



RIVERBEND RESOLUTION NO. 20160413-05

**AUTHORIZING THE EXECUTIVE DIRECTOR/CEO TO UPDATE THE
INTERLOCAL AGREEMENT/CONTRACT FOR RISK MANAGEMENT AND
LIABILITY INSURANCE WITH THE TEXAS WATER CONSERVATION
ASSOCIATION RISK MANAGEMENT FUND**

WHEREAS, Riverbend Water Resources District is a conservation and reclamation district created under and essential to accomplish the purposes of Section 59 Article XVI, Texas Constitution, existing pursuant to and having the powers set forth in Chapter 9601 of the Special District Local Laws Code of the State of Texas;

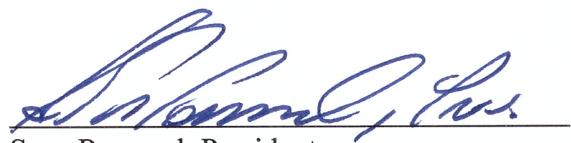
WHEREAS, Riverbend Water Resources District currently has an interlocal agreement with the Texas Water Conservation Association Risk Management Fund for risk management and liability services, including workers' compensation;

WHEREAS, Riverbend Water Resources District has a need for additional risk management and liability services, including workers' compensation, to support the operation and management of its wet utilities, effective May 1, 2016; and

WHEREAS, the Texas Water Conservation Association Risk Management Fund provides needed risk management and liability services, including workers' compensation, and is fully qualified and certified to perform these services;

NOW, THEREFORE, BE IT RESOLVED that the Executive Director/CEO shall be and is hereby authorized to update the interlocal agreement with the Texas Water Conservation Association Risk Management Fund to provide additional risk management and liability services for the wet utilities of Riverbend Water Resources District.

PASSED and APPROVED this 13th day of April, 2016


Sean Rommel, President



ATTEST:

A handwritten signature in blue ink, appearing to read "Fred Milton", is written over a horizontal line.

Fred Milton, Secretary

**SUPPLEMENT TO
INTERLOCAL AGREEMENT
TEXAS WATER CONSERVATION ASSOCIATION
RISK MANAGEMENT FUND**

In consideration of the Member's request for payment of additional benefits and in further consideration of the Fund's agreement to pay such benefits, the Interlocal Agreement between the Fund and the Member effective the 1 day of July, 2013, is amended by adding thereto the applicable coverages set forth below.

Volunteers — If a resolution of the Board of Trustees of the Member has been adopted providing coverage for volunteers as required by law, such volunteers, while acting within the course and scope of their official duties, shall be covered by the Interlocal Agreement as any other employee of the Member political subdivision.

Elected/Appointed Officials — If a resolution of the Board of Trustees of the Member has been adopted providing coverage for elected officials as required by law, such elected officials while acting within the course and scope of their official duties, shall be covered by the Interlocal Agreement as any other employee of the Member political subdivision.

The Member agrees to pay the premium for the payroll classifications set forth below.

Description of Group of Employees		
<input checked="" type="checkbox"/>	Elected/Appointed Officials	Code 999989
<input type="checkbox"/>	Volunteers	Payroll classification corresponding to type and nature of work done by the volunteer.
<input type="checkbox"/>	Decline Coverage	

The Member agrees to report to the Fund, in writing on an annual basis or from time-to-time as new people are added, the names, positions, beginning date of service, ending date of service (if applicable), and salary/compensation or the equivalent minimum payroll base of the persons covered under this Supplement. The Member agrees that adequate premium for the above exposures must be collected by the Fund. Therefore, the Member agrees that unless greater compensation is actually received, the minimum reportable annual compensation for premium computation purposes on each person covered under this Supplement shall be \$3,120.

This Supplement shall be subject to all the terms, provision, and conditions of the Interlocal Agreement, and nothing herein contained shall vary, alter, or extend any term, provision, or condition of the Interlocal Agreement except as herein specifically stated.

