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ORDINANCE NO. 239-01

RO#01018

1 [Settlement of Lawsuit.]

and County of San Francisco, et al.

Ordinance authorizing settlement of the lawsuit filed by 111 Chestnut Street
Condominium Homeowners Association, 220 Lombard Street Condominium
Homeowners Association, 240 Lombard Street Condominium Homeowners
Association, Lombard Plaza Owners Association, associations representing property
owners of the Parc Telegraph development, against the City and County of San
Francisco for \$41,500, monitoring services of Frank Rollo, Sr., and debris removal; the
lawsuit was filed on November 13, 1997 in the Superior Court of San Francisco, Case
No. 991-050; entitled 111 Chestnut Condominium Homeowners Association, et al v. City

Be it ordained by the People of the City and County of San Francisco:

 Section 1. The City Attorney is hereby authorized to settle the action entitled 11.11
Chestnut Condominium Homeowners Association, et al v. City and County of San Francisco, et al., Superior Court of San Francisco, Case No. 991-050 by the payment of \$41,500 from Recreation and Park; at plaintiffs insistence as consideration for the settlement, Department of Public Works contracting with Frank Rollo, Sr of Treadwell and Rollo for monitoring services estimated at \$3,000, and periodic removal of debris.

Section 2. The above-name action was filed in Superior Court of San Francisco on November 17, 1997, and the following parties were named in the lawsuit: Plaintiffs 111 Chestnut Street Condominium Homeowners Association, 220 Lombard Street Condominium Homeowners Association, 240 Lombard Street Condominium Homeowners Association,

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Recreation and Park
BOARD OF SUPERVISORS

| 1 | Plaintiffs, and Lombard Plaza Owners Association; Co-defendants Jack Mosser, and Betty | | | | | | |
|-------------|--|--|--|--|--|--|--|
| 2 | Weeks as Successor Trustee UDT dated 11/27/90. | | | | | | |
| 3 | APPROVED AS TO FORM AND RECOMMENDED: | RECOMMENDED: | | | | | |
| 5 6 | LOUISE H. RENNE City Attorney | RECREATION AND PARK DEPARTMENT | | | | | |
| 7 8 9 | Danne Horn | for d. Flor for 85 | | | | | |
| 10 | JOANNE HOEPER Chief Trial Deputy | ELIZABETH GOLDSTEIN General Manager | | | | | |
| 11 | FUNDS AVAILABLE: | APPROVED: | | | | | |
| 12 13 | MAAnmello | Magaret an Cathur | | | | | |
| 14 15 | EDWARD HARRINGTON Controller | MARGARET MCARTHUR RECREATION & PARK COMMISSION | | | | | |
| 16 17 | 2S-OSP-CPR 42-00-00 REC2SOSPCPR 05311 Proj.CRPREN-01 \$41,500.00 | RECOMMENDED: | | | | | |
| 18 | | DEPARTMENT OF PUBLIC WORKS | | | | | |
| 19 | | | | | | | |
| 20 | | dal 2 xll/M | | | | | |
| 21 22 | | EDWIN LEE | | | | | |
| 23 | | Director | | | | | |
| 24 | | | | | | | |

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City and County of San Francisco Tails

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

Ordinance

File Number:

011877

Date Passed:

Ordinance authorizing settlement of the lawsuit filed by 111 Chestnut Street Condominium Homeowners Association, 220 Lombard Street Condominium Homeowners Association, 240 Lombard Street Condominium Homeowners Association, Lombard Plaza Owners Association, associations representing property owners of the Parc Telegraph development, against the City and County of San Francisco for \$41,500, monitoring services of Frank Rollo, Sr., and debris removal; the lawsuit was filed on November 13, 1997 in the Superior Court of San Francisco, Case No. 991-050; entitled 111 Chestnut Condominium Homeowners Association, et al. v. City and County of San Francisco, et al.

November 19, 2001 Board of Supervisors — PASSED, ON FIRST READING

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

December 3, 2001 Board of Supervisors — FINALLY PASSED

Ayes: 11 - Ammiano, Daly, Gonzalez, Hall, Leno, Maxwell, McGoldrick, Newsom, Peskin, Sandoval, Yee

File No. 011877

I hereby certify that the foregoing Ordinance was FINALLY PASSED on December 3, 2001 by the Board of Supervisors of the City and County of San Francisco.

DEC 07 2001

Date Approved

Gloria L. Young

Clerk of the Board

Mayor Willie L. Brown Jr.