



Legislation Details (With Text)

File #: ORD-27753 **Version:** 1 **Name:** Amend Ch 1.12 Tacoma Muni Code
Type: Ordinance **Status:** Passed
File created: 11/18/2008 **In control:** City Council
On agenda: 11/18/2008 **Final action:** 11/18/2008
Title: Ordinance No. 27753
Sponsors:
Indexes:
Code sections:
Attachments: 1. ORD-27753

Date	Ver.	Action By	Action	Result
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Req. # 12028

O"INANCE NO. 2 7 7 5 3

AN ORDINANCE relating to pay and compensation; implementing a change in how employees are compensated when off work for an extended period

2 due to an injury on the job; and amending Sections 1. 1 2.090, 1.12.230, and
3 1.12.248 of the Tacoma Municipal Code.

4 WHEREAS, under Section 1.12.090 of the Tacoma Municipal

5 Code ("TIVIC"), eligible employees who are injured on the job are paid a

6 supplement amount for 120 working days, which, when combined with Workers'

7 Compensation time loss payments, equals 85 percent of the employee's normal

8 wage,and

9 WHEREAS the TIVIC provides that after the first 120 working days, the

10 employee must use accrued sick or Personal Time Off ("PTO") leave to
11

12 continue this supplement, at a rate of four hours for each additional day the

13 employee is absent, regardless of the amount of the supplement received, and

14 WHEREAS the proposed amendment to the TIVIC will allow employees to

15 choose whether or not to continue this wage supplement and will change the

16 method used to determine the number of hours of sick leave or PTO used so that
17
18 the hours used will be based on the monthly amount of supplement received
19 divided by the employee's hourly wage, and

20 WHEREAS, on October 15, 2008, the Government Performance and
21 Finance Committee recommended a "do pass" of the proposed amendment; Now,
22 Therefore,
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145

LEG 004 (11/89)

BE IT ORDAINED BY THE CITY OF TACOMA:

2 Section 1. That Sections 1. 1 2.090, 1.12.230, and 1. 1 2.248 of the Tacoma
3 Municipal Code be amended, as set forth in the attached Exhibit "A."

4 NOV 1 8 2008
5 Passed

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ayor

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9 Attest:

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11 City Clerk

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13 Approved as to form:

14 C&164-Id 65V7@
15 Assistianity Attorney

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LEG 004 (11/89)

EXHIBIT "AY9

2 1.12.090 On-the-job injury.

3 With the exception of employees in the Police and Fire Service hired prior to October 1, 1977, the Belt
4 Line Railway employees, emergency employees, and temporary employees, an employee who is otherwise
5 eligible for sick leave accumulations or Personal Off Time ("PTO") accruals and is injured on the job
6 shall be paid to the extent of 120 working days for each new and separate injury, in addition to, and prior
7 to, the use of sick leave or PTO accumulations, except as provided hereafter in this section.

8 A. The employee's eligibility for payment and the extent thereof will be based on the determination of the
9 State Industrial Insurance Division of the State Workers' Compensation Act. Such employee shall be paid
10 an amount by the City which when combined with the payment received as determined by the State
11 Industrial Insurance Division will equal 85 percent of his or her normal wage. For the purpose of this
12 section, normal pay shall be that rate of the classification in which he or she was working in on the date
13 of injury.

14 B. Such payment shall be made to the extent of such period of 120 working days and for as long
15 thereafter as such employee's sick leave or Personal Off Time ("PTO") accruals provide according to the
16 following schedule:

17 1. Charges shall be made against sick leave or Personal Off Time ("PTO") accruals, if any, for the date of injury
18 and for the three-day waiting period as defined in the State Workers' Compensation Act. If injury time
19 loss exceeds 14 calendar days, then sick leave used during the three-day waiting period shall be returned
20 and compensation computed at the 85 percent level as provided above.

21 2. After the payment and use of 120 working days, charges shall be made against sick leave or Personal
22 Off Time ("PTO") accruals, if any, at the rate of one half per day of sick leave and/or PTO on a prorated basis for any further time loss due to the injury. Compensation shall
23 continue at the 85 percent level as provided above.

