

1 [Contract]

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4/13/99
grh

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AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY HEALTH SERVICES,
COMMUNITY MENTAL HEALTH SERVICES, TO ENTER INTO ^{A SUBCONTRACT AGREEMENT} ~~AN AGREEMENT~~ IN THE

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AMOUNT OF \$7,844 WITH THE UNIVERSITY OF CALIFORNIA (BERKELEY), THE PRIMARY

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CONTRACTOR, TO PROVIDE DATA AND CONSULTATION FOR A STUDY OF THE

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CULTURAL APPROPRIATENESS OF THE INSTRUMENTS AND APPROACHES BEING USED

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BY COMMUNITY MENTAL HEALTH SERVICES TO MEASURE PERFORMANCE INDICATORS,

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CLIENT OUTCOMES, AND SATISFACTION, WHICH DOES NOT INCLUDE PATENT

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INFRINGEMENT INDEMNIFICATION AND FALSE CLAIMS CLAUSES; WAIVING INDIRECT

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COSTS.

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WHEREAS, The University of California (Berkeley) has received funds from the Department of Health and Human Services (DHHS), for a project entitled "Center on Financing of Care for the Severely Mentally Ill"; and

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WHEREAS, The University of California (Berkeley) as the primary contractor, has requested that the Department of Public Health, Community Health Services, Community Mental Health Services, enter into a subcontract to participate in this project; and

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WHEREAS, The University of California (Berkeley) has agreed to reimburse the Department of Public Health, in the amount of \$7,844 under the terms of this subcontract; and

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WHEREAS, The subcontract specifies that the Department of Public Health is to provide data and consultation deemed necessary to meet the reporting requirements of the DHHS Granting Agency during the term of the subcontract; and

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WHEREAS, As a condition of receiving the funds, the University of California (Berkeley) requires the City to enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk of the Board of Supervisors in File No. 990532; and

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WHEREAS, The University of California (Berkeley) has indicated that it will not agree to any modification to the form of the Agreement; and,

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WHEREAS, The Agreement does not contain certain provisions described below, which are required under the Administrative Code unless waived by the Board of Supervisors; and,

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2 WHEREAS, The University of California (Berkeley) does not allow for indirect costs for this
3 subcontract; now, therefore, be it

4 RESOLVED, That the Department of Public Health is hereby authorized to enter into ~~an~~ a
5 subcontract agreement ~~in the amount of \$7,844 with the University of California (Berkeley), the primary contractor,~~
6 agreement in the amount of \$7,844 with the University of California (Berkeley), the primary contractor,
7 for provision of data and consultation; and, be it


8 FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs; and,
9 be it

10 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement
11 contained in Sections 6.21 and 21.19 of the Administrative Code that the Agreement include an
12 indemnification by the University of California (Berkeley) of the City for the infringement of patent
13 rights; and, be it

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

17 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Public Health
18 to enter into similar agreements with the University of California (Berkeley) if the contract recurs or
19 renewed.

20 RECOMMENDED:

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23 Mitchell Katz, M.D.
24 Director of Health

25 APPROVED:


Health Commission

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

File Number: 990532

Date Passed:

Resolution authorizing the Department of Public Health, Community Health Services, Community Mental Health Services, to enter into a subcontract agreement in the amount of \$7,844 with the University of California (Berkeley), the primary contractor, to provide data and consultation for a study of the cultural appropriateness of the instruments and approaches being used by community mental health services to measure performance indicators, client outcomes, and satisfaction, which does not include patent infringement indemnification and false claims clauses; waiving indirect costs.

April 19, 1999 Board of Supervisors — ADOPTED

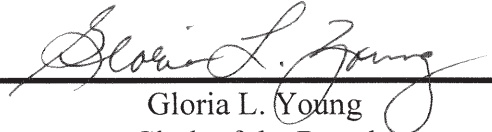
Ayes: 8 - Yaki, Yee, Ammiano, Bierman, Brown, Katz, Kaufman, Leno

Absent: 2 - Teng, Newsom

Excused: 1 - Becerril

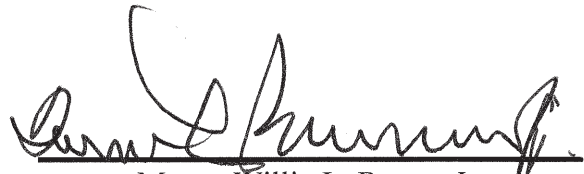
File No. 990532

I hereby certify that the foregoing Resolution was ADOPTED on April 19, 1999 by the Board of Supervisors of the City and County of San Francisco.


Gloria L. Young
Clerk of the Board

APR 30 1999

Date Approved


Mayor Willie L. Brown Jr.

File No. 990532 continued...