



Roll Call Number

25-0127

Agenda Item Number

35

Date January 27, 2025

APPROVAL OF AMENDMENT TO EXCESS INSURANCE AGREEMENT BETWEEN THE CITY OF DES MOINES AND WESTPORT INSURANCE CORPORATION

WHEREAS, as the result of a workers compensation award dated 2006, the City's excess insurance coverage policy with Westport Insurance Corporation (the "Carrier") will be required to make payments to the City; and,

WHEREAS, for administrative reasons, the Carrier prefers to have these payments made by reimbursing the cost of an annuity purchased by the City rather than weekly reimbursements and that process is acceptable to the City; and,

WHEREAS, the technical requirements of proceeding forward require an amendment of the policy purchased at the time of the notice of injury; and,

WHEREAS, the City and the Carrier have negotiated an amendment to resolve these requirements.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa:

- 1. That the attached amendment to Insurance Policy Agreement Between the City Of Des Moines and Westport Insurance Corporation is hereby approved.
2. The City Manager is authorized to execute the Agreement on behalf of the City.
3. The City Manager is directed to purchase an annuity sufficient to compensate the claimant and to administer reimbursement from Westport Insurance Corporation pursuant to the amendment.

Moved by Gatto to adopt. Second by Voss

FORM APPROVED: /s/ Thomas G. Fisher, Jr. Thomas G. Fisher Jr., Deputy

Table with 5 columns: COUNCIL ACTION, YEAS, NAYS, PASS, ABSENT. Rows include BOESEN, SIMONSON, VOSS, COLEMAN, WESTERGAARD, MANDELBAUM, GATTO, and TOTAL.

CERTIFICATE
I, LAURA BAUMGARTNER, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED
Connie Boesen Mayor

Laura Baumgartner City Clerk