

1 [Settlement of Lawsuit]

2
3 **Ordinance authorizing settlement of the lawsuit filed by King C. Electric, Inc. against**
4 **the City and County of San Francisco according to the following terms: a) King C.**
5 **Electric, Inc. ("KCE") pays one hundred nine thousand one hundred eighty-five dollars**
6 **and ninety-three cents (\$109,185.93) to the City; b) the City pays seventy-eight**
7 **thousand nine hundred eighty-three dollars and twenty-one cents (\$78,983.21) to KCE;**
8 **and c) KCE is debarred from performing construction contracts on City-owned**
9 **projects for two and a half years. The lawsuit was filed on April 14, 2004 in the**
10 **Superior Court of the City and County of San Francisco, Case No. CGC-o4-430671;**
11 **entitled King C. Electric, Inc. v. City and County of San Francisco et al. and related**
12 **cross-action.**
13
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 King C.
17 Electric, Inc. v. City and County of San Francisco, et al. and related cross-action, Superior
18 Court of the City and County of San Francisco, Court No. CGC-04-430561 by the following
19 actions: a) Plaintiff is to pay to the City one hundred and nine thousand one hundred and
20 eighty-five dollars and ninety-three cents (\$109,185.93); b) the City is to pay the Plaintiff
21 seventy-eight thousand nine hundred eighty-three dollars and twenty-one cents (\$78,983.21);
22 and c) the Plaintiff is debarred for two and a half years from working on City projects.

23 Section 2. The above-named action was filed in the Superior Court of the City and
24 County of San Francisco on April 14, 2004 and the following parties were named in the
25 lawsuit: a) King C. Electric, Inc. (Plaintiff and cross-defendant); b) the City and County of San

Name of Supervisor/Committee/Department

BOARD OF SUPERVISORS

Page 1

8/19/2005

d:\insite\files\sfrn\attachments\15309.doc

1 Francisco (defendant and cross-complainant); and c) Great American Insurance Company
2 (co-defendant).

3

4 APPROVED AS TO FORM
5 AND RECOMMENDED:
6 DENNIS J. HERRERA
7 City Attorney

RECOMMENDED:
DEPARTMENT OF RECREATION AND
PARK

7

8

9 _____
10 GEORGE WONG
11 Deputy City Attorney

YOMI AGUNBIADE
General Manager

10

11 FUNDS AVAILABLE:

APPROVED:

12

13 _____
14 EDWARD HARRINGTON
15 Controller

SECRETARY
RECREATION AND PARK COMMISSION

14

15

16

17

18

19

20

21

22

23

24

25

Name of Supervisor/Committee/Department

BOARD OF SUPERVISORS