



BOARD OF SUPERVISORS Agenda Number:
AGENDA LETTER

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: County Executive Office
Department No.: 012
For Agenda Of: May 19, 2020
Placement: Administrative
Estimated Time:
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Mona Miyasato, County Executive Officer *dm*
 Director(s)
 Contact Info: Nancy Anderson, Assistant CEO, 568-3407
SUBJECT: Approve Proposed Amendments to CSAC-EIA Joint Powers Agreement

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

- a) Adopt the attached resolution approving and authorizing the County Executive Officer or designee to execute the attached amendments to the Joint Powers Agreement of the CSAC Excess Insurance Authority; and
- b) Determine that the above action is not a project under the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines Sections 15378(b)(4) and 15378(b)(5) because it consists of government administrative or fiscal activities that will not result in direct or indirect physical changes in the environment.

Summary Text:

By adopting the attached resolution, the Board will approve and authorize execution of the attached amendments to the Joint Powers Agreement (JPA) of the CSAC Excess Insurance Authority (CSAC-EIA JPA). The County has been a voting member of CSAC-EIA, and a party to its JPA, for many years. As detailed in the attached summary prepared by CSAC-EIA, the amendments primarily:

- Reflect the change of CSAC-EIA’s name to Public Risk Innovations, Solutions, and Management (“PRISM”); and
- Conform the JPA to CSAC-EIA’s current business practices, and make non-substantive “clean-up” revisions, including correcting typographical errors and improving formatting.

The proposed changes would be an “amendment to” the existing JPA (Gov. Code, § 6503.5), would not

result in the existing JPA being “rescinded or terminated” (Gov. Code, § 6510), and would not be an “agreement ... for the creation of” a new joint powers agency (Gov. Code, § 6503.5).

Background:

The following background was provided by CSAC-EIA:

“CSAC Excess Insurance Authority (EIA) was formed by and for the California counties in 1979 by the California State Association of Counties (CSAC). Today, 55 out of the 58 counties in California participate in one or more of the EIA programs. In 2001, the EIA expanded its offerings to other California public agencies. At this point, over 70% of the cities in California participate in one or more of the EIA programs. In addition, a variety of special districts, school districts, and JPAs also participate in EIA Programs. The EIA is recognized as the largest public entity property and casualty pool in the United States.

“After 40 years of existence, the EIA is proposing to change its name to Public Risk Innovation, Solutions, and Management (otherwise known as PRISM). The consideration of a name change came at the request of CSAC (California State Association of Counties) due to the on-going confusion over the fact that CSAC EIA and CSAC are two completely separate entities. There is additional confusion in the CSAC EIA name as it relates to our current identity. The EIA offers multiple primary and excess programs and is no longer singularly focused on ‘excess’ programs. The EIA is not an insurance company and does not provide ‘insurance’ from a technical standpoint.

“The subject of a name change was discussed with the EIA’s Executive Committee and various Committee Chairs at a strategic planning retreat in November 2019. Thereafter, the Executive Committee approved moving forward with a name change and staff and a sub-committee of Executive Committee members were tasked with coming up with a new name. Some points that were at the forefront of the discussions regarding a new name include: (1) removing confusion by eliminating ‘CSAC,’ ‘Excess,’ and ‘Insurance’ from our name; and (2) taking California out of the name since the organization is poised to expand its programs and services to public agencies across the nation. The new name – Public Risk Innovations, Solutions, and Management (PRISM) will support the organization’s current and future identity as one of the largest, most successful member-directed risk sharing pools in the nation.

“The main purpose of the proposed JPA Amendment is to substitute the new name for the old one throughout the document. One other notable change is that the provision that county members must maintain their membership in CSAC is being removed. This will help the organization create a unique identity apart from CSAC. The removal of this requirement does not affect the governance of the EIA in any way. The EIA’s relationship with CSAC is very good and its desire is to continue to foster a very strong and collaborative relationship with CSAC going forward. CSAC is aware of this proposed change and has not expressed any concern over it.

“Since the JPA Agreement was being amended to address the name change and removal of the CSAC membership requirement, the EIA has also made some other amendments to the Agreement to ‘clean up’ the document to coincide with current practices and the future vision of the organization.”

Fiscal and Facilities Impacts:

Budgeted: Yes

Staffing Impacts: None

Special Instructions:

Please send 2 copies of the executed resolution to Ray Aromatorio, Risk Manager.

Attachments:

- (a) Summary of Proposed Redline Changes
- (b) Proposed amendments to JPA (redline version)
- (c) Proposed amendments to JPA (clean version)
- (d) Resolution

Authored by:

Ray Aromatorio

**RESOLUTION OF THE BOARD OF SUPERVISORS
COUNTY OF SANTA BARBARA, STATE OF CALIFORNIA**

IN THE MATTER OF AMENDMENTS TO
THE JOINT POWERS AGREEMENT FOR
CSAC EXCESS INSURANCE AUTHORITY

RESOLUTION NO. _____

WHEREAS, the County of Santa Barbara is a voting member of the CSAC Excess Insurance Authority (CSAC EIA); and

WHEREAS, CSAC EIA proposes to amend its Joint Powers Agreement to reflect the change of CSAC-EIA's name to Public Risk Innovations, Solutions, and Management (PRISM); and

WHEREAS, CSAC EIA proposes additional amendments to conform the Agreement to CSAC-EIA's current business practices, and to make non-substantive "clean-up" revisions; and

WHEREAS, the proposed changes would be an "amendment to" the existing Agreement (Gov. Code, § 6503.5), would not result in the existing Agreement being "rescinded or terminated" (Gov. Code, § 6510), and would not be an "agreement ... for the creation of" a new joint powers agency (Gov. Code, § 6503.5);

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Santa Barbara, acting as the governing body of the County of Santa Barbara, as follows:

1. The proposed amendments to the Joint Powers Agreement are approved.
2. The County Executive Officer or designee is authorized to execute the amended Joint Powers Agreement.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Barbara, this 19th day of May, 2020.

AYES:
NOS:
ABSTAIN:
ABSENT:


ATTEST:
CLERK OF THE BOARD

CHAIR Board of Supervisors
County of Santa Barbara

By: _____
Deputy Clerk

APPROVED AS TO FORM:
COUNTY COUNSEL

APPROVED AS TO FORM:
AUDITOR-CONTROLLER

By: 
Amber Holderness (May 5, 2020)

By: 







Resolution re JPA Amendment (final) (002)

Final Audit Report

2020-05-05

Created:	2020-05-05
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