

## RESOLUTION

RESOLUTION APPROVING THE REQUEST FOR SALARY CONTINUATION FOR LIEUTENANT ZACHERY MOORE WHILE HE CONTINUES TO REQUIRE REHABILITATION TO RECOVER FROM AN ON-THE-JOB INJURY, FOR UP TO AN ADDITIONAL SIX (6) MONTHS (1044 HOURS), OR UNTIL SEPTEMBER 27, 2023 1 YEAR FOLLOWING THE CITY COUNCIL MEETING, WHICHEVER SHOULD OCCUR FIRST: AND PROVIDING AN EFFECTIVE DATE OF SEPTEMBER 27, 2022.

**WHEREAS**, Lieutenant Zachery Moore has been employed as an Oklahoma City Firefighter since April 29, 2011; and

**WHEREAS**, on March 17, 2022, while on-duty, Lieutenant Zachery Moore was injured on the job; and

**WHEREAS**, the injury involved no fault or negligence of Lieutenant Zachery Moore; and

**WHEREAS**, pursuant to the collective bargaining agreement between the City and the International Association of Firefighters, Local 157, and the Oklahoma Firefighters Pension & Retirement System laws, the City has paid Lieutenant Zachery Moore regular salary for a six month period (1,044 OJI leave hours), of medically necessary time off since the date of his occupational injury; and

**WHEREAS**, in 1993, the Oklahoma Legislature amended 11 O.S. §49-111 of the Oklahoma Firefighters Pension & Retirement System laws to permit municipalities an option of extending the six month period of salary continuation for up to an additional six months, not to exceed a total of twelve months, after which said period the provisions of permanent total and permanent partial disability benefits under the Oklahoma Fire Pension & Retirement System shall apply; and

**WHEREAS**, 11 O.S. §49-111 provides for credit to the City for used temporary disability time if the six months extension is approved; and

**WHEREAS**, on February 14, 1995, the City Council approved a resolution addressing the authorization of the extension of salary continuation for firefighters and police officers who have not recovered from an on-the-job injuries within six months of the date of injury as authorized by 11 O.S. § 49-111, and 50-116; and

**WHEREAS**, on November 20, 2001, the City Council adopted a resolution to adopt a Standardized procedure to apply for salary continuation benefits and guidelines to evaluate said requests; and

**WHEREAS**, on March 18, 2008 Council adopted a resolution to amend the guidelines to evaluate requests for salary continuation to recover from an on-the-job injury for firefighters and police officers up to an additional six months.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Oklahoma City that Lieutenant Zachery Moore's salary be extended for up to an additional six (6) months, not to extend beyond September 27, 2023 1 year following the City Council Meeting or until Lieutenant Zachery Moore is given a medical release to return to work, whichever occurs first.

**BE IT FURTHER RESOLVED** the effective date of this resolution shall be September 27, 2022, in order that the salary paid Lieutenant Zachery Moore be paid continuously from the date of the expiration of the OJI leave, subject to any credit for full salary and temporary total disability paid during this time period.

**ADOPTED** by the Council and **APPROVED** by the Mayor of The City of Oklahoma City this 27th day of September, 2022.

THE CITY OF OKLAHOMA CITY

ATTEST:

Amy K Simpson  
CITY CLERK



David Holt  
MAYOR

REVIEWED as to form and legality.

Richard E. Mahoney  
ASSISTANT MUNICIPAL COUNSELOR

**APPLICATION FOR EXTENSION OF SALARY & BENEFITS**

**Name** Lieutenant Zachery Moore

**Kronos ID#** 47510

**Date of Injury** March 17, 2022

**Nature of Injury/Illness** Right Knee

FACTOR	DESCRIPTION/DATE PROVIDED
1. Medical evidence provided by treating physician	Doctor's return to duty letter of September 6, 2022
2. Projection of return-to-work date (cannot exceed six months)	April 5, 2023 – After the Dr. Appointment.
3. Listing of anticipated physical limitations	None
4. Verify filing of On-the-job Injury Report	Yes –March 17, 2022
5. Date that 1044 hours of injury leave is/was exhausted	October 5, 2022
6. Verification that injured employee is being actively treated for injury	Yes, Doctor's letter of September 6, 2022.
7. Verification that employee has not reached Maximum Medical Improvement (MMI)	Yes, Doctors letter of September 6, 2022.
8. Verification that occurrence of on-the-job injury or illness is not contested	Not contested
<b>Police Only:</b> Availability of assignment based on any limitations	

List any of the above factors that were not satisfactorily met and explain: \_\_\_\_\_

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