



## Agenda Report

18-897

Agenda Date: 6/26/2018

### REPORT TO STADIUM AUTHORITY BOARD

#### SUBJECT

Note and File - Update on Worker Retention Efforts during Concessionaire Transition at Levi's Stadium (Stadium Authority)

#### BACKGROUND

The Forty Niners Stadium Management Company (ManCo) provides food and beverage concessions through a third party contract for events at Levi's Stadium, with an annual average of 10 National Football League (NFL) Events, approximately ten large Non-NFL Events (soccer, concerts, etc.), and about 100 special/catered events. As a result of these scheduled events, the food and beverage provider is charged with servicing hundreds of thousands of guests a year.

On February 27, 2018, the Santa Clara Stadium Authority Board (Board) authorized the Executive Director to execute a contract with Levy Premium Food Service Limited Partnership (Levy) for Concession Services at Levi's Stadium for 12 years. The Concessions Operating Agreement includes terms and conditions for the transition from one concessionaire to another, defined as the period from the effective date through the commencement date (2.3 Concessionaire's Transitional Services, the "Transitional Period"). During this meeting, Stadium Manager Jim Mercurio verbally agreed to provide an informational update regarding worker retention efforts mid-way through the 90-day transition period, as defined in the City of Santa Clara's Worker Retention Ordinance, or approximately 45 days from the commencement date of the Levy's agreement.

#### DISCUSSION

The Concessions Operations Agreement with Levy commenced on April 16, 2018. Therefore, consistent with the Stadium Manager's verbal comments, this report transmits the June 19, 2018 memo from Levy to ManCo memo regarding their efforts over the first 45 days of the Transitional Period in support of the City of Santa Clara's Worker Retention Ordinance (Attachment 1). In summary, Levy contact 596 individuals provided by Unite Here Local 19 with experience working at the stadium. On average of 300 of those individuals worked the first three events hosted at Levi's Stadium since Levy's became the concessions operator.

SCSA staff and ManCo agreed to transmit this informational update requested by the SCSA Board in mid-June, and later agreed to the June 26, 2018 meeting date. At that time, Stadium Manager Mr. Mercurio communicated he had existing commitments for this date. With the full report on the Transitional Period, including worker retention efforts, scheduled for the Stadium Authority meeting on September 11, 2018, SCSA staff proceeded with this Note and File report to provide the information to the SCSA Board as requested. Any questions from the Board will be responded to as part of the report scheduled for September.

**ENVIRONMENTAL REVIEW**

The action being considered does not constitute a “project” within the meaning of the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15378(b)(5) in that it is a governmental organizational or administrative activity that will not result in direct or indirect changes in the environment.

**FISCAL IMPACT**

There is no fiscal impact related to this report except for staff time transmitting the information.

**PUBLIC CONTACT**

Public contact was made by posting the Council agenda on the City’s official-notice bulletin board outside City Hall Council Chambers. A complete agenda packet is available on the City’s website and in the City Clerk’s Office at least 72 hours prior to a Regular Meeting and 24 hours prior to a Special Meeting. A hard copy of any agenda report may be requested by contacting the City Clerk’s Office at (408) 615-2220, email [clerk@santaclaraca.gov](mailto:clerk@santaclaraca.gov) <<mailto:clerk@santaclaraca.gov>> or at the public information desk at any City of Santa Clara public library.

**RECOMMENDATION**

Note and File the Update on Concessionaire Transition related to the City’s Worker Retention Ordinance at Levi’s Stadium.

Reviewed by: Walter C. Rossmann, Chief Operating Officer

Approved by: Deanna J. Santana, Executive Director

**ATTACHMENTS**

1. June 19, 2018 Levy Memo: Employee Retention Program