File No	161141	Committee Item No.	6
		Board Item No.	

COMMITTEE/BOARD OF SUPERVISORS

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Committee:	Government Audit and Oversight	Date November 17, 2016
Cmte Board	pervisors Meeting Motion Resolution	Date 12/16/2016
	Ordinance Legislative Digest Budget and Legislative Analyst Report Youth Commission Report Introduction Form Department/Agency Cover Letter and 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)
Completed h	oy: <u>Erica Major</u> Date	November 10, 2016
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[Settlement of Lawsuit and Supplemental Appropriation - First National Insurance Company of America - \$405,000]

Ordinance authorizing settlement of the lawsuit filed by First National Insurance Company of America against the City and County of San Francisco for \$405,000; the lawsuit was filed on February 13, 2015, in San Francisco Superior Court, Case No. CGC-15-544117; entitled <u>First National Insurance Company of America v. City and County of San Francisco, et al.</u>; the lawsuit involves alleged water main break and flooded property; and appropriating \$405,000 from the Water Enterprise fund balance for such purpose.

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 settle the action entitled <u>First National Insurance Company of America v. City and County of San Francisco, et al.</u>, San Francisco Superior Court, Case No. CGC-15-544117 by the payment of \$405,000. The lawsuit involves alleged water main break and flooded property.

Section 2. The above-named action was filed in San Francisco Superior Court on February 13, 2015, and the following parties were named in the lawsuit: Plaintiff: First National Insurance Company of America; Defendants: City and County of San Francisco and Precision Engineering, Inc.

Section 3. The Board herein appropriates \$405,000 from the Water Enterprise fund balance for use by the SFPUC for purposes of settling the litigation.

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City Attorney
BOARD OF SUPERVISORS

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1	APPROVED AS TO FORM AND RECOMMENDED:	RECOMMENDED
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3	DENNIS J. HERRERA City Attorney	PUBLIC UTILITIES
4	Clark led	Bille
5	CHERYL ADAMS Chief Trial Deputy	HARLAN L. KELLY General Manager
6	FUNDS AVAILABLE:	APPROVED:
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LEGISLATION RECEIVED C	HECKLISI
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Legislation for Introduction (NEW) [] Legislation Pending in Committee (AMENDED) [] Legislation for Board Agenda (AMENDED)	► ► Legislative Clerk: Strain Avisons ► Committee Clerk: Strain Avisons ► Deputy Clerks OCT 24 AM 10: 57
Supervisor, Mayor, and Departm	nental Submittals
Grant Ordinance	
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Clerk's Office/Forms/Legislation Received Checklist (1/2015) for more help go to: sfbos.org/about the board/general/legislative process handbook