

RESOLUTION NO. 11-001

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
EARTHQUAKE RECOVERY INDEMNITY AUTHORITY (ERIA)
TERMINATING THE JOINT POWERS AGREEMENT**

WHEREAS, the ERIA was formed for the purpose of establishing an insurance program to protect against any seismic related property damage risks relating to court buildings subject to Level V seismic ratings as set forth in Government Code § 70324 (since repealed); and

WHEREAS, the ERIA has not implemented any insurance programs; and

WHEREAS, it has been determined that the ERIA did not meet the minimum participation level required in order to launch an insurance program; and

WHEREAS, a three-fourths vote of the total voting membership of the ERIA, acting through their governing bodies, is required to terminate the JPA; and

WHEREAS, there are no joint assets to distribute under Article 22 of the JPA and there are no joint liabilities; and

WHEREAS, the CSAC Excess Insurance Authority (EIA) has been performing the administrative functions for the ERIA; and

WHEREAS, to the extent necessary to conclude the purposes of the ERIA and the JPA, the EIA is authorized to perform any and all acts as are deemed necessary; and

WHEREAS, the EIA is directed to and shall perform those acts necessary to notify ERIA members of the intent to terminate the JPA and secure the member's approval pursuant to Article 22 thereof;

NOW THEREFORE, BE IT RESOLVED by the ERIA Board of Directors as follows:

Section 1. The ERIA Board of Directors terminates the JPA.

Section 2. The EIA is directed to and shall take any action deemed necessary to complete the termination of the ERIA JPA including securing the consent of three-fourths of the members terminating the ERIA JPA and to do any other acts as are necessary to carry out the intent of this Resolution.

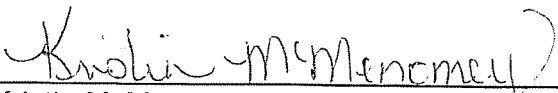
PASSED AND ADOPTED by the Earthquake Recovery Indemnity Authority Board of Directors this 4th day of February, 2011 by the following vote:

AYES: Counties of Fresno, Kern, Mendocino, Solano and Sonoma

NOES: None

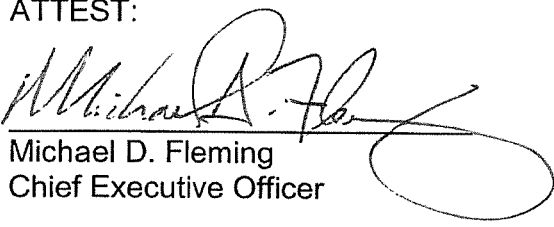
ABSENT: Counties of San Luis Obispo and Santa Barbara

ABSTAIN: None



Kristin McMenomey, President
Earthquake Recovery Indemnity Authority

ATTEST:



Michael D. Fleming
Chief Executive Officer