

VILLAGE OF TONTOGANY, WOOD COUNTY, OHIO

RESOLUTION NO. 992-25

A RESOLUTION APPROVING THE PURCHASE AND USE OF EMPLOYEE DISHONESTY AND FAITHFUL PERFORMANCE OF DUTY INSURANCE POLICY THROUGH OHIO PLAN RISK MANAGEMENT, AND DECLARING AN EMERGENCY

WHEREAS, the Village of Tontogany is an Ohio statutory municipality with powers of local self-government pursuant to Ohio Constitution Article XVIII, Sections 3, and

WHEREAS, the Village is a member of the Ohio Plan Risk Management (OPRM) a political subdivision risk pool established pursuant to ORC 2744.081, and

WHEREAS, House Bill 291, signed into law on December 20, 2018 and effective March 20, 2019, authorizes the use of an "employee dishonesty and faithful performance of duty policy," instead of individual surety bonds, for trustees, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties, and

WHEREAS, in accordance with ORC 3.061, the Village must adopt a policy by resolution to allow the use of an "employee dishonesty and faithful performance of duty" coverage document, rather than a surety bond, to cover loss by fraudulent or dishonest actions of employees and failure of employees to faithfully perform duties. The following shall apply to the policy:

1. An officer, employee, or appointee shall be considered qualified to hold the office or employment, without acquiring a bond, on the date the oath of office is taken, certified, and filed as required by law.
2. An officer, employee, or appointee shall have the employee dishonesty and faithful performance of duty policy in effect before the individual's term of office or employment and the officer, employee or appointee shall not commence the discharge of duties until coverage is documented.
3. All officers, employees, or appointees who would otherwise be required to file a bond before commencing the discharge of duties shall be covered by and are subject to the employee dishonesty and faithful performance of duty policy instead of a surety bond requirement.
4. The coverage amount for an officer, employee, or appointee under an employee dishonesty and faithful performance of duty policy shall be equal to or greater than the maximum amount of the bond otherwise required by law.
5. Elected officials, prior to taking the oath of office and holding office, shall obtain approval of the intent to use the Village's Ohio Plan Risk Management coverage agreement and affirm that the coverage complies with ORC 3.061.

WHEREAS, the Village's "employee dishonesty and faithful performance of duty policy" through the Ohio Plan Risk Management coverage document complies with ORC 3.061.

NOW, THEREFORE, BE IT RESOLVED, BY THE VILLAGE OF TONTOGANY, WOOD COUNTY, OHIO,

Section 1. The Village of Tontogany Council hereby authorizes the Village to purchase and use "employee dishonesty and faithful performance of duty policy" through Ohio Plan Risk Management instead of individual surety bonds for officers, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties.

Section 2. This measure is an emergency measure, necessary to the preservation of the health, safety, and welfare of the Village for the reason that Ohio law requires certain officials to maintain risk insurance to protect the taxpayers' funds, such insurance must be in place by year's end, and there exist an insufficient number of regularly scheduled meetings of this council prior to the start of the new year to read this measure three times.

Section 3. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this council, and that all deliberations of this Council and any of its Committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

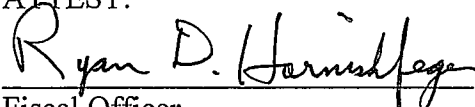
Vote on emergency: Yeas 6 Nays 0 Abstentions 0

Vote on measure: Yeas 6 Nays 0 Abstentions 0

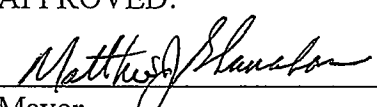
Passed this 15TH day of DECEMBER, 2025.



President of Council

ATTEST:


Fiscal Officer

APPROVED:


Mayor