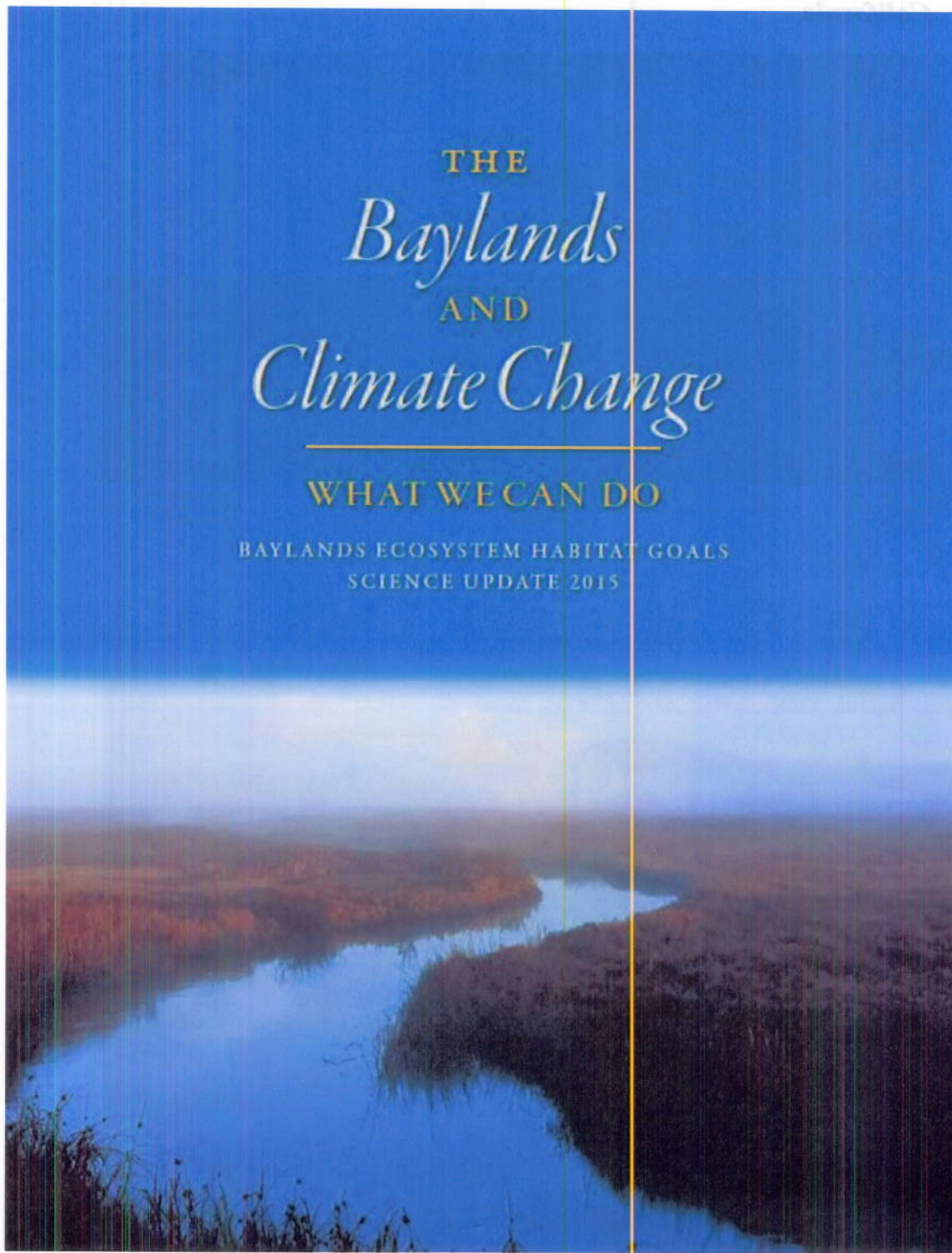
Appendix C: Key Plans

Restoring the Estuary: an Implementation Strategy for the San Francisco Bay Joint Venture



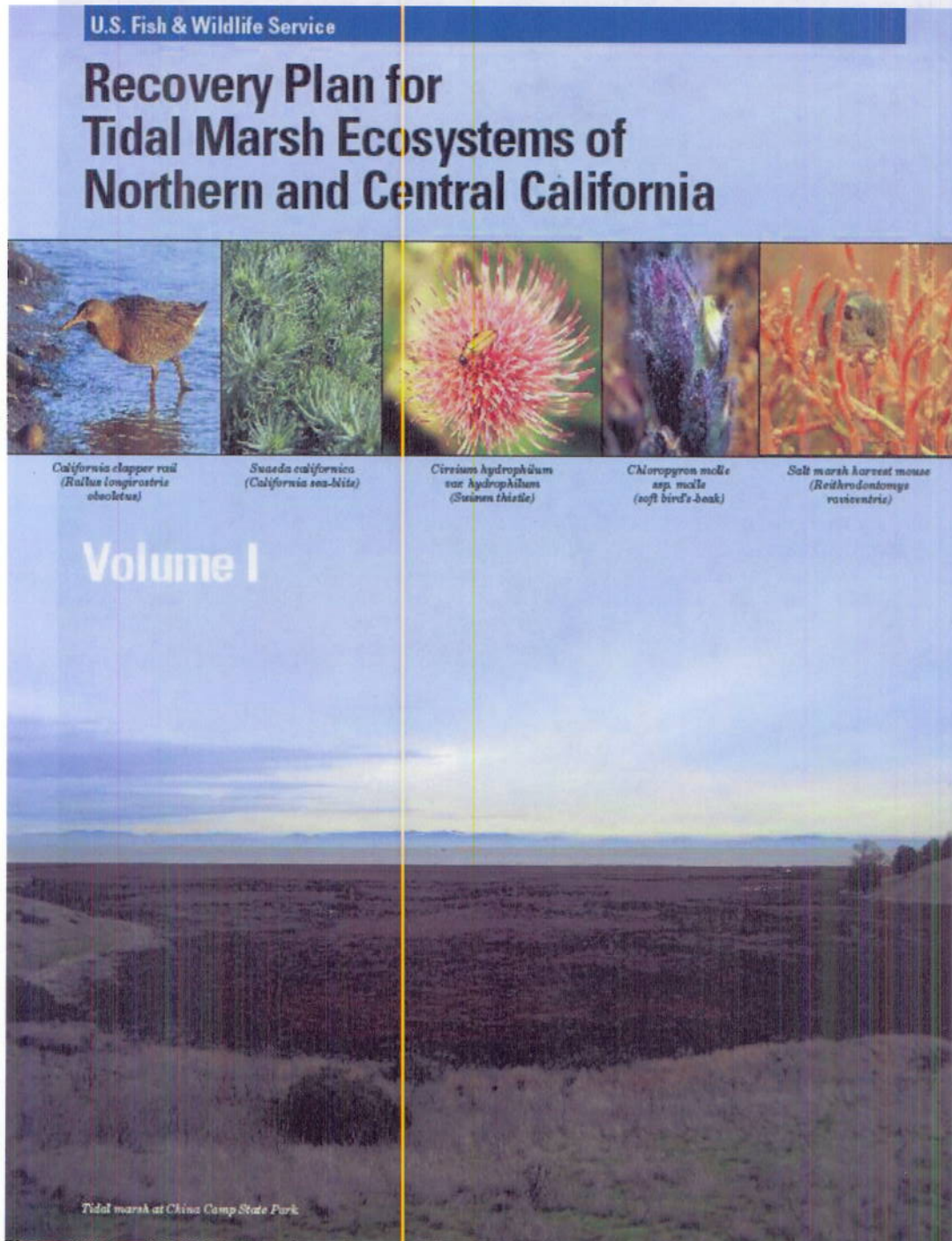
Appendix C: Key Plans

Baylands Ecosystem Habitat Goals Update



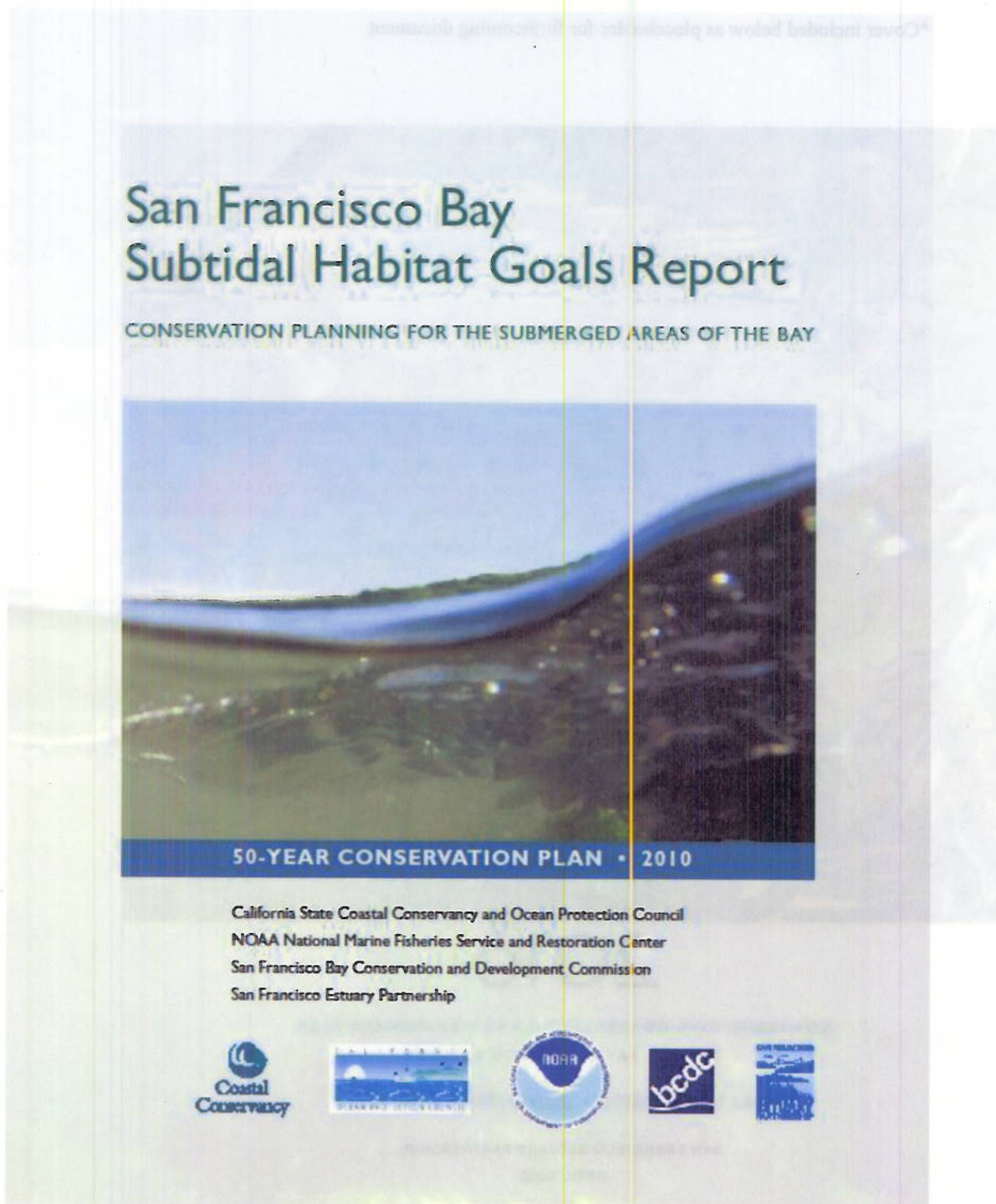
Appendix C: Key Plans

Recovery Plan for Tidal Marsh Ecosystems for Northern and Central California



Appendix C: Key Plans

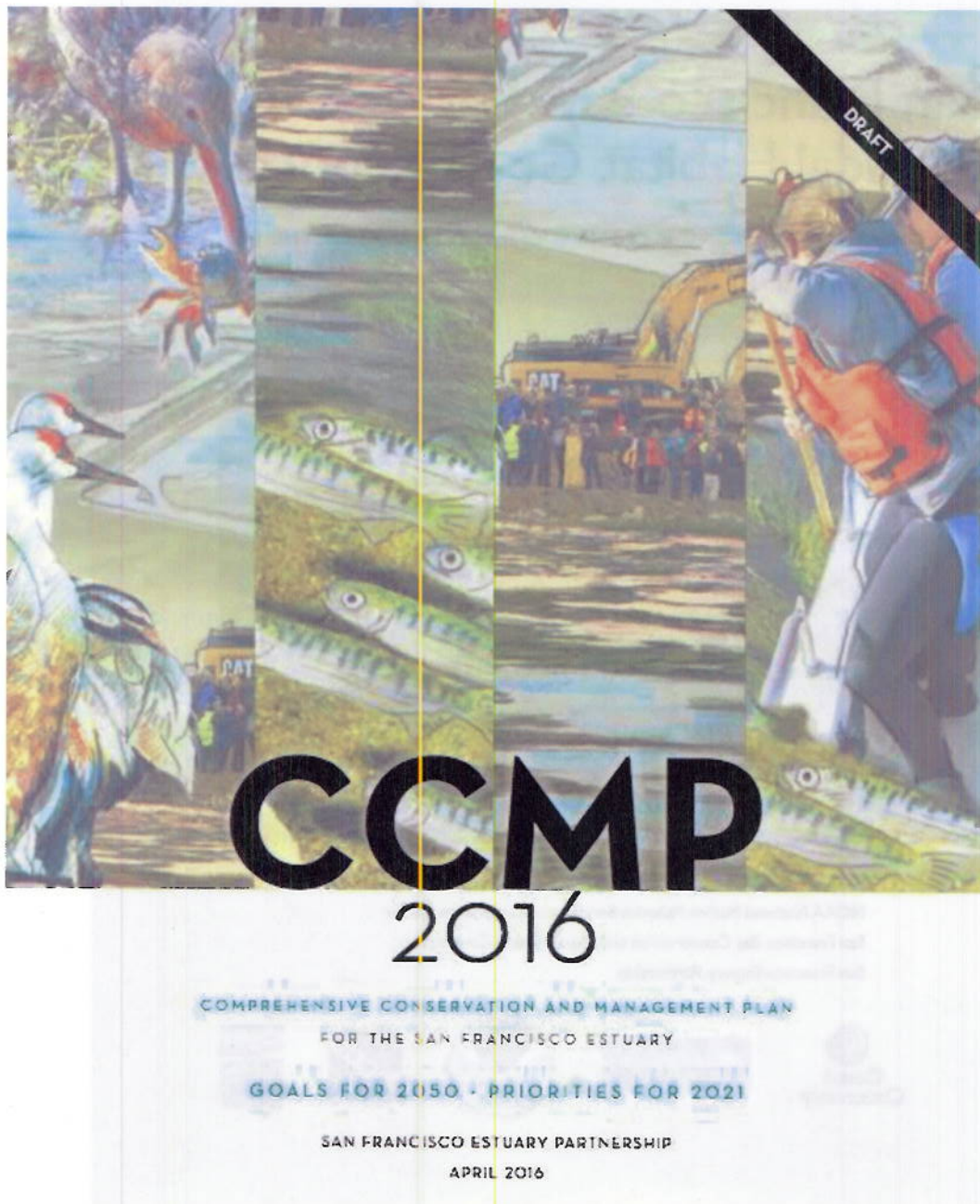
San Francisco Bay Subtidal Habitat Goals Report



Appendix C: Key Plans

Comprehensive Conservation and Management Plan (CCMP)

*Cover included below as placeholder for forthcoming document



Appendix D: San Francisco Bay Restoration Authority Advisory Committee Procedural Document



San Francisco Bay Restoration Authority Advisory Committee Procedural Document

Contents

- I. San Francisco Bay Restoration Authority Enabling Legislation: Advisory Committee Membership and Responsibilities
- II. The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure: Advisory Committee Responsibilities
- III. Role of the Advisory Committee, Process for the Addition of Advisory Committee Members, and Additional Criteria

Attachments

- A. San Francisco Bay Restoration Authority Enabling Legislation: Advisory Committee Section
- B. The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure: Advisory Committee References
- C. List of Current Advisory Committee Members

Appendix E: San Francisco Bay Restoration Authority Independent Citizens Oversight Committee Procedural Document



San Francisco Bay Restoration Authority Independent Citizens Oversight Committee Procedural Document

Contents

- I. The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure ("Measure AA"): Independent Citizens Oversight Committee Roles and Responsibilities
- II. Independent Citizens Oversight Committee Member Qualifications and Process for the appointment of Independent Citizens Oversight Committee Members

Attachments

- A. The San Francisco Bay Clean Water, Pollution Prevention and Habitat Restoration Measure: Independent Citizens Oversight Committee References

Exhibit A: Grant Program Guidelines

Appendix F: Potential Project List and Map



**San Francisco Bay
Restoration Authority**

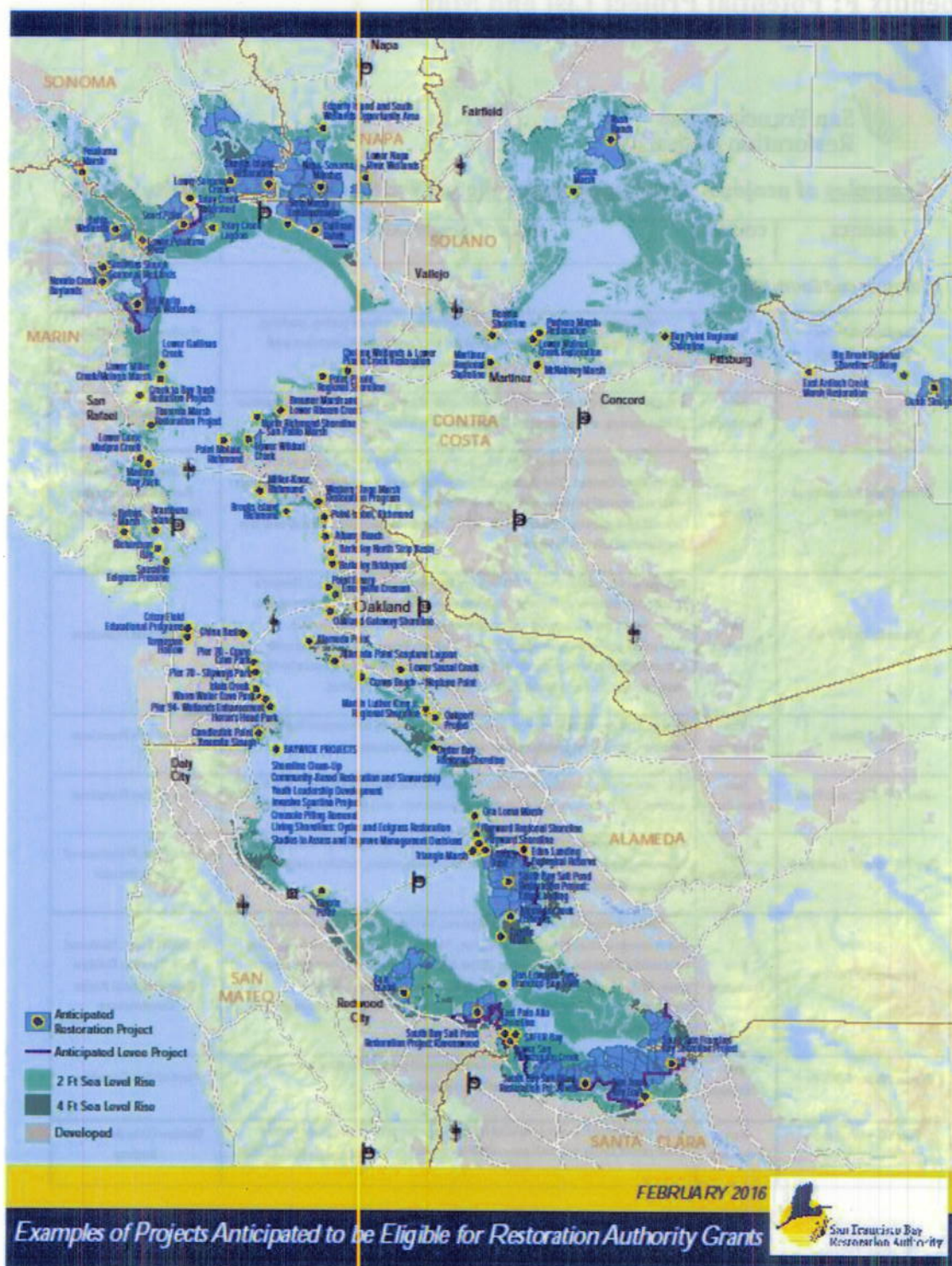
Examples of projects anticipated to be eligible for Restoration Authority grants.

PROJECT	COUNTY	PROJECT DESCRIPTION	LEAD ORGANIZATIONS
<i>Peninsula and South Bay</i>			
Candlestick Point - Yosemite Slough	San Francisco	Completion of restoration and park improvements (entry, parking, signs, and trails), monitoring of restored wetlands, and operation and maintenance of wetlands and visitor amenities	California State Parks Foundation
China Basin	San Francisco	Design and construction of a new soft shoreline to create habitat, improve public access, and protect the park from sea level rise.	Port of San Francisco
Crissy Field Educational Programs	San Francisco	Environmental education programs for students of all ages at the Crissy Field Center. The Center offers place-based exploration that focuses on the interaction between humans and nature and makes use of the natural and cultural resources of the restored Crissy Field wetland and the Tennessee Hollow watershed.	Golden Gate National Parks Conservancy, National Park Service, Presidio Trust
Heron's Head Park	San Francisco	Design and construction of a living, natural shoreline to protect Heron's Head park from erosion and sea level rise, create habitat enhancements and protect public access; expansion of the Port's existing habitat education and outreach program for K-12 graders on Bay habitat and natural history; and removal of a creosote-pile pier in the waters to the north side of Heron's Head Park, to improve wildlife habitat.	Port of San Francisco
Islais Creek	San Francisco	Design and construction of shoreline improvements to support habitat creation, protect against erosion and remove creosote piles.	Port of San Francisco
Pier 70 - Slipways Park	San Francisco	Design and construction of a new 4-acre shoreline and park area, including natural habitat areas, living shoreline, wetlands, and public access areas.	Port of San Francisco
Pier 70 - Crane Cove Park	San Francisco	Design and construction of Phase 2 of a future 9-acre park (4-acre Phase 1 funded). Improvements include shoreline restoration, habitat creation, bay fill removal and public access.	Port of San Francisco of San Francisco
Tennessee Hollow	San Francisco	Restoration of a vibrant, contiguous, and diverse mosaic of native plant communities (freshwater marsh, freshwater meadow, and riparian) and wildlife habitat at the edge of the Bay in the Presidio, just upstream from Crissy Field; creation of hiking trails; and education, public engagement, and community stewardship opportunities at the edge of a major urban center.	Presidio Trust, National Park Service, Golden Gate National Parks Conservancy
Warm Water Cove Park	San Francisco	Design and construction of a 2-acre expanded park, including new wildlife habitat, public access, and shoreline protection.	Port of San Francisco
Pier 94 - Wetlands Enhancement	San Francisco	The project will further establish native vegetation, diversify the native plant community and enhance wildlife habitat in the upland flats of Pier 94.	Golden Gate Audubon Society

November 6, 2015

1

Exhibit A: Grant Program Guidelines



Appendix G: Selection Criteria of the State Coastal Conservancy's San Francisco Bay Area Conservancy Program, Subdivision (c) of Section 31163 of the Public Resources Code

31163.

(c) The conservancy shall utilize the criteria specified in this subdivision to develop project priorities for the San Francisco Bay Area Conservancy Program that provide for development and acquisition projects, urban and rural projects, and open space and outdoor recreational projects. The conservancy shall give priority to projects that, to the greatest extent, meet the following criteria:

- (1) Are supported by adopted local or regional plans.
- (2) Are multijurisdictional or serve a regional constituency.
- (3) Can be implemented in a timely way.
- (4) Provide opportunities for benefits that could be lost if the project is not quickly implemented.
- (5) Include matching funds from other sources of funding or assistance.

**Appendix H: San Francisco Bay Conservation and Development Commission
Coastal Management Program for the San Francisco Bay Segment of the
California Coastal Zone**

**MANAGEMENT PROGRAM
FOR
SAN FRANCISCO BAY
BY
THE SAN FRANCISCO BAY CONSERVATION
AND
DEVELOPMENT COMMISSION**

This publication was prepared with financial assistance from the Office of Coastal Zone Management, National Oceanic and Atmospheric Administration, under the provisions of the Federal Coastal Zone Management Act of 1972, as amended.

(As Amended Through April, 1979)

Appendix I: San Francisco Bay Joint Venture Implementation Strategy Updated List of Ongoing and Potential Wetland Habitat Projects

Link to current list: <http://www.sfbayjv.org/pdf/Final-Detailed-SFBJV-Project-List-Aug-2015.pdf>

Appendix J: Chapter 4.5 of Division 21 of the Public Resources Code

PUBLIC RESOURCES CODE

SECTION 31160-31165

31160. The San Francisco Bay Area Conservancy Program is established pursuant to this chapter, to be administered by the conservancy, to address the resource and recreational goals of the San Francisco Bay area, as identified in Section 31162, in a coordinated, comprehensive, and effective way.

31161. The Legislature hereby finds and declares that the nine counties that bound San Francisco Bay constitute a region with unique natural resource and outdoor recreational needs. San Francisco Bay is the central feature in an interconnected open-space system of watersheds, natural habitats, waterways, scenic areas, agricultural lands, and regional trails.

31162. The conservancy may undertake projects and award grants in the nine-county San Francisco Bay Area that will help achieve the following goals of the San Francisco Bay Area Conservancy Program:

(a) To improve public access to, within, and around the bay, coast, ridgetops, and urban open spaces, consistent with the rights of private property owners, and without having a significant adverse impact on agricultural operations and environmentally sensitive areas and wildlife, including wetlands and other wildlife habitats through completion and operation of regional bay, coast, water, and ridge trail systems, and local trails connecting to population centers and public facilities, which are part of a regional trail system and are consistent with locally and regionally adopted master plans and general plans, and through the provision and preservation of related facilities, such as interpretive centers, picnic areas, staging areas, and campgrounds.

(b) To protect, restore, and enhance natural habitats and connecting corridors, watersheds, scenic areas, and other open-space resources of regional importance.

(c) To assist in the implementation of the policies and programs of the California Coastal Act of 1976 (Division 20 (commencing with Section 30000)), the San Francisco Bay Plan, and the adopted plans of local governments and special districts.

(d) To promote, assist, and enhance projects that provide open space and natural areas that are accessible to urban populations for recreational and educational purposes.

31163. (a) The conservancy shall cooperate with cities, counties, and districts, the bay commission, other regional governmental bodies, nonprofit land trusts, nonprofit landowner organizations, and other interested parties in identifying and adopting long-term resource and outdoor recreational goals for the San Francisco Bay

Exhibit A: Grant Program Guidelines

area, which shall guide the ongoing activities of the San Francisco Bay Area Conservancy Program. The conservancy shall utilize the list of priority areas and concerns established by the bay commission pursuant to subdivision (b) of Section 31056 as guidance in the selection of those San Francisco area projects that are within the jurisdiction of the bay commission. However, the guidance provided by the bay commission is advisory and the conservancy shall have the responsibility for making program decisions. Any acquisition of real property using funds authorized pursuant to this chapter shall be from willing sellers if the land is actively farmed or ranched. Any acquisition of real property by the conservancy pursuant to this chapter shall be from willing sellers.

