



SCHOOLS EXCESS LIABILITY FUND BOARD OF DIRECTORS MEETING MINUTES

Time: Wednesday, October 7, 2020, 8:00 A.M.
Thursday, October 8, 2020, 8:00 A.M.
Friday, October 9, 2020, 8:00 A.M.

Webinar Meeting Location: Pursuant to Executive Order: N-35-20

Log-In Information: <https://us02web.zoom.us/j/88064359115?pwd=ZUIXSvhJSG53RkJ6WWM3WDNEQmNIZz09>

BOARD MEMBERS

Renee Hendrick, Vice Chair	Area VI Representative
Toan Nguyen, Comptroller	Area VI Representative
Craig Schweikhard, Member-at-Large	Area V Representative
David Flores	Area II Representative
Ryan Robison	Area III Representative
Nancy Anderson	Area VI Representative
Tony Nahale	Area VI Representative
Steven Salvati	Area VI Representative
Thuy Wong (appointed Friday)	Area I Representative

BOARD ALTERNATES

Adam Hillman (appointed Friday)	Area II Representative
Cindy Wilkerson	Area III Representative
Susan Rutledge (Wednesday & Friday only)	Area IV Representative
Terese McNamee	Area V Representative
Eric Dill (Wednesday & Thursday only)	Area V Representative
Christina Aragon	Area VI Representative
Phil Hillman	Area VI Representative
George Landon	Area VI Representative
Stephan Birgel	Area VI Representative
Wael Elatar	Area VI Representative
Joe Sanchez (Friday only)	Area VI Representative
Charlie Ng	Southern California Community Colleges Representative
Lisa Bailey	Southern California Community Colleges Representative
Joe Allison	Northern California Community Colleges Representative
Susan Cheu	Northern California Community Colleges Representative

FACILITATOR

Sarah Peterson

GUESTS

Mary Wray

WillisRe

Ian Skelly	WillisRe
Ed Torres (Thursday only)	WillisRe
Anna Jones, (Thursday only)	WillisRe
Kaci Snyder (Friday only)	WillisRe
Mark Priven	Bickmore Actuarial
Jennifer Aries (Wednesday only)	25 th Hour Communications
Marjorie Segale (Friday only)	Segale Consulting Services
Byrne Conley (Friday only)	Gibbons & Conley
Craig Bowlus, (Friday only)	AON
Javier Gonzales (Friday only)	CSRM JPA
Ed Lee (Friday only)	CSRM JPA

SELF STAFF

Dave George	Chief Executive Officer
Phil Brown	Chief Fiscal Officer
Lois Gormley	Director of Communications and Member Services
Jimmy Rowe	Director of Claims
Susan Casey	Executive Assistant
Alan Grant (Wednesday only)	System Analyst
Jessica Vega (Wednesday only)	Member Services Specialist
Zakiya Jahan (Wednesday & Friday)	Accounting Specialist

I. CALL TO ORDER

Vice Chair Renee Hendrick called the meeting to order at 8:03 a.m. and welcomed everyone.
Executive Assistant Susan Casey called the roll and confirmed the presence of a quorum.

II. INTRODUCTIONS

Board members, alternates, guests, and staff took turns introducing themselves.

Chief Executive Officer Dave George introduced Sarah Peterson, facilitator for the strategic planning meeting. He noted that Peterson came highly recommended by AGRIP, a national organization for pooling, and she has a good national perspective.

Peterson gave a brief description of her background. She said she has worked as a consultant for non-profit and government agencies for more than twenty years, and spent fifteen of those years working with pools.

III. AGENDA –October 7-9, 2020

A. Amendments/Adjustments

None.

B. Approval

Nguyen made a motion, seconded by Anderson, to adopt the agenda as proposed.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed.

IV. MINUTES – May 29 & June 18, 2020

A. Amendments/Adjustments

None.

