



WYOMING ASSOCIATION OF RISK MANAGEMENT

PO Box 427, Cheyenne, WY 82003 Tel 307.433.9400 Fax 307.433.9433

May 9, 2013

Jones Lang LaSalle Brokerage, Inc.
Attn: Camille Barbosa
4300 Amon Carter Blvd., Suite 100
Fort Worth, Texas 76155-2685

Re: BNSF Pipeline License Insurance Requirements

Dear Ms. Barbosa:

The City of Gillette is a member of the Wyoming Association of Risk Management ("WARM"). WARM is a self-funded liability pool that provides risk financing and claims administration services to its members. WARM is not an insurance company.

As you are aware, the City of Gillette is attempting to complete a Pipeline License with Burlington Northern Santa Fe Railway Company ("BNSF"). I regret to inform you that WARM is unable to provide the insurance coverage required by BNSF.

WARM is governed by the Wyoming Governmental Claims Act which limits liability to \$250,000 per claimant and \$500,000 per occurrence for governmental entities. Therefore, these are the general limits provided by WARM. I have enclosed a copy of Gillette's 2012-2013 Liability Certificate for reference.

In addition, WARM may extend coverage only to its members; therefore, we are unable to provide a certificate of insurance that names BNSF as an additional insured.

Please contact me with any further questions you may have.

Sincerely,

A handwritten signature in dark ink, appearing to read "Joseph Constantino", with a stylized flourish at the end.

Joseph Constantino
Executive Director

Enclosure (1)

cc: Pam Boger, City of Gillette
cc: BNSF Railway Company



CERTIFICATE OF LIABILITY COVERAGE

The Wyoming Association of Risk Management (WARM), a joint-powers liability pool, provides comprehensive general liability and automobile liability coverage to the City of Gillette, Wyoming, subject to the following limitations:

- \$250,000 per claimant as listed in W.S. 1-39-118.
- \$500,000 per occurrence as listed in W.S. 1-39-118.
- \$10,000,000 per claim for claims brought solely under Federal Law as provided in W.S. 1-39-118(b)(ii).
- \$10,000,000 per claim for all other claims not brought under the Wyoming Governmental Claims Act.
- The City of Gillette and WARM preserve all immunities under Wyoming law.
- The terms and conditions of the WARM coverage document also restrict coverage.
- The coverage period is July 1, 2012 through June 30, 2013.

Certified:

Joe Constantino
Executive Director





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- The City of Gillette and WARM preserve all immunities under Wyoming law.
- The terms and conditions of the WARM coverage document also restrict coverage.
- The coverage period is July 1, 2013 through July 1, 2014.

Certified:

A handwritten signature in black ink, appearing to read 'Joseph Constantino', is written over a horizontal line.

Joseph Constantino
Executive Director





EVIDENCE OF PROPERTY INSURANCE

ISSUE DATE (MM/DD/YYYY)

07/05/2013

THIS EVIDENCE OF PROPERTY INSURANCE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE ADDITIONAL INTEREST NAMED BELOW. THIS EVIDENCE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS EVIDENCE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE ADDITIONAL INTEREST.

PRODUCER

ALLIANT INSURANCE SERVICES, INC.
P.O. BOX 6450
NEWPORT BEACH, CA 92658-6450
PH (949) 756-0271 / FAX (949) 756-2713

COMPANY

VARIOUS PER ATTACHED SCHEDULE 28

CODE:**SUB-CODE:****INSURED**

NATIONAL PUBLIC ENTITY EXCESS PROGRAM MEMBER:

CITY OF GILLETTE
c/o WYOMING ASSOCIATION OF RISK MANAGEMENT
PROPERTY INSURANCE JOINT POWERS BOARD (WARM)
513 E. 17TH STREET
P.O. BOX 427
CHEYENNE, WY 82001

LOAN NUMBER**PRIMARY LAYER POLICY NUMBER**

17471589-28

EFFECTIVE DATE

07/01/2013

EXPIRATION DATE

07/01/2014

CONT. UNTIL
TERMINATED
IF CHECKED

THIS REPLACES PRIOR EVIDENCE DATED:

PROPERTY INFORMATION**LOCATION / DESCRIPTION**

ISSUED FOR PURPOSES OF EVIDENCING COVERAGE

THIS CANCELS AND REPLACES CERTIFICATE ISSUED 07/01/13 TO CORRECT POLICY DATES.

COVERAGE INFORMATION**COVERAGE / PERILS / FORMS**

ALL RISK OF DIRECT PHYSICAL LOSS OR DAMAGE INCLUDING EARTHQUAKE AND FLOOD PER SCHEDULE ON FILE WITH COMPANY. COVERAGE INCLUDES REAL AND PERSONAL PROPERTY, RENTAL INCOME INCLUDING BOND REVENUE REQUIREMENTS, BUSINESS INTERRUPTION, EXTRA EXPENSE AND ALL EXTENSIONS AND SUBLIMITS OF COVERAGE AS SHOWN ON MANUSCRIPT POLICY FORM.

REPAIR OR REPLACEMENT COST VALUATION SUBJECT TO POLICY PROVISIONS
VEHICLES IF PURCHASED ARE SUBJECT TO ACTUAL CASH VALUE (ACV) OR REPLACEMENT COST PER POLICY PROVISIONS

AMOUNT OF INSURANCE

\$1,000,000,000
LOSS LIMIT PER
OCCURRENCE
EARTHQUAKE
\$25,000,000 PER OCCURRENCE
AND ANNUAL AGGREGATE
FLOOD
\$5,000,000 PER OCCURRENCE
AND ANNUAL AGGREGATE
BOILER & MACHINERY
\$100,000,000

DEDUCTIBLESEE
BELOW

THE POLICIES OF INSURANCE LISTED ABOVE HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS EVIDENCE OF PROPERTY INSURANCE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

REMARKS (Including Special Conditions)**DEDUCTIBLES:**

ALL RISK: \$250,000
EARTHQUAKE: \$50,000
FLOOD: \$25,000 PER OCCURRENCE EXCEPT \$250,000 PER OCCURRENCE IN FLOOD ZONE A&V (EXCEPT \$50,000 FOR FEMA DESIGNATED 500 YEAR FLOOD ZONES) AND \$100,000 FOR CITY OF CHEYENNE

BOILER & MACHINERY: \$5,000
(HIGHER DEDUCTIBLE APPLIES BASED ON SPECIFIC OBJECT/SIZE/PERIL)

VEHICLES: \$75,000 COMPREHENSIVE AND COLLISION

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

ADDITIONAL INTEREST**NAME AND ADDRESS**

EVIDENCE OF INSURANCE
CITY OF GILLETTE
201 E. 5TH STREET
P.O. BOX 3003
GILLETTE, WY 82717

NATURE OF INTEREST☐ MORTGAGEE☐ ADDITIONAL INSURED☐ LOSS PAYEE☒(OTHER)
EVIDENCE ONLY**AUTHORIZED REPRESENTATIVE**



**ALLIANT PROPERTY INSURANCE PROGRAM
LEXINGTON INSURANCE COMPANY \$2.5M PRIMARY LAYER
JULY 1, 2013 TO JULY 1, 2014
SCHEDULE OF INSURERS (BOUND)**

Company	A.M. Best's I.D. #	A.M. Best's Guide Rating (VERIFIED JUNE 2013)	Standard and Poor's Financial Strength (VERIFIED JUNE 2013)
ACE – Illinois Union Insurance Company	003510	A+, Superior; Financial Size Category 15; Greater than \$2,000,000,000 or greater	AA- Very Strong
ACE European Group Limited	86485	A+, Superior; Financial Size Category 14; \$1,500,000,000 to \$2,000,000,000	AA- Very Strong
Allied World Assurance Co. (U.S.) Inc.	012515	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A Strong
Arch Specialty Insurance Company	012523	A+, Superior; Financial Size Category 11; \$250,000,000 to \$500,000,000	A+ Strong
Axis Specialty Europe Ltd.	83007	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A+ Strong
Axis Surplus Insurance Company	012515	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A+ Strong
Continental Casualty Company (CNA)	002128	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A- Strong
Empire Indemnity Insurance Co.	002148	A+, Superior; Financial Size Category 15; Greater than \$2,000,000,000	AA- Very Strong
Essex Insurance Company	002732	A, Excellent; Financial Size Category 13; \$1,250,000,000 to \$1,500,000,000	Not Rated
Everest Indemnity	12096	A+, Superior; Financial Size Category 15; Greater than \$2,000,000,000	A- Strong
Hartford Steam Boiler Inspec & Insurance	00465	A++, Superior; Financial Size Category 10 \$500,000,000 to \$750,000,000	A Strong
Hermitage Insurance Company	01969	A-, Excellent; Financial Size Category 10; \$500,000,000 to \$750,000,000	Not Rated
Homeland Insurance Co. of New York	010604	A, Excellent; Financial Size Category 11; \$750,000,000 to \$1,000,000,000	A- Strong
Hudson Specialty	12631	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A- Strong
Ironshore Indemnity, Inc (AZ only)	013747	A-, Excellent; Financial Size Category 14; \$1,250,000,000 to \$1,500,000,000	Not Rated
Ironshore Specialty Insurance Co.	013866	A-, Excellent; Financial Size Category 13; \$1,250,000,000 to \$1,500,000,000	Not Rated
Lexington Insurance Company	002350	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A+ Strong
Liberty Surplus Insurance Corporation	012078	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A- Strong
Lloyd's of London	085202	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A+ Strong
Maiden Specialty Insurance Company	011034	A-, Excellent; Financial Size Category 11; \$750,000,000 to \$1,000,000,000	BBB+ Good
Maxum Indemnity Company	012563	A-, Excellent; Financial Size Category 7; \$50,000,000 to \$100,000,000	Not Rated
Princeton E&S Lines Insurance Co.	012170	A+, Superior; Financial Size Category 15; Greater than \$2,000,000,000	AA- Very Strong
QBE Specialty Insurance Company	012562	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A+ Strong
RSUI Indemnity Company	002423	A, Excellent; Financial Size Category 13; \$1,250,000,000 to \$1,500,000,000	Not Rated
XL Insurance America, Inc.	002423	A, Excellent; Financial Size Category 15; Greater than \$2,000,000,000	A Strong