FILE NO. 220138 RESOLUTION NO. 114-22

[Use Agreement - BH/AB Productions, LLC - Development of Documentary Television Project with San Francisco Animal Care and Control]

Resolution authorizing San Francisco Animal Care and Control ("SFACC") to enter into a Use Agreement with BH/AB Productions, LLC to develop and produce a documentary television project about SFACC's animal emergency rescue calls and Animal Control Officers; and grant all necessary trademark licenses and the exclusive right for a term of no longer than one year and one week to traditional and digital networks, to commence upon approval by the Board of Supervisors.

WHEREAS, San Francisco Animal Care and Control ("SFACC") shelters homeless, neglected, and abused animals and provides humane education and many other services to the community; and

WHEREAS, SFACC is the local agency that investigates animal cruelty, enforces animal welfare laws, rescues injured and orphaned wildlife and birds, and aids domestic animals in distress; and

WHEREAS, SFACC aims to adopt, re-home, or reunite domestic animals with their guardians and to release wildlife to their native habitat; and

WHEREAS, The City and County of San Francisco, acting by and through the SFACC ("City"), seeks to contract with a production company to create a documentary series about San Francisco animal emergency calls, SFACC Animal Control Officers, and the office and shelter culture at SFACC; and

WHEREAS, The documentary series will help San Francisco and the public better understand SFACC culture and the crucial role SFACC plays in the community; and

WHEREAS, The City desires to enter into a use agreement with BH/AB Productions, LLC ("Producer") to develop and produce a documentary series about SFACC, the contract

being substantially in the form on file with the Clerk of the Board of Supervisors in File No. 220138 ("Agreement"); and

WHEREAS, The Agreement provides that, in connection with production and marketing of the documentary series, the City would grant to Producer all necessary trademark licenses to the series and exclusive access to SFACC personnel activities for producing a documentary series about San Francisco animal emergency calls, SFACC Animal Control Officers, and the office and shelter culture at SFACC; and

WHEREAS, The Producer must follow guidelines that include San Francisco Health Orders and CDC recommendations while working during COVID-19 for the health and well-being of people they film; and

WHEREAS, The Producer must utilize the Appearance Release for City Employee form to obtain consent and signature from any City Employee appearing in the production; and

WHEREAS, Charter, Section 1.101, provides that all rights and powers of a City and County that are not vested in another officer or entity by this Charter shall be exercised by the Board of Supervisors; and

WHEREAS, The Charter does not vest in the SFACC the right to contract to develop a documentary series; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby authorizes the SFACC, acting on behalf of the City and County of San Francisco, to enter into the Agreement with Producer in substantially the form on file with the Clerk of the Board of Supervisors in File No. 220138, pursuant to review and modification by the City Attorney; and, be it

FURTHER RESOLVED, That within 30 days of the Agreement being fully executed by all parties, SFACC shall provide a copy to the Clerk of the Board for inclusion into the official file.

City and County of San Francisco
Tails
Resolution

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

File Number: 220138 **Date Passed:** April 05, 2022

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March 23, 2022 Budget and Finance Committee - RECOMMENDED

April 05, 2022 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Haney, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 220138

I hereby certify that the foregoing Resolution was ADOPTED on 4/5/2022 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Angela Calvillo
Clerk of the Board

London Breed
London N. Breed
Mayor

4/15/2022
Date Approved