

1 [Appropriating \$2,809,000 of General Fund Reserve - Fourth Street Bridge Project Litigation
 2 Expenses in FY2010-2011]

3 **Ordinance appropriating \$2,809,000 from the General Fund Reserve to the Department**
 4 **of Public Works for litigation expenses related to the Santa Clara Superior Court Case**
 5 **between Mitchell Engineering/Obayashi Corporation v. City and County of San**
 6 **Francisco for the Fourth Street Bridge Project in FY2010-2011.**

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

9 Section 1. The sources of funding outlined below are herein appropriated to reflect the
 10 funding available for Fiscal Year 2010-2011.

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 12 **SOURCES Appropriation**

Fund	Index Code	Subobject	Description	Amount
1G AGF AAA	*CON1GAGFAAA	098GR	General Fund	\$2,809,000
GF-Non-Project-Controlled			Reserve	
Total SOURCES Appropriation				\$2,809,000

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 18 Section 2. The uses of funding outlined below are herein appropriated in Subobject
 19 06700 (Buildings, Structures, and Improvement Project-Budget), and reflects the projected
 20 uses of funding to support the Department of Public Works' litigation expenses related to the
 21 Santa Clara Superior Court Case between Mitchell Engineering/Obayashi Corporation v. City
 22 and County of San Francisco for the Fourth Street Bridge Project in Fiscal Year 2010-2011.
 23 Of this amount, \$2,509,000 would be transferred to the City Attorney, and \$300,000 would be
 24 used to offset costs incurred by Department of Public Works' staff.

1 **USES Appropriation**

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Fund	Index Code /	Subobject	Description	Amount
	Project Code			
1G AGF ACP	PWE331GGFACP	06700 Buildings,	Fourth Street Bridge	\$2,809,000
GF-Continuing	CENTRN SM9099	Structures, and	Project Litigation	
Project		Improvement	Expenses	
		Project-Budget		
Total USES Appropriation				<u><u>\$2,809,000</u></u>

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11 Section 3. The Controller is authorized to record transfers between funds and adjust the

12 accounting treatment of sources and uses appropriated in this ordinance as necessary to

13 conform with Generally Accepted Accounting Principles.

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15 **FUNDS AVAILABLE**

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17 **APPROVED AS TO FORM:**

BEN ROSENFELD

18

19 **DENNIS J. HERRERA, City Attorney**

Controller

20

21 By: 

By: 

22

23 Deputy City Attorney

Date: February 1, 2011



City and County of San Francisco
Tails
Ordinance

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

File Number: 110154

Date Passed: March 22, 2011

Ordinance appropriating \$2,809,000 from the General Fund Reserve to the Department of Public Works for litigation expenses related to the Santa Clara Superior Court Case between Mitchell Engineering/Obayashi Corporation v. City and County of San Francisco for the Fourth Street Bridge Project in FY2010-2011.

March 02, 2011 Budget and Finance Sub-Committee - CONTINUED

March 09, 2011 Budget and Finance Sub-Committee - RECOMMENDED

March 15, 2011 Board of Supervisors - PASSED, ON FIRST READING

Ayes: 8 - Avalos, Chiu, Chu, Elsbernd, Farrell, Kim, Mar and Wiener

Excused: 3 - Campos, Cohen and Mirkarimi

March 22, 2011 Board of Supervisors - FINALLY PASSED

Ayes: 10 - Campos, Chiu, Chu, Cohen, Elsbernd, Farrell, Kim, Mar, Mirkarimi and Wiener

Excused: 1 - Avalos

File No. 110154

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 3/22/2011 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Edwin Lee

Date Approved