



Approved: May 21, 2021

Executive Committee Meeting

ACWA JPIA
2100 Professional Drive
Roseville, CA 95661
(800) 231-5742

April 12, 2021

This meeting consisted of a simultaneous Zoom teleconference call at the ACWA JPIA, 2100 Professional Drive, Roseville, CA 95661 and remote sites.

MEMBERS PRESENT

Chairman: E.G. “Jerry” Gladbach, Santa Clarita Valley Water Agency
Vice-chair: Thomas A. Cuquet, South Sutter Water District
Fred R. Bockmiller, Mesa Water District
David Drake, Rincon del Diablo Municipal Water District (*left @ 2:50 p.m.*)
Melody A. McDonald, San Bernardino Valley Water Conservation District
Randall Reed, Cucamonga Valley Water District
J. Bruce Rupp, Humboldt Bay Municipal Water District
Pam Tobin, San Juan Water District, ACWA VP

MEMBERS ABSENT

Brent Hastey, Yuba Water Agency

STAFF PRESENT

Chief Executive Officer/Secretary: Walter “Andy” Sells
Chimene Camacho, Executive Assistant to the CEO (*Recording Secretary*)
Cassie Crittenden, Human Resource Specialist
David deBernardi, Director of Finance
Robin Flint, Risk Control Manager
Robert Greenfield, General Counsel
Debbie Kyburz, Lead Member Services Representative
Jennifer Nogosek, Liability/Property Claims Manager
Sylvia Robinson, Publications/Web Editor
Patricia Slaven, Director of Human Resources and Administration
Sandra Smith, Employee Benefits Manager
Dan Steele, Finance Manager
Karen Thesing, Director of Insurance Services
Shelley Tippit, Accountant II
Melody Tucker, Workers’ Compensation Manager

OTHERS IN ATTENDANCE

Dave Eggerton, ACWA Executive Director
Tiffany Giammona, ACWA Senior Director of Operations and Member Engagement

WELCOME

Chairman Gladbach welcomed everyone in attendance.

CALL TO ORDER AND ANNOUNCEMENT OF QUORUM

Chairman Gladbach called the meeting to order at 10:00 a.m. He announced there was a quorum.

PLEDGE OF ALLEGIANCE

Chairman Gladbach led the Pledge of Allegiance.

ANNOUNCEMENT RECORDING OF MEETING

Chairman Gladbach announced that the meeting would be recorded to assist in preparation of minutes. Recordings are kept 30 days following the meeting, as mandated by the California Brown Act.

PUBLIC COMMENT

Chairman Gladbach noted that, as the agenda stated, members of the public would be allowed to address the Executive Committee on any agenda item prior to the Committee's decision on that item. Comments on any issues on the agenda, or not on the agenda, were also welcomed. No comments were brought forward.

INTRODUCTIONS

Chairman Gladbach introduced the Executive Committee and asked Mr. Sells to introduce staff in attendance.

ADDITIONS TO OR DELETIONS FROM THE AGENDA

Chairman Gladbach asked for any additions to, or deletions from, the agenda; staff had none.

CONSENT AGENDA

Chairman Gladbach called for approval of the Consent Agenda:

M/S/C (Drake/McDonald) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee approve the minutes of the March 15, 2021 meeting; excuse the absence of Director Hastey; and approve the JPIA disbursements of:

Vendor Payments, Employee Benefits Claim Payments, Payroll, and summary of confidential claims payments for the Liability, Property, & Workers' Compensation Programs: February 1-15, 2021; February 16-31, 2021; March 1-15, 2021; and March 16-31, 2021.

ADMINISTRATION

Meetings attended on behalf of the JPIA

On behalf of the JPIA, Executive Committee members reported attending member Board meetings to congratulate them on their JPIA 2021 Refunds: Director Reed at Three Valleys Municipal Water District; Director Drake at Valley Center Municipal Water District; and Director McDonald and Director Bockmiller at Mesa Water District.

Report on Qualified Candidates for the Upcoming Executive Committee Election

Ms. Robinson provided an update on the upcoming Executive Committee election during the virtual Board of Directors' meeting on May 10, 2021. This election will fill four Executive Committee member positions for a complete term of four years. The four incumbents are the only candidates running for this election. The incumbents are: Director Tom Cuquet, South Sutter Water District; Director David Drake, Rincon Del Diablo Municipal Water District; Director Melody McDonald, San Bernardino Valley Water Conservation District; and Director Randall Reed, Cucamonga Valley Water District. No resolutions were received for any other candidates.

