



Sponsor: Lee Burger  
Introduction: May 17, 2022  
Adopted On: May 17, 2022  
Vote: 5 Yeas, 0 Nays, 2 Absent

CITY OF THORNE BAY  
RESOLUTION 22-05-17-05

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF THORNE BAY, ALASKA, AUTHORIZING THE PAYMENT OF A FIVE THOUSAND (\$5,000) DOLLAR DEDUCTIBLE FOR REPAIRS TO THE CITY'S 2008 VOLVO EXCAVATOR CAB

**WHEREAS**, the City Council is the governing body of the City of Thorne Bay, Alaska; and

**WHEREAS**, the city's 2008 Volvo Excavator incurred damages to the cab and windshield that will exceed the budgeted expense for equipment repairs in the Streets and Roads department budget; and

**WHEREAS**, the city insures our mobile equipment, vehicles and property with the Alaska Municipal League Joint Insurance Association (AMLJIA), and the deductible for an equipment claim is \$5,000.00, and

**WHEREAS**, the city's 2008 Volvo Excavator incurred damages to the cab structure and window on May 4, 2022, when a steel beam slipped out of the excavator bucket and thumb hitting the top of the cab and breaking the window; and

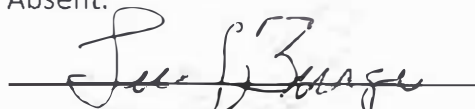
**WHEREAS**, the city requested quotes for repairs to the cab and replacement of the window and was advised that trying to repair the cab would not be in the city's best interest because excavator cabs are built to have a Roll Over Protective Structure (ROPS) and Falling Object Protective Structures (FOPS) and any changes to the structure by bending, heating and straightening would void that certification; and

**WHEREAS**, the city finds that to replace the cab, with even a used cab, including the labor and equipment would be well over the deductible for the insurance on this equipment and therefore pursuing an insurance claim settlement to cover the damages above the \$5000 is in the best interest of the City.

**NOW, THEREFORE BE IT RESOLVED** by the City Council for the City of Thorne Bay, Alaska that the City is authorized to expend the \$5,000 insurance deductible to restore the 2008 Volvo Excavator to its pre-damage condition and further authorizes the Mayor to sign insurance settlement paperwork and purchase orders and contracts as may be required in the future to accomplish the restoration work.

**PASSED AND APPROVED** this 17<sup>th</sup> day of May 2022, by a duly constituted quorum of the City Council with a vote of 5 Yeas, 0 Nays and 2 Absent.

ATTEST  
  
Teri Feibel, CMC

  
Lee Burger, Mayor