

File No. 180706

Committee Item No. 14

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: July 18, 2018

Board of Supervisors Meeting:

Date: _____

Cmte Board

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| <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

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Prepared by: John Carroll

Date: July 13, 2018

Prepared by: John Carroll

Date: _____

1 [Settlement of Lawsuit - Pacific Bell Telephone Company, and AT&T Services, Inc.
2 - \$852,057.22]

3 **Ordinance authorizing settlement of the lawsuit filed by Pacific Bell Telephone**
4 **Company, and AT&T Services, Inc. against the City and County of San Francisco**
5 **for \$852,057.22; the lawsuit was filed on October 4, 2016, in San Francisco Superior**
6 **Court, Case No. CGC-16-554661; entitled Pacific Bell Telephone Company, and AT&T**
7 **Services, Inc. v. City and County of San Francisco and Does 1 to 100; the lawsuit**
8 **involves damage to real and personal property caused by two alleged flooding events**
9 **at 30 Onondaga Street; and appropriating San Francisco Public Utilities Commission**
10 **funds for payment of the settlement amount.**

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 Pacific Bell Telephone Company, and
15 AT&T Services, Inc. v. City and County of San Francisco and Does 1 to 100, San Francisco
16 Superior Court, Case No. Case No. CGC-16-554661 by the payment of \$852,057.22. The
17 lawsuit involves damage to real and personal property caused by two alleged flooding events
18 at 30 Onondaga Street.


19 Section 2. The above-named action was filed in San Francisco Superior Court on
20 October 4, 2016, and the following parties were named in the lawsuit: Pacific Bell Telephone
21 Company, and AT&T Services, Inc., Plaintiffs, City and County of San Francisco and Does 1
22 to 100, Defendants.

23 Section 3. The source of funding herein appropriated for use by the San Francisco
24 Public Utilities Commission (SFPUC) for purposes of this settlement payment is the SFPUC
25 Water Enterprise fund balance.

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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney



CHERY ADAMS
Chief Trial Deputy

FUNDS AVAILABLE:



BEN ROSENFELD
Controller

RECOMMENDED:

PUBLIC UTILITIES COMMISSION



HARLAN L. KELLY, JR.
General Manager

APPROVED:



DONNA HOOD
Commission Secretary

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