



Proposal of Insurance

prepared for:

Madison County Board of Supervisors
P.O. Box 608
Canton MS 39046

Presented by:

Frank Bordeaux
Vice President

3/11/2020

 **BXS** INSURANCE
A SUBSIDIARY OF BANCORPSOUTH BANK



Important Please Read

As you review our proposal, please keep these thoughts in mind.

Always refer to the policies for specific coverage questions. Our proposal is a general overview only. The policy contract determines where and if coverage is available.

Consider flood and earthquake coverage. Neither flood loss nor earthquake loss are covered under standard property policies. All of us have exposure to floods and earthquakes.

The property and liability limits that we illustrate in this proposal are options only. We can provide additional alternative limit options if you request. The selection of limits is solely your decision.

Please notify us throughout the policy year of changes in your business that may affect your exposure to risk. Failure to do so may result in uncovered losses.

Our inspections, reports and recommendations are provided to assist in your efforts to establish and maintain a safe workplace and not to warrant workplace safety or compliance with applicable laws, regulations or standards. Our observations and suggestions are not a substitute for legal advice. You bear this ultimate responsibility and are encouraged to seek appropriate legal counsel when implementing a program or process to maintain a comprehensive workplace safety program.

Loss control is a daily responsibility of your management. Our visits are not a substitute for your own loss control program. Recommendations are developed from conditions observed at the time of our visit. They do not include every possible loss potential, code violation, or exception to good practice.

The solvencies of the insurance carriers that you select are of utmost importance. Unless notified otherwise, all carriers have a Best Guide rating of A- or better.

In order to offer you choices, our agency maintains relationships with a number of insurance companies. Most of these companies pay our agency a commission when we place coverage with them. Some companies issue policies on a net basis to us, and we in turn, will charge you an agency fee. Some companies do pay our agency a contingency commission at the end of the calendar year if the group of insurance customers placed with that company has been profitable. Such an arrangement is an incentive for our agency to work with you to prevent losses as well as send profitable business to insurance carriers.

Our relationship with you is based on trust and we do our best to make no representation that would mislead anyone about any aspect of the products or services that we offer.

We value your trust and have always held it in the highest regard; therefore, we will continue to do all that we can to fully represent you in the insurance marketplace.

This is only a brief summary, not a contract. Please see policy for full details, limitations and exclusions.



**Madison County Board of Supervisors Contract Number: MAD2020
Policy Term: 4/1/2020 – 4/1/2021**

PROPERTY COVERAGES

Insurance applies on a BLANKET basis only to a coverage or type of property for which a Limit of Insurance is shown below, and then only at the premises location for which a value for such coverage or property is shown on the Statement of Values, or subsequently reported to and insured by us. MASIT also offers a wide array of sublimits tailored to meet the unique coverage needs of Mississippi counties. Coinsurance does NOT apply to Blanket Coverages. Replacement Cost applies to covered property unless stated differently in the quote. Replacement Cost means the cost of repairing, replacing, constructing or reconstructing (whichever is the least) the property on the same site, using new materials of like kind and quality and for like occupancy without deduction for depreciation.

