

RESOLUTION # \_\_\_\_\_

RESOLUTION TO APPROVE THE BONDING OF COUNTY OFFICIALS

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- WHEREAS, North Carolina General Statutes § 105-349(c) requires the Tax Collector to provide a performance bond in an amount prescribed by this Board; and
- WHEREAS, NCGS §159-29(a) requires the Finance Officer to provide a performance bond with sufficient sureties in an amount to be fixed by this Board but not less than \$50,000; and
- WHEREAS, NCGS §159-29(b) requires any County officer, employee or agent who handles or has in his custody more than one hundred dollars (\$100) of County money at any one time to provide a performance bond in an amount determined by this Board; and
- WHEREAS, NCGS §159-29(c) authorized this Board to adopt a system of blanket faithful performance bonding as an alternative to individual bonds except for elected officials, finance officers and tax collectors; and
- WHEREAS, this Board is of the opinion that it is more efficient and economical and in the best interest of the County to have a system of blanket bonding rather than individual bonds and to include in the blanket bond coverage for risks not protected against by the individual bond for elected officials, finance officers and tax collectors; and
- WHEREAS, NCGS §161-4 requires the Register of Deeds to provide a performance bond with sufficient surety to be approved by this Board, in an amount of not less than \$10,000 nor more than \$50,000; and
- WHEREAS, NCGS §162-8 requires the Sheriff to provide a performance bond of any amount to be determined by this Board but not to exceed \$25,000, and
- WHEREAS, NCGS §58-72-55 requires the Clerk to the Board to record in the proceedings the names of those Commissioners who are present at the time of approval of official bonds and who voted for such approval; and
- WHEREAS, NCGS §58-72-55 further provides that any Commissioner may cause his or her written dissent to an official bond to be entered into the record of this Board.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Buncombe as follows:

1. That this Board hereby accepts and approves bonds for public officials as follows:
  - a. Jennifer Pike, Tax Collector \$100,000.00 with Cincinnati Insurance Company;
  - b. Donald P. Warn, Finance Director \$200,000.00 with Cincinnati Insurance Company;
  - c. Andrew Mark Reisinger, Register of Deeds, \$10,000.00 with Selective Insurance Company of America;

- d. Quinten Edward Miller, Sheriff, \$20,000.00 with Western Surety Company; and
  - e. Blanket bond covering all officers, employees and agents \$250,000.00 with Travelers Casualty & Surety Co. of America.
2. That pursuant to NCGS 58-72-55, the Clerk is hereby instructed to record the names of all Commissioners present at this meeting who vote in of this resolution.
  3. That pursuant to NCGS 58-72-55, any Commissioner who votes against this resolution may cause his or her written dissent to be entered into the record of the Board.
  4. All acts and doings of officers, employees and agents of the County, whether taken prior to, on, or after the date of this Resolution, that are in conformity with and in the furtherance of the purposes and intents of this Resolution as described above shall be, and the same hereby are, in all respects ratified, approved and confirmed.
  5. Any prior resolutions or parts thereof of the Board in conflict with the provisions herein contained are, to the extent of such conflict, hereby superseded and repealed.
  6. That this resolution is effective as of December 3, 2019.

This the \_\_\_\_ of September, 2020.

ATTEST

BOARD OF COMMISSIONERS FOR THE  
COUNTY OF BUNCOMBE

\_\_\_\_\_  
Lamar Joyner, Clerk

By: \_\_\_\_\_  
Brownie Newman, Chairman

APPROVED AS TO FORM

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County Attorney