

1 [Settlement of Lawsuit]

2
3 Ordinance authorizing settlement of the lawsuit filed by King C. Electric, Inc. against
4 the City and County of San Francisco according to the following terms: a) King C.
5 Electric, Inc. ("KCE") pays one hundred nine thousand one hundred eighty-five dollars
6 and ninety-three cents (\$109,185.93) to the City; b) the City pays seventy-eight
7 thousand nine hundred eighty-three dollars and twenty-one cents (\$78,983.21) to KCE;
8 and c) KCE is debarred from performing construction contracts on City-owned
9 projects for two and a half years. The lawsuit was filed on April 14, 2004 in the
10 Superior Court of the City and County of San Francisco, Case No. CGC-04-430561;
11 entitled King C. Electric, Inc. v. City and County of San Francisco et al. and related
12 cross-action.
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14

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

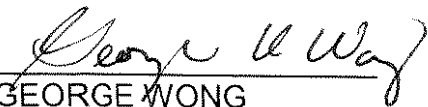
16 Section 1. The City Attorney is hereby authorized to settle the action entitled King C.
17 Electric, Inc. v. City and County of San Francisco, et al. and related cross-action, Superior
18 Court of the City and County of San Francisco, Court No. CGC-04-430561 by the following
19 actions: a) Plaintiff is to pay to the City one hundred nine thousand one hundred eighty-five
20 dollars and ninety-three cents (\$109,185.93); b) the City is to pay the Plaintiff seventy-eight
21 thousand nine hundred eighty-three dollars and twenty-one cents (\$78,983.21); and c) the
22 Plaintiff is debarred for two and a half years from working on City projects.

23 Section 2. The above-named action was filed in the Superior Court of the City and
24 County of San Francisco on April 14, 2004 and the following parties were named in the
25 lawsuit: a) King C. Electric, Inc. (Plaintiff and cross-defendant); b) the City and County of San

1 Francisco (defendant and cross-complainant); and c) Great American Insurance Company
2 (co-defendant).

3
4 APPROVED AS TO FORM
5 AND RECOMMENDED:
6 DENNIS J. HERRERA

7 City Attorney

8 
9 GEORGE WONG
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF RECREATION AND
PARK

10 
11 YOMI AGUNBIADE
12 General Manager

13 FUNDS AVAILABLE:

14 
15 EDWARD HARRINGTON
16 Controller

APPROVED:

17 
18 MARGARET DONNELLY
19 SECRETARY
20 RECREATION AND PARK COMMISSION

21 PLEASE CODE AS FOLLOWS:

- 22 1) Amount \$34,541.56 -- Index: PWE333CPF92D / Proj: CRPGI2 CP9140 S/Obj: 053XX
23 2) Amount \$30,000.00 -- Index: PWE652SSPCPR / Proj: CRPNPG FYPF40 S/Obj: 053XX
24 3) Amount \$5,485.93 -- Index: PWE333CPFLOC / Proj: CRPPRK CP7640 S/Obj: 053XX
25 4) Amount \$8,955.72 -- Index: PWE332SPFGFD / Proj: CENTRN BC0142 S/Obj: 053XX

9/19/05



City and County of San Francisco

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

Tails Ordinance

File Number: 051598

Date Passed:

Ordinance authorizing settlement of the lawsuit filed by King C. Electric, Inc. against the City and County of San Francisco according to the following terms: a) King C. Electric, Inc. ("KCE") pays one hundred nine thousand one hundred eighty-five dollars and ninety-three cents (\$109,185.93) to the City; b) the City pays seventy-eight thousand nine hundred eighty-three dollars and twenty-one cents (\$78,983.21) to KCE; and c) KCE is debarred from performing construction contracts on City-owned projects for two and a half years. The lawsuit was filed on April 14, 2004 in the Superior Court of the City and County of San Francisco, Case No. CGC-o4-430671; entitled King C. Electric, Inc. v. City and County of San Francisco et al. and related cross-action.

November 1, 2005 Board of Supervisors — PASSED, ON FIRST READING

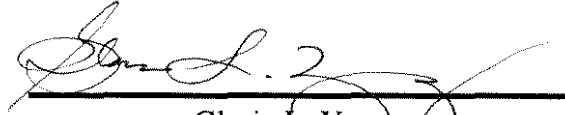
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval

November 8, 2005 Board of Supervisors — FINALLY PASSED

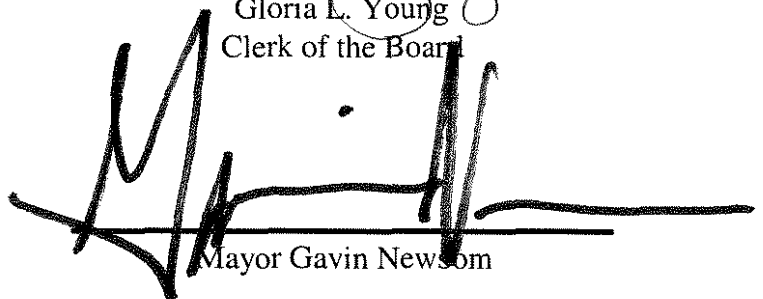
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Ma, Maxwell,
McGoldrick, Mirkarimi, Peskin, Sandoval

File No. 051598

I hereby certify that the foregoing Ordinance was **FINALLY PASSED** on November 8, 2005 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board



Mayor Gavin Newsom

NOV 17 2005

Date Approved