Effective Date of this Supplement: July 1, 2016 This Supplement Expires: June 30, 2017

Contract Number: **159**

<p>MEMBER:</p> <p>Riverbend Water Resources District</p> <p>By: <u><i>Steph J. J...</i></u> Signature of Authorized Member Official</p> <p>Title: <u><i>Executive Director/CEO</i></u></p> <p>Date: <u><i>March 2, 2016</i></u></p>	<p>FUND:</p> <p>Texas Water Conservation Association Risk Management Fund</p> <p>By: _____ Signature of Authorized Fund Official</p> <p>Title: <u><i>Secretary</i></u></p> <p>Date: _____</p>
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WARRANTY

Member: Riverbend Water Resources District

TO: TEXAS WATER CONSERVATION ASSOCIATION RISK MANAGEMENT FUND (the "Fund")

This warranty shall confirm that the information contained in the 2016-2017 Fund Year Risk Exposures

Update completed and signed March 2, 2016, and presented to the Fund as the basis for
(Date Exposure Update was signed)

which renewal coverage would apply, remains unchanged as of the date indicated below and there is no additional information which would need to be added to that exposure update in order to make it currently complete. This warranty is given as consideration for the offer of renewal coverage by the Fund.

This is declare and confirm that as of March 2, 2016 no fact, circumstance,
(Today's Date)

or situation indicating the probability of an occurrence, claim, wrongful act, or action against which indemnification or payment is or would be afforded by the proposed insurance is now known to the Member's Fund Contact as set forth in the Interlocal Agreement between the Member and Fund and said Fund Contact has made a diligent effort to ascertain whether or not an actual or probable claim or action exists. It is agreed by all concerned that if there be actual knowledge of any such occurrence, claim, wrongful act, fact, circumstance, or situation, and it is not disclosed in the exposure update, any claim or action subsequently emanating therefrom shall be excluded from coverage under the proposed insurance.

It is further agreed by all concerned that knowledge or notice of an occurrence, claim, or wrongful act by an agent, servant or employee of the Member shall not in itself constitute no knowledge or notice to the Member, unless the Member's Fund Contact, as designated in the Interlocal Agreement, shall have received notice thereof from its agent, servant, or employee. The Fund Contact shall have a duty to make reasonable and diligent inquiry in this regard. The inadvertent failure of an agent, servant, or employee of the Member to notify the Fund of any occurrence, claim, or wrongful act of which he or she has knowledge shall not invalidate the proposed insurance.

SIGNED: [Signature]

DATE: March 2, 2016

TITLE: Executive Director/CEO



Texas Water Conservation Association Risk Management Fund

Proposal Acceptance Form

I the undersigned, as an authorized representative of **Riverbend Water Resources District** do hereby, accept on behalf of the above named district the indicated portions of the Texas Water Conservation Association Risk Management Fund proposal as indicated below:

Coverage:	Limits:	Deductible:	Annual Contribution:	Desired Effective Date:
Property	\$ 3,992,983	\$ 1,000.00	\$ 6,315.00	<u>May 1 2016</u>
Mobile Equipment	\$ 335,218	\$ 1,000.00	\$ 250.00	<u>May 1 2016</u>
Boiler & Machinery (optional)	N/A	N/A	\$ -	<u>May 1</u>
Crime - Sublimits Separate	Varies up to \$10,000	\$ 1,000.00	Included	<u>May 1 2016</u>
General Liability	\$10,000,000/occ \$10,000,000/agg	\$ 1,000.00	\$ 1,729.00	<u>May 1 2016</u>
Errors & Omissions Liability	\$10,000,000/clm \$10,000,000/agg	\$ 1,000.00	\$ 1,266.00	<u>May 1 2016</u>
Auto Liability	\$10,000,000/occ	\$ 1,000.00	\$ 2,486.00	<u>May 1 2016</u>
Auto Physical Damage	ACV	\$1,000 Comp/ \$1,000 Collision	\$ 1,868.00	<u>May 1 2016</u>
Excess Liability Coverage	Extends all liability coverages to \$10,000,000	None	\$ 643.00	<u>May 1 2016</u>
Workers' Compensation	Statutory	None	\$ 18,651.00	<u>May 1 2016</u>
Total TWCARMF Annual Contributions =			\$ 33,208	

Authorized Signature *Erin Hale* Title *Executive Director* Date *April 13, 2016*