

1 [Partial Settlement of Lawsuit - Suzanne Houlihan - \$250,000]

2
3 **Ordinance authorizing partial settlement of the lawsuit filed by Suzanne Houlihan**
4 **against the City and County of San Francisco for \$250,000; the lawsuit was filed on**
5 **August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled**
6 **David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse**
7 **condemnation arising out of flooding damage during major rainstorms in December**
8 **of 2014; this settlement relates only to the diminution of real property value claims of**
9 **plaintiff Suzanne Houlihan, and does not include claims for property loss or for**
10 **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 Suzanne Houlihan, the
15 action entitled David Alfaro, et al. v. City and County of San Francisco, San Francisco
16 Superior Court, Case No. CGC-15-547492 by the payment of \$250,000 to plaintiff Susanne
17 Houlihan. The lawsuit involves inverse condemnation arising out of flooding damage during
18 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 plaintiff Suzanne Houlihan. The parties have previously, separately
24 settled the personal and real property damage claims of plaintiff Suzanne Houlihan in this
25

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

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPROVED AS TO FORM AND
RECOMMENDED:

DENNIS J. HERRERA
City Attorney

/s/ Meredith B. Osborn
MEREDITH B. OSBORN
Chief Trial Deputy

FUNDS AVAILABLE:

/s/Ben Rosenfield
BEN ROSENFELD
Controller

n:\lit\li2020\160241\01443785.docx

RECOMMENDED:

PUBLIC UTILITIES COMMISSION

/s/
HARLAN L. KELLY, JR.
General Manager

APPROVED:

/s/
DONNA HOOD
Secretary, Public Utilities Commission



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails
Ordinance

File Number: 200864

Date Passed: September 22, 2020

Ordinance authorizing partial settlement of the lawsuit filed by Suzanne Houlihan against the City and County of San Francisco for \$250,000; the lawsuit was filed on August 20, 2015, in San Francisco Superior Court, Case No. CGC-15-547492; entitled David Alfaro, et al. v. City and County of San Francisco; the lawsuit involves inverse condemnation arising out of flooding damage during major rainstorms in December of 2014; this settlement relates only to the diminution of real property value claims of plaintiff Suzanne Houlihan, and does not include claims for property loss or for attorney's fees, costs and interest.

August 20, 2020 Government Audit and Oversight Committee - CONTINUED

September 03, 2020 Government Audit and Oversight Committee - RECOMMENDED

September 15, 2020 Board of Supervisors - PASSED ON FIRST READING

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

September 22, 2020 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Fewer, Haney, Mandelman, Mar, Peskin, Preston, Ronen, Safai, Stefani, Walton and Yee

File No. 200864

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 9/22/2020 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

10.2.20

Date Approved