

File No. 190002

Committee Item No. 7

Board Item No. 1

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Government Audit and Oversight
Board of Supervisors Meeting:

Date: February 7, 2019

Date: 3/5/2019

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
Prepared by: John Carroll

Date: February 1, 2019
Date: February 11, 2019

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.

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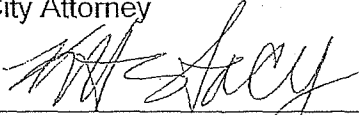
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APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney



KATE STACY
Deputy City Attorney

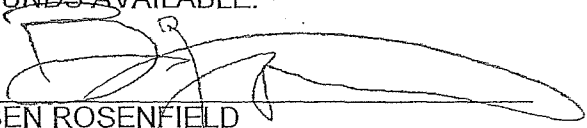
RECOMMENDED:

SAN FRANCISCO PLANNING
DEPARTMENT



JOHN RAHAIM
Director of Planning

FUNDS AVAILABLE:



BEN ROSENFELD
Controller

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LEGISLATION RECEIVED CHECKLIST

Date 12/19/18 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

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 City Attorney
 Name and Telephone Number Department

RECEIVED
 BOARD OF SUPERVISORS
 SAN FRANCISCO
 2018 DEC 19 PM 2:50

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