

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

[Settlement of Lawsuit - Stantec Consulting Services Inc. - City to Receive \$15,285,000]

**Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Stantec Consulting Services Inc. and Stantec Architecture Inc. for \$15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al.**

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

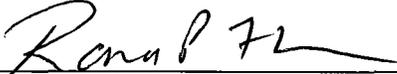
Section 1. Pursuant to Charter section 6.102(5), the Board of Supervisors hereby authorizes the City Attorney to settle the action entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al., Alameda County Superior Court, Case No. RG13679711, by the payment of \$14,000,000 to the City by defendants, and release of all claims by defendants against the City for an unpaid contract balance of \$1,285,000. All parties will execute a mutual release of current claims against one another, excluding a release of defendants' liability for latent defects, and defendants' claims against various third parties subject to defendants' obligation to defend, indemnify, and hold the City harmless for future lawsuits arising from such claims.

///  
///  
///

1 Section 2. The above-named action was filed in Alameda County Superior Court on  
2 December 12, 2011, and the following parties were named in the lawsuit: Plaintiff City and  
3 County of San Francisco, and defendants Stantec Architecture Inc. and Stantec Consulting  
4 Services Inc.

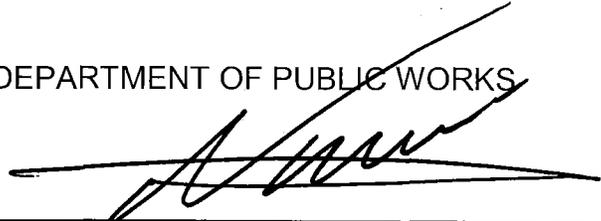
5  
6 APPROVED AS TO FORM AND  
7 RECOMMENDED:

8 DENNIS J. HERRERA  
9 City Attorney

10   
11 RONALD P. FLYNN  
12 Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC WORKS

13   
14 MOHAMMED NURU  
15 Director, Department of Public Works

16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
120645\00918577



City and County of San Francisco

Tails

Ordinance

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

File Number: 140404

Date Passed: June 10, 2014

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Stantec Consulting Services, Inc., and Stantec Architecture, Inc., for \$15,285,000; the lawsuit was filed on December 12, 2011, in Alameda County Superior Court, Case No. RG13679711; entitled City and County of San Francisco v. Stantec Consulting Services Inc., et al.

May 15, 2014 Rules Committee - RECOMMENDED..

June 03, 2014 Board of Supervisors - PASSED, ON FIRST READING

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

June 10, 2014 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Chiu, Cohen, Farrell, Kim, Mar, Tang, Wiener and Yee

File No. 140404

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 6/10/2014 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo  
Clerk of the Board

  
\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date Approved