

1 [Settlement of Lawsuit]

2

3 **Ordinance authorizing settlement of the lawsuit filed by 18th and Arkansas**

4 **Homeowners Association, 1220 Folsom Street Owners' Association, 2412 Harrison**

5 **Street Owners' Association, India Cove Homeowners Association, 700 Illinois Street**

6 **Owners' Association, 1415 Indiana Street Owners' Association, Penn Station Lofts**

7 **Owners' Association, 226 Ritch Street Owners Association, 650 Second Street Owners'**

8 **Association, San Francisco Flower Growers Association, 2030 Third Street**

9 **Homeowners' Association, Tehama Lofts Condominium Owners' Association, 1011 23rd**

10 **Street Owners' Association, and 239 8th Street Homeowners' Association against the**

11 **City and County of San Francisco for \$65,424.81; the lawsuit was filed on September**

12 **27, 2003 in the San Francisco Superior Court, Case No. 424-484; entitled 18th and**

13 **Arkansas Homeowners Association, et al., v. City and County of San Francisco, et al.**

14

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

16 Section 1. The City Attorney is hereby authorized to settle the action entitled "18th and

17 Arkansas Homeowners Association, et al., v. City and County of San Francisco, et al., San

18 Francisco Superior Court, Court No. 424-484 by the payment of \$65,424.81, as follows:

19

20

21

22

23

24

25

18th and Arkansas Street Owners Association	\$ 17,058.64
239 8th Street Homeowners' Association	\$ 2,053.85
Penn Station Lofts Owners' Association	\$ 2,841.91
226 Ritch Street Owners' Association	\$ 1,429.67
650 Second Street Owners' Association	\$ 6,590.96
700 Illinois Street Owners' Association	\$ 4,825.81

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

1011 23rd Street Owners' Association	\$ 5,677.85
1220 Folsom Street Owners' Association	\$ 984.50
1415 Indiana Street Owners' Association	\$ 4,929.05
2030 Third Street Homeowners' Association	\$ 5,033.77
2412 Harrison Street Owners' Association	\$ 4,315.03
Tehama Lofts Condominium Owners' Association	\$ 5,432.86
San Francisco Flower Growers' Association	\$ 4,250.91
TOTAL	\$ 65,424.81

Section 2. The above-named action was filed in San Francisco Superior Court on September 27, 2003, and the following parties were named in the lawsuit: Plaintiffs 18th and Arkansas Homeowners Association, 1220 Folsom Street Owners' Association, 2412 Harrison Street Owners' Association, India Cove Homeowners Association, 700 Illinois Street Owners' Association, 1415 Indiana Street Owners' Association, Penn Station Lofts Owners' Association, 226 Ritch Street Owners Association, 650 Second Street Owners' Association,

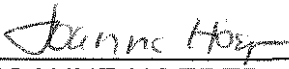
1 San Francisco Flower Growers Association, 2030 Third Street Homeowners' Association,
2 Tehama Lofts Condominium Owners' Association, 1011 23rd Street Owners' Association, and
3 239 8th Street Homeowners' Association; Defendant City and County of San Francisco.

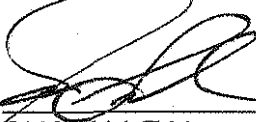
4 APPROVED AS TO FORM AND
5 RECOMMENDED:

RECOMMENDED:

6 DENNIS J. HERRERA
7 City Attorney

PUBLIC UTILITIES COMMISSION

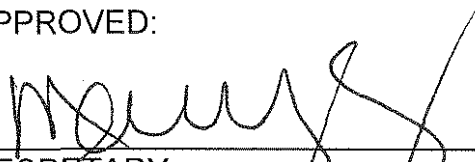
8 
9 JOANNE HOEPER
Chief Trial Deputy


SUSAN LEAL
General Manager

10 FUNDS AVAILABLE:

APPROVED:

11 
12 EDWARD HARRINGTON
13 Controller


SECRETARY
PUBLIC UTILITIES COMMISSION

14 Index Code: CWP110PU2AAA
15 Subsubject: 053XX

2/2/05



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails

Ordinance

File Number: 050247

Date Passed:

Ordinance authorizing settlement of the lawsuit filed by 18th and Arkansas Homeowners Association, 1220 Folsom Street Owners' Association, 2412 Harrison Street Owners' Association, India Cove Homeowners Association, 700 Illinois Street Owners' Association, 1415 Indiana Street Owners' Association, Penn Station Lofts Owners' Association, 226 Ritch Street Owners Association, 650 Second Street Owners' Association, San Francisco Flower Growers Association, 2030 Third Street Homeowners' Association, Tehama Lofts Condominium Owners' Association, 1011 23rd Street Owners' Association, and 239 8th Street Homeowners' Association against the City and County of San Francisco for \$65,424.81; the lawsuit was filed on September 27, 2003 in the San Francisco Superior Court, Case No. 424-484; entitled 18th and Arkansas Homeowners Association, et al., v. City and County of San Francisco, et al.

March 1, 2005 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval

March 15, 2005 Board of Supervisors — CONTINUED

Ayes: 10 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,
Mirkarimi, Peskin, Sandoval
Absent: 1 - McGoldrick

March 22, 2005 Board of Supervisors — FINALLY PASSED

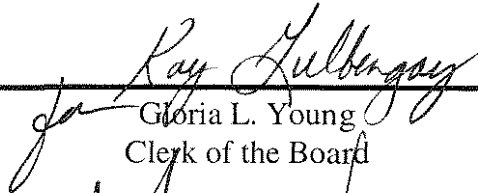
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 050247

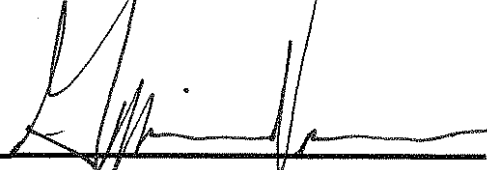
I hereby certify that the foregoing Ordinance
was **FINALLY PASSED** on **March 22, 2005**
by the Board of Supervisors of the City and
County of San Francisco.

APR 01 2005

Date Approved



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom