



CITY OF OAKLAND

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OFFICE OF THE CITY CLERK
OAKLAND

2015 SEP -2 PM 4:09

AGENDA REPORT

TO: Sabrina B. Landreth
CITY ADMINISTRATOR

FROM: Teresa Deloach Reed

SUBJECT: Fire Department
Medical Director Contract

DATE: August 25, 2015

City Administrator
Approval

Date

9/2/15

COUNCIL DISTRICT: City-Wide

RECOMMENDATION

Staff recommends City Council Approval of:

A Resolution Authorizing The City Administrator Or Her Designee To Enter Into An Agreement With Herbert Gene Hern, M.D., To Provide The Services Of Medical Director For The Oakland Fire Department, For The Period Beginning October 1, 2015 Through September 30, 2018, In An Amount Not To Exceed Sixty-Five Thousand Two Hundred Thirty-Three Dollars And Thirty-Three Cents (\$65,233.33) Per Year Over A Three Year Period, With Two One-Year Options To Extend At The Same Annual Rate, For A Total Contract Amount Not To Exceed Three Hundred Twenty-Six Thousand One Hundred Sixty-Six Dollars Sixty-Five Cents (\$326,166.65).

OUTCOME

Approval of this resolution will authorize the City Administrator to enter into a contract with Dr. Gene Hern to provide the services of the Medical Director for the Oakland Fire Department, and ensure continued required oversight of the Department's controlled substance program, and provide clinical education to the Department's firefighters and paramedics. It will also allow Oakland Fire Department Communications (FDC) to continue to use the Medical Priority Dispatch System (MPDS) to triage Emergency Medical Service (EMS) calls by severity level and identify approximately 15,000 low severity medical responses annually, which do not require a Fire Department response.

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BACKGROUND/LEGISLATIVE HISTORY

On June 1, 2000 the Fire Department began providing Advanced Life Support (ALS) services to the City's residents and visitors. The City also entered into an agreement to provide emergency physician services via medical director for the ALS program.

The City Council approved Resolution No. 85184 C.M.S., dated September 23, 2014, which authorized the existing contract with Dr. Hern, who was selected through the City's formal RFP process, and has served in this capacity since October 1, 2011.

ANALYSIS

The Medical Director meets the Drug Enforcement Agency (DEA) physician requirement for oversight of the Fire Department's controlled substance program (narcotics) concerning the issuing and restocking of paramedic drug inventories. This position also serves as a subject matter expert and resource for the Department in post exposure incident follow-up where firefighters and paramedics have been exposed to infectious diseases, while providing clinical care during EMS responses.

Contracting with a Medical Director assures firefighters receive the most accurate and timely information to determine post exposure actions, and also assures the City is in compliance with all Occupational Safety and Health Administration (OSHA) mandates.

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. 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.

Additionally, the Department utilizes the services of the Medical Director to provide on-going, continuing education to paramedics and firefighters so that the most up to date training on patient care can be provided. The Medical Director has routinely served as the lead during clinical call reviews to investigate potential clinical issues resulting from EMS service requests.

Request for Proposals (RFP) Process

The current Medical Director's contract expires September 30, 2015; as such, staff conducted a formal RFP process to solicit competitive bids for a new contract to provide the services of a Medical Director for the Oakland Fire Department, effective October 1, 2015. The RFP process was coordinated by and met the requirements of the Office of Contracts and Compliance. The RFP was advertised in the Oakland Tribune, the San Francisco Chronicle, and the San Jose Mercury News. Dr. Hern was the only vendor who responded to the Request for Proposals.

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The Medical Director is an active participant in the Department's Dispatch Steering Committee which is required to maintain Center of Excellence Accreditation (ACE) with MPDS. The required committee makeup is the Medical Director, a representative of Fire Dispatchers, the Communications Center Manager, the Communications Center Director, and a member of the Quality Assurance Committee. ACE status is a requirement for a dispatch center to be able to triage EMS calls by the Alameda County Emergency Medical Services Agency (EMS Agency) which regulates Prehospital care in Alameda County.

Historically, 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 actively serves as a clinical instructor for the Department, taking the latest findings in emergency medicine and successfully translating it to a field setting that can be applied by the Department's paramedics. He provides this training on a regular monthly basis to the Department.

