

**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 ZOLL MEDICAL CORPORATION TO PROVIDE AN ANNUAL CONTRACT FOR ZOLL “X-SERIES MANUAL MONITOR/DEFIBRILLATORS, ANCILLARY PROPRIETARY SUPPLIES, SERVICE PLANS AND EXTENDED WARRANTY, AND MONITOR REPAIR SERVICES” FOR A TOTAL ESTIMATED ANNUAL AMOUNT OF \$342,000.00 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, an offer was submitted by Zoll Medical Corporation, a sole source supplier, to provide the City of San Antonio Fire Department with proprietary Zoll X-Series 12 lead defibrillators, extended warranty, service plans and accessories for an estimated annual amount of \$342,000.00; and

WHEREAS, the Texas Local Government Code indicates that competitive bidding is not required under section 252.022(a)(7)(A), which provides for any items that are available only from a sole source of supply; **NOW THEREFORE:**

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

SECTION 1. The offer submitted by Zoll Medical Corporation to provide the City of San Antonio Fire Department with proprietary Zoll X-Series 12 lead defibrillators, extended warranty, service plans and accessories, for an estimated annual amount of \$342,000.00, is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. A copy of the bid tabulation and contract is attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. Funding in the amount of \$85,500.00 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 Zoll Medical Corporation 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 3. 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

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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 4. 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 _____, 2017.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Andrew Segovia, City Attorney

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