File No. 200871

Committee Item No. <u>22</u> Board Item No.

COMMITTEE/BOARD OF SUPERVISORS

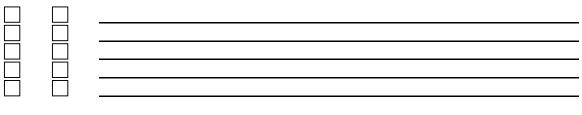
AGENDA PACKET CONTENTS LIST

Committee: <u>Government Audit and Oversight</u> **Board of Supervisors Meeting:** Date: <u>Sept. 3, 2020</u> Date: _____

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		Motion
\square		Resolution
$\overline{\boxtimes}$	\square	Ordinance
\square	Ē	Legislative Digest
H	H	Budget and Legislative Analyst Report
H	H	Youth Commission Report
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		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



Prepared by:	John Carroll	
Prepared by:	John Carroll	

Date:	August 28, 2020
Date:	

FILE NO. 200871

ORDINANCE NO.

1	[Partial Settlement of Lawsuit - Armando and Maria Castillo - \$200,000]	
2		
3	Ordinance authorizing partial settlement of the lawsuit filed by Armando and Maria	
4	Castillo against the City and County of San Francisco for \$200,000; the lawsuit was	
5	filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492;	
6	entitled <u>David Alfaro, et al. v. City and County of San Francisco;</u> the lawsuit involves	
7	inverse condemnation arising out of flooding damage during major rainstorms in	
8	December of 2014; this settlement relates only to the diminution of real property value	
9	claims of plaintiffs Armando and Maria Castillo, and does not include claims for	
10	property loss or for attorney's fees, costs and interest.	
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 in part, and only as to plaintiffs Armando and Maria	
15	Castillo, the action entitled David Alfaro, et al. v. City and County of San Francisco, San	
16	Francisco Superior Court, Case No. CGC-15-547492 by the payment of \$200,000 to plaintiffs	
17	Armando and Maria Castillo. The lawsuit involves inverse condemnation arising out of	
18	flooding damage during major rainstorms in December of 2014.	
19	Section 2. The above-named action was filed in San Francisco Superior Court on	
20	August 20, 2015. This is an action brought by owners or occupants of several dozen	
21	properties located in San Francisco against defendant City and County of San Francisco.	
22	Section 3. This is a partial settlement of the action. It resolves the diminution of real	
23	property value claims of plaintiffs Armando and Maria Castillo. The parties have previously,	
24	separately settled the personal and real property damage claims of plaintiffs Armando and	
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1	Maria Castillo in this action, and will subsequently and separately address all claims for
2	statutory attorney's fees relating to this action.
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1	APPROVED AS TO FORM AND RECOMMENDED:	RECOMMENDED:
2	DENNIS J. HERRERA	PUBLIC UTILITIES COMMISSION
3	City Attorney	
4	/s/ Meredith B. Osborn	
5	MEREDITH B. OSBORN Chief Trial Deputy	HARLAN L. KELLY, JR. General Manager
6	FUNDS AVAILABLE:	APPROVED:
7		
8	<u>/s/Ben Rosenfield</u> BEN ROSENFIELD	/s/ Donna hood
9	Controller	Secretary, Public Utilities Commission
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