  
City AttorneyFILED  
OFFICE OF THE CITY CLERK  
OAKLAND**OAKLAND CITY COUNCIL**

2014 SEP -4 PM 2:32

RESOLUTION No. 85184 C.M.S.

**RESOLUTION: 1) WAIVING THE COMPETITIVE REQUEST FOR PROPOSALS/QUALIFICATIONS (RFP/Q) PROCESS, AND 2) 1) AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO EXTEND THE EXISTING CONTRACT WITH DR. HERN TO PROVIDE THE SERVICES OF MEDICAL DIRECTOR FOR THE OAKLAND FIRE DEPARTMENT FOR AN ADDITIONAL ONE (1) YEAR, BEGINNING OCTOBER 1, 2014 THROUGH SEPTEMBER 30, 2015, IN AN AMOUNT NOT TO EXCEED SIXTY FIVE THOUSAND TWO HUNDRED AND THIRTY-THREE DOLLARS (\$65,233)**

**WHEREAS**, on June 1, 2000, the Fire Department began providing Advanced Life Support (ALS) services to the City's residents and visitors; and

**WHEREAS**, the current Medical Director (Dr. Hern) was selected through the City's formal RFP process and has served in this capacity since October 1, 2011, meeting the needs of the of the Department, including the requirement for a physician to authorize the ordering and resupply of controlled substances (narcotics) used by Department paramedics in treating patients; and

**WHEREAS**, Dr. Hern has provided exceptional clinical oversight of the Department's paramedics by serving as the lead during call reviews for those EMS requests where questions or issues arise. He has the historical knowledge of the Department related to system issues that require clinical training as well as individual paramedics who require performance improvement plans; and

**WHEREAS**, the Medical Director works closely with the staff of the Medical Services Division to develop and provide timely instruction on the advances in emergency medicine that occur on a continual basis; and

**WHEREAS**, by serving as the medical authority in call reviews, the medical director assures that appropriate levels of remediation occur when issues arise after Department paramedics have provided clinical care on an EMS response.; and

**WHEREAS**, section 2.04.051 B of the Oakland Municipal Code ("OMC") permits the City Council to waive the competitive Request for Qualification/Request for Proposal competitive selection process requirement of Section 2.04.051 A of the OMC if it finds that it is in the best interest of the City to do so; and

**WHEREAS**, staff believes it is in the best interest of the City to extend the existing contract with Dr. Hern because the Fire Department's Medical Services Division has recently undergone a staffing shortage that resulted in a significant impact on historical clinical knowledge related to medical oversight of firefighter/paramedics and Emergency Medical Technicians (EMTs);

**WHEARAS**, during his time as the Medical Director, Dr. Hern has been instrumental in maintaining the Department’s Accredited Center of Excellence (ACE) status, which is required by Medical Priority Dispatch Services (MPDS); and

**WHEREAS**, Dr. Hern has provided the services as Medical Director for the City of Oakland since 2011 and extending the current medical director’s contract for an additional year will provide continuance of critical historical clinical knowledge possessed by Dr. Hern in service of the Fire Department while the City conducts a new RFP/Q; now, therefore be it

**RESOLVED**, That the City Council finds it is in the best interest of the City to waive the RFP/RFQ requirements as permitted section 2.04.051 B of the Oakland Municipal Code and so waives such requirements; and be it

**FURTHER RESOLVED**: That the City Council authorizes the City Administrator or his designee to extend the existing Medical Director contract with Dr. Hearn for one year beginning October 1, 2014 through September 30, 2015 in an amount not to exceed \$65,233; and be it

**FURTHER RESOLVED**: That funding of \$65,233 is available in the Department’s 2014-2015 budget appropriation and will be drawn from 2250.20912.53719.0000000.PS19; and be it

**FURTHER RESOLVED**: That the City Administrator or his designee is hereby authorized to complete all required negotiations, certifications, assurances, and documentation required to accept, modify, extend and/or amend this agreement; and be it

**FURTHER RESOLVED**: That the City Attorney shall review and approve said agreement as to form and legality and copies of said agreement shall be filed with the Office of the City Clerk.

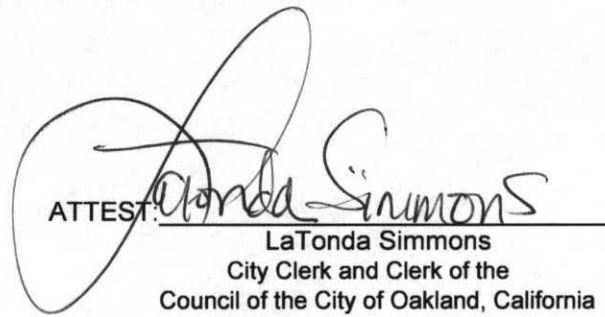
SEP 23 2014

IN COUNCIL, OAKLAND, CALIFORNIA, \_\_\_\_\_, 20\_\_\_\_\_

**PASSED BY THE FOLLOWING VOTE:**

BROOKS, GALLO, KALB, KAPLAN, MCELHANEY, REID, SCHAAF and PRESIDENT KERNIGHAN - 8

NOES- 0  
ABSENT- 0  
ABSTENTION- 0

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