

Legislation Details (With Text)

File #: 090610 **Version:** 1 **Name:**

Type: Resolution **Status:** ADOPTED

File created: 9/17/2009 **In control:** Committee on Law and Government

On agenda: **Final action:** 5/13/2010

Title: Proposing an amendment to the Philadelphia Home Rule Charter confirming Council's power to enact ordinances that (i) require the City, City contractors and recipients of City financial assistance to provide their employees a minimum level of pay and benefits, and/or that require certain or all City contracts to include provisions mandating compliance with such a requirement; and (ii) provide remedies for violations, including debarment from doing business with the City or receiving City financial assistance for a specified period of time; and authorizing Council to specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes; and providing for the submission of the amendment of the electors of Philadelphia.

Sponsors: Councilmember Goode, Councilmember Sanchez

Indexes: PHILADELPHIA HOME RULE CHARTER

Code sections:

Attachments: 1. Resolution No. 09061001.pdf

| Date | Ver. | Action By | Action | Result | Tally |
|-----------|------|------------------------------------|---|--------|-------|
| 5/13/2010 | 1 | CITY COUNCIL | READ | | |
| 5/13/2010 | 1 | CITY COUNCIL | ADOPTED | Pass | 17:0 |
| 5/6/2010 | 1 | CITY COUNCIL | FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING | | |
| 5/5/2010 | 0 | Committee on Law and Government | HEARING NOTICES SENT | | |
| 5/5/2010 | 0 | Committee on Law and Government | HEARING HELD | | |
| 5/5/2010 | 0 | Committee on Law and Government | AMENDED | | |
| 5/5/2010 | 1 | Committee on Law and Government | REPORTED FAVORABLY | | |
| 9/17/2009 | 0 | CITY COUNCIL | Referred | | |
| 9/17/2009 | 0 | CITY COUNCIL | Introduced | Pass | |

Proposing an amendment to the Philadelphia Home Rule Charter confirming Council's power to enact ordinances that (i) require the City, City contractors and recipients of City financial assistance to provide their employees a minimum level of pay and benefits, and/or that require certain or all City contracts to include provisions mandating compliance with such a requirement; and (ii) provide remedies for violations, including debarment from doing business with the City or receiving City financial assistance for a specified period of time; and authorizing Council to specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes; and providing for the submission of the amendment of the electors of Philadelphia.

WHEREAS, Under Section 6 of the First Class City Home Rule Act (53 P.S. §13106), an amendment to the Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia

adopted with the concurrence of two-thirds of its elected members; now, therefore,

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the following amendment to the Philadelphia Home Rule Charter is hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance:

ARTICLE II
LEGISLATIVE BRANCH

The Council - Its Election, Organization, Powers and Duties

CHAPTER 3
LEGISLATION

* * *

Section 2-309. Leases and Contracts.

* * *

(4) For purposes of this subsection, “Minimum Wage and Benefits Ordinance” means an ordinance that requires the City, those who contract with the City, and/or recipients of City financial assistance to provide their employees with a minimum level of pay and benefits, and/or that provides that certain or all City contracts include provisions mandating compliance with such a requirement. Council’s power to enact Minimum Wage and Benefits Ordinances is hereby confirmed, as is Council’s power to ordain that a contractor or recipient of City financial assistance may, after notice and hearing, be debarred from doing business with the City or receiving City financial assistance for a specified period of time for failure to comply with such requirement. Council may not ordain differing minimum levels of pay and benefits for different categories of covered City employees. An ordinance providing for such debarment may specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes.

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Explanation:

Bold italics indicates matter added by the amendment.