

FILED
OFFICE OF THE CITY CLERK
OAKLAND


City Attorney

2011 AUG 30 ~~FILED~~ **OAKLAND CITY COUNCIL**

RESOLUTION No. 83559 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH H. GENE HERN DBA EMERGENTT CONSULTING TO PROVIDE EMERGENCY MEDICAL SERVICES FOR THE FIRE DEPARTMENT EMERGENCY MEDICAL SERVICES (EMS) PROGRAM DURING THE PERIOD OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2014 IN AN AMOUNT NOT TO EXCEED ONE HUNDRED NINETY THOUSAND DOLLARS (\$190,000)

WHEREAS, the City of Oakland Fire Department desires to provide emergency medical technician defibrillation and paramedic services; and

WHEREAS, the Fire Department desires to review and monitor the appropriate medical protocol performed by its personnel; and

WHEREAS, the State of California Regulation, Title 22, requires that a physician or medical director provide medical oversight when emergency medical or defibrillation services are provided; and

WHEREAS, the Oakland Fire Department conducted a Request for Proposals process to select a new medical director and selected Dr. H. Gene Hern through this process; and

WHEREAS, H. Gene Hern, MD dba Emergentt Consulting is experienced and has provided this type of service to other agencies which provide emergency medical services; and

WHEREAS, Oakland Municipal Code Section 2.04.020.B.1.d requires Council approval of professional services contracts over \$15,000 when voter-approved measure funds will be used to pay for the services; and

WHEREAS, the City Council finds that this agreement is for services of a professional and temporary nature; and

WHEREAS, the City Council finds and determines that the performance of this contract shall not result in the loss of employment or salary by any person having permanent status in the competitive services; now, therefore be it

RESOLVED, that the City Council authorizes the City Administrator or her designee to negotiate and enter into an agreement with H. Gene Hern, MD dba Emergentt Consulting to provide medical oversight services to the Fire Department's emergency medical program for the period October 1, 2011 and ending September 30, 2014, in an amount not to exceed one hundred ninety thousand dollars (\$190,000); and be it

FURTHER RESOLVED, that this contract will be funded from the Measure N fund (2250), Emergency Medical Services Division Organization (20912), Contract Service Account (54926), Emergency Medical Services Program (PS19); and be it

FURTHER RESOLVED, That the City Administrator or her designee is authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend this agreement for services, except for any increase in the contract amount without returning to City Council; and be it

FURTHER RESOLVED, that the Office of the City Attorney shall review and approve said agreement as to form and legality prior to execution and a copy of the fully executed agreement shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA, SEP 20 2011, 20

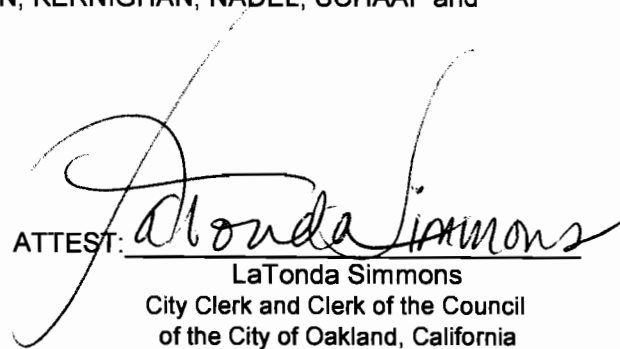
PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, BRUNNER, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, SCHAAF and PRESIDENT REID - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California