File No.	180304	Committee Item No.	11
		Board Item No.	7

COMMITTEE/BOARD OF SUPERVISORS

	AGENDA PACKET CONTI	ENTS	LIST
Committee: _G Board of Superv	overnment Audit and Oversight visors Meeting:		Date: April 18, 2018 Date: May 1, 2018
Res Ord Co Co Co Co Aw Ap	otion esolution dinance gislative Digest adget and Legislative Analyst Fouth Commission Report croduction Form epartment/Agency Cover Letter DU rant Information Form rant Budget abcontract Budget ontract/Agreement orm 126 – Ethics Commission ward Letter oplication ablic Correspondence	-	•
OTHER	•		
Prepared by: _ Prepared by: _		Date: Date:	April 13, 2018 April 19, 2018

[Partial Settlement of Lawsuit - Carlos Gross - \$88,500]

Ordinance authorizing settlement of the lawsuit filed by Carlos Gross against the City and County of San Francisco for \$88,500; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled <u>David Alfaro, et al. v. City and County of San Francisco</u>; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms; as it relates only to property loss of plaintiff Carlos Gross, by the payment of \$88,500, and excluding the claim by this plaintiff for diminution of value for plaintiff's real property and the claim by plaintiff for attorney's fees, costs and interest, which will be addressed in later proceedings.

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>David Alfaro</u>, et al. v. City and County of San Francisco, San Francisco Superior Court, Case No. CGC-15-547492 by the payment of \$88,500. The lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms.

Section 2. The above-named action was filed in San Francisco Superior Court on August 20, 2015. This is an action brought by owners or occupants of several dozen properties located in San Francisco against defendant City and County of San Francisco.

Section 3. This is a partial settlement of the action. It resolves the personal and real property of plaintiff Carlos Gross of the claims. The parties will subsequently and separately address the personal and real property claims of other plaintiffs to the action, all claims of diminution of property value, and all claims for statutory attorney's fees.

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1	APPROVED AS TO FORM ANI RECOMMENDED:	D	RECOMMENDED:
2	DENNIS J. HERRERA		PUBLIC UTILITIES COMMISSION
3	City Attorney		
4	CHERYL ADAMS		Har M/1
5	Chief Trial Deputy		HARLAN L. KELLY, ØR. General Manager
6	FUNDS AVAILABLE:		APPROVED:
7		_	alm. 1/1
8	BEN ROSENFIELD		DONNA HOOD
9	Controller	- Contraction	 Secretary, Public Utilities Commission
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City Attorney BOARD OF SUPERVISORS

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LEGISLATION RECEIVED CHESTERS
Date 3/30/18 File Number (if applicable)
Legislation for Introduction (NEW) [] Legislation Pending in Committee (AMENDED) Legislation for Board Agenda (AMENDED)
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 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
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 budgevapplication [] 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
Name and Telephone Number Department Department

Clerk's Office/Forms/Legislation Received Checklist (1/2015) for more help go to: sfbos.org/about the board/general/legislative process handbook