

1 [Settlement of Lawsuit and Supplemental Appropriation - Christopher Pollino and Cindy  
2 Coyne - \$525,000]

3 **Ordinance authorizing settlement of the lawsuit filed by Christopher Pollino and Cindy**  
4 **Coyne against the City and County of San Francisco for \$525,000; the lawsuit was filed**  
5 **on October 17, 2014, in San Francisco Superior Court, Case No. CGC-14-542240;**  
6 **entitled Christopher Pollino, et al. v. City and County of San Francisco, et al.; the**  
7 **lawsuit involves alleged property damage from the break of the Public Utilities**  
8 **Commission's water transmission pipeline on 15th Avenue between West Portal**  
9 **Avenue and Wawona Street in San Francisco; and appropriating \$525,000 from the**  
10 **Water Enterprise fund balance for such purpose.**

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 the action entitled Christopher Pollino, et al. v. City and  
15 County of San Francisco, et al., San Francisco Superior Court, Case No. CGC-14-542240 by  
16 the payment of \$525,000. The lawsuit involves alleged property damage from the break of  
17 the San Francisco Public Utilities Commission's (SFPUC) water transmission pipeline on 15th  
18 Avenue between West Portal Avenue and Wawona Avenue in San Francisco.

19 Section 2. The above-named action was filed in San Francisco Superior Court on  
20 October 17, 2014, and the following parties were named in the lawsuit: Plaintiffs: Christopher  
21 Pollino and Cindy Coyne; Defendants: City and County of San Francisco and Precision  
22 Engineering, Inc.

23 Section 3. The Board herein appropriates \$525,000 from the Water Enterprise fund  
24 balance for use by the SFPUC for purposes of settling the litigation.

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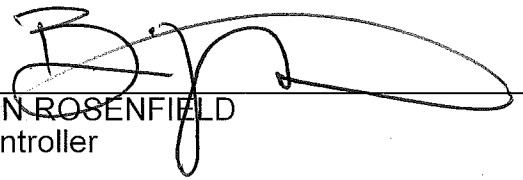
APPROVED AS TO FORM AND  
RECOMMENDED:

DENNIS J. HERRERA  
City Attorney



CHERYL ADAMS  
Chief Trial Deputy

FUNDS AVAILABLE:



BEN ROSENFELD  
Controller

RECOMMENDED:

PUBLIC UTILITIES COMMISSION



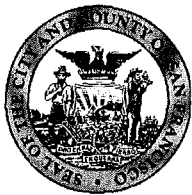
HARLAN L. KELLY  
General Manager

APPROVED:



DONNA HOOD  
Secretary, Public Utilities Commission

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# City and County of San Francisco

## Tails

### Ordinance

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

**File Number:** 161054

**Date Passed:** November 29, 2016

Ordinance authorizing settlement of the lawsuit filed by Christopher Pollino and Cindy Coyne against the City and County of San Francisco for \$525,000; the lawsuit was filed on October 17, 2014, in San Francisco Superior Court, Case No. CGC-14-542240; entitled Christopher Pollino, et al. v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$525,000 from the Water Enterprise fund balance for such purpose.

October 28, 2016 Government Audit and Oversight Committee - RECOMMENDED..

November 15, 2016 Board of Supervisors - PASSED, ON FIRST READING


Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin and Tang  
Excused: 2 - Wiener and Yee


November 29, 2016 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang,  
Wiener and Yee

File No. 161054

**I hereby certify that the foregoing Ordinance was FINALLY PASSED on 11/29/2016 by the Board of Supervisors of the City and County of San Francisco.**

  
\_\_\_\_\_  
Angela Calvillo  
Clerk of the Board

  
\_\_\_\_\_  
Mayor

12/9/16  
\_\_\_\_\_  
Date Approved