B. Approval

Salvati made a motion, seconded by Schweikhard, to approve the May 29 and June 18 minutes as presented.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed.

V. PUBLIC COMMENTS

There were no members of the public who wished to address the Board.

VI. INFORMATION/DISCUSSION ITEM

A. 2020/2021 Board Strategic Planning Meeting – Discussions of a broad range of topics related to SELF.

Peterson reviewed the strategic planning meeting agenda.

Board members, alternates, and staff discussed items on the agenda.

At the conclusion of the Wednesday session, Flores made a motion, seconded by Schweikhard, that the meeting be recessed.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes

Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed. The meeting was recessed at 11:41 a.m., to be reconvened the following day, Thursday, October 8, 2020.

RECONVENED – October 8, 2020

Hendrick reconvened the meeting at 8:01 a.m.

VI. INFORMATION/DISCUSSION ITEM (Continued)

A. 2020/2021 Board Strategic Planning Meeting (Continued)

Board members, alternates, and staff continued their discussion of items on the strategic planning meeting agenda.

At the conclusion of the Thursday session, Salvati made a motion, seconded by Anderson, that the meeting be recessed.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed. The meeting was recessed at 11:42 a.m. on Thursday, October 8, 2020, to be reconvened the following day, Friday, October 9, 2020.

RECONVENE – October 9, 2020

The meeting was reconvened at 8:02 a.m. on Friday, October 9, 2020.

Peterson welcomed comments from participants about the strategic planning meeting.

Robison noted that Board members are sometimes put in the position of having to make decisions in SELF's best interests rather than the interests of the underlying JPAs they represent. He reminded fellow Board members of their fiduciary responsibilities.

Peterson thanked Robison for his comment. She encouraged the Board to have further discussion about their roles and responsibilities, including ways to stay transparent and keep others informed.

Peterson outlined next steps for SELF. She said she would work with George and the staff to compile a list of follow-up items.

George introduced and welcomed Marjorie Segale, Segale Consulting Services; Craig Bowlus, AON; Byrne Conley, Gibbons & Conley; and Ed Lee, CSRM.

VI. INFORMATION/DISCUSSION ITEM (Continued)

B. AB218 Funding Plan

Chief Fiscal Officer Phil Brown provided an update on the AB218 funding plan. He noted that the Board approved the AB218 retroactive risk policy, the special assessment of \$46.6 million, and the decision to apply relativity to higher education. He said the actuarial analysis of the Excess Liability Program as of June 30, 2020, identifies liabilities of \$46.7 million at the expected level. He reported that since June the staff met with Byrne Conley, specialized legal counsel, and James Marta, specialized accountant, to review SELF's historical governing documents to confirm the accuracy of the proposed assessment.

Brown observed that a challenge is that SELF is dealing with multiple sets of JPA agreements and bylaws over the last 35 years. He said the definition of special assessments remained fairly consistent over time, but an equity policy was also adopted that allows SELF to move equity from year to year. Based on these facts, he noted, SELF took a conservative approach and decided to use the same approach for all years and decided not to apply the movement of equity.

Brown advised that Marta and Company assisted the staff in looking closely at the accounting for each program year. He noted that review resulted in some adjustments, including the way historical investment earnings were allocated. He said the fiscal results of each claim year were then analyzed independently, with claims expenses allocated to their respective occurrence years, to provide a clear picture of each year's liabilities and funding.

Brown indicated that the resulting analysis will be updated each year and reviewed with the Finance Committee. He stated that this data was compared against the actuarial report to determine how liabilities would be assigned to the history. He reported that pursuant to the JPA agreements and bylaws, SELF will assign the assessments and provide assessment funding from years with negative equity. Currently, SELF will also focus on years with AB218 claims already received. He said per-ADA funding amounts were then calculated using the pro-rata calculation required by the JPA agreements, the relativities were applied, and the Finance Committee approve the per-ADA funding amounts.

