

File No. 150330 Committee Item No. 3  
Board Item No. 2

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight Date May 7, 2015

Board of Supervisors Meeting

Date MAY 19, 2015

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 checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Introduction Form                            |
| <input type="checkbox"/>            | <input type="checkbox"/>            | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/>            | MOU                                          |
| <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/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 (Use back side if additional space is needed)

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Completed by: Erica Major Date May 1, 2015  
Completed by: [Signature] Date MAY 12, 2015

1 [Settlement of Lawsuit - FlightCar Incorporated - City to Receive \$230,000]

2

3 **Ordinance authorizing settlement of lawsuit filed by the City Attorney on behalf of**

4 **People of the State of California against FlightCar Incorporated and the Cross-**

5 **Complaint filed by FlightCar Incorporated against the City and County of San**

6 **Francisco; for the payment of \$230,000 by FlightCar Incorporated to the City; the**

7 **underlying lawsuit was filed on May 31, 2013, in San Francisco Superior Court, Case**

8 **No. CGC-13-531807, entitled People of the State of California v. FlightCar, Inc. and later**

9 **changed venue to Santa Clara County Superior Court, Case No. 1-13-CV-251634;**

10 **FlightCar Incorporated’s Cross-Complaint, entitled FlightCar Incorporated v. City and**

11 **County of San Francisco, with the same case number, was filed on February 4, 2014.**

12

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

14 Section 1. Pursuant to Charter, Section 6.102(5), the Board of Supervisors hereby

15 authorizes the City Attorney to settle the action and cross-complaint entitled People of the

16 State of California against FlightCar Incorporated and FlightCar Incorporated v. City and

17 County of San Francisco, Santa Clara Superior Court, Case No. 1-13-CV-251634 for the

18 payment of \$230,000 by FlightCar Incorporated to the City and County of San Francisco.

19 Additional settlement terms include a requirement that FlightCar Incorporated apply for and

20 secure a permit as an Off-Airport Rental Car Company with San Francisco International

21 Airport.

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1 Section 2. The above-named complaint was filed in San Francisco Superior Court on  
2 May 31, 2013 and then changed venue to Santa Clara County Superior Court; the cross-  
3 complaint was filed in Santa Clara County Superior Court; the following parties were named in  
4 these actions: People of the State of California (Plaintiff), FlightCar Incorporated (Defendant  
5 and Cross-Complainant), and City and County of San Francisco (Cross-Defendant). The San  
6 Francisco International Airport and John L. Martin were both initially named as Cross-  
7 Defendants, but were dismissed by Cross-Complainants.

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APPROVED AS TO FORM AND  
RECOMMENDED:

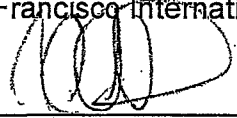
DENNIS J. HERRERA  
City Attorney



YVONNE R. MERE  
Chief Attorney  
Neighborhood and Resident Protection  
Division

RECOMMENDED:

San Francisco International Airport



JOHN L. MARTIN  
Director of San Francisco International Airport



