

**1C | Defense & Indemnification of Trustees****Revised:** 5/8/19

The Roselle Public Library District (“Library”) shall indemnify and protect members of the Board of Library Trustees against any claims and suits when damages are sought for negligent or wrongful acts alleged to have been committed in the scope of the Trustee’s duties. This indemnification and protection shall apply to present Trustees only. This indemnification and protection shall include, but shall not be limited to:

1. Indemnifying the Trustee for their court costs and attorney’s fees incurred in the defense of such claim or actions; and
2. Paying, or indemnifying the Trustee for a judgment based on such claim or actions; and
3. Paying or indemnifying the Trustee for a compromise or settlement of such a claim or action.

The Board of Trustees may also elect to appear and defend against the claim of action.

The Board may purchase insurance to cover its liability under this Policy. Whenever liability insurance to cover such obligation is obtained, the insurance shall permit the Board, at its discretion, to select and retain legal counsel to represent them in the defense and appeal of any claim, suit, action or proceeding covered under the liability insurance policy.

This Policy shall not apply to the following:

1. Any liability or costs with respect to any manner where the Board member is finally adjudged to be guilty of gross negligence, actual malice or willful or wanton misconduct.
2. The cost of any settlement which is not approved by the Board of Trustees.
3. Any liability or judgment payable to the Board of Trustees of the Roselle Public Library District itself.
4. The cost of independent legal representation if the Board provides or offers to provide legal representation for the Trustee.

**Adopted:** 9/11/91

**Revisions/Reviews:** 2/13/13,  
10/13/10, 3/10/10, 2/8/06

