



CALL-IN: (855) 201-9213

ATTENDEE CODE: 3800295#

AGENDA

LEGEND : A – Action may be taken
I - Information
1 - Included
2 - Handout
3 - Separate
4 – Verbal

JPA: ACCEL BOARD OF DIRECTORS MEETING

DATES/TIMES: Thursday, October 11, 2018 at 1:00 PM (IN PERSON)
Friday, October 12, 2018 at 8:30 AM (TELECONFERENCE)

PRIMARY LOCATION: City Hall North
Conference Room A – 1st Floor
1600 Truxtun Avenue
Bakersfield, CA 93301

LOCATIONS VIA TELEPHONE:

- **City of Burbank**, 275 E. Olive Ave., Burbank, CA 91510
- **City of Modesto**, 1010 10th St., Modesto, CA 95353
- **City of Mountain View**, 500 Castro St., 2nd Floor, Mountain View, CA 94041
- **City of Ontario**, 200 North Cherry Avenue, Ontario, CA 91764
- **City of Santa Cruz**, 877 Cedar St., Suite 100, Santa Cruz, CA 95060
- **City of Visalia**, 220 N. Santa Fe St., Visalia, CA 93292

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, at the office of ACCEL's Secretary.

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 at (415) 403-1400 twenty-four hours in advance of the meeting. Entrance to the meeting location requires routine provision of identification to building security. However, ACCEL 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.

PAGE A. CALL TO ORDER

B. CONSENT CALENDAR (A)

1 The Board may take action on the items below as a group, except a member may request an item be withdrawn from the Consent Calendar for discussion and action.

1-15 1. Approval of Minutes for the June 21 & 22, 2018 Board Meeting

16-17 2. Approval of Minutes for the August 29, 2018 Special Board Meeting

18-21 3. Conflict of Interest Code

22-31 **C. REPORT FROM LONG RANGE PLANNING** (A)

1 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.

1. ACCEL's Mission Statement
2. Size of ACCEL
3. Services of ACCEL
 - a) Memorandum of Coverage vs. Insurance Policy Comparison
 - b) Liability and Workers Compensation Benchmarking
 - c) Finance Committee – Rating Plan Calculation Review
 - d) Risk Management 101 Webinars hosted by ACCEL Board Members
 - e) Earthquake Tower
4. Member Retention Attachment to ACCEL Discussion



D. GENERAL RISK MANAGEMENT ISSUES (I)

4 *This is an opportunity for a member to discuss a topic of interest or seek guidance and input from the group about a current issue, risk management topic or exposure the member is facing. Please mail a copy of any materials to each member City in advance of the meeting.*

32-33 1 1. City Use of Monsanto Roundup Pro

E. REPORTS

1. President's Report (I)

34 1 a) Committee Assignments
Members will review the committee assignments for 2018-19. Action may be taken or direction given.

4 b) CAJPA Conference Update (I)
President will share highlights from the CAJPA Conference and emphasize the importance of member participation.

2. Executive Committee's Report

35-38 1 a) Proposed Changes to ACCEL's Policy and Procedure: Expulsion of Member Agency (A)
The Board will review the various proposed changes of the Expulsion of Member Agency Policy and Procedure and may take action to approve or give direction.

39-41 1 b) Restated ACCEL's Policies and Procedures: (A)
i. Attendance for Regularly Scheduled Board Meetings
ii. Use of Technology for Non-Regularly Scheduled Meetings
The Board will review the Executive Committee's recommendation for the two restated ACCEL's Policies and Procedures and may take action to approve or give direction.

3. Claims Committee's Report

TIME CERTAIN, THURSDAY, OCTOBER 11, 2018 AT 3:00 PM

REPRESENTATIVE FROM GIBBONS AND CONLEY WILL JOIN BY TELECONFERENCE

3 a) **CLOSED SESSION – Pursuant to Gov't Code 54956.95 (A)**
Members will review the following Closed Session Items

- i. Flores v. Anaheim
- ii. Najera v. Anaheim
- iii. Valenzuela v. Anaheim
- iv. Edens v. Bakersfield
- v. Fajardo v. Bakersfield
- vi. Franklin/Kiaie v. Bakersfield
- vii. Dawson v. Burbank
- viii. Verdugo Aquatics v. Burbank
- ix. Modesto City Schools v. Modesto
- x. Emmerling v. Mountain View
- xi. Lohman v. Mountain View
- xii. SC through her guardian v. Ontario
- xiii. Briones v. Ontario



- xiv. Arlt v. Santa Cruz
- xv. Park v. Santa Monica
- xvi. Quintero v. Santa Monica
- xvii. Terranova v. Santa Monica
- xviii. Vergara v. Santa Monica

- xix. Custom House v. Monterey
- xx. Huerta v. Santa Barbara

RECONVENE - DISPOSITION OF CLOSED SESSION ITEMS

42-52 1 b) Proposed Changes to ACCEL’s Policy and Procedure: Claims Reporting and Handling (A)
Members will review the proposed changes of adding a new section about the “Duty to Disclosure a Potential Conflict of Interest” and “Claims Reimbursement Requests”. Action may be taken to approve to amend and approve or direction given.

53-79 1 c) Claims Audit Contract – 2nd Amendment (A)
The Committee will review the 2nd amendment to the Claims Audit Contract that has been assigned to R.E. Powers & Company LLC. Action may be taken to provide a recommendation to the Board or direction given.

4. Financial and Treasurer's Report (A)
Members will review the following items and may take action to approve or give direction as needed.

- 1 a) Ratification of Disbursements
 - 80-81** 1. Month Ending June 30, 2018
 - 82-83** 2. Month Ending July 31, 2018
 - 84-85** 3. Month Ending August 31, 2018
 - 86** 4. Month Ending September 30, 2018
- 1 b) Report of Investments – Pursuant to Gov't Section Code 53646(b)(1)
 - 87-94** 1. Month Ending June 30, 2018
 - 95-103** 2. Month Ending July 31, 2018
 - 104-113** 3. Month Ending August 31, 2018
 - 114-124** 4. Month Ending September 30, 2018
- 125-128** 1 c) Quarterly Financial Report as of June 30, 2018
- 129-157** 1 d) Member Account Summary Report
 - 1. Month Ending June 30, 2018
- 158-159** 1 e) ACCEL Projected Cash Flow Obligations as of June 30, 2018 (I)

TIME CERTAIN, FRIDAY, OCTOBER 12, 2018 AT 8:30 AM

160-223 1 f) Financial Audit as of June 30, 2018 (A)
Crowe LLP will present ACCEL’s June 30, 2018 Financial Audit.



TIME CERTAIN, THURSDAY, OCTOBER 11, 2018 AT 1:30 PM

RHONDA COMBS, CITY OF SALINAS WILL JOIN BY TELECONFERENCE

5. Underwriting Committee's Report

- 224-258 1 a) City of Salinas – Application to ACCEL (A)
The Board will receive the Underwriting Committee's recommendation regarding the City of Salinas' application to ACCEL and may take action or give direction.

6. Program Administrator's Report

- 259-280 1 a) ACCEL Staff Time Commitment (A)
The Program Administrators will discuss increased staff time commitment and the Board will take action to assign this item to a Committee or give direction.

- 281-293 1 b) 2018-19 Summary of Coverage (I)
Members will receive the 2018-19 Summary of Coverage for Liability, Supplemental Liability, and Workers Compensation coverage.

- 294 1 c) Service Provider Surveys Scheduling (A)
The Program Administrators will discuss with the Board appropriate Service Provider Survey scheduling. Action may be taken or direction given.

- 295-296 1 d) Discussion Board on ACCEL's Website (I)
Members will be shown the Discussion Board on ACCEL's website where Members can easily ask each other general risk management questions and it will be used as a library of all the past questions.

- 297 1 e) Alliant's Performance Review Planning (A)
The Board will prepare conducting a Performance Review of Alliant, the Program Administrators for the January 2019 Board Meeting. Action may be taken or direction given.

F. UNFINISHED BUSINESS

- 298 1 1. 2018 Retrospective Rating Plan – Refund Requests (A)
Members will receive an update on the requested retro payments made by members. Action may be taken or direction given.

G. NEW BUSINESS

- 299-300 1 1. New Member Impact to Current ACCEL Contracts (A)
The Board will discuss all contracts as respects new members joining ACCEL. Action may be taken or direction given.

- 301-331 1 2. JPA Agreement Review (A)
The Board will review ACCEL's JPA Agreement and may take action to provide instruction or give direction.

- 332 1 3. ACCEL's CSAC EIA Representation Update (I)
Members will receive an update from Dave Nunley a Public Entity representative on the CSAC EIA governance panel concerning the CSAC EIA meeting of October 4-5, 2018.



- 333-335 1 4. ACCEL Workers Compensation Pooling Evaluation (A)
Members will revisit the possibility of creating a Workers Compensation pooled layer. Members may take action or give direction.
- 336-338 1 5. ACCEL Travel and Training Policy - Clarification (A)
The Board will clarify reimbursable items that are acceptable by the Travel and Training policy, and may take action or give direction.
- 339 1 6. 2019 Proposed Calendar of Meetings (A)
Members will review proposed meeting dates and may take action to approve or amend.
- 340 1 7. Schedule of the Next Two Board of Directors Meetings (A)
Members will receive information on the next two meetings and may take action to approve or amend the schedule and locations.
- H. CORRESPONDENCE / INFORMATION (I)**
- 341-356 1 1. PARMA Conference Information
357-358 1 2. Alliant Deadly Weapon Response Program (ADWRP) Brochure
- I. PUBLIC COMMENTS (I)**
- 4 *The public is invited at this point to address the Board of Directors on issues of interest to them.*

ADJOURNMENT