

**TRINDEL INSURANCE FUND
MINUTES
BOARD OF DIRECTORS MEETING
November 6 & 7, 2008
CSAC-EIA Office, 3017 Gold Canal Drive
Rancho Cordova, CA 95670**

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Thursday, November 6, 2008, 9:05AM (The only item taken up on 11-7-08 was Item #7)

1. Roll Call

Members & Alternates Present:

Randi Makley, Alpine

Peggy Scroggins – Colusa

Sherri Adams – Del Norte

Karen Fouch – Lassen

Ron Vossler, Lassen

Mike Maxwell – Modoc

Rita Sherman, Mono

Jacki Credico – San Benito (11-6-08 only)

Van Maddox – Sierra (President)

Peter Huebner – Sierra

David Nelson – Trinity (Vice-President) (11-6-08 only)

Members Absent:

None

Others Present:

Don Hemphill – Staff

Gene Herndon - Staff

2. Approval of Minutes of May 14, 15 & 16, 2008 meeting.

Motion by Modoc, second by Del Norte to approve the May 14, 15 & 16, 2008 minutes as presented, unanimous approval.

3. Informational Item: Register, checks & invoices between the dates of 5-8-08 and 10-24-08 are available for review pursuant to Bylaws Article XIV, Section 2 with certification from Assistant Treasurer.

No action taken, information only.

4. Discussion/Adoption of Resolution No. 08-03 amending the budget for the 07-08 fiscal year to reflect actuals for the Liability/Property, Med Mal, Workers Comp, Undistributed Loss Prevention Subsidy Funds, Pollution Program, Administration and Safety Officer budgets.

Motion by Modoc, second by Colusa to adopt Resolution No. 08-03 as presented, unanimous approval.

5. Discussion/Direction/Action on comments from county counsels on the proposed revisions to the Trindel Joint Powers Agreement (JPA) and Bylaws and possible final approval of JPA and Bylaws for circulation to member Boards of Supervisors.

The Board discussed and made no changes to the Joint Powers Agreement, but did make changes to the Bylaws as follows:

Article II: In the first sentence add the word located as shown here in italics "...shall be *located* as determined..."

Article II: In the second sentence add and/or subordinate offices as shown here in italics "...the principal *and/or subordinate* offices..."

Article II: Delete the third sentence that begins with "Written notification ... subordinate."

Article III Section 2.: Change the second sentence to read as follows: The Board of Supervisors of each Member Entity shall appoint one of its elected officials or employees as its representative Director on the Board; each shall also appoint an alternate member who may attend *and participate*, and delete the remainder of the sentence.

Article VI: Section 3 is removed from this Article and placed in Article V as Section 7.

Article VII E: Add the word entity after member.

Article VIII: Remove Ralph M in the very last sentence.

Article XIV Section 2: At the end of the first paragraph the following is added: Before the Assistant Treasurer designates another county official to carry out their duties, as contained in this Section, they must provide written notification, including

the potential designees qualifications, to the Executive Director and the Board. Such designation shall not become effective until approved by the Board.

Article XVI Section 1: Delete the following from the first sentence "...for cause from any insurance program ... and its coverage terminated in any such program". So that the sentence will now read as: "A Member Entity may be removed upon the recommendation of the Executive Committee."

Article XVI: The very last sentence shall read as: "The Board's decision shall be final." with the rest of the sentence deleted.

Article XVI Section 2.: Last sentence starting with "If such a reasonable opportunity is allowed." (this part of the sentence is deleted), with the remainder staying beginning with "Trindel may require (quarterly is deleted) audits to monitor..."

Motion by Alpine, second by Del Norte to approve the JPA, as presented, and authorize distribution to member Board's of Supervisors for adoption, unanimous approval.

Motion by Del Norte, second by Alpine to approve the Bylaws, with the changes noted above, unanimous approval.

6. Staff report on activities since the May 2008 Board meeting. The Board may give direction on any of the items reflected below. Review of and direction to staff on projects and other miscellaneous reports by staff and/or members. Some of these items may be included as action items else where on the agenda. 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. Discussion/direction to staff on issues: prisoners on w/c, status of MPNs, distribution of Bragg admin costs, webex meetings and review of estimated 09-10 premiums, if time permits.

Staff and the Board discussed numerous items as set forth in the agenda item. The Board members also discussed items of interest to their specific entity and/or that impact on counties.

No action taken, information only.

7. Discussion/Direction on having all EIA policies under TIF rather than as individual member policies, item requested by TIF President for discussion.

Staff and the Board discussed potential decisions to be made and the impacts.
No action taken, information only.

8. Discussion/Direction/Approval of Agreement with Jeanne Gravette for Leadership Supervisor Training Program vendor list and HR consultant and authorize the Executive Director to execute the agreement.

Motion by Alpine, second by Del Norte to approve the agreement with Jeanne Gravette as presented, unanimous approval.

9. 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 September 30, 2008, if time permits.

Staff discussed the item as set forth in the agenda item.

No action taken, information only.

10. Ratification of Amendment to Agreement with Gregory B. Bragg and Associates for workers comp Third Party Administrator services to include Mono County effective 10-1-2008 and discussion/direction on the allocation of the admin fee to members.

Staff discussed the item as set forth in the agenda item. Discussion of a distribution of the administration fee produced the following as a possible method of distribution: 1. Distribute 1/3 of the fee based on a flat amount for everyone. 2. Distribute 1/3 based on claim counts. 3. Distribute 1/3 based on dollars spent (total paid capped at \$125,000 per occurrence). For 2 & 3 use the 03-04 through 07-08 years valued as of 9-30-08. Include Mono and see if their known fee as of 10-1-08 is arrived at using this basic method.

Motion by Modoc, second by Colusa to approve the amendment to the agreement with Gregory B. Bragg and Associates to include Mono County as presented, unanimous approval.

11. Discussion/Authorization for Executive Director to execute agreements with Alliant Insurance Services for appraisal services for all Trindel members. The EIA property subsidy will be used to pay for these services.

Staff presented the item and discussed the problems there have arisen with getting an agreement for the Del Norte and San Benito appraisals.

Motion by Mono, second by Colusa to approve the agreement with Alliant Insurance Services as presented, unanimous approval, and allowing the Executive Director

authority to change the agreement depending on issues that occur with the Del Norte and San Benito agreement.

12. 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.

No public comment.

13. Future meetings – The spring meeting, tentative date of March 4, 2009, will be held in conjunction with the March 5 & 6, 2009 CSAC-EIA Board meeting at the Hilton in Sacramento or set a different date. The annual meeting is scheduled for May 13, 14 & 15, 2009 (Lassen County let us know if they are able to host this meeting). The fall meeting would be November 5 & 6, 2009 at the EIA office In Rancho Cordova.

Dates of meeting and locations verified, with the possible exception being that the March 4, 2009 meeting may be changed to a different date and be a teleconference meeting.

Adjourn. Date: 11-7-08 Time: 9:30am

Disability Access: The meeting room is wheelchair accessible and disabled parking is available at the meeting location. If you are a person with a disability and you need disability-related modification or accommodations to participate in this meeting, please contact the Executive Director at (phone) 530-862-0906, (fax) 530-862-0907 or (email) dphtifed@aol.com. Requests for such modifications or accommodations must be made at least two full business days before the start of the meeting.