

**MEMORANDUM  
PLACER COUNTY HEALTH AND HUMAN SERVICES  
Adult System of Care**

**TO:** Honorable Board of Supervisors

**FROM:** Richard J. Burton, M.D., M.P.H.  
Placer County Health Officer and Director of Health & Human Services  
Maureen F. Bauman, Director of Adult System of Care

**DATE:** May 7, 2013

**SUBJECT:** Approval of JPA Agreement for Statewide Mental Health Services Projects

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**ACTION REQUESTED:**

1. Approve the attached resolution that continues to authorize the Department of Health and Human Services' participation in the California Mental Health Services Authority and approves the Second Amended and Restated Joint Exercise of Powers Agreement for joint projects in mental/behavioral health services beyond those specified in the Mental Health Services Act;
2. Authorize the Director of Health and Human Services to sign the Second Amended and Restated Joint Exercise of Powers Agreement and to sign all future documents pertaining to the Agreement that may be required;
3. Continue the designation of the Director of the Adult System of Care to represent Placer County on the Authority's Board of Directors;
4. Authorize the expenditure of \$50,000 for projects that benefit Placer County through the use of the CalMHSA Joint Powers Authority (\$12,500 net County cost).

**BACKGROUND:**

This Board authorized Placer County to participate in the Joint Powers Authority (JPA) identified as California Mental Health Services Authority (CalMHSA) on October 6, 2009 to specifically allow Placer and other counties to act jointly to launch the statewide programs outlined in the Mental Health Services Act of 2004. Placer County was the 8<sup>th</sup> county to join this JPA, and since that time it has grown to 48 counties and two cities. CalMHSA quickly established very successful statewide projects benefiting the residents of Placer County and residents throughout California in initiatives that are designed to prevent suicide, provide mental health services and training in all levels of our educational system, and to take steps to reduce and end the stigma and discrimination against persons with mental illness.

Placer County's local 40-person community steering committee overseeing the implementation of the Placer County State-funded mental health programs (the Campaign for Community Wellness) continues to agree that a joint group of counties providing a structure that addresses statewide efforts is able to have far reaching effects that benefit our Placer County individuals beyond what Placer County's Mental Health Services Act funding could accomplish alone.

Some of the success of the JPA thus far has been to strengthen the suicide prevention hot lines throughout California and in Placer County, adding Spanish language services, texting services and online monitored chat lines to support teens and young adults, a statewide suicide prevention campaign with the theme "Pain isn't always obvious," extensive training on suicide prevention for both professionals and the community, anti-stigma and discrimination campaigns that will assist persons to feel more comfortable to reach out and ask for help, the establishment of speaker's bureaus (in Placer County and other counties) to share stories of mental health recovery, campaigns to specifically address the age spectrum to educate, inform and reduce stigma with appropriate material at each level, and educational programs across California at every level of the educational system including a program at our local Sierra College.

Now that the statewide MHSAs Prevention and Early Intervention projects have been launched and are in progress, it makes sense for CalMHSA to take on other roles as initially contemplated, and find the existing agreement may be too narrowly drafted. In particular, counties have sought to negotiate and contract jointly through CalMHSA with the California Department of State Hospitals for civil commitment (LPS) beds, as provided for in WIC 4330 to 4335, but CDSH has questioned whether CalMHSA is authorized to do so under its existing agreement.

Accordingly, the amendment for which your approval is requested is focused primarily on broadening CalMHSA's breadth of programs to include all mental and/or behavioral health programs, as requested by the CalMHSA Board and the California Mental Health Directors Association (CMHDA). This amendment will become effective on July 1, 2013. The proposed changes:

- Incorporate into the Recitals additional statutory basis for counties to act together through CalMHSA.
- Broaden the described purpose of CalMHSA to expressly embrace mental and behavioral health programs including joint contracting for State hospital beds; joint administration of other State or Federal programs such as the Drug Medi-Cal treatment program, managed mental health care for Medi-Cal beneficiaries, and specialty mental health services; operation of program risk pools; provision of fiscal or administrative services useful to the CalMHSA members; and research, development and execution of policy requests from CMHDA and/or CSAC.
- Clarify that the Board of Directors exercises the powers and conducts the business of CalMHSA.
- Expressly incorporate reference to matters provided for more specifically in the bylaws including election of officers by the Board of Directors, creation of and delegation to committees, and authority for the Executive Committee to act in the absence of a quorum of the Board.
- Clarify which Government Code provision regarding treasurers is utilized by CalMHSA.
- Clarify termination and disposition procedures.
- Clarify the amendment procedure.
- Clarify the definition of Member and expansion of the definition of Program to include behavioral health programs as well as mental health programs.

Health and Human Services routinely reviews alternatives to service delivery models and has consistently implemented design structures to provide the most cost efficient services that maximize the leveraging of outside resources. Contracting has consistently been identified for increased efficiency and decreased cost. To expand the ability of the CalMHSA will provide more opportunities for Placer County when it is determined that this option is in the County's best interest. The County always has the option to withdraw from this JPA per the terms of the Joint Powers Agreement.

This agreement was approved by the Mental Health, Alcohol, and Drug Advisory Board at its April 22, 2013 meeting.

**FISCAL IMPACT:**

All costs associated with the programs that will be implemented by the Authority will be funded with participating counties' State, Federal and local funding. The requested authorization for up to \$50,000 is for projects that can be delivered more efficiently and cost effectively through CalMHSA. This project cost is funded with \$37,500 in State funding and \$12,500 in County General Funds. These expenditures are included in the Department's FY 2013-14 Requested Budget.

**Before the Board of Supervisors  
County of Placer, State of California**

In the matter of:

Resolution No: \_\_\_\_\_

**Authorizing the Department of Health and Human Services' participation in the California Mental Health Services Authority and approval of the Second Amended and Restated Joint Exercise of Powers Agreement.**

Ord. No.: \_\_\_\_\_

First Reading: \_\_\_\_\_

The following Resolution was duly passed by the Board of Supervisors of the County of Placer at a regular meeting held \_\_\_\_\_ by the following vote on roll call:

Ayes:

Noes:

Absent:

Signed and approved by me after its passage.

\_\_\_\_\_  
Chair, Board of Supervisors

Attest: \_\_\_\_\_  
Clerk of said Board

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**WHEREAS**, in order to more efficiently develop and fund regional and statewide services and education programs in mental health services, a number of California counties participating as members of the California Mental Health Services Authority, a Joint Powers Authority (JPA), are proposing a Second Amended and Restated Joint Exercise of Powers Agreement; and

**WHEREAS**, through the JPA, administration of mental health programs can become more efficient and cost effective; and

**WHEREAS**, Placer County may determine that acting jointly with other counties on specified projects can result in more effective, efficient, and less costly programs; and

**WHEREAS**, Placer County retains the authority to approve and authorize in advance any contract that the JPA is directed to enter into on Placer County's behalf; and

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of Placer County hereby authorizes the Department of Health and Human Services' participation in the California Mental Health Services Authority in order to jointly develop and fund mental health administrative functions, services and education programs as determined on a regional, statewide or other basis.

**BE IT FURTHER RESOLVED** that the Board of Supervisors of Placer County hereby approves the attached Second Amended and Restated Joint Powers Agreement.

**SECOND AMENDED AND RESTATED JOINT EXERCISE OF POWERS AGREEMENT  
CALIFORNIA MENTAL HEALTH SERVICES AUTHORITY**

This **Agreement** is executed in the State of California by and among those **Members**, organized and existing under the Constitution of the State of California, which are parties signatory to this **Agreement**. All such **Members** shall be listed in Appendix A, which shall be attached hereto and made a part hereof.

**RECITALS**

**WHEREAS**, Article 1, Chapter 5, Division 7, Title 1 of the California **Government Code** (the "Joint Exercise of Powers Act," **Government Code** section 6500 *et seq.*) permits two or more public agencies by **Agreement** to exercise jointly powers common to the contracting parties; and

**WHEREAS**, various provisions of the California Welfare and Institutions Code allow California counties to jointly conduct or administer mental and/or behavioral health programs; and

**WHEREAS**, counties are authorized to jointly contract for state hospital beds (WIC § 4330 *et seq.*); and

**WHEREAS**, Division 5 of the Welfare and Institutions Code authorizes counties to jointly implement various mental health services governed by that division (including but not limited to §5600 *et seq.*, §5800 *et seq.*, §5840 *et seq.* and §5850 *et seq.*); and

