File No. <u>180818</u>

Committee Item No. <u>5</u> Board Item No.

## COMMITTEE/BOARD OF SUPERVISORS

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Committee:Government Audit and OversightDate:October 3, 2018Board of Supervisors Meeting:Date:\_\_\_\_\_\_

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## OTHER

Prepared by: Prepared by:	John Carroll	_ Date: _ Date:	Sept. 28, 2018	

FILE NO. 180818

ORDINANCE NO.

[Settlement of Lawsuit - Suzanne Montes - \$575,000]

Ordinance authorizing settlement of the lawsuit filed by Suzanne Montes against the City and County of San Francisco for \$575,000; the lawsuit was filed on May 23, 2017, in the United States District Court, Case No. 3:17-CV-02928-JSC; entitled <u>Suzanne</u> <u>Montes v. City and County of San Francisco, et al.</u>; the lawsuit involves an employment dispute; other material terms of the settlement are restoring 384 hours of sick leave with pay and 240 hours of vacation to plaintiff.

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>Suzanne Montes v. City and County of San Francisco, et al.</u>, United States District Court, Case No. 3:17-CV-02928-JSC by the payment of \$575,000 and restoration of 384 hours of sick leave with pay and 240 hours of vacation to plaintiff. The lawsuit involves an employment dispute.

Section 2. The above-named action was filed in the United States District Court on May 23, 2017, and the following parties were named in the lawsuit: Plaintiff: Suzanne Montes; Defendants: Joanne Hayes-White, City and County of San Francisco.

City Attorney BOARD OF SUPERVISORS

1 APPROVED AS TO FORM AND **RECOMMENDED: RECOMMENDED:** 2 **DENNIS J. HERRERA** SAN FRANCISCO FIRE DEPARTMENT 3 City Attorney 4 KATHARINE HOBIN PORTER YOANNE HAYES-WHATE 5 Chief of San Francisco Fire Department Chief Labor Attorney 6 FUNDS AVAILABLE: **APPROVED:** 7 8 BEN ROSENFIELD MAUREEN CONEFREY Controller Secretary, San Francisco Fire Commission 9 10 n:\labor\li2018\170435\01281684.docx 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25

City Attorney BOARD OF SUPERVISORS

8/20/11 File Number (if applicable) Date Legislation for Introduction (NEW) Legislative Clerk ►►► Committee Clerk Legislation Pending in Committee (AMENDED) Legislation for Board Agenda (AMENDED) Deputy Clerk Supervisor, Mayor, and Departmental Submittal SUI AUG 20 AM 10: 52 Grant Ordinance [] Legislation: Original, 1 hard copy, and 1 electronic copy in Word format Department Head, Mayor or the Mayor's designee, plus the Controller [] Signature: 1 full set, and separate pdf copies of each in email [] Supporting documents: [] 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

Name and Telephone Number

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