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OPEN
SPACE
SONOMA COUNTY

Exhibit D Waiver of Insurance Requirements

This Exhibit modifies the insurance requirements as specified in Exhibit C

Department <u>Clerk-Recorder-Assessor</u>	Department Contact <u>Kim Barrett</u>	Phone <u>3471</u>
Contractor, Consultant, Vendor, Licensee, Tenant <u>Harold W. Bertholf, Inc.</u>		
Contact Person <u>Kim Barrett</u>	Phone <u>3471</u>	
Contract Term <u>3 years</u>	Contract Cost <u>573,000</u>	Template # <u>6</u>
Was there an RFP/RFQ or other competitive process for this agreement? Yes <u> </u> No <u>✓</u>		
If yes, was an exception to the Insurance Requirements noted in the Vendor's proposal? Yes <u> </u> No <u> </u>		

- ♦ If only Section I waivers are required, submit to your Department Head or designee for signature. Do not submit to Risk.
- ♦ If only Section II waivers, or a combination of Section I and II waivers, are required, submit to Risk.

Section I - Department Waivers – (Must be designated “Department Waiver” in the Template Assistant)

Requirement to be Waived and Reason

- ☐ Workers Compensation: Waive Subrogation Waiver.
- ☐ General Liability: Waive General Aggregate per location or per project; General Aggregate is at least double the Occurrence Limit.
- ☐ General Liability: Waive requirement for Subrogation Waiver because insurer will not provide the coverage.
- ☐ General Liability (Suppliers of Products): Waive “Additional Insured– Vendors”. County does not distribute the product to the public.
- ☐ General Liability (Special Events): Waive Products/Completed Operations Coverage. Licensee will not sell or distribute food or other tangible items at the event.
- ☐ General Liability (Instructors/Trainers): Waive General Liability. Training does not involve the use of hazardous equipment, participation in physical activity, or medical training.
- ☐ General Liability (Therapists, Counselors, Social Workers and Psychologists): Waive General Liability. All services are provided in the consultant's office or on County premises and acceptable evidence of professional liability insurance has been provided.
- ☐ Auto Liability: Waive coverage and/or limits. Consultant or Contractor does no driving on behalf of the County or the driving is limited to attendance at meetings at County/Entity facilities.
- ☐ Auto Liability (Suppliers of Products): Waive coverage because vendor's goods are delivered by common carrier or contract carrier.
- ☐ Property Insurance (Long Term Tenants): Waive Property Insurance requirement. Tenant has not made improvements to the property or the current construction cost of the improvements is less than \$25,000.
- ☐ Mold Liability: Landlord cannot obtain the insurance.
- ☐ Standards for Insurance Companies: Waive A.M. Best's rating requirement.

Approved by Department Head, Department Designee or Risk Management

Date _____

Section II - Risk Management Waivers

Submit to Risk with the agreement including the Scope of Work.

General Liability Waivers

- ☐ Waive requirement for coverage

Reason: _____

- ☐ Waive requirement for additional insured endorsement

Reason: _____

- ☐ Waive primary & non-contributory language (if evidence is required)

Reason: _____

Auto Liability Waivers

- ☐ Accept lower limits

Reason: _____

- ☐ Waive hired & non-owned auto liability

Reason: _____

Workers Compensation Waivers

- ☐ Waive requirement for subrogation waiver endorsement (if required)

Reason: _____

Professional Liability Waivers

- ☒ Waive requirement for coverage

Reason: See Scope of Work - Exhibits A & B

- ☐ Accept lower limits

Reason: _____

Pollution Liability Waivers

- ☐ Waive requirement for coverage

Reason: _____

- ☐ Accept lower limits

Reason: _____

- ☐ Waive requirement for additional insured endorsement

Reason: _____

Other Waivers

- ☐ Describe: _____

Reason: _____

Marissa Georges

Approved by Risk Management

3/24/2023

Date