

WCSD RESOLUTION 04-2

(Resolution 00-7 revised)

ESTABLISHING A POLICY AUTHORIZING AND GOVERNING THE USE OF VOLUNTEERS

WHEREAS, Westhaven Community Services District is a governmental agency formed pursuant to Section 61000 of the California Government Code; and

WHEREAS, the Board of Directors of the District finds that volunteers can be a valuable asset to the operation of the District; and

WHEREAS, the Board of Directors recognizes that the use of volunteers may create risks to the volunteers or to third parties; and

WHEREAS, the District recognizes that it may be liable for third party losses caused by the acts and/or omissions of volunteers performing on behalf of the District; and

WHEREAS, it is the intent of the Board of Directors to manage risk as effectively as possible; and

WHEREAS, under *Labor Code* Section 3363.5 this district by resolution of the Board of Directors may designate volunteer unsalaried persons to be deemed employees of this district for workers' compensation purposes and thereby entitle them to workers' compensation benefits for any injury sustained while performing services for this district; therefore

BE IT RESOLVED, that a volunteer unsalaried person performing volunteer services for this district under the direction and control of the Board of Directors of this district shall be entitled to workers' compensation benefits for any injury sustained while engaged in the performance of such services pursuant to *Labor Code* Section 3363.5, and be it further resolved that the Board of Directors of the Westhaven Community Services District establishes the following Policy Authorizing and Governing the Use of Volunteers.

VOLUNTEER POLICY:

1. The Board welcomes the contributions of volunteers; and
2. The District will conduct orientation and training of volunteers, including the provision of job descriptions, where appropriate; and
3. Volunteers shall comply with all policies of the District; and
4. Volunteers shall be guided or supervised by employees and/or officials of the District to ensure that their services are performed in a safe and appropriate manner; and
5. Volunteers and their spouses and/or their heirs and assigns shall be required by the District to sign a "hold harmless" agreement acknowledging that the District does not provide liability insurance for volunteer workers.

WCSD RESOLUTION 04-02

PASSED, APPROVED, and ADOPTED this 17th day of March 2004 by the following roll call vote:

AYES: Blake, Bryant, Cline, Oliphant and Schulz

NOES: None

ABSTAIN: None

ABSENT: None

Alfred (Skip) Oliphant, President
Westhaven Community Services District

ATTEST:

Annette C. Leshner, Secretary
Westhaven Community Services District