1 5 Accumulated sick leave and/or PTO used for this purpose shall be based on the calculated supplement
dollar amount converted to actual hours by dividing the supplement dollar amount by the employee's
1 6 normal hourly wage. The converted actual hours will be deducted from the employee's accumulated sick
leave and/or PTO accumulations.

1 7 3. In the event an employee becomes disabled prior to completing 30 working days' employment with the
City, a maximum of 30 working days' City supplementation as defined above, shall be allowed.

1 8 4. Charges may be made against sick leave or personal time off leave accruals, if any, in any case
where the City of Tacoma is contesting that the injury occurred on the job. In the event the State
1 9 determines in favor of the employee, sick leave or personal time off so charged shall be credited to
the employee's sick leave or personal time off accrual balance and all payments in excess of the
2 0 difference between 85 percent of the regular normal pay and that amount received as determined by the
State Industrial Insurance Division, shall be recoverable by the City or deducted from future payments due
2 1 to the employee from the City. The City shall seek to recover any and all provisional time loss payments due
to the City when a claim filed after June 11, 1986, is rejected pursuant to the laws of the State of
2 2 Washington and the ordinances of the City of Tacoma.

2 3 5. In the event eligibility for payments is denied by the State, the employee shall be eligible to utilize sick
leave or personal time off accruals, if any, retroactive to the date of injury, subject to the provisions
2 4 of Section 1.12.230, Sick Allowance with Pay.

6. Upon making such payments as are provided for in this section, the City of Tacoma shall be subrogated
2 5 to all rights of the employee against any third party who may be held liable for the employee's injuries to
2 6 the extent necessary to recover the amount of payments made hereunder; provided, that where actual

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LEG 004 (11/89)

recovery is made against a third party hereunder, sick leave and personal time off charged against the
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1 employee's accruals shall be credited to the extent such funds reflect recovery for payments attributable
to compensated sick leave or personal time off.
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2 7. All provisions hereof shall be deemed applicable to the Health Pooling Fund and Health Department
Compensation Plans when the same are applicable to Health Department Employees.

3 In order to limit the obligation of the City for each new and separate injury, the City may require the
4 employee to furnish medical proof or submit to a medical examination by the City at its expense to
determine where a subsequent injury is a new and separate injury or an aggravation of a former injury
5 received while in the service of the City.

6 1.12.230 Sick allowance with pay.

A. Eligibility for Sick Leave. The following provisions, unless otherwise specified, apply to all regular,
7 probationary, project, temporary pending exam, or appointive full-time employees except those
employees of the Tacoma Municipal Belt Line Railway set forth in Section 1. 12.231 and members of the
8 Police and Fire Departments covered by RCW 41.26 (LEOFF I Pension System) set forth in
Section 1. 12.232.

9 1. Accrual. Regular, probationary, project, temporary pending exam, or appointive full-time employees
shall accrue sick leave at the rate of 3.69 hours for each 80 hours in which he or she is in paid status.

10 Eligible employees who are on leave of absence for active City training or for inductive purposes shall
accrue sick leave.

11 a. Sick leave earned shall be credited to an employee's accruals after the completion of each biweekly
12 pay period and may not be used in the pay period earned.

b. For purposes of this section, eligible permanent employees of the Municipal Belt Line Railway
13 assigned to the Extra Board will be considered as full-time employees.

14 2. Permissible Use of Paid Sick Leave.

a. Sick leave may be taken in tenths (0.10) of an hour increments.

15 b. Injury or illness of employee to such extent as to constitute a hazard to the safety or health of himself
16 or herself or other employees.

c. Medical or dental care for the employee. Supervisors should attempt to accommodate appointments
17 for care. Employees should attempt to schedule such appointments to minimize disruption to work.

18 d. Quarantine of employee due to exposure to a contagious disease.

e. On-the-job injuries during the first three days if not eligible for Worker's Compensation and as a
19 supplement to Worker's Compensation at the rate of one half day of (a), absence after the
120-day supplementary on-the-job injury benefits provided under Section 1. 12.090.

