

File No. 230339

Committee Item No. 18

Board Item No. 16

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight
Board of Supervisors Meeting:

Date: April 20, 2023

Date: May 2, 2023

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 - FY2022-2024 - Clean
- MOU - FY2022-2024 - Redline
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract / DRAFT Mills Act Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

OTHER

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Prepared by: Stephanie Cabrera

Date: April 13, 2023

Prepared by: Stephanie Cabrera

Date: April 28, 2023

Prepared by: _____

Date: _____

1 [Settlement of Unlitigated Claim - SF Americania LLC - \$4,692,008]

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3 **Resolution approving the settlement of the unlitigated claim filed by SF Americania**
4 **LLC against the City and County of San Francisco for \$4,692,008; the claim was filed on**
5 **January 13, 2023; the claim involves allegations of property damage to the Americania**
6 **Hotel caused by shelter-in-place (SIP) hotel guests during the COVID-19 pandemic and**
7 **resulting loss of use; other material terms of the settlement include a mutual full and**
8 **final release, with each party to bear their own costs.**

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10 WHEREAS, SF Americania LLC filed Government Code Claim No. 23-01095 on
11 January 13, 2023 against the City and County of San Francisco (Claim); and

12 WHEREAS, The Claim involves allegations of property damage to the Americania
13 Hotel caused by shelter-in-place hotel guests during the COVID-19 pandemic and resulting
14 loss of use; and

15 WHEREAS, The Human Services Agency has recommended settlement of the Claim
16 by payment of \$4,692,008 and other material terms of the settlement include a mutual full and
17 final release, with each party to bear their own costs; now, therefore, be it

18 RESOLVED, That pursuant to Administrative Code, Section 10.22, the Board of
19 Supervisors hereby authorizes the City Attorney to settle and compromise the Claim by
20 payment of \$4,692,008 and other material terms of the settlement include a mutual full and
21 final release, with each party to bear their own costs. The Controller is authorized to transfer
22 appropriated funds between departments to pay the cost of the settlement described herein.

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1 APPROVED:

2 DAVID CHIU
3 City Attorney

4 _____
5 /s/
6 FREDERICK SHEINFELD
7 Chief Claims Deputy

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH

_____ /s/
TRENT RHORER
Executive Director
San Francisco Human Services Agency

8 FUNDS AVAILABLE:

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10 _____
11 /s/
12 BEN ROSENFELD
13 Controller

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