

File No. 250246

Committee Item No. 4

Board Item No. 4

## COMMITTEE/BOARD OF SUPERVISORS

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Committee: Government Audit and Oversight

Date: April 17, 2025

Board of Supervisors Meeting:

Date: May 6, 2025

#### Cmte Board

- |                                     |                                     |  |
|-------------------------------------|-------------------------------------|--|
| <input type="checkbox"/>            | <input type="checkbox"/>            | Motion                                       |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Resolution                                   |
| <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Ordinance                                    |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Budget and Legislative Analyst Report        |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Youth Commission Report                      |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Introduction Form                            |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/>            | MOU - FY2022-2024 - Clean                    |
| <input type="checkbox"/>            | <input type="checkbox"/>            | MOU - FY2022-2024 - Redline                  |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Grant Information Form                       |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Grant Budget                                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Subcontract Budget                           |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Contract / DRAFT Mills Act Agreement         |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Form 126 – Ethics Commission                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Public Correspondence                        |

#### OTHER

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Prepared by: Monique Crayton

Date: April 25, 2025

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Settlement of Lawsuit - San Francisco Apartment Association, And Small Property Owners Of  
2 San Francisco Institute - \$135,000]

3 **Ordinance authorizing settlement of the lawsuit filed by San Francisco Apartment**  
4 **Association, And Small Property Owners Of San Francisco Institute against the City**  
5 **and County of San Francisco for \$135,000; the lawsuit was filed on March 21, 2022, in**  
6 **San Francisco County Superior Court, Case No. CPF-22-517718; entitled San Francisco**  
7 **Apartment Association, et al. v. City and County of San Francisco; the lawsuit involves**  
8 **a Petition for Writ of Mandate challenging Ordinance No. 18-22, which amended San**  
9 **Francisco Administrative Code, Section 37.9, to require landlords pursuing certain**  
10 **types of evictions to first provide their tenants written notice and an opportunity to**  
11 **cure, unless the eviction is based on an imminent health or safety issue or the**  
12 **nonpayment of COVID-19 rental debt.**

13  
14 Be it ordained by the People of the City and County of San Francisco:

15 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby  
16 authorizes the City Attorney to settle the action entitled San Francisco Apartment Association,  
17 et al. v. City and County of San Francisco, San Francisco County Superior Court, Case No.  
18 CPF-22-517718 by the payment of \$135,000.00 in attorneys' fees to Petitioners' counsel. The  
19 lawsuit involves a Petition for Writ of Mandate challenging Ordinance 18-22, which amended  
20 San Francisco Administrative Code § 37.9 to require landlords pursuing certain types of  
21 evictions to first provide their tenants written notice and an opportunity to cure, unless the  
22 eviction is based on an imminent health or safety issue or the nonpayment of COVID-19 rental  
23 debt.

24 Section 2. The above-named action was filed in San Francisco County Superior Court  
25 on March 21, 2022, and the following parties were named in the lawsuit: Petitioners and

1 Plaintiffs San Francisco Apartment Association, And Small Property Owners Of San Francisco  
2 Institute; and Respondent and Defendant City and County of San Francisco.

3  
4 APPROVED AS TO FORM AND  
5 RECOMMENDED:

6 DAVID CHIU  
7 City Attorney

8 s/Tara M. Steele  
9 Tara M. Steele  
10 Team Leader, Government Litigation

11 FUNDS AVAILABLE:

12 /s/ Michelle Allersma for Greg Wagner  
13 GREG WAGNER  
14 Controller

RECOMMENDED:  
RENT BOARD

/s/  
Christina Varner  
Executive Director

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