

Office of Civil Rights & Wage Enforcement
Wage Commission
Minutes
October 6, 2016

Present at the meeting were Commissioners Sheryl R. Wood (Chair), John Barber, and David T. Clements. Also present were Kisha A. Brown (Director), Larry Ennels (Compliance Officer II), and Andrea Williams (Compliance Officer I). The meeting began at approximately 3:15 P.M.

I. Welcome

Chair Wood welcomed Andrea Williams, the new Compliance Officer I, to the meeting.

II. Approval of Minutes

The Prevailing Wage paragraph was stricken from the September 8 and September 22 minutes.

The September 8, 2016 amended minutes were approved.

The September 22, 2016 amended minutes were approved.

III. Prevailing Wage Topic Discussion

Case # 15-001 thru 15-011

Prime Contractor: Spiniello Companies

Sub-Contractor: Shekinah, LLC

Contract# / Project: SC875, 902, 905, WC1223, 1244, 1245, 1261, 1262,

1263, 1268, 1294/ Various City Locations

W/E – Various

Violation: 307 Late Payrolls

Penalty: \$\$271,880.00

Previous payroll violations: 0

Speaker: Ms. Wendy Dabny of the MBE program was invited to the commission meeting to explain her position on Spiniello and Shekinah.

The Chair asked whether there were other complaints against Spiniello regarding late payrolls. Mr. Ennels said this was the first time they had submitted payroll.

The Wage Commission is continuing to review the records until further notice, and Ms. Dabny will be sending statements to the Wage Commission via email on any findings of misclassifications from Shekinah. In addition, Mr. Ennels will investigate Spiniello and report any payroll discrepancies or misclassifications to the commission if necessary in the future.

The commissioners will make a decision on the Spiniello penalty at the next hearing on November 3, 2016. Mr. Robert Fulton Dashiell will be attending the next meeting. A

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letter will be sent to Mr. Dashiell requesting that a representative from Spiniello also attend the November hearing.

Minimum Wage Case

Case # 12-024

Tyeisha Toller vs. Treasure Daycare – Request file be sent to Law Department for Collection.

Violation: 1 - (owe the employee - \$12.31)

Penalty: \$250.00

Mr. Ennels reported that the certified letter that was sent to Treasure Daycare was returned without signature.

Decision: The commission voted to send Treasure Daycare to the Law Department for collection.

IV. Other Business

There was no other business.

There being no further business, the meeting was adjourned at 4:24 P.M.