

FILE NO. 991219

RESOLUTION NO. 673-99

1 [Contract]

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AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY HEALTH NETWORK, SPECIAL PROGRAMS FOR YOUTH, TO ENTER RETROACTIVELY INTO A SUBCONTRACT AGREEMENT IN THE AMOUNT OF \$22,785 WITH THE LARKIN STREET YOUTH CENTER, THE PRIMARY CONTRACTOR, TO PROVIDE SUPPORT PERSONNEL TO THE LARKIN STREET YOUTH CENTER HIV SPECIALTY CLINIC, WHICH DOES NOT INCLUDE PATENT INFRINGEMENT INDEMNIFICATION AND FALSE CLAIMS CLAUSES; WAIVING INDIRECT COSTS; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

WHEREAS, The Larkin Street Youth Center has received funds from the Health Resources and Services Administration (HRSA) under its Ryan White CARE Title IV Adolescent Services Initiative; and,

WHEREAS, The Larkin Street Youth Center as the primary contractor, has requested that the Department of Public Health, Community Health Network, Special Programs for Youth, enter into a subcontract to participate in this project; and,

WHEREAS, The <sup>Larkin Street Youth Center</sup>~~University of California~~ has agreed to reimburse the Department of Public Health, Community Health Network, Special Programs for Youth, in the amount of \$22,785 under the terms of this subcontract; and,

WHEREAS, The subcontract specifies that the Department of Public Health, Community Health Network, Special Programs for Youth, is to provide support personnel for the medical clinic at the Larkin Street Youth Center's HIV program service site under the term of the subcontract; and,

WHEREAS, As a condition of receiving the funds, the Larkin Street Youth Center requires the City to enter into a subcontract agreement (the "Agreement"), a copy of which is on file with the Clerk of the Board of Supervisors in File No. 991219; and,

WHEREAS, The Larkin Street Youth Center has indicated that it will not agree to any modification to the form of the Agreement; and,

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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1 WHEREAS, The Larkin Street Youth Center does not allow for indirect costs for this  
2 Agreement; now, therefore, be it

3 RESOLVED, That the Department of Public Health. Community Health Network, Special  
4 Programs for Youth, is hereby authorized to enter retroactively into an Agreement in the  
5 amount of \$22,785 with the Larkin Street Youth Center, the primary contractor, for provision of  
6 support personnel; and, be it

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

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

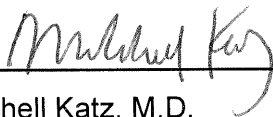
12 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement  
13 contained in Section 6.57(c) of the Administrative Code that the Agreement include a paragraph  
14 reciting the false claim provisions contained in Section 6.57 (a) of the Administrative Code; and  
15 be it

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

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

20 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Public  
21 Health to enter into similar agreements with the Larkin Street Youth Center if the Agreement  
22 recurs or is renewed.  
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24 RECOMMENDED:

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\_\_\_\_\_  
Mitchell Katz, M.D.

Director of Health

Department of Public Health

APPROVED:

  
\_\_\_\_\_  
Sandy Ouyang

Health Commission



# 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:** 991219

**Date Passed:**

Resolution authorizing the Department of Public Health, Community Health Network, Special Programs for Youth, to enter retroactively into a subcontract agreement in the amount of \$22,785 with the Larkin Street Youth Center, the primary contractor, to provide support personnel to the Larkin Street Youth Center HIV Specialty Clinic, which does not include patent infringement indemnification and false claims clauses; waiving indirect costs; providing for ratification of action previously taken.

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July 12, 1999 Board of Supervisors — ADOPTED

Ayes: 10 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Newsom, Teng,  
Yaki, Yee

Absent: 1 - Leno

File No. 991219

I hereby certify that the foregoing Resolution was ADOPTED on July 12, 1999 by the Board of Supervisors of the City and County of San Francisco.

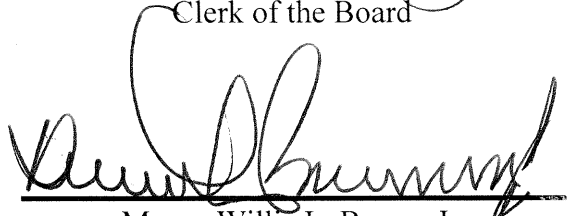


Gloria L. Young  
Clerk of the Board

JUL 23 1999

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Date Approved



Mayor Willie L. Brown Jr.