

1 [Grant -Private]

2
3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, CENTRAL ADMINISTRATION, TO
4 ACCEPT AND EXPEND GRANT FUNDS OF \$887,666 FROM THE ROBERT WOOD JOHNSON
5 FOUNDATION TO PROVIDE AN EVALUATION OF HEALTH INSURANCE STATUS IN SAN
6 FRANCISCO BEFORE AND AFTER IMPLEMENTATION OF A LOCAL PUBLIC PURCHASING
7 COOPERATIVE AND TO ENTER INTO AN AGREEMENT WHICH INCLUDES A RIGHTS IN
8 DATA CLAUSE AND WHICH DOES NOT INCLUDE INTELLECTUAL PROPERTY
9 INDEMNIFICATION AND FALSE CLAIMS CLAUSES.

10 WHEREAS, The Department of Public Health has applied for and been awarded a grant from
11 The Robert Wood Johnson Foundation in the amount of \$887,666 to provide an evaluation of health
12 insurance status in San Francisco before and after implementation of a local public purchasing
13 cooperative; and,

14 WHEREAS, As a condition of receiving the grant funds, The Robert Wood Johnson
15 Foundation requires the City to enter into an agreement (the "Agreement"), a copy of which is on file
16 with the Clerk of the Board of Supervisors in File No. 000962; and

17 WHEREAS, The Agreement contains a certain provision described below, which requires the
18 approval of the Board of Supervisors; and,

19 WHEREAS, The Agreement does not contain certain provisions described below, which are
20 required under the Administrative Code unless waived by the Board of Supervisors; and,

21 WHEREAS, The grant budget includes provision for indirect costs of \$35,782; now, therefore,
22 be it

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

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

1 FURTHER RESOLVED, That the Board of Supervisors hereby approves the provision in the
2 Agreement pursuant to which the City agrees to grant a royalty-free and nonexclusive license for the
3 use of data developed under the Agreement; and, be it

4 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement
5 contained in Section 21.21 of the Administrative Code that the Agreement include an indemnification
6 of the City by The Robert Wood Johnson Foundation for the infringement of patent rights, copyright,
7 trademark, and other intellectual property rights; and, be it

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

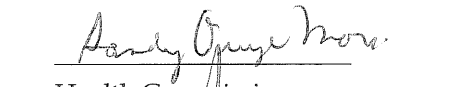
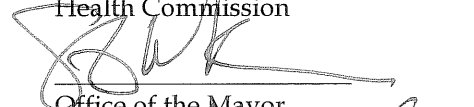
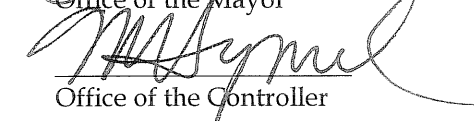
11 FURTHER RESOLVED, The Controller should be urged to designate the positions created
12 under the grant as "G" or grant-funded positions, which would terminate when the grant expires;
13 and, be it

14 FURTHER RESOLVED, That the Board of Supervisors authorizes the Department of Public
15 Health to enter into similar agreements with The Robert Wood Johnson Foundation if the grant recurs
16 or is renewed.

17
18 RECOMMENDED:

19 
20 Director of Health

APPROVED:

21 
22 Health Commissioner
23 
24 Office of the Mayor
25 
Office of the Controller



City and County of San Francisco

Tails

Resolution

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

File Number: 000962

Date Passed:

Resolution authorizing the Department of Public Health, Central Administration, to accept and expend grant funds of \$887,666 from the Robert Wood Johnson Foundation to provide an evaluation of health insurance status in San Francisco before and after implementation of a local public purchasing cooperative and to enter into an agreement which includes a rights in data clause and which does not include intellectual property indemnification and false claims clauses.


May 30, 2000 Board of Supervisors — ADOPTED

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

Absent: 1 - Yaki

File No. 000962

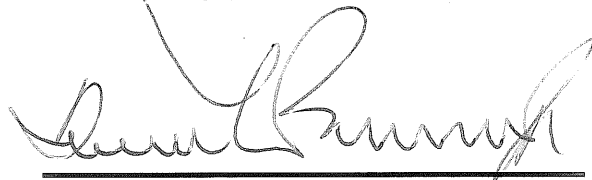
I hereby certify that the foregoing Resolution
was ADOPTED on May 30, 2000 by the
Board of Supervisors of the City and County
of San Francisco.



Gloria L. Young
Clerk of the Board

JUN - 2 2000

Date Approved



Mayor Willie L. Brown Jr.