



City Attorney

AS AMENDED AT PUBLIC SAFETY COMMITTEE
ON SEPTEMBER 15, 2015**OAKLAND CITY COUNCIL**RESOLUTION No. 85808 C.M.S.FILED
OFFICE OF THE CITY CLERK
OAKLAND

2015 SEP 24 PM 1:01

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 IF APPROVED BY COUNCIL, 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 if approved by Council, 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.

OCT 06 2015

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

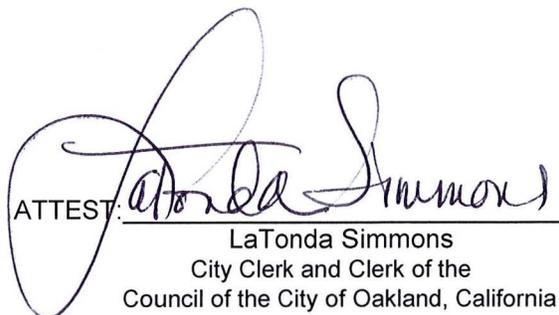
PASSED BY THE FOLLOWING VOTE:

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

NOES- Brooks-1

ABSENT-

ABSTENTION-

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