

69887

DATE: May 23, 2019

TO: Board of Acquisition and Contract

FROM: John M. Nonna
County Attorney

SUBJECT: Authority to purchase an insurance policy from the New York Municipal Insurance Reciprocal (“NYMIR”), through its exclusive brokerage firm of Brown & Brown of New York, Inc., which does business as The Spain Agency, for bus liability insurance for the portion of the Bee-Line Bus System currently operated by Liberty Lines Transit, Inc., for the period from July 1, 2019 through July 1, 2020, for an amount not-to-exceed \$3,347,592.00.

On June 21, 2018, your Honorable Board approved the purchase of bus liability insurance from the New York Municipal Insurance Reciprocal, through its exclusive brokerage firm of Brown & Brown of New York, Inc., which does business as The Spain Agency. Consistent with last year’s approach to insurance for bus operations under the Liberty Agreement, authority is again requested to purchase an insurance policy from NYMIR. Under the Policy, the County would be provided with bus liability insurance from NYMIR for the portion of the Bee-Line Bus System that is currently operated by Liberty Lines Transit, Inc. (“Liberty’s Bee Line Services”), for the period from July 1, 2019 through July 1, 2020, for an amount not-to-exceed \$3,347,592.00, which represents a slight (less than 1%) increase in premium. The increase is due to the fact that the older buses on the fleet have been replaced with new (higher valued) buses. Also consistent with last year’s program, quarterly premium payments will be made as per the following schedule: \$836,898.00 on 7/1/2019; 9/30/2019; 1/1/2020; and 3/31/2020. All other terms and conditions of the policy shall remain the same as the expiring program.

The proposed Policy will serve a public purpose by ensuring that the County will have both proper and cost-effective insurance coverage for Liberty’s Bee-Line Services. NYMIR in conjunction with the Spain Agency also provides enhancements such as additional training programs (i.e., Simulator Training for Bus drivers) to assist in updating and improving driving skills. Liberty Lines safety management staff conduct weekly meetings in conjunction with Insurance and Risk Management representatives with a goal toward improving overall driving skills thus reducing the number of incidents.

The goal and objective of the proposed Policy is to provide insurance coverage for the bus program. The goals and objectives are in the best interests of the County in terms of fiscal

responsibility, as it will ensure that the County's insurance coverage for Liberty's Bee-Line Services is cost-effective.

The procurement of the Policy is exempt from the County's Procurement Policy and Procedures pursuant to Section 3(a)(v) thereof.

I respectfully recommend the adoption of the attached resolution.

JMN/AJD/mkf

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/13/2019 - LISA MARIJAJ, SECRETARY

RESOLUTION

Upon a communication from the County Attorney, be it hereby:

RESOLVED, that the County of Westchester (“County”) is hereby authorized to purchase an insurance policy from the New York Municipal Insurance Reciprocal (“NYMIR”) through Brown & Brown of New York, Inc., which does business as The Spain Agency, (“Spain”) as NYMIR’s exclusive brokerage firm in Westchester County (the “Policy”); and be it further

RESOLVED, that, under the Policy, the County will be provided with bus liability insurance from NYMIR for the portion of the Bee-Line Bus System currently operated by Liberty Lines Transit, Inc., for the period from July 1, 2019 through July 1, 2020, for an amount not-to-exceed \$3,347,592.00; and be it further

RESOLVED, that, under the Policy, the County will be provided with said insurance, and the County will pay for said insurance; and be it further

RESOLVED, that the County Executive or his duly authorized designee is hereby authorized to execute any documents and take any actions reasonably necessary and appropriate to effectuate the purposes of this Resolution.

Year	Fund	Dept.	Major Program, Program & Phase Or Unit	Object/ Sub Object	Trust Account	Dollars
2019	101	44	2100	4280		\$1,673,796.00
2020	101	44	2100	4280		\$1,673,796.00

Budget Funding Year(s): 2019-2020
(must match resolution)

Start Date: July 1, 2019

End Date: July 1, 2020

Funding Source:

Tax Dollars: 100%

State Aid: _____

\$3,347,592.00

Federal Aid: _____

(must match resolution)

Other: _____