

REGARDING THE DISABILITY RETIREMENT
OF WALTER BUTLER
FROM THE COUNTY OF MARIPOSA
PUBLIC EMPLOYEES' RETIREMENT SYSTEM

WHEREAS, the County of Mariposa (hereinafter referred to as "AGENCY") is a contracting agency of the Public Employees' Retirement System, and

WHEREAS, the Public Employees' Retirement Law requires that a contracting agency determine whether an employee of such agency in employment in which he is classified as a local safety member is disabled for purposes of the Public Employees' Retirement Law and whether such disability is "industrial" within the meaning of such Law, and

WHEREAS, an application for disability retirement of WALTER BUTLER employed by "AGENCY" in the position of Jail/Lieutenant been filed with the Public Employees' Retirement System, and

WHEREAS, the Mariposa County Board of Supervisors has reviewed the medical and other evidence relevant to such alleged disability;

NOW, THEREFORE, BE IT RESOLVED:

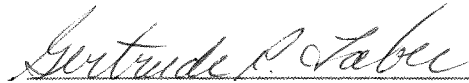
1. That the Mariposa County Board of Supervisors, finds and determines and it does hereby find and determine that WALTER BUTLER is incapacitated within the meaning of the Public Employees' Retirement Law for performance of his duties in the position of Jail/Lieutenant, and that his condition was determined to be permanent and stationary as of April 20, 1989, and

2. BE IT FURTHER RESOLVED THAT THE Mariposa County Board of Supervisors, finds and determines and it does hereby find and determine that such disability is a result of injury or disease arising out of and in the course of employment; and further determines that such disability did not result from an injury which is the direct consequence of a violent act perpetrated upon the member or did not occur during the performance of those portions of the member's duties which are particularly hazardous and dangerous, and neither said WALTER BUTLER nor the agency, County of Mariposa, has applied to the Workers' Compensation Appeals Board for a determination pursuant to Section 21026 whether such disability is industrial.

Res. No. 89-358

PASSED AND ADOPTED by the Mariposa County Board of Supervisors the 11th day of July 1989 by the following Vote:

AYES:	BAGGETT, PUNTE, ERICKSON, RADANOVICH, TABER
NOES:	NONE
ABSENT:	NONE
ABSTAINED:	NONE



GERTRUDE R. TABER, Chairman
Mariposa County Board of Supervisors

ATTEST:



MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:



JEFFREY G. GREEN, County Counsel