

1 [Labor and Employment Code - Prevailing Wages for Street Cleaning Services]

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3 **Ordinance amending the Labor and Employment Code to require prevailing wages in**
4 **City contracts and grants for street cleaning services.**

5 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
6 **Additions to Codes** are in *single-underline italics Times New Roman font*.
7 **Deletions to Codes** are in ~~*strikethrough italics Times New Roman font*~~.
8 **Board amendment additions** are in double-underlined Arial font.
9 **Board amendment deletions** are in ~~strikethrough Arial font~~.
10 **Asterisks (* * * *)** indicate the omission of unchanged Code
11 subsections or parts of tables.

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10 Be it ordained by the People of the City and County of San Francisco:

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12 Section 1. Division II of the Labor and Employment Code is hereby amended by
13 revising Section 101.1 in Article 101 and adding Section 102.12 in Article 102, to read as
14 follows:

15 **SEC. 101.1. GENERAL DEFINITIONS.**

16 For the purposes of Articles 101 through 109, the following definitions apply.

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18 **Covered Contract.** Covered Contract shall mean an agreement, including, without
19 limitation, any contract, franchise, lease, or permit, between the City and a Contractor for the
20 following services: “Janitorial Services” as defined in Section 102.2; “Public Off-Street Parking
21 Lots, Garages, or Storage Facilities for Automobiles” as defined in Section 102.3; “Theatrical
22 Services” as defined in Section 102.4; “Hauling of Solid Waste Generated By The City In
23 Course of City Operations” as defined in Section 102.5; “Moving Services” as defined in
24 Section 102.6; “Motor Bus Services” as defined in Section 102.7, subject to the provisions of
25 Section 102.7; “Trade Show and Special Event Work” as defined in Section 102.8; “Broadcast

1 Services” as defined in Section 102.9; “Loading, Unloading, and Driving of Commercial
2 Vehicles” as defined in Section 102.10; ~~or~~ “Security Guard Services” as defined in Section
3 102.11; or “Street Cleaning Services” as defined in Section 102.12.

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5 **SEC. 102.12. STREET CLEANING SERVICES**

6 (a) **Definitions.** *For purposes of this Section 102.12, the following definitions shall apply:*

7 “Contract” means an agreement to be performed at the expense of the City or to be paid out of
8 moneys deposited in the City treasury or out of trust moneys under the control of or collected by the
9 City. A Contract does not include an agreement with an owners association organized pursuant to
10 California Streets and Highways Code Section 36651 where the agreement is paid out of moneys
11 collected through parcel assessments.

12 “Grant” means “Grant” as defined in Administrative Code Section 21G.2, as amended from
13 time to time.

14 “Litter Abatement” means the removal of discarded waste and debris, including by means of
15 mechanical or manual street sweeping.

16 “Power Washing” means using a high-pressure stream of water in cold and hot temperatures.

17 “Steam Cleaning” means cleaning where the steam is the primary source of cleaning, including
18 but not limited to steam pressure washing and wet sandblasting.

19 “Street Cleaning Services” means services that maintain the cleanliness of the public right of
20 way, including but not limited to Litter Abatement, Power Washing, and Steam Cleaning, in the public
21 right of way.

22 (b) **Prevailing Wage Requirement.** *Every Contract or Grant awarded or issued by the City for*
23 *Street Cleaning Services must require that any Individual performing Street Cleaning Services be paid*
24 *not less than the Prevailing Rate of Wages as determined in accordance with Section 103.2.*

25 (c) **Certified Payroll Records.** *Each Contractor and Subcontractor subject to this Section 102.12*

