

1 [Lease Purchase Financing for the Acquisition of Replacement Emergency Back-up Electric
2 Generators for San Francisco General Hospital]

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4 **Resolution authorizing the Executive Administrator of the San Francisco General**
5 **Hospital to obtain lease purchase financing in an amount not to exceed \$25,000,000 for**
6 **the acquisition of replacement emergency back-up electric generators for**
7 **San Francisco General Hospital; approving the form of a lease purchase financing**
8 **agreement between San Francisco General Hospital and a lender named therein, and**
9 **approving and ratifying previous actions taken in connection therewith.**

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11 WHEREAS, The San Francisco General Hospital ("SFGH") is a critical care facility;
12 and,

13 WHEREAS, The San Francisco General Hospital is required by State (Title 22) and
14 Federal regulations (NFPA 70, NFPA 99, NFPA 110) to maintain a back-up emergency power
15 source in the event of a commercial power failure; and,

16 WHEREAS, The existing steam turbine-driven emergency generators, along with the
17 steam generating equipment (collectively, the "Current Equipment"), are non-conforming to
18 current regulations and are many years beyond their service lives; and,

19 WHEREAS, The Current Equipment is unreliable and needs to be replaced with
20 emergency generation equipment that conforms to current safety standards and regulations;
21 and,

22 WHEREAS, The equipment that supplies the emergency electrical power for the
23 hospital has had a number of technical issues and it is necessary and desirable that the
24 SFGHI secure new back up emergency power generation units ("New Equipment"); and,
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1 WHEREAS, The Executive Administrator of San Francisco General Hospital desires to
2 acquire the New Equipment through a lease-purchase financing; and,

3 WHEREAS, In connection with the lease purchase financing, the City, through the
4 San Francisco General Hospital, shall enter into a lease purchase financing agreement and
5 certain other related documents; now, therefore, be it

6 RESOLVED, BY THIS BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF
7 SAN FRANCISCO AS FOLLOWS:

8 Section 1. Recitals. This Board of Supervisors hereby finds and declares the above
9 recitals are true and correct.

10 Section 2. Approval of a Lease Purchase Financing. The Board hereby approves
11 the acquisition of New Equipment through a lease purchase financing in an amount not to
12 exceed \$25,000,000 in principal amount. The Director of Public Finance (or her designee) is
13 hereby authorized to select, or cause to be selected, a lender to serve as a lender under a
14 lease purchase financing agreement (the "Lender"). The interest rate for the lease purchase
15 financing shall not exceed twelve percent (12%) per annum.

16 Section 3. Approval of the Lease Purchase Financing Agreement. The form of the
17 lease purchase financing agreement (the "Agreement") between the City, though the
18 San Francisco General Hospital, and the lender to be named therein, providing for the
19 financing of the New Equipment, as presented to this Board, a copy of which is on file with the
20 Clerk of the Board, in File No. _____ is hereby approved. The Executive
21 Administrator of the General Hospital (or his designee) is hereby authorized to execute the
22 Agreement, with such changes, additions, and modifications, as the Executive Administrator
23 of the General Hospital, upon consultation with the City Attorney and the Director of Public
24 Finance, deems necessary or desirable in the interest of the City, and which changes do not
25 materially increase the obligations of the City under the Agreement. The approval of the

1 Executive Administrator of the General Hospital of such modifications, changes or additions
2 shall be conclusively evidenced by the execution and delivery by the Executive Administrator
3 of the San Francisco General Hospital.

4 Section 4. General Authority. The Executive Administrator of the San Francisco
5 General Hospital, the Controller, the City Attorney, the Director of Public Finance, the
6 Purchaser and other officers of the City and their duly authorized deputies and agents are
7 hereby authorized and directed, jointly and severally, to take such actions and to execute and
8 deliver such certificates, agreements, escrow agreements, requests or other documents as
9 they may deem necessary or desirable, to facilitate the purchase of the New Equipment, to
10 enter into the Agreement and otherwise carry out the provisions of this Resolution.

11 Section 5. Ratification of Prior Actions. All actions authorized and directed by this
12 Resolution and heretofore taken are hereby ratified, approved and confirmed by this Board of
13 Supervisors.

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15 APPROVED AS TO FORM:

16 DENNIS J. HERRERA
17 City Attorney

18 By: _____
19 MARK D. BLAKE
20 Deputy City Attorney

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