

1 [Contract]

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3 AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION HEALTH AND  
4 PREVENTION, COMMUNITY HEALTH SERVICES, TO ENTER INTO A SUBCONTRACT  
5 AGREEMENT IN THE AMOUNT OF \$90,000 TO PROVIDE MENTAL HEALTH STAFFING AND  
6 SERVICES TO ASIAN AMERICAN RECOVERY SERVICES, INC., THE PRIMARY  
7 CONTRACTOR, WHICH DOES NOT INCLUDE INTELLECTUAL PROPERTY  
8 INDEMNIFICATION AND FALSE CLAIMS CLAUSES; RETROACTIVE TO OCTOBER 1, 1998.

9 WHEREAS, Asian American Recovery Services, Inc., as the primary contractor, has requested  
10 that the Department of Public Health, Population Health and Prevention, Community Health Services,  
11 enter into a subcontract agreement to provide mental health staffing and services; and,

12 WHEREAS, Asian American Recovery Services, Inc. has agreed to reimburse the Department of  
13 Public Health for these services in the amount of \$90,000 under the terms of this subcontract agreement;  
14 and,

15 WHEREAS, As a condition of receiving the funds, Asian American Recovery Services, Inc.  
16 requires the City to enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk  
17 of the Board of Supervisors in File No. 000621; and,

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

20 WHEREAS, The terms of the Agreement prohibit including indirect costs in the grant budget;  
21 now, therefore, be it

22 RESOLVED, That the Department of Public Health is hereby authorized to enter retroactively  
23 into a subcontract agreement in the amount of \$90,000 with Asian American Recovery Services, Inc., the  
24 primary contractor, during the period covered by this Agreement; retroactive to October 1, 1998; and, be  
25 it

FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of indirect  
costs in the budget of the Agreement; and, be it

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

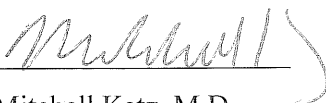
1 FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement  
2 contained in Section 21.21 of the Administrative Code that the Agreement include an indemnification of  
3 the City by the Asian American Recovery Services, Inc. for the infringement of patent rights, copyright,  
4 trademark, and other intellectual property rights; and, be it

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

8 FURTHER RESOLVED, That the Board of Supervisors authorizes the Director of Health to  
9 enter into similar agreements with Asian American Recovery Services, Inc. if the subcontract recurs or is  
renewed.

10 RECOMMENDED:

APPROVED:

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12 \_\_\_\_\_

13 Mitchell Katz, M.D.  
14 Director of Health

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16 \_\_\_\_\_

17 Health Commission  
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# 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:** 000621

**Date Passed:**

Resolution authorizing the Department of Public Health, Population Health and Prevention, Community Health Services, to enter into a subcontract agreement in the amount of \$90,000 to provide mental staffing and services to Asian American Recovery Services, Inc., the primary contractor, which does not include intellectual property indemnification and false claims clauses; retroactive to October 1, 1998.

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May 8, 2000 Board of Supervisors — ADOPTED

Ayes: 11 - Ammiano, Becerril, Bierman, Brown, Katz, Kaufman, Leno, Newsom, Teng, Yaki, Yee

File No. 000621

I hereby certify that the foregoing Resolution was **ADOPTED** on May 8, 2000 by the Board of Supervisors of the City and County of San Francisco.



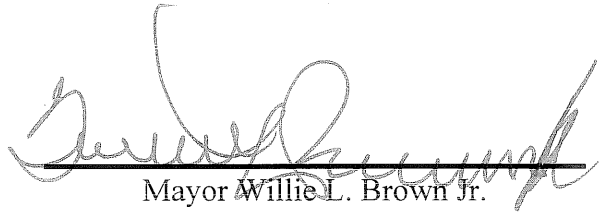
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Gloria L. Young  
Clerk of the Board

MAY 19 2000

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Date Approved



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Mayor Willie L. Brown Jr.