

[Authorization to Indemnify]

1 AUTHORIZING THE CITY, ACTING THROUGH ITS COMMISSION ON AGING AND
2 DEPARTMENT OF PUBLIC HEALTH, TO ENTER INTO AN AGREEMENT INDEMNIFYING
3 AND HOLDING HARMLESS THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

4 WHEREAS, The City, acting through its Department of Public Health, has had a
5 long-standing agreement (the "Agreement") with the Regents of the University of California
6 (the "University") to provide clinical training to students of the Berkeley Campus in the
7 Schools of Public Health, Nutrition/Dietetics, Social Welfare, Optometry; and the
8 Department of Nutritional Sciences, a copy of which is on file with the Clerk of the Board
9 of Supervisors; and
10

11 WHEREAS, Under the second paragraph of Section 25 of the Agreement, the City
12 has agreed to defend, indemnify and hold the University harmless from and against any
13 and all claims to the extent that such claims are caused by or are the result of the negligent
14 or intentional acts or omissions of the Department of Public Health; and
15

16 WHEREAS, The University and the Commission on Aging (the "Commission") have
17 negotiated the First Amendment ("First Amendment") to the Agreement, a copy of which
18 is on file with the clerk of the Board of Supervisors, under which the Commission will also
19 be able to provide clinical training opportunities to students of the University; and
20

21 WHEREAS, At the request of the University, the First Amendment includes a
22 provision adding the Commission to the second paragraph of Section 25 of the Agreement
23 so that the City shall defend, indemnify and hold the University harmless from and against
24 any and all claims to the extent that such claims are caused by or are the result of the
25 negligent or intentional acts or omissions of the Commission, its officers, agents, trainees

or employees; and

1 WHEREAS, The Commission recommends that the Board of Supervisors approve
2 the enlargement of the indemnification and hold harmless provision in the second paragraph
3 of Section 25 of the Agreement to cover the conduct of the Commission, its officers,
4 agents, trainees or employees; now, therefore, be it

5 RESOLVED, That the Board of Supervisors authorizes the Commission on Aging
6 and the Department of Public Health to execute on behalf of the City and County of San
7 Francisco the First Amendment to the Agreement which adds the Commission to the
8 above-mentioned indemnification and hold harmless provision.
9

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

File No.
98-1248

AUG 28 1998

Date Approved


Clerk


Mayor