

# *Village of Laurium*

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## **ORDINANCE # 130 CRIMINAL OR CRIMINAL ACTION AGAINST OFFICER / VILLAGE EMPLOYEES**

An Ordinance for the Criminal or Criminal Action against Officers or Employees of the Village of Laurium.

Article 1. Whenever a claim made or a civil action is commenced against an Officer or Employee of the Village of Laurium for injuries to persons or property caused by negligence of the Officer or Employee while in the course of his/her employment while acting in the scope of his/her authority, the governmental agency shall pay for, engage or furnish the services of an attorney to advise the Officer or Employee as to the claim and to appear for and represent the Officer or Employee in the action. The governmental agency may compromise, settle and pay the claim before or after the commencement of civil action. Whenever a judgement for damages is awarded against an Officer or Employee of the Village of Laurium as the result of a civil action for personal injuries or property damage caused by an Officer or Employee while in the course of employment and while acting in the scope of his/her authority, Laurium Village shall indemnify the Officer or Employee or pay, settle or compromise the judgement.

Article 2. When a criminal action is commenced against an Officer or Employee of the governmental agency, based upon the conduct of the Officer or Employee in the course of his employment, if the Employee or Officer has reasonable basis for believing he or she was acting within the scope of his or her authority at the time of the alleged conduct, the government agency shall pay for, engage, or furnish the services of an attorney, to advise the Officer or Employee as to the action and to appear for and represent the Officer or Employee in the action. An Officer or Employee who has incurred legal expense after Dec. 31, 1975 for conduct prescribed in this subsection shall obtain reimbursement for those expenses on this subsection.

Article 3. Any act or gross negligence shall not impose any liability on Laurium Village.

This Ordinance shall take effect 20 days from the date of its adoption.

Adopted April 17, 1990.

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Lucille Kangas  
Clerk, Village of Laurium

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Frank Musich  
President, Village of Laurium

**Original Signed**

Date Reviewed by Council

*Jan 2021*

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