

Agenda Item Request Form

BURNET COUNTY COMMISSIONER'S COURTMeetings – 9:00am – 1st through 4th Tuesday of Every Month

**NO ITEM WILL BE ON AN AGENDA
WITHOUT PRIOR APPROVAL BY A MEMBER OF COMMISSIONER'S COURT**

All **Contracts** must be approved by County Auditor's
And County Attorney's office prior to being on the Agenda

Agenda items and supporting documents are due to Court Coordinator's Office (Rm. 201) no later than noon on Thursday prior to the meeting date requested.

Ph: 512-715-5276 Fax: 512-715-5217 email: comcrt@burnetcountytexas.org

Presenters are to limit presentation time to no more than 5 minutes.

Today's Date: 2/27/2025
Commissioners Court Date: 3/11/2025

Requested by: Smith

AGENDA ITEM: Discussion and/or action regarding The Texas Association of Counties Risk Management Pool Liability Contribution & Coverage renewal. 4/1/2025 – 4/1/2026

Commissioner Pct. 1 Luther

Commissioner Pct. 2 Beierle

Commissioner Pct. 3 Collier

Commissioner Pct. 4 Dockery



TEXAS ASSOCIATION *of* COUNTIES RISK MANAGEMENT POOL

Liability Contribution & Coverage Declarations - Proposal

Member: Burnet County

Coverage Period: April 1, 2025 through April 1, 2026

This proposal Contribution & Coverage Declarations (CCD) is part of the Coverage Documents between the Texas Association of Counties Risk Management Pool (Pool) and the Named Member shown above, subject to the terms, conditions, definitions, exclusions, and sub-limits contained in the Coverage Documents, any endorsements, and the Interlocal Participation Agreement (IPA).

AUTO LIABILITY	Limits of Liability	Deductible Per Accident	Contribution	Select Coverage
Bodily Injury Liability - Each Person	\$100,000	\$1,000	\$41,342	☒
Bodily Injury Liability - Each Accident	\$300,000			
Property Damage Liability - Each Accident	\$100,000			
Included Coverage				
Personal Injury Protection	\$5,000	No deductible	Included	
Optional Coverage				
Uninsured / Underinsured Motorist	\$30k/\$60k/\$25k	\$250	\$3,510	☒
AUTO LIABILITY CONTRIBUTION			\$44,852	

AUTO PHYSICAL DAMAGE	Limits of Liability	Deductible Per Covered Auto	Contribution	Select Coverage
Comprehensive Coverage	The lesser of the Actual Cash Value at time of loss or cost of repair with like kind and quality	\$2,500	\$51,723	☒
Collision Coverage	The lesser of the Actual Cash Value at time of loss or cost of repair with like kind and quality	\$2,500		
AUTO PHYSICAL DAMAGE CONTRIBUTION			\$51,723	

GENERAL LIABILITY		Limits of Liability	Deductible Per Occurrence	Contribution	Select Coverage
Bodily Injury Liability - Each Person		\$100,000	1,000	15,261	☒
Bodily Injury Liability - Each Accident		300,000			
Property Damage Liability - Each Accident		100,000			
Included Coverage					
Personal and Advertising Injury Liability		100,000 300,000	1,000	Included	
Per Person					
Per Offense / Aggregate					
Crisis Management		100,000	1,000	Included	
Employee Benefits Liability		500,000	1,000	Included	
Garage Keeper's Legal Liability		50,000	1,000	Included	
Optional Coverage					
Unmanned Aircraft	Number of Unmanned Aircraft: 2	Per Endorsement	1,000	Included	☒
GENERAL LIABILITY CONTRIBUTION				15,261	

LAW ENFORCEMENT LIABILITY		Retroactive Date	Limits of Liability	Deductible Per Claim	Contribution	Select Coverage
Law Enforcement Liability		Full Prior Acts	\$2,000,000 Per Claim \$2,000,000 Aggregate	\$5,000	\$80,249	☒
Optional Coverage						
District Judge		09/02/2022	Per Endorsement		\$1,605	☒
District Attorney		05/01/2010	Per Endorsement		\$1,605	☒
Unmanned Aircraft	Number of Unmanned Aircraft: 2	01/04/2021	Per Endorsement		\$1,500	☒
Covered Law Enforcement Departments or Agency						
Burnet County Attorney's Office Burnet County Constable's Offices Burnet County Employees Of The District Attorney's Office Burnet County Juvenile Probation Department Burnet County Sheriff's Office						
LAW ENFORCEMENT LIABILITY CONTRIBUTION					\$84,959	

