

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

ORDINANCE

APPROVING A CONTRACT WITH ZOLL MEDICAL CORPORATION TO PROVIDE THE SAN ANTONIO FIRE DEPARTMENT, EMERGENCY MEDICAL SERVICES DIVISION WITH ZOLL MEDICAL EQUIPMENT AND SERVICE PLANS FOR X-SERIES 12-LEAD DEFIBRILLATORS IN AN AMOUNT UP TO \$1,429,000 ANNUALLY, BEGINNING JANUARY 1, 2024 THROUGH DECEMBER 31, 2026 WITH TWO ADDITIONAL ONE-YEAR RENEWAL OPTIONS. FUNDING IS FROM THE GENERAL FUND. FUNDING FOR SUBSEQUENT YEARS IS CONTINGENT UPON CITY COUNCIL APPROVAL OF THE ANNUAL BUDGET.

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WHEREAS, the City is able to obtain significant savings by purchasing various materials and services on an annual contract basis; and

WHEREAS, ZOLL Medical Corporation to provide the San Antonio Fire Department, Emergency Medical Services Division with ZOLL medical equipment and service plans for X-Series 12 Lead defibrillators in an amount up to \$1,429,000.00 annually; 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; 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; and

WHEREAS, all expenditures will be in accordance with the applicable fiscal year's budget approved by City Council; **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 San Antonio Fire Department, Emergency Medical Services Division with ZOLL medical equipment and service plans for X-Series 12 Lead defibrillators in an amount up to \$1,429,000.00 annually is hereby accepted, subject to and contingent upon the deposit of all required bonds, performance deposits, insurance certificates and endorsements. The bid tabulation and contract are attached hereto and incorporated herein for all purposes as **Exhibit I**.

SECTION 2. Funds will be encumbered upon issuance of purchase orders, and payment is authorized to ZOLL Medical Corporation in an amount up to \$1,429,000.00 annually. All expenditures will be in accordance with the Fiscal Year 2024 budget, and such other appropriations necessary to fund the contract through its term as evidenced by subsequent ordinances.

SECTION 3. The financial allocations in this ordinance are subject to approval by the Deputy Chief Financial Officer, City of San Antonio. The Deputy Chief Financial Officer may, subject to concurrence by the City Manager or 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 affirmative votes; otherwise it is effective on the tenth day after passage.

PASSED and APPROVED this ___ day of _____, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney