



City of Santa Barbara

LIVING WAGE ADVISORY COMMITTEE

Friday, April 3, 2015 Meeting Minutes

I. Call to order: **2:10pm**

II. Roll Call: ✓ Richard Flacks ✓ Anna Kokotovic ✓ Gabe Dominocielo
 ✓ Ken Oplinger

Council Liaison: ✓ Cathy Murillo

Staff: Greg Corral ✓ Bill Hornung _____

III. Public comment

A representative from Big Green, Brian, and the Living Wage Auditor, Michael, were in attendance but no public comment.

IV. Review and approve the April 9, 2014 meeting minutes. (No quorum for the June 18, September 10, October 15, and December 10 meetings.)

Approved as-is.

V. Old Business

a. Discussion of PO/Contract award method

i. Local Preference:

1. **Ken: There should be a preference for all purchases.**
2. **Bill: When the City Attorney, Ariel Calonne, and Deputy City Attorney, Tava Ostrenger, attended a previous meeting on this topic, they stated that to have a preference there needs to be a finding that local businesses are at a disadvantage. Also, keep in mind that this is a Living Wage Advisory Committee and if a preference comes out of this committee it would only pertain to Living Wage Contracts.**
3. **Ken: I would ask Council to apply it to all purchases and the cost of running a business here should be sufficient justification.**
4. **Ken: We are a regional economy and the preference should be broader than the City limits.**
5. **Cathy: South Coast area?**
6. **Ken: We could have tiered preference.**
7. **Bill: If you want this to apply to all purchases, this could be brought to Council outside of the committee. Any two Council Members can request an item to be added to an agenda.**
8. **Richard: Handed-out a copy of an article from the News-Press on the Living Wage requirement for the polling contract and thanked staff for their involvement. There were two items recently involving Living Wage: the Polling Contract and the Golf Course.**
9. **Richard: There are firms in the area that are capable of performing the work.**

10. **Bill:** I do not know if there are local firms that have the same expertise and award is not based on price but on expertise and experience.
11. **Ken:** A local preference would be part of the award evaluation process.
12. **Cathy:** We need to keep a list of items where we should invite the City Attorney.
13. **Ken and Cathy:** Will call the City Attorney.
14. **Anna:** I hired a local painter but the workers came from LA. This can be hard to enforce.
15. **Bill:** At some point, the committee will need to define what local means.
16. **Cathy:** City Council, not me, voted to privatize. The private employer will pay a Living Wage. The City employees will be employed elsewhere in the City and no one will lose their jobs. The City Attorney's opinion was that the recreation exemption did not apply to on-going work.

ii. Alternative award methods

1. **What does this mean?**

2. **Bill:** This is awarding on best value where you can consider factors other than price such as environmental impact. The UC system, City of Santa Monica, and others use this method.

iii. Other: **No discussion**

b. Discuss the Committee's goals and objectives for 2015

- i. **Richard asked that the committee revisit the non-profit exemption. Staff was asked to develop a survey to determine the potential cost impact of removing the non-profit exemption.**
- ii. **Bill: Purchasing can work with Community Development to develop a survey since Purchasing has little to no interaction with non-profits.**

VI. New Business

1) Election of a chair and vice chair: **Anna Kokotovic was elected chair for a 2-year term.**

2) Discussion of changes to the Living Wage Ordinance

a. the wage tiers/insurance requirements

- i. **Bill: The committee should consider simplify the tiers and take into consideration the ACA and state bill requiring paid time off.**

b. Discussion of exemptions to the ordinance

- i. **See committee goals regarding the non-profit exemption.**

c. Other:

3) Discussion of and update on the compliance audits

- a. **Completed audits of Big Green and Mission Uniforms. Both firms were found to be in compliance. A 100% of Big Green payroll records were audits and only**

a few problems were noted that were due to data entry errors when a payroll person was on vacation. They paid Living Wage on a few County of Santa Barbara jobs where Living Wages were not required.

- b. **Dick: Was it an accident when they paid the Living Wage or was it there policy?**
- c. **Michael (auditor): it was an accident.**
- d. **Michael: Reviewed Mission Union's union contract and confirmed that it was valid and the job titles used on the City's contract were covered.**
- e. **Starting on audits of UtiliQuest and Valley Crest Landscaping.**
- f. **If there are sufficient funds for this fiscal year, we will audit Able Building Maintenance.**
- g. **There is currently funding in the proposed FY 2016 budget for auditing.**

4) Recruiting for the open committee positions

- a. **Bill: The City is just start up the new recruitment cycle. Debora Applegate in the Clerks' Office said she will use the public notice developed in the previous recruitment cycle by Gabe and edited by Bill this time around.**
- b. **Gabe: I can work with Cathy of recruiting.**
- c. **Gabe: Are there in positions that are expiring?**
- d. **Bill: I do not think so but I will need to confirm. In reviewing the roster, no positions are expiring before June 30, 2016. Below are the categories and terms.**
 - i. **Owner/Manager of a Business within the City: Gabe Expires 6/30/2018**
 - ii. **Nominee of a Local Living Wage Advocacy: Richard Expires 6/30/2017**
 - iii. **Nominee of a Local Living Wage Advocacy (vacant): Anna Kokotovic**
 - iv. **Nominee of the Chamber or Downtown: Ken Expires 6/30/2016**
 - v. **Qualified Elector: VACANT**
 - vi. **Employee of a Local Non-Profit: VACANT**
 - vii. **Owner/Manager of a Service Contractor: VACANT**
- e. **Murillo: Application deadline is May 5 with interviews in May and June. We need representation from the business sector and asked the Brian from Big Green if he would be interested in serving on the committee. Can you bring it back to your organization?**
- f. **Brian will take it up with Alan.**
- g. **Richard: I know someone that may be interested in applying.**
- h. **Anna: It is important to get input from the business sector.**
- i. **Gabe: we should consider changing the size of the committee to 5 to make it easier to get a quorum and creating more open elector positions.**

5) Schedule next standing meetings: **3pm on Wed, Jun 17 @ 3pm, Wed, Sept 16, & Wed, & Nov 18 at the Purchasing Office.**

VII. Adjournment: **3:10pm**