

ORDINANCE 2019-06

AN ORDINANCE AMENDING SECTION 2.15.030 (B) OF THE FRUITA MUNICIPAL CODE IMPLEMENTING PROVISIONS FOR THE PURCHASE OF CRIME INSURANCE IN LIEU OF PERSONAL SURETY BONDS.

WHEREAS, the Colorado General Assembly has found almost every state and local elected or appointed public official must provide some type of surety bond; and

WHEREAS, the Colorado General Assembly has found personal surety bond provisions are not consistent; and

WHEREAS, the Colorado General Assembly has found many personal surety bond requirements are obsolete; and

WHEREAS, the Colorado General Assembly has found allowing political subdivisions of the State to purchase crime insurance as a substitute for a public official personal surety bond will better protect political subdivisions and their constituents; and

WHEREAS, in light of the foregoing findings, the Colorado General Assembly adopted, and the Governor has signed, HB18-1140 to establish a consistent alternative to public official personal surety bonds; and

WHEREAS, the City desires to conform to the provisions set forth in HB 18-1140.

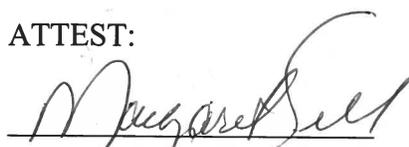
NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRUITA, COLORADO:

Section 1. That Section 2.15.030(B) of the Fruita Municipal Code and Ordinance 2015-05 be amended as follows:

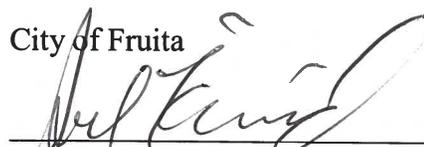
- B. In all cases where, by law, ordinance or resolution of the City Council, a bond is required of any such officer, he or she shall make and execute to the City a bond in such sum as is required, ~~by be approved by the City Council~~, conditioned upon the faithful performance of all duties pertaining to such office, the proper care of all money or property of the City coming into his or her hands and the proper accounting for or delivery of the same. The City shall pay the premiums for the bonds required of any such officer. **NOTWITHSTANDING THE FOREGOING, FOR ANY SUCH OFFICER FOR WHOM A BOND IS REQUIRED, THE CITY MAY, IN LIEU OF THE REQUIRED BOND, PURCHASE CRIME INSURANCE TO PROTECT THE CITY FROM ANY DISHONESTY, THEFT, OR FRAUD BY THE OFFICER, AND THE OFFICER SHALL BE RELIEVED OF ALL REQUIREMENTS RELATED TO THE BOND.**

**PASSED AND ADOPTED BY THE FRUITA CITY COUNCIL
THIS 19TH DAY OF FEBRUARY 2019**

ATTEST:


Margaret Sell, City Clerk

City of Fruita


Joel Kincaid, Mayor