

MINUTES

CALIFORNIA MENTAL HEALTH SERVICES AUTHORITY

BOARD OF DIRECTORS MEETING – REGULAR MEETING

Double Tree Hotel

August 12, 2010

MEMBERS PRESENT

Allan Rawland, MSW, ACSW, CalMHSA President, San Bernardino County

Wayne Clark, PhD, CalMHSA Vice-President, Monterey County

Karen Baylor, PhD, MFT, CalMHSA Treasurer, San Luis Obispo County

Maureen Bauman, LCSW, CalMHSA Secretary, Placer County

Brad Luz, PhD, Sutter/Yuba County

William Arroyo, MD, Los Angeles County (alternate)

Madelyn Schlaepfer, PhD, Stanislaus County (alternate)

Scott Gruendl, MPA, Glenn County

Mary Ann Bennett, Sacramento County

Anne Robin, MFT, Butte County

Noel J. O'Neill, MFT, Trinity County

Glenda Lingenfelter, RN, Solano County

Karen Stockton, PhD, MSW, Modoc County

Bruce Gurganus, MFT, Marin County (Membership approved in agenda item 7)

Mark Refowitz, MSW, Orange County (Membership approved in agenda item 7)

Joan Beesley, Yolo County, (alternate), (Membership approved in agenda item 7)

NON-VOTING ALTERNATE

Tom Sherry, MFT, Sutter/Yuba County (alternate)

MEMBERS ABSENT

Leslie Tremaine, EdD, Santa Cruz County

William Cornelius, PhD, Colusa County

Denise Hunt, MFT, Stanislaus County

STAFF PRESENT

John Chaquica, CPA, MBA, ARM, CalMHSA Executive Director

Kim Santin, CPA, CalMHSA Finance and Administration Director

Edward Walker, LCSW, CalMHSA Program Director

Laura Li, CalMHSA Program Executive Assistant

Maya Maas, CalMHSA Executive Assistant

Doug Alliston, Legal Counsel

MEMBERS OF THE PUBLIC

Asha George, Humboldt County

Stephanie Welch, California Mental Health Directors Association (CMHDA)

David Kopperud, California Department of Education

Lin Benjamin, California Department of Aging

Monica Nepomuceno, California Department of Education

Betsy Sheldon, California Community Colleges, Chancellor's Office

Stacie Hiramoto, Racial and Ethnic Mental Health Disparities Coalition (REMHDCO)

Ann Arneill-Py, California Mental Health Planning Council

Zoey Todd, California Department of Mental Health (DMH)

Ann Collentine, Mental Health Service Oversight and Accountability Commission (MHSOAC)

Pat Ryan, California Mental Health Directors Association (CMHDA)

Karolyn Stein, Humboldt County

Enrica Bertoldo, Mental Health Service Oversight and Accountability Commission (MHSOAC)

Desiree Alarcon, CA Youth Empowerment Network (CAYEN)

Amber Burkan, CA Youth Empowerment Network (CAYEN)

Delphine Brody, California Network of Mental Health Clients (CNMHC)

Viviana Criado, California Elder Mental Health and Aging Coalition (CEMHAC)

Sandra Naylor Goodwin, California Institute Mental Health (CiMH)

Alfredo Aguirre, San Diego County

Janet Fricke, Governor's Committee

Michael Lucid, Sonoma County Mental Health

Derrick West, Sonoma County Mental Health

Scott Rose, Runyon Saltzman & Einhorn

Kathleen Derby, National Alliance of Mental Health (NAMI California)

1. CALL TO ORDER

CalMHSA Board President, Mr. Allan Rawland, called the meeting to order at 2:45 pm.

2. INTRODUCTIONS

President Rawland requested that Ms. Li, CalMHSA Administrative Staff, proceeded with taking roll. After confirmation of a quorum each County present introduced themselves as well as the members of the public.

3. PUBLIC COMMENTS

President Rawland explained the process then asked for public comment.

