

Introduced September 12, 1978;
by Councilman Caruso; seconded
by Councilman Wood

Item number 78-9-23

ORDINANCE

NO. 1087

An ordinance protecting City Officials while acting in
their official capacity.

Be it ordained by the Slidell City Council, in legal
session convened, that Chapter 2 of the Code of Ordinances be
amended to add Article V, as follows:

Article V Public Officials' Performance Insurance

Section 2.71

While the City of Slidell is not responsible for any
judgment, compromise agreement or settlement, legal fee or cost in-
curred by any City Official who is sued, the City shall pay the
judgment, compromise agreement or settlement, legal fees and costs
where litigation results from an act or failure to act by the City
Official in his or her official capacity, as defined herein, and
under the conditions and exclusions listed below.

Section 2.72

A City Official is defined as, and shall include: the
Mayor, a City Councilman, the Police Chief, the City Attorney, the
City Prosecutor, and the Finance Director.

Section 2.73

The City of Slidell shall not be responsible for costs
or legal fees incurred in the defense of a City Official where an
insurer has undertaken the defense of the City Official and has
employed an attorney or attorneys to represent the City Official.

Section 2.74

Where the insurance referred to in the Section 2.73 is
inadequate to pay the entire amount of any judgment, compromise
agreement or settlement, legal fees or costs, then the City of
Slidell shall pay that excess amount.

Section 2.75

Nothing contained herein shall prohibit the City of
Slidell from entering into a compromise settlement or agreement
with the claimant prior to any judgment.

Section 2.76

The following acts are expressly excluded from the insurance and indemnity agreement previously mentioned in Section 2.75:

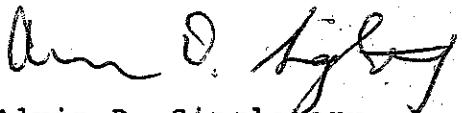
A. Where the City Official is a defendant in a suit filed against the City Official by the City of Slidell;

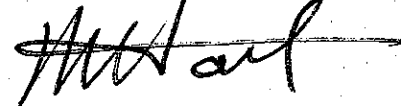
B. Where the City Official is guilty of willful misconduct or wrongdoing;

C. Where the City Official is guilty of an intentional act of physical violence or threatened physical violence; and

D. Where the City Official is guilty of a grossly negligent act, or failure to act, while driving under the influence of intoxicating beverages, as defined in our criminal laws.

ADOPTED this 10th day of October, 1978.


Alvin D. Singletary
Councilman-at-Large
President of the Council


M. W. Hart
Mayor


John Swenson CMC
Clerk of Council

DELIVERED 10-12-78

9:30^{AM} to the Mayor

RECEIVED 10-12-78

10:35^{AM} from the Mayor