

COUNTY OF MARIPOSA

RESOLUTION NO. 91-150

A RESOLUTION APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF AN AMENDMENT TO JOINT POWERS AGREEMENT, AND APPROVING PARTICIPATION IN A LIABILITY INSURANCE PROGRAM AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS WITH RESPECT THERETO

RESOLVED, by the Board of Supervisors of the County of Mariposa (the "County"):

WHEREAS, the County is a member county of the CSAC Excess Insurance Authority (the "Authority") a joint exercise of powers authority established pursuant to Article 1 of Chapter 5 of Division 7 of Title 1 of the California Government Code (the "JPA Law") and the provisions of that certain Joint Powers Agreement Creating the CSAC Excess Insurance Authority adopted October 5, 1979, as amended (the "Agreement"); and

WHEREAS, the Authority has developed, and desires to fund and implement a revised excess insurance program for coverage for comprehensive liability insurance (the "Liability Program") pursuant to the provisions of Article 14 of the Agreement, which Liability Program will, in part, revise the funding of the Comprehensive Liability Program established pursuant to Article 15 of the Agreement; and

WHEREAS, the Liability Program contemplates the issuance by the Authority of revenue bonds of the Authority pursuant to the provisions of the JPA Law; and

WHEREAS, the Authority has notified the County of the revision of the Liability Program pursuant to the Notice of the Revision of the Excess Insurance Program in the form attached hereto as Exhibit A (the "Program Notice");

WHEREAS, pursuant to Article 28 of the Agreement, the Agreement may be amended at any time by vote of two-thirds of the member counties, acting through their boards of supervisors;

WHEREAS, the Authority desires to amend the Agreement pursuant to a Fourth Amendment to the Agreement in substantially the form attached hereto as Exhibit B, (the "Amendment") in conjunction with revising the Liability Program; and

WHEREAS, the County wishes to elect to enter the Liability Program to be implemented substantially as set forth in the Program Notice and to consent to the amendment of the Agreement as contemplated by the Amendment;

NOW, THEREFORE it is hereby ORDERED and DETERMINED by the Board of Supervisors of the County of Mariposa as follows:

Section 1. The County hereby specifically finds and declares that the actions authorized hereby constitute and are with respect to the public affairs of the County.

Section 2. The County hereby elects to continue in the excess insurance program, as such program is revised and described in the Notice of Excess Insurance Program attached hereto as Exhibit A and to the extent such Program becomes effective, and the Chairman, County Administrative Officer or any other designated representative of the County is hereby authorized

and directed to consent to any changes, additions or deletions to the provision of such Excess Insurance Program as may be subsequently presented to the County, such consent to act as conclusive evidence of said official's agreement, on behalf of the County, to such changes, additions or deletions.

Section 3. The County hereby consents to the amendment of the Agreement, substantially as set forth in the Fourth Amendment to Joint Powers Agreement attached hereto as Exhibit B, and the Chairman, County Administrative Officer or any other designated representative of the County is hereby authorized and directed to execute said amendment, with such changes, insertions and omissions as may be approved by such official, said execution to act as conclusive evidence of said official's agreement, on behalf of the County, to such changes, insertions or omissions, and the Clerk of the Board of Supervisors is authorized to attest to such official's signature.

Section 4. The Chairman, County Administrative Officer, County Auditor/Controller, Clerk of the Board of Supervisors and all other designated officials of the County are hereby authorized and directed to execute such other agreements, documents and certificates as may be necessary to effect the purposes of this resolution.

Section 5. This Resolution shall take effect upon its adoption by this Board of Supervisors.

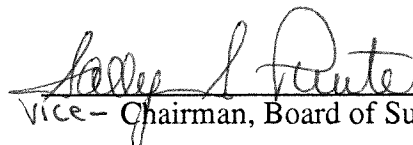
THE FOREGOING RESOLUTION was introduced by Supervisor Taber, seconded by Supervisor Erickson and carried on this 16th day of April, 1991, by the following vote:

AYES: BAGGETT, PUNTE, ERICKSON, TABER

NOES: NONE

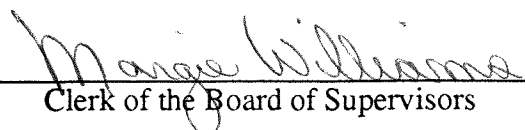
ABSENT: RADANOVICH

WHEREUPON, the Chairman declared the resolution adopted, AND SO ORDERED.



Vice-Chairman, Board of Supervisors

Attest:



Clerk of the Board of Supervisors