

1 [Tolling Agreement Extension with Irrigation District.]

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3 **Resolution approving Tolling Agreement Extension with Modesto and Turlock Irrigation**
4 **Districts.**

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6 WHEREAS, The City and County of San Francisco has been named as a defendant in
7 the following three lawsuits filed as a result of flooding on the lower Tuolumne and San
8 Joaquin Rivers in early 1997:

9 *Anderson et al. v. City and County of San Francisco, et al.; Flodman, et al. v. City and*
10 *County of San Francisco, et. al; Anthony, et al v. City and County of San Francisco, et*
11 *al.,* coordinated as San Joaquin Superior Court No. CV004214;

12 WHEREAS, The Modesto and Turlock Irrigation Districts (Districts) have also been
13 named as defendants in the aforementioned suits; and

14 WHEREAS, On October 9, 1998, pursuant to Resolution No. 779-98, the Board of
15 Supervisors approved the Tolling Agreement on file with the Clerk of the Board of Supervisors
16 in File No. 98-1421, which is hereby declared to be a part of this resolution as if set forth fully
17 herein; and,

18 WHEREAS, The City Attorney recommends that the Board of Supervisors approve a
19 tolling agreement extension with the Districts in this litigation and other similar cases which
20 may be filed by agreeing to waive the statute of limitations relative to the filing of Government
21 Code claims and cross complaints for indemnity and other relief between the City, Districts,
22 and other potential public agency defendants until June 30, 2005; now, therefore, be it

23 RESOLVED, That the Board of Supervisors approves the tolling agreement extension
24 with the Modesto and Turlock Irrigation Districts, a copy of which is on file with the Clerk of the
25 Board.



City and County of San Francisco

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

Tails
Resolution

File Number: 011381

Date Passed:

Resolution approving Tolling Agreement Extension with Modesto and Turlock Irrigation Districts.

August 20, 2001 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick,
Newsom, Peskin, Yee
Absent: 1 - Sandoval

File No. 011381

I hereby certify that the foregoing Resolution
was ADOPTED on August 20, 2001 by the
Board of Supervisors of the City and County
of San Francisco.

Gloria L. Young
Clerk of the Board

AUG 31 2001

Date Approved

Mayor Willie L. Brown Jr.