**WHEREAS**, Chapter 6.3 of Division 3 of Title 3 of the Government Code authorizes joint county contracts with the state for administration of programs, services, or activities including the Drug Medi-Cal Treatment Program (GC §30029.7); and

**WHEREAS**, Division 9 of the Welfare and Institutions Code (including but not limited to WIC §14712) authorizes joint county implementation of managed mental health care for Medi-Cal beneficiaries and joint county delivery of specialty mental health services; and

**WHEREAS**, statewide program risk pools for mental health plan (MHP) services are authorized under Division 9 of the Welfare and Institutions Code (including but not limited to WIC § 14718); and

**WHEREAS**, the **Members** executing this **Agreement** desire to join together for the purpose of jointly exercising their powers under any or all of the statutes referenced above, or any other statute governing county provision of mental and/or behavioral health programs, services or activities.

**NOW THEREFORE**, the parties agree as follows:

#### **ARTICLE 1**

#### **PURPOSES**

This **Agreement** is entered into by the **Members** in order to create a separate public entity to provide administrative and fiscal services in support of the Members' Mental/Behavioral Health Departments acting alone or in collaboration with other such Departments, which may include operation of Programs to:

- (a) Administer prevention and early intervention services under the Mental Health Services Act;
- (b) Contract and/or negotiate with the State or other providers of mental hospital beds and similar or related services;
- (c) Contract and/or negotiate with the State or federal government for administration of mental health services, programs or activities including but not limited to the Drug Medi-Cal Treatment Program, managed mental health care, delivery of specialty mental health services;
- (d) Operate program risk pools;
- (e) Provide any other similar or related fiscal or administrative services that would be of value to Members such as group purchasing, contract management,

research and development, data management, maintenance of a research depository, training, technical assistance, capacity building, education and training; and

- (f) Research, develop, and execute any appropriate policy requests from the the California State Association of Counties ("CSAC") or its affiliates.

It shall be the intent of the **Authority** that all such **Programs** are fiscally self-contained requiring no additional funding from **Members**. Accordingly, no **Member** shall be obligated to fund the **Authority** or any **Program** in an amount greater than the amount to which the **Member** has previously agreed. The indirect costs to operate the **Authority** shall be allocated to each of the **Programs** operated by the **Authority** as directed by its **Members**.

## ARTICLE 2

### PARTIES TO THE AGREEMENT

Each **Member**, as a party to this **Agreement**, certifies that it intends to and does contract with all other **Members** as parties to this **Agreement** and, with such other **Members** as may later be added as parties to this **Agreement**. Each **Member** also certifies that the withdrawal, expulsion, or other removal of any party from this **Agreement** shall not terminate this **Agreement** or the **Member's** obligations hereunder.

## ARTICLE 3

### CREATION OF THE AUTHORITY

Pursuant to the Joint Powers Act, there is hereby created a public entity separate and apart from the parties, hereto, to be known as the California Mental Health Services Authority, with such powers as are hereinafter set forth.

Pursuant to the Government Code, Section 6508.1, the assets, debts, liabilities, and obligations of the **Authority** shall not constitute assets, debts, liabilities, or obligations of any

party to this **Agreement**. However, a party to the Agreement may separately contract for, or assume responsibility for, specific debts, liabilities, or obligations of the **Authority**.

**ARTICLE 4**  
**POWERS OF THE AUTHORITY**

The **Authority** shall have all of the powers common to General Law counties in California and all additional powers set forth in the Article 1, Chapter 5, Division 7, Title 1 of the California **Government Code** (beginning with Section 6500), and is hereby authorized to do all acts necessary for the exercise of said powers. Such powers include, but are not limited to, the following:

- (a) To make and enter into contracts.
- (b) To incur debts, liabilities, and obligations.
- (c) To acquire, hold, or dispose of property, contributions and donations of property, funds, services, and other forms of assistance from persons, firms, corporations, and government entities.
- (d) To sue and be sued in its own name, and to settle any claim against it.
- (e) To receive and use contributions and advances from **Members** as provided in **Government Code** Section 6504, including contributions or advances of personnel, equipment, or property.
- (f) To invest any money in its treasury that is not required for its immediate necessities, pursuant to **Government Code** Section 6509.5.
- (g) To carry out all provisions of this **Agreement**.
- (h) To define fiscal and **Program** participation and withdrawal provisions of **Members**.
- (i) Said powers shall be exercised pursuant to the terms hereof and in the manner provided by law.

