

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CONSENTING TO THE TERMINATION OF THE SAN DIEGO COUNTY CITIES JOINT POWERS AGREEMENT FOR RISK MANAGEMENT SERVICES AND RELATED INSURANCE COVERAGES CREATING THE SAN DIEGO POOLED INSURANCE AUTHORITY FOR MUNICIPAL ENTITIES (SANDPIPA) EFFECTIVE JULY 1, 2016 AND ASSOCIATED AMENDMENTS TO THE JOINT POWERS AGREEMENT AND AUTHORIZING THE MAYOR TO EXECUTE ANY DOCUMENTS REQUIRED TO CONFIRM AND IMPLEMENT THESE ACTIONS

WHEREAS, the City is a member of a joint powers authority, the “SAN DIEGO COUNTY CITIES JOINT POWERS AGREEMENT FOR RISKMANAGEMENT SERVICES AND RELATED INSURANCE COVERAGES CREATING THE SAN DIEGO POOLED INSURANCE AUTHORITY FOR MUNICIPAL ENTITIES (SANDPIPA) ; and

WHEREAS, the SANDPIPA Board, representing the member agencies, has determined that it is in the best interest of SANDPIPA members and in the public interests that SANDPIPA should be terminated, and its assets distributed to members and in the public interests that SANDPIPA should be terminated, and its assets distributed to members per the Join Powers Agreement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it consents to the termination of the San Diego County Cities Joint Powers Authority (SANDPIPA) for Risk Management Services and Related Insurance Coverages per Article 25 of the Joint Powers Agreement, effective July 1, 2016, with SANDPIPA to continue to exist for the purpose of disposing of all claims, distribution of assets, and all other functions necessary to wind up the affairs of the Authority.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista, that it hereby agrees to an amendment of the Joint Powers Agreement, substituting “the Board of Directors” for “The Executive Committee” in Article 25, paragraph B, of the Joint Powers Agreement, so that powers of the Authority for purposes of winding up and dissolving the business affairs of the Authority will be vested with the Board of Directors.

BE IT FURTHER RESOLVED, by the City Council of the City of Chula Vista, that it agrees to an amendment of the Joint Powers Agreement in Article 25, paragraph A, adding “distribution of dividends,” after “disposing of all claims,” so that the Board of Directors is expressly authorized to continue to distribute dividends, in accordance with the “plan document” referenced in Article 26, during the period of winding up and dissolving the business affairs of the Authority. The following language is added to Section 25, paragraph A: “Withdrawn or

cancelled members are entitled to participate in dividend distribution after accounting for their Board determined share of administrative expenses.”

BE IT FURTHER RESOLVED, by the City Council of the City of Chula Vista, that it authorizes the Mayor to execute any documents required to confirm and implement said termination and amendments.

Presented by

Approved as to form by

Courtney M. Barrett
Director of Human Resources

Glen R. Googins
City Attorney