

**Member Cities**

- Capitola
- Del Rey Oaks
- Gonzales
- Greenfield
- Hollister
- King City
- Marina
- Sand City
- Scotts Valley
- Soledad

### AGENDA

**JPA:** MBASIA  
**Long Range Planning;**  
**Board of Directors Meeting**

**DATES/TIMES:** Thursday, October 21, 2021 at 9:30 AM  
 Friday, October 22, 2021 at 9:00 AM

**LOCATION:** Dream Inn  
 175 W Cliff Drive  
 Santa Cruz, CA 95060  
 Meeting Room: Beach View

**LEGEND:**  
 A – Action may be taken  
 I – Information

1 – Included  
 2 – Handout  
 3 – Separate  
 4 – Verbal

***In accordance with the requirements of the Brown Act, notice of this meeting must be posted in publicly accessible places, 72 hours in advance of the meeting, in each of the member agencies involved.***

*Per Government Code section 54954.2, persons requesting disability-related modifications or accommodations, including auxiliary aids or services in order to participate in the meeting, are requested to contact Alliant Insurance Services at (415) 403-1400, 24 hours in advance of the meeting. Access to some buildings may require routine provision of identification to building security. However, MBASIA does not require any member of the public to register his or her name, or to provide other information, as a condition to attendance at any public meeting and will not inquire of building security concerning information so provided. See Government Code section 54953.3.*

**TAB A. CALL TO ORDER**

**B. ORAL COMMUNICATIONS & PUBLIC COMMENTS** (I)  
 4 *The public is invited at this point to address the Board on issues of interest to them.*

**1 C. LONG RANGE PLANNING**  
 1 *The Board will enter into the Long Range Planning portion of the agenda.*

**1. INTRODUCTIONS AND EXPECTATIONS**  
*The Members of MBASIA will take a few minutes to introduce themselves to each other and take this opportunity to ask questions about MBASIA and share any expectations of today's meeting.*

**2 Estimated Start Time: 2. PRESENTATIONS** (I)

9:45 AM	<b>A. MBASIA Program Summary</b> <i>Conor Boughey will provide a short description about the MBASIA program.</i>
10:00 AM	<b>B. MBASIA's Financials</b> <i>Conor Boughey and Brett Miller will provide a quick update on the financial standing of MBASIA.</i>
10:15 AM	<b>C. Lexipol Police Services</b> <i>Sean Brannon will discuss Lexipol services.</i>
10:45 AM	<b>Break</b>

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<b>TAB</b>	11:00 AM	<b>D. PRISM Services</b> <i>Rick Brush will provide a presentation about the various services offered by PRISM.</i>
	11:30 AM	<b>E. Liability Litigation Update</b> <i>Heather Mills will present on litigation updates regarding liability.</i>
	12:00 PM	<b>Lunch</b>
	12:30 PM	<b>F. MBASIA's Liability Claim Trends</b> <i>Ken Maiolini will discuss with the Board MBASIA's liability claim trends.</i>
	1:00 PM	<b>G. George Hills Liability Claims Management</b> <i>Lena Bowen and Ken Maiolini will provide a presentation about MBASIA's liability claims management.</i>
	1:30 PM	<b>Break</b>
	1:45 PM	<b>H. 2021 State of the Insurance Market Report</b> <i>Conor Boughey will provide a report on the State of the Insurance Market.</i>
	2:15 PM	<b>I. Insurance Requirements in Contracts 2021 Update</b> <i>Marcus Beverly will walk through updates made to the IRIC manual.</i>

- 3      2:30 PM      **3. FINANCIAL PLANNING** (A)  
*The Board will discuss and review the following agenda items and may develop a recommendation or take action under agenda item D.3.a. of the Board of Director's Agenda.*
- A. Liability Funding and Structure
  - B. Excess Coverage Options: CARMA's Program and the Excess Market
  - C. Workers' Compensation Funding and Structure
  - D. MBASIA's Investment Goals
- 4      4:00 PM      **4. SERVICE PROVIDERS REVIEW** (A)  
*Members were asked to provide feedback of their satisfaction with the following Service Providers. The Board will have a roundtable discussion.*
- 4      1. Workers' Compensation Legal Services (Witzig, Hannah, Sanders & Reagan, LLP)
  - 2. Workers' Compensation Defense Panel (Witzig, Hannah, Sanders & Reagan, LLP; Laughlin Falbo, Levy & Moresi, LLP; Michael Sullivan & Associates, LLP)
  - 3. Liability Legal Services (ERMA, Liebert Cassidy Whitmore, Jackson Lewis)
  - 4. Liability Defense Panel (Casey Law Group; Skane Mills; Burke, Williams & Sorensen, LLP; Bertrand, Fox, Elliot Osman & Wenzel)
  - 5. Actuary (Bay Actuarial)
  - 6. Ergonomic Services (Worksite International)
  - 7. Workers' Compensation Claims Administrator (AIMS)
  - 8. Liability Claims Administrator (RMS/George Hills)
  - 9. Program Administrators and Broker (Alliant)

