

FILE NO. 000176

RESOLUTION NO. 162-00

1 [Contract]

2 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION  
3 HEALTH AND PREVENTION, COMMUNITY MENTAL HEALTH SERVICES, TO  
4 Retroactively  
5 ENTER INTO A SUBCONTRACT IN THE AMOUNT OF \$4,652 WITH THE  
6 UNIVERSITY OF CALIFORNIA (BERKELEY), THE PRIMARY CONTRACTOR, TO  
7 PROVIDE DATA AND CONSULTATION FOR A STUDY OF THE CULTURAL  
8 APPROPRIATENESS OF THE INSTRUMENTS AND APPROACHES BEING USED  
9 BY COMMUNITY MENTAL HEALTH SERVICES TO MEASURE PERFORMANCE  
10 INDICATORS, CLIENT OUTCOMES, AND SATISFACTION, WHICH DOES NOT  
11 INCLUDE PATENT INFRINGEMENT INDEMNIFICATION AND FALSE CLAIMS  
12 CLAUSES; WAIVING INDIRECT COSTS.

13 WHEREAS, The University of California (Berkeley) has received funds from  
14 the Department of Health and Human Services (DHHS), for a project entitled  
15 "Center on Financing of Care for the Severely Mentally Ill"; and

16 WHEREAS, The University of California (Berkeley) as the primary contractor,  
17 has requested that the Department of Public Health, Community Mental Health  
18 Services, enter into a subcontract to participate in this project; and

19 WHEREAS, The University of California (Berkeley) has agreed to reimburse  
20 the Department of Public Health, Community Mental Health Services, in the  
21 amount of \$4,652 under the terms of this subcontract; and

22 WHEREAS, The subcontract specifies that the Department of Public Health is  
23 to provide data and consultation deemed necessary to meet the reporting  
24 requirements of the DHHS Granting Agency during the term of the subcontract; and  
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1 WHEREAS, As a condition of receiving the funds, the University of California  
2 (Berkeley) requires the City to enter into an agreement (the "Agreement"), a copy of  
3 which is on file with the Clerk of the Board of Supervisors in File No. 000176; and

4 WHEREAS, The University of California (Berkeley) has indicated that it will  
5 not agree to any modification to the form of the Agreement; and,

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

9 WHEREAS, The University of California (Berkeley) does not allow for indirect  
10 costs for this subcontract; now, therefore, be it

11 RESOLVED, That the Department of Public Health is hereby authorized to  
12 enter/Retroactively into a subcontract agreement in the amount of \$4,652 with the University of  
13 California (Berkeley), the primary contractor, for provision of data and consultation;  
14 and, be it

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

17 FURTHER RESOLVED, That the Board of Supervisors hereby waives the  
18 requirement contained in Sections 6.21 and 21.21 of the Administrative Code that  
19 the Agreement include an indemnification by the University of California  
20 (Berkeley) of the City for the infringement of patent rights; and, be it

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

25 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director  
26 of Public Health to enter into similar agreements with the University of California  
27 (Berkeley) if the contract recurs or renewed.  
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RECOMMENDED:

Mitchell Katz M.D.

Mitch Katz, M.D.  
Director of Health

APPROVED:

Sandy Ouyang Mori

Health Commission



# City and County of San Francisco

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

## Tails

### Resolution

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**File Number:** 000176

**Date Passed:**

Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Mental Health Services, to enter retroactively into a subcontract in the amount of \$4,652 with the University of California (Berkeley), the primary contractor, to provide data and consultation for a study of the cultural appropriateness of the instruments and approaches being used by community mental health services to measure performance indicators, client outcomes, and satisfaction which does not include patent infringement indemnification and false claims clauses; waiving indirect costs.

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February 22, 2000 Board of Supervisors — ADOPTED

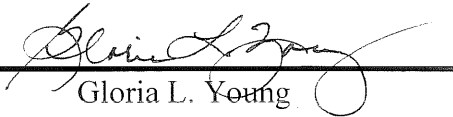
Ayes: 9 - Ammiano, Bierman, Brown, Kaufman, Leno, Newsom, Teng, Yaki, Yee

Absent: 1 - Katz

Excused: 1 - Becerril

File No. 000176

I hereby certify that the foregoing Resolution was ADOPTED on February 22, 2000 by the Board of Supervisors of the City and County of San Francisco.



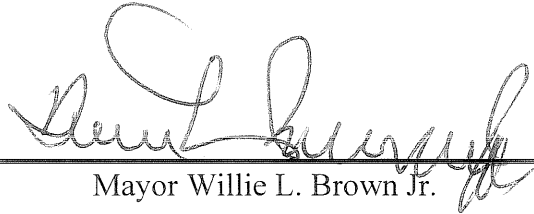
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Gloria L. Young  
Clerk of the Board

MAR - 3 2000

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Date Approved



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Mayor Willie L. Brown Jr.