

File No. 210989

Committee Item No. 13

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: Oct. 7, 2021

Board of Supervisors Meeting:

Date: _____

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- 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

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Prepared by: John Carroll

Date: Oct. 1, 2021

Prepared by: John Carroll

Date: _____

Prepared by: John Carroll

Date: _____

1 [Settlement of Lawsuit - Chris Hickey - \$1,150,000]

2
3 **Ordinance authorizing partial settlement of the lawsuit filed by Chris Hickey against the**
4 **City and County of San Francisco for \$1,150,000; the lawsuit was filed on August 20,**
5 **2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro,**
6 **et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation**
7 **arising out of flooding damage during major rainstorms in December of 2014; this**
8 **settlement relates only to the diminution of real property value claims of plaintiffs Chris**
9 **Hickey, and does not include claims for property loss or for attorney's fees, costs and**
10 **interest.**

11
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 in part, and only as to plaintiff Chris Hickey, the action
15 entitled David Alfaro, et al. v. City and County of San Francisco, San Francisco Superior
16 Court, Case No. CGC-15-547492 by the payment of \$1,150,000 to plaintiff Chris Hickey. The
17 lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms
18 in December of 2014.

19 Section 2. The above-named action was filed in San Francisco Superior Court on
20 August 20, 2015. This is an action brought by owners or occupants of several dozen
21 properties located in San Francisco against defendant City and County of San Francisco.

22 Section 3. This is a partial settlement of the action. It resolves the diminution of real
23 property value claims of commercial property owning plaintiff Chris Hickey. The parties will
24 subsequently and separately address all claims for statutory attorney's fees relating to this
25 action.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney

/s/ Meredith B. Osborn
MEREDITH B. OSBORN
Chief Trial Deputy

FUNDS AVAILABLE:

/s/Ben Rosenfield
BEN ROSENFELD
Controller

RECOMMENDED:

SAN FRANCISCO PUBLIC UTILITIES
COMMISSION

/s/
MICHAEL CARLIN
Acting General Manager

APPROVED:

/s/
DONNA HOOD
Secretary, Public Utilities Commission

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