**STATEMENT OF PROCEEDINGS FOR THE**

**REGULAR MEETING OF THE BOARD OF SUPERVISORS**

**OF THE COUNTY OF LOS ANGELES HELD IN ROOM 381B**

**OF THE KENNETH HAHN HALL OF ADMINISTRATION**

**500 WEST TEMPLE STREET, LOS ANGELES, CALIFORNIA 90012**

**Tuesday, September 15, 2015**

**9:30 AM**

**60-B.** Recommendation as submitted by Supervisor Antonovich: Adopt the following amendments to County Code, Title 8 - Consumer Protection and Business Regulations, Section 8.100.100 of the proposed Countywide Minimum Wage Implementing Ordinance by adding the following exemptions for certain non-profit organizations and seasonal employees: (Relates to Agenda Nos. S-3, 3, 26, 58 and 60-A)

Non-Profit organizations with an average of twenty-five or fewer employees during the previous calendar year. “Non-Profit organizations” means organizations duly organized, validly existing and in good standing under the laws of the jurisdiction of its incorporation and, if a foreign corporation, in good standing under the laws of the State of California, which corporation has established and maintains valid non-profit status under Section 501(c)(3) of the United States Internal Revenue Code of 1986, as amended, and all rules and regulations promulgated thereunder; and

Employees, when performing work within the unincorporated areas of the County for an employer on a seasonal basis. “Seasonal basis” means employment where, ordinarily, the employment pertains to, or is of the kind exclusively performed at certain seasons or periods of the year. (15-4399)

**This item was taken up with Item No. S-3, 3, 26, 58, and 60-A.**

**Eliseo Oliva, Olga Cordero, Miguel Perez, Maria Galvan, Sophia Cheng, Carmen Torres, Denise Barlage, Michael Shafer, Bob Brandt, Donna Duprron, John Schoen, Dustan Batton, Tia Koonse, Helen Hua, Arnold Sachs and other interested persons addressed the Board.**

**Sachi A. Hamai, Interim Chief Executive Officer, and Mary Wickham, Interim County Counsel, responded to questions posed by the Board.**

**Supervisor Antonovich requested the Interim County Counsel to report back to the Board with a listing of the types of apprentices that are exempt from the minimum wage by the State and for certain employees at camps organized under Section 18897 of the Health and Safety Code.**

**After discussion, by Common Consent, there being no objection, Item No. S-3 was received and filed; and the Board instructed the Interim County Counsel to report back to the Board with a listing of the type of apprentices that are exempt from the minimum wage by the State and for certain employees at camps organized under Section 18897 of the Health and Safety Code.**

**Ayes:** 5 - Supervisor Solis, Supervisor Ridley-Thomas, Supervisor Kuehl, Supervisor Knabe and Supervisor Antonovich

**Supervisor Kuehl made a motion, to amend her motion under Item No. 3 Section C, to remove her request to amend the proposed Countywide Minimum Wage Implementing Ordinance, to adopt a new Subsection C of Section 8.100.100 - Exemptions, of the Los Angeles County Code, as follows:**

> **Employees, when performing work in the unincorporated areas of the County pursuant to or required by an existing County contract between the Employee's Employer and the County. For purposes of this Section, "existing County contract" means a written, valid, binding, and enforceable agreement, between the County and an Employer, that is in effect as of June 30, 2016. This exemption shall not apply to an Employee when performing work pursuant to or required by: (1) an existing County contract if the Board approves an amendment to the existing County contract on or after July 1, 2016: or (2) any contract, between an Employer and the County, approved by the Board on or after July 1, 2016.**

**On motion of Supervisor Kuehl, seconded by Supervisor Solis, the Board adopted Supervisor Kuehl's motion as amended with the following amendments to the proposed Countywide Minimum Wage Implementing Ordinance:**

**Replaced Subsection 3 of Section 8.100.040 - Minimum Wage, of the Los Angeles County Code, with the following language:**

**Beginning on July 1, 2022, the minimum wage shall increase annually based on the Consumer Price Index for Urban Wage Earners and Clerical Workers (CPI-W) for the Los Angeles metropolitan area (Los Angeles-Riverside-Orange County, CA), which is published by the Bureau of Labor Statistics. Beginning in 2022, and continuing each year thereafter, on January 1 the CEO shall determine the adjusted rates which shall take effect on July 1 of that year and publish a bulletin announcing the adjusted rates; and**

**Revised Subsection A.2 of Section 8.100.040 - Minimum Wage, of the Los Angeles County Code, as indicated below:**

**Employers with twenty-five (25) or fewer Employees shall pay Employees a wage of no less than the following hourly rates:**

**a. On July 1, 2017, the hourly wage shall be $10.50;**
**b. On July 1, 2018, the hourly wage shall be $12.00;**
**c. On July 1, 2019, the hourly wage shall be $13.25;**
**d. On July 1, 2020, the hourly wage shall be $14.25 (~~$14.00~~);**
**e. On July 1, 2021, the hourly wage shall be $15.00.**

**This motion was duly carried by the following vote:**

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| **Ayes:** | 3 - | Supervisor Solis, Supervisor Ridley-Thomas and Supervisor Kuehl |
| **Noes:** | 2 - | Supervisor Knabe and Supervisor Antonovich |

**Supervisor Antonovich's motion (Item No. 60-B), seconded by Supervisor Knabe, failed to carry to add the following exemptions to the proposed Countywide Minimum Wage Implementing Ordinance:**

**Non-Profit organizations with an average of twenty-five or fewer employees during the previous calendar year. "Non-Profit organizations" means organizations duly organized, validly existing and in good standing under the laws of the jurisdiction of its incorporation and, if a foreign corporation, in good standing under the laws of the State of California, which corporation has established and maintains valid non-profit status under Section 501(c)(3) of the United States Internal Revenue Code of 1986, as amended, and all rules and regulations promulgated thereunder; and**

**Employees, when performing work within the unincorporated areas of the County for an employer on a seasonal basis. "Seasonal basis" means employment where, ordinarily, the employment pertains to, or is of the kind exclusively performed at certain seasons or periods of the year.**

**This motion failed to carry by the following vote:**

**Ayes:** 2 - Supervisor Knabe and Supervisor Antonovich

**Noes:** 3 - Supervisor Solis, Supervisor Ridley-Thomas and Supervisor Kuehl

**Supervisor Knabe's motion (Item No. 60-A), seconded by Supervisor Antonovich, failed to carry to add the following exemption to the proposed Countywide Minimum Wage Implementing Ordinance:**

**Employees, when performing work in the unincorporated areas of the County as a participant of a Transitional Employment Program. "Transitional Employment Program" means a program organized by an Employer to provide an Employee who is a program participant, with experience, training, skills, or education needed in order to increase employability and ultimately obtain future employment. In no event may any individual Employee participating in a Transitional Employment Program be subject to this exemption for a period exceeding eighteen months.**

**This motion failed to carry by the following vote:**

**Ayes:** 2 - Supervisor Knabe and Supervisor Antonovich

**Noes:** 3 - Supervisor Solis, Supervisor Ridley-Thomas and Supervisor Kuehl

**On motion of Supervisor Kuehl, seconded by Supervisor Solis, the Board approved Item No. 26, the Board of Supervisors' Policy which provides for implementation of the minimum wage for employees of Los Angeles County.**

**Ayes:** 4 - Supervisor Solis, Supervisor Ridley-Thomas, Supervisor Kuehl and Supervisor Knabe

**Noes:** 1 - Supervisor Antonovich

**By Common Consent, there being no objection, Item No. 58 was tabled for further discussion later in the meeting.**

**Ayes:** 5 - Supervisor Solis, Supervisor Ridley-Thomas, Supervisor Kuehl, Supervisor Knabe and Supervisor Antonovich

**Later in the meeting, on motion of Supervisor Kuehl, seconded by Supervisor Solis, the Board introduced, waived reading and ordered placed on the agenda for adoption, an ordinance (Item No. 58) as amended entitled, "An ordinance amending Title 8 – Consumer Protection and Business Regulations, of the Los Angeles County Code, relating to the minimum wage to be paid for work performed within the unincorporated areas of the County of Los Angeles."**

**This item was duly carried by the following vote:**

**Ayes:** 3 - Supervisor Solis, Supervisor Ridley-Thomas and Supervisor Kuehl

**Noes:** 2 - Supervisor Knabe and Supervisor Antonovich

***Attachments:*** Motion by Supervisor Antonovich
Video I
Audio I
Video II
Audio II

The foregoing is a fair statement of the proceedings of the regular meeting held September 15, 2015, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

Patrick Ogawa, Acting Executive Officer
Executive Officer-Clerk
of the Board of Supervisors

By

Patrick Ogawa
Acting Executive Officer