

October 13, 2017

Staff Report

**Consider Adopting Charters for the
Coordinating Committee and the
Advisory Committee**

1.0 ITEM

Pursuant to Water Code § 9612, the Central Valley Flood Protection Board (Board) shall consider approval of the following charters to be used for implementation of the 2017 Central Valley Flood Protection Plan (CVFPP) Update:

1. Charter for the Coordinating Committee
2. Charter for the Advisory Committee

2.0 BACKGROUND

On August 25, 2017, the Board adopted the 2017 CVFPP Update. The Board Resolution 2017-10 (Resolution) adopting the 2017 CVFPP Update documented the crucial role played by stakeholder interests in building a widely endorsed Plan. The Resolution noted the Coordinating Committee and the Conservation Strategy Advisory Committee, each as an existing forum for information exchange and dialog and to create content to inform and assist the Board and the Department of Water Resources (DWR). Specifically, Resolved 18 states that the Board is committed to continuing to provide a forum to work with DWR, the U.S. Army Corps of Engineers, and key stakeholders and will establish processes for such coordination to work towards implementation following the guidance set forth in Section 4.5 of the 2017 CVFPP Update.

On September 22, 2017, the Board considered an implementation Road Map for the 2017 CVFPP Update. The approach of the Road Map included utilizing existing forums for working groups and information exchange. Draft charters for two committees, the Coordinating Committee and the Advisory Committee, were included as an attachment.

The role of the Coordinating Committee would remain a clearing house of ideas and would additionally be tasked as a working committee with subcommittees assigned specific work topics to assist in implementation of the 2017 CVFPP Update.

The role of the Advisory Committee would be modified as a forum to consider habitat issues specified in the Resolution, as well as to explore additional topics such as multi-benefit checklist for projects, and programmatic permitting.

Author: Michael C. Wright

10/10/2017

The Road Map also noted two additional groups, the Executive Committee and the Investment Strategy Working Group, but determined that these groups would not require a charter.

Drafts of each committee charter were uploaded to the Board's website, and staff received input through October 12, 2017.

The Road Map is ambitious and includes specific tasks and deadlines already assigned to the various committees, necessitating prompt action to formalize the committees.

3.0 CEQA ANALYSIS

This action does not have the potential for resulting in either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment and thus is not a "project" for purposes of the California Environmental Quality Act (Public Res. Code § 21065; Guidelines § 15378(a)).

4.0 STAFF RECOMMENDATION

Staff recommends that the Board:

1. Adopt the two draft Charters as presented, and
2. Direct the Executive Officer to take such other steps as necessary to fulfill the requirements outlined for each committee in the Implementation Road Map.

It should be noted that, if the Charters are adopted as written, staff anticipates further Board action will be required to modify the existing Board Policy Regarding Board Member Participation on Committees and Liaison Assignments dated June 24, 2016, to reflect the updated charters for the Coordinating Committee and Advisory Committee.

5.0 ATTACHMENTS

1. Coordinating Committee Charter
2. Advisory Committee Charter

Central Valley Flood Protection Board

Central Valley Flood Protection Plan – 2017 Update

Charter for the COORDINATING COMMITTEE

1. Official Title. Coordinating Committee.
2. Authority. The Coordinating Committee is established pursuant to the Central Valley Flood Protection Board’s (“Board”) Resolution 2017-10 Resolved numbers 18, 21-25 and is consistent with Water Code §§ 9620 thru 9625.
3. Objective and Scope. The objective of the Coordinating Committee is to implement Resolved Item 18 of the Board’s resolution that approved the 2017 Update of the Central Valley Flood Protection Plan (CVFPP). Item 18 provides that the Board “...is committed to the implementation of the 2017 CVFPP Update, and will continue to provide a forum to work with DWR, the USACE, and key stakeholders and will establish processes for such coordination to work towards implementation following the guidance set forth in section 4.5 of the CVFPP.”

The Coordinating Committee is to carry out this objective and scope through two related activities. The first activity will consist of briefings and discussions on flood control and related environmental issues within the Board’s area of jurisdiction in the Central Valley and how those issues are being characterized, studied, planned, designed, financed, and implemented. These briefings and discussions will be publicly noticed and open to stakeholders and the public. These briefings and discussions will normally be held on a monthly basis. A steering committee, consisting of the Board, DWR, and designated stakeholders, will be responsible for administrative duties, including the determination of Coordinating Committee meeting agendas.

Under the second activity, the Coordinating Committee will create subcommittees to make recommendations back to the Coordinating Committee on specific issues related to implementation of the CVFPP.