20 f. Death of a spouse, father, mother, foster parent, brother, sister, child, foster child, grandparents, or
grandchildren of employee or relatives of the spouse of the employee in the same categories of
21 relationship subject to the requirements of subsection B.5. hereinafter set forth.

22 g. Employees working shifts other than the regular Monday through Friday workweek shall be paid
holiday pay plus paid sick leave when scheduled to work on a holiday and they are unable to work due to
23 illness or injury. Such employees, when not scheduled to work on a holiday, shall not be entitled to paid
sick leave therefor.

24 h. Pre-induction physical for service in the Armed Forces.

25 i. Illness or disability due to pregnancy or conditions related thereto.

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LEG 004 (11/89)

- j. Pursuant to RCW 49.12.270, effective January 1, 2003, sick leave may be used to care for: (a) a child
1 of the employee with a health condition that requires treatment or supervision; or (b) a spouse, parent,
parent-in-law, or grandparent of the employee who has a serious health condition or an emergency
2 condition, both (a) and (b) are subject to the requirements of subsection B.3 hereinafter set forth. For
purposes of this section, the following definitions apply:
- 3 (1) "Child" means a biological, adopted, or foster child, a stepchild, a legal ward, or a child of a person
standing in loco parentis who is: (a) Under 18 years of age; or (b) 18 years of age or older and incapable
4 of self-care because of a mental or physical disability.
- 5 (2) "Grandparent" means a parent of a parent of an employee.
- (3) "Parent" means a biological parent of an employee or an individual who stood in loco parentis to an
6 employee when the employee was a child.
- 7 (4) "Parent-in-law" means a parent of the spouse of an employee.
- (5) "Spouse" means a husband or wife, as the case may be.
- 8 B. Requirements for All Paid Sick Leave.
- 9 1. Every employee must report to the designated representative of his or her department head the reason
for an absence prior to the beginning of his or her scheduled workday or such earlier time as required by
10 his or her department or division head.
- 11 2. An employee must keep his or her department head informed of his or her condition if an absence is of
more than four working days in duration.
- 12 3. For each absence an employee may be required to submit an explanation of the reason for such
absence. A statement by the attending physician attesting to the nature and seriousness of said injury or
13 illness shall be required if requested by the department head.
- 14 4. Employee must permit home visits or medical examinations at the expense and convenience of the
City.
- 15 5.a. Upon approval by the department head, a maximum of four days' sick leave may be granted for the
death of spouse, father, mother, foster parent, brother, sister, child, or foster child of the employee.

1 6 b. For the purpose of attending the funeral, upon approval by the department head, a maximum of one
day's sick leave may be granted for the death of grandparent, grandchild, son-in-law, daughter-in-law,
1 7 brother-in-law, or sister-in-law of the employee or the death of a father, mother, foster parent, brother,
brother-in-law, sister, sister-in-law, child, foster child, grandparent, or grandchild of the spouse of the
1 8 employee.

1 9 6. An employee shall be paid for sick leave at the rate he or she was receiving the day before the sick
leave was taken.

2 0 7. Employees shall accrue sick leave according to the provisions of this section; provided, however, that
any employee who leaves the City service during the first six months of employment shall not be
2 1 compensated for any accrued sick leave.

2 2 C. Enforcement of Sick Leave Provisions.

1. Misrepresentation of any material facts in connection with paid sick leave by any employee shall
2 3 constitute grounds for suspension or discharge.

2 4 2. It shall be the responsibility of the department head or his or her designated representative to:

a. Review all applications for sick leave and approve those which are bona fide and comply with the
2 5 provisions of this section. Employees still absent at the end of a pay period may be certified for payment
of sick leave by the department head by his or her signing the payroll timecards, subject to department
2 6 head's approval for sick leave pay immediately upon the employee's return to work.

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LEG 004 (11/89)

b. Investigate any suspected abuse of sick leave.

1 c. Withhold approval of sick leave pay in the event of unauthorized use.

2 d. Initiate disciplinary action if, as a result of investigation, it is determined that an employee has been
guilty of willful misrepresentation in a request for sick leave pay.

3 D. Incentive Payments for Nomise of Sick Leave Accruals.

4 1. An employee separated from the City service due to death or retirement for disability or length of
service with attendant pension payments under any City employee pension system who does not qualify

5 for a VEBA deposit under TMC Section 1. 12.229 shall be compensated at a rate for the classification in
which he or she was working on the date of separation to the extent of 25 percent of his or her sick leave

6 accruals.
2. A regular, project, temporary pending exam, or appointive employee separated in good standing from
7 the City service for any other reason than death or retirement due to disability or length of service with
attendant pension payments under any City employee pension system pursuant to Section 12.229 who
8 has a minimum of 10 days accrual shall be compensated at a rate for the classification in which he or she
was working on the date of separation to the extent of 10 percent of his or her sick leave accruals up to a
9 maximum accrual of 120 days. An employee separated from the City service due to layoff may, upon
reemployment from the eligible list or departmental reemployment list upon which placed as provided in
10 Section 1.24.900, have his or her sick leave accrual restored upon repayment to the City of the 10 percent
payment as herein provided. If appointed from other employment lists within the two-year period of
eligibility, such repayment may also apply.

E. Authorization - Police and Fire Disability Payments. Certification for payment for absences due to
12 injury or illness covered by the State of Washington Police or Fire Pension Acts shall not be made by the
Human Resources Director until authorization is received from the appropriate Pension Board.

13 1.12.248 Personal Time Off plan.

14 A. Rate of accrual of Personal Time Off.

15 1. Effective at the beginning of the first pay period starting in June 1998, each unrepresented regular,
probationary, project, temporary pending exam, or appointive full-time employee hired after June 1, 1998,
16 represented employees as provided for in a collective bargaining agreement, and unrepresented employees
who elect to transfer from their present vacation and sick leave plans to the Personal Time Off ("PTO")
17 plan during a designated enrollment period shall accrue Personal Time Off hours for each biweekly pay
period in which he or she has been in paid status, pursuant to the following schedule based on aggregate
18 City service. The Personal Time Off plan is in lieu of vacation and sick leave plans.

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LEG 004 (11/89)

	Completed Years of Aggregate Service	No. of 8-Hour Days	Hours per Pay Period'
1	per Year		
	Completion of years 0, 1, 2, 3	18	5.54
2	Completion of years 4, 5, 6, 7	21	6.46
	Completion of years 8, 9, 10, 11, 12, 13	23	7.08

3	Completion of years 14, 15,16,17,18	26	8.00
	Completion 19 years	27	8.31
4	Completion of 20 years	28	8.62
	Completion of 21 years	29	8.92
5	Completion of 22 years	30	9.23
	Completion of 23 years	31	9.54
6	Completion of 24 years	32	9.85
	Completion of 25 years	33	10.15
	Completion of 26 years	34	10.46
7	Completion of 27 years	35	10.77
8	Completion of 28 years or more	36	11.08

2. Employees shall accrue Personal-Time-Off prorated on the number of hours in paid status in each pay period. The appropriate biweekly accrual shall be credited for each biweekly pay period in which the employee is in paid status, Personal-Time-Off accruals based on tenure shall be credited at the first of the calendar year in which any of the above periods of aggregate service will be completed. The applicable accrual rate shall be determined as of January 1 of each calendar year and shall be based on the rate applicable to the number of years of aggregate service the employee will complete within that calendar year. For example, on January 1, an employee who will complete four years of aggregate service with the City within that calendar year will begin to accrue Personal Time Off at a rate of 6.46hours per pay period.

3. No employee shall earn more Personal-Time-Off in any one calendar year than the above stipulated days and new employees shall accrue Personal-Time-Off based on the above schedule beginning from the date of his or her appointment; provided, however, that an incoming City Manager may be credited with such Personal-Time-Off as the City Council may direct.