**ARTICLE 5**  
**TERM OF THE AGREEMENT**

This **Agreement** shall become effective on July 1, 2009. This Agreement shall continue in effect until lawfully terminated as provided herein and in Bylaws.

**ARTICLE 6**  
**BOARD OF DIRECTORS**

The **Authority** shall be governed by the **Board of Directors**, which shall be composed of the local county or city mental health director from each **Member**, appointed or designated, and acknowledged in writing, by the **Member** governing body and serving at the pleasure of that body. Each director shall also designate an alternate director who shall have the authority to attend, participate in and vote at any meeting of the **Board** when the director is absent. A Director or alternate director, upon termination of office or employment with the county, shall automatically terminate membership on the **Board**.

The **Board** shall exercise all powers and conduct all business of the **Authority**, either directly or by delegation except to the extent prohibited by this **Agreement**, the Bylaws, or applicable law.

The **Board** shall elect officers, consisting of a president, vice-president, treasurer, and secretary, according to procedures specified in Bylaws. The **Board** may create committees, including an **Executive Committee**, consistent with the procedures set forth in Bylaws.

To adhere to the regulations of the Fair Political Practices Commission (Title 2, Division 6, California Code of Regulations), each Director and alternate shall file with the **Authority** the required Fair Political Practices Commission (FPPC) forms upon assuming office, during office, and upon termination of office.

Any vacancy in a director position shall be filled by the appointing governing body, subject to the provisions of this Article.

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 the 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 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.

At any meeting at which a quorum is initially present, the **Board** may continue to transact business notwithstanding the withdrawal of enough **Members** to leave less than a quorum, provided that each action is approved by at least a majority of the number required to constitute a quorum, and is taken subject to the above-stated proviso concerning actions restricted to one **Program** and to special voting requirements, if any, stated elsewhere in this **Agreement**. If a quorum of the **Board** is not present, the **Executive Committee** may act in the **Board's** stead if a quorum of the **Executive Committee** is present, except as to those actions listed in the Bylaws as requiring action of the full **Board**.

## ARTICLE 7

### ACCOUNTS AND RECORDS

- (a) Annual Budget. The **Authority** shall annually adopt an operating budget which shall include a separate budget for each **Program** under development or adopted and implemented by the **Authority**.

- (b) Funds and Accounts. The **Authority** shall establish and maintain such funds and accounts as may be required by Generally Accepted Accounting Principles, or by any provision of law or any resolution of the **Authority**. Books and records of the **Authority** shall be open to inspection at all reasonable times by authorized representatives of **Members**. Additionally, the **Authority** shall adhere to the standard of strict accountability for funds set forth in **Government Code Section 6505**.
- (c) Annual Audit. Pursuant to **Government Code Section 6505**, the **Authority** shall either make or contract with a certified public accountant to make an annual **Fiscal Year** audit of all accounts and records of the **Authority**, conforming in all respects with the requirements of that section. By unanimous request of the Board, the audit may be biennial as permitted by **Government Code section 6505**, subdivision (f). A report of the audit shall be filed as a public record with each of the **Members** and also with the county auditor of the county where the home office of the **Authority** is located and shall be sent to any public agency or person in California that submits a written request to the **Authority**. The report shall be filed within twelve months of the end of the **Fiscal Year** or years under examination. Costs of the audit shall be considered a general expense of the **Authority**.

## ARTICLE 8

### RESPONSIBILITIES FOR FUNDS AND PROPERTY

The Treasurer of the **Board** shall have the custody of and disburse the **Authority's** funds. He or she may delegate disbursing authority to such persons as may be authorized by the **Board** of Directors to perform that function consistent with **Government Code Section 6505.6**, subject to the requirements of (b) below.

