

**Side Letter of Agreement
Between
City of Fresno
And
International Association of Fire Fighters, Local 753**

AB1522, Healthy Workplace Healthy Family Act of 2014

The City and the International Association of Fire Fighters (IAFF), Local 753, representing both Unit 5, Non-Management Fire, and Unit 10, Fire Management, have met and conferred over the impact of AB1522, Healthy Workplace Healthy Family Act of 2014 and agree to the following provisions in addition to any other provisions on Sick Leave.

The first three days of sick leave used by an employee on or after July 1st of each fiscal year will be considered Leave taken under AB1522, Healthy Workplace Healthy Family Act of 2014 and will not be subject to corrective and/or disciplinary action.

The first three days of sick leave on or after July 1st of each year can be used for:

- (1) Diagnosis, care, or treatment of an existing health condition of, or preventive care for, an employee;
- (2) Diagnosis, care, or treatment of an existing health condition of, or preventive care for an employee's parent (a biological, adoptive, or foster parent, stepparent, or legal guardian of an employee or the employee's spouse or registered domestic partner, or a person who stood in loco parentis when the employee was a minor child), child (a child, which for purposes of this article means a biological, adopted, or foster child, stepchild, legal ward, or a child to whom the employee stands in loco parentis - this definition of a child is applicable regardless of age or dependency status), spouse, registered domestic partner, sibling, grandparent, or grandchild; or,
- (3) For an employee who is a victim of domestic violence, sexual assault, or stalking, the purposes described in Labor Code Section 230(c) and Labor Code Section 230.1(a).

Employees will be eligible to take earned sick leave on the ninetieth (90th) day of employment with the City. Sick leave shall accrue at the rate of 12 hours for each completed calendar month of service, with unlimited accrual.

After the employee has taken the first three days of sick leave on or after July 1st of each year the provisions regarding AB1522, Healthy Workplace Healthy Family Act of 2014 will not be applicable.

Employees who terminate City employment and return within one year of such termination will be entitled to reinstatement of their sick leave balances at the time of termination from City employment, up to a total of 48 hours.

Any leave taken under these provisions which would also apply to other sick leave provisions (e.g. Family Care Leave and/or family and medical leave) would also count toward those provisions.

This agreement does not increase the amount of sick leave available through Terms and Conditions or an MOU. It also does not reduce any sick leave benefits available to employees in Term and Conditions for Unit 5, Fire Basic or the MOU with Unit 10, Fire Management, or any other applicable provisions in the Fresno Municipal Code or Fire Department Policies and Procedures.

These provisions will be effective July 1, 2015 and will continue until modified by mutual agreement of the parties.

**FOR THE INTERNATIONAL
ASSOCIATION OF FIRE
FIGHTERS, LOCAL 753:**


FOR THE CITY OF FRESNO:

PETE FLORES
President, IAFF, Local 753

KENNETH G. PHILLIPS
Labor Relations Manager

KERRI DONIS
Fire Chief

Date: _____

APPROVED AS TO FORM
CITY ATTORNEY'S OFFICE
BY: 
Supervising Deputy