

South Bay Cities Council of Governments

August 8, 2022

TO: SBCCOG Steering Committee

FROM: Jacki Bacharach, SBCCOG Executive Director

SUBJECT: Voting Procedures

Adherence to Strategic Plan:

Goal D: Organizational Stability. Be a high performing organization with a clear path to long-term financial health, staffing continuity and sustained board commitment.

BACKGROUND:

At the July Board meeting, a vote was taken to send a letter to the County opposing a mandatory mask mandate. The vote was 6 Yes, 3 No and 3 abstentions. It was deemed that support for the letter passed and the letter was sent.

Since then, a board member has objected to the vote count. Staff reviewed the Joint Powers Agreement and determined that the board member was correct and support for the letter did not pass. Please see the following section:

Section 7. Functioning of Governing Board.

e. Actions. Actions taken by the Governing Board shall be by not less than fifty percent (50%) plus one (1) of the voting representatives of the Governing Board who are present provided that a quorum has been established, unless by a provision of applicable law, this Fourth Amended and Restated Agreement, the Bylaws or by direction of the Governing Board, a higher number of votes is required to carry a particular motion.

Because there were 12 voting representatives, seven affirmative votes were required.

There may also be other issues re: voting that members may wish to discuss at this time such as the minimum number of votes needed for a measure to pass.

ACTION TAKEN

A letter was sent to the county to retract the Board action and the Board highlight was re-sent with this correction.