File No. <u>211026</u>

Committee Item No.12Board Item No.6

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

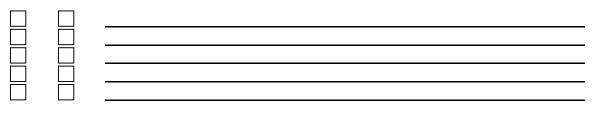
Committee: <u>Government Audit and Oversight</u> Board of Supervisors Meeting:
 Date:
 Nov. 18, 2021

 Date:
 Nov. 30, 2021

Cmte Board

		Motion
M		Resolution
		Ordinance
		Legislative Digest
		Budget and Legislative Analyst Report
		Youth Commission Report
		Introduction Form
		Department/Agency Cover Letter and/or Report
		MOU
		Grant Information Form
		Grant Budget
		Subcontract Budget
		Contract/Agreement
		Form 126 – Ethics Commission
		Award Letter
Ē	\square	Application
H	H	• •
		Public Correspondence

OTHER



Prepared by:	John Carroll	Date:	Nov. 12, 2021
Prepared by:		Date:	Nov. 22, 2021
Prepared by:		Date:	

FILE NO. 211026

RESOLUTION NO.

1	[Settlement of Unlitigated Claim - Covidien Sales LLC - Medtronic to Pay City \$800,000]
2	
3	Resolution approving the settlement of the unlitigated claim filed by the City against
4	Covidien Sales LLC, a Medtronic Company (Medtronic) for \$800,000 including the
5	return of a ventilator fleet at Medtronic's expense.
6	
7	WHEREAS, The unlitigated claim by the City involves a contract dispute regarding
8	Medtronic's provision of a ventilator fleet to the Department of Public Health (Department);
9	and
10	WHEREAS, The Department has recommended settlement of the unlitigated claim by
11	payment of \$800,000 from Medtronic to the City, plus the City's return of the ventilator fleet at
12	Medtronic's expense; now, therefore, be it
13	RESOLVED, That pursuant to San Francisco Administrative Code, Section 10.24(b)
14	(Claim Over \$25,000, Not Litigated), the Board of Supervisors hereby authorizes the City
15	Attorney to settle the unlitigated claim of the City against Medtronic, by the payment
16	of \$800,000 from Medtronic to the City and the City's return of the ventilator fleet at
17	Medtronic's expense, with each party to bear its own legal fees and costs.
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1	APPROVED:	RECOMMENDED:	
2			
3	DENNIS J. HERRERA City Attorney	DEPARTMENT OF PUBLIC HEALTH	
4	<u>/s/</u> JULIE VAN NOSTERN	<u>/s/</u>	
5	Chief Attorney Health & Human Services	GRANT COLFAX, M.D. Director of Health Department of Public Health	
6	Health & Human Services		
7	FUNDS RECEIVABLE:	APPROVED:	
8	/s/	/s/	
9	BEN ROSENFIELD Controller	MARK MOREWITZ	
10	Controller	Secretary, Health Commission	
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