Additionally, a physician is required for an ALS provider to obtain controlled substances (narcotics) to be administered by Department paramedics in certain instances during EMS calls; having a Medical Director fulfills this requirement.

COORDINATION

The City Attorney's Office, Budget Office, and Office of Contracts and Compliance were consulted in the preparation of this report and resolution.

COST SUMMARY/IMPLICATIONS

CONTRACT AMOUNT:

Fiscal Year	2015-16	2016-17	2017-18
Cost for Services	\$65,233.33	\$65,233.33	\$65,233.33

SOURCE OF FUNDING:

Funding of in the amount of \$65,233.33 is available in the Department's 2015-16 budget appropriation and will be drawn from 1.2250.20912.53719.0000000.PS19. Additional funding in the amount of \$65,233.33 will be available in the Department's 2015-2017 baseline budget appropriation.

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SUSTAINABLE OPPORTUNITIES

Economic: Providing the services of a Medical Director will help to ensure firefighters and paramedics are properly trained to carry out their duties efficiently, providing for an opportunity to reduce potential costs to the City as a result of negligence law suits.

Environmental: There are no environmental opportunities.

Social Equity: By providing this service to the City, the Fire Department continues to ensure the safety of Oakland residents.

For questions concerning this report, please contact Fire Division Manager Stewart McGehee at 238- 3736.

Respectfully submitted,

DIC  *, ACTING CHIEF*

FOR Teresa DeLoach Reed
Fire Chief

Prepared by:

Mr. Stewart McGehee
Fire Division Manager
Medical Services Division

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City Attorney

OAKLAND CITY COUNCIL

RESOLUTION No. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR HER DESIGNEE TO ENTER INTO AN AGREEMENT WITH HERBERT GENE HERN, M.D., TO PROVIDE THE SERVICES OF MEDICAL DIRECTOR FOR THE OAKLAND FIRE DEPARTMENT, FOR THE PERIOD BEGINNING OCTOBER 1, 2015 THROUGH SEPTEMBER 30, 2018, IN AN AMOUNT NOT TO EXCEED SIXTY-FIVE THOUSAND TWO HUNDRED THIRTY-THREE DOLLARS AND THIRTY-THREE CENTS (\$65,233.33) PER YEAR OVER A THREE YEAR PERIOD, WITH TWO ONE-YEAR OPTIONS TO EXTEND AT THE SAME ANNUAL RATE, FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED THREE HUNDRED TWENTY-SIX THOUSAND ONE HUNDRED SIXTY-SIX DOLLARS SIXTY-FIVE CENTS (\$326,166.65)

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; and

WHEREAS, 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, the current Medical Director's contract expires September 30, 2015, as such staff conducted a formal RFP process to solicit competitive bids for a new contract to provide the services of a Medical Director for the Oakland Fire Department, effective October 1, 2015; and

WHEREAS, Dr. Hern was the only vendor who responded to the Request for Proposals; and

WHEREAS, 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, the City Administrator has determined that this contract is of a professional and temporary nature and shall not result in the loss of employment or salary by any person having permanent status in the competitive civil service; now, therefore be it

RESOLVED: That the City Council authorizes the City Administrator or her designee To Enter Into An Agreement With Herbert Gene Hern, MD To Provide The Services Of Medical Director For The Oakland Fire Department, For The Period Beginning October 1, 2015 Through September 30, 2018, In An Amount Not To Exceed \$65,233.33 per year, with two one-year options To extend at the same annual rate, for a total contract amount not to exceed three hundred twenty-six thousand one hundred sixty-six dollars sixty-five cents (\$326,166.65); and be it

FURTHER RESOLVED: That funding of in the amount of \$65,233.33 is available in the Department’s 2015-2016 budget appropriation and will be drawn from 1.2250.20912.53719.0000000.PS19. Additional funding in the amount of \$65,233.33 per year will be available in the Department’s 2015-2017 baseline budget appropriation; and be it

FURTHER RESOLVED: That the City Administrator or her 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.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, CAMPBELL WASHINGTON, GALLO, GUILLEN, KALB, KAPLAN, REID, and PRESIDENT GIBSON MCELHANEY

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____

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