	Limits	Deductibles	Annual Contribution
I. Property Pool Limit - per occurrence	\$1,100,000,000	\$10,000	\$101,674.93
Earthquake - Per Occurrence and Aggregate	\$125,000,000	\$10,000	Included
Earthquake - New Madrid - Per Occurrence and Aggregate	\$ 75,000,000	\$10,000	Included
Flood - Non-SFHA - Per Occurrence and Aggregate	\$125,000,000	\$10,000	Included
Flood - SFHA - Per Occurrence and Aggregate	\$ 25,000,000	per policy wording	Included
County Limit - per occurrence			
Electronic Data Processing Equipment	Included	\$10,000	Included
Electronic Data Processing Media	\$2,500,000	\$10,000	Included
Gross Earnings & Extra Expense	\$2,500,000	\$10,000	Included
Increased Cost of Construction	\$2,500,000	\$10,000	Included
Accounts Receivable	\$2,500,000	\$10,000	Included
Valuable Papers and Records	\$2,500,000	\$10,000	Included
Newly Acquired	\$2,500,000	\$10,000	Included
Mobile Equipment	ACV or RCV	\$ 2,500	Included
Unscheduled Fine Arts - Subject to a Maximum of \$250,000 per Item	\$1,000,000	\$10,000	Included
Transit - Property Damage & Time Element Combined - Per Conveyance	\$2,500,000	\$10,000	Included
Debris Removal	Lesser of \$2,500,000 or 25% of loss	\$10,000	Included
Course of Construction	\$2,500,000	\$10,000	Included
Equipment Breakdown Coverage Including	\$50,000,000	\$10,000	Included
Spoilage	\$ 500,000	\$10,000	Included
Service Interruption	\$2,500,000	\$10,000	Included
Gross Earnings & Extra Expense	\$1,000,000	\$10,000	Included
Expediting Expense	\$ 500,000	\$10,000	Included
Hazardous Substance	\$1,000,000	\$10,000	Included
Ammonia Contamination	\$ 500,000	\$10,000	Included
Electronic Data & Media	\$1,000,000	\$10,000	Included
CFC Refrigerants	\$ 100,000	\$10,000	Included
Computer Equipment	\$1,000,000	\$10,000	Included
Miscellaneous Unnamed Locations	\$ 500,000	\$10,000	Included
Errors & Omissions	\$2,500,000	\$10,000	Included
Terrorism Coverage - Certified/Non-Certified	Included	\$10,000	Included
Contingent Business Interruption/Extra Expense	\$ 100,000	\$10,000	Included
Decontamination Costs	\$ 500,000	\$10,000	Included
Deferred Payments	\$ 100,000	\$10,000	Included
Expediting Expense	\$ 500,000	\$10,000	Included
Extended Period of Indemnity	\$1,000,000	\$10,000	Included
Ingress/Egress	\$2,500,000	\$10,000	Included
Interruption by Civil Authority	\$2,500,000	\$10,000	Included
Landscaping	\$100,000(\$15,000 any one tree/shrub)	\$10,000	Included
Leasehold Interest	\$2,500,000	\$10,000	Included
Named Storm	\$50,000,000	\$10,000	Included
Professional Fees	\$100,000	\$10,000	Included
Pollutant Cleanup	\$100,000	\$10,000	Included
Service Interruption - Property Damage and Time Element Combined	\$2,500,000	\$10,000	Included

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Property Coverage (Continued)	Limits	Deductibles	Annual Contribution
Temporary Removal	Included	\$10,000	Included
Unmanned Aerial Systems	As Scheduled	\$10,000	Included
Contingent Tax Revenue Interruption	\$100,000	\$10,000	Included
Unscheduled Tunnels, Bridges, Airport Runways and Dams			
Excluding coverage for the perils of Earth Movement, Flood & Named Storm	\$250,000	\$10,000	Included
Upgrade to Green	\$100,000	\$10,000	Included
Unscheduled Watercraft	\$500,000	\$10,000	Included
Unscheduled Wharfs, Piers, Docks, Pilings, Bulkheads	\$250,000	\$10,000	Included
Leased, Borrowed and Rented Equipment	\$250,000	\$ 2,500	Included
Scheduled K9 Death Benefit (Animals must be scheduled to trigger coverage)	\$5,000	\$ 0	Included
II. Crime			
Employee Dishonesty	\$100,000	\$ 2,500	Included
Forgery or Alteration	\$100,000	\$ 2,500	Included
Money and Securities, Inside and outside	\$100,000	\$ 2,500	Included
Computer Fraud	\$100,000	\$ 2,500	Included
Social Engineering Fraud	\$100,000	\$25,000	Included

LIABILITY COVERAGES

III. General Liability

What is Covered?

This coverage is designed to cover the premises and operations exposures of the county insured. It covers amounts any county is legally required to pay as damages for covered injury or damage that results from an occurrence, including, but not limited to:

- Reasonable Force Property Damage
- Owned Watercraft Less Than 52 Feet
- Damage to Premises Rented to You
- Good Samaritan Services Coverage
- Host Liquor Liability
- Unintentional Omission
- Knowledge and Notice of Occurrence or Offense
- Blanket Waiver of Subrogation

Who is Covered?

- | | |
|---------------------------------|--|
| Public Entity | Owners, Managers or Lessors of Premises |
| Elected or Appointed Officials | Lessors of Equipment |
| Board Members | Watercraft Users |
| Employees and Volunteer Workers | VFD's if Authorized by County & Exposures Provided |

Your Law Enforcement Activities or Operations, including jail premises and operations, are included if selected and purchased.

Law Enforcement Liability is designed to cover the premises and operations exposures and the professional liability of law enforcement agencies, including jail operations. It covers amounts any county is legally required to pay as damages for covered bodily injury, property damage or personal injury that results from the conduct of law enforcement-related activities of your law enforcement agency and its employees in the course and scope of their employment and is caused by a wrongful act.

Wrongful act is defined as any act, error or omission and includes but is not limited to, coverage for the following:

- Bodily Injury, Personal Injury and Property Damage
- Mental Anguish, Emotional Distress, Humiliation
- Authorized Moonlighting
- False Arrest, Detention or Imprisonment
- False or Improper Service of Process
- Handling and treatment of corpses and dispensing of medication
- Injury due to the use of mace, pepper spray or tear gas
- Canine and Equine Exposures
- Mutual Aid Agreements
- Violation of Civil Rights protected under any federal, state or local law

Other

- Pay on Behalf of basis
- Duty to defend claims and suits even if allegations are groundless, false, or fraudulent
- All claims involving use of an automobile are subject to the automobile insuring agreement

This is only a brief summary, not a contract. Please see policy for full details, limitations and exclusions.



LIABILITY COVERAGES (CONT.)

	Limits	Deductibles	Annual Contribution
A. Bodily Injury and Property Damage, per occurrence	\$ 500,000	\$0	\$37,684.92
per occurrence not subject to Tort Claims Act	\$1,000,000		Included
B. Personal Injury	\$ 500,000		Included
C. Employee Benefits Injury	\$ 500,000		Included
Employee Benefits Injury Retroactive Date:	7/1/1993		Included
D. Products/Completed Operations	\$ 500,000		Included
E. Law Enforcement Liability Claims Made Retro Date 11/10/1986	\$2,000,000	\$25,000	\$243,145.70
\$1MM Excess of \$1MM Retro Date: 4/1/2018			
Law Enforcement Annual Aggregate	\$4,000,000		Included
F. Fire Legal Liability	\$ 500,000		Included
G. Medical Payments per occurrence	\$ 5,000		Included
Medical Payments Annual Aggregate	\$ 50,000		Included
H. Sexual Abuse and Molestation (Per Occurrence and Annual Aggregate)	\$1,000,000		Included

IV. Public Officials Errors & Omissions Liability and Employment Practices Liability

This coverage is designed to cover damages (other than bodily injury, personal injury, advertising injury or property damage) any county is legally required to pay for a covered loss that results from the conduct of duties by or for a public entity or its boards and that is caused by a wrongful act. Wrongful act is defined as any act, error or omission and includes any wrongful employment practice offense. Wrongful employment practice offense is defined to include discrimination; wrongful termination; harassment; retaliatory action; wrongful discipline; wrongful hiring; supervision; demotion or failure to promote; and employment-related misrepresentation, defamation, libel, slander, disparagement, and invasion of privacy.

Who is Covered?

Public Entity	Employees (including employees of the county's boards)
Board Members	Elected and Appointed Officials, Executive Officers & Directors
Authorized Volunteer Workers	

Other

- Pay on Behalf of basis
- Duty to defend claims and suits even if allegations are groundless, false, or fraudulent
- No Exclusion for Architects, Engineers or Lawyers who are county employees and not independent contractors
- Non-Pecuniary Damages - Cost of defense up to the stated limit for covered activities when relief sought is injunctive and not for monetary damages

	Limits	Deductibles	Annual Contribution
A. Wrongful Acts Coverage - Per Claim	\$2,000,000	\$10,000	\$66,890.73
Annual Aggregate	\$4,000,000		
B. Non Pecuniary Defense Reimbursement			
Per Claim	\$ 100,000	\$25,000	Included
Annual Aggregate	\$ 100,000		
Public Officials Errors & Omissions Liability Retroactive Date:	7/1/1993		

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V. Automobile Coverage

This coverage is designed to cover amounts any county is legally required to pay as damages for covered bodily injury and property damage that results from the ownership, maintenance, use, loading or unloading of a covered auto and is caused by an accident. In addition, coverage is provided for covered pollution costs or expense that results from an accident that also causes bodily injury or property. Coverage also applies for physical damage to covered autos if coverage is selected and purchased.

Who is Covered?

Public Entity	Any Permitted User
Elected or Appointed Officials	Authorized Volunteer Workers (for use of a covered auto)
Board Members	Owner of a Commandeered Auto

	Limits	Deductibles	Annual Contribution
A. Each Accident	\$500,000	\$0	\$130,528.13
B. Each accident not subject to Tort Claims Act	\$1,000,000		Included
C. Garagekeepers Legal Liability	\$75,000		Included
D. Medical Payments	Not Covered		Not Covered
E. Uninsured/Underinsured Motorists	Not Covered		Not Covered
F. Hired Car Physical Damage	\$75,000	\$1,000	Included
G. Vehicle Physical Damage (scheduled vehicles)	Actual Cash Value	\$1,000	\$116,155.16
H. Windshield Damage	Replacement Cost	\$250	Included

VI. Cyber Coverage (Claims Made Coverage)

	Limits	Deductibles	Annual Contribution
Privacy and Security Event Coverage			
Per Occurrence and Annual Aggregate	\$2,000,000	\$10,000	\$3,875.07
Third Party Liability	Included	\$10,000	Included
First Party Mitigation/Privacy Response Expenses	Included	\$10,000	Included
Regulatory Proceedings, Penalties and Expenses	Included	\$10,000	Included
Retro Date	7/1/2014		
Retro Date for \$1,000,000 Excess of \$1,000,000	4/1/2020		

Additional Coverage

	Limits	Deductibles	Annual Contribution
Death Benefit			
Per Employee	\$10,000		Included
Pool Annual Aggregate	\$100,000		Included

Schedule of Coverage Limits Annual

Crisis Management & Workplace Violence Event Expenses
Crisis Management Coverage

Provides coverage for a "**Crisis Event**" or "**Workplace Violence Event**", "**Crisis Event**" means an emergency situation, Which results in or there is imminent risk for significant adverse news media coverage about the Named Member, including, but not limited to:

- A. Intentional acts, such as arson, a bombing, the taking of hostages, a mass shooting, or terrorism;
 - B. Collapse of a building, structure or equipment;
 - C. An automobile, watercraft or aircraft accident;
 - D. Spread of food-borne illness; or
 - E. An explosion.
- as defined in the policy.

"**Workplace Violence Event**" means any intentional use of or threat to use deadly force by any person, with intent to cause harm and results in bodily injury sustained by any Member or any other person while on the Named Member's premises.

Each Event and Annual Aggregate	\$100,000	\$10,000	Included
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VII. Exposure Rating Base

A. Total Insured Value (Includes Mobile Equipment/Inland Marine)	\$54,261,247
B. # Employees	406
C. Full Time Law Enforcement Officers	135
D. # Autos	225
E. Auto Physical Damage Value	\$11,918,117

MADISON COUNTY BOARD OF SUPERVISORS

<u>Coverage Summary</u>	<u>Annual Contribution</u>
I. Property Limit (incl. Auto Phys. Dmg.) - per occurrence Equipment Breakdown Coverage	\$217,830.09 Included
II. Crime	Included
III. General Liability incl. Law Enforcement Liability	\$280,830.62
IV. Public Officials Errors & Omissions Liability	\$66,890.73
V. Automobile Coverage	\$130,528.13
VI. Cyber Risk	<u>\$3,875.07</u>
Total Contribution	\$699,954.64

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Premium Comparison

Coverage	Insurance Company	19/20 (Annualized) Expiring Premium	20/21 (Estimated) Renewal Premium
Property	MASIT	\$105,384	\$101,675
General Liability	MASIT	\$42,331	\$37,685
Law Enforcement Liability	MASIT	\$184,297	\$243,146
Public Officials E&O Liability	MASIT	\$70,711	\$66,891
Auto Liability & Physical Damage	MASIT	\$260,846	\$246,683
Cyber Risk	MASIT	\$3,988	\$3,875
TOTAL ANNUAL PREMIUM	MASIT	\$667,557	\$699,955

Exposures Comparison

Coverage	Exposure Basis	19/20 Expiring	20/21 Renewal
Property Including Mobile Equipment	Total Values	\$53,269,577	\$54,261,247
Liability	Total Employees	436	406
	Total Volunteers	0	104
Law Enforcement Liability	Full Time Officers	111	135
Auto Liability	# of Power Units	234	225
Auto Physical Damage	Total Values	\$11,674,832	\$11,918,117

NOTES

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Madison County is not only a MASIT member; you are part owner of this program. The MASIT staff work continuously to build and improve MASIT's partnerships, coverages and member services. Over the last 12 months, they have adopted several changes to improve their ability to serve their members. A summary of those changes is below.

Changes to MASIT's Memorandum of Coverage (MOC), the policy document outlining MASIT's Insurance Program:

- Cyber limit has increased from \$1,000,000 to \$2,000,000
- Debris Removal corrected to read "lessor of" \$2.5 Million or 25% of Loss in lieu of "greater than"
- Special Flood Hazard Area (SFHA) limit has increased from \$10,000,000 to \$25,000,000. Beginning in this 2020-2021 policy year, for structures located in SFHA, MASIT will only provide coverage in excess of the maximum limits available from National Flood Insurance Program (NFIP). MASIT can no longer provide the previous deductible for Special Flood Hazard Areas. Because FEMA flood maps do change and flood zone determination is done at the time of loss, we strongly recommend that you review the updated flood maps regularly to determine if any changes to your flood policies are necessary. We can assist with placing NFIP policies and will be glad to help.
- Unscheduled Newly Acquired Property must be reported to MASIT within 120 days of acquisition. Unscheduled Property not reported within 120 days will be limited to \$500,000 and terms of the policy.
- Watercraft Limit is now \$500,000
- Wharfs, Piers, Docks, Pilings and Bulkheads Limit is now \$250,000

MASIT Offers Valued Added Member Services at no additional cost to counties:

- On-Site Risk Management
 - Road and Refuge Departments
 - Law Enforcement
 - Defensive Driving and more
- HR Hotline for Employment Related Questions
- Sample Employee Handbook Policies
- Online Cyber Resources via e-RiskHub
- Professional Building Appraisal Services
- Boiler Inspections

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Acceptance of Proposal

Madison County Board of Supervisors

Please bind coverage as proposed by BXS Insurance, effective _____.

I understand that this proposal is only an outline of the insurance policy/policies and does not include all of the terms, coverages, exclusions, limitations and conditions included in the insurance policy/policies. Regardless of the terms, limitations and conditions carried in prior years, this proposal contemplates only the limits, terms, conditions, warranties and exposures represented herein. The insurance policy/policies will include these specific details.

_____ I accept the proposal as presented

_____ I accept the proposal with the following changes:

_____ I reject this proposal

Date Signed

Authorized Signature of Named Insured

Title

Print Name

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Madison County Board's Service Team

The following individuals are dedicated to providing service for your insurance needs.

Team Member	How They Can Help	Contact Numbers	Email Address
Frank Bordeaux Vice President	Develops an insurance program and service plan that supports your insurance needs.	(228) 223-2223 (cell)	frank.bordeaux@bxsi.com
Lani Lenhoff Account Executive	Gathers your risk information and oversees and executes resources and services	(228) 424-8772 (cell)	lani.lenhoff@bxsi.com
Linda Webb Account Manager	Manages and implements all day-to-day changes and any services you need.	(228) 563-6163	linda.webb@bxsi.com
Renee King Claims Specialist	Reports, monitors and assists with problematic claims.	(228) 563-6110	renee.king@bxsi.com
Sonny Blackwell VP of Loss Control	Helps you proactively prevent, reduce and manage exposures while reducing the frequency and severity of losses.	(228) 697-1200 (cell)	sonny.blackwell@bxsi.com

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