

BOARD of SUPERVISORS



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MEMORANDUM

GOVERNMENT AUDIT AND OVERSIGHT COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Dean Preston, Chair
Government Audit and Oversight Committee

FROM: John Carroll, Assistant Clerk

DATE: December 3, 2021

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**
Tuesday, December 7, 2021

The following file should be presented as COMMITTEE REPORT at the regular Board meeting on Tuesday, December 7, 2021. This ordinance was acted upon at the regular Government Audit and Oversight Committee meeting on Thursday, December 2, 2021, at 10:00 a.m., by the votes indicated.

Item No. 29 File No. 211074

Ordinance authorizing settlement of the lawsuit filed by Judy O'Neil against the City and County of San Francisco for \$2,500,000; the lawsuit was filed on December 19, 2017, in U.S. District Court for the Northern District of California, Case No. 17-cv-07190; entitled Judy O'Neil v. City and County of San Francisco, et al.; the lawsuit involves an officer involved shooting that resulted in the death of Keita O'Neil.

RECOMMENDED AS A COMMITTEE REPORT

Vote: Supervisor Dean Preston - Aye
Supervisor Connie Chan - Aye
Supervisor Rafael Mandelman - Excused
Supervisor Hillary Ronen - Absent

Cc: Board of Supervisors
Angela Calvillo, Clerk of the Board
Alisa Somera, Legislative Deputy
Anne Pearson, Deputy City Attorney

File No. 211074

Committee Item No. 7

Board Item No. 29

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: Dec. 2, 2021

Board of Supervisors Meeting:

Date: Dec. 7, 2021

Cmte Board

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| <input type="checkbox"/> | <input type="checkbox"/> | Motion |
| <input type="checkbox"/> | <input type="checkbox"/> | Resolution |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Ordinance |
| <input type="checkbox"/> | <input type="checkbox"/> | Legislative Digest |
| <input type="checkbox"/> | <input type="checkbox"/> | Budget and Legislative Analyst Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Youth Commission Report |
| <input type="checkbox"/> | <input type="checkbox"/> | Introduction Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/> | <input type="checkbox"/> | MOU |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Information Form |
| <input type="checkbox"/> | <input type="checkbox"/> | Grant Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Subcontract Budget |
| <input type="checkbox"/> | <input type="checkbox"/> | Contract/Agreement |
| <input type="checkbox"/> | <input type="checkbox"/> | Form 126 – Ethics Commission |
| <input type="checkbox"/> | <input type="checkbox"/> | Award Letter |
| <input type="checkbox"/> | <input type="checkbox"/> | Application |
| <input type="checkbox"/> | <input type="checkbox"/> | Public Correspondence |

OTHER

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|--------------------------|-------------------------------------|--------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | <u>Committee Report Request Memo</u> |
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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Prepared by: John Carroll

Date: Nov. 24, 2021

Prepared by: John Carroll

Date: Dec. 3, 2021

Prepared by: John Carroll

Date: _____

1 [Settlement of Lawsuit - Judy O'Neil - \$2,500,000]

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3 **Ordinance authorizing settlement of the lawsuit filed by Judy O'Neil against the City**
4 **and County of San Francisco for \$2,500,000; the lawsuit was filed on**
5 **December 19, 2017, in U.S. District Court for the Northern District of California, Case**
6 **No. 17-cv-07190; entitled Judy O'Neil v. City and County of San Francisco, et al.; the**
7 **lawsuit involves an officer involved shooting that resulted in the death of Keita O'Neil.**

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

10 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby authorizes
11 the City Attorney to settle the action entitled Judy O'Neil v. City and County of San Francisco,
12 et al., U.S. District Court for the Northern District of California, Case No. 17-cv-07190 by the
13 payment of \$2,500,000. The lawsuit involves an officer involved shooting that resulted in the
14 death of Keita O'Neil.

15 Section 2. The above-named action was filed in Northern District of California of
16 United States District Court on December 19, 2017, and the following parties were named in
17 the lawsuit: Plaintiff and successor-in-interest to Decedent Keita O'Neil, Judy O'Neil;
18 Guardian Ad Litem, April Green; Defendants City and County of San Francisco, Christopher
19 Samayoa, and Edric Talusan.

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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 POLICE DEPARTMENT

/s/
WILLIAM SCOTT
Chief

APPROVED:

/s/
STACY YOUNGBLOOD
Secretary, Police Commission

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Member, Board of Supervisors
District 5



City and County of San Francisco

DEAN PRESTON

DATE: November 30, 2021

TO: Angela Calvillo
Clerk of the Board of Supervisors

FROM: Supervisor Preston
Chairperson

RE: Government Audit and Oversight Committee
COMMITTEE REPORTS

Pursuant to Board Rule 4.20, as Chair of the Government Audit and Oversight Committee I have deemed the following matters to be of an urgent nature and request each be considered by the full Board on Tuesday, December 7, 2021, as Committee Reports:

1. [211125 – \[Memorandum of Understanding - International Union of Operating Engineers Stationary Engineers, Local 39\]](#)
2. [211088 – \[Mills Act Historical Property Contract - 714 Steiner Street\]](#)
3. [211074 – \[Settlement of Lawsuit - Judy O'Neil - \\$2,500,000\]](#)

These matters will be heard at a regular Government Audit and Oversight Committee meeting on December 2, 2021, at 10am.

A handwritten signature in blue ink, appearing to read "Dean Preston".