

**OCEAN PROTECTION COUNCIL DELEGATIONS TO ITS SECRETARY
(OCTOBER 2007)**

Pursuant to Public Resources Code §§ 35615 and 35625, the Ocean Protection Council (Council) hereby delegates to its Secretary, the Executive Officer of the State Coastal Conservancy, the authority to take the following actions as necessary or appropriate for operations of the Council, consistent with applicable law and the policies of the Council, without further, specific Council authorization:

1. Negotiate and execute documents on behalf of the Council.
2. Negotiate and enter into agreements and take other actions required to carry out formal and informal Council authorizations.
3. Negotiate and enter into all contracts for technical and other services needed to develop and implement Council projects and programs, and costing no more than \$200,000.
4. Apply for funds from persons and entities for agency support and project work, make required representations, negotiate and enter into agreements to obtain funds, accept funds, assign and accept assignment of grant and similar applications and funds, and meet agreed conditions. However, this delegation shall not authorize the Secretary to expend funds accepted or implement grant-funded projects funded unless otherwise authorized by the Council.
5. Augment funds for Council-authorized expenditures by up to 15 percent.
6. Make administrative expenditures for personnel, equipment and services necessary or appropriate to the operation of the Council.
7. Appoint and delegate tasks and functions to Council staff as appropriate.
8. Place on the Council's consent calendar matters falling generally within the following parameters, provided that the Council reserves the right to remove any item from the consent calendar:
 - a. Project amendments, augmentations, changes of grantee for a previously authorized project, or proposed redirections of funds.
 - b. Acceptance of funds from another entity.
 - c. Subsequent phases of a previously authorized project.
 - d. Projects falling within a program or series of actions for which the Council has already granted formal or informal approval.
 - e. Items that require a minimum of discretion or judgment, including any items of this nature specified in detail in budget acts and other legislation.
 - f. Grants or other items involving the expenditure of no more than \$200,000, and about which no controversy is evident.
 - g. Contracts for services.

9. Prepare, circulate and file all documents necessary under the California Environmental Quality Act (CEQA) in aid of Council authorization of the projects and programs, and determine a proposed Council authorization is exempt from CEQA.
10. With respect to projects previously authorized by the Council, to accomplish the purposes of the authorization, and consistent with applicable law:
 - a. Substitute grantees.
 - b. Redirect incoming or outgoing grants, grant applications and related instruments.
 - c. Modify or assign grant agreements and contracts.
 - d. Authorize Council grantees to accept from or convey to other appropriate entities on appropriate terms leases, licenses, options, offers to dedicate, and similar instruments and interests, and interests in land such as conservation easements.
 - e. Negotiate and authorize limited tort immunity agreements with nonprofit organizations consistent with Government Code Section 831.5.

These delegations consolidate and supersede all prior delegations to the Secretary of the Ocean Protection Council.