

1 (Approval of Hold Harmless Agreement)

2 AUTHORIZING THE PORT OF SAN FRANCISCO TO HOLD THE MEXICAN LINE LIMITED  
3 (A WHOLLY OWNED AFFILIATE OF TRANSPORTACION MARITIMA MEXICANA)  
4 HARMLESS FROM ALL CLAIMS ARISING FROM AN AGREEMENT WITH THE SAN  
5 FRANCISCO PORT COMMISSION FOR USE OF MARINE TERMINAL FACILITIES AT PIER  
6  
7 80.

8 WHEREAS, Mexican Line Limited desires to enter into Marine Terminal Agreement(s) with  
9 the Port of San Francisco, for use of the Port's marine terminal facilities to move waterborne cargo  
10 through the Port; and

11 WHEREAS, The Port desires to enter into an agreement with Mexican Line Limited to use  
12 the Pier 80 for its regularly scheduled Northern California port of call to and from Mexico, Central  
13 and South America.

14 WHEREAS, said agreements require the parties to enter an amendment to include an  
15 indemnity clause by Port and City in favor of Mexican Line Limited, upon the approval of the San  
16 Francisco Board of Supervisors as provided below:

17 "Port and City agree to indemnify, defend and hold Carrier, its vessels, owners or agents  
18 harmless from and against any and all losses, expensed, claims, actions, or liabilities to the extent the  
19 same is caused by the negligence or willful misconduct of Port or City".  
20  
21

22 WHEREAS, In Resolution No. 98-120, The San Francisco Port Commission authorized the  
23 Executive Director to sign the Marine Terminal Agreement with Mexican Line Limited, pending  
24 approval of the Board of Supervisors, a copy of Resolution 98-120 and the Marine Terminal  
25

1 agreements is on file with the Clerk of the Board of Supervisors in File No. 990116 ; now,  
2 therefore be it

3           RESOLVED, That the San Francisco Board of Supervisors hereby authorizes the Port of San  
4 Francisco to agree to hold Mexican Line Limited harmless from all claims arising out of or connected  
5 with the work performed under the agreements by the Port of San Francisco pursuant to the terms of  
6 the Marine Terminal Agreement between Mexican Line Limited, and the Port of San Francisco dated  
7 December 2, 1998.  
8



# 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:** 990116

**Date Passed:**

Resolution authorizing the Port of San Francisco to hold harmless the Mexican Limited (a wholly owned affiliate of Transportation Maritima Mexicana) harmless from all claims arising from an agreement with the San Francisco Port Commission for use of marine terminal facilities at Pier 80.

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February 17, 1999 Board of Supervisors — ADOPTED

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

Absent: 1 - Teng

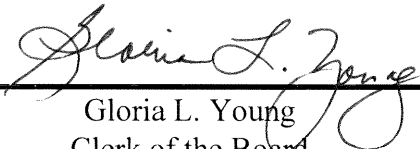
File No. 990116


I hereby certify that the foregoing Resolution was ADOPTED on February 17, 1999 by the Board of Supervisors of the City and County of San Francisco.

FEB 19 1999

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Date Approved

  
Gloria L. Young  
Clerk of the Board

  
Mayor Willie L. Brown Jr.