LOCAL GOVERNMENT LIABILITY POOL

MEETING INFORMATION

August 1, 2024 | 8:00 a.m.
Quarterly meeting held in-person in Cheyenne and online.

MEMBERS PRESENT

Brad Basse, Chairman, At Large Member
Richard Grant, Jr., Vice Chairman, Converse County Commissioner
Kelly Krakow, Treasurer, Mayor, Town of Albin
Lori Ibarra, Tri-City Parks & Recreation District, Administrator
Mike Bailey, City of Riverton Council Member
Hale Redding, Weston County Weed & Pest, District Supervisor
Lonnie Wright, Sheridan County Commissioner

STAFF PRESENT

Torey Racines, Executive Director
Tom Thompson, Litigation Attorney
MaryBeth Oatsvall, Paralegal/Claims Manager
Pennie McDaniel, Administrative/Fiscal Assistant
Andrea Hixon, Risk Management Consultant
Cassidy Mueller, Risk Management Consultant

EXECUTIVE SUMMARY

Board members and the Local Government Liability Pool (LGLP) met in-person in Cheyenne and online to discuss topics related to investment review and the Executive Director's report. The report included an audit and actuary update; property and cyber insurance updates; claims tracking software update; pilot program update; WASCOP and legislative updates and a review of FY25 budget. The Board also discussed risk & loss reports, expenditures for April, May and June of 2024. A portion of the meeting was held in executive session.

CALL TO ORDER

Chairman Basse called the meeting to order at 8:05 a.m.

APPROVAL OF THE MAY 2, 2024 MEETING MINUTES

Member Bailey moved the Board approve the general session and executive session minutes from the May 2, 2024 meeting. The motion passed by voice vote with Member Ibarra excused.

INVESTMENT REVIEW

Todd Bishop, President and CEO of Kaiser Wealth Management, provided an overview of LGLP's investment account. The overview discussed investment safety, portfolio liquidity and market outlook. Mr. Bishop also discussed bond basics which included a review of bond characteristics, relationship of yield and price and factors that influence interest rates in the economy.

Public Comment

No one from the public commented on this topic.

Board Action

The Board took no formal action.

RISK & LOSS PREVENTION REPORTS

Risk Management Consultant Hixon provided an overview of risk and loss prevention reports. The overview included updating the Board on training delivered, member visits and training attended during April, May and June. Ms. Hixon also discussed future training plans for next quarter.

Public Comment

No one from the public commented on this topic.

Board Action

No formal action was taken.

EXECUTIVE DIRECTOR'S REPORT

a. Entity additions/cancellations

Director Racines discussed the addition of four (4) new members.

b. Audit & Actuary update

Director Racines discussed LGLP's annual audit and noted McGee, Hearne & Paiz, LLP (MHP) will be in-house on August 26th. Director Racines also updated the Board regarding the information compiled for a current relativity study to be done by AON.

c. Property/Cyber Insurance update

Director Racines noted since the Board's last meeting LGLP has been accepted into WARM's property pool and briefly discussed cyber and crime policy changes.

d. Claims tracking software update

Director Racines updated the Board regarding the current claims software, multi-factor authentication (MFA) and noted that he had visited with Brian Trzesniak, Senior Sales Executive with Origami Risk to obtain a quote for claims.

e. Pilot Programs update

Director Racines provided a review of a pilot program for employment attorney consultations for LGLP members. He noted LGLP members are encouraged to call LGLP when faced with employment/HR issues. He also noted that the intent of the pilot program is to provide an incentive for members and is voluntary.

f. WASCOP update

Director Racines provided the Board with an update regarding the WASCOP project with NIJO and DLG as reflected in their written submissions.

g. Legislative update

Director Racines discussed attending the Judiciary Committee's meeting and participating in interim topic: "Statutory Monetary Amounts for the Wyoming Governmental Claims Act and Settlement Agreements for Minors." Director Racines discussed the history of the Wyoming LGLP and commented on how Wyoming compares to other states with respect to placing maximum limits on governmental liability. Director Racines noted that he has provided LGLP's actuary with information to estimate the impact to local governments if the Legislature doubled the amounts contained under the WGCA. Director Racines noted the Committee requested the Legislative Service Office to prepare a bill draft that would increase the maximum liability amounts for the WGCA to $1,000,000 for one claimant for each transaction or occurrence and $2,000,000 for all claims arising out of a single transaction or occurrence.

h. Budget review

Director Racines also reviewed revenues and expenditures outlined on the FY24 Budget Report. He noted settlement and judgment payments are within twenty-nine (29%) percent of the budget. Director Racines discussed investments, which included WYOSTAR I and II, Geneos and RBC accounts. He also noted revenues and current cash position as better than last year at this time.

EXPENDITURES FOR APRIL, MAY AND JUNE

Director Racines provided a brief overview of the bill payment list, credit card expenditures and banking statements.

Public Comment

No one from the public commented on this topic.

Board Action

Member Krakow moved the Board approve the expenditures for April, May and June 2024. Also, part of Member Krakow's motion noted that Board members should be provided with the summary page of each financial account (RBC, Geneos, WYOSTAR I and II). The motion passed by voice vote.

i. Proposed Amendments – Memorandum of Liability Coverage and Declaration Page

Director Racines discussed proposed amendments to LGLP's Memorandum of Liability coverage and Declaration Page. The amendments primarily address out-of-state claims in states that either recognize the WGCA or apply their Governmental Claims damages limits to other state's governmental defendants. The amendments also clarify existing coverage. The amendments to the Memorandum of Liability Coverage and Declaration Page do not impact the exposure to our members and seeks to clarify that by providing a maximum of $1.5 million coverage for out-of-state claims, LGLP does not waive any limits to liability provided by the other state. In addition, due to the ever-increasing risk of cyber threats, it is prudent to specify this exclusion from coverage so that our members understand that cyber-insurance, like property insurance, is outside LGLP's coverage.

Public Comment

No one from the public commented on this topic.

Board Action

Member Bailey moved the Board to accept the proposed amendments to LGLP's Memorandum of Liability Coverage and Declaration Page presented by Director Racines. The motion passed by voice vote.

EXECUTIVE SESSION

Member Krakow moved the Board resolve itself into executive session at 10:28 a.m. to discuss current claims, litigation and personnel matters pursuant to W.S. 16-4-405. The executive session concluded at 12:12 p.m.

Board Action

Member Ibarra moved the Board to authorize the amount requested by Director Racines in executive season regarding LGLP Claim No. #EO180008, #EO240002 and AA220053. The motion passed by voice vote.

OLD OR NEW BUSINESS

a. Board Elections

Director Racines discussed the upcoming Board member elections and noted Members Ibarra, Krakow and Wright's terms are ending. He discussed preferences regarding reelection, ballots and timeline.

Board Action

Member Redding moved the Board nominate Members Ibarra, Krakow and Wright for reelection, seconded by Member Bailey. The motion passed by voice.

b. Building updates

Director Racines noted a contractor has been delayed but will fill the crack between the sidewalk and building. The parking lot cracks have been resealed and the lot mostly restriped, with the remaining lines to be done next week.

NEXT BOARD MEETING ANNOUNCEMENT

The next board meeting will be held in-person and virtually at 8:00 a.m., on Thursday, November 7, 2024.

MEETING ADJOURNMENT

There being no further business the meeting adjourned at 12:21 p.m.

Respectfully submitted,

Brad Basse, Chairman Dated: 11-7-24