

1 [Contract]

2
3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, THE COLLABORATING
4 INSTITUTION IN THE PROJECT ENTITLED "HIV PREVENTION TRIALS NETWORK
5 LEADERSHIP GROUP" TO ENTER INTO A SUBCONTRACT IN THE AMOUNT OF \$7,782 WITH
6 FAMILY HEALTH INTERNATIONAL, THE PRIMARY CONTRACTOR, WHICH DOES NOT
7 INCLUDE INTELLECTUAL PROPERTY INDEMNIFICATION AND FALSE CLAIMS CLAUSES;
8 RETROACTIVE TO SEPTEMBER 30, 1999.

9 WHEREAS, Family Health International has received funds from the Department of Health and
10 Human Services, National Institutes of Health, for a project entitled: "HIV Prevention Trials Network
11 Leadership Group" and,

12 WHEREAS, Family Health International, as the primary contractor, has requested that the
13 Department of Public Health enter into a subcontract to collaborate in this project; and,

14 WHEREAS, The subcontract specifies that Susan P. Buchbinder, M.D. will serve as a member of
15 the Executive Committee for the HIV Prevention Trials Network and liaison to the Antiretrovirals
16 Science Working Group; and,

17 WHEREAS, Family Health International has agreed to reimburse the Department of Public
18 Health in the amount of \$7,782 under the terms of this subcontract; and,

19 WHEREAS, As a condition of receiving the funds, Family Health International requires the City
20 to enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk of the Board of
21 Supervisors in File No. 000269; and,

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

24 RESOLVED, That the Department of Public Health is hereby authorized to enter retroactively
25 into a subcontract in the amount of \$7,782 with Family Health International, the Primary Contractor, and
that Susan P. Buchbinder, M.D. will serve as a member of the Executive Committee for the HIV
Prevention Trials Network and liaison to the Antiretrovirals Science Working Group during the period
covered by this Agreement; retroactive to September 30, 1999 and, be it

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

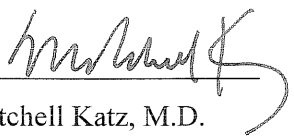
FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Section 21.21 of the Administrative Code that the Agreement include an indemnification of the City by the University of California for the infringement of patent rights, copyright, trademark, and other intellectual property rights; and, be it

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

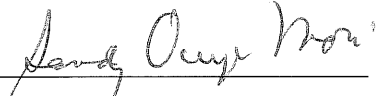
FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Health to enter into similar agreements with Family Health International if the contract recurs or is renewed.

RECOMMENDED:

APPROVED:



Mitchell Katz, M.D.
Director of Health



Sandy Ouyang
Health Commission

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

File Number: 000269

Date Passed:

Resolution authorizing the Department of Public Health, the collaborating institution in the project entitled "HIV Prevention Trials Network Leadership Group" to enter into a subcontract in the amount of \$7,782 with the Family Health International, the primary contractor, which does not include intellectual property indemnification and false claims clauses; retroactive to September 30, 1999.

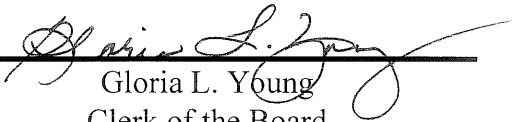
March 6, 2000 Board of Supervisors — ADOPTED

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

Absent: 1 - Bierman

File No. 000269

I hereby certify that the foregoing Resolution was ADOPTED on March 6, 2000 by the Board of Supervisors of the City and County of San Francisco.



Gloria L. Young
Clerk of the Board



Date Approved



Mayor Willie L. Brown Jr.