



# ERIE COUNTY WATER AUTHORITY

## INTEROFFICE MEMORANDUM

June 3, 2022

To: Jerome D. Schad, Chair  
Peggy A. LaGree, Vice Chair  
Michele M. Iannello, Treasurer

From: Karen A. Prendergast, Chief Financial Officer *KAP*

Subject: 2022/2023 Insurance Renewals

---

A resolution authorizing the renewal of our insurance coverage for the 2022/2023 period was approved at the June 16, 2022 meeting. All of the Authority's insurance policies renew July 1, 2022. Lawley has been working on renewal rates and have provided the attached summary.

There are only a couple of changes to the proposal presented at the June meeting,

- The deductible on the property insurance was raised from \$250,000 to \$500,000, saving \$29,024; and
- Lawley secured 15M in cyber insurance which is our current coverage level – the cost increase from the last policy year is \$24,589.

Our total insurance cost increased 11.9%, \$365,366. The largest part of that increase (75%) was in Workers' Compensation insurance. A summary of premium increases from the 2021/2022 policy year is attached.

As we discussed at the June meeting, Lawley offers safety training that could potentially reduce work-related injuries and workers' compensation claims. The Authority has benefited from these courses in the past and has reached out to their Loss Prevention Consultant to obtain a list of available safety training. I have included a copy of the courses offered.

cc T. McCracken  
M. Carney  
R. Stoll  
M. Musarra

**ECWA 2022 - 2023 Insurance Renewal Package**

<u>Line</u>	<u>Carrier</u>	<u>Coverage Limits</u>	<u>2021-2022 Premium</u>	<u>2021-2023 Premium</u>	<u>Premium Change</u>	<u>% Change</u>
General Liability	Philadelphia Insurance Co	3,000,000	228,388	251,072	22,684	9.93%
Automobile Liability	Philadelphia Insurance Co	1,000,000	193,154	204,377	11,223	5.81%
Excess Umbrella Liability	Philadelphia Insurance Co	10,000,000	34,610	37,140	2,530	7.31%
Terrorism	Philadelphia Insurance Co	1,000,000	2,364	2,602	238	10.07%
Owners & Contractors Liability - NYS DOT & DEC	Philadelphia Insurance Co	n/a	530	1,000	470	88.68%
Taxes and fees	Philadelphia Insurance Co	n/a	1,580	1,370	(210)	-13.29%
Property	Affiliated FM	300,000,000	443,643	462,474	18,831	4.24%
Crime	Travelers	1,000,000	5,680	5,898	218	3.84%
Cyber	Tokyo Marine	5,000,000	52,805	52,938	133	0.25%
Excess Cyber	Lloyds of London	5,000,000	36,838	50,328	13,490	36.62%
Excess Cyber	Crum Forster	5,000,000	31,131	42,097	10,966	35.23%
Public Officials Liability	Chubb	10,000,000	95,081	104,938	9,857	10.37%
Excess Public Officials Liability	Ironshore	2,000,000	18,446	18,620	174	0.94%
GL/Professional - Security	Champlain Specialty Insurance Co	1,000,000	17,113	17,113	0	0.00%
Excess GL/Professional - Security	Champlain Specialty Insurance Co	1,000,000	4,674	4,673	(1)	-0.02%
Workers Comp Premium	NYSIF	500,000	1,839,869	2,114,632	274,763	14.93%
Lawley Fees	Lawley Insurance	n/a	70,000	70,000	-	0.00%
<b>Total</b>			<b>3,075,906</b>	<b>3,441,272</b>	<b>365,366</b>	<b>11.88%</b>

### Employee Safety Training and Services

- Aerial Lift Safety
- Back Injury Prevention
- Bloodborne Pathogens
- Confined Space Entry
- Crane Signals/Rigging Safety
- Defensive Driving
- Electrical Safety
- Ergonomics (Office and Field Work)
- Fall Prevention/Protection
- Fire Prevention and Extinguishers
- Flammable Liquid Handling and Storage
- Hazard Communication and Chemical Safety
- HAZWOPER Initial/Refresher
- Ladder Safety
- Lockout/Tagout (Control of Hazardous Energy)
- Machine Guarding and Portable Tool Safety
- Noise Exposure (Hearing Loss Protection)
- OSHA 10/30 Construction or Gen. Industry
- Personal Protective Equipment (PPE)
- Powered Industrial Vehicle Safety
- Respiratory Protection
- Slip, Trip and Fall Prevention
- Trenching and Excavation Safety
- Welding/Cutting (Hot Work) Safety
- Workplace Violence Prevention
- Work Zone Safety

# INSURANCE PROPOSAL



**Erie County Water Authority**  
July 1, 2022

**Lawley**

lawleyinsurance.com | 1.844.4LAWLEY

## Risk Management

[lawleyinsurance.com/riskmanagement](http://lawleyinsurance.com/riskmanagement)

### Loss Control & Safety Services

- Safety Training & Safety Program Evaluations
- General Liability Loss Control
- Loss Source and Trending Analysis
- Code Rule 59 Consultation
- OSHA Assistance
- Defensive Driving Courses & Vehicle Fleet Loss Control
- Ergonomics Evaluation, Training, & Development
- Captive Loss Control
- Life Safety & Evacuation Plans
- Fire & Protection Systems Assistance
- Site Hazard Analysis
- Return to Work Programs
- Industrial Hygiene - Air, Noise Sampling
- Business Interruption - Contingency & Continuity Planning
- Contractual Liability & Risk Transfer
- Grant Submission & Training
- Accident Investigation

### Claims Management

- Claim Trend Analysis
- Claims Reviews (Workers' Compensation and General Liability)
- Claims Consulting Services
- Coverage Analysis Consulting and Monitoring
- Experience Modification Review and Recalculation
- First Aid Claim Program (Workers' Compensation)
- Litigation Management
- Reserve Analysis (Loss Forecaster Software)

## Personal Insurance

[lawleyinsurance.com/personal](http://lawleyinsurance.com/personal)

- Automobile Insurance
- Homeowners Insurance
- Vacation or Secondary Home Insurance
- Jewelry, Fine Arts, and Collectibles Insurance
- Renters Insurance
- Condominium Insurance
- Landlord (Rental Properties) Insurance
- Excess/Personal Umbrella Liability
- Flood Coverage, Primary & Excess
- Life Insurance
- Motorcycle Insurance
- Recreational Vehicle Insurance
- Watercraft Insurance
- Co-Ops Insurance
- Identity Theft Insurance
- Trip/Travel/International Medical & Evacuation Coverage
- Workers' Compensation (Domestic Help)
- Earthquake

## MyWave

[lawleyinsurance.com/mywave](http://lawleyinsurance.com/mywave)

**MyWave** – A customized portal for your HR needs: thousands of valuable resources, OSHA forms and peer-based forums to keep you informed and in-the-know

## Lawley Benefits University

[lawleyinsurance.com/lbu](http://lawleyinsurance.com/lbu)

**Lawley Benefits University** – Resources and events to help keep you informed about changes to healthcare legislation, healthcare reform, compliance issues and more. These tools help you successfully control insurance costs while staying educated on changes to the insurance environment

*Products/services are subject to state eligibility*

At Lawley we are committed to providing our clients with the best possible service. We have assembled an experienced team dedicated to your account.

The Insurance Advisor evaluates your exposures and designs a cost-effective program.

<b>Insurance Advisor</b>	Michael Lawley	Phone:	(716) 849-8658
		Fax:	(716) 849-8291
		Email:	<a href="mailto:mlawley@lawleyinsurance.com">mlawley@lawleyinsurance.com</a>

The Account Executive supports your Producer and commercial lines team in the servicing of your account.

<b>Account Executive</b>	Patrick Quinn, ARM	Phone:	(716) 849-4365
		Fax:	(716) 849-8291
		Email:	<a href="mailto:pquinn@lawleyinsurance.com">pquinn@lawleyinsurance.com</a>

The Account Manager is your contact for all of your coverage and service requests.

<b>Account Manager</b>	Kim Patterson	Phone:	(716) 849-8688
		Fax:	(716) 849-8291
		Email:	<a href="mailto:kpatterson@lawleyinsurance.com">kpatterson@lawleyinsurance.com</a>

The Specialty Account Manager supports your Producer and commercial lines team in the servicing of your specialty policy needs.

<b>Specialty Account Manager</b>	Matt Piegay	Phone:	(716) 849-8686
		Fax:	(716) 849-8291
		Email:	<a href="mailto:mpiegay@lawleyinsurance.com">mpiegay@lawleyinsurance.com</a>

The Account Technician quality controls policy documents and manages all invoicing.

<b>Account Technician</b>	Nicole Taylor	Phone:	(716) 849-8284
		Fax:	(716) 849-8291
		Email:	<a href="mailto:ntaylor@lawleyinsurance.com">ntaylor@lawleyinsurance.com</a>

The Assistant Account Manager supports your Account Manager in fulfillment of service requests.

<b>Assistant Account Manager</b>	Tania Lanza	Phone:	(716) 849-1546
		Fax:	(716) 849-8291
		Email:	<a href="mailto:tlanza@lawleyinsurance.com">tlanza@lawleyinsurance.com</a>

The Claim Consultant is responsible for reporting all loss information to the insurance company and then following up to make certain the claim is resolved.

<b>Claim Consultant</b>	Garrett Schmigel	Phone:	(716) 849-8272
		Fax:	(716) 849-8291
		Email:	<a href="mailto:gschmigel@lawleyinsurance.com">gschmigel@lawleyinsurance.com</a>

The Workers Compensation Consultant is your contact for Workers Compensation Losses and Lawley's optional First Aid Program along with assisting on claim reviews and claim dispositions.

<b>Workers Compensation Consultant</b>	Colleen Dempsey	<b>Phone:</b>	(716) 849-1507
		<b>Fax:</b>	(716) 849-8291
		<b>Email:</b>	<a href="mailto:cdempsey@lawleyinsurance.com">cdempsey@lawleyinsurance.com</a>

The Claim Management Consultant analyzes and reviews claim financial data to minimize claim impact.

<b>Claim Management Consultant</b>	Neal Cunningham	Phone:	(716) 849-4323
		Fax:	(716) 849-8291
		Email:	<a href="mailto:ncunningham@lawleyinsurance.com">ncunningham@lawleyinsurance.com</a>

The Loss Prevention Consultant reviews your safety approach and site conditions, assisting you to prevent future losses.

<b>Loss Prevention Consultant</b>	Anthony Buttino	Phone:	(716) 849-8648
		Fax:	(716) 849-8291
		Email:	<a href="mailto:abuttino@lawleyinsurance.com">abuttino@lawleyinsurance.com</a>

Coverages	2021-2022 Expiring Period	2022-2023 Renewal Period	Notes
Package			
- General Liability	\$228,388.00	\$251,072.00	Increase due to Market Conditions including Increased cost of Reinsurance
- Automobile Liability	\$193,154.00	\$204,377.00	
- Taxes and Fees	\$1,580.00	\$1,370.00	
- Terrorism	\$2,364.00	\$2,602.00	
- OCP Policies (2)	\$530.00	\$1,000.00	
Property – no fees included	\$443,643.00	\$462,474.00	Increase driven by Rate Increase and an increase Total Insurable Values (\$496 Million to \$511 Million)
- 21-22 Fees \$1,726.00		<i>\$500,000 deductible option premium</i>	
Workers Compensation	\$1,839,869.38	\$2,114,631.71	Driven by Experience Mod Increase from 1.62 to 1.81 Differential Charge increase from 15% to 36%
Excess Liability	\$34,610.00	\$37,140.00	Increase due to Market Conditions including Increased cost of Reinsurance
Crime	\$5,680.00	\$5,898.00	Coverage Per Expiring
Cyber Liability – Primary	\$52,805.44	\$52,938.27	Increase due to Market Conditions including Increased cost of Reinsurance
Cyber Liability – Excess	\$36,838.35	\$50,328.45	See Primary Cyber Notes
Cyber Liability – 2 <sup>nd</sup> Excess	\$31,131.00	\$42,097.14	See Primary Cyber Notes
Public Officials Liability – Primary	\$95,081.00	\$104,938.00	Increase due to Market Conditions including Increased cost of Reinsurance
Public Officials Liability – Excess	\$18,446.00	\$ 18,620.00	Coverage per Expiring
Security Guard Liability – Primary	\$17,112.63	\$17,112.63	Flat Renewal



Security Guard Liability - Excess	\$4,673.72	\$4,672.68	Flat Renewal
<b>Lawley Service Fees</b>			
Claims Management Services	\$10,000.00	\$10,000.00	Flat Renewal
Loss Control Services	\$40,000.00	\$40,000.00	
Policy Administration Services	\$20,000.00	\$20,000.00	
<b>TOTAL PROGRAM COSTS</b>			

**Total Premium** **\$3,075,906.52** **\$3,441,271.88**

## Notes:

### Property

- Optional quote to increase deductible from \$250,000 to \$500,000 - \$29,024 savings
  - o Premium for this option - \$462,474

Bind property with:      \$250,000 Deductible \_\_\_\_\_

\$500,000 Deductible \_\_\_\_\_

## General

- Signed Proposal with signed Agency Fee Agreement Pages signed

## Grundy – GL, Auto, OCP, Excess

- Insured must require all subcontractors to name them as additional insured – Confirmed: \_\_\_\_\_
- Terrorism Forms – completed and signed (3)
- Proposal Acceptance Page – signed
- Updated Drivers List
- Uninsured/Underinsured Form – completed and signed

## Property

- Terrorism Form – completed and signed

## Crime

- Submission of complete application with favorable responses
- Submission of complete PO application with favorable responses
- Request to Bind

## Cyber Liability – Primary

- Signed Total Cost Form
- Request to Bind

## Cyber Liability – Excess

- Signed Total Cost Form
- Primary submitted app currently signed and dated
- Primary binder/policy

## Cyber Liability – 2<sup>nd</sup> Excess

- All underlying subjectivities
- Copy of Underlying Binder(s)
- Copy of Underlying Policy(ies) once available

## Public Officials – Primary

- Provided application needs to be signed and dated
- Request to Bind

## Public Officials – Excess

- 

## Security Guard Liability – Primary

- Signed Total Cost Form
- Signed Terrorism Form
- Completed Supplemental application signed and dated by Insured.

## Security Guard Liability – Excess

- Signed Total Cost Form
- Signed Terrorism Form

**Named Insureds**

Erie County Water Authority

**Property Coverage**

Location	Subject of Insurance	Limit	Cause of Loss	Ded	Valuation
Per Schedule on File	Blanket Building and Business Personal Property	\$300,000,000	Special (Including theft)	\$250,000	Replacement Cost
	Equipment Breakdown	Included		\$250,000	Replacement Cost
	Flood	\$150,000,000		\$250,000	Replacement Cost
	Earthquake	\$150,000,000		\$250,000	Replacement Cost
	Business Income with Rental Value without Extra Expense	\$6,200,000	Special (Including theft)	24 Hour	
	Extra Expense	\$2,500,000	Special (Including theft)	24 Hour	
	Accounts Receivable	\$2,500,000	Special (Including theft)	\$250,000	
	Valuable Papers	\$2,500,000 Not to exceed \$10,000 per item	Special (Including theft)	\$250,000	

**Additional Coverages**

Description	Limit	Valuation
Contractors Equipment	Per Schedule on File with Company	Actual Cash Value
Radio Equipment	Per Schedule on File with Company	Actual Cash Value

We strongly recommend that you obtain, and keep updated, a professional appraisal of the current cost to replace your real property (including an estimate of debris removal and any changes that would be required by current ordinance/law-- these must be included in the building limit), and the length of time that would be required to rebuild. Any estimate you have been provided from any source other than a professional appraiser is just that -- an estimate -- and will not guarantee that you have sufficient limits to rebuild your building(s) in the event of a total loss.

## Named Insured

Erie County Water Authority

Coverage	Limit
General Aggregate	\$3,000,000
Products/Completed Operations Aggregate	\$3,000,000
Personal/Advertising Injury	\$1,000,000
Each Occurrence	\$1,000,000
Damage to Rented Premises	\$1,000,000
Medical Expenses	\$10,000
Employee Benefits Liability	
- Per Person	\$1,000,000
- Aggregate	\$3,000,000
- Deductible Per Claim	\$0
- Retroactive Date	1/1/2003
Property Damage <b>Deductible</b> - Per Occurrence	\$15,000

## Exposures

Classifications shown below may be subject to audit – please refer to policy.

Loc #	Bldg #	Class Code	Classifications	Premium Basis	Rating Exposure
1	1	99946	Water Mains/Connections Construction Products/Completed Operations included	Payroll	If Any
1	1	99943	Water Companies Products/Completed Operations included	Payroll	\$10,400,000

## Forms &amp; Endorsements

Form Name	Remarks
Automatic Additional Insured	As required by written agreement
NY Pollution	Limited Coverage/Limited Exclusion
Failure to Supply	Included

**Named Insured**

Erie County Water Authority

Coverage	Limit
Combined Single Limit - Including Hired/Non-Owned Auto Liability	\$1,000,000
Personal Injury Protection (PIP) Coverage - Each Person	\$50,000
Additional PIP Protection (PIP) Coverage - Each Person	\$100,000
Optional Basic Economic Loss (OBEL) Coverage	\$25,000
Supplementary Uninsured/Underinsured Motorist (includes Statutory Uninsured Motorist) - Each Accident	\$1,000,000
Medical Payments - Each Person	\$5,000
Physical Damage - Subject to Comprehensive & Collision Deductibles	See Schedule
Hired Automobile Physical Damage - Comprehensive Deductible	\$35,000
- Collision Deductible	\$100
	\$1,000

**Forms & Endorsements**

Form Name	Remarks
Full Glass	PPT's Only
NY Mobile Equipment	Liability: \$1,000,000 Uninsured Motorists: \$1,000,000 Comprehensive and Collision
Composite Rated	Per vehicle schedule on file with company

## Named Insured

## FEIN

Erie County Water Authority

16-6000337

## Workers Compensation Limits – Statutory

## Employers Liability Limits

## Coverage

## Limit

Each Accident	\$100,000
Policy Limit	\$500,000
Each Employee	\$100,000

Classifications shown below may be subject to audit – please refer to policy.

State	Code	Classification	Payroll	Rate	Premium
NY	7520	Water Works Operation & Drivers	\$10,437,874	7.25	\$756,745.87
NY	7542	Meter Readers Utility Co	\$100	4.46	\$4.46
NY	8742	Salespersons, Collectors or Messengers	\$66,303	0.34	\$225.43
NY	8810	Clerical	\$9,725,586	0.15	\$14,588.38

## Factor

## Factor Premium

Terrorism		\$7,687.35
Experience Modification	1.82	\$632,682.59
Catastrophe		\$1,213.79
NYSIF Surcharge	36%	\$505,528.82
Expense Constant		\$250.00
NY Assessment	10.2%	\$195,705.02

**Total Estimated Annual Premium****\$2,114,631.71**

## Named Insured

Erie County Water Authority

Coverage	Limit
Each Occurrence	\$10,000,000
Aggregate	\$10,000,000
Self-Insured Retention	

## Schedule of Underlying Insurance

Coverage	Limit
<b>General Liability (Philadelphia Indemnity Ins Co)</b>	
- Each Occurrence	\$1,000,000
- General Aggregate	\$3,000,000
- Product & Completed Operations Aggregate	\$3,000,000
- Personal & Advertising Injury	\$1,000,000
<b>Automobile Liability (Philadelphia Indemnity Ins Co)</b>	\$1,000,000
<b>Employer's Liability (The State Insurance Fund)</b>	
- Per Accident	\$100,000
- Disease Policy Limit	\$500,000
- Disease Each Employee	\$100,000
<b>Employee Benefits Liability (Philadelphia Indemnity Ins Co)</b>	
- Per Person	\$1,000,000
- Aggregate	\$3,000,000

### Named Insured

Erie County Water Authority

<b>Policy Term</b>	7/1/2022 – 7/1/2023
<b>Policy Type:</b>	Crime Coverage
<b>Policy Number:</b>	106315566
<b>Carrier:</b>	Travelers Casualty & Surety of America (Admitted, “A++” A.M. Best Rating)

Coverage	Limit	Deductible
Employee Theft	\$1,000,000	\$10,000
Forgery or Alteration	\$1,000,000	\$10,000
On Premises	\$1,000,000	\$10,000
In Transit	\$1,000,000	\$10,000
Money orders and counterfeit paper currency	\$1,000,000	\$10,000
Computer Fraud	\$1,000,000	\$10,000
Computer Program and Electronic Data Restoration Expense	\$100,000	\$10,000
Funds Transfer Fraud	\$1,000,000	\$10,000
Personal Accounts Forgery or Alteration	\$1,000,000	\$10,000
Identity Fraud Expense Reimbursement	\$25,000	\$0
Claim Expense	\$5,000	\$0
Social Engineering	\$100,000	\$5,000



## Named Insured

Erie County Water Authority

<b>Policy Term:</b>	7/1/2022 - 7/1/2023
<b>Retroactive Date:</b>	Full Prior Acts
<b>Policy Type:</b>	Cyber Liability – Claims Made
<b>Carrier:</b>	Tokio Marine/Houston Casualty Company (Non-Admitted; “A++” A.M. Best Rating)

Coverage	Limit	Retention
<b>First Party Coverages</b>		
Breach Event Costs Coverage	\$5,000,000	\$50,000
System Failure Coverage	\$5,000,000	8 Hours - \$50,000
Dependent System Failure Coverage	\$1,000,000	12 Hours - \$50,000
Cyber Extortion Coverage	\$5,000,000	\$50,000
Cyber Crime Coverage	\$100,000	\$50,000
Bricking Loss Coverage	\$5,000,000	\$50,000
<b>Third Party Coverages</b>		
Multimedia Liability	\$5,000,000	\$50,000
Security and Privacy Liability	\$5,000,000	\$50,000
Privacy & Regulatory Defense and Penalties	\$5,000,000	\$50,000
PCI DSS Liability	\$5,000,000	\$50,000
<b>Policy Aggregate</b>	<b>\$5,000,000</b>	<b>N/A</b>

## Additional Coverage Information

- Knowledge Date – 7/1/2022
- Bodily Injury Claims Endorsement \$250,000
- Property Damage Liability Coverage - \$50,000
- TCPA Defense Coverage - \$50,000
- Brand Guard Coverage - \$1,000,000
  - Waiting period – 2 weeks
- Cyber Crime Includes Financial Fraud, Telecommunications & Utilities Fraud, Phishing Fraud
  - Aggregate Limit - \$100,000
- Reward Expenses Coverage - \$50,000
- Court Attendance Costs - \$25,000

## Extended Reporting Period

- 1 Year at 100% of Annual Premium

This coverage form is written on a Claims-made basis. You may have an option to purchase an Extended Reporting Period (ERP) endorsement should your policy be cancelled or non-renewed.

