

File No. 180306

Committee Item No. 12

Board Item No. 9

### COMMITTEE/BOARD OF SUPERVISORS

#### AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: April 18, 2018

Board of Supervisors Meeting:

Date: MAY 1, 2018

#### Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- MOU
- Grant Information Form
- Grant Budget
- Subcontract Budget
- Contract/Agreement
- Form 126 – Ethics Commission
- Award Letter
- Application
- Public Correspondence

#### OTHER

|                          |                          |       |
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Prepared by: John Carroll

Date: April 13, 2018

Prepared by: John Carroll

Date: April 19, 2018

1 [Partial Settlement of Lawsuit - John and Maria Naniola - \$85,000]

2  
3 **Ordinance authorizing settlement of the lawsuit filed by John and Maria Naniola against**  
4 **the City and County of San Francisco for \$85,000; the lawsuit was filed on**  
5 **August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled**  
6 **David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse**  
7 **condemnation arising out of flooding damage during major rainstorms; as it relates**  
8 **only to property loss of plaintiffs John and Maria Naniola, by the payment of \$85,000,**  
9 **and excluding the claim by these plaintiffs for diminution of value for plaintiffs' real**  
10 **property and the claim by plaintiffs for attorney's fees, costs and interest, which will be**  
11 **addressed in later proceedings.**

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 David Alfaro, et al. v. City and County  
15 of San Francisco, San Francisco Superior Court, Case No. CGC-15-547492 by the payment  
16 of \$85,000. The lawsuit involves inverse condemnation arising out of flooding damage during  
17 major rainstorms.

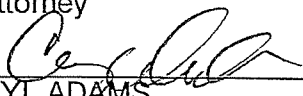
18 Section 2. The above-named action was filed in San Francisco Superior Court on  
19 August 20, 2015. This is an action brought by owners or occupants of several dozen  
20 properties located in San Francisco against defendant City and County of San Francisco.

21 Section 3. This is a partial settlement of the action. It resolves the personal and real  
22 property of plaintiffs John Naniola and Maria Naniola of the claims. The parties will  
23 subsequently and separately address the personal and real property claims of other plaintiffs  
24 to the action, all claims of diminution of property value, and all claims for statutory attorney's  
25 fees.

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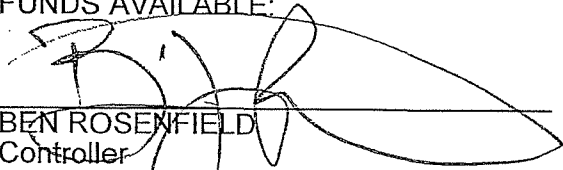
APPROVED AS TO FORM AND  
RECOMMENDED:

DENNIS J. HERRERA  
City Attorney

  
\_\_\_\_\_

CHERYL ADAMS  
Chief Trial Deputy

FUNDS AVAILABLE:

  
\_\_\_\_\_

BEN ROSENFELD  
Controller

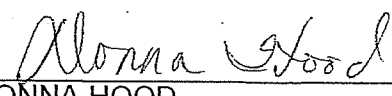
RECOMMENDED:

PUBLIC UTILITIES COMMISSION

  
\_\_\_\_\_

HARLAN L. KELLY, JR.  
General Manager

APPROVED:

  
\_\_\_\_\_

DONNA HOOD  
Secretary, Public Utilities Commission

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**LEGISLATION RECEIVED CHECKLIST**

Date 3/30/18 File Number (if applicable) \_\_\_\_\_

- 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)
  - 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

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2018 MAR 30 AM 10:39  
*[Handwritten Signature]*

**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

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