Schweikhard observed that some policy years were closed out and the equity was returned to members in the form of rebates or rate credits. He asked why SELF was not assessing years with positive equity balances. Brown responded that SELF's history doesn't reflect a process to formally close out policy years. He said that as part of the policy year analysis, equity returned to members was applied to the earliest years, bringing equity for those years down to zero. He noted that per review with legal counsel the governing documents specify that assessment should be declared for years with negative equity; and years with positive equity have sufficient resources to fund claims.

Brown presented a chart showing AB218 claims activity since January 1. He said that on February 29 when SELF proposed the assessment, there were 12 claims over 11 years. As of the June 30 actuarial report, he noted, liabilities totaled \$46.7 million, with IBNR of \$31.3 million at the expected level, and \$15.4 million in claim reserves, and there were 18 claims over 16 claim years; as of August 31, there were 19 claims over those same 16 claim years.

Brown displayed a worksheet summarizing the policy year financial statements and identifying net equity for each year. He pointed out the years in which rebates and rate credits were

applied. He noted that in allocating investment earnings, it was assumed that each year stands on its own and residual dollars from each year are still earning investment income.

Salvati asked if assessments would be applied to years with negative equity only if there are AB218 claims for those years. Brown replied that assessments, for this round, will only apply to years in which there are AB218 claims and negative equity, but any negative year may be assessed at board discretion.

Brown showed a graph illustrating the assessments to be collected for each of the different member classes. He said the assessment will cover four years: 1996-97, 1999-2000, 2006-07, and 2016-17. He reviewed examples of how the assessments were calculated for particular SELF members. He stated out that in most cases, the amounts invoiced will be less than the amounts that were communicated to members in the budget indications member communications memo.

Brown said SELF will generate individualized invoices for each member to be assessed, and the invoices will detail the year of participation, factored ADA, the billing rate per ADA, a sum for each year, and a total amount. For JPAs willing to invoice their member districts, he added, SELF will provide a stack of individual district invoices along with a summary invoice for the JPA.

Brown displayed a table showing rates per ADA and the rates for minimum-amount members. He stated that SELF will collect the assessment over a three-year period, but a discount will be offered to members who make a one-time up-front payment, as some JPA's have advised they wish to pay all at once on behalf of their membership. He indicated that invoices will be sent out in November, and SELF will continue to communicate regularly with member JPAs and individual members so they understand the need for the assessment. He said the staff is continuing to work with JPAs to find out how they prefer to handle the communication and invoicing.

Salvati asked if the four years Brown identified are the only years with AB218 claims. Brown clarified that the four years have both negative equity and AB218 claims. He advised that the assessments for those four years will cover the \$46 million in liabilities.

Byrne Conley said that SELF's accounting policies and procedures adopted in 2010 provide that pool equity is accounted for by coverage year and annual reports will be prepared summarizing equity balances by year, with interest accrued to each year based on assets less current liabilities. He noted the policy specifies that expenses, rebates, rate credits, and claim costs will be allocated to the applicable coverage year, and coverage years with deficit positions will be offset by years with positive equity positions. Conley said the bylaws give the Board discretion to declare equity distributions or rate credits using surplus reserves and assess for any risk pooling program year deficits. He advised that he interpreted these provisions to mean that SELF will calculate program year balances each year.

McNamee emphasized the importance of clearly communicating with the members about the process and methodology so members are not confused.

Brown commented that the focus in this first round of assessments was identifying negative years that had AB218 claims as of February 29 so there is a direct link between those claims and the assessment. He noted that if a claim is received for 1993-94, the net position of that year would be reduced and would be reflected in the next annual report. He said there are likely going to be other years with significant deficits and AB218 claims in the future, so the

Board may need to approve additional assessments if there are insufficient funds from positive years to offset those losses.

George noted that SELF needs to be very clear up front so everyone understands that this is an ongoing process that needs to be revisited each year. Brown concurred.