PRIVACY OR SECURITY EVENT LIABILITY AND EXPENSE	Retroactive Date	Limits of Liability	Deductible Per Covered Event	Contribution	Select Coverage
Privacy or Security Event Liability and Expense	04/01/2025	\$500,000 Annual Aggregate	\$5,000	\$11,714	☒
Included Coverage					
Business Interruption		\$50,000 / \$50,000			
Electronic Equipment and Data Recovery		\$50,000 / \$50,000			
eCrime		\$25,000 / \$25,000			
Extortion		\$10,000 / \$10,000			
Split Retroactive Coverage Dates					
Privacy or Security Event Liability and Expense	04/01/2024	\$1,000,000 Annual Aggregate			
Privacy or Security Event Liability and Expense	05/01/2018	\$2,000,000 Annual Aggregate			
Privacy or Security Event Liability and Expense	05/01/2015	\$1,000,000 Annual Aggregate			
PRIVACY OR SECURITY EVENT LIABILITY AND EXPENSE CONTRIBUTION				\$11,714	

PUBLIC OFFICIALS LIABILITY	Retroactive Date	Limits of Liability	Deductible Per Claim	Contribution	Select Coverage
Public Officials Liability	Full Prior Acts	\$2,000,000 Per Claim \$2,000,000 Aggregate	\$5,000	\$43,305	☒
Optional Increased Sublimit					
Back Wages	Full Prior Acts	\$250,000 Per Claim \$500,000 Aggregate		\$2,161	☒
Optional Coverage					
District Judge	09/02/2022	Per Endorsement		\$866	☒
District Attorney	05/01/2010	Per Endorsement		\$866	☒
PUBLIC OFFICIALS LIABILITY CONTRIBUTION				\$47,198	

TOTAL CONTRIBUTIONS	\$255,707
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NOTICE OF ACCIDENT/CLAIM

Notice of an accident or claim (including service of process, if any) is to be delivered immediately to the Pool via the Texas Association of Counties Claims Department at:

Texas Association of Counties
Attention: CLAIMS
P. O. Box 2131
Austin, Texas 78768
Fax Number: 512-615-8942
Email: claims-cs@county.org

Any notice of claim and/or related documents should be mailed to the above immediately or by fax or email.

CONDITIONS

Coverage: This CCD is to outline limits, deductibles, and contributions only. All coverage is subject to the terms, conditions, definitions, exclusions, and sub-limits described in the Coverage Documents, any endorsements, and the IPA.

Claims Reporting: The Named Member shall submit claims to the Pool as set forth in each applicable Coverage Document or as otherwise required by the Pool or state law.

Failure to Maintain Coverage: The Named Member's failure to maintain at least one coverage through the Pool will result in the automatic and immediate termination of the IPA.

Named Member Compliance: By executing the IPA, the Named Member agrees to comply with and abide by the Pool's Bylaws, applicable Coverage Documents, and the Pool's policies, as now in effect and as amended.

Payment of Annual Contribution: The Named Member shall pay contributions as outlined on invoices and as per the terms of the IPA.

Pool's Right to Audit: The Pool has the right, but no obligation, to audit and inspect the Named Member's operations and property at any time upon reasonable notice and during regular business hours, as the Pool deems necessary to protect the interest of the Pool.

Property Appraisal: Property coverage is blanket and based on Replacement Cost. The Pool will provide a formal physical appraisal of the Member's property on a periodic basis and the Member agrees to accept the values provided by the Pool's appraisal firm. Member agrees to report all buildings and contents prior to renewal.

Pool Coordinator: The Named Member shall appoint a Pool Coordinator. The name of the Pool Coordinator and the address for which notices may be given by the Pool shall be set forth in the space provided at the end of the IPA. The Pool Coordinator shall promptly provide the Pool with any required information.

The Named Member may change its Pool Coordinator and the address for notice by giving written notice to Pool of the change before the effective date of the change.

Any failure or omission of the Named Member's Pool Coordinator shall be deemed a failure or omission of the Named Member. The Pool is not required to contact any other individual regarding the Named Member's business except the named Pool Coordinator unless notice or contact to another individual is required by applicable law. Any notice given by Pool or its contractor to the Pool Coordinator or such individual as is designated by law for a particular notice, shall be deemed notice to the Named Member.

Split Retroactive Coverage Dates: Means the period of time between the Split Retroactive Coverage Dates shown on the CCD and the Retroactive Date shown on the CCD.

