

## MBASIA Board of Directors Meeting

Monday, June 14, 2021 at 9:30 AM

### LOCATION:

#### Video Teleconference

**Link:** <https://alliantinsurance.zoom.us/j/93259994141?pwd=c0VJOTM3WTlCK0JmTlB4RkM2d0E4QT09>

**Meeting ID: 932 5999 4141**

**Passcode: 166219**

**Dial: (669) 900-6833**

### MEMBERS PRESENT

Jamie Goldstein, City of Capitola  
Rene Mendez, City of Gonzales (*left at 11:58 AM*)  
Paul Wood, City of Greenfield  
Brett Miller, City of Hollister  
Andrea Marble, City of King City Alternate  
Aaron Blair, City of Sand City  
Tina Friend, City of Scotts Valley (*joined at 10:26 AM*)  
Brent Slama, City of Soledad (*joined at 11:26 AM*)

### MEMBERS ABSENT:

Jeff Hoyne, City of Del Rey Oaks Alternate  
Layne Long, City of Marina

### GUESTS & CONSULTANTS

Nina Aguayo, City of Greenfield Alternate  
Casey Estorga, City of Scotts Valley Alternate  
Francine Uy, City of Soledad Alternate  
Lynn Cavalcanti, Acclamation Insurance Management Services  
Lena Bowen, George Hills  
Ken Maiolini, George Hills  
Art Casey, Casey Law Group (*joined at 12:09 PM and left at 12:16 PM*)  
Ashely Colivas, Casey Law Group (*joined at 12:09 PM and left at 12:16 PM*)  
Michael Simmons, Alliant Insurance Services  
Conor Boughey, Alliant Insurance Services  
Lorissa Huey, Alliant Insurance Services  
Marcus Beverly, Alliant Insurance Services

### A. CALL TO ORDER & ROLL CALL

Rene Mendez called the meeting to order at 9:30 AM

**B. ORAL COMMUNICATIONS & PUBLIC COMMENTS**

**C. CONSENT CALENDAR**

**C1. Approval of Minutes – April 5, 2021 Board of Directors Meeting**

**C2. Service Calendar & Status of Deliverables**

**C3. Bills and Correspondence**

A motion was made to approve the consent calendar.

**MOTION:** Jamie Goldstein **SECOND:** Brett Miller

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Casey Estorga	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D. BOARD OF DIRECTORS**

**D1. COMMITTEE REPORTS**

**D1a. Executive and Finance Committee**

**D1a1. Updated Committee Assignments**

A motion was made approve the following Coverage & Claims Committee and Safety Committee Assignments.

2021 - 2022
<b>COVERAGE &amp; CLAIMS COMMITTEE:</b>
<i>Per bylaws Chairperson will act as Committee Chair; Excess Coverage Representative is an automatic member</i>
Rene Mendez – Committee Chair
Layne Long ( <i>Excess Coverage Representative</i> )
Brett Miller ( <i>Excess Coverage Representative</i> )
Steve Adams

SAFETY COMMITTEE:
<i>Per bylaws Vice Chairperson will act as Committee Chair</i>
Layne Long – Committee Chair
Francine Uy
Paul Wood
Aaron Blair

**MOTION:** Brett Miller

**SECOND:** Paul Wood

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Casey Estorga	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D1b. Safety Committee – None**

**D1c. Coverage and Claims Committee – None**

**D1d. Police Risk Management Committee**

**D1d1. Report from Committee Meeting on April 29, 2021**

Conor Boughey reported that the Police Risk Management Committee (PRMC) met on April 29, 2021 and recommended an annual training update from Greg Fox and other training services such as Rick Wall.

Included in the agenda packet was an ongoing engagement letter from Greg Fox for \$750 per training. Also, Rick Wall provided a proposal for his services for \$4,500 per agency.

A motion was made to authorize a \$1,500 budget for two trainings a year by Greg Fox.

**MOTION:** Jamie Goldstein

**SECOND:** Paul Wood

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Casey Estorga	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

Another motion was made to authorize a \$4,500 budget for the City of Gonzales who has volunteered to be the pilot city in engaging in Rick Wall’s services, subject to being able to solve the issue of attorney client privilege for the audit reports. This item will be brought back to the PRMC and the Long Range Planning.

**MOTION:** Jamie Goldstein

**SECOND:** Brett Miller

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Casey Estorga	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D2. UNFINISHED BUSINESS**

**D2a. CARMA Insurance Renewal and Update on Excess Liability Coverage**

Conor Boughey reported that CARMA has admitted three new JPAs to the existing five member pool and it is unclear how many will finalize membership starting 7/1/2021. The state of excess liability coverage in California is challenged. CARMA’s actuarial pooled rates increased over 20% and excess insurance costs have more than doubled. Included in the agenda packet was the budget shown in two ways, Options A and B.

No reportable action took place since MBASIA is a member of CARMA, the renewal will be automatic.

Direction was given to the Program Administrators to agendize for the Long Range Planning what PRISM’s excess liability pricing would have been for MBASIA.

**D2b. Property Program Renewal and Related Coverages Renewal**

**D2b1. Property Proposal**

**D2b2. Pollution Proposal**

**D2b3. Cyber and Excess Cyber Proposals**

**D2b4. APIP Claims Reporting Acknowledgements**

Conor Boughey reported that MBASIA has a group purchase property program through APIP that will renew on July 1, 2021. APIP includes pollution and cyber. He pointed out that the All-Risk deductible for MBASIA will be increasing to \$25,000 per the program requirements as the total insured values (TIVs) are greater than \$250,000,000.

In addition, the excess cyber proposal was presented with a \$2,000,000 each Member Aggregate and \$3,000,000 Policy Aggregate.

The Program Administrators will send to the Members the APIP the Claims Reporting Forms for Property, Cyber, Pollution and the APIP Claims Reporting Acknowledgement Receipt form. The APIP Claims Reporting Acknowledgement Receipt form needs to be signed by each Member and sent back to Alliant.

A motion was made to bind the APIP and excess cyber proposals as presented.

**MOTION:** Jamie Goldstein **SECOND:** Paul Wood

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D2c. ERMA Insurance Renewal**

Conor Boughey presented ERMA’s budget. There is a 27.3% premium increase from last year’s premium due to the ex-mod increasing to 125% and payroll increasing to 3.9%.

No reportable action took place since MBASIA is a member of ERMA, the renewal will be automatic.

**D2d. Excess Workers’ Compensation Renewal**

Conor Boughey reported that Excess Workers’ Compensation premium in the version 4 estimate is expected to be \$995,604, which is a 1.80% increase from the version 3 estimate, high range of \$978,000.

A motion was made to bind coverage.

**MOTION:** Jamie Goldstein **SECOND:** Brett Miller

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D2e. MBASIA Board E&O (APPL) Proposal**

Conor Boughey reported that the Pool Trustees’ Errors & Omissions Policy through the Alliant Public Pool Liability (APPL) Program renews July 1, 2021.

A motion was made to bind coverage.

**MOTION:** Brett Miller **SECOND:** Tina Friend

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D2f. MBASIA Crime (ACIP) Proposal**

Conor Boughey reported that the Crime Policy through the Alliant Crime Insurance Program (ACIP) renews July 1, 2021.

A motion was made to bind coverage.

**MOTION:** Jamie Goldstein

**SECOND:** Paul Wood

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D2g. MBASIA AD&D Proposal**

Conor Boughey reported that MBASIA’s AD&D policy through the Volunteer Insurance Program (VIP) renews July 1, 2021. Alliant collected updated volunteer counts from each Member to report accurate exposures to the carrier.

A motion was made to bind coverage.

**MOTION:** Tina Friend

**SECOND:** Brett Miller

**MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Francine Uy
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D2h. Proposed 2021-22 Liability Budget**

Conor Boughey reported that at the April 2021 Board Meeting, the draft Liability Budget was presented at the 75% confidence level. Also, the excess liability market is very challenged, and insurance options being presented to CARMA, which is MBASIA’s excess liability pool involve significant rate increases.

The Executive Committee met on June 2, 2021 to review the budget again and made a motion to recommend to the Board to move the confidence level back to 70% because of the increases in the CARMA budgets, Options A and B.

A motion was made to approve as presented with CARMA’s higher budget number.

**MOTION:** Brett Miller      **SECOND:** Tina Friend      **MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Brent Slama
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

**D2i. Proposed 2021-22 Workers’ Compensation Budget**

Conor Boughey reported that the draft Workers’ Compensation Budget was presented at the April 2021 Board Meeting. Since the April 2021 Board Meeting, the Ergonomics Budget was increased to \$15,000 from \$8,000 due to the new contract with the vendor, Worksite International. The Executive Committee met on June 2, 2021 to review the budget again and took action to recommend to the Board to adopt at the 70% Confidence Level as presented.

A motion was made to approve as presented.

