

STAFF REPORT



ITEM NO. 19
CITY OF OCEANSIDE

DATE: June 11, 2008
TO: Honorable Mayor and City Councilmembers
FROM: Financial Services Department
SUBJECT: **RESOLUTION TO TERMINATE THE CALIFORNIA PUBLIC ENTITY INSURANCE AUTHORITY (CPEIA)**

SYNOPSIS

Staff recommends that the City Council approve a resolution to document the City of Oceanside's approval to terminate the California Public Entity Insurance Authority (CPEIA).

BACKGROUND

The City of Oceanside has been a member of the CPEIA since October 1, 2003. Last year, the City of Oceanside joined the California State Association of Counties (CSAC) Excess Insurance Authority (EIA) directly in order to continue to access the EIA's insurance and risk management programs. Therefore, it is no longer necessary to maintain the CPEIA as a separate legal entity. With the termination of the CPEIA in progress, the City of Oceanside needs to take action to approve the termination of the CPEIA as an organization. The attached resolution has been reviewed by the EIA's legal counsel for your consideration.

ANALYSIS

There are currently 134 CPEIA members. Upon approval to terminate the CPEIA by 101 CPEIA members, the CPEIA will officially be terminated as an entity.

FISCAL IMPACT

There is no fiscal impact.

COMMISSION/COMMITTEE REPORT

Does not apply.

CITY ATTORNEY'S ANALYSIS

The referenced document has been reviewed by the City Attorney and approved as to form.

RECOMMENDATION

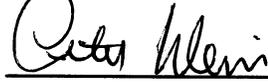
Staff recommends that the City Council approve a resolution to document the City of Oceanside's approval to terminate the California Public Entity Insurance Authority (CPEIA).

PREPARED BY:



Teri Ferro
Director of Financial Services

SUBMITTED BY:



Peter A. Weiss
City Manager

REVIEWED BY:

Michelle Skaggs-Lawrence, Deputy City Manager



RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OCEANSIDE, CALIFORNIA TERMINATING THE CALIFORNIA PUBLIC ENTITY INSURANCE AUTHORITY JOINT POWERS AGREEMENT

WHEREAS, the CSAC Excess Insurance Authority (EIA) and the California Public Entity Insurance Authority (CPEIA) have merged into one organization, the EIA, and there is no need for the CPEIA to continue to exist; and

WHEREAS, CPEIA members are able to join the EIA as public entity members; and

WHEREAS, pursuant to Article 22 of the CPEIA Joint Powers Agreement (Agreement) the affirmative vote of the governing bodies of three-fourths of the members are required to terminate the Agreement; and

WHEREAS, there are no assets or other property to distribute under Article 22 of the Agreement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Oceanside that pursuant to the provisions of Article 22 of the Agreement it elects to terminate the CPEIA, said termination shall become effective upon the affirmation vote of the governing bodies of three-fourths of the members.

PASSED AND ADOPTED by the City Council of the City of Oceanside, California, this _____ day of _____, 2008, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

MAYOR OF THE CITY OF OCEANSIDE

ATTEST:

APPROVED AS TO FORM:

CITY CLERK


CITY ATTORNEY