

JPA AGREEMENT ADDITION OF ARTICLE THREE  
FOR  
CALIFORNIA MENTAL HEALTH SERVICES AUTHORITY

**Resolution No. 09-06**

**WHEREAS**, potential members of the California Mental Health Services Authority (“CalMHSA”) have expressed a desire to have the Joint Powers Agreement amended to expressly limit the obligations being undertaken by members of CalMHSA; and

**WHEREAS**, amendment of the Joint Exercise of Powers Agreement for 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 current and 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 an amendment to the Joint Exercise of Powers Agreement to add the following new Article 3:

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 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**.

Date Adopted: 12/10/2009

Date of Last Revision: N/A

Replaces Resolution No: N/A

Ayes: 4 Noes: 0 Abstains: 0 Absent: 2

[Signature]  
NAME

Secretary  
TITLE

11/14/10  
DATE