4. Personal-Time-Off earned shall be credited to an employee's accruals after the completion of each biweekly pay period and may not be used in the pay period earned,

B. Permissible use of Personal-Time-Off accruals.

1. Use of Personal-Time-Off. Personal time off shall be taken in full hourly increments.

2. Planned Use of Personal-Time-Off, Personal Time-Off requests may be required in writing and the appointing authority, or his or her designee, shall consider the request and shall approve or deny it.

3. Unplanned Use of Personal-Time-Off.

20 a. Personal Time-Off may be used without prior approval for employee or family emergencies. If an
advance written request is not possible, the employee shall notify his or her supervisor of the need for and
2 4 the request of the time off prior to the beginning of his or her shift. An employee must keep his or her
department head informed of his or her condition if unplanned use of Personal-Time-Off is of more than
22 four working days in duration. Unplanned use of Personal-Time-Off which interferes with job
performance or City operations may subject the employee to corrective action.

23 b. Unplanned Personal-Time-Off may be used for on-the-job injuries during the first three days if not
24 eligible for Workers' Compensation and as a supplement to Workers' Compensation at the rate of one-

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1 The Per Pay Period figure is based on a biweekly payroll schedule.

26 2 See 1. 12.075 for the definition of "aggregate service."

-7-

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LEG 004 (11/89)

half day of Personal Time Off per day absence after the 120-day supplementary on-the-job injury benefits

- 1 provided in Section 1. 12.090 of the Tacoma Municipal Code.
4. Pursuant to RCW 49.12.270, effective January 1, 2003, an employee is allowed to use any or all of the
2 employee's choice of sick leave or Personal-Time-Off to care for: (a) a child of the employee with a
3 health condition that requires treatment or supervision; or (b) a spouse, parent, parent-in-law, or
grandparent of the employee who has a serious health condition or an emergency condition. For purposes
of this section, the following definitions apply:
4 (a) "Child" means a biological, adopted, or foster child, a stepchild, a legal ward, or a child of a person
5 standing in loco parentis who is: (a) Under 18 years of age; or (b) 18 years of age or older and incapable
of self-care because of a mental or physical disability.
6 (b) "Grandparent" means a parent of a parent of an employee.
7 (c) "Parent" means a biological parent of an employee or an individual who stood in loco parentis to an
employee when the employee was a child.
8 (d) "Parent-in-law" means a parent of the spouse of an employee.
9 (e) "Spouse" means a husband or wife, as the case may be.

5. Permissible Cash-out of Accrued Personal-Time-Off.

- 10 a. An employee who uses no more than the equivalent of two work days (regardless of length of
scheduled shift) of unplanned Personal-Time-Off in any one calendar year (January to December), but
who has used less than 80 hours of planned Personal-Time-Off during the same calendar year, may, in
January of the following year, submit in writing, on the form provided by and available in the Human
1 2 Resources Department, a request for a payment equal to 90 percent of the cash value of up to 40 hours of
accrued Personal-Time-Off.
1 3
b. An employee who uses no more than the equivalent of two work days (regardless of length of
1 4 scheduled shift) of unplanned Personal-Time-Off in any one calendar year (January to December) and who
uses at least 80 hours of planned Personal-Time-Off during the same calendar year may, in January of the

15 following year, submit in writing, on the form provided by and available in the Human Resources
16 Department, a request for a payment equal to 90 percent of the cash value of up to 80 hours of accrued
17 Personal Time-Off.
18 c. For any requests submitted pursuant to subsections a or b above, the cash value of the Personal-Time-
19 Off shall be based on the rate for the classification in which the employee is working at the time the
20 request is made. The 10 percent balance of the cash value not so paid under subsection a or b set forth
21 above shall be paid into the Employee Benefit Trust Fund.
22 6. An employee shall be paid for Personal-Time-Off leave at the rate of pay he or she was receiving the
23 day before the Personal-Time-Off leave is taken.
24 C. Maximum accrual of Personal-Time-Off.
25 1. Each employee may accrue a maximum of 960 hours of Personal-Time-Off.
26 2. If the appointing authority, or his or her designee, denies an employee's request for Personal Time-Off
and the denial would result in the employee's accrual exceeding the maximum allowed, the employee shall
not lose the accrual at that time. The employee shall have up to 90 days to use the excess accrual.
D. Compensation upon separation from City service.
1. Upon separation from City service, the City shall pay an employee the full amount of the Personal
Time-Off accruals up to the maximum of 960 hours at the rate for the classification in which he or she was
working in on the date of separation.
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LEG 004 (11/89)

2. Upon the death of an employee, the City shall pay the appropriate beneficiary the full amount of the
Personal Time-Off accruals up to the maximum of 960 hours at the rate for the classification in which he
or she was working in on the date of death.

