File No. 160923

Committee Item No. <u>15</u> Board Item No. <u>5</u>

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date <u>September 15, 2016</u> Date <u>SEPTEMBE</u> 77 2016

Board	1 01 5	Supervisors	weeting	
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		Motion		

	Resolution
	Ordinance
	Legislative Digest
	Budget and Legislative Analyst Report
	Youth Commission Report
	Introduction Form
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	MOU
	Grant Information Form
	Grant Budget
	Subcontract Budget
	Contract/Agreement
	Form 126 – Ethics Commission
	Award Letter
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FILE NO. 160923

ORDINANCE NO.

[Settlement of Lawsuit - 691 O'Farrell, LLC - City to Receive \$273,853.76]

Ordinance authorizing partial settlement of the cross-complaint filed by the City and County of San Francisco against 691 O'Farrell, LLC, for \$273,853.76; the crosscomplaint was filed on March 20, 2015, in San Francisco Superior Court, Case No. CGC-14-543173; entitled <u>City and County of San Francisco v. San Francisco</u> <u>Independent Taxi Association DBA Yevgeniy Komarov, et al.</u>; the lawsuit involves a motor vehicle accident causing damage to City and adjacent real property.

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

Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby authorizes the City Attorney to partially settle the cross-complaint entitled <u>City and County of</u> <u>San Francisco v. San Francisco Independent Taxi Association DBA Yevgeniy Komarov, et al.</u>, San Francisco Superior Court, Case No. CGC-14-543173 by the payment of \$273,853.76 by 691 O'Farrell, LLC. The lawsuit involves a motor vehicle accident causing damage to City and adjacent real property.

Section 2. The above-named cross-complaint was filed in San Francisco Superior Court on March 20, 2015, and the following parties were named in the cross-complaint: Cross-complainant: City and County of San Francisco; Cross-defendants: San Francisco Indepenent Taxi Association dba Yevgeniy Komarov, Alejandro Antonio Quintanilla, 691 O'Farrell, LLC.

City Attorney BOARD OF SUPERVISORS

APPROVED AS TO FORM AND RECOMMENDED:

DENNIS J. HERRERA City Attorney

CHERYL ADAMS Chief Trial Deputy

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FUNDS AVAILABLE:

BEN ROSENFIE

Controller

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RECOMMENDED:

PUBLIC UTILITIES COMMISSION HARLAN KELLY **General Manager**

APPROVED:

MAA DONNA HOOD

Secretary, Public Utilities Commission

LEGISLATION RECEIVED CHECKLIST File Number (if applicable) Date Legislation for Introduction (NEW) ► Legislative Clerk Legislation Pending in Committee (AMENDED) Committee Clerk Legislation for Board Agenda (AMENDED) ►►► Deputy Clerk **[**] 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) 00 [] 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 City Attorney (For Settlement of Lawsuits - City Attorney, Department Signature: 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 入 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 None (Note: Required for Settlement of Claims - City Attorney, [] Signature: 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 Name and Telephone Number Departme Clerk's Office/Forms/Legislation Received Checklist (1/2015) for more help go to: sfbos.org/about the board/general/legislative process handbook