Salvati asked how members have reacted to the news of the assessment. George replied that there has not been a significant push-back, but some district members have complained about the bad timing. Brown said SELF held Zoom calls with current and former JPA leaders last spring to let them know about the assessment, and communications have gone to members after each meeting where decisions have been made. He reported that he has been involved in ongoing communications with a couple JPAs, ASCIP, and former members, and although they are not happy about the assessment, they understand the need.

Brown stated that the staff has begun creating invoices for SELF's nearly 1,200 current and former members. He noted that SELF will communicate with members before the invoices are sent out in November as well as with the invoices. He added that the staff will coordinate the billing and collection of the assessments with its member pools.

Birgel recommended making sure legislators are aware of the financial impact of AB218 on California schools. George said there have been meetings with the Department of Finance and a Senate legislative committee to convey these concerns.

McNamee asked what would happen if AB218 claims bankrupted SELF because members were unable to fund the claims. George responded that SELF's liabilities would revert back to its member districts in their proportional shares. One Board member remarked that AB218 claims could bankrupt some small districts that have uninsured losses and insufficient reserves. He added that the state will ultimately have to pay those losses.

George stated that the Department of Finance is aware of these concerns. He said Leilani Aguinaldo, School Services of California, has noted that Governor Brown tended to listen to the Department of Finance, but Governor Newsom follows his own opinions and thought processes.

McNamee observed that claims from early policy years will be difficult to defend because of staff turnover. She remarked that schools will have to pay this price even though they have no control over these situations.

Brown said legislative aides who attended the recent meetings had to look up the bill before they could discuss it. He noted that AB218 bypassed the normal appropriations process and policy committees because Assemblywoman Lorena Gonzalez, the bill's author, was the chair of the Appropriations Committee and stated that the bill would have no cost impact on schools. He advocated continuing to work on educating legislators.

Hendrick thanked Brown for his report.

C. MOC Review Status

George referred to the draft memorandum of coverage (MOC) in the meeting packet. He said the Board established an ad hoc committee to work with the staff, WillisRe representatives, Byrne Conley, and Marjorie Segale, of Segale Consulting Services, to identify and recommend changes to SELF's MOC. He reported that the group met about six times since last November.

George indicated that a revised version will come to the Board in December, and then the MOC will be circulated to SELF members for their input.

George noted that a copy of the letter from one JPA outlining their concerns about some of the proposed changes pertaining to sexual abuse and molestation (SAM) coverage was included in the meeting packet.

George commented that the MOC review has been a painstaking and laborious project. He expressed his appreciation to Segale for her thorough review of the MOCs for each of SELF's 15 underlying JPAs. He drew attention to her summary attached to the red-lined document.

George said the three most significant proposed changes are: 1) consideration of claims-made coverage for SAM claims, 2) an exclusion for communicable disease, including COVID-19, and 3) a specific exclusion for cyber liability.

George explained that liability claims are either triggered by an occurrence or claims made, and SELF's current MOC is based on occurrence coverage, meaning that losses are allocated back to the date an incident happened. He noted that most claims involving schools have a limited occurrence period of six months to twelve months to file an injury or property damage claim, a relatively short "tail." On the other hand, he said, claims-made coverage defines the date of loss as the date a claim is made, not when the injury occurred. George observed that SAM claims can involve incidents that took place many years ago, meaning they have a longer "tail," similar to workers' compensation claims. He added that the definition of "claims made" can vary from one insurance contract to another.

George advised that most commercial reinsurers are going to claims-made coverage for SAM cases so they can account for and price these types of losses more accurately. He said this gives greater certainty in estimating losses and allows payment of future claims with future dollars. He noted that there were some SAM claims decades ago, but they could usually be settled for very modest amounts. However, he stated, the frequency and cost of SAM claims has skyrocketed in recent years.

