

FILE NO. 000070RESOLUTION NO. 105-00

1 [Grant – Federal]

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3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION HEALTH AND  
4 PREVENTION, COMMUNITY MENTAL HEALTH SERVICES, TO ACCEPT  
5 RETROACTIVELY AND EXPEND A GRANT IN THE AMOUNT OF \$246,423 FROM THE  
6 DEPARTMENT OF HEALTH AND HUMAN SERVICES, SAMHSA, FOR THE SAN  
7 FRANCISCO PRACTICE /RESEARCH COLLABORATIVE PROJECT AND TO ENTER  
8 INTO AN AGREEMENT WHICH DOES NOT INCLUDE PATENT INFRINGEMENT  
9 INDEMNIFICATION AND FALSE CLAIMS CLAUSES; PROVIDING FOR RATIFICATION  
10 OF ACTION PREVIOUSLY TAKEN.

11 WHEREAS, The Department of Public Health, Population Health and Prevention,  
12 Community Mental Health Services, has applied for and been awarded a grant from the  
13 Department of Health and Human Services, Substance Abuse and Mental Health Services  
14 Administration (SAMHSA) in the amount of \$246,423 for the San Francisco Practice /Research  
15 Collaborative Project and,

16 WHEREAS, As a condition of receiving the grant funds, SAMHSA requires the City to  
17 enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk of the  
18 Board of Supervisors in File No. 000070; and,

19 WHEREAS, SAMHSA has indicated that it will not agree to any modification to the  
20 form of the Agreement; and,

21 WHEREAS, The Agreement does not contain certain provisions described  
22 below, which are required under the Administrative Code unless waived by the Board of  
23 Supervisors; now, therefore, be it

24 RESOLVED, That the Department of Public Health is hereby authorized to accept  
25 retroactively and expend the grant funds pursuant to San Francisco Administrative Code section  
10.170-1; and, be it

FURTHER RESOLVED, That the Director of Health is authorized to enter into the  
Agreement on behalf of the City; and, be it

Supervisor Newsom

gj  
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FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Sections 6.21 and <sup>21.21</sup>~~21.19~~ of the Administrative Code that the Agreement include an indemnification of the City by SAMHSA for the infringement of patent rights; and, be it

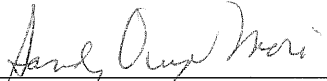

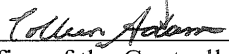
FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Section 6.57 (c) of the Administrative Code that the Agreement include a paragraph reciting the false claim provisions contained in Section 6.57 (a) of the Administrative Code; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Health to enter into similar agreements with SAMHSA if the grant recurs or is renewed.

RECOMMENDED:

  
\_\_\_\_\_  
Mitchell H. Katz, M.D.  
Director of Health

APPROVED:

  
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Health Commission  
  
\_\_\_\_\_  
Office of the Mayor  
  
\_\_\_\_\_  
Office of the Controller

Department of Public Health



# City and County of San Francisco

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

## Tails

## Resolution

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**File Number:** 000070

**Date Passed:**

Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Mental Health Services, to accept retroactively and expend a grant in the amount of \$246,423 from the Department of Health and Human Services, SAMHSA, for the San Francisco Practice/Research Collaborative Project and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken.

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February 7, 2000 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Kaufman, Leno, Newsom, Teng,  
Yaki, Yee

Absent: 1 - Katz

File No. 000070

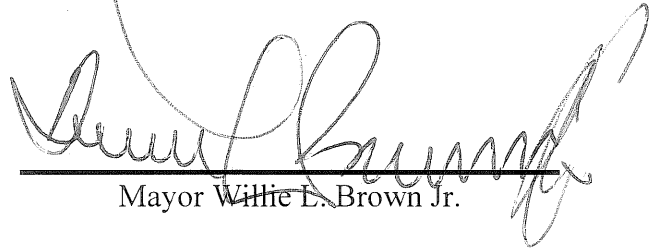
I hereby certify that the foregoing Resolution was ADOPTED on February 7, 2000 by the Board of Supervisors of the City and County of San Francisco.

**FEB 18 2000**

**Date Approved**



Gloria L. Young  
Clerk of the Board



Mayor Willie L. Brown Jr.