

DEPARTMENT: Public Works

By: Robert Johnson

Phone: 966-5356

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes\_\_\_ No\_x)

It is recommended that the Board approve a transfer of donated employee sick leave and/or vacation time for the benefit of an employee of the Road Division.

Twenty-one Public Works employees have donated 700 hours of sick leave time to a Time Bank to be established for the employee.

The employee, while at the Western Stone Asphalt plant in Snelling to pick up a load of hot asphalt, had a 1-1/2 ton load of hot asphalt direct from the hopper drop onto the cab of the truck; the asphalt, in turn, pushed the truck windshield in, causing the hot asphalt to fill the cab and onto the employee. By the employee extricating himself from the cab in a speedy manner, he only suffered 2nd and 3rd degree burns on both hands and forearms. At this date, it is not known how long the recovery will be due to a possibility of having to undergo skin grafts. The employee is relatively new and has no accumulated sick leave or vacation time left and would undergo a financial hardship as workers' compensation only pays 2/3 of his regular pay.

The employee faces a possibility of minimal income with a family to support unless the Board approves this generous donation by his co-workers.

The employee has agreed to have the County be part of the claim against Western Stone Inc. so that the employees may be reimbursed the donated time after the workers' compensation case has been settled.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

The Board has not established a formal policy regarding the transfer of sick leave. The Board has previously approved a transfer for a deputy in the Sheriff's Department who had an illness requiring major surgery.

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. If the request is not approved, the employee will receive minimal pay.
2. If approval is delayed, monthly payroll deadline cannot be met and employee will receive partial check.

<p><b>COSTS:</b> (x) Not Applicable</p> <p>A. Budgeted current FY \$ _____</p> <p>B. Total anticipated costs \$ _____</p> <p>C. Required additional funding \$ _____</p> <p>D. Internal transfers \$ _____</p> <p><b>SOURCE:</b> ( ) 4/5th Vote Required</p> <p>A. Unanticipated revenues \$ _____</p> <p>B. Reserve for contingencies \$ _____</p> <p>C. Source description: _____</p> <p>Balance in Reserve Contingencies, if approved: \$ _____</p>	<p><b>SPECIAL INSTRUCTIONS:</b> List the attachments and number the pages consecutively:</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p> <p>_____</p>
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**CLERK'S USE ONLY**

Res. No.: 94-246      Ord. No. \_\_\_\_\_

Vote - Ayes: \_\_\_\_\_      Nays: \_\_\_\_\_

Absent: \_\_\_\_\_      Abstained: \_\_\_\_\_

Approved       Denied

Minute Order Attached       No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: \_\_\_\_\_

ATTEST: MARGIE WILLIAMS, Clerk of the Board  
County of Mariposa, State of California

By: \_\_\_\_\_  
Deputy

**ADMINISTRATIVE OFFICER'S RECOMMENDATION:**

This item on agenda: \_\_\_\_\_

- Recommended
- Not Recommended
- For Policy Determination
- Submitted with Comment
- Returned for Further Action

Comment: \_\_\_\_\_

\_\_\_\_\_

A.O. Initials:   *EW*

MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

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TO: MIKE EDWARDS, Public Works Director  
FROM: MARGIE WILLIAMS, Clerk of the Board *MW*  
SUBJECT: Donated Sick Leave and/or Vacation Time  
within the Public Works Department  
Resolution Number 94-246

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THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on June 21, 1994

ACTION AND VOTE:

Request to Approve the Transfer of Donated Sick Leave and/or Vacation Time Within the Public Works Department (Public Works Director)

BOARD ACTION: Discussion was held with Mike Edwards/Public Works Director. (M)Erickson, (S)Baggett (who passed the gavel), to approve the request, as recommended by Public Works, based on the findings that this was an injury that occurred on-the-job and the County will be reimbursed upon settlement of the claim, failed by the following vote - Ayes: Baggett, Erickson; Noes: Balmain, Parker, Taber. (M)Parker, (S)Taber, Res. 94-246 adopted approving the transfer of vacation and/or compensatory time for the subject employee, with reimbursement to occur upon settlement of the claim/Ayes: Balmain, Parker, Taber; Abstained: Baggett, Erickson.

cc: Ken Hawkins, Auditor  
Nancy Kyle, Personnel Analyst  
File