



1 [SETTLEMENT OF LAWSUIT]  
 2 AUTHORIZING THE CITY TO RELEASE, CONTRACTORS AND ARCHITECTS ON  
 3 REMODELING AND SEISMIC SAFETY IMPROVEMENTS PROJECT AT CALIFORNIA  
 4 PALACE OF THE LEGION OF HONOR, AS CONSIDERATION FOR SETTLEMENT OF THE  
 5 ACTION KNOWN AS *TRM CORP. V. CITY AND COUNTY OF SAN FRANCISCO*,  
 6 *SUPERIOR COURT CASE NO. 978-229.*

7  
 8 Section 1. The City Attorney is hereby authorized to settle the action entitled TRM  
 9 Corp. v. City and County of San Francisco, Superior Court Case No. 978-229. As  
 10 consideration for the settlement, contractor Hensel Phelps Construction Company ("Hensel")  
 11 will pay the City the Sum of \$25,000. Subcontractor TRM Corporation, d.b.a. Superior Tile  
 12 Company ("Superior"), will pay the City the sum of 20,000. Architects Edward Larabee  
 13 Barnes/John M.Y. Lee and Partments ("Partnership") will pay the City the sum of \$50,000.  
 14 Architects Marck Cavagnero Associates, d.b.a. proprietorship ("Associates") will pay the City  
 15 the sum of \$35,000. In addition, Hensel and Superior will perform remedial stone work at the  
 16 California Palace of the Legion of Honor. As further consideration for this settlement, the  
 17 complaint and all cross-complaints filed in the action will be dismissed with prejudice. Finally,  
 18 all parties will sign a mutual release and settlement agreement.  
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21 APPROVED AS TO FORM:  
 22 LOUISE H. RENNE, City Attorney

RECOMMENDED:  
 DEPARTMENT OF PUBLIC WORKS

23  
 24 By:   
 25 PATRICK J. MAHONEY  
 Chief Trial Deputy

By:   
 HARLAN KELLY  
 Deputy Director of Engineering



# City and County of San Francisco

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

## Tails Ordinance

**File Number:** 990117

**Date Passed:**

Ordinance authorizing the City to release, contractors and architects on remodeling and seismic safety improvements project at California Palace of the Legion of Honor, as consideration for settlement of the action known as TRM Corporation v. City and County of San Francisco.

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February 8, 1999 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,  
Yaki, Yee

Absent: 1 - Katz

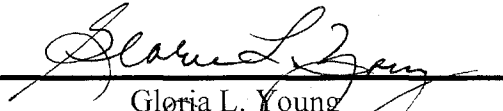
February 17, 1999 Board of Supervisors — FINALLY PASSED

Ayes: 9 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,  
Yaki

Absent: 2 - Katz, Yee

File No. 990117


I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on February 17, 1999 by the Board of Supervisors of the City and County of San Francisco.

  
Gloria L. Young  
Clerk of the Board

FEB 26 1999

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Date Approved

  
Mayor Willie L. Brown Jr.