

**BOARD OF SUPERVISORS
COUNTY OF NEW KENT
VIRGINIA**

R-25-09

At the regular meeting of the Board of Supervisors of the County of New Kent in the Boardroom of the Administration Building in New Kent, Virginia, on the 8th day of June, 2009:

Present:	Vote:
Thomas W. Evelyn	Aye
D. M. Sparks	Aye
James H. Burrell	Aye
Stran L. Trout	Aye
W. R. Davis, Jr.	Aye

Motion was made by Mr. Evelyn, which carried 5:0, to adopt the following resolution:

**RESOLUTION AUTHORIZING MEMBERSHIP IN THE
VIRGINIA MUNICIPAL LIABILITY POOL**

WHEREAS, New Kent County wishes to join with other political subdivisions to establish the Virginia Municipal Self-Insurance Association("Association") to create pools to jointly and cooperatively self-insure and to pool the separate risks and liabilities of the individual members pursuant to the terms of Title 15.2, Sections 2700-2709 of the Code of Virginia; and

WHEREAS, through such Association, New Kent County wishes to join with other political subdivisions to create the Virginia Municipal Liability Pool ("Pool") whereby members can jointly pool funds to provide the necessary anticipated financing for commercial general liability, automobile liability, and automobile physical damage; and

WHEREAS, such Pool is licensed by the Bureau of Insurance of the State Corporation Commission; and

WHEREAS, New Kent County has been provided with the following documents which provide a prototype of the responsibilities of the members of the Pool and the amount and terms of the coverage to be provided:

A. Membership Agreement (7/1/00) including the following exhibits:

Exhibit 1 - sample declaration pages and coverage forms (7/1/00).

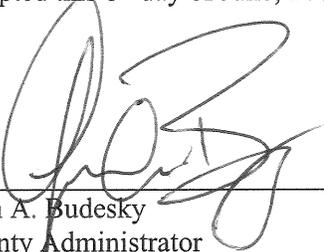
Exhibit 2 - Virginia Municipal Self-Insurance Association Constitution and By-Laws
(7/1/95).

NOW, THEREFORE, BE IT RESOLVED that the New Kent County Board of Supervisors hereby certifies New Kent County's intention to become a member of the Pool beginning July 1, 2009 for the current Pool year and for two additional consecutive Pool years thereafter and acknowledges the following:

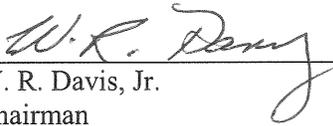
1. Such membership is contingent upon:
 - a. Final approval of the Member Agreement and of the membership of New Kent County by the Association's Members' Supervisory Board, or its designee.
 - b. Payment of \$ 93,142 or the first year contribution as well as an additional \$100.00 membership fee to the Pool pursuant to the quotation submitted or such final amount as mutually agreed upon by the member and the Association or their respective designees.
2. It is recognized that members of the Pool may be required to pay additional assessments to the Pool and in the event the Pool is in a deficit position which is not corrected, a member will be liable for any and all unpaid claims against such member.

BE IT FURTHER RESOLVED THAT County Administrator John A. Budesky is authorized to do all things necessary to enable New Kent County to become a member of the Association and the Pool including but not limited to execution of the Member agreement.

Adopted this 8th day of June, 2009.



John A. Budesky
County Administrator



W. R. Davis, Jr.
Chairman