

RESOLUTION NUMBER R- 316298

DATE OF FINAL PASSAGE JUN 18 2025

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE CITY OF SAN DIEGO'S
CONTINUED PARTICIPATION AS A MEMBER OF THE
JOINT POWERS AUTHORITY, KNOWN AS PUBLIC RISK
INNOVATION, SOLUTIONS, AND MANAGEMENT (PRISM),
FOR FISCAL YEARS 2026 THROUGH 2030.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

A. Since July 1, 2003, the City of San Diego (City) has been a member of a joint powers authority, now known as Public Risk Innovation, Solutions, and Management (PRISM), which is a member-directed risk sharing pool of public agencies committed to providing risk coverage programs and risk management services. PRISM was previously known as the CSAC Excess Insurance Authority, a joint powers authority formed in 1979, under California Government Code section 6500 *et seq.* In 2020, CSAC EIA became PRISM. The purpose of PRISM is to find cost effective insurance solutions and risk management solutions for its public agency members.

B. By San Diego Resolution R-313058 (June 4, 2020), the Council authorized the City's continued participation in PRISM through Fiscal Year 2025.

C. The City's participation in PRISM is based on the following provisions of California law. California Government Code section 990.4 provides that a local public entity may self-insure, purchase insurance through an authorized carrier, or purchase insurance through a surplus line broker, or any combination of these. Under California Government Code section 990.6, the cost of insurance provided by a local public entity is a proper charge against the local public entity. California Government Code section 6500 *et seq.* permits two or more public agencies by agreement to exercise jointly powers common to the contracting parties. California

Government Code section 990.8 provides that two or more local entities may, by a joint powers agreement, provide insurance for any purpose by any one or more of the methods specified in Government Code section 990.4, and the pooling of self-insured claims or losses is not considered insurance nor subject to regulation under the Insurance Code. Further, Article 16, section 6, of the California Constitution provides that insurance pooling arrangements under joint exercise of power agreements is not considered the giving or lending of credit. The counties and public entities executing the PRISM Joint Powers Agreement have joined together for the purpose of jointly funding and establishing excess and other insurance programs as determined.

D. Under the PRISM Joint Powers Agreement, PRISM may provide risk coverage, including excess insurance coverage for: (1) workers' compensation; (2) comprehensive liability, including general, personal injury, contractual, public officials errors and omissions, and incidental malpractice liability; (3) comprehensive automobile liability; (4) hospital malpractice liability; (5) property and related programs. The PRISM member agencies developing or participating in an insurance program fund all costs of that program, including administrative costs. The insurance programs are funded by annual premiums charged to the members participating in the program each policy year.

E. Under Article 20 of the PRISM Joint Powers Agreement, a member may withdraw from program participation at the end of a policy year for the program, if it gives PRISM at least 60 days advance written notice of the withdrawal.

F. The City has participated in multiple PRISM programs in the past, and the Mayor, through Risk Management, is recommending continued participation for Fiscal Years 2026 through Fiscal Year 2030, contingent upon the Council's separate approval of the required

PRISM premiums and any other related costs through the Council's approval of the City's budget and annual Appropriation Ordinance.

G. The Office of the City Attorney has drafted this Resolution based on information provided by City staff, including information provided by affected third parties and verified by City staff, with the understanding that this information is complete, true, and accurate.

ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

1. The Council authorizes the City's continued participation in PRISM, under the terms of the PRISM Joint Powers Agreement, most recently amended January 3, 2025, for Fiscal Years 2026 through 2030. This authorization is contingent upon the Council's separate authorization of payment of the PRISM premiums and any other related costs to PRISM on a fiscal year basis, through the Council's approval of the City's annual budget and Appropriation Ordinance. The Council's approval of the participation and payments is also contingent upon the Chief Financial Officer first certifying that, in the judgment of the Chief Financial Officer, sufficient funds are or will be available in the City treasury to make the payments to PRISM from revenues received during or before the fiscal year in which the payments are due, as required by Charter sections 39 and 80.

2. The Council requests that the Mayor or designee take all steps necessary to administer the City's participation as a member under the PRISM Joint Powers Agreement.


3. The Council also authorizes the Mayor or designee to access other cost-effective insurance solutions and risk management services on behalf of the City, as permitted under

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applicable laws and ensuring compliance with the competitive procurement requirements
established in the Charter and the San Diego Municipal Code.

APPROVED: HEATHER FERBERT, City Attorney

By 
Joan F. Dawson
Senior Deputy City Attorney

JFD:jfd
Or. Dept: Risk Management
Doc. No. 4072751

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on
JUN 17 2025.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 6/17/2025
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on JUN 17 2025, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage JUN 18 2025.

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

(Seal)

TODD GLORIA
Mayor of The City of San Diego, California.

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Linda Iruin Deputy

Office of the City Clerk, San Diego, California

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