

File No. 230495

Committee Item No. 19

Board Item No. 4

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: June 1, 2023

Board of Supervisors Meeting:

Date: June 13, 2023

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU - FY2022-2024 - Clean
- MOU - FY2022-2024 - Redline
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract / DRAFT Mills Act Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

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Prepared by: Stephanie Cabrera

Date: May 25, 2023

Prepared by: John Carroll

Date: June 8, 2023

Prepared by: _____

Date: _____

1 [Settlement of Lawsuit - Richard F. Bettencourt, et al. - City to Receive \$300,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by the City and County of San**
4 **Francisco for payment to San Francisco for \$300,000; the lawsuit was filed on**
5 **November 15, 2019, in Stanislaus County Superior Court, Case No. CV-19-006916;**
6 **entitled City and County of San Francisco v. Richard F. Bettencourt, et al.; the lawsuit**
7 **involves damage to approximately 500 feet of San Joaquin Pipeline (“SJPL No. 1”);**
8 **other material terms of the settlement are the City shall receive \$300,000.**

9

10 Be it ordained by the People of the City and County of San Francisco:

11 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
12 authorizes the City Attorney to settle the action entitled City and County of San Francisco v.
13 Richard F. Bettencourt, et al., Stanislaus County Superior Court, Case No. CV-19-006916 by
14 the payment to the City and County of San Francisco (“City”) of \$100,000 by Richard F.
15 Bettencourt, Richard F. Bettencourt and Darlene M. Bettencourt, as Trustees of the Richard
16 and Darlene Bettencourt Revocable Trust, dated December 18, 2012; payment of \$100,000
17 by Perez Farms; and payment of \$100,000 by Rumble AG Service. The lawsuit involves
18 damage to approximately 500 feet of San Joaquin Pipeline (“SJPL No. 1”).

19 Section 2. The above-named action was filed in Stanislaus County Superior Court on
20 November 15, 2019, and the following parties were named in the lawsuit: Plaintiff City and
21 County of San Francisco; Defendants Richard F. Bettencourt, Richard F. Bettencourt and
22 Darlene M. Bettencourt, as Trustees of the Richard and Darlene Bettencourt Revocable Trust,
23 dated December 18, 2012; Perez Farms; and Rumble AG Service.

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APPROVED AS TO FORM AND
RECOMMENDED:

DAVID CHIU
City Attorney

/s/ Meredith B. Osborn
MEREDITH B. OSBORN
Chief Trial Deputy

FUNDS AVAILABLE:

/s/ Michelle Allersma for Ben Rosenfield
BEN ROSENFELD
Controller

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RECOMMENDED:

PUBLIC UTILITIES COMMISSION

/s/
DENNIS HERRERA
General Manager

APPROVED:

/s/
DONNA HOOD
Secretary, Public Utilities Commission