

**THIS IS A DRAFT AND WILL BE REPLACED BY THE FINAL,  
SIGNED ORDINANCE ADOPTED BY THE CITY COUNCIL.**

**ORDINANCE**

**APPROVING THE PURCHASE OF FITNESS EQUIPMENT FROM  
WHEELS AND FITNESS IN MOTION OF SOUTH TEXAS, LLC DBA  
FITNESS IN MOTION FOR VARIOUS SAN ANTONIO FIRE  
DEPARTMENT FACILITIES FOR A TOTAL COST OF \$172,716.11,  
FUNDED FROM THE GENERAL FUND.**

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**WHEREAS**, bids were submitted to provide the City of San Antonio with fitness equipment for 41 San Antonio Fire Department (SAFD) facilities; and

**WHEREAS**, the new equipment will replace outdated, damaged or broken equipment which first responders use to better prepare for the daily physical demands of their job duties; and

**WHEREAS**, the bid submitted by BSN Sports (Items 4, 16-34, 57 and 111) failed to meet the City's specifications and/or requirements; and

**WHEREAS**, the bid submitted by Wheels and Fitness in Motion of South Texas, LLC DBA Fitness in Motion (Item 95), a City Business as defined by the City's Local Preference Program, is within 3 percent of the lowest bid, which were from BSN Sports, a bidder which is not a City Business; and

**WHEREAS**, the low responsive bid was submitted by Fitness in Motion for a total cost of \$172,716.11; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The low responsive bid from Fitness in Motion to provide the City of San Antonio with fitness equipment for SAFD for a total cost of \$172,716.11 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. The bid tabulation sheet is attached hereto and incorporated herein for all purposes as **Exhibit I**. Copies of the bids are available for inspection in the offices of the Purchasing Division of the Finance Department.

**SECTION 2.** It has been found and declared that, pursuant to the City's Local Preference Program, passed by ordinance number 2013-03-21-0167 and as amended by ordinance number 2014-11-13-0923, Fitness in Motion, a City Business, is entitled to award for item 95.

**SECTION 3.** Funding for this ordinance in the amount up to \$172,716.00 is available in Fund 11001001, Cost Center 2015090001, and General Ledger 5501055, as part of the Fiscal Year 2018 Budget.

**SECTION 4.** Payment not to exceed the budgeted amount is authorized to Fitness in Motion and should be encumbered with a purchase order.

**SECTION 5.** The financial allocations in this ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this ordinance.

**SECTION 6.** This ordinance is effective immediately upon passage by eight affirmative votes; otherwise it is effective on the tenth day after passage.

**PASSED and APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2018.

**M A Y O R**  
Ron Nirenberg

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney