

FILE NO. 000018

RESOLUTION NO. 80-00

1 CONCURRING WITH THE ACTION OF THE AIRPORT COMMISSION TO ENTER INTO
2 PROFESSIONAL SERVICES CONTRACT WITH THE UNIVERSITY OF CALIFORNIA TO
3 PERFORM HERRING AND OYSTER HABITAT STUDIES NOTWITHSTANDING DELETION
4 OF INDEMNIFICATION REQUIREMENT FOR PATENT RIGHTS, COPYRIGHT OR
5 TRADEMARK INFRINGEMENT.

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7 WHEREAS, The Airport is undertaking a Runway Reconfiguration Program to address
8 aircraft delays during inclement weather, noise reduction, and accommodation of New Large
9 Aircraft; and,

10 WHEREAS, Numerous environmental studies are necessary to determine the effects of
11 the proposed Runway Reconfiguration Program, including the potential impact on the
12 reproduction of native San Francisco Bay herring and oysters; and,

13 WHEREAS, University of California is uniquely qualified through the Bodega Marine
14 Laboratory to perform field and laboratory studies on the habitats of herring and oysters in
15 San Francisco Bay; and

16 WHEREAS, The City desires to enter into a contract with the Regents of the University
17 of California to perform studies relating to enhancements of herring and oysters habitat; and

18 WHEREAS, pursuant to San Francisco Administrative Code Section ^{21.21}~~21.19~~, all
19 contractors must indemnify City for any infringement of patent rights, copyright or trademark in
20 consequence of the City's use of any articles supplied under the contract; and

21 WHEREAS, The Regents of the University of California will not enter into a contract
22 with the City if the contract contains such an indemnification requirement; now, therefore, be it

23 RESOLVED, That the Board of Supervisors concurs with the action of the Airport
24 Commission to enter into a contract with the Regents of the University of California

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AIRPORT COMMISSION
BOARD OF SUPERVISORS

1 notwithstanding the deletion of the indemnification requirement for patent rights, copyright or
2 trademark infringement from the contract.

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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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Date Passed:

Resolution concurring with the action of the Airport Commission to enter into a professional services contract with the University of California to perform herring and oyster habitat studies notwithstanding deletion of indemnification requirement for patent rights, copyright or trademark infringement.

January 31, 2000 Board of Supervisors — ADOPTED

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

Excused: 1 - Becerril

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I hereby certify that the foregoing Resolution was ADOPTED on January 31, 2000 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board

FEB 11 2000

Date Approved



Mayor Willie L. Brown Jr.