**Named Insured**

Erie County Water Authority

<b>Policy Term:</b>	7/1/2022 - 7/1/2023
<b>Retroactive Date:</b>	Full Prior Acts
<b>Policy Type:</b>	Excess Cyber Liability
<b>Policy Number:</b>	ESK0132225193
<b>Carrier:</b>	Underwriters at Lloyds London (Non-Admitted; "A+" A.M. Best Rating)

<b>Coverage</b>	<b>Limit</b>	<b>Retention</b>
Excess Cyber Liability	\$5,000,000	\$5,000,000

**Primary Coverage Information**

- Policy Period - 7/1/21-7/1/22
- Carrier - Houston Casualty Company (Non-Admitted; "A++" A.M. Best Rating)
- Limit- \$5,000,000
- Retention - \$100,000

**Extended Reporting Period**

This coverage form is written on a Claims-made basis. You may have an option to purchase an Extended Reporting Period (ERP) endorsement should your policy be cancelled or non-renewed.

## Named Insured

Erie County Water Authority

<b>Policy Term:</b>	7/1/2022 - 7/1/2023
<b>Retroactive Date:</b>	Full Prior Acts
<b>Policy Type:</b>	2nd Excess Cyber Liability
<b>Policy Number:</b>	CYB102458
<b>Carrier:</b>	Crum & Forster Insurance (Non-Admitted; "A" A.M. Best Rating)

Coverage	Limit	Retention
Excess Cyber Liability	\$5,000,000	\$10,000,000

## Primary Coverage Information

- Policy Period - 7/1/21-7/1/22
- Carrier - Houston Casualty Company (Non-Admitted; "A++" A.M. Best Rating)
- Limit- \$5,000,000
- Retention - \$100,000

## Excess Coverage Information

- Policy Period - 7/1/21-7/1/22
- Carrier - Underwriters at Lloyds London (Non-Admitted; "A" A.M. Best Rating)
- Limit - \$5,000,000

## Extended Reporting Period

This coverage form is written on a Claims-made basis. You may have an option to purchase an Extended Reporting Period (ERP) endorsement should your policy be cancelled or non-renewed.

**Named Insured**

Erie County Water Authority

<b>Policy Term:</b>	7/1/2022 - 7/1/2023
<b>Policy Type:</b>	Public Officials Liability
<b>Policy Number:</b>	EONG46783281005
<b>Carrier:</b>	Chubb/ACE American Insurance Company (Admitted; "A++" A.M. Best Rating)

<b>Coverage</b>	<b>Limit</b>	<b>Retention</b>
Public Officials Liability	\$10,000,000	\$100,000
Employment Practices Liability – Including Third Party	\$10,000,000	\$100,000
<b>Policy Aggregate Limit of Liability</b>	<b>\$10,000,000</b>	<b>N/A</b>

**Additional Coverage Information**

- Side A Coverage Included in Limit of Liability
- Defense Outside Sublimit - \$5,000,000
- Crisis Management Fund - \$25,000

**Extended Reporting Period**

- 12 Months at 80% of Annual Premium

This coverage form is written on a Claims-made basis. You may have an option to purchase an Extended Reporting Period (ERP) endorsement should your policy be cancelled or non-renewed.

**Named Insured**

Erie County Water Authority

<b>Policy Term:</b>	7/1/2022 - 7/1/2023
<b>Retroactive Date</b>	7/1/2020
<b>Policy Type:</b>	Excess Public Officials Liability
<b>Policy Number:</b>	DO6NAB1ATF002
<b>Carrier:</b>	Ironshore Indemnity (Admitted, "A" A.M. Best rating)

<b>Coverage</b>	<b>Limit</b>	<b>Retention</b>
Excess Public Officials Liability	\$2,000,000	\$10,000,000
Excess Employment Practices Liability - Including Third Party	\$2,000,000	\$10,000,000
<b>Policy Aggregate Limit of Liability</b>	<b>\$2,000,000</b>	

**Primary Coverage Information**

- Carrier - Chubb/ACE American Insurance Company (Admitted; "A++" A.M. Best Rating)
- Limit - \$10,000,000
- Retention - \$100,000

**Additional Coverage Information**

- Prior & Pending Date: 7/1/2020
- Prior Acts Excluded - 1/1/2006
- Claim Expenses Within the Limit of Liability
- Sanction Limitation & Exclusion Clause
- Specific Litigation or Event Exclusion - all prior Claim #KY18K2464814 Loss Date: 8/20/18
- Non-Follow Form for Sublimit of Liability w/ Recognition of Reduction Excess Form

**Extended Reporting Period**

This coverage form is written on a Claims-made basis. You may have an option to purchase an Extended Reporting Period (ERP) endorsement should your policy be cancelled or non-renewed.

