



City and County of San Francisco
Meeting Minutes
Budget and Finance Committee

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

Members: Mark Farrell, Eric Mar, John Avalos

Clerk: Linda Wong (415) 554-7719

Monday, November 17, 2014

12:00 PM

City Hall, Legislative Chamber, Room 250

Special Meeting

Present: 3 - Mark Farrell, Eric Mar, and John Avalos

MEETING CONVENED

The meeting convened at 12:12 p.m.

REGULAR AGENDA

File Nos. 140880 and 141024 were heard together.

140880 [Police Code - Hours and Retention Protections for Formula Retail Employees]**Sponsors: Mar; Chiu, Campos and Avalos**

Ordinance amending the Police Code to regulate the operation of Formula Retail Establishments, including requiring employers to offer additional hours of work, when available, to current part-time employees; and requiring successor employers to retain employees for 90 days upon a change in control of the business.

(Economic Impact)

07/29/14; ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 8/28/2014.

08/20/14; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for comment and recommendation; Police Department, Office of Labor Standards Enforcement, and Office of the Controller for informational purposes.

10/30/14; TRANSFERRED to Budget and Finance Committee.

11/04/14; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

11/07/14; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for comment and recommendation; Police Department, Office of Labor Standards Enforcement, and Office of the Controller for informational purposes.

11/12/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Regina Dick-Endrizzi, Director (Small Business Commission); Donna Levin (Office of Labor Standards Enforcement); Jon Givner (City Attorney's Office); presented information concerning the matter and answered questions raised throughout the hearing. Connie Ford; Tim Paulson; Ms. Phan; Mark Ortis; Julia Parrish; Julie Fisher; Mr. Riley; Mary; Michelle Florist; Sandra; Julie Hernandez; Maria Tori; Female Speaker; Alex De Cruzman; Michael Tong; Female Speaker; Raymond Castillo; Karl Kramer; Kimberly Jeffrey; Angelica Cabande; Pete W.; Jesus Perez; Marbella Sanchez; Male Speaker; Samantha Higgins; Maria de Lourdes Doborganes; Jim Lazaruz; Julien Ball; Laurel Fish; Julie B.; Miriam Marin; Jana Martin; Michelle Lim; spoke on various concerns on the hearing matter.

11/12/14; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

11/14/14; RESPONSE RECEIVED. Response received from the Small Business Commission.

Heard in Committee. Speakers: Ted Egan (Controller's Office); Jon Givner (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Jenya Cassidy; Jim Lazaruz; Samatha Higgins; Regina Dick-Endrizzi, Director (Small Business Commission); Male Speaker; Jane Martin; Conny Ford; Angelica Cabande; Gordon Mar; spoke on various concerns on the hearing matter.

AMENDED, on Page 3, Line 14, by deleting "one" and adding "20"; and Line 20, by adding "For the purpose of calculating the 20-employee threshold referenced herein, Employees performing work in other Formula Retail Establishments in the City that are owned or operated under the same trade name by the same Employer shall be counted" by the following vote:

Ayes: 2 - Mar, Farrell

Noes: 1 - Avalos

Supervisor Mar, seconded by Supervisor Avalos, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE by the following vote:

Ayes: 3 - Farrell, Mar, Avalos

(Economic Impact)

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 2 - Mar, Avalos

Noes: 1 - Farrell

141024 [Police Code - Fair Scheduling and Treatment of Formula Retail Employees]**Sponsors: Chiu; Mar**

Ordinance amending the Police Code to require Formula Retail Establishments to provide employees with two weeks notice of work schedules, notice of changes to work schedules, and compensation for schedule changes made on less than seven days notice and unused on-call shifts; and to provide part-time employees with the same starting rate of hourly pay, access to time off, and eligibility for promotions, as provided to full-time employees.

09/30/14; ASSIGNED UNDER 30 DAY RULE to Government Audit and Oversight Committee, expires on 10/30/2014.

10/06/14; REFERRED TO DEPARTMENT. Referred to Office of the Controller, Police Department, Office of Labor Standards Enforcement, Department of Human Resources, Department on the Status of Women, and Department of Children, Youth, and Their Families for informational purposes and Small Business Commission for comment and recommendation.

10/30/14; TRANSFERRED to Budget and Finance Committee.

11/04/14; SUBSTITUTED AND ASSIGNED to Budget and Finance Committee.

11/05/14; RESPONSE RECEIVED. Response received from the Youth Commission.

11/07/14; REFERRED TO DEPARTMENT. Referred to the Small Business Commission for comment and recommendation; Office of the Controller, Police Department, Office of Labor Standards Enforcement, Department of Human Resources, Department on the Status of Women, and Department of Children, Youth, and Their Families for informational purposes.

11/12/14; AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Heard in Committee. Speakers: Regina Dick-Endrizzi, Director (Small Business Commission); Donna Levin (Office of Labor Standards Enforcement); Jon Givner (City Attorney's Office); presented information concerning the matter and answered questions raised throughout the hearing. Connie Ford; Tim Paulson; Ms. Phan; Mark Ortis; Julia Parrish; Julie Fisher; Mr. Riley; Mary; Michelle Florist; Sandra; Julie Hernandez; Maria Tori; Female Speaker; Alex De Cruzman; Michael Tong; Female Speaker; Raymond Castillo; Karl Kramer; Kimberly Jeffrey; Angelica Cabande; Pete W.; Jesus Perez; Marbella Sanchez; Male Speaker; Samantha Higgins; Maria de Lourdes Doborganes; Jim Lazaruz; Julien Ball; Laurel Fish; Julie B.; Miriam Marin; Jana Martin; Michelle Lim; spoke on various concerns on the hearing matter.

11/12/14; CONTINUED TO CALL OF THE CHAIR AS AMENDED.

11/14/14; RESPONSE RECEIVED. Response received from the Small Business Commission.

Heard in Committee. Speakers: Ted Egan (Controller's Office); Jon Givner (City Attorney's Office); provided an overview and responded to questions raised throughout the discussion. Jenya Cassidy; Jim Lazaruz; Samatha Higgins; Regina Dick-Endrizzi, Director (Small Business Commission); Male Speaker; Jane Martin; Conny Ford; Angelica Cabande; Gordon Mar; spoke on various concerns on the hearing matter.

AMENDED, on Page 5, Line 9, by deleting "one" and adding "20"; and Line 15, by adding "For the purpose of calculating the 20-employee threshold referenced herein, Employees performing work in other Formula Retail Establishments in the City that are owned or operated under the same trade name by the same Employer shall be counted" by the following vote:

Ayes: 2 - Mar, Farrell

Noes: 1 - Avalos

Supervisor Mar, seconded by Supervisor Avalos, moved that this Ordinance be AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE by the following vote:

Ayes: 3 - Farrell, Mar, Avalos

RECOMMENDED AS AMENDED AS A COMMITTEE REPORT by the following vote:

Ayes: 2 - Mar, Avalos

Noes: 1 - Farrell

ADJOURNMENT

The meeting adjourned at 12:57 p.m.

N.B. The Minutes of this meeting set forth all actions taken by the Budget and Finance Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.