



MARIPOSA COUNTY

Human Resources/Risk Management · (209) 742-1379



RESOLUTION - ACTION REQUESTED 2016-311

MEETING: June 21, 2016

TO: The Board of Supervisors

FROM: Steve Johnson, Human Resources Director - Risk Manager

RE: First Amendment to Freese & Gianelli Agreement

RECOMMENDATION AND JUSTIFICATION:

Approve the First Amendment to the General Liability Claims Administration Agreement with Freese & Gianelli, Inc. to amend the termination date; and Authorize the Board of Supervisors Chair to sign the Amendment.

The current Agreement with Freese & Gianelli will terminate on June 30, 2016 and the current Administrator, Neal Trost, will be retiring at that time as well. Freese & Gianelli has agreed to continue to provide services for an additional three months to assist the County until an agreement with a new General Liability claims administrator is in place, which is anticipated to be on or before October 1, 2016.

The County is currently partnering with the County of Merced, who has also been served by Freese & Gianelli, in making a determination on a General Liability Claims Third Party Administrator. Merced County recently went through a Request for Proposal process, interviewed several finalist vendors on June 6, 2016, and will be making a final vendor determination soon. We anticipate working closely with Merced County once a determination is made. Ideally, we will then utilize the services of the same Third Party Administrator and would return to the Board with an Agreement that can be reviewed and approved.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

On May 12, 2015, the Board of Supervisors approved an agreement with Freese & Gianelli to provide General Liability claims administration services to the County for the period of July 1, 2015 to June 30, 2016. Freese & Gianelli has provided exemplary service as the County's Liability Claims Administrator since 1985.

ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

Do not approve the amendment, which would result in a disruption of service and mean that the County would be without a General Liability claims administrator for a period of up to three months.

FINANCIAL IMPACT:

Funding is liability administration costs have been included in the Liability Fund for Fiscal Year 2016-17.

ATTACHMENTS:

Freese & Gianelli Agt-1st Amendment (PDF)
Freese & Gianelli Agreement (PDF)

CAO RECOMMENDATION

Requested Action Recommended



Mary Hodson, CAO 6/14/2016

RESULT: ADOPTED BY CONSENT VOTE [UNANIMOUS]

MOVER: Rosemarie Smallcombe, District I Supervisor

SECONDER: Marshall Long, District III Supervisor

AYES: Smallcombe, Jones, Long, Cann, Carrier

FIRST AMENDMENT TO LIABILITY CLAIMS ADMINISTRATION AGREEMENT

THIS FIRST AMENDMENT TO LIABILITY CLAIMS ADMINISTRATION AGREEMENT is made and entered into this 21st day of June 2016, by and between the County of Mariposa, a political subdivision of the State of California, hereinafter referred to as "County" and Freese & Gianelli, Inc., a California Corporation, hereinafter referred to as "Administrator."

WHEREAS, the County and Administrator have heretofore entered into a Liability Claims Administration Agreement dated July 1, 2015 wherein Administrator agreed to provide liability claims administration services; and

WHEREAS, County and Administrator desire to amend said Liability Claims Administration to change the term of the Agreement.


NOW, THEREFORE, the parties hereto in consideration of the mutual covenants herein recited, hereby agree as follows:

1. Amend paragraph 2 to read as follows: "This Agreement shall commence July 1, 2015 and shall terminate September 30, 2016."
2. Except as herein amended, the Agreement dated July 1, 2015, shall remain in full force and effect.


IN WITNESS WHEREOF, the parties cause this Amendment to be executed on the date first above written

**COUNTY OF MARIPOSA
(COUNTY)**

**FREESE & GIANELLI, INC.,
a California Corporation
(ADMINISTRATOR)**



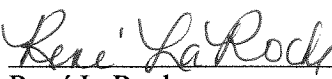
John Carrier, Chair
Mariposa County Board of Supervisors




Neal Trost
Senior Vice President

ATTEST:

APPROVED AS TO FORM:



René LaRoche
Clerk of the Board



Steven W. Dahlem
County Counsel