Delphine Brody, CNMMC, stated that she had concerns with CalMHSA having an Ad Hoc Committee meeting on July 27th, which was not publically noted and stated that she would like to attend all of these meetings and would appreciate the Board's consideration in opening these meetings for stakeholders to attend.

Doug Alliston, Legal Counsel, clarified that the ad hoc committee is strictly advisory, composed of less than a quorum of the Board, and has a limited purpose, so that it is not subject to the Brown Act and posting is not required.

Stacie Hiramoto, REMHDCO, echoed Ms. Brody's concerns and added that although CalMHSA was in compliance with the law, they would very much appreciate the duplicating of the OAC's procedures of allowing stakeholders to partake in all of their planning meetings, to the point that they were allowed to provide input for OAC planning meeting agendas.

Karolyn Stein, Humboldt County, stated they had concerns with one of the clauses in Article 16 of the JPA Agreement. Ms. Stein asked if members given authority (by their BOS) to sign the original agreement had to return to their perspective boards to obtain approval on the amended JPA Agreement? She also asked where CalMHSA was in ratifying the revised JPA Agreement.

Mr. Alliston noted there were draft agreements as early as 2008 and a proto-draft agreement (which he received from Humboldt County) dated March 2009, which is slightly different from the July 2009 Agreement. He added there were additional amendments to the JPA Agreement which were approved in June 2010 and unless members received previous BOS approval to allow directors to sign all future documents pertaining to the agreement, then they will be required to go back to their BOS for approval of the amendments.

President Rawland explained the second agreement is basically an amendment to the original agreement and he is going before his BOS within a couple of weeks to get approval of the amendments.

John Chaquica, CalMHSA Executive Director, confirmed staff would prepare an inventory of signatures and agreements for the next board meeting.

President Rawland asked Ms. Stein if she was comfortable with the above responses, to which she responded in the affirmative.

4. BOARD OF DIRECTORS STUDY SESSION

Mr. Alliston, lead the Board in a study session regarding Closed Sessions as it relates to the Brown Act.

5. APPROVAL OF AGENDA AS POSTED (OR AMENDED)

President Rawland asked if there was any comment from the Board or Public as it relates to the posted agenda, no comments were raised.

A motion was made to approve the agenda as posted.

Motion: Wayne Clark, PhD, Monterey County

Second: William Arroyo, MD, Los Angeles County

The motion carried unanimously.

6. CONSENT CALENDAR

A. Minutes from the July 15, 2010, Board of Director's Meeting

B. Memorandum of Understanding (MOU) between CalMHSA and Non-Member Counties.

President Rawland asked if any member of the Board or public had questions/concerns that they wanted to raise regarding the above items. No comment was made by either Board Members or Public.

A motion was made to approve the items on the Consent Calendar.

Motion: Karen Stockton, PhD, MSW, Modoc County

Second: William Arroyo, MD, Los Angeles County

The motion carried unanimously.

7. NEW MEMBER OUTREACH/DEVELOPMENT

A. CalMHSA New County Membership Applications (s)

Edward Walker, CalMHSA Program Director, addressed the Board and stated they had before them three applications for approval from Orange, Marin and Yolo counties.

A motion was made to approve the applications from Orange, Marin and Yolo counties.

Motion: Noel O'Neill, MFT, Trinity County

Second: Wayne Clark, PhD, Monterey County

The motion carried unanimously.

After Board approval, CalMHSA Board Treasurer, Dr. Karen Baylor distributed welcome packets and CalMHSA pins to new members.

B. Regional Representatives – Membership Development and Member Support

Mr. Walker reported that as previously directed by the Board, page 46 of the agenda identifies the Regional Representatives as well as the roles and responsibilities of those representatives.

No action was required as it was an information item only.

C. CalMHSA Membership and PEI Assignment Status

Mr. Walker reported that the report from the previous meeting was substantially the same and Ms. Li continues to prepare an end of the week report on county outreach and member activities. Mr. Walker added that he would be meeting with San Francisco and Alameda counties the following day to discuss the JPA. El Dorado and Ventura counties are going through their administrative process as well.