George indicated that going to claims-made coverage would reduce premium costs in the near term, an issue that will be discussed in more detail at the December meeting; it also reduces the credit risk with reinsurers. He clarified that claims-made coverage does not make SAM claims less expensive, so costs over time are not reduced; IBNR from old claim years migrates forward; and there is still a possibility that former members will need to be assessed based on prior MOC's.

George gave examples of how SAM claims would be processed under SELF's current MOC provisions versus a claims-made basis. He pointed out that the chief difference is how claims are accounted for. If the Board decides to make the change, everything before that transition date would remain under the occurrence-based coverage. He noted this change would have no effect on current members.

McNamee observed that although this change could incentivize existing members to stay with SELF, it could discourage new members from joining. She asked what SELF's competitors are doing and how the change would affect insurance premiums. George responded that SELF would provide an endorsement for new members specifying that SAM coverage applies only to incidents occurring after joining SELF. He said there would be short-term savings in premiums, but effects on SELF's rates over time will vary because liability for SAM claims

would not disappear, but would simply move forward in time. He added that the end-of-year actuarial study will provide more information on this issue.

Mark Priven, Bickmore Actuarial, agreed with George's characterization of the effect on premiums. He pointed out that SAM claims represent about 15 percent of SELF's rates this year, so that percentage would be lower if the liability is shifted forward.

In response to McNamee's question about competitors, George responded that some underlying pools, including ASCIP, went to claims-made coverage as of July 1, 2020. He said it appears that a competitor may be staying with occurrence-based coverage, at least for now, while other excess pools have dropped their limits for SAM claims.

Salvati observed that some of SELF's reinsurance carriers have already moved to claims-made coverage, and more are likely to make that move in the future. He asked what would happen if SELF stayed with occurrence-based coverage. George noted that this shift is heavily driven by the commercial marketplace. He advised that if SELF chooses to stay with occurrence-based coverage, there will be fewer reinsurance options or SELF will be forced to self-insure the tail.

Schweikhard stated that as a member of the ad hoc review committee, he initially had concerns about potential gaps in coverage for SELF members, but after considering various scenarios, he concluded that nearly all types of claim situations would still be covered during the transition period. He indicated that he was comfortable making the change to claims-made coverage for SAM claims.

George indicated that he would ask Priven to provide a more detailed analysis for the December meeting. He said he planned to call the JPA member the following week to discuss the concerns articulated in their letter.

Wilkerson emphasized that the transition to claims-made coverage is market-driven, and she pointed out that SELF does not know what competitors will be offering for 2020-21. She said her districts went to a claims-made form for employment practices claims many years ago, but then the market changed. She noted that if AB218 is rescinded or modified, SELF may have an opportunity to move back to occurrence-based coverage in the future.

Hendrick commented that SELF's members probably want the most coverage and the best coverage they can obtain. She suggested that Board members send questions and concerns to the staff in advance of the December meeting so they can be addressed at that meeting.

At 10:10 a.m., the Board took a brief recess.

The meeting was reconvened at 10:20 a.m.

VII. ACTION ITEMS

A. Accept Excess Workers' Compensation Actuarial Analysis

Nguyen made a motion, seconded by Nahale, to accept the actuarial analysis of the excess workers' compensation program.

Mark Priven, Bickmore Actuarial, reviewed the results of his actuarial study of the Excess Workers' Compensation Program as of June 30. He said this annual report shows that the program is performing well, with liabilities, reserves, and IBNR decreasing substantially as

claims are settled. He noted that administrative liability increased a bit, reflecting the change in allocations made a couple years ago. He pointed out that there is a small adjustment for the net present value of assessments that have not yet been collected.

Priven displayed a chart comparing liabilities, case reserves, and IBNR in the prior report versus the current report. He reviewed net present values of liabilities at various discount rates. He suggested that it might be prudent to revise the 2.75 percent discount rate downward if investment yields decline over the next few years.

Priven showed a graph depicting how open claims and case reserves have been declining as the program matures. He noted that in most cases, claim payments are less than or equal to case reserves. He reviewed incurred losses by claim year.

