

**Insurance Proposal
Prepared for**

Ft. Bend Grand Parkway Toll Rd Authority

(D&O Liability & Bonds Only)





McDonald & Wessendorff Insurance

Welcome!

Thank you for choosing us for your insurance needs. Finding the right people for the right job can be difficult, especially when dealing with insurance.

We at McDonald & Wessendorff Insurance are dedicated to "Growing Relationships" with our clients. The following material about this insurance program is designed specifically for you.

Please contact us at 281-342-6837 with any questions, comments or concerns.

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Plan Coverages

Property

- Real and Personal Property Coverage based on Replacement Cost Valuation
- Contractors Equipment based on Actual Cash Value
-

Boiler & Machinery

- Coverage based on repair or replacement cost valuation

Comprehensive General Liability

- Duty to Defend
- Defense is in addition to the policy limit
- Sewer Back-Up coverage provided by specific endorsement

Umbrella

- Increased limits are available as an alternative to the District which desires higher limits for General Liability and Business Auto Liability

Pollution Liability

- Legal liability protection for environmental damage and bodily injury
- Clean-Up costs for third party owned premises
- Both gradual and sudden occurrences are covered
- Occurrence coverage form
- Defense is in addition to the policy limit
- No exclusion for punitive damages

Directors & Officers Liability

- Duty to defend
- Pay on behalf in lieu of reimbursement coverage form
- Defense is in addition to the policy limit (Includes Breach of Contract)
- No Aggregate limit
- No deductible or retention
- Full prior acts coverage back to the creation of the District
- Definition of claim includes coverage for declaratory and injunctive relief suits
- No Failure to Supply exclusion
- Employment Practices Liability included
- Coverage included for libel, slander, defamation of character

Ft. Bend Grand Parkway Toll Rd Authority

TYPE OF POLICY: **DIRECTORS AND OFFICERS LIABILITY**

PROPOSED EFFECTIVE DATE: **10/01/18**

COVERAGE:

- Claims-Made Coverage Form
- Duty to Defend
- Pay on Behalf in lieu of Reimbursement Coverage Form
- Full Prior Acts
- Defense Cost Outside the Limit
- Defense for Alleged Breach of Contract
- Claim includes any Judicial or Administrative Proceedings
- Employment Related Practices coverage for the District Included
- Coverage extended to include Director's Spouse
- Terrorism Not Excluded

LIMIT OF LIABILITY: **\$5,000,000 Per Claim**
No Aggregate Limit

DEDUCTIBLE: None


POLICY TERM: One Year

PREMIUM: **\$5,500**

COMPANY: Mid-Continent Casualty Company
AM Best Rating: A + VIII

OPTIONAL LIMITS

	Limit	Premium
_____	\$1,000,000	\$1,500
_____	\$2,000,000	\$2,500
_____	\$3,000,000	\$3,500
_____	\$4,000,000	\$4,500
<u> X </u>	\$5,000,000	\$5,500

ACCEPTED BY:  **DATE:** 8/15/18

REJECTED BY: _____ **DATE:** _____

SUBJECT TO POLICY TERMS, CONDITIONS, LIMITATIONS AND EXCLUSIONS

Ft. Bend Grand Parkway Toll Rd Authority

TYPE OF POLICY: **PUBLIC EMPLOYEE BLANKET CRIME**
(Includes Attorney, Operator, Bookkeeper, Engineer
and Delinquent Tax Attorney)

ANNIVERSARY OF CURRENT POLICY: **10/01/18**

COVERAGE: **** Please see bond for coverage****

LIMIT: **\$1,000,000**

DEDUCTIBLE: **\$5,000**

TERM: **Three Year**

PREMIUM: **\$1,387**

COMPANY: **Travelers Casualty & Surety Co. of America**
AM Best Rating: A++ XV

Policy term is 10/1/16 – 10/1/19
Premium paid on annual installment basis

ACCEPTED BY:  DATE: 8/15/18

REJECTED BY: _____ DATE: _____

SUBJECT TO POLICY TERMS, CONDITIONS, LIMITATIONS AND EXCLUSIONS

Ft. Bend Grand Parkway Toll Rd Authority

TYPE OF BOND:	DIRECTORS POSITION SCHEDULE BOND
ANNIVERSARY OF CURRENT BOND:	10/01/18
COVERAGE:	Provides coverage for loss caused to the District through the failure of Directors to perform faithfully their duties or to account properly for all monies and property received by virtue of their position as Director. •Terrorism Not Excluded
BOND TERM:	One Year
BOND LIMIT:	\$10,000 Per Director (5) \$50,000 Aggregate
PREMIUM:	\$175
COMPANY:	Merchants Bonding Company AM Best Rating A VIII

ACCEPTED BY:  DATE: 8/15/18

REJECTED BY: _____ DATE: _____

SUBJECT TO POLICY TERMS, CONDITIONS, LIMITATIONS AND EXCLUSIONS

FT. BEND GRAND PARKWAY TOLL RD AUTHORITY

PROPOSED EFFECTIVE DATE: 10/01/18

PREMIUM SUMMARY

COVERAGE	RENEWAL PREMIUM	LAST YEAR'S PREMIUM
DIRECTORS AND OFFICERS	5,500.00	5,500.00
PUBLIC EMPLOYEE BLANKET CRIME	1,387.00	1,387.00
DIRECTOR'S BOND	175.00	175.00
TOTAL PREMIUM	\$7,062.00	\$7,062.00

McDonald & Wessendorff thanks you for your business!

Please note this proposal does not include any Property, Boiler & Machinery or General Liability coverage.
If the Authority would like a quote on additional coverages, please contact our office.

PAYMENT IS DUE WITHIN 30 DAYS OF THE EFFECTIVE DATE TO AVOID CANCELLATION.

ACCEPTED BY: _____

PRINTED NAME & TITLE: James O. Condrey, DDS / Chairman

DATE: 8/15/18

FEDERAL TAX ID #: 57-1159190

WEB ADDRESS IF ANY: www.fbctra.com

Premiums quoted are valid for 30 days from proposed effective date.

All descriptions of proposed coverage's provided herein are intended as an outline of coverage and are necessarily brief. For specific wording concerning insuring agreements, definitions, conditions, terms and exclusions not listed, please read each policy carefully. Please contact our office if there are any questions.

D & O APPLICATION

PLEASE COMPLETE/ SIGN
AND RETURN WITH THE
ACCEPTED PROPOSAL

THANK YOU!

**Professional Liability Application
Application for Directors & Officers Liability Insurance**

\$5,000,000

Premium \$5,500

Part 1: Background Information

ML 1459 (01-97)

Name of Organization: Ft. Bend Grand Parkway Toll Rd Authority

Address: 40 The Muller Law Group, PLLC 202 Century Square Boulevard
Sugar Land, Texas 77478

Purpose of Organization: Toll Road Authority

In continuous existence since: 1997 Number of Board Members: 5

Are there subsidiaries? Yes or No (circle response) If yes, provide name (s), date established, nature of operation, profit or nonprofit, purpose, bylaws and financial statement for each.

If yes, do you wish to request coverage for subsidiaries? Yes or No (circle response)

Are the organization's finances audited by a Certified Public Accountant? Yes or No (circle response)

Does the organization have any stockholders or persons who profit from the operation except as salaried employees? Yes or No (circle response) If yes, please give detail.....

Are any directors, Trustees, Officers or employees indebted to the organization? Yes or No If yes, please give detail

Part 2: Insurance Coverage Information

Directors & Officers Liability Insurance carried during the past three years including expiring Policy.

Insurer: Limits of Liability: Premium: Deductible: Policy Period

Directors & Officers Liability Coverage has been continuously in force since: 1997
If yes, with which insurance company? Mid-Continent

Has any policy for Directors and Officers liability Insurance ever been canceled or non-renewed? Yes or No (circle response). If yes, please give detail...

The individual of the organization designated to receive any and all notices from the Insurer or their authorized representative(s) concerning this insurance is:

Name: Richard Muller Title: Attorney

Total number of: Full Time Employees: 0 Part Time Employees: 0

How many of these employees have annual salaries in excess of 100,000?

Does a lawyer or human resource person review involuntary employment terminations prior to termination of an employee? Yes or No (circle response) N/A

Is a reduction of employees anticipated in the next 12 months? Yes or No (circle response) *N/A*

Within the last 5 years has the organization or any individual proposed for insurance received any inquiry, complaint or notice of hearing from any Municipal, State Administrative Agency, Federal Regulatory Authority or Congressional or Legislative Committee of similar such agency? Yes or No If yes, please explain...

Within the last 5 years, has any claim been made, or is any claim now pending, against the organization, or any person proposed for Insurance in the capacity of either Director, Officer, Trustee, Employee or Volunteer of the organization? Yes or No (circle response) IF YES, ADVISE ON A SEPARATE SHEET DETAILS OF THE DIRECTORS & OFFICERS LIABILITY INSURANCE AND REMEDIAL MEASURES TAKEN TO PREVENT A RECURRENCE OF SUCH CLAIM(S).

Is any person proposed for this insurance aware of any fact, circumstance or situation which may result in a claim against the organization or any of its Directors, Officers, Trustees, Employees, or Volunteers? Yes of No (circle response) If yes, give detail.

- The undersigned declares that to the best of his/her knowledge and belief the statements set forth herein are true. The undersigned further declares that any occurrence or event taking place prior to the effective date of the insurance applied for which may render inaccurate, untrue, or incomplete will immediately be reported in writing to the Insurer and the Insurer may withdraw or modify any outstanding quotations and/or authorization or agreement to bind the insurance. The insurer is hereby authorized, but not required, to make any investigation and inquiry in connection with the information, statements and disclosures provided in this application. The decision of the Insurer not to make or to limit any investigation or inquiry shall not be deemed a waiver of any rights by the Insurer.

Date: August 15 2018



McDonald &
Wessendorff
I N S U R A N C E

As required by Chapter 2270, Government Code, McDonald & Wessendorff Insurance hereby verifies that it does not boycott Israel and will not boycott Israel through the term of the policies included in this proposal. For purposes of this verification, "boycott Israel" means refusing to deal with, terminating business activities with, or otherwise taking any action that is intended to penalize, inflict economic harm on, or limit commercial relations specifically with Israel, or with a person or entity doing business in Israel or in an Israeli-controlled territory, but does not include an action made for ordinary business purposes.

Foreign Terrorists Organizations. Pursuant to Chapter 2252, Texas Government Code, McDonald & Wessendorff Insurance represents and certifies that, at the time of execution of this proposal neither McDonald & Wessendorff Insurance, nor any wholly owned subsidiary, majority-owned subsidiary, parent company or affiliate of the same (i) engages in business with Iran, Sudan, or any foreign terrorist organization as described in Chapters 806 or 807 of the Texas Government Code, or Subchapter F of Chapter 2252 of the Texas Government Code, or (ii) is a company listed by the Texas Comptroller of Public Accounts under Sections 806.051, 807.051, or 2252.153 of the Texas Government Code. The term "foreign terrorist organization" in this paragraph has the meaning assigned to such term in Section 2252.151 of the Texas Government Code.