

RESOLUTION NO. 3657-21

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF WINDSOR
AUTHORIZING PARTICIPATION IN THE EMPLOYMENT RISK
MANAGEMENT AUTHORITY**

WHEREAS, the Town of Windsor wishes to obtain Employment Practices Liability coverage for the period effective July 1, 2021; and

WHEREAS, the Employment Risk Management Authority (ERMA) is a self-insured joint powers authority created for the sole purpose of Employment Practices Liability Coverage. ERMA is comprised of various public entities who risk share up to \$1 million against potentially unlawful employment practices and discrimination claims; and

WHEREAS, ERMA formed primarily due to the fact that government entities have not historically been able to secure Employment Practices Liability (EPL) coverage at a competitive cost through the commercial insurance marketplace; and

WHEREAS, ERMA has met all of the high professional standards established by the California Association of Joint Powers Authorities (CAJPA) in the areas of governance, finance, claims control, safety and loss control and ERMA is fully accredited by CAJPA. CAJPA's accreditation process requires reviews by independent consultants in the areas of accounting, claims adjusting, and actuarial analysis; and

WHEREAS, ERMA provides services to both Joint Powers Insurance Authorities and individual public entities; and

WHEREAS, the Town of Windsor has determined that it is in the best interest to become a member of ERMA for the purpose of obtaining Employment Practices Liability coverage; and

WHEREAS, ERMA requires the Town of Windsor to pass a resolution expressing the desire and commitment of the Town of Windsor's participation in ERMA, which requires a three-year minimum participation period. The Town of Windsor also understands our entity will be bound by the provisions in the ERMA Joint Powers Agreement just as though it were fully set forth and incorporated herein whether our entity had signed it individually or through an underlying Joint Powers Insurance Authority.

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Windsor hereby approves participation in ERMA effective July 1, 2021; and

BE IT FURTHER RESOLVED that the Town Council of the Town of Windsor authorizes the Town Manager, on behalf of the Town of Windsor, to take any and all actions necessary to implement the foregoing resolution.

PASSED, APPROVED AND ADOPTED this 17th day of March 2021, by the following vote:

AYES: COUNCILMEMBERS FUDGE, LEMUS,
VICE MAYOR SALMON AND MAYOR FOPPOLI
NOES: NONE
ABSTAIN: NONE
ABSENT: NONE


DOMINIC FOPPOLI, AT-LARGE MAYOR

ATTEST:


MARIA DE LA O, TOWN CLERK