

File No. 190002

Committee Item No. 7

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight

Date: February 7, 2019

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: February 1, 2019

Prepared by: _____

Date: _____

1 [Settlement of Lawsuit - Small Property Owners of San Francisco Institute - \$110,000]

2
3 **Ordinance authorizing settlement of the lawsuit filed by Small Property Owners of San**
4 **Francisco Institute against the City and County of San Francisco for \$110,000; the**
5 **lawsuit was filed on January 28, 2014, in San Francisco Superior Court, Case No.**
6 **CPF-14-513453; entitled Small Property Owners of San Francisco Institute v. City and**
7 **County of San Francisco, et al.; the lawsuit involves a claim for attorney's fees and**
8 **costs following Petitioner's challenge to Ordinance No. 286-13 on the grounds, in part,**
9 **that Section 181(c)(3) is preempted by the state Ellis Act.**

10
11 Be it ordained by the People of the City and County of San Francisco:

12 Section 1. Pursuant to Charter Section 6.102(5), the Board of Supervisors hereby
13 authorizes the City Attorney to settle the action entitled Small Property Owners of San
14 Francisco Institute v. City and County of San Francisco, et al., San Francisco Superior Court,
15 Case No. CPF-14-513453 by the payment of \$110,000. The lawsuit involves a claim for
16 attorney's fees and costs following Petitioner's challenge to Ordinance No. 286-13 on the
17 grounds, in part, that section 181(c)(3) is preempted by the state Ellis Act.

18 Section 2. The above-named action was filed in San Francisco Superior Court on
19 January 28, 2014, and the following parties were named in the lawsuit: Petitioner Small
20 Property Owners of San Francisco Institute and Respondents City and County of San
21 Francisco, Board of Supervisors of the City and County of San Francisco, San Francisco
22 Planning Commission, and San Francisco Planning Department.

23 ///

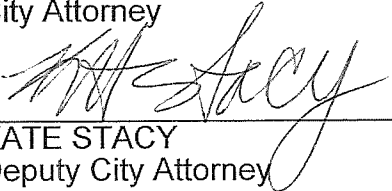
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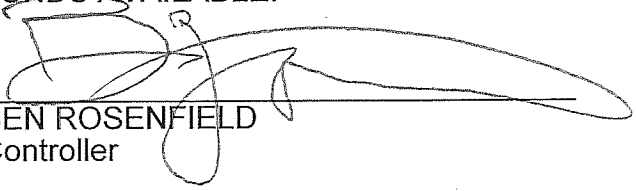
APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney



KATE STACY
Deputy City Attorney

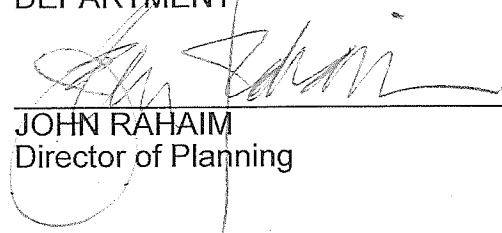
FUNDS AVAILABLE:



BEN ROSENFELD
Controller

RECOMMENDED:

SAN FRANCISCO PLANNING
DEPARTMENT



JOHN RAHAIM
Director of Planning

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