



Legislation Text

File #: 23-79, **Version:** 1

STRATEGIC PRIORITY: Government Performance & Financial Management
AGENDA DATE: January 25, 2023
COUNCIL DISTRICT(S): All
DEPARTMENT: Office of Risk Management
EXECUTIVE: Kimberly Bizer Tolbert

SUBJECT

Authorize a one-year policy for excess workers' compensation insurance through an Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool, and subject to approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool effective February 1, 2023 through January 31, 2024 - Not to exceed \$1,043,280.00 - Financing: Workers' Compensation Fund

BACKGROUND

This insurance policy will provide one-year of excess workers' compensation coverage.

Excess workers' compensation insurance limits the City's financial exposure on employee injury claims. This insurance provides coverage for catastrophic employee injury claims that exceed an established threshold. The City purchases excess workers' compensation insurance for compensable claims that exceed an established threshold. The policy will provide benefits such as disability, death, medical, etc. to employees that have suffered an injury or illness during the course and scope of their job.

It is recommended the City enter into an Interlocal Agreement with Texas Municipal League Intergovernmental Risk Pool (TMLIRP) for excess workers' compensation coverage to be effective February 1, 2023, thru January 31, 2024, subject to the approval by the Executive Board of TMLIRP. The City will pay the first \$2.5 million for each injury.

TMLIRP is a government agency offering excess workers' compensation coverage to political subdivisions in accordance with the Texas Workers' Compensation Act. TMLIRP provides coverage to other political subdivisions such as cities, municipal utility districts, transit authorities, and public utility boards.

The Interlocal Agreement with TMLIRP is authorized by Chapter 791 of the Texas Government Code and Subchapter F, Chapter 271, Texas Local Government Code. Section 271.102 of the Texas Local Government Code authorizes a local government to participate in a Cooperative Purchasing Program with another local government or a local cooperative organization.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

On February 10, 2016, City Council authorized an Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool; and a one-year agreement, with two one-year renewal options, for excess workers' compensation insurance through, and subject to, approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool by Resolution No. 16-0264.

On January 25, 2017, City Council authorized the first of two one-year renewal options to the Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool for excess workers' compensation insurance through, and subject to, approval by the Executive Board of the Texas Municipal League Intergovernmental Risk Pool, effective February 1, 2017 through January 31, 2018, by Resolution No. 17-0174.

On January 10, 2018, City Council authorized an Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool for excess workers' compensation insurance through, and subject to, approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool, effective February 1, 2018 through January 31, 2019, by Resolution No. 18-0097.

[City Council was briefed by memorandum regarding this matter on January 11, 2019.
<https://dallascityhall.com/government/citymanager/Documents/FY18-19%20Memos/Jan-23-2019-Upcoming-Agenda-Items-Government-Performance-Financial-Management-Committee Memo 011119.pdf>](https://dallascityhall.com/government/citymanager/Documents/FY18-19%20Memos/Jan-23-2019-Upcoming-Agenda-Items-Government-Performance-Financial-Management-Committee%20Memo%20011119.pdf)

On January 23, 2019, City Council authorized an Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool for excess workers' compensation insurance through, and subject to, approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool, effective February 1, 2019 through January 31, 2020, by Resolution No. 19-0192.

On January 22, 2020, City Council authorized an Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool for excess workers' compensation insurance through, and subject to, approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool, effective February 1, 2020 through January 31, 2021, by Resolution No. 20-0208.

On January 27, 2021, City Council authorized an Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool for excess workers' compensation insurance through, and subject to, approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool, effective February 1, 2021 through January 31, 2022, by Resolution No. 21-0252.

On January 12, 2022, City Council authorized an Interlocal Agreement with the Texas Municipal League Intergovernmental Risk Pool for excess workers' compensation insurance through, and subject to, approval by the Executive Board of Texas Municipal League Intergovernmental Risk Pool, effective February 1, 2022, through January 31, 2023, by Resolution No. 22-0157.

FISCAL INFORMATION

Fund	FY 2023	FY 2024	Future Years
Workers' Compensation Fund	\$1,043,280.00	\$0.00	\$0.00

PROCUREMENT INFORMATION

Method of Evaluation for Award Type:

Interlocal Agreement/Intergovernmental Agreement	<ul style="list-style-type: none">• Interlocal agreements/intergovernmental agreements allow the City to take advantage of competitively bid contracts by a State agency or local government and enable the City to purchase goods or services at lower prices• Interlocal agreements/intergovernmental agreements are an alternative method of meeting the requirements for competitive bidding or competitive sealed proposals, not an exception from that requirement
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OWNER

Texas Municipal League Intergovernmental Risk Pool

Jeff Thompson, Executive Director