

1 [Prevailing Wage Requirements - Parking Meter Coin Collections and Counting]

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3 **Ordinance authorizing the Municipal Transportation Agency to include, in any contract**
4 **for parking meter coin collections, counting, and support services it executes after**
5 **issuing a competitive solicitation, provisions that require the contractor and**
6 **subcontractors to pay prevailing wages to meter collector, coin room operator, crew**
7 **lead, and foreperson positions, and to provide transitional employment and retention**
8 **to the prior contractor's employees performing such services, subject to compliance**
9 **with all applicable state laws and regulations; and making findings as to the applicable**
10 **prevailing wage rates for the positions covered by this ordinance.**

11 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
12 **Additions to Codes** are in *single-underline italics Times New Roman font*.
13 **Deletions to Codes** are in ~~*italics Times New Roman font*~~.
14 **Board amendment additions** are in double-underlined Arial font.
15 **Board amendment deletions** are in ~~Arial font~~.
16 **Asterisks (* * * *)** indicate the omission of unchanged Code
17 subsections or parts of tables.

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

19 Section 1. Findings.

20 (a) San Francisco Administrative Code Section 21C.7 requires, for certain types of
21 service contracts, that contractors and their subcontractors pay prevailing wages to individuals
22 performing work under the contract, and provide transitional employment and retention for the
23 prior contractor's employees.

24 (b) The requirement to pay prevailing wages includes wage rates for overtime and
25 holiday work and fringe benefits as paid for similar work performed in the City by private
employers.

1 (c) The Board of Supervisors has previously determined that the turnover of
2 experienced workers resulting from a change in City contractors for certain types of services
3 jeopardizes the quality, efficiency, and cost-effectiveness provided under the successor
4 contract.

5 (d) The Municipal Transportation Agency (SFMTA) intends to amend its current
6 contract with Serco, Inc. (Serco), for parking meter coin collections, counting, and support
7 services to authorize payment for services based on the rates of pay and other compensation
8 terms in the collective bargaining agreement (CBA) recently agreed to by Serco and
9 Teamsters Local 665 affecting the positions of meter collector, coin room operator, crew lead,
10 and foreperson.

11 (e) The current five-year contract for parking meter coin collections, counting, and
12 support services expires on July 31, 2017, and has an option for the City to extend the
13 contract for up to four years.

14 (f) Because the possibility of turnover of experienced workers resulting from a
15 potential change in contractors will jeopardize the quality, efficiency, and cost-effectiveness of
16 parking meter coin processing provided under a successor contract, the SFMTA is seeking
17 authorization from the Board of Supervisors to include, in any contract for parking meter coin
18 collection, counting, and support services the SFMTA executes after issuing a request for
19 proposals (RFP), provisions that would require: (1) payment of prevailing wages by both the
20 contractor and subcontractors to any individual providing meter collector, coin room operator,
21 crew lead, and foreperson services under the contract; and (2) transitional employment and
22 retention for the prior contractor's employees performing such services.

23 (g) Similar to the requirements in Section 21.C.7 of the Administrative Code, the
24 SFMTA intends to include, in any new contract for coin collection, counting, and support
25 services, requirements that the successor contractor: (1) retain, for a six-month period,

1 employees who have worked at least 15 hours per week and have been employed by the
2 prior contractor or its subcontractors, if applicable, for the preceding 12 months; (2) retain
3 employees of the prior contractor by seniority within job classifications if fewer employees are
4 required to perform the new contract; (3) during the six-month retention period, maintain a
5 preferential hiring list of eligible employees that were not retained by the successor contractor;
6 (4) not discharge any retained employee during the six-month transition period without cause;
7 and (5) at the end of the six-month period, offer continued employment to retained employees,
8 if the employee's performance is satisfactory, under the terms and conditions established by
9 the successor contractor (collectively, Retention Requirements).


10 (h) Based on information provided by the SFMTA, the Board of Supervisors finds that
11 the greatest number of workers providing the subject parking meter coin collections, counting,
12 and support services in San Francisco are paid prevailing wages at the rates negotiated in the
13 CBA and set forth in the table entitled "Wages and Benefits for SF Parking Meter Revenue
14 Counting and Collections Individuals Covered by Teamsters Local 665 CBA," on file with the
15 Clerk of the Board of Supervisors in File No. 160593; accordingly, the Board of Supervisors
16 sets the prevailing wage rates for the subject workers, as intended by the SFMTA, in
17 accordance with the rates in the table for the period of time covered by the CBA.

18 Section 2. The Municipal Transportation Agency is authorized to include, in any
19 contract for parking meter coin collections, counting, and support services it executes after
20 issuing an RFP, provisions that would require: (1) payment of prevailing wages by both the
21 contractor and subcontractors to any individual meter collector, coin room operator, crew lead,
22 and foreperson services under the contract; and (2) transitional employment and retention for
23 the prior contractor's employees performing such services, in accordance with the Retention
24 Requirements set forth above. Such provisions are subject to compliance with all applicable
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1 state and local laws and other requirements, including, but not limited to, State licensing
2 requirements and SFMTA-required background checks.

3 APPROVED AS TO FORM:
4 DENNIS J. HERRERA, City Attorney

5 By:


6 ROBIN M. REITZES
7 Deputy City Attorney

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City and County of San Francisco
Tails
Ordinance

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

File Number: 160593

Date Passed: July 26, 2016

Ordinance authorizing the Municipal Transportation Agency to include, in any contract for parking meter coin collections, counting, and support services it executes after issuing a competitive solicitation, provisions that require the contractor and subcontractors to pay prevailing wages to meter collector, coin room operator, crew lead, and foreperson positions, and to provide transitional employment and retention to the prior contractor's employees performing such services, subject to compliance with all applicable state laws and regulations; and making findings as to the applicable prevailing wage rates for the positions covered by this ordinance.

July 13, 2016 Budget and Finance Sub-Committee - RECOMMENDED

July 19, 2016 Board of Supervisors - PASSED, ON FIRST READING


Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

July 26, 2016 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 160593

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 7/26/2016 by the Board of Supervisors of the City and County of San Francisco.


to Angela Calvillo
Clerk of the Board


Mayor

8/4/2016
Date Approved