

# MINUTES

## SPECIAL TELECONFERENCE MEETING OF CALIFORNIA FAIR SERVICES AUTHORITY BOARD OF DIRECTORS

March 10, 2020

1776 Tribute Road, Suite 100, Sacramento, CA 95815

In attendance:

### Board Members

**Stephen Kenny**, Board Chair  
Butte County Fair, via phone

**Lori Marshall**, Director  
Cow Palace Arena, via phone

**Jack Blyskal**, Director  
Public Member, via phone

**John Quiroz**, Director  
CDFA Fairs & Expositions Branch, via  
phone

**Mike Olcott**, Director  
Kern County Fair, via phone

**Dan Jacobs**, Director  
Antelope Valley Fair, via phone

**Mike Harrington**, Bickmore Actuarial  
via phone

**Derrick Burkholder**, Bickmore Actuarial  
via phone

**MaryAnn**, Bickmore Actuarial  
via phone

### CFSA Staff

**Rebecca Desmond**  
Executive Director  
CFSA, via phone

**Raechelle Gibbons**  
Chief Financial Officer  
CFSA, via phone

**Tom Amberson**  
Risk Department Manager  
CFSA, via phone

**Melissa Thurber**, Communication Director  
CFSA, via phone

**Christy Layton**, Legal Counsel to CFSA  
Sloan Sakai Yeung & Wong LLP, via  
phone

**Mike Kielty**, Consultant  
George Hills, via phone

**Kevin Wright**, Business Services  
Manager  
CFSA, via phone

## I. CALL TO ORDER

Pursuant to the meeting notice, a special teleconference meeting of the California Fair Services Authority (CFSA) Board of Directors was convened at

3:00 p.m., March 10, 2020, by Board Chair Steven Kenny, in the conference room at 1776 Tribute Road, Suite 100, Sacramento, California.

**II. ADOPTION OF RESOLUTION DELEGATING TO BOARD CHAIR THE AUTHORITY TO FORM AN AD HOC COMMITTEE TO MAKE POLICY RECOMMENDATIONS REGARDING CFSA RISK PROGRAMS AND NON-COVERED ENTITIES**

Moved by Director Marshall and seconded by Director Olcott to adopt **Resolution No. 20-09** delegating authority to the Board Chair to form an Ad Hoc Committee to make policy recommendations regarding CFSA Risk Programs and non-covered entities.

Ayes: Chair Kenny, Directors Blyskal, Marshall, Quiroz, Olcott, Wolcott  
Noes: None  
Abstain: None  
Absent: Jacobs

Following the motion Chair Kenny appointed himself and Vice Chair Blyskal to the committee.

Chair Kenny left the meeting at 3:15 p.m. Vice Chair Blyskal took over conducting the meeting.

**III. ADOPTION OF RESOLUTION REVISING THE REVENUE PROTECTION PROGRAM MEMORANDUM OF COVERAGE**

The outbreak of the Coronavirus in California has sparked several inquiries from California fairs regarding possible coverage for loss of 2020 fair revenue under the program. Some inquiries have come from fairs that traditionally have not participated in the program.

CFSA staff conducted a deep-dive inspection of the program's MOC and excess policy along with our excess insurance broker Alliant Insurance Services to determine possible coverage for the Coronavirus and detailed parameters of the program. It was determined that there is coverage under the pool MOC (attached) as follows:

- a. Section 6 (J) (6) government emergency declaration (MOC, page 7)
- b. Section 6 (J) (7) epidemic (MOC, page 7)

The excess policy does not provide coverage for the Coronavirus or any other communicable or infectious disease.

The CFSA Revenue Protection Program Claims Committee met on Thursday, March 5, 2020 via teleconference to review and discuss the concerns. The committee consists of elected fair member T.J. Plew, CEO of the Salinas Valley Fair; Jim Wolcott, CEO of the Lassen County Fair, the CFSA Board of Directors' representative; John Quiroz, Branch Chief of F&E; and Tom Amberson, CFSA

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Risk Department Manager. Staff, supported by the Committee, recommended the following procedures to be followed in 2020:

1. CFSA will communicate with all California fairs the week of March 11th that payment for program participation must be received by March 31st per the program MOC.
2. CFSA staff will make personal calls to those fairs that have participated in the program every year, but have not paid fees by the deadline to determine if there are any payment hardships.
3. CFSA will enforce the MOC requirement that covered events must notify CFSA "immediately" of an expected loss.
4. The RPP claims committee will meet quarterly to review and approve/deny claims. However, no claims will be paid until it is determined that there is adequate funding in the pool to pay all claims for the protection year. In addition, in the event that the funds in the pool are not adequate to pay all covered claims in full, the MOC allows the committee to make reduced "pro rata" payments on covered claims (MOC, Section 5, page 5).
5. No advance payments will be made to claimants as allowed in the MOC until it is determined that there is adequate funding in the pool to pay all claims for the protection year.
6. Claims for the Coronavirus will be covered as per the MOC as long as the government emergency declaration and/or epidemic exist during the dates of the covered event and all other conditions of claims approval are met.

Moved by Director Olcott and seconded by Director Marshall to adopt **Resolution No. 20-10** revising the Revenue Protection Memorandum of Coverage as presented by staff and supported by recommendation of the Revenue Protection Program Claims Committee

Ayes: Chair Kenny, Directors Blyskal, Quiroz, Olcott, Wolcott, Marshall  
Noes: None  
Abstain: None  
Absent: Jacobs

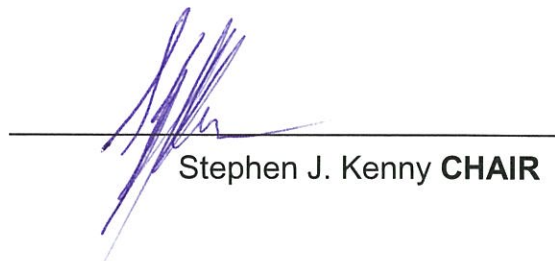
**IV. ADJOURNMENT**

The meeting was adjourned at 3:30 p.m.

**ATTEST:**



Kevin Wright **SECRETARY**



Stephen J. Kenny **CHAIR**