

File No. 170927

Committee Item No. 8

Board Item No. \_\_\_\_\_

## COMMITTEE/BOARD OF SUPERVISORS

### AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: October 4, 2017

Board of Supervisors Meeting:

Date: \_\_\_\_\_

#### Cmte Board

- |                                     |                          |  |
|-------------------------------------|--------------------------|--|
| <input type="checkbox"/>            | <input type="checkbox"/> | Motion                                       |
| <input type="checkbox"/>            | <input type="checkbox"/> | Resolution                                   |
| <input checked="" type="checkbox"/> | <input type="checkbox"/> | Ordinance                                    |
| <input type="checkbox"/>            | <input type="checkbox"/> | Legislative Digest                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Budget and Legislative Analyst Report        |
| <input type="checkbox"/>            | <input type="checkbox"/> | Youth Commission Report                      |
| <input type="checkbox"/>            | <input type="checkbox"/> | Introduction Form                            |
| <input type="checkbox"/>            | <input type="checkbox"/> | Department/Agency Cover Letter and/or Report |
| <input type="checkbox"/>            | <input type="checkbox"/> | MOU  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Grant Information Form                       |
| <input type="checkbox"/>            | <input type="checkbox"/> | Grant Budget                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Subcontract Budget                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Contract/Agreement                           |
| <input type="checkbox"/>            | <input type="checkbox"/> | Form 126 – Ethics Commission                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Award Letter                                 |
| <input type="checkbox"/>            | <input type="checkbox"/> | Application                                  |
| <input type="checkbox"/>            | <input type="checkbox"/> | Public Correspondence                        |

#### OTHER

- |                          |                          |       |
|--------------------------|--------------------------|-------|
| <input type="checkbox"/> | <input type="checkbox"/> | _____ |
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| <input type="checkbox"/> | <input type="checkbox"/> | _____ |

Prepared by: John Carroll

Date: Sept. 28, 2017

Prepared by: \_\_\_\_\_

Date: \_\_\_\_\_

1 [Settlement of Lawsuit - Pacific Rod & Gun Club - City to Receive \$8,250,000]

2  
3 **Ordinance authorizing settlement of the lawsuit filed by the City and County of San**  
4 **Francisco against Pacific Rod & Gun Club for \$8,250,000; the lawsuit was filed on**  
5 **March 27, 2014, in San Francisco Superior Court, Case No. CGC-14-538294; entitled**  
6 **City and County of San Francisco v. Pacific Rod & Gun Club; the City sued its former**  
7 **tenant Pacific Rod & Gun Club for nuisance and breach of contract to recover the**  
8 **City's hazardous material remediation expenses resulting from the Club's use of**  
9 **shotgun shells containing lead and arsenic and targets containing asphalt compounds**  
10 **at a gun range that it operated on City property on Lake Merced from 1933 to 2015.**

11  
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 City and County of San Francisco, et  
15 al. v. Pacific Rod & Gun Club, et al., San Francisco Superior Court, Case No. CGC-14-  
16 538294 by the payment by Pacific Rod & Gun Club of \$8,250,000 to the City. The City sued  
17 its former tenant Pacific Rod & Gun Club for nuisance and breach of contract to recover the  
18 City's hazardous material remediation expenses resulting from the Club's use of shotgun  
19 shells containing lead and arsenic and targets containing asphalt compounds at a gun range  
20 that it operated on City property on Lake Merced from 1933 to 2015.

21 Section 2. The above-named action was filed in San Francisco Superior Court on  
22 March 27, 2014, and the following parties were named in the lawsuit: Plaintiff: City and  
23 County of San Francisco acting by and through its Public Utilities Commission; Defendant:  
24 Pacific Rod & Gun Club, a California non-profit corporation.

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APPROVED AS TO FORM AND  
RECOMMENDED:

DENNIS J. HERRERA  
City Attorney

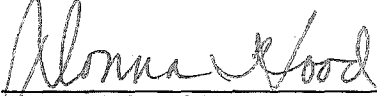
  
\_\_\_\_\_  
CHERYL ADAMS  
Chief Trial Deputy

RECOMMENDED:

SAN FRANCISCO PUBLIC UTILITIES  
COMMISSION

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

APPROVED:

  
\_\_\_\_\_  
DONNA HOOD  
Commission Secretary

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**LEGISLATION RECEIVED CHECKLIST**

Date 8/18/17

File Number (if applicable) 170927

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

RECEIVED  
 BOARD OF SUPERVISORS  
 SAN FRANCISCO  
 2017 AUG 18 PM 06

**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**

Joy Perez 554-3869  
Name and Telephone Number

City Attorney  
Department