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[Grant-State]

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION HEALTH AND PREVENTION DIVISION, COMMUNITY HEALTH AND SAFETY SERVICES, TO ACCEPT AND EXPEND A GRANT OF \$23,210 FROM THE STATE DEPARTMENT OF HEALTH SERVICES FOR THE PUBLIC HEALTH PREPAREDNESS AND RESPONSE TO BIOTERRORISM GRANT AND TO ENTER INTO AN AGREEMENT WHICH DOES NOT INCLUDE INTELLECTUAL PROPERTY INDEMNIFICATION AND FALSE CLAIMS CLAUSES; WAIVING INDIRECT COSTS.

WHEREAS, The Department of Public Health has applied for and been awarded a grant from the State Department of Health Services in the amount of \$23,210 for the Public Health Preparedness and Response to Bioterrorism Grant; and,

WHEREAS, As a condition of receiving the grant funds, the State Department of Health Services requires the City to enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk of the Board of Supervisors in File No. 000453; 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

WHEREAS, The Department proposes to maximize use of available grant funds on program expenditures by not including indirect costs in the grant budget; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect costs in the grant budget; and, be it

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

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

Supervisors Newsom, Becerril
BOARD OF SUPERVISORS

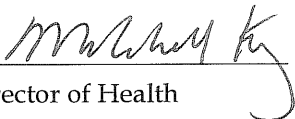
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FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Section 21.21 of the Administrative Code that the Agreement include an indemnification of the City by the State Department of Health Services for the infringement of patent rights, copyright, trademark, and other intellectual property rights; and, be it

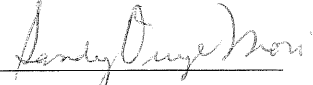
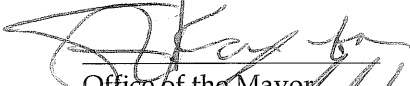

FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement that the Agreement include a paragraph reciting the false claims provisions contained in Section 21.35 of the Administrative Code: and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Health to enter into similar agreements with the State Department of Health Services if the grant recurs or is renewed.

RECOMMENDED:


Director of Health

APPROVED:


Health Commission

Office of the Mayor

Office of the Controller



City and County of San Francisco

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

Tails Resolution

File Number: 000453

Date Passed:

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, Community Health and Safety Services, to accept and expend a grant of \$23,210 from the State Department of Health Services for the public health preparedness and response to bioterrorism grant and to enter into an agreement which does not include intellectual property indemnification and false claims clauses; waiving indirect costs.


April 24, 2000 Board of Supervisors — ADOPTED

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

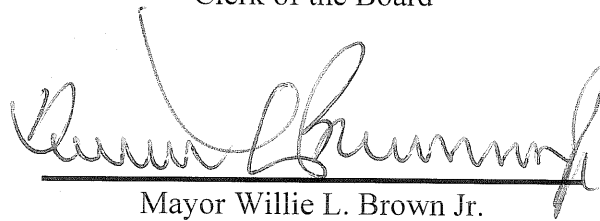
Absent: 1 - Katz

File No. 000453

I hereby certify that the foregoing Resolution was ADOPTED on April 24, 2000 by the Board of Supervisors of the City and County of San Francisco.


Gloria L. Young
Clerk of the Board

MAY - 5 2000
Date Approved


Mayor Willie L. Brown Jr.