

# EXHIBIT "C"

## Insurance Requirements

### Program Manager

The proposer awarded the Contract shall furnish proof of insurance in at least the following limits, to be in place prior to providing any services under this Contract and to continue at all times in force in effect during the term of this Contract and afterward as indicated. Proposer shall also provide certificates of insurance of any consultants to be retained.

### Minimum Insurance Coverage

1. **Professional Liability Insurance:** limits of at least \$10,000,000 per claim/annual aggregate
  - a) Term: through Contract period plus coverage for five years following Substantial Completion
  - b) Include waiver of subrogation
  - c) Include combined pollution liability coverage with \$3,000,000 limit
2. **Comprehensive General Liability Insurance:**
  - a) \$5,000,000 per occurrence/aggregate for all coverages through lead policy alone or in combination with form-following excess policy
  - b) Include:
    - i. Products, completed operations, contract liability
    - ii. County named as additional insured
    - iii. Waiver of subrogation
    - iv. Insured contracts
    - v. Electronic data liability
    - vi. Primary and non-contributory
  - c) Policy providing additional coverage to all underlying liabilities of County.
3. **Automobile liability Insurance:**
  - a) \$5,000,000 per accident
  - b) Coverage should include injury to or death of persons and property damage claims
  - c) Uninsured/Underinsured motorist coverage in an amount equal to the bodily injury limits set forth above
  - d) County named as additional insured
  - e) Waiver of subrogation

**4, Workers Compensation Insurance**

- a) In amounts established by Texas law, unless the Bidder is specifically exempted from the Texas Workers Compensation Act, Texas Labor Code Chapter 401, *et. seq.*
- b) Employer's Liability limit \$5,000,000 each accident or disease
- c) Waiver of subrogation

**5. Excess Liability Insurance**

- a. Excess to CGL, Automobile and Employer's Liability
- b. Not less broad to policies to which it is excess and form-following
- c. Have same inception date as CGL, Automobile and Employer's Liability
- d. Includes duty to defend

**6. Additional Requirements**

- a. Hidalgo County will only accept certificates of insurance on an Accord form (as attached hereto), and County shall have the right to inspect the policies of all insurance required herein. Certificates of insurance naming County as an additional insured shall be submitted to County for approval prior to any services being performed by Contractor.
- b. Each policy of insurance required hereunder shall extend for a period equivalent to, or longer than the term of the Contract, unless otherwise specified. Any insurer hereunder shall be required to give at least thirty (30) days written notice to the County prior to the expiration or cancellation of any such coverage. The Contract may be suspended upon the cancellation, or other termination, of any required insurance coverage hereunder, at County's sole option, and such suspension shall continue until evidence adequate replacement coverage is provided to County. If replacement coverage is not provided within thirty (30) days following suspension of the Contract, this Contract may terminate at County's sole option.

**Possible Alternative insurance Coverage**

The final insurance programs and requirements for the Project are not established as of the date of this document. The County may require participation in an owner controlled insurance policy. Such a policy may include a professional liability teaming policy for the stakeholders providing professional services.