

1 [Three Month Extension Of Tolling Agreement.]
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3 **Resolution approving a three month extension of mutual tolling agreement between the**
4 **City of Daly City ("Daly City") and the City and County of San Francisco ("San**
5 **Francisco").**
6

7 WHEREAS, Effective December 28, 2004, through December 27, 2005, Daly City and
8 San Francisco entered into a mutual Tolling Agreement for claims arising from flooding in the
9 Westlake Neighborhood of Daly City and adjacent to Lake Merced in San Francisco; and

10 WHEREAS, effective December 28, 2005, Daly City and San Francisco extended the
11 term of the original tolling agreement through December 28, 2006; and,

12 WHEREAS, in a partial settlement agreement approved on June 6, 2006, Daly City and
13 San Francisco extended the term of the tolling agreement through January 28, 2007; and

14 WHEREAS, Daly City and San Francisco each wishes to extend the second Tolling
15 Agreement for a period of three months; and

16 WHEREAS, the City Attorney of the City and County of San Francisco has
17 recommended that San Francisco extend the Tolling Agreement for a period of three months;
18 and

19 WHEREAS, a copy of the proposed three-month Extension Of Mutual Tolling
20 Agreement is on file with the Clerk of the Board of Supervisors in File No. 070141, which is
21 hereby declared to be a part of this resolution as if set forth fully herein; now, therefore, be it

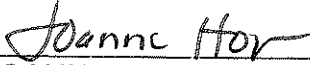
22 RESOLVED, That the entry by San Francisco into the proposed three-month Extension
23 of Mutual Tolling Agreement with Daly City is hereby approved.
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Supervisor Elsbarn
OFFICE OF THE CITY ATTORNEY
BOARD OF SUPERVISORS

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APPROVED AS TO FORM:


DENNIS J. HERRERA
City Attorney



JOANNE HOEPER
Chief Trial Deputy

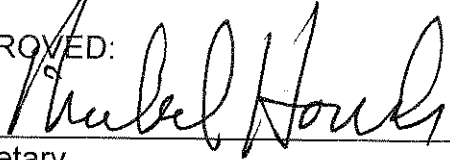
RECOMMENDED:

San Francisco Public Utilities Commission



SUSAN LEAL
General Manager

APPROVED:



Secretary
San Francisco Public Utilities Commission



City and County of San Francisco

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

Tails
Resolution

File Number: 070141

Date Passed:

Resolution approving a three month extension of mutual tolling agreement between the City of Daly City ("Daly City") and the City and County of San Francisco ("San Francisco").

March 6, 2007 Board of Supervisors — SUBSTITUTED

March 27, 2007 Board of Supervisors — ADOPTED

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

File No. 070141

I hereby certify that the foregoing Resolution was ADOPTED on March 27, 2007 by the Board of Supervisors of the City and County of San Francisco.

Gloria L. Young FOR

Gloria L. Young
Clerk of the Board

4/2/07

Date Approved

Gavin Newsom
Mayor Gavin Newsom