

**TOWN OF
APPLE VALLEY, CALIFORNIA**

AGENDA MATTER

Subject Item:

**RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY
DESIGNATING THE TORT LIABILITY CLAIMS HANDLING RESPONSIBILITIES
TO THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY**

Summary Statement:

The Town of Apple Valley joined the California Joint Powers Insurance Authority (CJPIA) on February 1, 1990. As part of this membership, the CJPIA acts as the Claims Administrator for all third party liability claims against the Town of Apple Valley.

In an effort to formalize this agreement with the Town of Apple Valley and all other membership agencies, the CJPIA is requesting that its members adopt a resolution formally designating the CJPIA authority to handle all tort liability claim responsibilities as authorized by Government Code Sections 910, et seq.

Based on the foregoing, staff recommends adoption of the attached resolution.

Recommended Action:

That the Town Council adopt Resolution No. 2010-55 of the Town Council of the Town of Apple Valley Designating the Tort Liability Claims Handling Responsibilities to the California Joint Powers Insurance Authority

Proposed by: La Vonda M-Pearson, CMC, Town Clerk **Item Number** _____

T. M. Approval: _____ **Budgeted Item** **Yes** **No** **N/A**

RESOLUTION NO. 2010-55

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY ESTABLISHING A POLICY WHICH DELEGATES TORT LIABILITY CLAIMS HANDLING RESPONSIBILITIES TO THE CALIFORNIA JOINT POWERS INSURANCE AUTHORITY AS AUTHORIZED BY GOVERNMENT CODE SECTIONS 910, ET SEQ.

THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Whereas, the Town of Apple Valley is a member of the California Joint Powers Insurance Authority (California JPIA), and pursuant to Government Code sections 990.4, et seq. and 6500 et seq. pools its self-insured liability claims and losses with other California JPIA members under a Memorandum of Coverage; and

Whereas, the Joint Powers Agreement creating the California JPIA authorizes it to exercise powers common to members and appropriate to defend and indemnify members from liability claims under the Memorandum of Coverage,

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF APPLE VALLEY DOES HEREBY FIND, DETERMINE AND RESOLVE AS FOLLOWS:

SECTION 1. The Town of Apple Valley Town Council delegates to California JPIA authority to act on its behalf pursuant to Government Code sections 910, et seq. to accept, reject, return as insufficient, or return as untimely any claims against it, and to provide any notices authorized under those statutes on behalf of the Town of Apple Valley Town Council.

SECTION 2. This Resolution shall become effective immediately upon its adoption.

SECTION 3. The Town Clerk shall certify to the adoption of this Resolution.

APPROVED AND ADOPTED this 14th day of December 2010.

Mayor

ATTEST:

Clerk