

1 [Grant – Private]

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3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION HEALTH AND  
4 PREVENTION, TO ACCEPT RETROACTIVELY AND EXPEND A GRANT IN THE  
5 AMOUNT OF \$25,000 FROM THE OPEN SOCIETY INSTITUTE, THE LINDESMITH  
6 CENTER, FOR THE “BRIDGING THE GAP” CONFERENCE AND TO ENTER INTO AN  
7 AGREEMENT WHICH DOES DOES NOT INCLUDE PATENT INFRINGEMENT  
8 INDEMNIFICATION AND FALSE CLAIMS CLAUSES; PROVIDING FOR RATIFICATION  
9 OF ACTION PREVIOUSLY TAKEN.

10 WHEREAS, The Department of Public Health has applied for and been awarded a grant  
11 from the Open Society Institute, the Lindesmith Center, in the amount of \$25,000 to fund the  
12 “Bridging the Gap” Conference; and,

13 WHEREAS, As a condition of receiving the grant funds, the Open Society Institute,  
14 Lindesmith Center, requires the City to enter into an agreement (the “Agreement”), a copy of  
15 which is on file with the Clerk of the Board of Supervisors in File No. 990257; and,

16 WHEREAS, the Open Society Institute, Lindesmith Center, has indicated that it will not  
17 agree to any modification to the form of the Agreement; and,

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

21 RESOLVED, That the Department of Public Health is hereby authorized to accept  
22 retroactively and expend the grant funds pursuant to San Francisco Administrative Code section  
23 10.170-1; and, be it

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

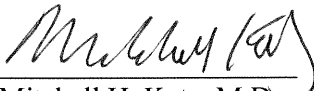
FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement  
contained in Sections 6.21 and 21.19 of the Administrative Code that the Agreement include an  
indemnification of the City by for the infringement of patent rights; and, be it

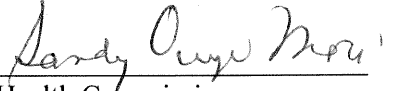
1 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement  
2 contained in Section 6.57 (c) of the Administrative Code that the Agreement include a paragraph  
3 reciting the false claim provisions contained in Section 6.57 (a) of the Administrative Code; and,  
4 be it


5 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of  
6 Public Health to enter into similar agreements with the Open Society Institute, Lindesmith  
7 Center, if the grant recurs or is renewed; and, be it

8 FURTHER RESOLVED, That although the City has incurred no legal obligation, the  
9 Board of Supervisors does hereby ratify the action previously taken; and be it

10 FURTHER RESOLVED, That the Controller should be urged to designate the  
11 position created under the grant as an "L" or Limited-Tenure position, which  
12 RECOMMENDED: would terminate when the grant APPROVED:  
13 expires.

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11 Mitchell H. Katz, M.D.  
12 Director of Health

  
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:** 990257

**Date Passed:**

Resolution authorizing the Department of Public Health, Population Health and Prevention, to accept retroactively and expend a grant in the amount of \$25,000 from the Open Society Institute, the Lindesmith Center, for the "Bridging the Gap" Conference and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; providing for ratification of action previously taken.

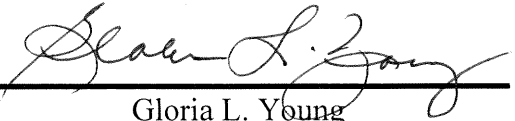
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March 22, 1999 Board of Supervisors — ADOPTED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 990257

I hereby certify that the foregoing Resolution was ADOPTED on March 22, 1999 by the Board of Supervisors of the City and County of San Francisco.



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Gloria L. Young  
Clerk of the Board

APR - 2 1999

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Date Approved



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Mayor Willie L. Brown Jr.

File No. 990257 continued...