

CITY OF SANTA ROSA  
CITY COUNCIL

TO: MAYOR AND CITY COUNCIL  
FROM: SHAWN SOSA, ADMINISTRATIVE ANALYST  
TRANSPORTATION AND PUBLIC WORKS – TRANSIT  
SUBJECT: CALTIP UPDATED JOINT POWERS AGREEMENT

AGENDA ACTION: RESOLUTION

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RECOMMENDATION

It is recommended by the Transportation and Public Works Department, that the Council, by resolution, authorize the City Manager or their designee to execute the Amended and Restated Joint Powers Authority Agreement with California Transit Systems Joint Powers Authority (CalTIP).

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EXECUTIVE SUMMARY

The California Transit Systems Joint Powers Authority (CalTIP) is a self-insurance program for public transit operators such as the City of Santa Rosa (City). Members pool funds to obtain affordable and responsive insurance coverage and loss control programs. Being member-driven ensures that insurance premiums remain competitive with commercial insurers and that loss control programs continue to be updated and shared among public transit operators. The City has been a participating member of this transit insurance pool since 1987. The updated agreement will benefit the City's transit program through more prompt delivery of insurance services provided by CalTIP.

BACKGROUND

1. In 1985, the California Transit Association (CTA) formed an insurance committee and authorized the preparation of the study of alternative methods of providing liability insurance coverage for transit agencies in the state. The study resulted in a recommendation that California's public transit agencies form a Joint Powers Authority (JPA) for the purpose of creating a self-funded insurance pool.
2. On May 1, 1987, CalTIP began providing liability coverage program for 12 initial members, which included the City's fixed-route bus service, CityBus.
3. As a participant member, the City has been guaranteed a seat on the CalTIP Board of Directors, with an identified primary representative and alternate

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representative. In 1990, specific individuals were identified as the representatives to the CalTIP Board by name.

4. In 2011, Council approved the action to sign an amended JPA with CalTIP, and identified specific positions responsible for serving on the CalTIP Board to allow for smoother succession, making the Deputy Director - Transit as the City's CalTIP Board representative, and the Risk Manager as the alternate.
5. The current amendments to the JPA Agreement are the result of discussions with CalTIP's Oversight Committee and Board to address CalTIP's ongoing challenges associated with achieving certain quorum requirements at Board meetings in order to conduct business and to ensure the governing documents align with CalTIP's current practices and procedures.
6. On April 3, 2019 CalTIP's draft Agreement and Bylaws with changes shown in redline were distributed to all CalTIP members, to provide members with time to review the changes, provide comments, and ask questions.
7. On April 18, 2019, the CalTIP Board approved submitting the amended JPA Agreement to the parties for approval. In addition, the CalTIP Board approved the Bylaws as amended to become effective upon approval of the Agreement. While the CalTIP Board has the authority to approve the amendments to the CalTIP Bylaws, because the Agreement refers to that document, it has been included for informational purposes.

PRIOR CITY COUNCIL REVIEW

On June 26, 1990, the City Council, by Resolution No. 19975, authorized the City Manager to execute the JPA agreement with CalTIP and delegated City representation of the CalTIP Board.

On November 8, 2011, the City Council, by Resolution No. 28007, authorized the City Manager to sign the amended JPA agreement with CalTIP, and redelegated City representation of the CalTIP Board.

ANALYSIS

1. CalTIP provides excess liability insurance to CityBus for any claims against the system totaling over \$250,000.
2. Participation in the CalTIP JPA has provided:
  - a. The Transit Enterprise with oversight of liability insurance program costs and services; stability of insurance premiums; availability of coverage; and additional services, i.e., claims administration and loss control.

- b. Effective networking opportunities in the Transit community with other small public transit providers throughout the state.
  - c. Regular training to CityBus operations staff by CalTIP on various safety and injury prevention issues as part of their normal services.
3. The City's Risk Manager oversees all City insurance programs and will ensure City staff familiar with insurance and claim actuaries are involved in the governance decisions related to CalTIP.
4. The JPA Agreement amendments are intended to address ongoing challenges with quorum requirements and provide the CalTIP Board the flexibility and ability to make decisions in a more expeditious manner to the benefit of the organization. Each member, including the City has representation on the CalTIP Board of Directors and each director has similar interests in the operations of CalTIP because each member is a transit agency like the City's CityBus system.
5. The Agreement needs to be adopted by the governing bodies of at least three-fourths of the members of CalTIP, although CalTIP believes it best to have all members adopt the amended Agreement.

#### FISCAL IMPACT

Approval of this action does not have a fiscal impact on the General Fund.

#### ENVIRONMENTAL IMPACT

The proposed action is exempt from the provisions of the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15061(b)(3) and 15378 in that there is no possibility that the implementation of this action may have significant effects on the environment, and that no further environmental review is required.

#### BOARD/COMMISSION/COMMITTEE REVIEW AND RECOMMENDATIONS

Not applicable

#### NOTIFICATION

Not applicable

#### ATTACHMENTS

- Resolution/Exhibit A (Amended and Restated Joint Powers Authority Agreement)

#### CONTACT

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