

**BDAC Governance Work Group
Meeting Summary
April 22, 1999**

BDAC members present:

Hap Dunning, Stu Pyle, Alex Hildebrand, Bob Raab
See attached sign-up sheet for others present.

Meeting Summary. No changes to Meeting Summary from March 9, 1999 meeting.

Updates/Announcements.

- Chris Carr from California Environmental Trust provided an update on the governance workshop being planned. Funding is available from Irvine and Packard Foundations. A list of possible speakers was circulated and comments requested.
- Staff provided an update on the schedule for the revised draft EIS/R which will contain the Draft Governance Plan. The June draft will not contain recommendations on long-term governance. Focus will be on functions and interim governance structure.

Interim Governance Proposal.

- Staff described the framework for an interim governance structure. The interim structure is needed because a long-term structure will not be in place by the time of the ROD. Basically the interim structure will continue the current structure with some modifications. A new or amended CALFED Framework Agreement and FACA Charter are needed.
- Comments from the Work Group included:
 1. Strong concern with continuing the Policy Group format of nonpublic meetings. How can Policy Group meetings be opened to public observation or involvement? Should BDAC meet with Policy Group? Need meaningful stakeholder involvement.
 2. Hard to comment on proposed interim structure without more details. Need more definition of changes proposed for revised Framework Agreement.
 3. Concern that focus on interim will take time away from long-term governance decision.

Governance Functions.

- Staff reviewed the proposed description of the functions needed to implement the CALFED program. Functions apply to both the interim and long-term governance. How the functions are organized and who implements the functions would/could change from interim to long-term.

- Comments from the Work Group included:
 1. Need to add function of independent technical oversight to review proposed actions to ensure they are consistent with and compatible between program elements. There was general agreement that this was a function at both the program management/coordination level and oversight level. This would be an aspect of coordination between program elements that is listed as a function for both oversight and program management.
 2. Question raised about the relationship between regulatory functions and program implementation. Comment made that including regulatory agencies in a governance structure may help avoid regulatory problems related to implementation because of more coordination and participation in the early planning of a project or program.
 3. For oversight functions add -- staged decision-making, conflict resolution instead of dispute resolution, stakeholder involvement.
 4. For direct implementation functions add-- stakeholder involvement, monitoring and evaluation, environmental review and permitting.
- Action. The Work Group concurred with functions proposed, with an understanding the revisions would be made to reflect the comments. Bob Raab withheld his concurrence pending discussion with the Board of Directors of the Save the Bay Association; although he did not expect any problems.

Ecosystem Governance.

- Staff provided a brief summary of the 6 long-term ecosystem governance options. Considering that the CET Workshop will be held in June, the Work Group was asked if they would narrow the list of options being evaluated rather than recommend to BDAC preferred option.
- Work Group comments:
 1. General agreement to focus on Options 4, 5, and 6 with a preference for Option 4.
 2. There was agreement to provide information to the CET Workshop participants on the preferences of the BDAC Work Group.
 3. Schedule for Recommendation -- There was general agreement to meet in June after the CET Workshop to make a recommendation to BDAC at their July meeting on Ecosystem governance in the context of overall CALFED governance.

Future meetings.

- No meeting scheduled. Next meeting will be scheduled after the CET Workshop and before the July BDAC meeting on July 8 and 9.