



Agenda Item Executive Summary

Item Name	Indemnity & Hold Harmless Agreement	Committee or Board	Board
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BUDGET IMPACT

Amount:	\$0.00	Budgeted:	N/A
List what fund:			

EXECUTIVE SUMMARY

Under Lexipol Policy 1039 in order for a full-time police officer to work outside employment the Village of Winnebago requires the indemnification of (hold harmless) the Village of Winnebago, the Winnebago Police Department, it's elected and appointed officials, employees, and volunteers and others working on behalf of the Village of Winnebago for actions or inactions of an employee while working for the outside employer.

To the fullest extent permitted by law, Employer agrees to indemnify and hold harmless the Village of Winnebago, its Police Department, its elected and appointed officials, employees, and volunteers, and others working on behalf of the Village (collectively referred to herein as the "Village") from and against all losses, costs, expenses, damages, liabilities or claims, whether groundless or not, including, but not limited to, those arising out of bodily injury, sickness or disease (including death resulting at any time there from), false arrest, false imprisonment, assault and battery, violation of constitutional or civil rights (state and/or federal), personal injury, or any other damages which may be sustained or claimed by any person and any damage to or destruction of any property, including the loss of use thereof, based on any act or omission, negligent or otherwise, of Employee while employed by or working on behalf of the Employer.

This Indemnity and hold harmless agreement document was presented to the Village of Cherry Valley for the purpose of the Village of Cherry Valley employing a full-time police officer of the Village of Winnebago as a part-time police officer for the Village of Cherry Valley during the Village of Winnebago employees non-working hours. Legal Counsel for the Village of Cherry Valley requested minor revision of the agreement. A revised indemnity and hold harmless agreement was presented to the Village of Winnebago's Legal Counsel and found to be satisfactory.

The change in verbiage merely clarifies some language in the original agreement document.

ATTACHMENTS (PLEASE LIST)

Copy of original Indemnity and Hold Harmless Agreement
Copy of revised Indemnity and Hold Harmless Agreement

ACTION REQUESTED

- ☐ For Discussion Only
- ☒ Resolution
- ☐ Ordinance
- ☐ Motion:

MOTION:

Staff:	Chief White	Date:	11/7/2024
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