

MINUTES OF THE NCCSIF CLAIMS COMMITTEE MEETING ROCKLIN EVENT CENTER, ROCKLIN, CA SEPTEMBER 27, 2018

COMMITTEE MEMBERS PRESENT

Liz Cottrell, City of Anderson Liz Ehrenstrom, City of Oroville (**Chair**) Gina Will, Town of Paradise Dave Warren, City of Placerville

COMMITTEE MEMBERS PRESENT

Tim Sailsbery, City of Willows

OTHER MEMBERS PRESENT

Yujun Du, City of Rio Vista

CONSULTANTS & GUESTS

Marcus Beverly, Alliant Insurance Services Raychelle Maranan, Alliant Insurance Services Dori Zumwalt, York Risk Services Steven Scott, York Risk Services Cameron Dewey, York Risk Services

A. CALL TO ORDER

Chair Liz Ehrenstrom called the meeting to order at 10:05 a.m.

B. APPROVAL OF AGENDA AS POSTED

A motion was made to approve the Agenda as posted.

Second: Dave Warren

Ayes: Cottrell, Ehrenstrom, Will, Warren

C. PUBLIC COMMENTS

Motion: Gina Will

No public comments were made.

D. CONSENT CALENDAR

1. Claims Committee Meeting Minutes - May 17, 2018

Motion Carried



A motion was made to approve the items in the Consent Calendar as presented.

Motion: Gina Will Second: Liz Cottrell Motion Carried

Ayes: Cottrell, Ehrenstrom, Will, Warren

Yujun Du stepped out of the room at 10:06 a.m.

E. CLOSED SESSION

Pursuant to Government Code Section 54956.95, the Committee recessed to closed session at 10:06 a.m. to discuss the following claims:

Workers Compensation:

- 1. NCWA-556991 v. City of Nevada City
- 2. NCWA-557372 v. City of Elk Grove
- 3. NCWA-556416 v. City of Marysville
- 4. NCWA-60737 v. City of Red Bluff
- 5. NCWA-387542 v. City of Rocklin

Liability:

- 1. Richardson v. Town of Paradise
- 2. Johnson v. City of Yuba City

F. REPORT FROM CLOSED SESSION

The Committee reconvened to open session at 10:49 a.m.

Chair Ehrenstrom indicated no formal announcement is necessary as direction was given to the Program and Claims Administrators for the claims referenced above.

Yujun Du rejoined the meeting at 10:50 a.m.

G. APPROVAL OF NCCSIF DEFENSE ATTORNEY LIST FOR LIABILITY

Mr. Cameron Dewey indicated that York Risk Services and the City of Rocklin recommended the addition of Charleton S. Pearse, Benjamin D. Oram, and Adam Ambrozy from Lenahan, Lee, Slater, Pearse & Majernik, LLP to the Liability Counsel Approved List. The hourly rates for the firm: \$225 for Senior Partners, \$210 for Partners, \$195 for Senior Associates and \$90 for Paralegals. Mr. Beverly confirmed the pool will use this firm for special cases.

A motion was made to approve the addition of Charleton S. Pearse, Benjamin D. Oram, and Adam Ambrozy from Lenahan, Lee, Slater, Pearse & Majernik, LLP to the Liability Counsel Approved List.



Motion: Dave Warren Second: Gina Will Motion Carried

Ayes: Cottrell, Ehrenstrom, Will, Warren

H. DEFENSE COUNSEL RATE INCREASE

Mr. Dewey indicated the Caulfield Law Firm provided their new hourly rates: \$225 for Senior Partners, \$210 for Partners, \$195 for Senior Associates and \$90 for Paralegals.

A motion was made to approve the new rate for Caulfield Law Firm as presented.

Motion: Gina Will Second: Liz Cottrell Motion Carried

Ayes: Cottrell, Ehrenstrom, Will, Warren

I. NCCSIF FY 17/18 LIABILITY PROGRAM CLAIMS AUDIT

Mr. Beverly stated that Rick Buys was unable to attend due to family emergency. Mr. Beverly reviewed the highlights of the audit and noted overall the results meet or exceed the standard requirements. There were two areas cited for improvement: rejection of claims within 45 days and scene investigation.

Mr. Dewey provided his response to the audit. There is no empirical data to suggest that rejecting claims at 45 days brings increased litigation. Mr. Beverly confirmed that he discussed the areas of concern as suggested in the audit with York.

A motion was made to accept and file the 17/18 Liability Program Claims Audit Report.

Motion: Dave Warren Second: Gina Will Motion Carried

Ayes: Cottrell, Ehrenstrom, Will, Warren

J. REVISION OF POLICY AND PROCEDURE A-6B WORKERS' COMPENSATION SHARED RISK LAYER SETTLEMENT AUTHORITY

The Committee reviewed the proposed change to the Policy and Procedure A-6b: Workers' Compensation Shared Risk Layer Claims Settlement Authority.

Mr. Warren suggested to change "Member's Retained Limit" to "Banking Layer" under Procedure number five, \$0 to \$100,000 level.

A motion was made to approve the Executive Committee the authority to settle claims within the Shared Risk Layer and the change to Policy and Procedure A-6b Claims Settlement Authority as amended.

Motion: Liz Cottrell Second: Dave Warren Motion Carried

Ayes: Cottrell, Ehrenstrom, Will, Warren



K. ROUND TABLE DISCUSSION

None.

L. ADJOURNMENT

This meeting was adjourned at 11:21 a.m.

CC Approval Date of Minutes: 11/19/2018

Respectfully Submitted,

Gina Will, Secretary

12/4/18

Date