



**TOWN OF DISCOVERY BAY
COMMUNITY SERVICES DISTRICT**

RESOLUTION 2017-19

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE TOWN OF DISCOVERY BAY,
A CALIFORNIA COMMUNITY SERVICES DISTRICT
DECLARING THAT GOVERNING BOARD MEMBERS AND VOLUNTEERS
SHALL BE DEEMED TO BE EMPLOYEES OF THE DISTRICT
FOR THE PURPOSE OF PROVIDING WORKERS' COMPENSATION COVERAGE
FOR SAID CERTAIN INDIVIDUALS WHILE PROVIDING THEIR SERVICES**

WHEREAS, the Town of Discovery Bay Community Services District utilizes the services of Governing Board Members and Volunteers; and

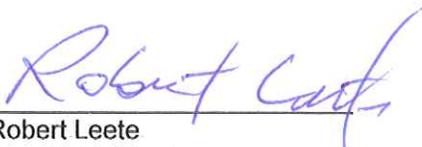
WHEREAS, Section 3363.5 of the California Labor Code provides that a person who performs voluntary service for a public agency as designated and authorized by the Governing Body of the agency or its designee, shall, upon adoption of a resolution by the Governing Body of the agency so declaring, be deemed to be an employee of the agency for the purpose of Division 4 of said Labor Code while performing such services; and

WHEREAS, the Board of Directors, as the governing body of the Town of Discovery Bay Community Services District, wishes to extend Workers' Compensation coverage as provided by State law to the following designated categories of persons:

1. All Members of the Governing Board of the Town of Discovery Bay Community Services District as presently or hereafter constituted; and/or
2. All persons performing voluntary services without pay other than meals, transportation, lodging or reimbursement for incidental expenses; and/or
3. Individuals on Work-study programs; and/or
4. Interns; and/or
5. Other Volunteers

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Town of Discovery Bay Community Services District, that such persons coming within the categories specified above, including the duly elected or appointed replacements of any Governing Board Member and other designated individuals be deemed to be employees of the Town of Discovery Bay Community Services District for the purpose of Workers' Compensation coverage as provided in Division 4 of the Labor Code while performing such service. However, said Governing Board Members and other designated individuals will not be considered an employee of the Town of Discovery Bay Community Services District for any purpose other than for such Workers' Compensation coverage, nor grant nor enlarge upon any other right, duty, or responsibility of such Governing Board Members or other designated individuals, nor allow such persons to claim any other benefits or rights given to paid employees of the Town of Discovery Bay Community Services District.

PASSED, APPROVED AND ADOPTED THIS 20th DAY OF DECEMBER 2017.


Robert Leete
Board President

I hereby certify that the foregoing Resolution was duly adopted by the Board of Directors of the Town of Discovery Bay Community Services District at a regularly scheduled meeting, held on December 20, 2017 by the following vote of the Board:

AYES: 5
NOES: 0
ABSENT: 0
ABSTAIN: 0



Michael R. Davies
Board Secretary