

Delta Protection Advisory Committee (DPAC) Charter

~~First Adopted~~ Approved 8/26/10;
Revised 1/23/14, 3/17/16

I. Official Designation

Delta Protection Advisory Committee (DPAC is created and appointed) pursuant to Section 29753 of the Public Resources Code.

II. Scope and Objectives

The purpose of the ~~Delta Protection Advisory Committee (DPAC)~~ is to provide recommendations to the Delta Protection Commission (DPC) regarding~~on~~ the diverse interests within the Delta.

III. Description of Duties

DPAC will provide recommendations to the DPC relating to the following:

- A. Delta's ecosystem;
- B. Water Supply;
- C. Socioeconomic sustainability;
- D. Recreation;
- E. Agriculture;
- F. Flood Control;
- G. Environment;
- H. Water Resources;
- I. State, Local, and Utility Infrastructure;_
- J. Delta Values; and
- K. Other Delta Issues._

The DPAC will provide its advice based upon input from and cooperation with other stakeholders and existing organizations addressing Delta issues.

IV. Duration

The DPAC has no sunset provisions and is expected to operate indefinitely. However, the DPC may review and revise this charter when necessary, pursuant to a public discussion and vote on proposed revisions.

V. Committee Reporting

The DPAC, via its Chairperson or designee, shall report directly to the ~~DPC Delta Protection Commission~~. Communication from the ~~DPAC Committee~~ may include oral updates provided at DPC meetings and/or written recommendations which include specific suggestions, proposals, projects, and/or action items as well as recommended positions (including minority positions) on specific issues, projects, or plans affecting the Delta ~~submitted to the DPC for their consideration~~.

VI. Agency Responsibilities for Providing Necessary Support

All staff and support functions required for the operation of the DPAC will be supplied by the DPC as determined by the Chair of the DPC.

VII. Operating Support

Support for the operation of the DPAC will rely on existing DPC staff and resources, until such time as the State may allocate additional funds for the operation of the DPAC.

VIII. Allowances for Committee Members

Members of the DPAC and its sub-committees will serve without pay.

IX. Committee Voting Membership and Terms

DPAC will consist of no more than ~~175~~ voting members appointed by the DPC. As the DPAC is the voice of Delta residents and businesses, the ~~categories of suggested~~ membership ~~are~~ as follows:

- ~~119~~ members representing Delta residents and businesses - 2 business representatives, 2 agricultural representatives, 2 recreational representatives, 1 flood entity representative, 1 Delta organization representative, and ~~34~~ members of the general public from each of the three Delta water agency areas – North, Central and South;
- 2 members representing state agencies (preferably California Department of Fish and Wildlife and California Department of Parks and Recreation);
- 2 members representing non-governmental conservation/habitat restoration organizations with involvement in the Delta;
- 1 member representing an entity involved with Delta water exports;
- 1 member representing a utility or other related infrastructure that crosses through the Delta.

Appointed members will serve for terms of three (3) years with no limit on serving consecutive terms, and are allowed to designate alternates to represent them at DPAC meetings. In addition, representatives of the U.S. Bureau of Reclamation, U.S. Fish and Wildlife Service, U.S. Army Corps of Engineers, California Department of Water Resources, an emergency response entity and a cultural preservation entity are encouraged to participate as ex-officio members.

X. Appointment of Committee Members

The 175 voting members of the committee will be appointed by the DPC through an application process administered by DPC staff, including filling vacancies when necessary to fulfill the remainder of the term. ~~Each~~The appointment shall include the member's category using the descriptions~~a designation by the DPC of which category the member shall be filling to assure the broad representation~~ identified in Article IX ~~is being fulfilled~~.

XI. Duties and Selection of Chair

The Chair of the DPAC will be chosen from and by a majority vote of the ~~appointed~~ advisory committee members present, with the subsequent written confirmation from the Chair of the DPC or designee. The chair will serve for a one-year term ~~and~~but may be re-elected for additional terms.

The ~~DPAC~~Committee Chair, in consultation with the DPC Executive Director, will be responsible for scheduling meeting dates, developing DPAC meeting agendas, and the development and submission of any specific recommendations made pursuant to Article V. DPC staff will be responsible for reserving meeting locations and distribution of meeting notices and agendas.

XII. Estimated Frequency of Meetings/Establishing a Quorum

The DPAC will meet at the call of the ~~DPAC~~Committee Chair~~person~~ with the approval of the DPC's Executive Director. Meetings will be held no less than twice per year. A quorum will be considered to be at least 50% of the DPAC membership (including alternates for absent Committee members), and any ~~actions~~votes taken will require approval of a majority of the DPAC members present.

XIII. Ethical Responsibilities of Members

No committee or subcommittee member shall participate in any specific matter, including a lease, license, permit, contract, claim, agreement or related litigation with the DPC or any local or state agency, in which the member has a direct financial interest.

XIV. Subgroups

As deemed necessary, the ~~DPAC~~Committee Chair~~person~~, in consultation with the Executive Director of the DPC, may convene additional advisory committees, working groups or subgroups to support DPAC functions. Working groups or subgroups will report directly to the DPAC.

XV. Bagley-Keene Open Meeting Act

As a state agency, the DPAC, Working Groups, and Sub-Groups are governed by the Bagley-Keene Open Meeting Act which requires, among other things, that (1) an agenda be posted at least ten days in advance of any meeting; (2) the agenda describe specifically ~~in that agenda~~ the items to be transacted or discussed; and (3) the DPAC to refuse to add an item subsequent to the published agenda. In addition to these general requirements, the Bagley-Keene Act includes other specific provisions ~~and requirements concerning about how meetings are to be~~ the announcement and ~~conduct~~ed of meetings.