Hendrick thanked Priven for his report

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed.

B. Accept Excess Liability Program Actuarial Analysis

Schweikhard made a motion, seconded by Flores, to accept the actuarial analysis of the excess liability program.

Priven presented the results of his actuarial analysis of the Excess Liability Program since last October. Priven said AB218 is the main factor driving the increase in liabilities, IBNR, and ULAE. He noted that about \$30 million in IBNR can be attributed to potential AB218 claims. He advised that most of the AB218 claims are likely be reported in the first three years, with the heaviest hits in the first and third years. Priven estimated about \$15 million to \$20 million in AB218 claims in the first and third years, and possibly \$10 million in the middle year, totaling \$45 to \$50 million in liabilities.

Priven stated that the actuaries looked at the historic ratio between IBNR and case reserves and concluded that 2:1 ratio seems reasonable. He indicated that Bickmore conducted a study of the potential impact of AB218 statewide before the law took effect, and those findings were also used to validate the IBNR.

Priven displayed a chart showing liabilities at different net present value rates and confidence levels. He remarked that there is still a great deal of uncertainty as to the full extent of AB218 claims.

Priven reviewed claims activity in each layer by claim year. He pointed out that the actual results were not far from what was expected.

Priven presented a graph depicting costs, payments, case reserves, and IBNR by type of claim and by fiscal year. He explained that IBNR for AB218 was allocated based on three factors: ADA for each year by layer, limits in place for each policy year, and the age of the policy year, assuming that exposure for older years would be less than that for more recent years.

Hendrick thanked Priven for his report.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed.

C. Approve Board Officer Appointments

Hendrick drew attention to the proposed slate of Board officers and recommended approval. She said her term will end when Hardash's term would have expired.

Anderson made a motion, seconded by Salvati, to approve the Board officer appointments as proposed.

Hendrick welcomed nominations from the floor, but there were no other nominations. She expressed her appreciation to the Board members who were willing to serve. She said Schweikhard will move to Vice Chair, Flores will become Secretary, Nguyen will continue as Comptroller, and Salvati will become Member-at-Large.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed.

D. Approve Origami Risk Contract

Flores made a motion, seconded by Robison, to approve the Origami Risk contract as proposed.

Brown recommended that the Board authorize the staff to finalize the negotiations and purchase of Origami risk management software, a product used by ASCIP and many other pools. He said Origami will replace eight different databases and six different software systems currently used by SELF to handle underwriting data collection, coverage

documents, member histories, and invoicing. He noted that some of the existing systems are difficult to use and are no longer supported by their vendors, so it would be much more efficient to move to a single integrated system.

Brown advised that the proposed three-year contract calls for \$186,085 for the first year, with two subsequent years of \$61,500, but the exact costs are still being negotiated. He acknowledged that there will be initial implementation costs and time, but he estimated that the long-term savings will be about \$45,000 per year in costs and staff time.

Anderson asked if Origami will be used for claims handling as well, and Brown responded that SELF will continue using other software for that function. Birgel commented that claims handling is the main focus of Origami, and he suggested that SELF consider using Origami for claims as well. George indicated that the staff was primarily looking for underwriting and fiscal systems used by other pools to streamline operations. He added that SELF can consider using Origami for claim functions at some point in the future.

Hendrick asked if using Origami will result in savings on licensing fees. Brown said he expects that SELF will save \$20,000 to \$25,000 per year on costs and consulting fees after the initial implementation years.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed.

E. Approve Gy Carlson Contract

Flores made a motion, seconded by Robison, to approve the contract with Gy Carlson as proposed.

Brown recommended entering into a contract with Gy Carlson to assist with invoicing for the AB218 assessment. He noted that SELF has used database consultants in the past to merge rates and member information to develop invoices. He said the AB218 invoicing process will be more complicated than SELF's annual member billings because it entails multiple years and former and current members.

