

SMALL BUSINESS REGULATORY ADVISORY COMMISSION CITY OF ALBUQUERQUE

Chair: Kristelle C. Siarza
Vice Chair: Tim Nisly
Ex-Oficio Mbr: Synthia Jaramillo, Director

Commissioners:

Paulette Baca
Matthew Biggs
Kenneth J. Carson
Myra Ghattas
Michael M. Silva



MINUTES from July 17, 2018

Attendees

Kristelle C. Siarza, Chair
Tim Nisly, Vice-Chair

Staff

Dora Dominguez
Jenny Walters

Guest

Lynne Anderson, NAIOP
Carol Wight, NM Restaurant
Association
Jason Espinosa, NM Health Care
Association
Steve Crespin, Contractor
Representative

Matthew Biggs

Mike Silva

Paulette Baca

Myra Ghattas

Not In Attendance

Synthia Jaramillo

Kenneth J. Carson

Kristelle Siarza, Chair called meeting to order at 7:35 a.m. with welcome and introduction of meeting guest and city staff.

- I. **Welcome & Introductions** – Dora Dominguez, ED Staff
- II. **Addition/deletion to agenda** – Kristelle C. Siarza, Chair
- III. **Approval of JULY 17, 2018 Minutes** – Noted change included corrected attendance. Duly noted the item was corrected. Minutes stood as approved with change noted.

APPROVAL OF JULY 17, 2018 – Approved by the Commission
MOTION BY COMMISSIONER, CARSON
SECOND BY COMMISSIONER GHATTAS
MOTION CARRIED UNANIMOUSLY

- IV. **City News & Updates** – Dora M. Dominguez, Staff

- Invitation to attend the Mayor's Local Procurement rollout event/announcement scheduled for Friday, July 20 from 10 – 11:30 a.m. – Glorieta Station. The announcement will provide the Mayor's integrated, community-oriented approach to economic development. The key to create jobs, ignite innovation, and foster broad-based economic growth for everyone to highlight his remarks. As part of the event Mayor Tim Keller will formally outline the City's new administrative instructions to buy local. As part of a commitment to buying local, the Administration has modified an Administrative Instruction to all City departments to increase the use of local businesses for city goods and services.

This instruction also streamlines purchasing processes within the City. Additionally, the City has adjusted monetary limits for buying local. Beginning July 1, 2018, small purchases (purchases under \$10,000, raised from \$2,500) must be made from local vendors when feasible and not cost-prohibitive.

- V. **New Business**

- Albuquerque Coalition for a Healthy Economy – Presenters:
 - Lynne Anderson, NAIOP
 - Carol Wight, NM Restaurant Association
 - Jason Espinoza, NM Health Care Association
 - Steve Crespin, Executive Director Mechanical Contractors Association of NM
Sheet Metal & Air Conditioning Contractors Association of NM
- Albuquerque Coalition for a Healthy Economy is made up of 28 diverse business organizations and associations formed and dedicated to improving the metro area’s overall economy and defeating the Implementation of a sick leave ordinance that would have a significant negative impact on Albuquerque employers.
- Presentation included a new state initiative to be introduced called “Family Friendly New Mexico.” The purpose of the award as a state supported effort is to recognize and support businesses that adopt and implement family friendly policies for their employees. The initiative as presented by Jason Espinosa has seen an increased level of support as a way to encourage for a host of business practices included offering paid leave, health support, flexible work schedules and economic support. A handout outlining the initiative was provided.
- Other information provided included an overview of paid sick leave mandates across the country. A presentation highlight an issue of concern expressed by the NM Restaurant Association and local construction contractors.
- Contractor concerns were outlined by Steve Crespin (reading from prepared notes) and stressed that the cost of providing sick leave as drafted require the industry to figure Sick Leave on projects bid within the City of Albuquerque and not on projects outside the City. Meaning contractors located outside the City would not have to include the added costs in their bids, while contractors in the City would have to figure in the added cost. IF the ordinance as written were to take effect it would apply to all current employees. A full summary of concerns was distributed as a presentation handout.

Issue background - Ordinance 0-17-1 (Sanchez & Harris) Requires Albuquerque employers to provide earned sick leave to employees. A copy of the draft ordinance provided at the meeting, The Ordinance current status as referred by City Council for further fiscal review (feasibility analysis) for up to but not to exceed 90-days.

A citizen initiative creating a paid sick leave requirement ordinance was on the ballot October 3, 2017 - It was defeated.

City councilor’s new version of the controversial bill is Ordinance 0-17-1. The Ordinance is sponsored by Council President, Ken Sanchez and City Councilor Dan Harris. The question asked is if Albuquerque employers should be required to provide paid sick leave to employees. As a proposed City Ordinance the impact to small business owners is evident and continues to be reviewed and within the purview and role for SBRAC to determine whether the impact(s) represent a burdensome or onerous conditions to small business owners. The City version is framed as serving as a safety net for employees by Ordinance sponsors and supporters. Currently the Ordinance as drafted is being analyzed by the University of New Mexico BBR for both the pros and cons of the new draft.

The ordinance as drafted would apply to businesses with more than 50 employees and require them to provide sick leave to workers working at least 20 hours per week. As currently drafted the ordinance clarifies eligibility, types of sick leave, employer compliance, and violation penalties.

- General discussion followed the presentation with SBRAC asking what if any outreach groups representing both sides of the issue have made in an attempt to flush out differences and work to on a compromise ordinance. The answer provided by the group was none to date related to the current ordinance under City staff fiscal analysis.
- ACTION ITEM: Presented with no formal motion required was for SBRAC to table any decision on the issuance of an impact statement until the final completion by UNM Bureau of Business Research of Ordinance 0-17-1.
- Ole NM presented the case in support of Ordinance 0-17-1 with modifications at the June 19, 2018 SBRAC meeting.
 - OLÉ is a non-profit, who uses grassroots organizing within the local community of working families in New Mexico. Healthy Neighborhoods ABQ is a ballot initiative that will guarantee earned sick days for every worker in Albuquerque.
 - NO ANNOUNCEMENTS – Request to extend invitation to City Planning Dept to present overview of building permitting and business registration as the meeting presentation for the August meeting. So noted by staff

VI. **ADJOURN**


MOTION ADJOURN: Commissioner Silva

SECOND by Commissioner Ghattas

MOTION PASSED UNANIMOUSLY

Meeting adjourned at 9 a.m.

Minutes submitted by:  8/21/18
 Dora Dominguez, EDD Staff Date

Minutes approved by:  8/21/2018
 Kristelle C. Sizarza, Chair Date: