

File No. 220620

Committee Item No. _____

Board Item No. 49

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: _____

Date: _____

Board of Supervisors Meeting

Date: May 24, 2022

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
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
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Prepared by: Brittney Harrell

Date: May 19, 2022

Prepared by: _____

Date: _____

1 [Closed Session - Anticipated Litigation - Claims for Real and Personal Property Damage to
2 Shelter-in-Place Hotels - June 7, 2022]

3 **Motion that the Board of Supervisors convene in closed session on June 7, 2022,**
4 **pursuant to California Government Code, Section 54956.9, and San Francisco**
5 **Administrative Code, Section 67.10(d)(2), for the purpose of conferring with, or**
6 **receiving advice from, the City Attorney regarding anticipated litigation in which the**
7 **City may be a plaintiff or defendant, regarding existing and possible future claims and**
8 **demands submitted for damage to real and personal property by hotels that have**
9 **operated as Shelter-in-Place Hotels during the COVID-19 pandemic, including: F Good**
10 **LLC (AKA Good Hotel), SF Vertigo LLC (AKA Hotel Vertigo), SF 100-120 Powell Owner**
11 **L.P. (AKA Hotel Union Square), and 345 Taylor Owner LLC (AKA Tilden Hotel).**

12
13 WHEREAS, California Government Code, Section 54956.9 and San Francisco
14 Administrative Code, Section 67.10(d)(2) allow the Board of Supervisors to convene in closed
15 session to confer with or receive advice from legal counsel regarding anticipated litigation; and

16 WHEREAS, Beginning in March 2020, the City procured hotel rooms to allow people
17 who had contracted or been exposed to COVID-19 to isolate and quarantine, and to allow
18 people experiencing homelessness to safely shelter in place; and

19 WHEREAS, In total, the City entered into booking contracts with 29 hotels, 14 of which
20 are still leased and occupied by the City; and

21 WHEREAS, Several of the hotels that provided rooms pursuant to these contracts
22 now allege that the City's occupancy resulted in significant damage to real and personal
23 property, and have filed claims or made demands against the City for compensation for the
24 alleged damage; now, therefore, be it

1 MOVED, That the Board of Supervisors convene in closed session on June 7, 2022,
2 with the City Attorney's Office for the purpose of conferring with, or receiving advice from, the
3 City Attorney regarding this anticipated litigation.

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Introduction Form

By a Member of the Board of Supervisors or Mayor

Time stamp
or meeting date

I hereby submit the following item for introduction (select only one):

- 1. For reference to Committee. (An Ordinance, Resolution, Motion or Charter Amendment).
- 2. Request for next printed agenda Without Reference to Committee.
- 3. Request for hearing on a subject matter at Committee.
- 4. Request for letter beginning : "Supervisor [] inquiries"
- 5. City Attorney Request.
- 6. Call File No. [] from Committee.
- 7. Budget Analyst request (attached written motion).
- 8. Substitute Legislation File No. []
- 9. Reactivate File No. []
- 10. Topic submitted for Mayoral Appearance before the BOS on []

Please check the appropriate boxes. The proposed legislation should be forwarded to the following:

- Small Business Commission
- Youth Commission
- Ethics Commission
- Planning Commission
- Building Inspection Commission

Note: For the Imperative Agenda (a resolution not on the printed agenda), use the Imperative Form.

Sponsor(s):

Walton

Subject:

[Closed Session - Anticipated Litigation - Claims for Real and Personal Property Damage to Shelter-in-Place Hotels - June 7, 2022]

The text is listed:

Motion that the Board of Supervisors convene in closed session on June 7, 2022, pursuant to California Government Code Section 54956.9 and Administrative Code Section 67.10(d)(2), for the purpose of conferring with, or receiving advice from, the City Attorney regarding anticipated litigation in which the City may be a plaintiff or defendant, regarding existing and possible future claims and demands submitted for damage to real and personal property by hotels that have operated as Shelter-in-Place Hotels during the COVID-19 pandemic, including: F Good LLC (AKA Good Hotel), SF Vertigo LLC (AKA Hotel Vertigo), SF 100-120 Powell Owner L.P. (AKA Hotel Union Square), 345 Taylor Owner LLC (AKA Tilden Hotel).

Signature of Sponsoring Supervisor: /s/ Shamann Walton