File No	151075	Committee Item No13	
	1.118	Board Item No.	

COMMITTEE/BOARD OF SUPERVISORS

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[Settlement of Unlitigated Claim - Stantec Architecture, Inc. - City to Withhold \$108,000.60 of Contract Balance]

Resolution approving settlement of the unlitigated claim by the City and County of San Francisco against Stantec Architecture, Inc. ("Stantec"), for \$108,000.60, which the City will withhold from the remaining balance on the contract between the City and Stantec.

WHEREAS, The City and County of San Francisco ("City") has an unlitigated professional negligence and breach of contract claim against Stantec Architecture, Inc. ("Stantec"); and

WHEREAS, The San Francisco Public Utilities Commission owes Stantec \$108,930.35 under the contract between the City and Stantec, but the parties have agreed to resolve the City's claim against Stantec by the City withholding \$108,000.60 of that amount; and

WHEREAS, The San Francisco Public Utilities Commission has recommended settlement of the claim by the City's withholding \$108,000.60 of the remaining balance that the City would otherwise owe to Stantec under the contract; now, therefore, be it

RESOLVED, That pursuant to Administrative Code, Section 10.24, the Board of Supervisors hereby authorizes the City Attorney to settle and compromise the claim by the City's withholding \$108,000.60.

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APPROVED: **DENNIS J. HERRERA** City Attorney **ELAINE O'NEIL Deputy City Attorney** Construction and Public Contracting Team Leader FUNDS AVAILABLE:

Controller

RECOMMENDED:

SAN FRANCISCO PUBLIC UTILITIES COMMISSION

HARLAN L. KELLY, JR.

General Manager of the San Francisco Public Utilities Commission

APPROVED:

SAN FRANCISCO PUBLIC UTILITIES **COMMISSION:**

Commission Secretary San Francisco Public Utilities Commission

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