Ms. Li added that it was expected that one or two counties would be on the September agenda for approval.

Scott Gruendl, MPA, Glenn County, mentioned that he, Mr. Walker, Dr. Stockton, Modoc County and Noel O'Neill, Trinity County, had been working closely with the Regional Council of Rural Counties (RCRC) staff to assist in preparing a position paper as to why counties should join the JPA.

President Rawland expressed that a Southern Regional Representative from the Board, that sits on the Executive Committee needed to be appointed. He added that the Executive Committee would become more important as to operational business moving forward.

With no objection from the Board, President Rawland appointed Mark Refowitz, Orange County, as the Southern Regional Representative.

Mr. Chaquica conveyed staff continuously updates the Membership and PEI documents as it's critical for the JPA, including the ongoing collaboration with DMH and MHSOAC which allows for appropriate follow through in regards to county concerns and questions. Additionally, Mr. Chaquica explained the categorized outreach sheet on page 51 of the agenda, suggesting that if List A of the Outreach joined the JPA, then CalMHSA would be at 80% of the population, which is very encouraging.

Kim Santin, CalMHSA Finance and Administration Director, reported to date three checks had been received, from the State, totaling \$244,020.00. The checks reflect assignments from the following six counties: Butte, Monterey, Santa Cruz, Solano, Stanislaus and Trinity.

Ms. Santin added accounts receivables would start being recorded on the balance sheet and transfers made to the CalMHSA LAIF account.

8. ADMINISTRATIVE MATTERS

A. CalMHSA Vision and Purpose Statements

Mr. Chaquica mentioned that there had been feedback on suggestions for the Vision, Purpose and Values statements as well as Dr. Baylor and Mr. Walker taking the suggestions and refining them.

Ms. Baylor summarized the process leading to the drafts before the Board.

Mr. Chaquica indicated the Board could take action on one or more elements and table the Values Statement for a future meeting.

President Rawland asked for comments from the Public.

Kathleen Derby, NAMI CA, asked how the values compare to the OAC statement as far as collaborating with clients and family members.

Dr. Baylor clarified that she could find those within the Value Statement under bullet three.

Stephanie Welch, CMHDA, commented regarding the Mission Statement and stated that one way to promote efficiency and effectiveness is to use a statement on "quality."

The Board agreed that "quality could be added to the Value Statement."

Bruce Gurganus, MFT, Marin County, questioned the broadness of the Purpose Statement, which had nothing to do with prevention, mental health or health care.

President Rawland stated it was designed as to not limit the JPA and allow for growth by administering other programs.

Vivian Criado, California Elder Mental Health and Aging Coalition, wanted to bring back to the table the purpose is to reflect "prevention and early intervention" which there is no language for in the Purpose Statement. It was added that current language cites mental health which excludes the rest of the population.

Mr. O'Neill wanted to add to Member Gurganus's comment that the "purpose" maybe adding a preposition at the end of the sentence (example: to deliver..."prevention services, or early intervention").

Ms. Derby echoed Ms. Welch's comment in the lack of mention of "quality" as well as "stakeholder process," within that vision statement.

Mr. Chaquica provided background on the "Purpose Statement" being very precise, global and something an organization may never achieve but always strive for; it defines what you do and why you exist, which is the reason for the generality of the "Purpose Statement." The "Vision Statement" is something that you aspire to accomplish in 3-5 years.

A motion was made to approve the Vision and Purpose Statements and defer the Values Statement for a future meeting to include comments previously made.

Motion: Wayne Clark, PhD, Monterey County

Second: Maureen Bauman, LCSW, Placer County

The motion carried unanimously.

B. Program Participation Agreement

Mr. Chaquica reminded the Board that the Program Participation Agreement was previously approved but was brought back for clarification on the liability issue by legal counsel.

Mr. Alliston explained that anyone signing a participation agreement is either a member or is someone who is a party to an MOU. This document does not stand by its self, members are held under the JPA Agreement and Bylaws and other provisions that have to do with the sharing of liabilities, and, therefore, not all the provisions will be found in the Participation Agreement. As for the MOU, an indemnification clause has already been added.

