

Office of Civil Rights & Wage Enforcement
Wage Commission
Minutes
July 7, 2016

Present at the meeting were Commissioners Sheryl R. Wood, (Chair), John Barber, David T. Clements and Director, Kisha A. Brown. The meeting began at approximately 3:39 pm.

I. Approval of Minutes

The June 2, 2016 minutes were approved as written.

II. Prevailing Wage Hearing

At the beginning of each wage hearing the Commissioners, the Director, Program Compliance Officer II, Secretary and the Representative introduced themselves. Commissioner Wood (Chair) administered the oath.

Case # 16-085

Prime Contractor: Commercial Interiors LLC

Sub-Contractor: American Contractors of Baltimore, Inc.

Contract#/Project: TR-11320R/Greyhound Intermodal Terminal

Representative(s): Ernestine Hurt (Office Manager) & James Hurt (President) believes that they should not pay because she stated that the certified payroll was sent to Commercial Interiors the Tuesday prior to the next work week and it was mailed to them via certified mail. The representatives also states that it is not in their contract to certified payrolls to the Wage Commission.

Violation: 1 late payroll (\$150.00) Weekending: 01/26/16

Decision: Motion was made by Commissioner Clements to enforce the full amount due and Commissioner Barber second the motioned. All in favor to have the fine remain. The decision is that the fine of \$150.00 will stand.

Case # 16-086

Prime Contractor: Plano Coudon

Sub-Contractor: Delaware Elevator, Inc.

Contract#/Project: RP-12813/Jackson Recreation Center

Representative(s): Ms. Ruth (Accounting Manager) defense was that the company that they use Automated Integration made errors in the payrolls and that's why they were late. She ultimately feels that Automated Integration should be responsible for the fines.

Violation: 3 late payroll (\$1,020.00) Weekending: 01/22/16; 01/29/16; 02/05/16

Decision: Motion was made by Commissioner Barber to enforce the full amount due and Commissioner Clements second the motioned. All in favor to have the fine remain. The decision is that the fine of \$1,020.00 will stand.

Case # 16-087

Prime Contractor: Plano Coudon
Sub-Contractor: Digging & Rigging II, Inc.
Contract#/Project: RP-12813/Jackson Recreation Center
Representative(s): No Show
Violation: 1 late payroll (\$30.00) Weekending: 02/27/16

Decision: Motion was made by Commissioner Barber to enforce the full amount due and Commissioner Clements second the motioned. All in favor to have the fine remain. The decision is that the fine of \$30.00 will stand.

Case # 16-102

Prime Contractor: Spinello Companies
Sub-Contractor: Advance Underground Inspection, LLC
Contract#/Project: SC-902/Man Hole Rehabilitation
Representative(s): No Show
Violation: 1 late payroll (\$70.00) Weekending: 03/06/16

Decision: Motion was made by Commissioner Clements to enforce the full amount due and Commissioner Barber second the motioned. All in favor to have the fine remain. The decision is that the fine of \$70.00 will stand.

III. Minimum Wage Cases

Case#12-024 Tyeisha Taylor vs. Treasure Daycare- Program Compliance Officer II request a final order for this case be issued. Chair Wood made the motion and Commissioner Clements second the motion, all were in favor and no opposed.

Case#12-042: Ichchhuk Strestha vs. Calvert Subway LLC- Program Compliance Officer II request permission to have the file sent to the Law Department for collections. Commissioner Barber made the motion to have the file sent and Chair Wood second all were in favor and no opposed.

IV. Other Business

The deputy director of the OCR&WE formally introduced herself to the commission and her role in the office. She mentioned how the deputy director will be attending the EEOC National Conference. Director Brown spoke about changes being made to the office in the hiring of (2) Secretary III's and a Program Compliance Officer I no later than the end of the month.

The commission decided to have the next meeting be scheduled for Thursday, September 8, 2016 at 3:00pm followed by a social. A calendar invite will be sent to the commissioners for the social convening from 3:00pm-6:00pm either at Hotel Monaco or 17 Light Street.

There being no further business, the meeting adjourned at 4:43pm

Respectfully submitted,

Joanna Rollins
Secretary III