Pursuant to **Government Code** Section 6505.5, the Treasurer of the **Board** shall:

- (a) Receive and acknowledge receipt for all funds of the **Authority** and place them in the treasury so designated by the Treasurer of the **Board** to the credit of the **Authority**.
- (b) Be responsible upon his or her official bond for the safekeeping and disbursements of all **Authority** funds so held by him or her.
- (c) Be responsible for oversight of payment, when due, out of money of the **Authority** so held, all sums payable by the **Authority**. The **Board** of Directors may delegate authority to anybody or person to make such payments from **Authority** funds.
- (d) Verify and report in writing to the **Authority** and to **Members**, as of the first day of each quarter of the **Fiscal Year**, the amount of money then held for the **Authority**, the amount of receipts since the last report, and the amount paid out since the last report.

Pursuant to **Government Code** Section 6505.1, the **Authority** shall designate the public office or officers or person(s) who shall have charge of, handle, and have access to the property of the **Authority** and shall require such officer(s) or person(s) to file an official bond in amount fixed by the contracting parties.

## ARTICLE 9 WITHDRAWAL

- a) A **Member** may withdraw as a party to this **Agreement** upon written notice no later than December 31 of the **Fiscal Year**, effective the end of the **Fiscal Year**, to the **Authority** if it has never become a participant in any **Program** or if it has previously withdrawn from all **Programs** in which it was a participant.
- b) A **Member** Withdrawal from **Programs** will be defined in the specific **Program** Bylaws.

## ARTICLE 10

### EXPULSION

Notwithstanding the provisions of Article 8, the **Board** of Directors may:

- (a) Expel any **Member** from this **Agreement** and membership in the **Authority**, on a two-thirds (2/3) vote of the **Board Members** present and voting. Such action shall have the effect of terminating the **Member's** participation in all **Programs** of the **Authority** as of the date that its membership is terminated.
- (b) Expel any **Member** from participation in a **Program** of the **Authority**, without expelling the **Member** from the **Authority** or participation in other **Programs**, on a majority vote of the **Board Members** present and voting who represent participants in the **Program**.

The **Board** shall give sixty (60) days advance written notice of the effective date for any expulsion under the foregoing provisions. Upon such effective date, the **Member** shall be treated the same as if it had voluntarily withdrawn from this **Agreement**, or from the **Program**, as the case may be.

## ARTICLE 11

### EFFECT OF WITHDRAWAL OR EXPULSION

Except as provided below, a **Member** who withdraws or is expelled from this **Agreement** and membership in the **Authority**, or from any **Program** of the **Authority**, shall not be entitled to the return of any payment to the **Authority**, or of any property contributed to the **Authority**.

A **Member** that has withdrawn from a **Program** pursuant to Article 9 or that has been expelled from a **Program** pursuant to Article 10 shall be obligated for its prorata share of expenses incurred during the **Member's** participation in any **Program**, including any expenses

unavoidably incurred thereafter. The **Authority** will return any contribution made by the **Member** that exceeds the expenses allocated to that **Member**.

In the event of termination of this **Agreement**, a withdrawn or expelled **Member** may share in the distribution of assets of the **Authority** to the extent provided in Article 12.

## ARTICLE 12 TERMINATION AND DISTRIBUTION OF ASSETS

A two-thirds vote of the total voting membership of the **Authority**, consisting of **Members**, acting through their governing bodies and the voting **Board Members** from the **Member** public entities, is required to terminate this **Agreement**; provided, however, that this **Agreement** and the **Authority** shall continue to exist after such election for the purpose of disposing of all claims, distributing all assets, and performing all other functions necessary to conclude the affairs of the **Authority**.

Upon termination of this **Agreement** and following disposition of all claims against and obligations of the **Authority**, all remaining assets of the **Authority** in each **Program** shall be distributed among those **Members** who participated in that **Program** in proportion to their cash contributions and property contributed (at market value when contributed). The **Board** of Directors shall determine such distribution within six (6) months after disposal of the last pending claim or other liability covered by the **Program**.

## ARTICLE 13 LIABILITY OF BOARD OF DIRECTORS, OFFICER, COMMITTEE MEMBERS AND ADVISORS

The **Members** of the **Board** of Directors, Officers, committee members and advisors to any **Board** or committees of the **Authority** shall use ordinary care and reasonable diligence in the exercise of their powers and in the performance of their duties pursuant to this **Agreement**.

They shall not be liable for any mistake of judgment or any other action made, taken or omitted by them in good faith, nor for any action taken or omitted by the agent, employee or independent contractor selected with reasonable care, nor for loss incurred through investment of **Authority** funds, or failure to invest.

No Director, Officer, committee member or advisor to any **Board** member, Officer or committee member shall be responsible for any action taken or omitted by any other Director, Officer, committee member, or advisor to any committee. No Director, Officer, committee member or advisor to any committees shall be required to give a bond or other security to guarantee the faithful performance of their duties pursuant to this **Agreement**.

The funds of the **Authority** shall be used to defend, indemnify and hold harmless the **Authority** and any Director, Officer, committee member or advisor to any committee for their actions taken within the scope of the **Authority**. Nothing herein shall limit the right of the **Authority** to purchase insurance to provide such coverage as is hereinabove set forth.

#### ARTICLE 14

##### BYLAWS

The **Board** shall adopt Bylaws consistent with this **Agreement** which shall provide for the administration and management of the **Authority**.

#### ARTICLE 15

##### NOTICES

The **Authority** shall address notices, billings and other communications to a **Member** as directed by the **Member**. Each **Member** shall provide the **Authority** with the address to which communications are to be sent. **Members** shall address notices and other communications to the **Authority** to the Executive Director of the **Authority**, at the office address of the **Authority** as set for in the Bylaws.

**ARTICLE 16**  
**AMENDMENT**

Adoption of any amendment to this **Agreement** requires approval by the **Board**, followed by ratification of the amendment by the governing boards of two-thirds of the **Members**. Such **Agreement** shall become effective upon ratification by governing boards of the requisite number of **Members**.

**ARTICLE 17**  
**PROHIBITION AGAINST ASSIGNMENT**

No **Member** may assign any right, claim or interest it may have under this **Agreement**, and no creditor, assignee or third party beneficiary of any **Member** shall have any right, claim or title to any part, share, interest, fund, or asset of the **Authority**.

**ARTICLE 18**  
**DISPUTE RESOLUTION**

When a dispute arises between the **Authority** and the **Member**, the following procedures are to be followed:

- (a) Request for Reconsideration. The **Member** will make a written request to the **Authority** for the appropriate committee to reconsider their position, citing the arguments in favor of the **Member** and any applicable case law that applies. The **Member** can also request a personal presentation to the governing body, if it so desires.

- (b) **Committee Appeal.** The committee responsible for the **Program** having jurisdiction over the decision in question will review the matter and reconsider the **Authority's** position. This committee appeal process is an opportunity for both sides to discuss and substantiate their positions based upon legal arguments and the most complete information available. If the **Member** requesting reconsideration is represented on the committee having jurisdiction, the committee member shall be deemed to have a conflict and shall be excluded from any vote.
- (c) **Executive Committee Appeal.** If the **Member** is not satisfied with the outcome of the committee appeal, the matter will be brought to the **Executive Committee** for reconsideration upon request of the **Member**. If the **Member** requesting reconsideration is represented on the **Executive Committee**, that **Executive Committee** member shall be deemed to have a conflict and shall be excluded from any vote.
- (d) **Arbitration.** If the **Member** is not satisfied with the outcome of the **Executive Committee** appeal, the next step in the appeal process is arbitration. The arbitration, whether binding or non-binding, is to be mutually agreed upon by the parties. The matter will be submitted to a mutually agreed arbitrator or panel of arbitrators for the determination. If binding arbitration is selected, then of course the decision of the arbitrator is final, and both sides agree to abide by the decision of the arbitrator. The cost of arbitration will be shared equally by the involved **Member** and the **Authority**.
- (e) **Litigation.** If, after the following the dispute resolution procedures above either party is not satisfied with the outcome of the non-binding arbitration process, either party may consider litigation as possible means of seeking a remedy to the dispute.

ARTICLE 19  
DEFINITIONS

“**Agreement**” shall mean the Joint Powers **Agreement** of the California Mental Health Services Authority”

“**Authority**” shall mean the California Mental Health Services **Authority** created by this **Agreement**.

“**Board of Directors**” or “**Board**” shall mean the governing body of the **Authority**.

**Authority** “**Fiscal Year**” shall mean that period of twelve months which is established by the **Board** of Directors as the **Fiscal Year** of the **Authority**.

“**Government Code**” shall mean the California **Government Code**.