2 Employees converting to the Personal-Time-Off plan who currently have vacation accruals will have those
accruals converted to Personal-Time-Off on an hour for hour basis (1: 1).

3 E. Conversion of sick leave accruals. Employees converting to the Personal-Time-Off plan who currently
4 have sick leave accruals must specify one of the following options: (1) placing accruals in a sick leave
bank; (2) converting accruals to Personal-Time-Off, or (3) a combination thereof, as set forth below.

5 1. Sick Leave Bank.

6 a. Accrued sick leave as of the last pay period, after a designated enrollment period, may be placed into a
sick leave bank.

7 b. Use of Sick Leave Bank. An employee may choose to use sick leave from this bank for any reason
8 specified in Sections 1. 12.230 and 1. 12.232 of the Tacoma Municipal Code, after an absence of more than
three consecutive days.

9 c. Depletion of Sick Leave Bank. Employees do not accrue any additional sick leave after the conversion
to the Personal Time-Off plan. Once the sick leave is used from the sick leave bank, the leave used shall
10 not be replenished.

d. Cash Out of Sick Leave Bank.

11 (i) Separation from City service due to death or retirement for disability or retirement based on length of
service shall be compensated to the extent of 25 percent of an employee's sick leave accrual in his or her
12 sick leave bank at the rate for the classification in which he or she was working in at the date of separation
13 subject to the provisions of Section 1. 12.229 of the Tacoma Municipal Code (VEBA).

(ii) Separation in good standing from City Service for any other reason shall be compensated to the extent
14 of 10 percent of an employee's sick leave accruals up to a maximum of 120 days at the rate for the
classification in which he or she was working in at the date of separation.

15 2. Conversion of Sick Leave to Personal-Time-Off. An employee who converts to Personal-Time-Off

1 6 during a designated enrollment period may elect to convert sick leave accruals as of the last pay period
after a designated enrollment period to Personal-Time-Off using a ratio of 24 hours of sick leave to
1 7 8 hours of Personal-Time-Off (3: 1) up to a combined (current vacation accruals and converted sick leave)
maximum of 720 hours of Personal-Time-Off.

1 8 3. Combination. An employee may elect to convert some, but not all, of his or her sick leave to Personal-
Time-Off. Any sick leave not specifically converted during a designated enrollment period will be placed
1 9 in a sick leave bank as set forth above.

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LEG 004 (11/89)

CITY CLERK USE ONLY

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bcom 0 ORDINANCE E-1 RESOLUTION% C Ord./Res. 27753

T 20 PH 4: 48

1. DATE: October 20, 2008 LI' I 0

CITY CLERK FA Q

2. SPONSORED BY COUNCIL MEMBER(S): N/A (if no sponsor, enter "N/A") %if- r- ROE

3a. REQUESTING 4a. CONTACT (for questions): PHONE:

DEPARTMENT/DIVISION/PROGRAM Karen Short 591-5424

Human Resources Department 4b. Person Presenting: PHONE:
3b. DO PASS FROM GPFC Debbie Dahlstrom 591-5443
Yes 10/1 5/08 MEETING

No 4c. ATTORNEY PHONE:

EJ Did not go before a Committee Cheryl Comer 591-5074

X"4o@@ N/A
Dfiv&/or/Utility Division/Budget Officer/Finance Director Cieer%Q r U MLies

5@A 4UESTED EFFECTIVE DATE: November 4, 2008

(If a specific council meeting date is required, explain why; i.e., grant application deadline, contract expiration date, required contract execution date, public notice or hearing required, etc.)