William Arroyo asked if someone could explicitly differentiate numbers 7 & 8 of Exhibit A of the Participation Agreement.

Mr. Chaquica stated that this was simply a template as there was no history to rely on and would have staff reword number 7 for less confusion and acknowledged that as we move forward there may be other changes to this document.

President Rawland asked members to provide input on this document encouraging them to obtain additional input from their CFO's.

No motion was made as this was an information item only.

9. PROGRAM MATTERS

A. REPORT FROM CalMHSA Program Director

The Program Director, Edward Walker, brought forward the notes from the Ad Hoc Committee and confirmed Wayne Clark, PhD, Monterey, was appointed chair of the committee and named the other members.

Dr. Clark gave an overview of what was discussed at the Ad Hoc Committee, adding they look to the stakeholders to provide input as they move forward and confirmed a teleconference line would be put in place so stakeholders could partake in these meetings.

After Mr. Walker identified Ms. Ann Marie Rucker as one of the Ad Hoc Committee members, Mary Ann Bennett, Sacramento County, indicated Ann Marie Rucker was her previous alternate (Michelle Callejas being the new alternate) and wondered if it was ok to have Ann Marie Rucker remain on the committee.

The board responded that she volunteered as a Sacramento County representative and therefore was ok.

Ms. Derby appreciated stakeholders being invited to the meetings but mentioned her concern about Brown Act compliance as it relates to posting when a certain number of members get together to discuss business. It was also asked if there had been any further discussions as it relates to regional programs.

President Rawland responded by affirming that Brown Act applies (for purposes of posting) when there are more than a quorum in attendance in a meeting and no further discussions relating to regional programs had taken place; that would probably come in during the planning stages.

Dr. Baylor reiterated all discussion and recommendations that arise from the Ad Hoc Committee will be brought back to the Board for discussion and approval.

Ms. Derby added her desire for a uniform approach so as to not reinvent the process as stakeholders are accustomed to DMH and OAC process and would like to see CalMHSA replicate those.

Lin Benjamin, CA Department of Aging, voiced her concern for ensuring that there is collaboration, state-wideness and proportionality amongst all the programs being implemented.

President Rawland confirmed once projects roll out, those plans will be developed, prepared and presented at the Board meeting then submitted to the OAC for final approval. As such, the OAC would play a part in ensuring state-wideness and proportionality of the funding.

Dr. Clark encouraged stakeholders to join the Ad Hoc Committee to bring their ideas so they get implemented and allow for a comprehensive plan.

Mr. Walker added that the OAC guidelines require those specific concerns be addressed.

President Rawland asked Mr. Walker where we were in terms of stakeholder input on the recommended actions.

Mr. Walker indicated there had been five submissions with great comment but not so much in terms of priorities, which is why the templates were redrafted to clarify priorities are needed to be stated as staff cannot interpret and record otherwise.

Stephanie Welch, California Mental Health Directors Association, expressed it would be helpful for the Office of Suicide Prevention to share with this group what they are working on, if anything, so as not to repeat efforts.

Ms. Criado commented she was concerned with consumers and families not having an opportunity to provide input and would recommend the Board consider the possibility of developing their process for planning away from this body.

Dr. Clark clarified consumer and families had already provided input when the strategic plans were put together and the Board will now put all of that great information into place.

Ms. Derby stated this was a new culture and process confirming CalMHSA's accountability to the public.

Mr. Gruendl agreed to all the comments being made but wanted to point out he does not want us to lose sight of the need for action as suicide rates in his county have been climbing and are an issue.

Michael Kennedy, MFT, Sonoma County, explained they have a lot of planning at the local level and echoed Mr. Gruendl's comments regarding the need for action and hoped some of Sonoma's projects could be replicated.

Ms. Criado reiterated the importance of the community being involved in the decision making process.

President Rawland stated all stakeholder input would be taken into consideration and the Board would take their role seriously and make whatever decisions are necessary. He added that the reversion policy is in place and monies need to be used by 2014, therefore, there is a need to get projects moving.