“**Executive Committee**” shall be defined by the bylaws, as to composition, powers, and terms.

“**Joint Powers Act**” shall mean the Joint Exercise of Powers Act, set forth at Article 1, Chapter 5, Division 7, Title 1 (commencing with section 6500) of the **Government Code**.

“**Member**” shall mean any county or city operating a mental health program which, through the membership of its Director of Mental Health as appointed by the governing body (pursuant to Welfare & Institutions Code Section 5751) has executed this **Agreement** and become a **Member** of the **Authority**.

“**Program**” shall mean the mental and/or behavioral health initiatives, but not limited to, that are described in this **Agreement**. The **Board** of Directors or the **Executive Committee** may determine applicable criteria for determining **Member’s** eligibility in any **Program**, as well as establishing **Program** policies and procedures.

ARTICLE 20  
AGREEMENT COMPLETE

This **Agreement** constitutes the full and complete **Agreement** of the parties.

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CaSonya Thomas San Bernardino County	Date	Halsey Simmons Solano County	Date
Dr. Wayne Clark Monterey County	Date	Michael Laffin Colusa County	Date
Dr. Karen Baylor San Luis Obispo County	Date	Dr. Madelyn Schlaepfer Stanislaus County	Date
Dr. Brad Luz Sutter/Yuba County	Date	Michael Kennedy Sonoma County	Date
Dr. Marvin J. Southard Los Angeles County	Date	Noel O'Neill Trinity County	Date
Anne Robin, MFT Butte County	Date	Rama Khalsa Santa Cruz County	Date
Scott Gruendl Glenn County	Date	Kristy Kelly Lake County	Date
Dr. Karen Stockton Modoc County	Date	Meloney A. Roy Ventura County	Date
Dr. Richard J. Burton Placer County	Date	Kim Suderman Yolo County	Date
Mary Ann Carrasco Sacramento County	Date	Nancy Pena Santa Clara County	Date
Donna Taylor Fresno County	Date	Mary Hale Orange County	Date

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Jerry Wengerd Riverside County	Date	Mary Roy Contra Costa County	Date
Janice Melton Madera County	Date	Stephen Kaplan San Mateo County	Date
Michael W. Horn Imperial County	Date	Daniel Nielson El Dorado County	Date
Stacey Cryer Mendocino County	Date	Dr. James A. Waterman Kern County	Date
Jo Robinson San Francisco City and County	Date	Margaret Kisliuk Marin County	Date
Alfredo Aguirre San Diego County	Date	Michael Noda Siskiyou County	Date
Barbara LaHaie Humboldt County	Date	Barbara Pierson Lassen County	Date
James Rydingsword Mariposa County	Date	Jaye Vanderhurst Napa County	Date
Alan Yamamoto San Benito County	Date	Rita Austin Tuolumne County	Date
Jesse H. Duff Tri-City Mental Health Center	Date	Gary R. Blatnick Del Norte County	Date
Donnell Ewert Shasta County	Date	Dr. Timothy Durick Tulare County	Date

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Michael Heggarty                      Date  
Nevada County

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Robin Roberts                      Date  
Mono County

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Victor Singh                      Date  
San Joaquin County

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Dr. Gail Zwiier                      Date  
Inyo County

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Mary Anne Ford Sherman                      Date  
Kings County

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Dr. Karyn Tribble                      Date  
City of Berkeley

**Date Adopted:**              June 9, 2009

**Amended Effective:**      June 10, 2010

**Amended Effective:**      July 1, 2013

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# APPENDIX A

**CALIFORNIA MENTAL HEALTH SERVICES AUTHORITY  
BOARD OF DIRECTORS AND MEMBER LISTING**

**City of Berkeley**

**Karyn Tribble, PsyD, LCSW**  
Manager  
City of Berkeley Mental Health Division  
**Bay Area Region**  
1947 Center Street, 3<sup>rd</sup> Floor  
Berkeley, CA 94704  
Phone: (510) 981-5213  
Fax: (510) 981-5235  
Email: [ktribble@ci.berkeley.ca.us](mailto:ktribble@ci.berkeley.ca.us)

**Butte County**

**Anne Robin, MFT**  
Director  
Butte County Behavioral Health  
**Superior Region - Representative**  
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