


**RUSSELL TOWNSHIP      RESOLUTION 2019-16**

The Board of Trustees of Russell Township, Geauga County, Ohio, met in special session on the 8th day of November, 2019, at the Russell Fire-Rescue Station with the following members present: Justin Madden, Gary Gabram, and Jim Mueller.

 moved the adoption of the following Resolution:

WHEREAS, Russell Township, Geauga County (hereinafter "the Township") is a member of the Ohio Township Association Risk Management Authority (OTARMA), a political subdivision risk pool established pursuant to Ohio Revised Code hereinafter "ORC," 2744.081;

WHEREAS, House Bill 291 was signed into law on December 20, 2018 and became effective March 20, 2019;

WHEREAS ORC 3.061 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 Township 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 protect the Township from financial or property loss caused by fraudulent or dishonest actions of and the failure to perform a duty prescribed by law for an officer, employee or appointee; 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 Township's OTARMA coverage agreement and affirm that the Township's coverage complies with ORC 3.061. Said approval shall be obtained by Russell Township, Geauga County.

WHEREAS Russell Township, Geauga County's, employee dishonesty and faithful performance of duty policy through the OTARMA coverage document complies with ORC 3.061: and

**NOW, THEREFORE, BEITRESOLVED**, that on this date November 8, 2019 the Russell Township Board of Trustees, in Geauga County hereby authorizes the Township to purchase and use the employee dishonesty and faithful performance of duty policy through OTARMA 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.

Mr. Gabram seconded the Resolution and the roll being called upon its adoption the vote resulted as follows:

Justin Madden  
Gary Gabram  
James Mueller

aye  
aye  
aye

Adopted this 8<sup>th</sup> day of November, 2019.

[Signature]  
Russell Township Fiscal Officer