File No. 120993

Committee Item No. 9
Board Item No. 10

COMMITTEE/BOARD OF SUPERVISORS

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Committee: Rules

Date 11/1/12

Board of Supervisors Meeting

Date November 20, 2012

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OTHER (Use back side if additional space is needed)

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Completed by: Linda Wong Date 10/29/12
Completed by: L.W. Date 11/7/12

An asterisked item represents the cover sheet to a document that exceeds 25 pages. The complete document is in the file.

[Settlement Of Unlitigated Claim - Trico Construction - $440,000]

Resolution approving settlement of the unlitigated claim filed by Galliera Inc., dba Trico Construction (Trico) against San Francisco for $440,000.

WHEREAS, Trico has agreed to settlement of unlitigated Government Code Claim No. 12-02332, regarding Contract No. 7431A ("Project"), by payment of $440,000; and

WHEREAS, The San Francisco Library Commission recommends the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement of said claim by payment of $440,000 is hereby approved. The settlement shall also contain the following terms: (1) City reserves all rights to pursue claims against Trico for latent defects; (2) All unexpended warranties remain in full force and effect; (3) City and Trico each shall bear its own legal costs and fees.

APPROVED:

DENNIS J. HERRERA
City Attorney

See File for Signature
RONALD P. FLYNN
Construction Team Leader

FUNDS AVAILABLE:

See File for Signature
BEN ROSENFELD
Controller

RECOMMENDED:

SAN FRANCISCO LIBRARY COMMISSION

See File for Signature
LUIS HERRERA
San Francisco Librarian