**MOTION:** Brett Miller      **SECOND:** Jamie Goldstein      **MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Brent Slama
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										



## **D3. NEW BUSINESS**

### **D3a. Underwriting New Exposures – City of Soledad Recreation Services**

Conor Boughey reported that the City of Soledad informed MBASIA that it is considering changing its park and rec program from a third party managed operation, YMCA, to a city run program. Because of this change in exposure from a third party to the city, the Program Administrators requested that the City provide more information for the Board to review and consider as shown in the agenda packet.

Members of MBASIA should inform the Program Administrators if a change in operation is occurring that may pose additional risk to the JPA's programs. An increase in summer program activities such as this should be reviewed and if any issues arise out of the disclosure, the Board has an opportunity to take appropriate action. In this case, we are not recommending any action, but want to be sure we take this opportunity to encourage all Members to follow this process.

Member asked questions, which were addressed by Brent Slama, City of Soledad.

### **D3b. 2021-22 Program Year Calendar of Meetings**

Direction was given to change the November 2021 Long Range Planning and Board Meeting dates to the following:

Thursday, November 4, 2021 – Long Range Planning in Santa Cruz or Monterey

Friday, November 5, 2021 – Board Meeting in Santa Cruz or Monterey

## **E. PROGRAM ADMINISTRATOR'S REPORT**

### **E1. Long Range Planning Location and Agenda Discussion**

Conor Boughey announced that the next regularly scheduled in person meetings will be the Long Range Planning on November 4, 2021 and the Board Meeting on November 5, 2021 at the Monterey Plaza Hotel & Spa or at the Dream Inn in Santa Cruz, depending on hotel availability. Also, Conor asked the Board if there was anything it would like to add to the Long Range Planning list of topics to discuss that was included in the agenda packet.

### **E2. MBASIA Exposures and Coverages Review: Cyber Beazley Claims Process**

Conor Boughey reminded the Board that at each meeting, Alliant will provide a brief summary of the different coverages provided to MBASIA. At today's meeting, Conor discussed the Cyber Beazley Claims Process.

Alliant recommends that the Board send the PowerPoint of the Cyber Beazley Claims Process that was in the agenda packet to their City's IT Directors and print to have it readily available.

**E3. AB 1825/SB 1343 Sexual Harassment Training Tracking**

Conor Boughey reminded the Board that ERMA passed a Resolution 2021\_3 on February 11, 2021 that requires its Members to provide proof of compliance with training mandated by state law. ERMA requests that each Member complete the training compliance survey by June 30, 2021. Included in the agenda packet was a list of Members who have completed the survey to date.

**E4. Engagement of Ergonomic Services with Worksite International**

Conor Bouhey reported that included in the agenda packet was a two page flyer on how to request ergonomic services from Worksite International.

The City of Hollister reported positive feedback of Worksite’s services.

**F. LOSS REPORT - CLOSED SESSION – Pursuant to Gov’t Code 54956.95**

**Fa. Workers’ Compensation Administrator’s Report**

**Fb. Liability Third Party Administrator’s Report**

A motion was made to enter into Closed Session at 11:52 AM.

**MOTION:** Jamie Goldstein                      **SECOND:** Brett Miller                      **MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Brent Slama
Aye	X		X	X	X	X		X	X	X
Nay										
Abstain										

A motion was made to come out of Closed Session at 12:23 PM.

**MOTION:** Brett Miller                      **SECOND:** Tina Friend                      **MOTION CARRIED**

	Jamie Goldstein	Jeff Hoyne	Rene Mendez	Paul Wood	Brett Miller	Andrea Marble	Layne Long	Aaron Blair	Tina Friend	Brent Slama
Aye	X			X	X	X		X	X	X
Nay										
Abstain										

Jamie Goldstein reported out of Closed Session that the Board had a discussion on the agendized claims and there was no reportable action.

## **G. CORRESPONDENCE / INFORMATION**

### **G1. Next Board Meeting & ERMA Training Schedule**

The next meetings will be the Long Range Planning held on November 4, 2021 and the Board Meeting will be held the following day, November 5, 2021 at a hotel in Santa Cruz or Monterey.

**G2. MBASIA Service Team Contact List & Claims Reporting** - There was no discussion on this item.

**G3. 2021 CAJPA Conference Preliminary Agenda** – There was no discussion on this item.

## **H. GENERAL RISK MANAGEMENT ISSUES**

There were no general risk management issues.

## **ADJOURNMENT**

Jamie Goldstein adjourned the meeting at 12:25 PM.