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<b><u>TAB</u></b>	<b>5. BOARD OF DIRECTORS MEETING AGENDA FRIDAY, OCTOBER 22, 2021 AT 9:00 AM</b>
<b>5</b>	<b>A. CALL TO ORDER</b>
<b>PAGE</b>	<b>B. ORAL COMMUNICATIONS &amp; PUBLIC COMMENTS (I)</b> <i>The public is invited at this point to address the Board on issues of interest to them.</i>
<b>1-11</b>	<b>C. CONSENT CALENDAR (A)</b> <i>1 The Board may take action on the items below as a group. A member may request an item be withdrawn from the Consent Calendar for discussion and action.</i>
<b>12-13</b>	1) Approval of Minutes – June 14, 2021 Board of Directors Meeting
<b>14-15</b>	2) Approval of Minutes – August 4, 2021 Special Board of Directors Meeting
<b>16-26</b>	3) Service Calendar & Status of Deliverables
<b>27-33</b>	4) Bills and Correspondence a) Ratification of Disbursements i. Month Ending May 31, 2021 ii. Month Ending June 30, 2021 iii. Month Ending July 31, 2021 iv. Month Ending August 31, 2021 v. Month Ending September 30, 2021
<b>34</b>	5) Evidence of Coverage and Disclosure: i. Alliant Property Insurance Program (APIP) ii. Alliant Crime Insurance Program (ACIP) iii. Alliant Public Pool Liability (APPL) iv. Excess Cyber
<b>35-63</b>	6) Concern EAP Contract Extension
	<b>D. BOARD OF DIRECTOR’S REPORTS</b>
	1) <b>COMMITTEE REPORTS</b>
	a) Executive and Finance Committee <i>The Executive and Finance Committee may give a verbal report in addition to discussing the following items:</i>
	1. Actuarial Peer Review (A) <i>The Board will discuss the findings of the actuarial study reports’ peer review and may take action or provide direction.</i>

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| 64-66   | 1     | b) Safety Committee<br><i>The Safety Committee may give a verbal report in addition to discussing the following items:</i> <ol style="list-style-type: none"> <li>1. Safety Grant Funds (A)<br/> <i>Safety Grant Funds are allocated every year per for various safety-related uses pending Safety Committee Approval. Members will discuss the current status of the Safety Grant Funds, and may take action or give direction.</i></li> </ol>   |
| 67-77   | 1     | c) Coverage and Claims Committee<br><i>The Coverage and Claims Committee may give a verbal report in addition to discussing the following items:</i> <ol style="list-style-type: none"> <li>1. Summary of Coverage (I)<br/> <i>A Summary of Coverage is provided annually as an easy reference guide to see purchased coverage at a glance.</i></li> <li>2) <b>UNFINISHED BUSINESS</b><br/>                     None</li> <li>3) <b>NEW BUSINESS</b></li> </ol>                             |
| 78  | 1     | a) Review of Items Discussed at Long Range Planning (A)<br><i>Members will review the following discussion points of the Long Range Planning session and may take action to assign tasks to Committees or give direction.</i> <ol style="list-style-type: none"> <li>1. Liability Funding and Structure</li> <li>2. Excess Coverage Options: CARMA’s Program and the Excess Market</li> <li>3. Workers’ Compensation Funding and Structure</li> <li>4. MBASIA’s Investment Goals</li> </ol> |
| <b>TIME CERTAIN FRIDAY, OCTOBER 22, 2021 AT 9:30 AM</b> |       |   |
| 79-110  | 1     | b) MBASIA’s Financial Audit (A)<br><i>Charles Raibley of Crowe LLP will present the draft FY 20/21 Financial Audit. Members may then take action or give direction.</i>   |
| 111-127   | 1     | c) MBASIA Financial Audit Contract Renewal – Crowe LLP (A)<br><i>Members will discuss renewing the Financial Audit Contract with Crowe LLP. Action may be taken or direction given.</i>   |
| 128-149   | 1 & 3 | d) Liability Claims Administrator Contract Extension (A)<br><i>The current contract with George Hills will expire on December 31, 2021. Action may be taken or direction given.</i>   |
| 150-151   | 1     | e) Excess Workers’ Compensation Renewal (I)<br><i>Members of this program will receive information and may have a discussion or give direction.</i>   |
| 152-153   | 1     | f) Recognizing MBASIA’s Names and Resolution 2122-01 (A)<br><i>The Board will review the resolution that documents the MBASIA’s names and take action to approve or provide direction.</i>  |

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4) **LOSS REPORT** (A)

**CLOSED SESSION – Pursuant to Gov’t Code 54956.95**

*Members will review the following Closed Session Items and may take action or give direction:*

- a) Workers’ Compensation Administrator’s Report  
*AIMS will provide a closed session report.*
  - i. None
- 3 b) Liability Third Party Administrator’s Report  
*George Hills will provide a closed session report.*
  - i. Oster v. Capitola
  - ii. Ball v. Del Rey Oaks
  - iii. Hernandez v. Hollister
  - iv. Lua v. Hollister
  - v. Ebright v. Marina
  - vi. Waddy v. Marina
  - vii. Beam/Gluch v. Scotts Valley
  - viii. Smith, et al. v. Scotts Valley

**TIME CERTAIN FRIDAY, OCTOBER 22, 2021 AT 10:30 AM**

- 4 ii. City of Gonzales Matter

**RECONVENE – DISPOSITION OF CLOSED SESSION ITEMS**

**E. PROGRAM ADMINISTRATOR’S REPORT**

- 154 1) Excess Liability Policy Aggregation (A)  
*Alliant will provide information to help the Board on understanding policy aggregation. Action may be taken or direction given.*

**F. CORRESPONDENCE / INFORMATION** (I)

- 155-157 1) Next Two Board Meetings & ERMA Training Schedule
- 158-176 1) 2) PARMA Conference Information
- 177-184 1) 3) MBASIA Service Team Contact List & Claims Reporting

**G. GENERAL RISK MANAGEMENT ISSUES** (I)

*4 Subjects that are of interest to members: please bring 15 copies of any materials.*

**6 1 6. RESOURCES**

- A. JPA Agreement and Bylaws
- B. 2021 Liability Memorandum of Coverage
- C. 2021 Workers’ Compensation Memorandum of Coverage
- D. 2021 Liability Actuarial Study
- E. 2021 Workers’ Compensation Actuarial Study
- F. IRIC Manual

**ADJOURNMENT**