6. SUMMARY AGENDA TITLE: (A concise sentence, as it will appear on the Council agenda.

Amending Chapter 1.12 of the Tacoma Municipal Code to implement a change in how employees are compensated when off work for an extended period due to an injury on the job.

7. BACKGROUND INFORMATION/GENERAL DISCUSSION: (Why is this request necessary? Are there legal requirements? What are the viable alternatives? Who has been involved in the process?)

Per Tacoma Municipal Code Section 1.12.090, the City provides eligible employees injured on the job with a

supplement amount for the first 120 working days when combined with worker's compensation time loss payments will equal 85 percent of the employees' normal wage. After 120 working days, the employee must use accrued sick or Personal Time Off leave to continue this supplement at a rate of 4 hours for each additional day the employee is absent, regardless of the amount of the supplement received.

This proposed change to the Tacoma Municipal Code will allow employees a choice to continue or not continue this wage supplement. It also changes the method used to determine the number of hours of sick leave or PTO that are

reduced to continue the supplemental payment, to an amount based on the monthly amount of supplement received divided by the employee's hourly wage.

The Government Performance and Finance Committee recommended a "do pass" of the proposed changes on October 15, 2008.

8. LIST ALL MATERIAL AVAILABLE AS BACKUP INFORMATION FOR THE REQUEST AND INDICATE WHERE FILED:

Source Documents/Backup Material Location of Document

Draft GPFC minutes of 10/15/2008 City Clerk's Office
Handouts from GPFC meeting 10/15/2008; City Clerk's Office

9. FINANCIAL IMPACT: Expenditures are the responsibility of each department for their respective employees.

A. N No IMPACT (NO FISCAL NOTE)

B. F] YES, OVER \$ 1 00,000, Fiscal Note Attached

C. R YES, UNDER \$ 1 00,000, (NO FISCAL NOTE) Provide funding source information below:

FUNDING SOURCE: (Enter amount of funding from each source)

Fund Number & Name: State \$ city \$ Other \$ Total Amount

If an expenditure, is it budgeted? Yes R No Where? Cost Center:

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Office of the City Clerk (05107)

27753

Tacoma

TO: Eric Anderson &-,@c)
City Manager

FROM: Joy M. St. Germain, Human Resou" D' ctor '>V. >14(-. NVC,4@
@ ire
Debbie Dahlstrom, Risk Manag 7?@2 doo-Y

SUBJECT: Ordinance Disclosure

DATE: October 27, 2008

On the agenda for City Council action on November 4, 2008, will be an ordinance to amend the Compensation Plan. This memorandum discloses the contents of that ordinance pursuant to Section 1.12.970 of the Tacoma Municipal Code.

The Ordinance amends the following sections:

- Section 1.12.090 On-the-job-injury
- Section 1.12.230 Sick allowance with pay
- Section 1.12.248 Personal Time Off plan

The ordinance language changes have been discussed with and have a "do-pass" recommendation of the Government, Performance and Finance Committee. The changes modify how employees may be compensated when off work for an extended period due to an injury on the job.

The changes will provide the employee an option to either continue or not continue the supplement after the first 120 working days; and reduce the amount of the employee's sick leave or Personal Time Off accruals taken when the supplemental payment is continued after the first 120 working days. Previously, a reduction of one half day of leave for each full day of absence was taken. The new method will be based on the amount of the supplement paid divided by the employee's hourly wage to determine the number of leave hours to reduce.

I would be happy to answer any questions you may have.

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Ordinance No. 27753
NOV 4 2008

First Reading of Ordinance:

Final Reading of Ordinance: NOV 18 2008

Passed: NOV 18 2008

Roll Call Vote:

MEMBERS	AYES	NAYS	ABSTAIN	ABSENT
Ms. Anderson				
Mr. Fey				
Ms. Ladenburg				
Mr. Lonergan				
Mr. Manthou				
Ms. Strickland				
Mr. Talbert				
Ms. Walker				
Mayor Baarsma				

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Ms. Anderson				
Mr. Fey..				
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