

Resolution No. 3 20 21

**RESOLUTION AUTHORIZING THE CITY OF NORWOOD TO PURCHASE, AND USE,
“EMPLOYEE DISHONESTY AND FAITHFUL PERFORMANCE OF DUTY POLICY”
THROUGH PUBLIC ENTITIES POOL (PEP)**

WHEREAS, The City of Norwood, in Hamilton County is a member of the Public Entities Pool (PEP), a political subdivision risk pool established pursuant to Ohio Revised Code (hereinafter “ORC”) §2744.081; and

WHEREAS, House Bill 291, which was signed into law on December 20, 2018 and became effective March 20, 2019, has been codified as ORC §3.061, and 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 Ohio law to acquire a bond before entering upon the discharge of duties; and

WHEREAS, in accordance with ORC §3.061, “political subdivisions”, (meaning counties, townships, and “municipal corporations,” including villages and cities) may 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; shall apply to the policy:


1. An officer, employee, or appointee shall be considered qualified to hold the office of 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 PEP coverage agreement and affirm that the public entities coverage complies with ORC §3.061. Said approval shall be obtained by the City of Norwood, in Hamilton County.

WHEREAS, The City of Norwood, in Hamilton County’s “employee dishonesty and faithful performance of duty policy” through PEP coverage document complies with ORC §3.061; now, therefore,

BE IT RESOLVED by the Council of the City of Norwood, State of Ohio, that:

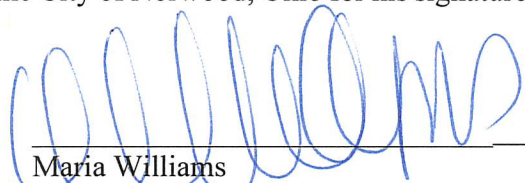
SECTION 1. On this date, 1-26-21, the Council of the City of Norwood, in Hamilton County hereby authorizes the City of Norwood to purchase and use “employee dishonesty and faithful performance of duty policy” through PEP, instead of individual surety bonds for officers, employees, and appointees who are otherwise required by law to acquire a bond before entering upon the discharge of duties.

PASSED 1-26-21
Date



Ken Miracle
President of Council

ATTEST:

Maria Williams, the duly appointed Clerk of Council, attests that this resolution was passed at a regular/special meeting of Norwood City Council on the 26th day of January, 2020, in compliance with the rules of Norwood City Council and the laws of the State of Ohio. The foregoing resolution was submitted to the Mayor of the City of Norwood, Ohio for his signature on the 26th day of January, 2020.


Maria Williams
Clerk of Council

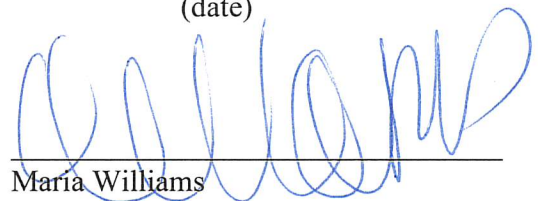
APPROVED 26 JAN 21
Date


Victor Schneider
Mayor

CERTIFICATION OF PUBLICATION:

Maria Williams, the duly appointed Clerk of Council, attests that this ordinance was published in the

_____ on _____ and _____
(Name of Newspaper) (date) (date)


Maria Williams
Clerk of Council

1st Reading 12-29-20
Date

2nd Reading 1-12-21
Date

3rd Reading 1-26-21
Date

All 3 Readings _____
Date

Tabled _____
Date

Vetoed _____
Date



Service Center

10100 Innovation Drive, Ste 220 Dayton, OH 45432

(P) 855.874.1295 Ext. 1324

(F) 866.972.6309

September 9, 2019

TO: PEP Member
FROM: Melinda McNabb
RE: Bonds/Faithful Performance Coverage

As your current public official bonds expire, we are excited to be able to offer a new coverage option, provided under the PEP Governmental Property Agreement. This coverage would be in place of a traditional surety bond for those "public officials" (i.e. including trustees, officers, employees and/or appointees) that are *required to be bonded under Ohio Law or local ordinance*.

If you choose this option, you must elect, by resolution, to use PEP's coverage document for all the required bonded public officials as an "employee dishonesty and faithful performance of duty policy," in lieu of surety bonds. (The sample resolution enclosed must be passed by you before coverage will be in effect.)

Faithful Performance coverage includes:

- Competitive pricing with broader coverage afforded
- Charge of contribution on a pro-rated basis until renewal date
- Simple application (no personal data requested)
- Included as part of your annual PEP coverage document
- No tracking of individual bonds

Please complete and return the enclosed application as soon as possible so coverage can be in place prior to the expiration of your bond(s). Application can be submitted:

- By mail in the envelope provided to 10100 Innovation Drive, Ste 220 Dayton, OH 45432
- By fax to 1-866-972-6309
- By email to melinda.mcnabb@usi.com

If you have any questions, please contact me at 1-855-874-1295, ext. 1324.