

CALIFORNIA ASSOCIATION FOR PARK AND RECREATION INDEMNITY

BOARD OF DIRECTORS REGULAR MEETING

Hilltop Park Center
Upper Activity Room 1
871 Jesse Street | Monterey | CA | 93940

February 25, 2020

MINUTES

1. CALL TO ORDER:

A regular meeting of the Board of Directors was held on February 25, 2020 at Hilltop Park Center, 871 Jesse Street, Monterey, 93940 CA at 12:35 p.m.

Members Present: President Lindsay Woods, Secretary Colin Miller, Director Lorena Cervantes, Director Mathew Fuzie, and Director Larry Mazzuca.

Members Present by Teleconference:

Vice President Dean Wetter from 901 W. Esplanade Ave., San Jacinto, CA 92582

Director Jim Friedl from 403 W. Hillcrest Drive, Thousand Oaks, CA 91360

Members Absent: None.

CAPRI Staff: Mr. Matthew Duarte, Executive Director and Mr. Kirk Andre, Safety Analyst

Others Present: Mr. Byrne Conley (Gibbons & Conley), Mr. Doug Wozniak (Alliant Insurance), Ms. Dori Zumwalt (York Risk Services), and Ms. Lesley Murphy (PFM). Mr. Chuck Torretta (George Hills) appeared via telephone.

2. INTRODUCTIONS:

None.

3. PUBLIC COMMENTS:

None.

4. CLOSED SESSION:

The Board convened to Closed Session at 12:35 p.m. regarding the following matters:

Workers' Compensation – Existing Litigation Pursuant to Government Code § 54956.9(d)(1)

- Hartshorn vs. Orangevale Recreation & Park District
- Mesqueda vs. Ambrose Recreation & Park District
- Patton vs. Cordova Recreation & Park District
- 2019 Workers' Compensation Claims Results
- 2015-2019 Workers' Compensation Claims Result
- Workers' Compensation Closures/Settlements since November 2019

At 1:06 p.m. the Board took a break and later convened to Closed Session again at 1:25 p.m. regarding the following item:

Liability & Property – Existing Litigation Pursuant to Government Code § 54956.9(d)(1)

- Allegro vs. Rancho Simi Recreation District
- Gilbert vs. Paradise Recreation & Park District
- Truckee-Donner Recreation & Park District Property Loss Claim
- Liability Report \$5K Meeting Summary
- CAPRI vs. PG&E
- CAPRI vs. Southern California Edison

Conference with Real Property Negotiators - Pursuant to Government Code section § 54954.5(b)

One (1) property

- Property: 6341 Auburn Blvd., Suite A, Citrus Heights, CA 95621
 - Agency Negotiator: Kidder Matthews
 - Under Negotiation: Sales price and/or lease terms

Anticipated Litigation Pursuant to Government Code section § 54956.9(d)(2) (significant exposure to litigation)

Three (3) potential cases

5. REPORT FROM CLOSED SESSION:

The Board reconvened to Open Session at 2:27 p.m. Pursuant to Government Code Section 54957.1, the Board must report in open session any action taken, or lack thereof, taken in closed session.

No reportable action.

6. CONSENT AGENDA:

6.1 CAPRI Board Minutes

➤ November 22, 2019

6.2 LAIF Regular Monthly Statement – January 2020

6.3 Warrant Listings for the months October 2019 – December 2019

6.4 Statement of Revenue and Expenses Budget to Actual

6.5 Statement of Revenue, Expenses, and Change in Net Position

MOTION:

Director, Jim Friedl, made a motion to approve consent items #6.1 – #6.5. Secretary, Colin Miller, seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

7. PULLED CONSENT ITEMS:

None.

8. DISCUSSION/ACTION ITEMS:

8.1 GL & Property Member Application – Cazadero CSD

The Board reviewed and considered the application for membership by Cazadero Community Services District to authorize conditional interim membership in the CAPRI Liability & Property Program. The board took no action and suggested getting a Certified Playground Safety Inspector to review the playground and revisit at a future meeting.

8.2 WC Member Application – Silverado-Modjeska Rec & Park District

The Board shall review and consider the application for membership by Silverado-Modjeska Recreation & Park District and determine whether to authorize membership in the CAPRI Workers' Compensation Program.

MOTION:

Director Larry Mazzuca made a motion to authorize membership of Silverado-Modjeska Recreation and Park District in the CAPRI Workers' Compensation Program with a retroactive start date of February 4, 2020. Secretary Colin Miller seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

8.3 CAPRI Policy & Procedure Review - Membership

The Board reviewed and considered proposed revisions to CAPRI's Policy and Procedures Manual with respect to admission procedures for new members and decided to discuss in a future meeting.