4. Duties. The duties of the Coordinating Committee are solely advisory and shall extend only to the submission of advice and recommendations to the Board, which shall be nonbinding to the Board. The Coordinating Committee shall make no determination of fact or policy.
5. Reports. The Coordinating Committee shall report to the Board at such intervals as determined by the Board’s Executive Officer or at the request of the Executive Committee.
6. Support. The Board staff will support the Coordinating Committee. The Executive Officer or his or her representative will call all of the Coordinating Committee meetings, prepare and approve all meeting agendas, attend all Coordinating Committee meetings, adjourn any

meeting when determined to be in the public interest, and chair meetings when directed by the Board.

7. Meetings. The Coordinating Committee shall have its initial meeting during the month of October. Thereafter, the Coordinating Committee shall meet at such intervals as are necessary to carry out its duties.
8. Duration. The Coordinating Committee shall continue until such time as the Board determines the Coordinating Committee has fulfilled its objectives, or when the Board adopts the 2022 Update to the CVFPP, whichever comes first.
9. Membership. The Coordinating Committee shall consist of two Board members, as assigned, and as many DWR and stakeholder representatives willing to participate in the effort. The Board will not formerly appoint additional members to the Coordinating Committee, but will ensure all Coordinating Committee meetings are publicly noticed and accessible to those stakeholders who wish to participate. Specific assignments may be delegated by the Coordinating Committee to non-Coordinating Committee members.
10. Recordkeeping. Records of the Coordinating Committee will be kept by the Board and available for public inspection pursuant to the California Public Records Act (Govt. C. § 6250, et seq.)
11. Filing Date. The filing date of this Charter is _____

Submitted by:

Leslie M. Gallagher
Executive Officer
Central Valley Flood Protection Board

Approved by:

William J. Edgar, Board President

Jane Dolan, Board Secretary

Central Valley Flood Protection Board

Central Valley Flood Protection Plan – 2017 Update

Charter for the ADVISORY COMMITTEE

1. Official Title. Advisory Committee on Implementation of Habitat-Related Issues Identified in the 2017 Update of the Central Valley Flood Protection Plan (“Advisory Committee”).
2. Authority. The Advisory Committee is established pursuant to the Central Valley Flood Protection Board’s (“Board”) Resolution 2017-10 (“Resolution”) Resolved numbers 3, 5, 6, 18, 21-25 and is consistent with Water Code §§ 9620 thru 9625.
3. Objective and Scope. The objective of the Advisory Committee is to provide recommendations to the Board on the implementation of habitat-related issues articulated in the adopted 2017 Update of the Central Valley Flood Protection Plan (CVFPP). The Advisory Committee shall be informed by the Board’s 2016 Conservation Strategy Advisory Committee report, which was developed by stakeholder consensus. The Advisory Committee shall give consideration to the following:
 - a. Vegetation on levees, recognizing that the USACE is considering revising its vegetation policy. (Resolution #21)
 - b. Methods to improve permitting in general.
 - c. Funding and development of standardized criteria for the permitting of multi-benefit projects. (Resolution #24b)
 - d. Support of a process by which resource agencies participate in early parallel review of proposed encroachments or flood system improvements. (Resolution #24c)
 - e. Development of multi-benefit projects.
 - f. Protection of and uplift for endangered species.
4. Duties. The duties of the Advisory Committee are solely advisory and shall extend only to the submission of advice and recommendations to the Board, which shall be nonbinding to the Board. No determination of fact or policy will be made by the Advisory Committee.

The Advisory Committee shall make recommendations to the Board on specific subjects as directed by the Board and in accordance with time schedules established by the Board.

5. Reports. The Advisory Committee shall report to the Board at such intervals as determined by the Board’s Executive Officer or at the request of the Executive Committee.
6. Support. The Board staff will support the Advisory Committee. The Executive Officer or his or her representative will call all of the Advisory Committee meetings, prepare and

approve all meeting agendas, attend all Advisory Committee meetings, adjourn any meeting when determined to be in the public interest, and chair meetings when directed by the Board.

7. Meetings. The Advisory Committee shall have its initial meeting during the month of December. Thereafter, the Advisory Committee shall meet at such intervals as are necessary to carry out its duties.
8. Duration. The Advisory Committee shall continue until such time as the Board determines the Advisory Committee has fulfilled its objectives, or when the Board adopts the 2022 Update to the CVFPP, whichever comes first.
9. Membership. The Advisory Committee shall consist of two Board members, as assigned, and as many stakeholder representatives willing to participate in the effort. The Board will not formerly appoint additional members to the Advisory Committee, but will ensure all Advisory Committee meetings are publicly noticed and accessible to those stakeholders who wish to participate. Specific assignments may be delegated by the Advisory Committee to non-Advisory Committee members.
10. Recordkeeping. Records of the Advisory Committee will be kept by the Board and available for public inspection pursuant to the California Public Records Act (Govt. C. § 6250, et seq.).
11. Filing Date. The filing date of this Charter is _____

Submitted by:

Leslie M. Gallagher
Executive Officer
Central Valley Flood Protection Board

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William J. Edgar, Board President

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