

1 [Grant – State]

2  
3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY HEALTH  
4 NETWORK, TO ACCEPT RETROACTIVELY AND EXPEND GRANT FUNDS IN THE  
5 AMOUNT OF \$71,000 FROM THE CALIFORNIA YOUTH AUTHORITY FOR THE  
6 SECOND CHANCE TATTOO REMOVAL PROGRAM AND TO ENTER INTO AN  
7 AGREEMENT WHICH DOES NOT INCLUDE PATENT INFRINGEMENT  
8 INDEMNIFICATION AND FALSE CLAIMS CLAUSES; WAIVING INDIRECT COSTS AND  
9 PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN.

10 WHEREAS, The Department of Public Health, Community Health Network, San  
11 Francisco General Hospital, Specialty and Diagnostic Services, has applied for and been awarded  
12 a grant from The California Youth Authority in the amount of \$71,000 to fund the Second  
13 Chance Tattoo Removal Program, and,

14 WHEREAS, As a condition of receiving the grant funds, the California Youth Authority  
15 requires the City to enter into an agreement (the "Agreement"), a copy of which is on file with  
16 the Clerk of the Board of Supervisors in File No. 991313; and,

17 WHEREAS, The California Youth Authority has indicated that it will not agree to any  
18 modification to the form of the Agreement; and,

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

22 RESOLVED, That the Department of Public Health is hereby authorized to accept  
23 retroactively and expend the grant funds pursuant to San Francisco Administrative Code section  
24 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 waives the requirement  
2 contained in Sections 6.21 and 21.19 of the Administrative Code that the Agreement include an  
3 indemnification by the California Youth Authority of the City for the infringement of patent  
4 rights; and, be it

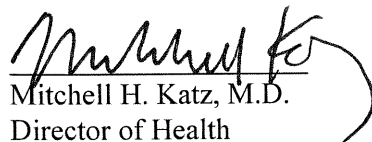
5 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement  
6 contained in Section 6.57 (c) of the Administrative Code that the Agreement include a paragraph  
7 reciting the false claim provisions contained in Section 6.57 (a) of the Administrative Code; and,  
8 be it

9 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of  
10 Public Health to enter into similar agreements with the California Youth Authority if the grant  
11 recurs or is renewed; and, be it

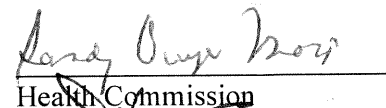
12 FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect  
13 costs; and, be it


14 FURTHER RESOLVED, That although the City has incurred no legal obligation, the  
15 Board of Supervisors does hereby ratify the action previously taken.

16 RECOMMENDED:

17   
18 Mitchell H. Katz, M.D.  
19 Director of Health

20 APPROVED:

21   
22 Health Commission

23   
24 Office of the Mayor

25   
Office of the Controller

Department of Public Health



# City and County of San Francisco

## Tails

### Resolution

---

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

**File Number:** 991313

**Date Passed:**

Resolution authorizing the Department of Public Health, Community Health Network, to accept retroactively and expend grant funds in the amount of \$71,000 from the California Youth Authority for the Second Chance Tattoo Removal Program and to enter into an agreement which does not include patent infringement indemnification and false claims clauses; waiving indirect costs and providing for ratification of action previously taken.

---

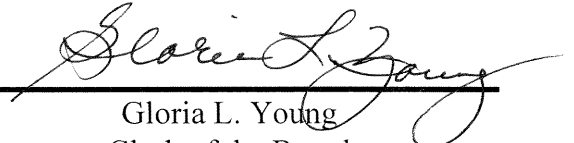
August 2, 1999 Board of Supervisors — ADOPTED

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

Absent: 1 - Teng

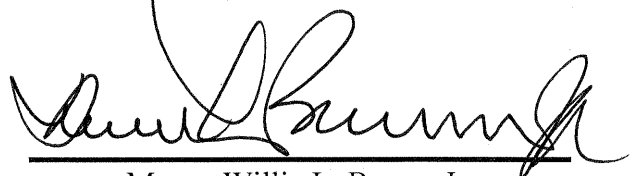
File No. 991313

I hereby certify that the foregoing Resolution  
was ADOPTED on August 2, 1999 by the  
Board of Supervisors of the City and County  
of San Francisco.

  
Gloria L. Young  
Clerk of the Board

AUG 13 1999

Date Approved

  
Mayor Willie L. Brown Jr.