## Named Insured

Erie County Water Authority

<b>Policy Term:</b>	7/1/2022 - 7/1/2023
<b>Policy Type:</b>	Security Guard General Liability
<b>Policy Number:</b>	WCSECGL000083902
<b>Carrier:</b>	Champlain Specialty Insurance Company (Non-Admitted; "A-" A.M. Best Rated)

Coverage	Limit
Each Occurrence	\$1,000,000
Personal Injury & Advertising Injury	\$1,000,000
General Aggregate	\$3,000,000
Products/Completed Operations Aggregate	\$3,000,000
Damage to Premises Rented to You Limit	\$100,000
Medical Payment Limit	\$5,000
Employee Benefits Liability – Each Employee	\$1,000,000
Employee Benefits Liability – Aggregate	\$1,000,000
Errors & Omissions Liability	\$1,000,000

Coverage	Deductible
Per Claim	\$1,000

## Additional Coverage Information

- Defense Costs Outside the Limits
- Employee Benefits Liability Coverage - \$1M Limit – Retroactive Date:4/15/2018
- Limitation of Coverage to Designated Operations – Security Guard and Patrol Operations
- Extended Property Damage with Sublimit and Sublimit deductible –
  - \$25,000 Limit / \$50,000 Aggregate/\$1,000 Retention
- 25% minimum earned premium

## Extended Reporting Period

This coverage form is written on a Claims-made basis. You may have an option to purchase an Extended Reporting Period (ERP) endorsement should your policy be cancelled or non-renewed.

## Named Insured

Erie County Water Authority

<b>Policy Term:</b>	7/1/2022 - 7/1/2023
<b>Policy Type:</b>	Excess Security Guard Liability
<b>Policy Number:</b>	WCSECEL000084002
<b>Carrier:</b>	Champlain Specialty Insurance Company (Non-Admitted; "A-" A.M. Best Rated)

## Coverage

## Limit

Excess General Liability – Each Occurrence	\$1,000,000
General Aggregate	\$1,000,000
Products & Completed Operations Aggregate	\$1,000,000
Policy Aggregate	\$1,000,000

## Primary Coverage Information

- Carrier: Champlain Specialty Insurance Company
- Professional Liability
  - Each Occurrence: \$1,000,000
  - Aggregate: \$1,000,000
  - Effective Date: 7/1/2022 - 7/1/2023
- General Aggregate: \$3,000,000
- Products/Completed Operations: \$3,000,000
- Each Occurrence: \$1,000,000
- Personal and Advertising Injury: \$1,000,000
- Effective Date: 7/1/2022 - 7/1/2023

## Additional Coverage Information

- Minimum Earned Premium 25%
- Underlying Policy Information Errors and Omissions

## Extended Reporting Period

This coverage form is written on a Claims-made basis. You may have an option to purchase an Extended Reporting Period (ERP) endorsement should your policy be cancelled or non-renewed.

# Agency Fee Agreement – Claim/Loss Control/Policy Admin Lawley

---

**Lawley, LLC.,  
361 Delaware Avenue  
Buffalo, NY 14202**

Under Sect. 2119 of the NYS Insurance Law, Lawley, LLC., agrees to provide the following fee based services to Erie County Water Authority under the following terms and conditions:

**Period Covered:**

1 year: July 1, 2022 to July 1, 2023.

**Services Provided:**

- 1.) Loss Control Services - Site Safety Reviews - Safety Program Development
- 2.) Claim Management Services - Claim Reviews - Experience Mod Analysis
- 3.) Policy Administration Services - Policy Review - Certificates of Insurance

**Fee Amount: \$70,000.00**  
(Annual and Minimum)

- ☐ This fee amount is in addition to commissions.
- ☒ This fee amount is not in addition to commissions for Workers Compensation.

*Note that all fees are in addition to policy premiums.*

**Payable: Lawley, LLC.**

**Accepted:**

\_\_\_\_\_  
Erie County Water Authority

\_\_\_\_\_  
Signature:

\_\_\_\_\_  
Print Name:

\_\_\_\_\_  
Title:

\_\_\_\_\_  
Date:

\_\_\_\_\_  
Lawley, LLC.

\_\_\_\_\_  
Signature: 

\_\_\_\_\_  
Print Name: William Lawley Jr.

\_\_\_\_\_  
Title: Principal

\_\_\_\_\_  
Date: 6/27/2022



## *Risk Management Programs That Save Dollars and Make Sense*

### **Erie County Water Authority - Risk Management Services 7-1-2022**

**Site Contact:**

**Client Needs:** Risk Management Services – Loss Control & Claims Management aimed at reducing exposures to loss and controlling claim costs through claim management and regular review.

