

File No. 221250

Committee Item No. _____

Board Item No. 47

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____

Date: _____

Board of Supervisors Meeting

Date: December 13, 2022

Cmte Board

- | | | |
|--------------------------|-------------------------------------|--|
| ☐ | ☐ | Motion |
| ☐ | ☒ | Resolution |
| ☐ | ☐ | Ordinance |
| ☐ | ☐ | Legislative Digest |
| ☐ | ☐ | Budget and Legislative Analyst Report |
| ☐ | ☐ | Youth Commission Report |
| ☐ | ☒ | Introduction Form |
| ☐ | ☐ | Department/Agency Cover Letter and/or Report |
| ☐ | ☐ | MOU |
| ☐ | ☐ | Grant Information Form |
| ☐ | ☐ | Grant Budget |
| ☐ | ☐ | Subcontract Budget |
| ☐ | ☐ | Contract/Agreement |
| ☐ | ☐ | Award Letter |
| ☐ | ☐ | Application |
| ☐ | ☐ | Public Correspondence |

OTHER

☐	☐	_____
☐	☐	_____
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☐	☐	_____
☐	☐	_____
☐	☐	_____

Prepared by: Arthur Khoo

Date: December 7, 2022

Prepared by: _____

Date: _____

1 [Urging Employers, Including Twitter, Inc., to Comply with the Displaced Workers Act]

2
3 **Resolution urging employers, including Twitter, Inc., to comply with the Displaced**
4 **Workers Act, Article 33 of the Police Code, to provide opportunities for janitorial staff**
5 **and security guards to continue employment.**
6

7 WHEREAS, The San Francisco Board of Supervisors is committed to protecting
8 workers' rights; and

9 WHEREAS, To that end, the Board adopted an Ordinance in 1998 called the Displaced
10 Workers Act, and commonly known as Article 33 of the Police Code; and

11 WHEREAS, The law requires awarding authorities who enter into contracts for security,
12 janitorial, and building maintenance services performed within the City and County of San
13 Francisco to meet certain standards such as ensuring a transition employment period for
14 displaced workers; and

15 WHEREAS, The transition employment period requires a 90 day period for employees
16 who have worked at the same site for eight months prior to work with a successor contractor;
17 and

18 WHEREAS, At the end of the 90-day period, the successor contractor may not release
19 these employees without cause, ensuring that they are judged based on their performance
20 and their hard work; and

21 WHEREAS, Recent reports demonstrate that there are many changes in the utilization
22 of these valuable services due to the COVID-19 pandemic and many contracts may be
23 canceled, rebid or renegotiated; and

24 WHEREAS, In one recent and glaring example, Twitter, Inc. terminated Flagship
25 Janitorial Services from providing services at 1355 Market Street, Suite 900, and has so far

1 failed to meet its obligations under the Displaced Workers Act, including the notification of the
2 new contractor and retention of the existing employees; and

3 WHEREAS, Current law provides for a right of private action to enforce the law; now,
4 therefore, be it

5 RESOLVED, That Board of Supervisors urges employers, including Twitter, Inc., to
6 comply with the Displaced Workers Act to provide opportunities for janitorial staff, security
7 guards and building maintenance staff members to continue employment; and, be it

8 FURTHER RESOLVED, That the Board of Supervisors directs the Clerk of the Board
9 to forward a copy of this Resolution to the City Attorney and District Attorney for their review.

Introduction Form

(by a Member of the Board of Supervisors or the Mayor)

I hereby submit the following item for introduction (select only one):

- ☐ 1. For reference to Committee (Ordinance, Resolution, Motion or Charter Amendment)
- ☒ 2. Request for next printed agenda (For Adoption Without Committee Reference)
(Routine, non-controversial and/or commendatory matters only)
- ☐ 3. Request for Hearing on a subject matter at Committee
- ☐ 4. Request for Letter beginning with "Supervisor [] inquires..."
- ☐ 5. City Attorney Request
- ☐ 6. Call File No. [] from Committee.
- ☐ 7. Budget and Legislative Analyst Request (attached written Motion)
- ☐ 8. Substitute Legislation File No. []
- ☐ 9. Reactivate File No. []
- ☐ 10. Topic submitted for Mayoral Appearance before the Board on []

The proposed legislation should be forwarded to the following (please check all appropriate boxes):

- ☐ Small Business Commission ☐ Youth Commission ☐ Ethics Commission
- ☐ Planning Commission ☐ Building Inspection Commission ☐ Human Resources Department

General Plan Referral sent to the Planning Department (proposed legislation subject to Charter 4.105 & Admin 2A.53):

- ☐ Yes ☐ No

(Note: For Imperative Agenda items (a Resolution not on the printed agenda), use the Imperative Agenda Form.)

Sponsor(s):

Safai

Subject:

Urging Employers, Including Twitter Inc., to Comply with the Displaced Workers Act.

Long Title or text listed:

Please see attached.

Signature of Sponsoring Supervisor:

