

1 [Settlement of Lawsuit and Supplemental Appropriation - Civil Service Employees Insurance
2 Company - \$439,500]

3 **Ordinance authorizing settlement of the lawsuit filed by Civil Service Employees**
4 **Insurance Company against the City and County of San Francisco for \$439,500; the**
5 **lawsuit was filed on April 2, 2014, in San Francisco Superior Court, Case No. CGC-14-**
6 **538389; entitled Civil Service Employees Insurance Company v. City and County of San**
7 **Francisco, et al.; the lawsuit involves alleged property damage arising from the break**
8 **of the Public Utilities Commission's water transmission pipeline on 15th Avenue**
9 **between West Portal Avenue and Wawona Street in San Francisco; and appropriating**
10 **\$439,500 from the Water Enterprise fund balance for such purpose.**

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 the action entitled Civil Service Employees Insurance
15 Company v. City and County of San Francisco, et al., San Francisco Superior Court, Case
16 No. CG-14-538389 by the payment of \$439,500. The lawsuit involves alleged property
17 damage from the break of the SFPUC's water transmission pipeline on 15th Avenue between
18 West Portal Avenue and Wawona Street in San Francisco.

19 Section 2. The above-named action was filed in San Francisco Superior Court on April
20 2, 2014, and the following parties were named in the lawsuit: Plaintiff: Civil Service
21 Employees Insurance Company; Defendants: City and County of San Francisco, Precision
22 Engineering, Inc.

23 Section 3. The Board herein appropriates \$439,500 from the Water Enterprise fund
24 balance for use by the San Francisco Public Utilities Commission for purposes of settling the
25 litigation.

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APPROVED AS TO FORM AND
RECOMMENDED:

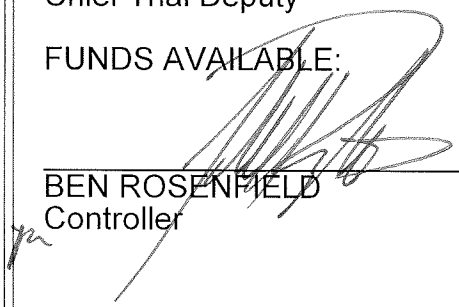
DENNIS J. HERRERA
City Attorney



CHERYL ADAMS
Chief Trial Deputy

FUNDS AVAILABLE:

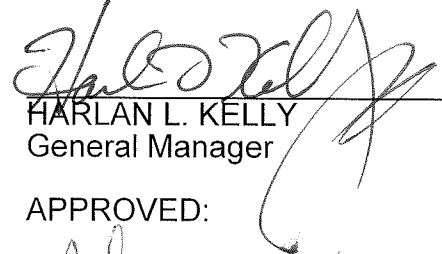
BEN ROSENFELD
Controller



RECOMMENDED:

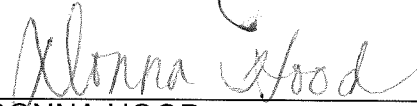
PUBLIC UTILITIES COMMISSION

HARLAN L. KELLY
General Manager



APPROVED:

DONNA HOOD
Secretary, Public Utilities Commission



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City and County of San Francisco
Tails
Ordinance

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

File Number: 160932

Date Passed: October 04, 2016

Ordinance authorizing settlement of the lawsuit filed by Civil Service Employees Insurance Company against the City and County of San Francisco for \$439,500; the lawsuit was filed on April 2, 2014, in San Francisco Superior Court, Case No. CGC-14-538389; entitled Civil Service Employees Insurance Company v. City and County of San Francisco, et al.; the lawsuit involves alleged property damage arising from the break of the Public Utilities Commission's water transmission pipeline on 15th Avenue between West Portal Avenue and Wawona Street in San Francisco; and appropriating \$439,500 from the Water Enterprise fund balance for such purpose.

September 15, 2016 Government Audit and Oversight Committee - RECOMMENDED..

September 27, 2016 Board of Supervisors - PASSED, ON FIRST READING

Ayes: 10 - Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee
Excused: 1 - Avalos

October 04, 2016 Board of Supervisors - FINALLY PASSED

Ayes: 11 - Avalos, Breed, Campos, Cohen, Farrell, Kim, Mar, Peskin, Tang, Wiener and Yee

File No. 160932

I hereby certify that the foregoing Ordinance was FINALLY PASSED on 10/4/2016 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board


Mayor

10/14/2016
Date Approved