



County Counsel COUNTY OF TULARE AGENDA ITEM

BOARD OF SUPERVISORS

KUYLER CROCKER
District One

PETE VANDER POEL
District Two

AMY SHUKLIAN
District Three

EDDIE VALERO
District Four

DENNIS TOWNSEND
District Five

AGENDA DATE: May 5, 2020

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Susan L. Cox PHONE: 636-4950

SUBJECT: Approve an Amended Joint Powers Agreement creating Public Risk Innovation, Solutions, and Management

REQUEST(S):
That the Board of Supervisors:

1. Approve an Amended Joint Powers Agreement creating Public Risk Innovation, Solutions, and Management (PRISM), effective June 30, 2020, to rebrand, restructure and modify language to coincide with current practices. This Amended Joint Powers Agreement will replace and supersede the Joint Powers Agreement creating the CSAC Excess Insurance Authority.
2. Authorize the Chair of the Board to sign two copies the Amended Joint Powers Agreement creating PRISM.

SUMMARY:
The County of Tulare is a member of the CSAC Excess Insurance Authority (CSAC-EIA) Insurance Programs and participates in several of its mixed pool and insurance programs. CSAC-EIA was formed in 1970 by the California State Association of Counties. Today, 55 out of the 58 California counties participate in one or more of its insurance programs.

While the CSAC-EIA offers multiple primary and excess insurance programs, it is not technically an insurance company. Additionally, CSAC and CSAC-EIA have experienced on-going confusion over the fact that they are two completely separate entities. To create an identity apart from CSAC, the CSAC-EIA proposed it rebrand itself, including changing its name. On March 6, 2020, the CSAC-EIA voted to

SUBJECT: Approve an Amended Joint Powers Agreement creating Public Risk
DATE: Innovation, Solutions, and Management
May 5, 2020

rebrand itself with a new name and make modifications to its joint powers agreement to be more reflective of current operations.

The following are the major revisions to the joint powers agreement:

- Eliminating the requirement that County members are required to maintain their membership in PRISM.
- Eliminating the requirement that termination of CSAC membership, automatically terminates PRISM membership.
- Eliminating the requirement that a "Member County" is contingent upon membership of its supervisors in CSAC.
- Clarifying that a "Member Public Entity" is any public entity that is not a California county.
- Revising the current staffing model to designate the CEO as the Secretary and provide that the CFO serves at the pleasure of the CEO.
- Eliminating the requirement that committees only function in an advisory capacity if not comprised of a majority of board.

Should the County choose to withdraw or cancel its membership, there is a 3-year wait period to re-enter PRISM.

The following term deviates substantively from the County's standard boilerplate: County may withdraw from PRISM Risk upon 30 days written notice if County does not participate in any PRISM insurance program, or upon 60 days written notice before the end of an insurance policy year.

FISCAL IMPACT/FINANCING:

There is no Net County Cost to the General Fund.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's five-year strategic plan includes the Organizational Performance Initiative to continuously improve organizational effectiveness and fiscal stability, and to continually evaluate organizational structure to improve service delivery.

ADMINISTRATIVE SIGN-OFF:



Susan L. Cox
County Counsel, Risk Manager

cc: County Administrative Office
County Counsel
Auditor/ Controller

Attachment(s) Amended Joint Powers Agreement

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF APPROVE AN)
AMENDED JOINT POWERS AGREEMENT)
CREATING PUBLIC RISK INNOVATION,)
SOLUTIONS, AND MANAGEMENT)
) Resolution No. _____
) Agreement No. _____
)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

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2. Authorized the Chair of the Board to sign two copies the Amended Joint Powers Agreement creating PRISM.