8.4 WC Premium Allocation Formula Review

The Board reviewed and considered proposed modifications to the Workers' Compensation Premium allocation formula. Specifically, the introduction of a \$50,000 loss cap and a 75% experience weighting and repeal of artificial experience modification factor capping. Director Mazzuca left the room during discussion of this item and was not present for the vote.

MOTION:

Director Mathew Fuzie made a motion to approve Staff's recommended revisions to the the Workers' Compensation Premium allocation formula and utilize a 3 Year Loss History with 75% weighting, and losses limited to \$50,000 per occurrence. Director Lorena Cervantes seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, and Fuzie.

Nays: None

Absent: Mazzuca

8.5 Resolution No. 1-2020 – SAMS Coverage

The Board reviewed and considered the adoption of a resolution declaring the intent of CAPRI with respect to all Memoranda of Coverage as to sexual assault and molestation claims.

MOTION:

Secretary Colin Miller made a motion to adopt the resolution declaring the intent of CAPRI with respect to all Memoranda of Coverage as to sexual assault and molestation claims. Director Lorena Cervantes seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

8.6 CAPRI MOC Exclusion Review

The Board reviewed and considered whether modifications to the CAPRI Memorandum of Coverage are appropriate as it relates to certain wage related damages. No action was taken.

8.7 CAPRI Safety Awards

The Board shall review and approve the CAPRI Safety Awards for Cycle XVI.

MOTION:

Vice President Wetter made a motion to approve the CAPRI Safety Awards for Cycle XVI. Director Mathew Fuzie seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

8.8 CAPRI BOD Meeting Calendar 2020

The Board shall review and approve the revised 2020 CAPRI BOD Meeting Calendar.

MOTION:

Secretary Miller made a motion to approve the revised 2020 CAPRI BOD Meeting Calendar. Director Fuzie seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

8.9 CAPRI BOD Election of Officers 2020

Per CAPRI Bylaws, the Board President shall call for the Board to elect a President, Vice President, and Secretary from among its members, and will appoint the Executive Director as the Board's Treasurer.

President

MOTION:

Secretary Colin Miller made a motion to nominate current President Woods. Director Lorena Cervantes seconded the motion. President Woods graciously declined the nomination.

President Lindsay Woods made a motion to nominate Vice President Dean Wetter for President. Director Larry Mazzuca seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

Vice President

MOTION:

Vice President Wetter made a motion to nominate Director Mazzuca for Vice President. Director Mathew Fuzie seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

Secretary

MOTION:

Director Lorena Cervantes made a motion to nominate Secretary Miller. Vice President Dean Wetter seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

Appointment of Executive Director as Board Treasurer

MOTION:

Director Mathew Fuzie made a motion to nominate Executive Director Matthew Duarte. Secretary Colin Miller seconded the motion.

Ayes: Woods, Wetter, Miller, Cervantes, Friedl, Fuzie, and Mazzuca.

Nays: None

Abstain: None

9. SPECIAL REPORTS:

9.1 Investment Status Report – PFM

Ms. Lesley Murphy of PFM provided an in-depth report as to the status of CAPRI's investments.

9.2 Insurance Market Update – Alliant Insurance Services

Mr. Doug Wozniak gave a brief report regarding the current insurance market.

10. EXECUTIVE DIRECTOR/STAFF REPORTS:

10.1 District Visits Update

The Board of Directors had no comments or questions on this writeup.

10.2 CAPRI Member Trainings Update

The Board of Directors had no comments or questions on this writeup.

10.3 CAPRI Staff Trainings Update

The Board of Directors had no comments or questions on this writeup.

10.4 CAPRI Conference Update

The Board of Directors had no comments or questions on this writeup.

10.5 CAPRI BOD Retreat Summary

The Board of Directors had no comments or questions on this writeup.

10.6 News of Note

The Board of Directors had no comments or questions on this writeup.

11. BOARD MEMBER REPORTS:

11.1 Board Member Comments

No comments.

12. FUTURE AGENDA ITEMS:

The Board of Directors had no comments or questions on this item.

13. ANNOUNCEMENTS:

The next CAPRI Board of Directors meeting will be held April 22, 2020 via telephone.

14. ADJOURNMENT:

The Board adjourned the meeting at 4:33 p.m.



Colin Miller,
Secretary for the CAPRI Board of Directors