

**93895**

DATE: June 9, 2022

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., 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, 2022 through July 1, 2023, for an amount not-to-exceed \$3,801,553.20

---

On July 1, 2021 your Honorable Board approved the purchase of bus liability insurance by the County of Westchester (the “County”) from the New York Municipal Insurance Reciprocal (“NYMIR”), through its exclusive brokerage firm of Brown & Brown of New York, Inc., which previously did business as The Spain Agency, but is now known as Brown & Brown of New York, Inc. (“Brown & Brown”). Consistent with last year’s approach to insurance for bus operations under the agreement with Liberty Lines Transit, Inc., authority is again requested to purchase an insurance policy from NYMIR (“Policy”) through Brown & Brown. 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”). The Policy will bind a liability limit of \$17,000,000 (\$1mm primary & \$16mm excess), for the coverage period July 1, 2022 through July 1, 2023. In consideration for said coverage, the County will pay a premium amount not-to-exceed \$3,801,553.20, which represents an increase from last year’s renewal of \$288,564.

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 Brown & Brown 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 system. 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/KD/jpg  
Attachment

APPROVED BOARD OF ACQUISITION & CONTRACT - 06/16/2022 - RAYMOND SCULKY, 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., 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, 2022 through July 1, 2023, for an amount not-to-exceed \$3,801,553.20; and be it further

**RESOLVED**, that the Policy will bind a liability limit of \$15,000,000 (\$1mm primary & \$16mm excess), for the coverage period July 1, 2022 through July 1, 2023; 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 Acct.	Dollars
2022	101	44	2100	4280		\$1,900,776.60 (2022)
2023	101	44	2100	4280		\$1,900,776.60 (2023)

Budget Funding Year(s): 2022-2023 Start Date: July 1, 2022 End Date: July 1, 2023  
 (must match resolution)

Funding Source: Tax Dollars: 100%  
 State Aid: \_\_\_\_\_  
\$3,801,553.20 Federal Aid: \_\_\_\_\_  
 (must match resolution) Other: \_\_\_\_\_

APPROVED BOARD OF ACQUISITION CONTRACT 05/16/2022 RAYMOND SCURIA SECRETARY