

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

**AN ORDINANCE**

**AMENDING THE EXISTING CONTRACT WITH BIO-RAD LABORATORIES TO PROVIDE HUMAN IMMUNE VIRUS (HIV) LABORATORY TESTING SUPPLIES AND RENTAL OF THE BIOPLEX 2200 TESTING PLATFORM FOR THE SAN ANTONIO METRO HEALTH DISTRICT, AND EXTENDING THE CURRENT CONTRACT TO DECEMBER 31, 2021.**

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**WHEREAS**, the City of San Antonio and Bio-Rad Laboratories entered into a contract for Human Immune Virus (HIV) laboratory testing supplies for the San Antonio Metro Health District; and

**WHEREAS**, the contract, approved by Ordinance No. 2015-12-17-1057, was for a term beginning January 1, 2016 and ending September 30, 2018; and

**WHEREAS**, an amendment to the existing contract with Bio-Rad Laboratories is required to allow the City to enter into a reagent-rental agreement to obtain Bio-Rad Laboratories proprietary analytical testing instrumentation that can only be used with Bio-Rad Laboratories assay test kits; and

**WHEREAS**, the City wishes to extend the contract through December 31, 2021, making it coterminous with the agreement for rental of the BioPlex 2200 instrumentation; 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 City Manager, the Deputy Chief Financial Officer, and their designees, are hereby authorized to execute an amendment to the contract with Bio-Rad Laboratories providing for the acquisition of proprietary analytical testing instrumentation and extending the contract termination date to December 31, 2021. A copy of the amendment is attached hereto and incorporated herein for all purposes as **Exhibit I**.

**SECTION 2.** Funding in the amount of \$7,000 for this ordinance is available for Fund 11001000, Cost Center 3619010004 and General Ledger 5304040, as part of the Fiscal Year 2017 Budget. Additional funding for this ordinance is contingent upon City Council approval of the City's operating budget and the availability of funds for subsequent Fiscal Years. Payment

not to exceed the budgeted amount is authorized to Bio-Rad Laboratories and should be encumbered with a purchase order.

**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 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 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**  
Ivy R. Taylor

**ATTEST:**

**APPROVED AS TO FORM:**

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Leticia M. Vacek, City Clerk

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Andrew Segovia, City Attorney