

1 [Agreement - Retroactive - San Francisco Unified School District - Special Education Services  
2 - Anticipated Revenue to the City of \$1,000,000 or More]

3 **Resolution retroactively approving an agreement between the San Francisco**  
4 **Department of Public Health and the San Francisco Unified School District having**  
5 **anticipated revenue to the City of \$1,000,000 or more for students with disabilities to**  
6 **receive special education and educationally related mental health services; and to**  
7 **authorize the Department of Public Health to enter into amendments or modifications to**  
8 **the agreement prior to its final execution by all parties that do not materially increase**  
9 **the obligations or liabilities to the City and are necessary to effectuate the purposes of**  
10 **the agreement or this Resolution.**

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12 WHEREAS, The San Francisco Unified School District (SFUSD), in accordance with  
13 the Individuals with Disabilities Education Act (IDEA, 2004), is solely responsible for ensuring  
14 that students with disabilities receive special education and educationally related mental  
15 health services (ERMHS) to meet their needs; and

16 WHEREAS, The Department of Public Health (DPH) provides educationally related  
17 mental health services for SFUSD under an agreement with SFUSD having anticipated  
18 revenue to the City of \$1,000,000 or more (Agreement); and

19 WHEREAS, Charter, Section 9.118 requires contracts entered by a department having  
20 anticipated revenue to the City of \$1,000,000 or more be approved by the San Francisco  
21 Board of Supervisors by Resolution; and

22 WHEREAS, A draft of the Agreement is on file with the Clerk of the Board of  
23 Supervisors in File No. 230433, which is hereby declared to be a part of this Resolution as if  
24 set forth fully herein; now, therefore, be it

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1 RESOLVED, That the Board of Supervisors hereby authorizes the Director of Health to  
2 retroactively enter into the Agreement having anticipated revenue to the City of \$1,000,000 or  
3 more; and, be it

4 FURTHER RESOLVED, That the Board of Supervisors hereby authorizes the Director  
5 of Health to enter into any amendments or modifications to this agreement, prior to its final  
6 execution by all parties, that the Department determines, in consultation with the City  
7 Attorney, are in the best interests of the City, do not otherwise materially increase the  
8 obligations or liabilities of the City, are necessary or advisable to effectuate the purposes of  
9 the agreement, and are in compliance with all applicable laws; and, be it

10 FURTHER RESOLVED, That within thirty (30) days of the Agreement being fully  
11 executed by all parties, the Director of Health shall provide the final agreement to the Clerk of  
12 the Board for inclusion in File No. 230433,

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RECOMMENDED:

/s/ \_\_\_\_\_

Dr. Grant Colfax  
Director of Health