

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

AN ORDINANCE

ACCEPTING THE BID FROM FITNESS IN MOTION OF SOUTH TEXAS TO PROVIDE THE SAN ANTONIO FIRE DEPARTMENT WITH REPLACEMENT CARDIO FITNESS EQUIPMENT FOR VARIOUS FIRE FACILITIES FOR A TOTAL COST OF \$114,506.50, FUNDED FROM THE GENERAL FUND.

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WHEREAS, bids were submitted to provide the San Antonio Fire Department with cardio fitness equipment for various fire facilities; and

WHEREAS, the bids submitted by AEGIS Fitness Solutions LLC, AYC LLC d/b/a Hest Fitness Products and BSN Sports LLC failed to meet the City's specifications and/or requirements; and

WHEREAS, the bid submitted Fitness in Motion of South Texas, a city business, is within 3 percent of the lowest bid, which was from Fit Supply LLC, a bidder who is not a city business; and

WHEREAS, Fitness in Motion of South Texas was the low responsive bidder for a total cost of \$114,506.50; **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 of South Texas to provide the San Antonio Fire Department with cardio fitness equipment for a total cost of \$114,506.50 is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. The bid tabulation sheet and bid are attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. It has been found and declared that the bids from AEGIS Fitness Solutions LLC, AYC LLC d/b/a Hest Fitness Products and BSN Sports LLC failed to meet the City's specifications and/or requirements.

SECTION 3. It is 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 of South Texas, a city business, is entitled to award.

SECTION 4. Funding in the amount of \$114,506.50 for this ordinance is available in Fund 11001000, Cost Center 2015090001 and General Ledger 5501080 as part of the Fiscal Year 2016 Budget.

SECTION 5. Payment not to exceed \$114,506.50 is authorized to Fitness in Motion of South Texas and should be encumbered with a purchase order.

SECTION 6. 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 7. 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 , 2016.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney