



DRAFT Resolution

**CALLING A SPECIAL ELECTION TO BE HELD
FOR THE
SAN FRANCISCO BAY RESTORATION AUTHORITY ON JUNE 7, 2016;
REQUESTING SERVICES OF REGISTRAR OF VOTERS;
REQUESTING CONSOLIDATION OF ELECTIONS; AND SPECIFYING
CERTAIN PROCEDURES FOR THE CONSOLIDATION ELECTION**

WHEREAS, in accordance with Section 50075 et seq. of the Government Code, cities, counties and districts in California have the authority to impose special taxes pursuant to the provisions of Article XIII-A of the California Constitution, subject to the approval of two-thirds of the votes cast by voters voting upon the proposition;

WHEREAS, the San Francisco Bay Restoration Authority (“Authority”), a regional governmental entity, is authorized pursuant to the aforementioned provisions of the Government Code, as well as the San Francisco Bay Restoration Authority Act (Title 7.25 of the Government Code, commencing with section 66700), to levy a parcel tax, subject to the requisite 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 (such nine counties, collectively, 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 (the “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 and recreation.

WHEREAS, the Authority proposes to levy a special parcel tax of \$12 per year for 20 years on each parcel wholly or partially in the San Francisco Bay Area, subject to two-thirds voter approval, to fund the programs identified in the Measure. Such a levy is anticipated to generate approximately \$25,000,000 a year to fund specific clean water, pollution prevention and habitat restoration projects and other purposes, including, without limitation, the possible payment of debt service on bonds issued by or on behalf of the Authority, all as set forth in the Measure; and

WHEREAS, pursuant to Government Code section 66704.05, when the Authority proposes the Measure to levy a parcel tax, the board of supervisors of the counties, including the City and County of San Francisco, (hereafter, all references to “County” include the City and County of San Francisco) in which the parcel tax is proposed, are required to call a special election on the Measure.

Attachment 3:

Page 1 of 4

**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 each of the nine Counties in the San Francisco Bay Area (comprising the entire jurisdiction of said Authority), which election is to be consolidated with the general election to be held on June 7, 2016. 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 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?

DRAFT Resolution

**CALLING A SPECIAL ELECTION TO BE HELD
FOR THE
SAN FRANCISCO BAY RESTORATION AUTHORITY ON JUNE 7, 2016;
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 entire jurisdiction of the Authority, which pursuant to the San Francisco Bay Restoration Authority Act, comprises the San Francisco Bay Area.

SECOND: The Registrar of Voters of each 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 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 June 7, 2016, to conduct such election in accordance with the requirements set forth in Elections Code section 10418, and to provide the election precincts, polling places, and voting booths which shall in each 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 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 are required to prepare a translation of ballot materials into a different language, the County that contains the largest population among those Counties 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, as applicable.

FIFTH: Pursuant to Government Code section 66704.05, the Registrar of Voters of each 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 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.

DRAFT Resolution

**CALLING A SPECIAL ELECTION TO BE HELD
FOR THE
SAN FRANCISCO BAY RESTORATION AUTHORITY ON JUNE 7, 2016;
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 to each of the Registrar of Voters within the San Francisco Bay Area.

EIGHTH: Exhibit A to Resolution No. ____ shall comprise the full text of the Measure.

NINTH: The Authority recognizes that each County in the San Francisco Bay Area will incur additional costs because of the consolidation of the election on the Measure with the June 7, 2016 election and agrees to reimburse each County for the “incremental costs” thereof, as defined 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 January 13, 2016, by the following vote:

AYES: Governing Board Members _____

NOES: Governing Board Members _____

ABSENT: Governing Board Members _____

ABSTAIN: Governing Board Members _____

[insert]
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 January 13, 2016, which Resolution is on file in the office of this regional governmental entity.

Frederick Castro
Clerk of the Governing Board