

1 [Settlement of Lawsuit and Supplemental Appropriation - Christopher Pollino and Cindy
2 Coyne - \$525,000]

3 **Ordinance authorizing settlement of the lawsuit filed by Christopher Pollino and Cindy**
4 **Coyne against the City and County of San Francisco for \$525,000; the lawsuit was filed**
5 **on October 17, 2014, in San Francisco Superior Court, Case No. CGC-14-542240;**
6 **entitled Christopher Pollino, et al. v. City and County of San Francisco, et al.; the**
7 **lawsuit involves alleged property damage from the break of the Public Utilities**
8 **Commission's water transmission pipeline on 15th Avenue between West Portal**
9 **Avenue and Wawona Street in San Francisco; and appropriating \$525,000 from the**
10 **Water Enterprise fund balance for such purpose.**

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

13 Section 1. Pursuant to Charter, Section 6.102(5), the Board of Supervisors hereby
14 authorizes the City Attorney to settle the action entitled Christopher Pollino, et al. v. City and
15 County of San Francisco, et al., San Francisco Superior Court, Case No. CGC-14-542240 by
16 the payment of \$525,000. The lawsuit involves alleged property damage from the break of
17 the San Francisco Public Utilities Commission's (SFPUC) water transmission pipeline on 15th
18 Avenue between West Portal Avenue and Wawona Avenue in San Francisco.

19 Section 2. The above-named action was filed in San Francisco Superior Court on
20 October 17, 2014, and the following parties were named in the lawsuit: Plaintiffs: Christopher
21 Pollino and Cindy Coyne; Defendants: City and County of San Francisco and Precision
22 Engineering, Inc.

23 Section 3. The Board herein appropriates \$525,000 from the Water Enterprise fund
24 balance for use by the SFPUC for purposes of settling the litigation.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney

CHERYL ADAMS
Chief Trial Deputy

FUNDS AVAILABLE:

BEN ROSENFELD
Controller

RECOMMENDED:

PUBLIC UTILITIES COMMISSION

HARLAN L. KELLY
General Manager

APPROVED:

DONNA HOOD
Secretary, Public Utilities Commission

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