File No. 200857

Committee Item No. <u>8</u> Board Item No. <u>4</u>

COMMITTEE/BOARD OF SUPERVISORS

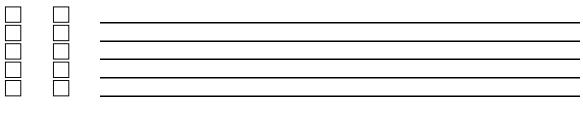
AGENDA PACKET CONTENTS LIST

Committee: <u>Government Audit and Oversight</u> Board of Supervisors Meeting: Date: <u>Sept. 3, 2020</u> Date: <u>Sept. 15, 2020</u>

Cmte Board

		Motion
		Resolution
$\overline{\boxtimes}$	$\overline{\boxtimes}$	Ordinance
Π	\square	Legislative Digest
П	П	Budget and Legislative Analyst Report
		Youth Commission Report
		Introduction Form
\square		Department/Agency Cover Letter and/or Report
		MÓU
		Grant Information Form
		Grant Budget
		Subcontract Budget
		Contract/Agreement
		Form 126 – Ethics Commission
		Award Letter
		Application
\Box		Public Correspondence

OTHER



Prepared by:	John Carroll	Date:	August 28, 2020
Prepared by:	John Carroll	Date:	Sept. 11, 2020

FILE NO. 200857

ORDINANCE NO.

1	[Partial Settlement of Lawsuit - Chris Tilton and Blane Bachelor - \$210,000]	
2		
3	Ordinance authorizing partial settlement of the lawsuit filed by Chris Tilton and Blane	
4	Bachelor against the City and County of San Francisco for \$210,000; 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 Chris Tilton and Blane Bachelor, 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 plaintiff Chris Tilton and Blane	
15	Bachelor, 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 \$210,000 to plaintiffs	
17	Chris Tilton and Blane Bachelor. 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 Chris Tilton and Blane Bachelor. The parties have	
24	previously, separately settled the personal and real property damage claims of plaintiffs Chris	
25	Tilton and Blane Bachelor in this action (see Board Ordinance No. 89-19), and will	

City Attorney BOARD OF SUPERVISORS

1	subsequently and separately address all claims for statutory attorney's fees relating to this
2	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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