Submission of Information: The Named Member shall timely submit to the Pool documentation necessary for the Pool to use to determine the risk to be covered for the next renewal period and to properly underwrite the risk exposure. The Pool will provide forms identifying the information requested.

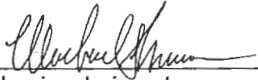
Termination and Renewal: The coverage outlined in this CCD may be terminated or not renewed by either party as outlined in the IPA or applicable Coverage Document.

Termination for Failure to Pay: Notwithstanding any other provision in the IPA, if any payment or contribution for coverage owed by the Named Member to the Pool is not paid as required by the IPA, the Pool may cancel coverage or terminate coverage and the IPA, as the Pool deems appropriate, in accordance with the Pool's Bylaws and the applicable Coverage Document. The Named Member shall remain obligated for such unpaid contribution or charge for the period preceding termination.

COVERAGE ACCEPTANCE

Acceptance is not valid unless received by Texas Association of Counties Risk Management Pool not later than 60 days from the proposal date, unless extension is granted by the Pool.

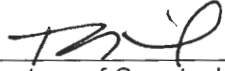
Coverage is subject to receipt of the signed Interlocal Participation Agreement and completed Proposal. Failure to disclose to the Pool known, past, present and potential claims, may result in termination of coverage.



Authorized signature

02/26/2025

Date

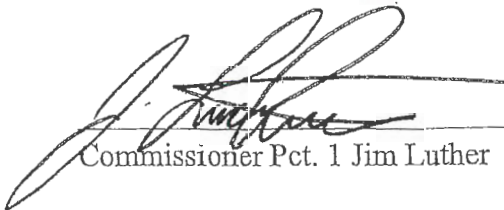


Signature of County Judge Date
(or presiding official)

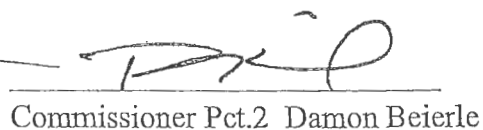
BURNET COUNTY COMMISSIONERS COURT ORDER AUTHORIZING BURNET
COUNTY COMMISSIONER DAMON BEIERLE TO PERFORM ACTIONS ON BEHALF OF
THE BURNET COUNTY COMMISSIONERS COURT DUE TO THE VACANCY OF THE
COUNTY JUDGE DUE TO THE RESIGNATION OF JAMES OAKLEY

On December 18, 2024 Burnet County Judge James Oakley submitted a letter of resignation effective January 2, 2025. The Burnet County Commissioners Court is comprised of five members. Its functions are not limited by the vacancy of one member. The presence of three members continues to constitute a quorum. A majority vote of the members of the Court continues to comprise the approval of an action item voted upon by the Court on any agenda matter that has been publicly posted. The business of the citizens of Burnet County continues unimpeded by the vacancy of one member of the Court. The County Judge leads public meetings of the Court, oversees day-to-day operations of the Court, and signs documents on behalf of the county regarding matters voted upon in public. The daily operations of the Court includes, but is not limited to, the supervision of various county departments that report to the Burnet County Commissioners Court. Until a County Judge is appointed by the Burnet County Commissioners Court, or is resolved or upon further action taken by the Burnet County Commissioners Court, it is hereby ORDERED that Commissioner Damon Beierle shall lead all public meetings of the Burnet County Commissioners Court. Commissioner Damon Beierle is given authority to sign documents on behalf of the county on matters voted upon in public previously and/or into the future. Commissioner Damon Beierle is given authority to oversee the day-to-day management of the Court. This action by the Burnet County Commissioners Court does not designate an interim County Judge. All remaining members of the Court continue their duties as an elected Burnet County Commissioner.

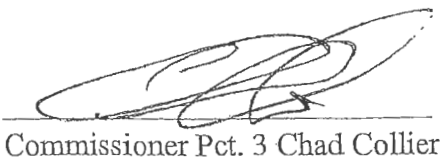
SIGNED ON THIS THE 3RD DAY OF JANUARY, 2025.



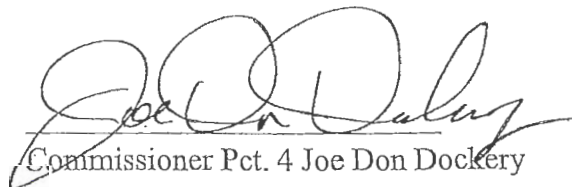
Commissioner Pct. 1 Jim Luther



Commissioner Pct. 2 Damon Beierle



Commissioner Pct. 3 Chad Collier



Commissioner Pct. 4 Joe Don Dockery