

1 [Use Agreement - Big Fish Entertainment LLC - Development of Documentary Series "Live
2 Rescue" with San Francisco Animal Care and Control]

3 **Resolution authorizing San Francisco Animal Care and Control ("SFACC") to enter into**
4 **a Use Agreement with Big Fish Entertainment LLC to develop and produce a**
5 **documentary series "Live Rescue" about SFACC's animal emergency rescue calls and**
6 **Animal Control Officers; and grant all necessary trademark licenses and the exclusive**
7 **right for one year to traditional and digital networks.**

8
9 WHEREAS, San Francisco Animal Care and Control ("SFACC") shelters homeless,
10 neglected, and abused animals and provide humane education and many other services to
11 the community; and

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

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

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

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

23 WHEREAS, The City desires to enter into a use agreement with Big Fish Entertainment
24 LLC ("Producer") to develop and produce a documentary series about SFACC, the contract
25

1 being substantially in the form on file with the Clerk of the Board of Supervisors in File No.
2 200922 ("Agreement"); and

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

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

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

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

16 RESOLVED, That the Board of Supervisors hereby authorizes the SFACC, acting on
17 behalf of the City and County of San Francisco, to enter into the Agreement with Producer in
18 substantially the form on file with the Clerk of the Board of Supervisors in File No. 200922,
19 pursuant to review and modification by the City Attorney; and, be it

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