



**City and County of San Francisco**  
**Meeting Minutes**  
**Government Audit and Oversight Committee**

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

*Members: Gordon Mar, Aaron Peskin, Matt Haney*

*Clerk: John Carroll (415) 554-4445*

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**Monday, March 30, 2020**

**12:30 PM**

**Special Meeting**

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**Present:** 3 - Gordon Mar, Aaron Peskin, and Matt Haney

*The Government Audit and Oversight Committee met in remote special session on March 30, 2020, with Chair Gordon Mar presiding. Chair Mar called the meeting to order at 12:32 p.m.*

**ROLL CALL AND ANNOUNCEMENTS**

*On the call of the roll, Chair Mar, Vice Chair Peskin, and Member Haney were noted present. A quorum was present.*

**AGENDA CHANGES**

*There were no agenda changes.*

## REGULAR AGENDA

### LITIGATION

#### **Conference with City Attorney**

*[Convene in Closed Session - Existing Litigation - City as Plaintiff and/or Defendant]*

*Motion that the Government Audit and Oversight Committee of the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding the following existing litigation and anticipated litigation. Administrative Code Section 67.10(d) permit this closed session. Discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the pending lawsuits and claims listed below.*

*Chair Mar moved to hold the Litigation items in open session; no motion was entertained to convene in closed session, nor to disclose closed session deliberations.*

*Chair Mar requested that File Nos. 200175, 200176, 200177, 200210, and 200211 be called together.*

*Heard in Committee. Speakers: None.*

#### **200175** [Settlement of Lawsuit - Juan Ortiz - \$125,000]

Ordinance authorizing settlement of the lawsuit filed by Juan Ortiz against the City and County of San Francisco for \$125,000; the lawsuit was filed on January 2, 2019, in United States District Court, Case No. 18-cv-07727 HSG; entitled Juan Ortiz v. City and County of San Francisco, et al.; the lawsuit involves alleged civil rights violations. (City Attorney)

02/21/20; RECEIVED FROM DEPARTMENT.

03/03/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**Chair Mar moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:**

Ayes: 3 - Mar, Peskin, Haney

#### **200176** [Settlement of Lawsuit - Erlinda Barahona and Saul Barahona - \$615,000]

Ordinance authorizing settlement of the lawsuit filed by Erlinda Barahona and Saul Barahona against the City and County of San Francisco for \$615,000; the lawsuit was filed on December 18, 2018, in San Francisco Superior Court, Case No. CGC-18-572183; entitled Erlinda Barahona, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged personal injury from collision with City vehicle. (City Attorney)

02/21/20; RECEIVED FROM DEPARTMENT.

03/03/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**Chair Mar moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:**

Ayes: 3 - Mar, Peskin, Haney

**200177 [Settlement of Lawsuit - Nancy Barsotti, et al. - \$190,000]**

Ordinance authorizing settlement of the lawsuit filed by Nancy Barsotti, Martin Beltran, Desmond Cotter, David Dawley, Paul Gallegos, Alan Harvey, Warren House, Ricky Hui, Tomie Ann Kato, James Kimball, Barry Lo, Colin Mackenzie, David Maxion, Mark Nicholas, Michael Orlando, George Petty III, Romelia Scott, Ellen Stein, and Richard Stevens against the City and County of San Francisco for \$190,000; the lawsuit was filed on February 6, 2014, in the Superior Court of California - County of San Francisco, Case No. CGC-14-537224; entitled Nancy Barsotti, et al. v. City and County of San Francisco, et al.; the lawsuit involves an employment dispute. (City Attorney)

02/24/20; RECEIVED FROM DEPARTMENT.

03/03/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**Chair Mar moved that this Ordinance be RECOMMENDED. The motion carried by the following vote:**

Ayes: 3 - Mar, Peskin, Haney

**200210 [Settlement of Unlitigated Claim - Jennifer Roldan - \$47,574.99]**

Resolution approving the settlement of the unlitigated claim filed by Jennifer Roldan against the City and County of San Francisco for \$47,574.99; the claim was filed on November 30, 2019; the claim involves alleged property damaged due to a water main rupture. (City Attorney)

02/21/20; RECEIVED FROM DEPARTMENT.

03/03/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**Chair Mar moved that this Resolution be RECOMMENDED. The motion carried by the following vote:**

Ayes: 3 - Mar, Peskin, Haney

**200211 [Settlement of Unlitigated Claim - Bryan Carmody - \$369,000]**

Resolution approving the settlement of the unlitigated claim filed by Bryan Carmody against the City and County of San Francisco for \$369,000; the claim was filed on August 29, 2019, and relates to the circumstances surrounding a series of search warrants obtained by the Police Department. (City Attorney)

02/21/20; RECEIVED FROM DEPARTMENT.

03/03/20; RECEIVED AND ASSIGNED to Government Audit and Oversight Committee.

**Chair Mar moved that this Resolution be RECOMMENDED AS COMMITTEE REPORT. The motion carried by the following vote:**

Ayes: 3 - Mar, Peskin, Haney

## ADJOURNMENT

*There being no further business, the Government Audit and Oversight Committee adjourned at the hour of 12:39 p.m.*

*N.B. The Minutes of this meeting set forth all actions taken by the Government Audit and Oversight Committee on the matters stated, but not necessarily in the chronological sequence in which the matters were taken up.*