**Proposed Services:** The following services are being proposed to address the above needs:

CLAIM MANAGEMENT SERVICES	Benefit to Erie County Water Authority	Program Costs
<b>Workers' Compensation Claim Review:</b> Conduct claim reviews with an eye on mitigating your workers' compensation losses.	A review of open claims within your Experience Mod provides an opportunity to manage their value and the impact they have on premium costs.	Included
<b>Annual Experience Mod Analysis:</b> Utilize ModMaster Software to verify the accuracy of the experience modification factor.	A review of the values going into the experience modification factor assures the mod is calculated by the state correctly and provides an early projection allowing Erie County Water Authority to plan for their WC premium costs.	Included
<b>First Aid Claim Program:</b> Process and fee schedule your First Aid Claims (Medical Only per NY WC Section 110).	The NY statute allows for self-pay of minor medical only claims that fall under the provisions of section 110 of the WC law. Paying for these minor claims out-of-pocket, Erie County Water Authority will be able to manage their claims frequency and lower their premium costs. The Lawley First Aid program identifies which claims can be handled this way and evaluates the medical charges against the NY fee schedule allowance to assure there is no overpayment.	Included
	<b>Claim Management Subtotal</b>	\$10,000

<b>LOSS CONTROL SERVICES</b>		
<b>Safety Outsource Consulting</b> – Lawley loss control will compliment your in-house safety department. Services will include site safety reviews, lockout program updates, safety meeting attendance, training, program development/implementation, written safety program updates, safety benchmarking, accident investigation, loss history analysis, grant writing, and other safety resource needs as mutually agreed upon by the ECWA and Lawley.	Hands-on safety consultation services providing professional insight and experience to supplement the ECWA safety efforts.	\$40,000
	<b>Loss Control Subtotal</b>	\$40,000
<b>POLICY ADMINISTRATION SERVICES</b>		
Certificates of Insurance Policy Administration Policy Review	When needed and ongoing policy handling services throughout the year	\$20,000
	<b>Policy Administration Services Subtotal</b>	\$20,000
Your investment is based on the size and scope of work required to implement this risk management program:	<b>Total Investment:</b>	<b>\$70,000</b>

Agreement for the term of 7/1/22-7/1/23

**Acceptance:** \_\_\_\_\_ **Date** \_\_\_\_\_

The following disclosure is provided pursuant to Insurance Department Regulation No. 194 (11 NYCRR 30.1 et seq.):

Lawley Service, Inc. and/or Lawley LLC, (“the producer”) is an insurance producer licensed by the State of New York. Insurance producers are authorized by their license to confer with insurance purchasers about the benefits, terms and conditions of insurance contracts; to offer advice concerning the substantive benefits of particular insurance contracts; to sell insurance; and to obtain insurance for purchasers. The role of the producer in any particular transaction typically involves one or more of these activities.

Compensation will be paid to the producer, based on the insurance contract the producer sells. Depending on the insurer(s) and insurance contract(s) the purchaser selects, compensation will be paid by the insurer(s) selling the insurance contract or by another third party. Such compensation may vary depending on a number of factors, including the insurance contract(s) and the insurer(s) the purchaser selects. In some cases, other factors such as the volume of business a producer provides to an insurer or the profitability of insurance contracts a producer provides to an insurer also may affect compensation.

The insurance purchaser may obtain information about compensation expected to be received by the producer based in whole or in part on the sale of insurance to the purchaser, and (if applicable) compensation expected to be received based in whole or in part on any alternative quotes presented to the purchaser by the producer, by requesting such information from the producer.

## Erie County Water Authority

295 Main Street, Suite #350

Buffalo, NY 14203-2494

Is the mailing address listed above correct? Yes: \_\_\_\_\_ No: \_\_\_\_\_

If you have answered No to the question shown above, please make corrections below:

---



---

Please respond in Section 1 **and** Section 2, then sign where indicated:

### Section 1 - Select one of the following by placing an (X) in the appropriate box


By my signature below, I certify that I have requested Lawley Service, Inc. and/or Lawley LLC. bind coverage as shown in this proposal. All changes from the original proposal are noted and initialed.

By my signature below, I certify that I have requested Lawley Service, Inc. and/or Lawley LLC. bind coverage as shown in this proposal, with no changes from the original proposal

### Section 2 - Select one of the following by placing an (X) in the appropriate box


By my signature below, I certify that I have declined quotes for additional coverages

By my signature below, I certify that I have requested Lawley Service, Inc. and/or Lawley LLC. obtain Quotes for the following coverage: *(please list below)*

---

Signed: \_\_\_\_\_

Date: \_\_\_\_\_

Name: Erie County Water Authority

Term: 2022 - 2023

We ask that you do not accept our brief description of the insurance coverages as a complete explanation of the policy terms. The actual policy language will govern the scope and limits of coverage involved.