

JPA AGREEMENT REVISION ARTICLE FIVE
FOR
CALIFORNIA MENTAL HEALTH SERVICES AUTHORITY

Resolution No. 09-05

WHEREAS, potential members of the California Mental Health Services Authority ("CalMHSA") have expressed a desire to have the Joint Powers Agreement amended to provide for a weighted voting system; and

WHEREAS, amendment of the Joint Exercise of Powers Agreement for the CalMHSA requires a two-thirds vote of the members, acting through their governing bodies, and action through governing bodies of members can be a time-consuming process given meeting schedules, prior notice requirements, and other concerns; and

WHEREAS, the Board of CalMHSA wishes to expeditiously address the concerns of potential members, and to express the sense of the Board as to how to resolve these concerns,

NOW THEREFORE, the board of CalMHSA agrees to recommend and seek approval of the following amendment to the Joint Exercise of Powers Agreement, Article Five (5), Paragraph three (3), replacing the existing fourth paragraph with the following:

The presence of a majority of the membership of the Board shall constitute a quorum for the transaction of business. Following the establishment of a quorum, measures may normally be passed by a simple majority of members present and voting. As to an action that affects only one of the **Authority's Programs**, only those members who represent counties participating in that **Program** will be counted in determining whether there is a quorum and whether there is approval by a majority.

Notwithstanding the preceding paragraph, upon the motion of any Board member, seconded by another, passage of a measure by Board will require approval through a weighted voting procedure. For weighted voting purposes there shall be a total of 75 votes. Each member shall have one vote. The remaining votes shall be allocated among the members based on each member's proportionate percentage of the population based on the most recent census. This calculation shall be performed and reviewed annually in June, prior to the next fiscal year. Any weighted vote will be a roll call vote. Weighted votes must be cast in whole by the voting county and may not be split.

Date Adopted: 12/10/2009

Date of Last Revision: N/A

Replaces Resolution No: N/A

Ayes: 6 Noes: 0 Abstains: 0 Absent: 2

[Signature]
NAME

Secretary
TITLE

1/19/10
DATE