

1 [Settlement of Lawsuit and Supplemental Appropriation - State Farm General Insurance  
2 Company - \$875,000]

3 **Ordinance authorizing settlement of the lawsuit filed by State Farm General Insurance**  
4 **Company against the City and County of San Francisco for \$875,000; the lawsuit was**  
5 **filed on January 21, 2014, in San Francisco Superior Court, Case No. CGC-14-536896;**  
6 **entitled State Farm General Insurance Company v. City and County of San Francisco,**  
7 **et al.; the lawsuit involves alleged property damage arising from the break of the Public**  
8 **Utilities Commission's water transmission pipeline on 15th Avenue between West**  
9 **Portal Avenue and Wawona Street in San Francisco; and appropriating \$875,000 from**  
10 **the Water Enterprise fund balance for such purpose.**

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

13 Section 1. Pursuant to Charter, Section 6.102(5), the Board of Supervisors hereby  
14 authorizes the City Attorney to settle the action entitled State Farm General Insurance  
15 Company v. City and County of San Francisco, et al., San Francisco Superior Court, Case  
16 No. CGC-14-536896 by the payment of \$875,000. The lawsuit involves alleged property  
17 damage from the break of the San Francisco Public Utilities Commission's (SFPUC) water  
18 transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Avenue in  
19 San Francisco.

20 Section 2. The above-named action was filed in San Francisco Superior Court on  
21 January 21, 2014, and the following parties were named in the lawsuit: Plaintiff: State Farm  
22 General Insurance Company; Defendants: City and County of San Francisco and Precision  
23 Engineering, Inc.

24 Section 3. The Board herein appropriates \$875,000 from the Water Enterprise fund  
25 balance for use by the SFPUC for purposes of settling the litigation.

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APPROVED AS TO FORM AND  
RECOMMENDED:

DENNIS J. HERRERA  
City Attorney


  
\_\_\_\_\_  
CHERYL ADAMS  
Chief Trial Deputy

FUNDS AVAILABLE:


  
\_\_\_\_\_  
BEN ROSENFELD  
Controller

RECOMMENDED:

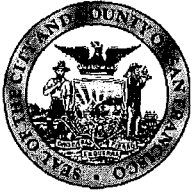
PUBLIC UTILITIES COMMISSION

  
\_\_\_\_\_  
HARLAN L. KELLY  
General Manager

APPROVED:

  
\_\_\_\_\_  
DONNA HOOD  
Secretary, Public Utilities Commission

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City and County of San Francisco

Tails  
Ordinance

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

File Number: 161053

Date Passed: November 29, 2016

Ordinance authorizing settlement of the lawsuit filed by State Farm General Insurance Company against the City and County of San Francisco for \$875,000; the lawsuit was filed on January 21, 2014, in San Francisco Superior Court, Case No. CGC-14-536896; entitled State Farm General Insurance Company v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$875,000 from the Water Enterprise fund balance for such purpose.

October 28, 2016 Government Audit and Oversight Committee - RECOMMENDED..

November 15, 2016 Board of Supervisors - PASSED, ON FIRST READING

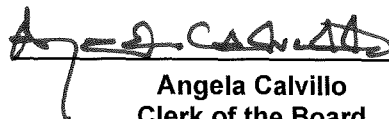
Ayes: 9 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin and Tang  
Excused: 2 - Wiener and Yee

November 29, 2016 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang,  
Wiener and Yee

File No. 161053

I hereby certify that the foregoing  
Ordinance was FINALLY PASSED on  
11/29/2016 by the Board of Supervisors of  
the City and County of San Francisco.

  
Angela Calvillo  
Clerk of the Board

  
Mayor

12/9/16  
Date Approved