

**TRINDEL INSURANCE FUND
MINUTES
BOARD OF DIRECTORS MEETING
May 14, 15 & 16, 2008
Trinity County Library, 351 Main Street,
Weaverville, Trinity County, California 96093**

Wednesday, May 14, 2008, 9:01AM

1. Roll Call

Members & Alternates Present:

Peggy Scroggins – Colusa
Sherri Adams – Del Norte
Karen Fouch - Lassen
Mike Maxwell – Modoc
Richard Inman – San Benito
Van Maddox – Sierra (President)
Peter Huebner – Sierra
David Nelson – Trinity (Vice-President)
Dero Forslund – Trinity (attended 5-14 & 15-08)

Members Absent:

Alpine
Mono

Others Present:

Robert Zunino – Colusa
Shelly Pourian – Trinity (attended 5-14 & 15-08)
Angie Bickel - Trinity
Don Hemphill – Staff
Gene Herndon - Staff

2. Election of President, Vice-President and Secretary for the 2008-09 fiscal year.

Van Maddox nominated and motion by San Benito for President, second by Colusa, unanimous approval to elect Van Maddox President for the 08-09 fiscal year, with Van Maddox abstaining.

David Nelson nominated and motion by San Benito for Vice-President, second by Colusa, unanimous approval to elect David Nelson Vice- President for the 08-09 fiscal year, with David Nelson abstaining.

Rita Sherman nominated and motion by San Benito for Secretary, second by Colusa, unanimous approval to elect Rita Sherman Secretary for the 08-09 fiscal year.

3. Appointment of two members to the Executive committee (the president and Vice-president are automatically members) for the 08-09 fiscal year.

Peggy Scroggins & Karen Fouch nominated by Modoc for the Executive Committee, second by Sierra, unanimous approval to elect Peggy Scroggins & Karen Fouch to the Executive Committee for the 08-09 fiscal year.

4. Approval of Minutes of March 5, 2008.

Motion by Modoc, second by Del Norte to approve the March 5, 2008 minutes as presented, unanimous approval.

5. Informational Item: Register, checks & invoices between the dates of 2-28-08 and 05-7-08 are available for review pursuant to Bylaws Article XIV, Section 2 with certification from Assistant Treasurer.

No action taken, information only.

6. Discussion/Action on a biennial review of Trindel's Conflict of Interest Code as required Government Code Section 87306.5.

The Board reviewed the policy. **No action taken**, as no changes are needed.

7. Discussion/Action on approval, or not, of amendment to agreement with Claims Management Services for TPA services for Mono County for an increase in fees and authorization for Executive Director to sign agreement.

Motion by Colusa, second by Lassen to Authorize the Executive Director to execute an amendment to the agreement with CMS for workers comp TPA services for Mono County, to be effective 7-1-08 with option for renewal for each of an additional 2 years, unanimous approval.

8. Discussion/Action on possible agreement with Bickmore Risk Services for GASB 45 – OPEB actuarial services and authorization for Executive Director to sign agreement.

Motion by Modoc, second by Trinity to Authorize the Executive Director to negotiate and execute an agreement with Bickmore Risk Services for OPEB actuarial services if satisfactory terms can be reached, unanimous approval.

9. Discussion/Direction/Action on Agreement with Bragg and Associates for workers comp Third Party Administrator services and authorizing the Executive Director to sign the agreement, adoption of Resolution No. 08-02 (Item #9b) which replaces Resolution No. 05-09 authorizing the establishment of a workers comp account in the amount of \$100,000, applications to Department of Insurance Self Insurance Plans action by each member, possible action on presentation by EIA on PWC related to the Board's action at the March 5, 2008 Board meeting.

The following changes were included in the motion to approve the agreement with Gregory B. Bragg & Associates, Inc.:

Section 2. c) change "CSAC Workers..." to "CSAC-EIA Workers..."

Section 2. d) eliminate "...either by teleconference or..."

Section 2. e) added language to state that Claims Administrator is responsible for statutory penalties, due to the Claims Administrators performance, are their responsibility.

Section 4. A. added option for a flat fee for the 2nd and 3rd year of agreement

Section 4. B. added (no more often than quarterly) after "...claim review meetings..."

Motion by Trinity, second by San Benito to Authorize the Executive Director to execute an agreement with Gregory B. Bragg & Associates, Inc. for a three year agreement for workers compensation Third Party Administrator services and including the above noted changes, unanimous approval. (Follow up note: All changes were agreed to by Bragg.)

Motion by Modoc, second by Trinity to Adopt Resolution No. 08-02 establishing the maximum ongoing bank account cash balance for workers comp trust accounts for the use of Third Party Administrators at \$100,000, unanimous approval.

No Action taken on the following item, Information only. Applications to Dept of Ins. Self Ins Plans. Each member must complete an application and have a resolution adopted by the Board of Supervisors in order to obtain a certificate to self insure.

No Action taken on the following item, Information only. Presentation by EIA. EIA staff, Mike Fleming and Gina Dean, attended our meeting at 1pm on Wednesday May 14th. The Board listened to their presentation, asked questions and made comments.

10. Discussion/Adoption of Resolution No. 08-01 adopting budgets (Item #10a) for all programs and activities for the 2008-09 fiscal year and a review of our investment policy (Item 10d) pursuant to Government Code Section 53646(a) and authorizing the Treasurer to invest, reinvest, sell or exchange securities for the 2008-2009 fiscal year as required by Government Code Section 53607, setting premiums (Item #10b) for the 2008-09 fiscal year for all programs and approving the return of funds (Item #10c) giving the option to take a credit as partial payment of the 08-09 premium invoice or taken as a return of cash or leaving the funds on deposit with Trindel.

Motion by San Benito, second by Trinity to Adopt Resolution No. 08-01 approving the budget (Item #10a) for Trindel Insurance Fund for the 08-09 year with the changes noted below in Item #10b-1 (GO FWD premiums), leaving the Loss Prevention Subsidy with the 5% increase for the 08-09 year, authorizing the Trindel Insurance Fund Treasurer to invest, reinvest, sell or exchange securities for the 2008-2009 fiscal year as required by Government Code Section 53607, approving premiums (Item #10b-1) for the 08-09 year for all programs, each member is to notify the Executive Director by June 3, 2008 of the workers comp Go FWD premium, Item #10b-1 Page 2 Line 11, (the GO FWD premium is to be an amount somewhere between the amounts shown on Item #10b-1 Page 12 Line 16 and 26, this specific action was **moved by Colusa and seconded by Lassen, unanimous vote**) and authorizing the Executive Director to make final changes to the 08-09 premiums based upon final billings from CSAC-EIA, approves the return of funds for liab/prop (Item #10c Sheet 4 Line 25) and work comp (Item #10c Sheet 4 Line 51) as an optional credit to be used in partial payment of the 08-09 premium invoice, left where they are or taken as a cash return during the 08-09 year and lastly approves the Investment Policy as presented, unanimous vote.

11. Discussion/Direction: staff report on deficit balances, if any, as requested in Item #6 at the 11-2/3-06 Board meeting, and review the Balance Sheet & Income Statement detail spreadsheets as of March 31, 2008, if time permits.

Item presented to the Board, however due to a lack of time the item was not discussed. **No action was taken.**

12. Staff report on activities since the March 2008 Board meeting. This item will also include the opportunity for individual members to discuss any topics of interest relating to their specific county, i.e. how do others handle xxx, this is what we are doing xxx, State program/funding issues.

Members briefly discussed items of interest. **No action was taken.**

13. Presentation/Training/Discussion/Direction on the interactive process training by Jeanne Gravette. Possible discussion on future training/HR services along with, if approved, authorization for Executive Director to execute agreement or to add as a vendor to the Leadership Supervisor Training Program vendor list and/or HR consultant, with Jeanne Gravette.

Jeanne Gravette provided training on the interactive process with a general outline of the process and then interacted with the members on situations that have arisen in their jurisdiction. The Executive Director will discuss with Jeanne a possible agreement to provide HR services to individual members on an as needed basis.

No specific action taken.

14. Discussion/Action on performance evaluations of contractors possibly including, but not limited to: George Hills Company, HealthMetrics (hearing testing), Bragg & Associates, Claims Management Services (Mono TPA), Alliant Insurance Services, CSAC-EIA, defense attorneys, etc., evaluations may also be discussed during other agenda items that are specifically related to a particular vendor.

Comments were generally favorable. Issues related to CSAC-EIA were addressed in the on line evaluation for the Chief Executive Officer (CEO) and the organization, a group evaluation was done. Issues with the CEO revolved around the recent action of the PWC in approving a dividend and the National Expansion proposal. The feeling was that EIA top management is not responding to the needs of a member driven organization, but instead was attempting to drive the organization in a specific direction of larger is better. It also seems that when a member has a question that they contact Alliant and not EIA, why is that? Alliant is very responsive to our needs. Bragg has responded without hesitation to issues that have arisen. George Hills is doing a great job for us. Tom McKee's services are good but the training program needs to be updated and revitalized to attract the attention of the member staffs, as Tom's training is getting boring in the sense of going over the same thing time and time again.

The only specific action was the completion of the on line evaluation of the CEO and EIA.

15. Discussion/Action on continuing approval of agreement with HealthMetrics for hearing tests for 08-09 year and authorization for Executive Director to sign agreement.

Brief discussion, vendor is doing fine, existing agreement is still in effect, **no action taken.**

16. Discussion/Action on amendment to/evaluation of Safety Officer agreement to extend agreement through 6-30-2010 with a one percent (1%) increase effective 7-1-2008 and an additional two percent (2%) increase effective 7-1-2009.

Motion by Modoc, second by San Benito to approve the amendment to the agreement with the Safety Officer, unanimous vote.

17. Discussion/Direction/Action on update of the JPA & Bylaws, continuing discussion from the Nov 1/2, 2007 meeting.

Staff reviewed the proposed changes to the JPA and Bylaws with the Board. By consensus the documents are OK at this point. Staff will send a clean and a redline copy to each Board member which they will then provide to their respective county counsel for a 60 day review period. Comments by County Counsel must be received by Trindel no later than August 20, 2008. The Trindel Board will review any responses from the various County Counsels at the November 6/7, 2008 Board meeting and make any necessary changes. Members will present the revised JPA to their respective Boards of Supervisors for adoption no later than February 19, 2009. Once 6 member Boards of Supervisors have approved the JPA it will become effective at that time.

18. Discussion/Direction/Action on proposal from Gallina, LLP for a review and recommendation on developing better/alternative internal control procedures at a cost of \$9,500.00 and authorize Executive Director to execute the proposal if approved.

No action taken. Staff will review the necessity of having an outside vendor do this when may be a small group of us, auditors probably, can most likely come up with the guidelines that we need to protect the organization and the staff.

19. Public Comment

Matters under the jurisdiction of the Board, whether or not on the posted Final Agenda, may be addressed by the general public at this time. The total amount of time for public comment shall be no more than fifteen minutes. The Chair, with consensus of the Board, may establish reasonable regulations including, but not limited to, limiting the amount of time allocated for a particular issue and for each speaker. No action is to be taken or substantive discussion pursued on matters not on the posted Final Agenda.

20. Future meetings – The fall 2008 meeting will be held on November 6 & 7 at the EIA Office in Rancho Cordova. The winter 2009 meeting will be held in conjunction with the CSAC-EIA March 2009 Board meeting. Set place and date for the Annual Organizational meeting for May/June 2009.

Lassen will explore having the May 2009 retreat and let us know at the November 2008 Board meeting.

21. Adjourn. Date: 5-16-08 Time: 11:30am

Approved:

Submitted by: _____