Mark Refowitz, MSW, Orange County, asked that the agenda be moved forward as a lot of this is general comment.

Ms. Derby reiterated the benefits of including consumers in the process.

B. Technical Assistance and Capacity Building

Sandra Naylor Goodwin, PhD, CiMH, gave a brief report explaining they currently had nine active counties; one dropped out and would have a more in-depth report next month along with contract provisions based on the project involvement.

Dr. Goodwin added they want to get this project off the ground before moving on to the next level.

Ms. Derby asked if this was part of the county planning process, which President Rawland confirmed it was.

Stacie Hiramoto asked to what extent the partners involved are receiving training or implementing some of the training in addition to the county staff who are supposed to be benefiting from that money? How the money is being spent by counties is quite vague.

President Rawland advised CalMHSA has no jurisdiction over how counties are spending Technical Assistance funds other than the nine counties in this particular project.

C. Information Notice 08-37 – Mental Health Services Act (MHSA) Prevention and Early Intervention (PEI) Funds for Training, Technical Assistance, and Capacity Building Statewide Projects

Mr. Walker brought forward Information Notice 08-37 as it relates to funds for Training and Technical Assistance & Capacity Building projects and whether there is a role for CalMHSA to play in the greater implementation of 08-37.

Dr. Clark stated it was not clear as to how the statewide funds are being distributed and wondered if that was something the JPA would have a role in?

Mr. Walker asked the Board for direction.

Ann Collentine, MHSOAC, mentioned that a draft 2008 report is still undergoing an internal review, which would explain how some counties are using the funds. An informal report is being presented to the commissioners on September 1st, which will then become a public document for all to review. The OAC is also drafting questions for counties to provide feedback on how their allocations are being used.

Ms. Welch re-iterated the importance of reaching out to the MHSA Coordinators and asking them how we can help them utilize those funds.

Ms. Derby asked if there can be a process in which other statewide organizations may assist the JPA in the TA that counties are interested in.

President Rawland explained it would require counties to request to pool their funds for the implementation for those purposes and until there is a request the JPA can't do anything.

Ms. Hiramoto voiced stakeholders supported smaller counties pooling their funds for that purpose but was concerned with the vagueness of how funds are currently being used.

Mr. Refowitz asked the agenda be moved forward as these were all general comments.

The board agreed.

10. NEW BUSINESS

Mr. O'Neill indicated at the last meeting they entertained the idea that we might consider health care integration in future projects and believed CiMH was going to draft a report on the topic.

Dr. Goodwin and Dr. Clark clarified due to the 11-15 Waiver there had been a tsunami of issues and as a result of, the Board decided to hold off on this for a while.

Ms. Bennett asked for clarification on the reversion policy to which President Rawland indicated the clock was re-set and funds now need to be expensed by June 30, 2014.

11. CalMHSA – GENERAL DISCUSSION

Mr. Chaquica briefly mentioned CalMHSA had a procurement policy and it is very general, if it needed to be expanded now would be the time and asked any examples be sent to him. He added a draft of the procurement policy would be brought to the board at the September meeting.

Mr. Chaquica reminded members a revision of the bylaws was sent to everyone in form of a 30-day notice due to the voting mechanism being left out to which it will now be included. This item will be brought back to the Board for ratification at the September meeting.

12. CLOSING COMMENTS

Dr. Clark mentioned the various themes were discussed such as urgency, process and inclusion and asked everyone work together on getting some of these projects off the ground in the next six months.

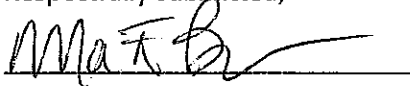
13. ADJOURNMENT

No additional public comment was made.

A motion was made to adjourn.

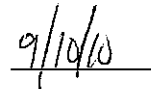
President Allan Rawland adjourned the meeting at 4:45 pm.

Respectfully submitted,



Ms. Maureen Bauman, LCSW

Secretary, CalMHSA



Date