

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RICHMOND ADOPTING THE CITY OF RICHMOND AND RICHMOND PROFESSIONAL FIREFIGHTER'S ASSOCIATION, IAFF Local 188 ("IAFF Local 188") WORKERS' COMPENSATION AMENDED AND RESTATED ALTERNATIVE DISPUTE PREVENTION AND RESOLUTION PROGRAM AGREEMENT

WHEREAS, the City of Richmond (hereinafter referred to as "City") and the Richmond Professional Firefighter's Association, IAFF Local 188 ("IAFF Local 188") have met and conferred on matters within the scope of bargaining as set forth in Government Code 3500, as amended; and

WHEREAS, the State of California provides employers and recognized employee bargaining units a means for providing alternative dispute resolution programs for Workers' Compensation disputes under the provisions of Labor Code Section 3201.7; and

WHEREAS, the City and IAFF Local 188 have a mutual desire to resolve Workers' Compensation disputed claims in a more timely and efficient manner to benefit both the injured employee and organization as a whole; and the City and IAFF Local 188; and

WHEREAS, the City and IAFF Local 188 have met and conferred in good faith and have agreed to terms of an alternative dispute resolution program, covering represented employee members of IAFF Local 188 commencing upon acceptance of the agreement by the Administrative Director of the State of California Department of Industrial Relations, Division of Workers' Compensation in accordance with Title 8, California Code of Regulations, Section 10202 (d); and

WHEREAS, the City and IAFF Local 188 Parties previously implemented an ADR Program approved in 2016 which had beneficial aspects, but now require the attached Amended and Restated Workers' Compensation Alternative Dispute Prevention and Resolution Program Agreement between the City and IAFF Local 188 to improve operations and provide for more cost effective solutions.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Richmond that the City does hereby approve, ratify, and authorize the implementation of each economic and non-economic benefit and right set forth in the attached Amended and Restated Workers' Compensation Alternative Dispute Prevention and Resolution Program Agreement ("Agreement") between the City and IAFF Local 188 and the said economic and non-economic benefits and rights shall be implemented to the extent the City may legally do so in accordance with the provisions of said Agreement; and

BE IT FURTHER RESOLVED, by the Council of the City of Richmond that the Agreement shall be effective upon acceptance of the Agreement by the Administrative

Director of the State of California Department of Industrial Relations, Division of Workers' Compensation.

I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a _____ meeting held on _____ by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

Clerk of the City of Richmond

(SEAL)

Approved:

Mayor

Approved as to form:

City Attorney