

59868

Date: November 21, 2017

To: Board of Acquisition and Contract

From: Robert F. Meehan
County Attorney

Re: **Authority for the County of Westchester to amend its insurance policy for Helicopter Hull and Liability by adding additional liability coverage and increasing the total not to exceed amount by \$5,870.00 for the policy covering the Dept. of Public Safety's helicopters for a total new not exceed amount of \$64,275.00.**

By Resolution dated September 28, 2017 and approved on October 26, 2017 (the "Resolution"), your Honorable Board authorized the County of Westchester (the "County") to purchase Helicopter and Hull Liability (the "Insurance Policy") for the Department of Public Safety's ("DPS") two Bell helicopters through Marsh USA, Inc. of New York for the policy period November 4, 2017 through November 4, 2018, in a total amount not to exceed \$58,405.00.

On September 28, 2017, one of the Bell 407's (2006--N509PD) had to make an emergency landing, due to a smoke condition in the cockpit with loss of hydraulics. The damage that resulted is currently undergoing assessment and repair at an authorized Bell Helicopter service center. However, in the interim, the Department of Public Safety wishes to rent a replacement Bell 407 from Bell Helicopter. While the cost to rent the replacement helicopter is covered under our insuring agreement with AIG, as a condition of the rental agreement, Bell Helicopter requires \$100 million liability coverage. Thus, the County must now amend the Insurance Policy to increase our limit of liability from \$50 million to \$100 million for the rental. Accordingly, authority is hereby requested to authorize the County to amend the Insurance Policy to add the rental helicopter to our policy and to increase the limit of liability to \$100 million (for the rental helicopter only) and to increase the NTE amount for the Insurance Policy by \$5,870.00 for a total new not exceed amount of \$64,275.00. As this is an annualized premium increase, the policy will be adjusted and a return of premium realized should the rental be less than 12 months. All other terms and conditions of the agreement shall remain unchanged.

The goals and objectives of this agreement are to provide insurance coverage for the Helicopters. The goals and objectives are in the best interest of the County in terms of fiscal responsibility because the insurance coverage will protect County assets in the event of an accident, thus insuring public service continuity and reducing risk for all parties. Risk Management will track and monitor any reports of incidents and/or accidents occurring over the

policy period and prepare a summary report at the end of the policy period identifying number of occurrences and corrective actions taken (as necessary) to prevent recurrence.

The proposed Agreement will serve a public purpose by protecting County assets in the event of an accident, thus ensuring public service continuity and reducing risk for all parties.

Accordingly, your favorable action on the annexed Resolution is recommended.

RFM/AJD/mkf

enc.

APPROVED BOARD OF ACQUISITION & CONTRACT - 12/14/2017 - JOAN COCCIARDI, SECRETARY

RESOLUTION

Upon a communication from Robert F. Meehan, the County Attorney, be it:

RESOLVED, that the County is hereby authorized to amend its insurance policy for Helicopter and Hull Liability by adding additional coverage for a rental Bell 407 helicopter and increasing the liability limit to \$100 million for the rental helicopter as required by the rental requirements of Bell Helicopter and increasing the total not to exceed amount by \$5,870.00 for the policy covering the combined fleets, for a total new not exceed amount of \$64,275.00; and be it further

RESOLVED, that all other terms and conditions of the Agreement shall remain unchanged; and be it further

RESOLVED, that the County Executive or his authorized designee is hereby authorized to execute all instruments and take all actions reasonably necessary to implement this Resolution.

Original Agreement	\$58,405.00
This Amendment	\$ 5,870.00
TOTAL	\$64,275.00

Account to be Charged/credited	Fund	Agency	Capital Project or Org	Activity Code	Object/ SubObject	Trust Account	Dollars
	101	52	2004		4280		\$5,870.00

Budget Funding Year(s) 2017
(must match resolution)

Start Date: 11/21/17

End Date: 11/21/18

Funding Source

Tax Dollars 100%

State Aid _____

\$ 64,275.00

Federal Aid _____

(must match resolution)

Other _____