

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

ORDINANCE

APPROVING AN AGREEMENT WITH DAVID A. MARKS, MD, PA FOR MEDICAL OVERSIGHT AND STAFFING FOR THE SAN ANTONIO FIRE DEPARTMENT WELLNESS CENTER, BEGINNING SEPTEMBER 15, 2023, AND ENDING SEPTEMBER 30, 2026, WITH TWO (2) ADDITIONAL, ONE-YEAR RENEWAL OPTIONS FOR AN AMOUNT NOT TO EXCEED \$1,661,568.00. FUNDING OF \$13,568.00 IS FROM THE GENERAL FUND FY 2023 ADOPTED BUDGET AND FUNDING OF \$321,280.00 IS CONTINGENT UPON CITY COUNCIL APPROVAL OF THE FY 2024 ANNUAL BUDGET. FUNDING FOR SUBSEQUENT YEARS IS CONTINGENT UPON CITY COUNCIL APPROVAL OF THE ANNUAL BUDGET.

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WHEREAS, the San Antonio Fire Department’s Health and Wellness Program is intended to provide early detection of serious medical conditions and encourage better health, thereby allowing employees to do their job more safely and effectively; and

WHEREAS, the program was modeled after the International Association of Fire Fighters (IAFF)/International Association Fire Chiefs (IAFC) Wellness-Fitness Initiative (WFI) and in accordance with National Fire Protection Association (NFPA) Standards; and

WHEREAS, the City released a Request for Qualifications (RFQ) to provide the City with medical oversight and staffing for the San Antonio Fire Department Wellness Center; and

WHEREAS, seven responses were received and evaluated; and

WHEREAS, staff recommends David A. Marks, MD, PA for award of this contract; and

WHEREAS, approval of this ordinance will authorize a contract beginning September 15, 2023, and ending September 30, 2026, with the option for the City to extend for two, additional one-year periods, for a total amount not to exceed \$1,661,568.00; 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. This *Professional Services Agreement for Wellness Medical Oversight and Staffing for the San Antonio Fire Department* between the City and David A. Marks, MD, PA (the “Agreement”) is hereby approved in all things. A copy of the Agreement is attached hereto as **Exhibit I**. The City Manager or designee is hereby authorized to execute the Agreement on behalf of the City of San Antonio.

SECTION 2. Funding for this ordinance in the amount of \$13,568.00 is available in Fund 11001000, Cost Center 2015090001 and General Ledger 5201040 as part of the Fiscal Year 2023 Adopted Budget approved by City Council. Additional funding is contingent upon City Council approval of the Fiscal Year 2024 and subsequent budgets that fall within the term of the contract.

SECTION 3. Payment is authorized to David A. Marks, MD, PA and should be encumbered with a purchase order.

SECTION 4. 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 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 _____, 2023.

M A Y O R
Ron Nirenberg

ATTEST:

APPROVED AS TO FORM:

Debbie Racca-Sittre, City Clerk

Andrew Segovia, City Attorney