

## Legislation Details (With Text)

<b>File #:</b>	ROGC 20-175	<b>Version:</b>	1
<b>Type:</b>	Rules Committee Reviews, Recommendations and Approvals	<b>Status:</b>	Agenda Ready
<b>File created:</b>	4/30/2020	<b>In control:</b>	Joint Meeting for the Rules and Open Government Committee and Committee of the Whole
<b>On agenda:</b>	5/6/2020	<b>Final action:</b>	
<b>Title:</b>	Fee Cap on Food Delivery Services. (Diep)		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Memorandum from Diep, 2. Letters from the Public		

Date	Ver.	Action By	Action	Result
5/6/2020	1	Joint Meeting for the Rules and Open Government Committee and Committee of the Whole		

### Fee Cap on Food Delivery Services. (Diep)

Direct staff to draft and enact an urgency ordinance that:

- (1) Limit fees third-party food-delivery services operating in San José may charge on restaurants to:
- (a) 10% where food-delivery companies do not make personal protective equipment available to the employees or independent contractors who make deliveries; and
  - (b) 15% where food-delivery companies establish that personal protective equipment is provided at no cost to the employees or independent contractors making deliveries;
- (2) Sunsets the 15% cap on fees once restaurants in Santa Clara County may offer unrestricted dine-in service;
- (3) Grants food-delivery companies 14 days per incident to refund any fees taken in excess of these limits; and
- (4) Imposes a sliding scale of fines for repeated instances of exceeding the fee limits.