

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

AN ORDINANCE

AUTHORIZING ACCEPTANCE OF AN OFFER FROM MEDWHEELS, INC. TO PROVIDE AN ANNUAL CONTRACT FOR ZOLL “X-SERIES 12 LEAD DEFIBRILLATOR ACCESSORIES” FOR A TOTAL ESTIMATED ANNUAL AMOUNT OF \$887,000.00 FOR AN INITIAL TERM OF TWO YEARS, WITH OPTIONS TO RENEW FOR THREE ADDITIONAL ONE-YEAR TERMS, FUNDED FROM THE FIRE DEPARTMENT ANNUAL GENERAL FUND BUDGET.

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WHEREAS, the City released a Request for Offer (RFO) to provide the City with Zoll X-Series 12 lead defibrillator accessories for an estimated annual cost of \$887,000.00; and

WHEREAS, four responses were received and evaluated; and

WHEREAS, the responses from Moore Medical, LLC. and Life-Assist, Inc. were deemed non-responsive for failing to comply with the SBEDA requirements contained in the RFO; and

WHEREAS, staff recommends MedWheels, Inc., lowest responsive offeror, for award of this contract; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(2), which provides for a procurement necessary to protect the public health or safety; **NOW THEREFORE:**

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

SECTION 1. The offer submitted by MedWheels, Inc. to provide the City of San Antonio Fire Department with Zoll X-Series 12 lead defibrillator accessories for an estimated annual cost of \$887,000.00 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. A copy of the contract is attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. It has been found and declared that the offers from Moore Medical, LLC. and Life-Assist, Inc. failed to meet the City’s specifications and/or requirements.

SECTION 3. Funding in the amount of \$221,750.00 for this ordinance is available in Fund 11001000, Cost Center 2015040002 and General Ledger 5304050. If approved by council, payment not to exceed the budgeted amount is authorized to MedWheels, Inc. and should be encumbered with a purchase order. All expenditures will comply with the approved operating budget for current and future fiscal years that fall within the term period of this contract.

SECTION 4. 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 5. This ordinance is effective immediately upon passage by eight or more affirmative votes; otherwise, it is effective on the tenth day after passage.

PASSED and APPROVED this ____ day of _____, 2017.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney