

## ANSWERS TO QUESTIONS REGARDING LOSS CONTROL RFP

**1. Does this RFP deal with only “general liability” or is the intent to make this consulting engagement apply to all liability exposures the City may have?**

It is contemplated that the Loss Control Program (LCP) will address claims against the City, consistent with the PA Municipal Torts Claim Act, 42 P.S. § 8541 et. seq. This includes most liability exposures that the City faces but does not include workers compensation claims.

**2. The RFP indicates that the LCP would include the City’s “general liability” as well as the current insurance policies that the City maintains for real and personal property, business interruption and valuable papers coverage and vehicle coverage. How does a review of the City’s property insurance policies relate to this general liability provision?**

The RFP is issued in connection with the recommendations made in the June 11, 2004 Municipalities Financial Recovery Act Recovery Plan (Act 47 Plan) and the June 30, 2009 Municipalities Financial Recovery Act Amended Recovery Plan (Amended Act 47 Plan). The Act 47 Plan can be found at [http://www.city.pittsburgh.pa.us/council/assets/04\\_ACT47Plan-Je11.pdf](http://www.city.pittsburgh.pa.us/council/assets/04_ACT47Plan-Je11.pdf)

and the Amended Act 47 Plan can be found at

[http://www.city.pittsburgh.pa.us/council/assets/09\\_Ord16\\_Final\\_Amended\\_ACT47\\_Recovery\\_Plan\\_6-30-09.pdf](http://www.city.pittsburgh.pa.us/council/assets/09_Ord16_Final_Amended_ACT47_Recovery_Plan_6-30-09.pdf)

The Act 47 Plans found that the City was generally reactive, not proactive, in addressing risks. In addition, they also concluded that the City was underinsured in real property.

Pursuant to the recommendations in those Plans, the LCP is to include a review of the City’s exposure to general liability claims, as well as a review of the current insurance policies that the City maintains for real and personal property, business interruption and valuable papers coverage.

**3. Who currently provides loss control services to the City of Pittsburgh?**

As set forth in the Act 47 Plans, there are no consultants currently providing these services to the City.

**4. Does the City currently utilize a Third Party Administrator (TPA) to handle liability claims or does the City self-administer their liability claims?**

The City self-administers its general liability claims. For workers compensation claims (which are not part of the LCP), it uses a TPA.

**5. In addition to reviewing the insurance policies for the various coverages for the City, will the selected vendor also need to place coverage? Who is the agent or broker that currently places this coverage for the City? Could you provide details regarding these policies?**

These issues are not relevant to, and should not be part of, the response to the RFP.

**6. Can the City provide an annual liability loss summary?**

<u>Year</u>	<u>Amount Paid for Settlements, Judgments, and Claims</u>
2010	\$ 818,414.66
2011	\$ 1,018,948.22
2012	\$ 391,204.43 (through October)

**7. What is the budget for the LCP in 2013? How far out is the City budgeting for the LCP?**

The City would prefer that these questions (including the proposed cost of the LCP and the proposed timeframe for the implementation of the LCP) be addressed by the Respondents as part of their Proposal.

**8. What is the preference for pricing? Per hour? Per project? Combination?**

The pricing will be per project.

**9. Does the reference to "substantial experience" on page 2 of the RFP mean public entity experience?**

All experience will be considered.

**10. Is there a business residency location requirement for this project ( must be registered in The City of Pittsburgh or Allegheny County)?**

No.

**11. Will the City sign a limit of liability (LOL) agreement with this project?**

The City will entertain requests for a LOL agreement but will not commit to including them, particularly when the specific language of the proposed LOL agreement is not known at this time.

**12. Will there be a general meeting or bid meeting for the respondents for this project?**

No.

**13. What is the projected date of inception of this program?**

As soon as possible (late December 2012/January 2013).

**\*\*\*\*PLEASE NOTE THE FOLLOWING\*\*\*\***

The deadline for submitting requests for clarification or additional information regarding this RFP has been extended. Such requests must now be received in writing or electronically by 5:00 pm, Eastern Daylight Time, November 29, 2012, and should be sent to:

City of Pittsburgh Law Department  
C/o Assistant Solicitor Brendan Delaney  
313 City-County Building  
414 Grant Street  
Pittsburgh, PA 15219

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Fax: (412) 255-2285

or [brendan.delaney@pittsburghpa.gov](mailto:brendan.delaney@pittsburghpa.gov)

If necessary, updated Answers to Questions will be posted on the City's website.

Any Respondent believing that there is any ambiguity, inconsistency, or error in the RFP shall notify the City of Pittsburgh in writing or electronically by this November 29, 2012 deadline. Failure to notify the City will constitute a waiver of claim of ambiguity, inconsistency, or error.