

File No. 171076

Committee Item No. 11

Board Item No. 4

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight
Board of Supervisors Meeting:

Date: November 1, 2017
Date: November 14, 2017

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 (Click the text below for a direct link to the document)

<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____
<input type="checkbox"/>	<input type="checkbox"/>	_____

Prepared by: John Carroll
Prepared by: John Carroll

Date: October 27, 2017
Date: November 2, 2017

1 [Settlement of Lawsuit - AT&T Corp. - \$498,000]

2

3 **Ordinance authorizing settlement of the lawsuit filed by AT&T Corp. against the City**
 4 **and County of San Francisco for \$498,000; the lawsuit was filed on October 26, 2016, in**
 5 **San Francisco Superior Court, Case No. CGC-16-555047; entitled AT&T Corp. v. City of**
 6 **San Francisco, Department of Public Health; the lawsuit involves a breach of contract**
 7 **claim arising from a dispute over AT&T's design of a medical grade wireless network at**
 8 **Zuckerberg San Francisco General Hospital; other material terms of the settlement are**
 9 **that the City reserves all rights to pursue claims against AT&T for, and AT&T shall**
 10 **retain responsibility for, latent defects; all extant express and implied warranties under**
 11 **the contract shall remain in full force and effect; the City and AT&T will execute a**
 12 **mutual release; the City and AT&T will each bear its own fees and costs.**

13

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

15 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby

16 authorizes the City Attorney to settle the action entitled *AT&T Corp. v. City of San Francisco,*

17 *Department of Public Health,* San Francisco Superior Court, Case No. CGC-16-555047 by the

18 payment of \$498,000; the City reserves all rights to pursue claims against AT&T for, and

19 AT&T shall retain responsibility for, latent defects; all extant express and implied warranties

20 under the contract shall remain in full force and effect; the City and AT&T will execute a

21 mutual release; the City and AT&T will each bear its own fees and costs. The lawsuit involves

22 a dispute over AT&T's design of a medical grade wireless network at Zuckerberg San

23 Francisco General Hospital.

1 Section 2. The above-named action was filed in San Francisco Superior Court on
2 October 26, 2016, and the following parties were named in the lawsuit: Plaintiff AT&T Corp.
3 and Defendant City and County of San Francisco.

4 *///*

5 *///*

6 *///*

7 *///*

8 *///*

9 *///*

10 *///*

11 *///*

12 *///*

13 *///*

14 *///*

15 *///*

16 *///*

17 *///*

18 *///*

19 *///*

20 *///*

21 *///*

22 *///*

23 *///*

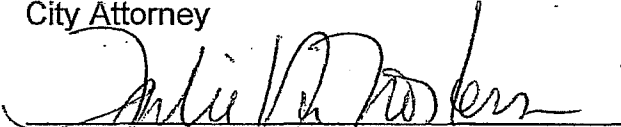
24 *///*

25 *///*

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

APPROVED AS TO FORM AND
RECOMMENDED:

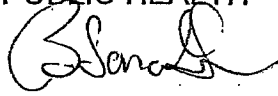
DENNIS J. HERRERA
City Attorney



JULIE VAN NOSTERN
Chief Attorney, Health and Human Services

RECOMMENDED:

SAN FRANCISCO DEPARTMENT OF
PUBLIC HEALTH



BARBARA A. GARCIA, MPA
Director of Health

FUNDS AVAILABLE:



BEN ROSENFELD
Controller

APPROVED:



MARK MOREWITZ
Commission Secretary

n:\energy\li2017\170544\01219835.docx

- Legislation for Introduction (NEW) ▶▶▶ Legislative Clerk
- Legislation Pending in Committee (AMENDED) ▶▶▶ Committee Clerk
- Legislation for Board Agenda (AMENDED) ▶▶▶ Deputy Clerk

RECEIVED
 BOARD OF SUPERVISORS
 SAN FRANCISCO
 2017 OCT - 3 PM 3:04

Supervisor, Mayor, and Departmental Submittals

Grant Ordinance

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** Department Head, Mayor or the Mayor's designee, plus the Controller
- Supporting documents:** 1 full set, and separate pdf copies of each in email.
 - Cover letter (original)
 - Grant budget/application
 - Grant information form, including signed disability checklist
 - Letter of Intent or grant award letter from funding agency
 - Contract, Leases/Agreements (if applicable)
 - Ethics Form 126 (if applicable) in **Word** format
 - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents: Sent to BOS.Legislation@sfgov.org**

Ordinance

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** City Attorney (For Settlement of Lawsuits - City Attorney, Department Head, Controller, Commission Secretary)
- Supporting documents:** 1 full set, and separate pdf copies of each in email
 - Cover letter (original)
 - Settlement Report/Agreement (for settlements)
 - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents: Sent to BOS.Legislation@sfgov.org**

Grant Resolution

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** Department Head, Mayor or the Mayor's designee, plus the Controller
- Supporting documents:** 1 full set, and separate pdf copies of each in email
 - Cover letter (original)
 - Grant budget/application
 - Grant information form, including signed disability checklist
 - Letter of Intent or grant award letter from funding agency
 - Contract, Leases/Agreements (if applicable)
 - Ethics Form 126 (if applicable) in **Word** format
 - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents: Sent to BOS.Legislation@sfgov.org**

Resolution

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** None (Note: Required for Settlement of Claims - City Attorney, Department Head, Controller, Commission Secretary)
- Supporting documents:** 1 full set, and separate pdf copies of each in email
 - Cover letter (original)
 - Settlement Report/Agreement (for settlements)
 - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents: Sent to BOS.Legislation@sfgov.org**

Joy Perez 554-3869
Name and Telephone Number

City Attorney
Department

Clerk's Office/Forms/Legislation Received Checklist (1/2015) for more help go to: sfbos.org/about-the-board/general/legislative-process-handbook

