

1 [Contract]

10/28/99
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2 /, RETROACTIVE TO OCTOBER 1, 1999,
3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY HEALTH
4 SERVICES, TO ENTER INTO A COOPERATIVE PROGRAM AGREEMENT WITH THE
5 STATE DEPARTMENT OF REHABILITATION SAN FRANCISCO DISTRICT, INCLUDING
6 A REQUIRED MATCH OF \$100,000, TO PROVIDE VOCATIONAL SERVICES TO
7 HIV/AIDS CLIENTS, WHICH DOES NOT INCLUDE PATENT INFRINGEMENT
8 INDEMNIFICATION AND FALSE CLAIMS CLAUSES.

9 WHEREAS, The Department of Public Health, Community Health Services, is the
10 Designated Cooperative Agency in the provision of State funding for vocational services to
11 HIV/AIDS clients in San Francisco; and,

12 WHEREAS, The State Department of Rehabilitation requires an annual Board of
13 Supervisor's Resolution designating approval of the Cooperative Program Agreement (the
14 "Agreement") copies of which are on file with the Clerk of the Board of Supervisors in File
15 No. 991945 ; and,

16 WHEREAS, The State Department of Rehabilitation has indicated that it will not agree
17 to any modification to the form of the Agreement; and

18 WHEREAS, The Agreement includes a required local cash match in the amount of
19 \$100,000 from San Francisco General Funds; and,

20 WHEREAS, The Agreement authorizes direct funding from the Department of
21 Rehabilitation San Francisco District to four local case service contractors in the total amount of
22 \$382,957 for the delivery of vocational rehabilitation services to HIV/AIDS clients of the
23 Department of Public Health, Community Health Services; and,

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

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RESOLVED, That the Department of Public Health, Community Health Services, is
hereby authorized to enter into a Cooperative Program Agreement with the State Department of
Rehabilitation San Francisco District to provide vocational services to HIV/AIDS clients; and, be
it

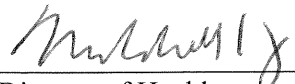
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FURTHER RESOLVED, That the Director of Health is authorized to enter into the Agreement on behalf of the City; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Sections 6.21 and 21.19 of the Administrative Code that the Agreement include an indemnification of the City by the Department of Rehabilitation San Francisco District for the infringement of patent rights; and, be it

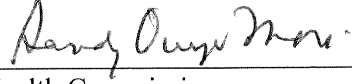
FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Section 6.57 (c) of the Administrative Code that the Agreement include a paragraph reciting the false claim provisions contained in Section 6.57 (a) of the Administrative Code.

RECOMMENDED:



Director of Health

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: 991945

Date Passed:

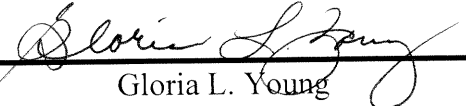
Resolution authorizing, retroactive to October 1, 1999, the Department of Public Health, Community Health Services, to enter into a Cooperative Program Agreement with the State Department of Rehabilitation San Francisco District, including a required match of \$100,000, to provide vocational services to HIV/AIDS clients, which does not include patent infringement indemnification and false claims clauses.

November 8, 1999 Board of Supervisors — ADOPTED

Ayes: 9 - Ammiano, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yee
Absent: 2 - Becerril, Yaki

File No. 991945

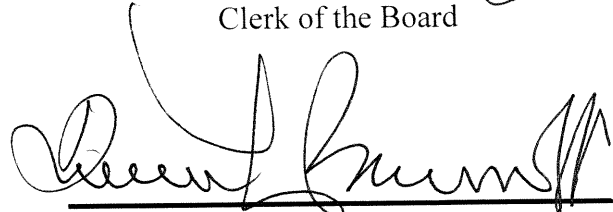
I hereby certify that the foregoing Resolution was ADOPTED on November 8, 1999 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

NOV 19 1999

Date Approved



Mayor Willie L. Brown Jr.