

File No. 160576 Committee Item No. 18
 Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS
 AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight Date June 16, 2016

Board of Supervisors Meeting Date _____
 Cmte Board

- Motion
- 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
- Application
- Public Correspondence

OTHER (Use back side if additional space is needed)

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Completed by: Erica Major Date June 10, 2016
 Completed by: _____ Date _____

1 [Settlement of Lawsuits - Justice Operating Co. LLC, and Justice Investors LP, Kearny Street
2 Employers LLC - \$1,450,000]

3 **Ordinance authorizing settlement of two lawsuits filed by Justice Investors LP, Kearny**
4 **Street Employers LLC, and Justice Operating Co. LLC, against the City and County of**
5 **San Francisco for \$1,450,000; the first lawsuit was filed on July 16, 2015, in San**
6 **Francisco Superior Court, Case No. CGC-15-546897; entitled Justice Investors LP,**
7 **Justice Operating Co. LLC v. City and County of San Francisco; the second lawsuit**
8 **was filed on October 19, 2015, in San Francisco Superior Court, Case No. CPF-15-**
9 **514532; entitled Justice Investors LP, Kearny Street Employers LLC v. City and County**
10 **of San Francisco; these are suits for refund of Real Property Transfer Tax, Transient**
11 **Occupancy Tax and Tourism Improvement District Fees; other material term of said**
12 **settlement is San Francisco's dismissal of its cross-complaint in Case No. CPF-15-**
13 **514532.**

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

16 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
17 authorizes the City Attorney to settle the actions entitled Justice Investors LP, Justice
18 Operating Co. LLC v. City and County of San Francisco, San Francisco Superior Court Case
19 No. CGC-15-546897, and Justice Investors LP, Kearny Street Employers LLC v. City and
20 County of San Francisco, San Francisco Superior Court Case No. CPF-15-514532, by the
21 payment of \$1,450,000 and San Francisco's dismissal of its cross-complaint in Case No.
22 CPF-15-514532. These are suits for refund of Real Property Transfer Tax, Transient
23 Occupancy Tax and Tourism Improvement District Fees.

24 Section 2. The above-named actions were filed in San Francisco Superior Court on
25 July 16, 2015 and October 19, 2015, respectively, and the following parties were named in the

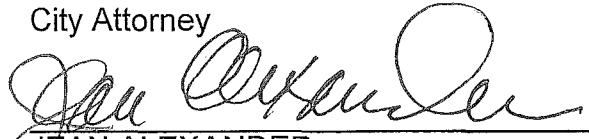
1 lawsuits: as plaintiffs, Justice Investors LP, Justice Operating Co. LLC, Kearny Street
2 Employers LLC; as defendant, City and County of San Francisco; as cross-complainant, City
3 and County of San Francisco; and as cross-defendants, Kearny Street Employers LLC and
4 Geoffrey Palermo, an individual.

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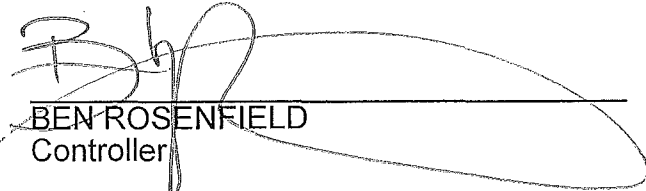
APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney



JEAN ALEXANDER
Chief Tax Attorney

FUNDS AVAILABLE:



BEN ROSENFELD
Controller

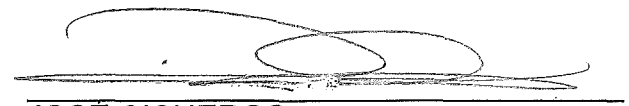
RECOMMENDED:

OFFICE OF THE ASSESSOR-RECORDER



CARMEN CHU
Assessor-Recorder

OFFICE OF THE TREASURER-TAX
COLLECTOR



JOSE CISNEROS
Treasurer-Tax Collector

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RECOMMENDED:

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City Attorney

JEAN ALEXANDER
Chief Tax Attorney

FUNDS AVAILABLE:

BEN ROSENFELD
Controller

RECOMMENDED:

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CARMEN CHU
Assessor-Recorder

OFFICE OF THE TREASURER-TAX
COLLECTOR

JOSÉ CISNEROS
Treasurer-Tax Collector

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LEGISLATION RECEIVED CHECKLIST

Date 5/18/16 File Number (if applicable) _____

- Legislation for Introduction (NEW) ▶▶▶ Legislative Clerk
- Legislation Pending in Committee (AMENDED) ▶▶▶ Committee Clerk
- Legislation for Board Agenda (AMENDED) ▶▶▶ Deputy Clerk

RECEIVED
OFFICE OF SUPERVISORS
SAN FRANCISCO
2016 MAY 18 PM 3:12

Supervisor, Mayor, and Departmental Submittals

Grant Ordinance

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** Department Head, Mayor or the Mayor's designee, plus the Controller
- Supporting documents:** 1 full set, and separate **pdf** copies of each in email
 - Cover letter (original)
 - Grant budget/application
 - Grant information form, including signed disability checklist
 - Letter of Intent or grant award letter from funding agency
 - Contract, Leases/Agreements (if applicable)
 - Ethics Form 126 (if applicable) in **Word** format
 - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents:** Sent to BOS.Legislation@sfgov.org

Ordinance

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** City Attorney (For Settlement of Lawsuits - City Attorney, Department Head, Controller, Commission Secretary)
- Supporting documents:** 1 full set, and separate **pdf** copies of each in email
 - Cover letter (original)
 - Settlement Report/Agreement (for settlements)
 - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents:** Sent to BOS.Legislation@sfgov.org

Grant Resolution

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** Department Head, Mayor or the Mayor's designee, plus the Controller
- Supporting documents:** 1 full set, and separate **pdf** copies of each in email
 - Cover letter (original)
 - Grant budget/application
 - Grant information form, including signed disability checklist
 - Letter of Intent or grant award letter from funding agency
 - Contract, Leases/Agreements (if applicable)
 - Ethics Form 126 (if applicable) in **Word** format
 - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents:** Sent to BOS.Legislation@sfgov.org

Resolution

- Legislation:** Original, 1 hard copy, and 1 electronic copy in **Word** format
- Signature:** None (Note: Required for Settlement of Claims - City Attorney, Department Head, Controller, Commission Secretary)
- Supporting documents:** 1 full set, and separate **pdf** copies of each in email
 - Cover letter (original)
 - Settlement Report/Agreement (for settlements)
 - Other support documents as identified in the cover letter and legislation
- E-Copy of legislation/supporting documents:** Sent to BOS.Legislation@sfgov.org

Jay Perez 554-3869 City Attorney
Name and Telephone Number Department