Brown stated that SELF began working with Mr. Carlson to help develop the AB218 invoicing process, and the original contract amount was estimated at about \$8,000, based on what was known at that time. He indicated that the experience since AB218 was implemented indicates that this work will take more time than originally anticipated, and the work needs to be completed before the next Finance Committee meeting, so the contract is being brought to the full Board for approval.

Brown said Mr. Carlson charges hourly fees, and the contract provides for a not-to-exceed amount of \$25,000. He noted the actual amount will probably be less than \$20,000.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed.

VIII. CONSENT ITEMS

- A. Accept Investment Report –Fourth Quarter 2019/2020
- B. Accept Financial/Treasurer’s Report Ending June 30, 2020
- C. Accept Updated SELF Budget 2020/21
- D. Accept Investment Compliance Report – Month Ending April 30, 2020, May 31, 2020, and June 30, 2020
- E. Accept Resignation of Area SCC Board Member – Peter Hardash
- F. Appoint Area I Board Member – Thuy Wong
- G. Appoint Area II Board Alternate – Adam Hillman
- H. Appoint Area IV Board Member – Susan Rutledge
- I. Appoint Area V Board Member – Terese McNamee
- J. Appoint Area SCC Board Member – Charlie Ng
- K. Accept Final Bill Report
- L. Approve Revised 4.18 Board Policy

Salvati made a motion, seconded by Anderson, to approve the Consent Calendar.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes

Motion passed.

Nguyen recommended inviting Hardash to attend the December meeting as a guest.

Board members welcomed the newly appointed Board members.

IX. CLOSED SESSION

Anderson made a motion, seconded by Schweikhard, to adjourn to closed session for the purpose of discussing existing and potential litigation.

Vote: Hendrick – yes
Nguyen – yes

Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes
Wong – yes
Hillman – yes
Rutledge – yes
McNamee – yes
Ng – yes

Motion passed. The Board adjourned to closed session at 11:04 a.m.

A. Liability Claims (Gov. Code, § 54956.95)

- Discussion of anticipated claims
- Discussion of existing pending litigation claims:
 - Doe vs. Victor Elementary
 - Doe vs. Marysville JUSD
 - Doe vs. Redlands USD
 - Doe vs. Acalanes UHSD
 - Doe vs. Riverside USD
 - Doe vs. Union SD
 - Doe vs. Covina Valley
 - Doe vs. Mountain View
 - Doe vs. Fullerton JUHSD
 - Doe vs. Anaheim UHSD
 - Doe vs. Dixon USD
 - Doe vs. Tulare UHSD
 - Doe vs. Alhambra USD
 - Doe vs. Orchard Elementary
 - Doe vs. South Pasadena USD
 - Doe vs. Tamalpais UHSD
 - Roe vs San Diego USD
 - Doe vs. San Dieguito UHSD
 - Doe vs. Big Oak Flat/Groveland USD
 - Doe vs. San Diego USD

At the conclusion of the closed session, Schweikhard made a motion, seconded by Flores, to resume the open meeting.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes
Wong – yes
Hillman – yes
Rutledge – yes

McNamee – yes
Ng- yes

Motion passed. The open meeting was resumed at 12:04 p.m.

Hendrick reported that no action was taken in closed session, and the board gave instructions to the staff.

X. CHAIR’S REPORT

Hendrick thanked everyone for their participation.

XI. FUTURE MEETINGS

The Board reviewed the schedule of upcoming meetings.

XII. ADJOURNMENT

There being no further business, McNamee made a motion, seconded by Anderson, that the meeting be adjourned.

Vote: Hendrick – yes
Nguyen – yes
Schweikhard – yes
Flores – yes
Robison – yes
Anderson – yes
Nahale – yes
Salvati – yes
Wong – yes
Hillman – yes
Rutledge – yes
McNamee – yes
Ng- yes

Motion passed. The meeting was adjourned at 12:09 p.m.