PROGRAMS

Significant Claims Report

Pursuant to Government Code 54956.95, Ms. Nogosek reported on claims that had been previously presented for authority and has now been resolved:

- Foothill Courtyards vs Vista Irrigation District - Failed fire hydrant due to corrosion caused water damages to several apartments and a carport. Claim resolved for \$300,127.12.
- City of Yorba Linda vs Yorba Linda Water District - An eight-inch asbestos concrete water line broke and damaged 20,000 sq. ft. of asphalt, gutters, curbs and sidewalks. Claim resolved for \$194,993.54.
- Benigni vs Lower Tule River Irrigation District - Vehicle accident wherein the member driver failed to see a motorcyclist approaching from behind and merged to the left in front of him. Claim resolved for \$205,000.00.
- Castro vs Madera Irrigation District - District tractor pulled out from a stop sign in front of claimant's vehicle. The claimant's 2013 Ford Expedition was rendered a total loss as a result of the collision and claimant sustained injuries. Claim resolved for \$251,000.00.

PERSONNEL COMMITTEE

Chairman Gladbach presented the recommendations of the Personnel Committee from its meeting on February 22, 2021.

M/S/C (Gladbach/Reed) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee approve the revised Remote Work Policy.

FINANCE AND AUDIT COMMITTEE

Mr. deBernardi reviewed the recommendations of the Finance & Audit Committee from its meeting on April 7, 2021.

M/S/C (Tobin/McDonald) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee approve the Comprehensive Annual Financial Report for year ended September 30, 2020, as presented.

M/S/C (Rupp/Drake) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee approve the Proposed Operating Budget for Fiscal Year 2021-22, as presented.

MEMBERSHIP

Westside Water Authority

Ms. Kyburz presented Westside Water Authority's application for admission into the Property Program.

M/S/C (McDonald/Drake) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee approve Westside Water Authority's application for admission into the Property Program.

San Mateo County Floor & Sea Level Rise Resiliency District

Ms. Kyburz presented San Mateo County Floor & Sea Level Rise Resiliency District's application for admission into the Workers' Compensation Program.

M/S/C (Drake/McDonald) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee approve San Mateo County Floor & Sea Level Rise Resiliency District's application for admission into the Workers' Compensation Program.

Groundwater Banking Joint Powers Authority

Ms. Kyburz presented Groundwater Banking Joint Powers Authority's application for admission into the Liability Program.

M/S/C (Reed/Tobin) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee approve Groundwater Banking Joint Powers Authority's application for admission into the Liability Program.

MISCELLANEOUS

Future agenda items

- Groundwater Sustainability Agencies (GSA) exposure and impact on JPIA Memorandum of Coverage (MOC)

CEO and Managers Update

Mr. Sells and JPIA Managers updated the Executive Committee on current relevant issues:

- Workers' Compensation COVID positive cases reporting and related claims
- New employee: Sr. Claims Adjuster
- Current Liability and Property claims case load
- Commitment to Excellence Best Practices resources
- Remote ergonomic assessments
- Virtual and in person Risk Assessments
- Medicare plan change for approval by Employee Benefits Program Committee
- COVID medical claims update
- JPIA staff back to work schedule
- Recruitment for Assistant CEO
- Finance and Audit Committee structure change

Chairman Gladbach also requested that Mr. Eggerton, ACWA Executive Director, provide an update on ACWA relevant and current affairs.

Insurance Market Update

Mr. Sells provided an update on the state of the insurance market. The excess/reinsurance market for the Liability and Property Programs continues to be very challenging. Both JPIA programs saw significant increases in the costs of the excess/reinsurance purchased for the 2019/20 and 2020/21 policy years. Looking forward to the 2021/22 policy years, the current projections are anticipating continued increases in the excess reinsurance costs.

General Counsel Report

Mr. Greenfield provided a report on current coverage challenges.

Availability for next meeting: The Executive Committee's next scheduled meeting has been rescheduled to June 17, 2021 @ 10:00 a.m.

CLOSED SESSION

Before proceeding into closed session, General Counsel announced the items to be discussed.

M/S/C (Reed/Rupp) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee adjourn to closed session.

At approximately 11:56 a.m., the Executive Committee, upon advice of General Counsel, adjourned to closed session:

- A. Pending Litigation pursuant to California Government Section 54956.9, conference with General Counsel regarding anticipated exposure to litigation.

M/S/C (McDonald/Drake) (Bockmiller-Yes; Cuquet-Yes; Drake-Yes; McDonald-Yes; Reed-Yes; Rupp-Yes; Tobin-Yes; Gladbach-Yes): That the Executive Committee reconvene to open session.

The Committee returned to open session at approximately 12:22 p.m.

- Closed session item: No action was taken, informational only.

The Executive Committee meeting adjourned at 12:23 p.m.

Attest:

X

E.G. "Jerry" Gladbach
Chairman

X

Walter A. Sells
Secretary