SUMMARY STATEMENT

ITEM NO.       SUBJECT: Renewal of DRPA/PATCO Public Officials Directors & Officers Liability Insurance

COMMITTEE:     New Business

COMMITTEE MEETING DATE: N/A

BOARD ACTION DATE: July 18, 2007

PROPOSAL: That the Board authorize the renewal of the DRPA Public Officials Directors and Officers Liability insurance policy procured through our brokers at Willis of New Jersey, Inc., for a one year term beginning August 1, 2007 through July 31, 2008.

The DRPA’s existing D&O Liability policy will expire August 1, 2007.

Willis of New Jersey, Inc. has marketed our program to carriers, and Willis representatives will be present at the July 18, 2007 Board Meeting to give their recommendations. Staff will provide the Commissioners with a chart summarizing the quotations received from each carrier, the carriers financial rating, policy limits and deductibles, and premium costs, on or before the July 18, 2007 Board Meeting.

PURPOSE: To protect elected or appointed officials and officers, and employees of the DRPA and PATCO against claims for Wrongful Acts - including wrongful acts involving employment practices, errors and omissions, neglect or breach of duties.

BACKGROUND: The expiring premium for this policy was $94,965, which provides a loss limit of $3 million, subject to a $1 million deductible. RSUI Indemnity Company is the incumbent carrier for this policy.

A comprehensive marketing exercise was carried out during the 2006 renewal where several alternative markets were approached for quotations. The marketing exercise indicated that although markets are available, there are a limited number of carriers willing to write Public Authority type risks. Carriers that declined to offer quotes did so mainly because the DRPA risk did not fit their underwriting parameters. Other insurers did not feel that they could be competitive on this type of risk.

In view of the marketing efforts in 2006 it was decided that, for the most part, the incumbent insurers would be approached first and that other markets would be sought only in the event that the incumbent was unable to
quote or that the quoted premium did not fit into DRPA’s budgetary requirements.

Preliminary indications from Willis suggest that we can expect a premium reduction between approximately 5 and 10%.

SUMMARY:

Amount: $85,850
Source of Funds: Revenue and General Funds
Capital Project #: N/A
Operating Budget: DRPA Risk Mgt. C/E #8 - $64,387.50
PatCO Admin. C/E Insurance & Claims $21,462.50
Master Plan Status: N/A
Other Fund Sources: N/A
Other Parties Involved: Willis of New Jersey
RESOLUTION

RESOLVED: That the Board of Commissioners approves and authorizes the placement of the DRPA and PATCO Public Officials D&O Liability Insurance Policy with RSUI Indemnity Company, for a one year term beginning August 1, 2007 through July 31, 2008. The loss limit of this renewal policy is $3 Million, subject to a $1 million retention per occurrence. The premium for this policy is $85,850; and be it further

RESOLVED: That the Chairman, Vice Chairman and the Chief Executive Officer must approve and are hereby authorized to approve and execute all necessary agreements, contracts, or other documents on behalf of the DRPA. If such agreements, contracts, or other documents have been approved by the Chairman, Vice Chairman and Chief Executive Officer and if thereafter either the Chairman or Vice Chairman is absent or unavailable, the remaining Officer may execute the said document(s) on behalf of DRPA along with the Chief Executive Officer. If both the Chairman and Vice Chairman are absent or unavailable, and if it is necessary to execute the said document(s) while they are absent or unavailable, then the Chief Executive Officer shall execute such documents on behalf of DRPA.

SUMMARY:

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| Source of Funds: | Revenue and General Funds |
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