

## **RESOLUTION 2021-15**

### **AUTHORIZING MEMBERSHIP IN THE ACCG INTERLOCAL RISK MANAGEMENT AGENCY**

**WHEREAS**, Article 9, Section 3, Paragraph 1 of the Constitution of Georgia authorizes counties and other political subdivisions to contract with each other for activities which the contracting parties are authorized by law to undertake; and,

**WHEREAS**, Chapter 85 of Title 36 of the Official Code of Georgia Annotated authorizes counties to execute intergovernmental contracts to form, and become members of, an interlocal risk management agency for the purpose of sharing the risks of accident, disability, supplemental medical, general liability, motor vehicle liability, property damage, or any combination of such risks with those of other counties; and,

**WHEREAS**, counties within Georgia have found it increasingly difficult to obtain commercial insurance protection, and have found the costs of such protection often exceed the ability of a county to pay; and,

**WHEREAS**, counties in Georgia need a stable method for managing their risks to avoid the unpredictable and cyclical nature of the commercial insurance market; and,

**WHEREAS**, many Georgia counties do not have sufficient resources to self-insure their risks on an individual basis; and,

**WHEREAS**, through the Association County Commissioners of Georgia, Georgia counties have created an intergovernmental risk management agency so that the Georgia counties may insure and/or self-insure their risks; and,

**WHEREAS**, the County of Ben Hill is desirous of becoming a member of the Association County Commissioners of Georgia – Interlocal Risk Management Agency (hereafter referred to as ACCG – IRMA), an interlocal risk management agency formed pursuant to Chapter 85 of Title 36 of the Official Code of Georgia Annotated; and,

**WHEREAS**, the governing authority of the County of has reviewed the intergovernmental contract and the bylaws of ACCG-IRMA and find that the goals of ACCG-IRMA and the obligations imposed upon this county are in accordance with the philosophy and public policy objectives of this community; and,

**WHEREAS**, the governing authority of the County of Ben Hill finds that it is in the best interest of its citizens to become a member of ACCG-IRMA,

**NOW THEREFORE, BE IT RESOLVED** by the governing authority of the County of Ben Hill, Georgia:

## **SECTION 1**

The governing authority of the County of Ben Hill hereby authorizes the County to become a member of ACCG-IRMA and a participant in the following ACCG-IRMA Funds (check all that apply):

- Property and Liability Fund
- Supplemental Medical, Accident, and Disability Fund

## **SECTION 2**

The Chairman of the County of Ben Hill is authorized to execute on behalf of the County the intergovernmental contract to become a member of ACCG-IRMA. Copies of the intergovernmental contract and the bylaws of ACCG-IRMA are attached to and made a part of this resolution as Appendix 1.

## **SECTION 3**

The powers of ACCG-IRMA, unless the intergovernmental contract and ACCG-IRMA bylaws are amended, shall be limited to those authorized by Chapter 85 of Title 36 of the Official Code of Georgia Annotated, and the related Rules and Regulations of the Commissioner of Insurance of the State of Georgia.

## **SECTION 4**

The continuing operations of ACCG-IRMA and the obligation of the County to fully participate in such operations shall be effectuated in accordance with the intergovernmental contract and ACCG-IRMA bylaws.

## **SECTION 5**

The County Manager is designated as the County's representative to ACCG-IRMA. The County may change its representative by informing ACCG-IRMA of the change in writing.

**SECTION 6**

This resolution shall be effective upon its passage and approval.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

\_\_\_\_\_  
Chairman  
County of Ben Hill

ATTEST:

\_\_\_\_\_  
Clerk of the County of Ben Hill

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