

CONTRACT DELEGATION
March 24, 2011

Whereas the Welfare and Institutions Code section 5845(d)(5) grants the Mental Health Services Oversight and Accountability Commission (MHSOAC or Commission) the authority to enter into contracts, and

Whereas the efficient operation of the business affairs of the MHSOAC requires that the Executive Director act with reasonable dispatch and autonomy in undertaking business transactions of various sorts and in otherwise facilitating the day-to-day operations of the MHSOAC,

The MHSOAC hereby delegates authority to the Executive Director as follows:

1. Except as to such contracts, Interagency Agreements, or amendments to contracts and Interagency Agreements as the MHSOAC specifically reserves for Commission action, the Executive Director may, without Commission review or approval, take all actions necessary for the efficient day-to-day operations of MHSOAC.
2. The MHSOAC reserves for Commission consideration and action contracts or amendments which provide for a maximum MHSOAC expenditure in excess of \$100,000 and Interagency Agreements or amendments which provide for a maximum MHSOAC expenditure in excess of \$200,000. With respect to contract and Interagency Agreement amendments, these dollar amounts are based on the amount of the amendment alone and not on the total of the amendment amount plus the pre-amendment dollar amount.
3. This delegation does not preclude the Executive Director from bringing to the MHSOAC any aspect of any transaction that the Executive Director deems to be appropriate for Commission consideration and action even if the transaction is not among those reserved for Commission consideration and action.
4. Where any transaction, or any aspect of any transaction, is the subject of action by the MHSOAC, the Executive Director may execute all documents that relate in any way to the implementation of such course of action as the Commission has authorized.

5. Nothing in this Resolution shall expand, limit, or otherwise alter any delegation of authority heretofore given to the Executive Director by prior action of the MHSOAC with respect to any business transaction. In addition, if the Commission hereafter takes action regarding a particular transaction, and as part of that action, either grants authority to the Executive Director or limits the Executive Director's authority, such action shall take precedence over this Resolution.
6. Consistent with MHSOAC practice, the Executive Director, in exercising the authority delegated by this Commission action, shall abide by the laws and policies applicable to the transactions at issue, except where MHSOAC is exempt from same and where MHSOAC chooses to utilize such exemption.
7. The Executive Director may delegate to subordinates any of the authority delegated to the Executive Director by this Commission action.
8. This delegation of authority from the MHSOAC to the Executive Director shall take effect immediately upon adoption by the Commission, shall remain in effect until rescinded or modified by the Commission, and shall pertain in like manner to the present Executive Director and to her successors in that office.