(b) The conservancy shall participate in and support interagency actions and public/private partnerships in the San Francisco Bay area for the purpose of implementing subdivision (a), and providing for broad-based local involvement in, and support for, the San Francisco Bay Area Conservancy Program.

(c) The conservancy shall utilize the criteria specified in this subdivision to develop project priorities for the San Francisco Bay Area Conservancy Program that provide for development and acquisition projects, urban and rural projects, and open space and outdoor recreational projects. The conservancy shall give priority to projects that, to the greatest extent, meet the following criteria:

- (1) Are supported by adopted local or regional plans.
- (2) Are multijurisdictional or serve a regional constituency.
- (3) Can be implemented in a timely way.
- (4) Provide opportunities for benefits that could be lost if the project is not quickly implemented.
- (5) Include matching funds from other sources of funding or assistance.

(d) (1) The conservancy shall be the lead agency in the funding and development of projects implementing the San Francisco Bay Area Water Trail Plan prepared pursuant to Section 66694 of the Government Code.

(2) During the period when the plan is being prepared and after the completion of the plan, the conservancy may undertake projects and award grants that are generally consistent with and advance the preparation of the plan or achieve the implementation of the plan.

(3) To advance the preparation of the plan, the conservancy shall help coordinate a collaborative partnership with the bay commission, the Association of Bay Area Governments, and other interested persons, organizations, and agencies, including, but not limited to, interested state, county, and district departments and commissions, parks and park districts, ports, regional governmental bodies, nonprofit groups, user groups, and businesses.

(4) In developing the plan and undertaking projects to implement the plan, areas for which access is to be managed or prohibited shall be determined in consultation with resource protection agencies, the United States Coast Guard, the Water Transit Authority, the State Lands Commission, local law enforcement agencies, and through the

Exhibit A: Grant Program Guidelines

environmental review process required by the California Environmental Quality Act (Division 13 (commencing with Section 21000)).

(5) Upon the completion of the plan, the conservancy shall consider the plan's adoption and inclusion of the appropriate elements of the plan in the conservancy's strategic plan.

(6) The conservancy shall not award a grant or undertake a project for the San Francisco Bay Area Water Trail that would have a significant adverse impact on a sensitive wildlife area or is in conflict with the goals of subdivision (a) of Section 31162.

31164. (a) The San Francisco Bay Area Conservancy Program Account is hereby created in the State Coastal Conservancy Fund, for the purpose of depositing and disbursing funds, upon appropriation by the Legislature, for the administration and implementation of the San Francisco Bay Area Conservancy Program. All funds that are appropriated by the Legislature for the purposes of this chapter, and all reimbursements, proceeds of sale, or other money received by the conservancy for the purposes of this chapter and derived from projects funded from this account shall be deposited in this account. Interest on funds in this account shall accrue to the General Fund. The conservancy shall account for all deposits and reimbursements of funds in this account.

(b) Funds that are derived from other sources, exclusive of state or federal funds, for the purposes of this chapter, including, but not limited to, private donations, fees, penalties, and local government contributions, shall be deposited in the San Francisco Bay Area Conservancy Program Account in the Coastal Trust Fund pursuant to Section 31012.

31165. In order to benefit the San Francisco Bay region, the conservancy may undertake projects and award grants for activities that are compatible with the preservation, restoration, or enhancement of ocean, coastal, bay, or watershed resources, or that facilitate environmental education related to these resources. These projects or activities may include, but are not limited to, exhibits or events emphasizing coastal, watershed, or ocean resources education, or maritime history, or the development of amenities and infrastructure consistent with this chapter.