

1 [Establishment and Enforcement of Labor Compliance Program for Proposition 84 - Funded
2 Public Works Projects]

3
4 **Resolution finding that the City and County of San Francisco, through its Office of**
5 **Labor Standards and Enforcement, has established, and will enforce a project-specific**
6 **Labor Compliance Program, in accordance with the requirements of Labor Code**
7 **Section 1771.5(b), for all public works projects funded in any part from a Proposition 84**
8 **(2006 Safe Drinking Water Bond Act) Grant.**

9
10 WHEREAS, On November 7, 2006, California voters passed Proposition 84, the Safe
11 Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond
12 Act of 2006, which provided 5.4 billion dollars to fund projects relating to safe drinking water,
13 water quality and supply, flood control, waterway and natural resource protection, water
14 pollution and contamination control, state and local park improvements, public access to
15 natural resources, and water conservation efforts; and

16 WHEREAS, The City applied for and was granted several Proposition 84 grants to fund
17 various public works projects including the Randall Museum renovation and improvements,
18 Boeddeker Park improvements, the Marina Green Bike Trail project, and the Cesar Chavez
19 Streetscape project; and

20 WHEREAS, The 2006 Safe Drinking Water Bond Act requires Proposition 84 grantees
21 to adopt and enforce a labor compliance program (LCP) in accordance with California Labor
22 Code Section 1771.5(b), the purpose of which is to ensure that public works construction
23 contractors comply with the state's prevailing wage and other applicable labor laws; and,

24 WHEREAS, OLSE has implemented plans and procedures, including the development
25 of a Labor Compliance Manual, that meet the requirements of Labor Code Section 1771.5(b)

1 so that for all City projects funded in any part from a Proposition 84 grant: 1) the bid invitation
2 or advertisement and contract documents will contain appropriate language concerning
3 prevailing wage requirements; 2) a pre-job conference will be conducted with contractor and
4 subcontractors to discuss all applicable federal, state and local labor law requirements; 3) the
5 prime contractor and subcontractors will maintain and furnish weekly certified payroll records;
6 4) the City will review, and if appropriate, audit payroll records to verify compliance with state
7 laws; and 5) the City will develop a method and include a provision in contracts to
8 withhold contract payments when payroll records are delinquent or inadequate; and,

9 WHEREAS, Before California's Department of Industrial Relations may approve the
10 City's LCP, the Board of Supervisors must find in writing that the City has established an LCP;
11 now, therefore, be it

12 RESOLVED, That the City, through its Office of Labor Standards and Enforcement, has
13 established and will enforce a project-specific LCP in accordance with the requirements of
14 Labor Code Section 1771.5(b).



City and County of San Francisco

Tails Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 120821

Date Passed: September 04, 2012

Resolution finding that the City and County of San Francisco, through its Office of Labor Standards and Enforcement, has established, and will enforce a project-specific Labor Compliance Program, in accordance with the requirements of Labor Code Section 1771.5(b), for all public works projects funded in any part from a Proposition 84 (2006 Safe Drinking Water Bond Act) Grant.

September 04, 2012 Board of Supervisors - ADOPTED

Ayes: 11 - Avalos, Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Olague and Wiener

File No. 120821

I hereby certify that the foregoing Resolution was ADOPTED on 9/4/2012 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor

Date Approved