

RESOLUTION 2017-163

**RESOLUTION AUTHORIZING THE DISTRICT TO
GRANT INDEMNITY TO OPTUM BANK, INC.
PURSUANT TO AN AGREEMENT WITH OPTUM
BANK TO PROVIDE EMPLOYEE HEALTH SAVINGS
ACCOUNT ENROLLMENTS AND CONTRIBUTIONS**

WHEREAS, the San Diego Unified Port District (District) is a public corporation created by the Legislature in 1962 pursuant to Harbors and Navigation Code Appendix I, (Port Act); and

WHEREAS, Section 21 of the Port Act authorizes the Board of Port Commissioners (Board) to pass all necessary ordinances and resolutions for the regulation of the District; and

WHEREAS, the District provides full-time employees with medical insurance benefits as part of their benefits package; and

WHEREAS, the District is adding a new plan option, a high deductible PPO plan, which employees may elect and staff expects that this new option can provide a lower-cost coverage alternative for some employees, if elected by an employee, this plan is accompanied by a Health Savings Account (HSA); and

WHEREAS, Optum Bank, Inc. (Optum Bank) has been selected as the financial institution to administer the HSAs; and

WHEREAS, while the accounts are employee-owned, the District provides Optum Bank with enrollment information and forwards employee payroll contributions to Optum Bank for their accounts; and

WHEREAS, the proposed agreement with Optum Bank for this arrangement contains indemnification provisions which require the Board's approval; and

WHEREAS, the risk is reasonable, as it requires the District be responsible for the information it submits and the accounts are beneficial to employees and a key part of the plan design for the new medical plan option, therefore, staff is recommending that the Board authorize the District to grant indemnity to Optum Bank pursuant to an agreement with Optum Bank to provide employee HSA enrollments and contributions.

NOW THEREFORE, BE IT RESOLVED that the Board of Port Commissioners of the San Diego Unified Port District, hereby grants indemnity to Optum Bank pursuant to agreements with Optum Bank to provide employee Health Savings Account enrollments and contributions.

APPROVED AS TO FORM AND LEGALITY:
GENERAL COUNSEL



By: Assistant/Deputy

PASSED AND ADOPTED by the Board of Port Commissioners of the San Diego Unified Port District, this 5th day of December 2017, by the following vote:

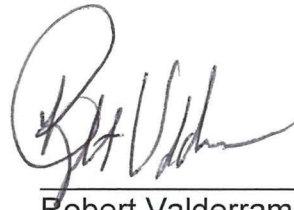
AYES: Bonelli, Castellanos, Malcolm, Merrifield, Valderrama, and Zucchet

NAYS: None.

EXCUSED: Moore

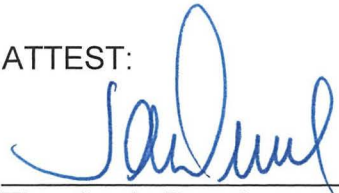
ABSENT: None.

ABSTAIN: None.



Robert Valderrama, Chair
Board of Port Commissioners

ATTEST:



Timothy A. Deuel
District Clerk

(Seal)