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(Grant - Federal)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION HEALTH AND PREVENTION DIVISION, TO ACCEPT RETROACTIVELY AND EXPEND A GRANT IN THE AMOUNT OF \$597,898 FROM THE U.S. DEPARTMENT OF COMMERCE TELECOMMUNICATIONS AND INFORMATION ADMINISTRATION TO PROVIDE FULL IMPLEMENTATION OF THE REGGIE PROJECT AND TO ENTER INTO AN AGREEMENT WHICH DOES NOT INCLUDE PATENT INFRINGEMENT INDEMNIFICATION AND FALSE CLAIMS CLAUSES.

WHEREAS, The Department of Public Health has applied for and been awarded a grant from the U.S. Department of Commerce Telecommunications and Information Administration in the amount of \$597,898 to fund full implementation of the Reggie Project; and,

WHEREAS, As a condition of receiving the grant funds, the U.S. Department of Commerce requires the City to enter into an agreement ("Financial Assistance Award" provisions), a copy of which is on file with the Clerk of the Board of Supervisors in File No. 982068; and,

WHEREAS, The U.S. Department of Commerce has indicated that it will not agree to any modification to the form of the Financial Assistance Award provisions; and,

WHEREAS, The Financial Assistance Award provisions do not contain certain provisions described below, which are required under the Administrative Code unless waived by the Board of Supervisors; and,

WHEREAS, The Board of Supervisors desires to authorize the Department of Public Health, on behalf of the City, to comply with the Financial Assistance Award provisions in order to receive and expend the grant funds for this and any future years; now, therefore, be it

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

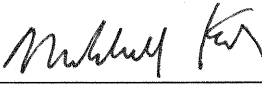
1 FURTHER RESOLVED, That the Director of Health is authorized to accept the  
2 Financial Assistance Award and its provisions on behalf of the City; and, be it

3 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement  
4 contained in Sections 6.21 and 21.19 of the Administrative Code that the Financial Assistance  
5 Award provisions include an indemnification of the City by the U.S. Department of Commerce  
6 for the infringement of patent rights; and, be it

7 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement  
8 contained in Section 6.57 (c) of the Administrative Code that the Financial Assistance Award  
9 provisions include a paragraph reciting the false claim provisions contained in Section 6.57 (a) of  
10 the Administrative Code; and, be it


11 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of  
12 Public Health to enter into similar agreements with the U.S. Department of Commerce if the  
13 grant recurs or is renewed.

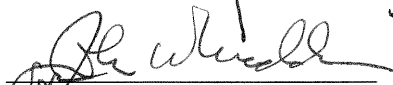
14 RECOMMENDED:

15   
16 Mitchell H. Katz, M.D.  
17 Director of Health

18 APPROVED:

19   
20 Health Commission

21   
22 Office of the Mayor

23   
24 Office of the Controller

25 Department of Public Health



# 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:** 982068

**Date Passed:**

Resolution authorizing the Department of Public Health, Population Health and Prevention Division, to accept retroactively and expend a grant in the amount of \$597,898 from the U.S. Department of Commerce and Telecommunications and Information Administration to provide full implementation of the Reggie Project and to enter into an agreement which does not include patent infringement indemnification and false claims clauses.

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January 25, 1999 Board of Supervisors — ADOPTED

Ayes: 11 - Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki,  
Yee, Ammiano

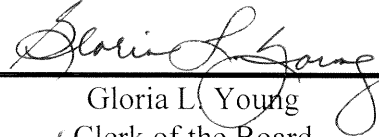
File No. 982068

I hereby certify that the foregoing Resolution was ADOPTED on January 25, 1999 by the Board of Supervisors of the City and County of San Francisco.

FEB - 5 1999

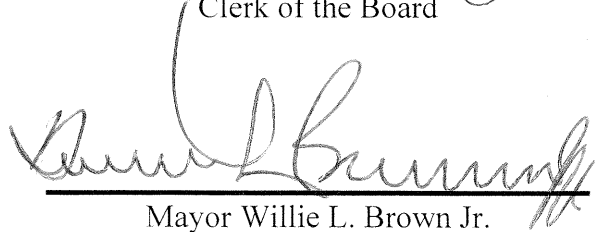
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Date Approved



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Gloria L. Young  
Clerk of the Board



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Mayor Willie L. Brown Jr.