

sg file



Lake County, Ohio

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MEMO

TO: Commissioners Cirino, Hamercheck, and Young
DATE: April 22, 2019
RE: Employee Dishonesty and Faithful Performance of Duty Policy

Commissioners,

Recently enacted House Bill 291 allows the Board of Commissioners to adopt the attached policy by resolution which permits officials and staff who regularly would be required to be bonded to obtain coverage through a joint self-insurance pool in lieu of a surety bond. For Lake County this coverage will come through CORSA. The attached policy was produced by CORSA then reviewed by the Prosecutor's Office. This item will be placed on your agenda at the May 2nd meeting.

If you have any questions, please feel free to reach out to me directly.

Joel DiMare Jr.

APPROVED
Commissioners
PRESIDENT
of
Lake County, Ohio
Attest
CLERK 4-23-19

DRAFT

Commissioners' Office, Lake County
Painesville, OH, May 2, 2019

The Board of County Commissioners, in and for Lake County, Ohio, met this day in regular session with the following members present:

Commissioners: *(com)

* presented the following resolution and moved its adoption.

RESOLUTION ADOPTING AN EMPLOYEE DISHONESTY AND FAITHFUL PERFORMANCE OF DUTY POLICY

WHEREAS, the Board of County Commissioners hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of County Commissioners, and that all the deliberations of this Board of County Commissioners and of its committees, if any, which resulted in formal actions, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Revised Code; and

WHEREAS, House Bill 291 became effective March 20, 2019, which enacted Ohio Revised Code Section 3.061 to allow the Board of County Commissioners to adopt an employee dishonesty and faithful performance of duty policy which permits officials, employees, and appointees who are otherwise required to obtain a bond before discharging the official duties of their position to obtain coverage through a joint self-insurance pool in lieu of a surety bond; and

WHEREAS, this policy will apply to all officers, employees, and appointees in Lake County who are otherwise required to give an individual surety bond to qualify for the office or employment before entering upon the discharge of duties imposed by the office or employment; and

WHEREAS, any officer, employee, and appointee in Lake County who is currently covered by a surety bond shall not be eligible to obtain coverage through a joint self-insurance pool until the start of a new term or position; and

WHEREAS, any officer, employee, and appointee in Lake County who obtains coverage through the joint self-insurance pool that Lake County is a member of will be considered qualified to hold the office or employment, without giving bond, on the date the oath of office is taken, certified, and filed as required by law; and

WHEREAS, this Board of County Commissioners shall pass a resolution setting forth the appropriate coverage amount, in an amount equal to or greater than the maximum amount of the bond otherwise required by law, or if there is no amount or only a minimum amount specified, the amount of coverage shall be agreed upon by this Board, for any officer, employee, and appointee who is legally permitted to obtain coverage through the joint self-insurance pool, and shall obtain a certificate of coverage for each such officer, employee, and appointee that the Board of County Commissioners would otherwise be required to approve a surety bond for.

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners, in and for Lake County, Ohio, hereby adopts this employee dishonesty and faithful performance of duty policy for all officers, employees, and appointees in Lake County who are otherwise required by law to give an individual surety bond before entering upon the discharge of official duties.

BE IT FURTHER RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to Lake County Auditor, Lake County Administrator, Lake County Prosecutor's Office, Elected Officials.

** seconded the resolution and the roll being called upon its adoption, the vote resulted as follows:

"AYES": Commissioners: *(com)

"NAYS":

Resolution adopted,
Jennifer Bell, Clerk

CLERK'S CERTIFICATION

I, Jennifer Bell, duly appointed Clerk of the Board of County Commissioners, do hereby certify that this is a true and accurate copy of a resolution adopted by said Board on May 2, 2019, and recorded in the Commissioners' Journal, Volume 2019.

WITNESS my hand this second day of May, 2019, in Painesville, Ohio.

Jennifer Bell, Clerk
Board of Commissioners, in and
for Lake County, Ohio