CHW
10/01/15
Item No. 13

AN ORDINANCE 2015-10-01-0844

AUTHORIZING THREE-MONTH EXTENSIONS TO THE EMS MEDICAL CONTROL AND TRAINING AGREEMENT AND THE EMS MEDICAL DIRECTION AGREEMENT ENTERED INTO WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO IN AN AMOUNT UP TO $503,311.79.

* * * * * * * * * * * *

WHEREAS, the City of San Antonio (City) and the University of Texas Health Science Center at San Antonio (Center), pursuant to Ordinance 2011-08-18-0677, entered into the EMS Medical Control and Training Agreement; and

WHEREAS, the parties, pursuant to Ordinance 2013-06-20-0475, extended said agreement through September 30, 2015; and

WHEREAS, the City and the Center, pursuant to Ordinance 2011-08-18-0678, entered into the EMS Medical Direction Agreement; and

WHEREAS, the parties, pursuant to Ordinance 2013-06-20-0476, extended said agreement through September 30, 2015; and

WHEREAS, the City and the Center now wish to extend both agreements through December 31, 2015, and provide for funding for the period of the extensions; and

WHEREAS, extensions of these agreements will cost the City an amount that does not exceed $503,311.79; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager and her designee are hereby authorized to execute the Second Extension of and Third Amendment to the EMS Medical Control and Training Agreement attached hereto as **Exhibit I** and the Second Extension of and Third Amendment to the EMS Medical Direction Agreement attached hereto as **Exhibit II**. The terms of these agreements are hereby approved.

SECTION 2. Funding for this Ordinance in the amount of $503,311.79 is available as part of the Fiscal Year 2016 budget in Fund 11001000, Cost Center 2015050002, and General Ledger 5201040. Payment not to exceed the budgeted amount is authorized to the Center and should be encumbered with a purchase order.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's 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 4. This Ordinance is effective immediately upon the receipt of eight affirmative votes; otherwise, it is effective ten days after passage.

PASSED AND APPROVED this 1st day of October, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

Leticia M. Vacek, City Clerk

APPROVED AS TO FORM:

Martha G. Sepeda, Acting City Attorney

Agenda Item:	**13 (in consent vote: 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16)**
Date:	10/01/2015
Time:	03:32:10 PM
Vote Type:	Motion to Approve
Description:	An Ordinance authorizing three-month extensions to the EMS Medical Control and Training Agreement and the EMS Medical Direction Agreement with the University of Texas Health Science Center at San Antonio in an amount up to $503,311.79. [Erik J. Walsh, Deputy City Manager; Charles N. Hood, Fire Chief]
Result:	Passed

Voter	Group	Not Present	Yea	Nay	Abstain	Motion	Second
Ivy R. Taylor	Mayor		x				
Roberto C. Treviño	District 1		x				
Alan Warrick	District 2		x				
Rebecca Viagran	District 3		x				
Rey Saldaña	District 4		x				
Shirley Gonzales	District 5		x				
Ray Lopez	District 6		x				x
Cris Medina	District 7		x				
Ron Nirenberg	District 8		x			x	
Joe Krier	District 9	x					
Michael Gallagher	District 10		x				

SECOND EXTENSION OF AND THIRD AMENDMENT TO EMS MEDICAL CONTROL AND TRAINING AGREEMENT

This Second Extension of and Third Amendment to EMS Medical Control and Training Agreement is entered into pursuant to the Interlocal Cooperation Act, Tex. Gov. Code §791.011 et. seq. by and between the City of San Antonio (CITY), a Texas municipal corporation, acting through its City Manager, and the University of Texas Health Science Center at San Antonio (CENTER).

WHEREAS, CITY and CENTER, pursuant to Ordinance 2011-08-18-0677, entered into the EMS Medical Control and Training Agreement; and

WHEREAS, Subsection F(1) of that agreement provides for an initial term of two years, from October 1, 2011, to September 30, 2013; and

WHEREAS, Subsection F(1) of the agreement also provides for an extension of two years, from October 1, 2013, to September 30, 2015, should the parties desire such; and

WHEREAS, the parties chose to extend the agreement until September 30, 2015, and, pursuant to Ordinance 2013-06-20-0475, did so by way of the Extension of and Second Amendment to EMS Medical Control and Training Agreement; and

WHEREAS, the parties now wish to extend the agreement to December 31, 2015; and

WHEREAS, it is necessary to amend the agreement to provide for this extension, to extend the agreement, and to modify pricing for the period of the extension; **NOW THEREFORE:**

THE PARTIES HEREBY AGREE AS FOLLOWS:

SECTION 1. Subsection F(1) of the EMS Medical Control and Training Agreement is hereby amended to provide as follows:

> The term of this Agreement shall begin on October 1, 2011 and end on September 30, 2013. This Agreement may be extended by mutual agreement of the parties on the same terms and conditions, except for price, for up to one two-year renewal period, by written agreement, signed by both parties and authorized by the San Antonio City Council by passage of an ordinance. This Agreement may be extended by mutual agreement of the parties on the same terms and conditions, except for price, for the period October 1, 2015, to December 31, 2015, by written agreement, signed by both parties and authorized by the San Antonio City Council by passage of an ordinance.

SECTION 2. Pursuant to Subsection F(1) of the EMS Medical Control and Training Agreement, said agreement is hereby extended for the period beginning October 1, 2015, and ending December 31, 2015.

Exhibit I

SECTION 3. Subsection D(6) of the EMS Medical Control and Training Agreement is hereby amended to provide as follows:

> Tuition and Fees for October 1, 2011 – December 31, 2015. As per the Texas Education Code, there will be no tuition or lab fees charged for EMT-Basic & EMT-Paramedic initial education.

SECTION 4. The EMS Medical Control and Training Agreement is hereby amended to add Subsection G(1B), which shall provide as follows:

> In consideration for the services provided and purchases made pursuant to the terms of this contract, the CITY agrees to pay the CENTER $332,318.51 for the period October 1, 2015, to December 31, 2015 in accordance with the provisions of this section, and in conformance with Exhibit III – Budget, which is incorporated herein for all purposes. Payment will be billed on October 1, 2015.

SECTION 5. All other terms, conditions, covenants, and provisions of the EMS Medical Control and Training Agreement not specifically mentioned herein and revised by this document, are hereby retained in their entirety, unchanged, and shall remain in full force in effect for the duration of said agreement, and any renewals thereof.

SECTION 6. This Second Extension of and Third Amendment to EMS Medical Control and Training Agreement embodies the complete agreement of the parties hereto with regard to the subject matter contained herein, superseding all oral or written previous and contemporary agreements between the parties relating to matters herein.

EXECUTED on _____, 2015.

CITY OF SAN ANTONIO

_____
Sheryl L. Sculley
City Manager

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO

_____
Andrea Marks, M.B.A., C.P.A.
Vice President
and Chief Financial Officer

APPROVED AS TO FORM:

_____
Martha G. Sepeda
Acting City Attorney

EXHIBIT III

cost ctr	PO line item	MTA Budget for UTHSC Contract 2014 & 2015	Year 3: 2013-2014	Year 4: 2014-2015
		% Personnel		
		Department Chair (15%)	$ 14,322.15	$ 14,751.81
		Civilian Training Officers		
		10 FTE CTOs	$ 579,278.98	$ 596,657.35
		1 FTE Infection Control	$ -	
		Medical Control On-Call Pay (nights, weekends, holidays)	$ 62,050.00	$ 63,911.50
		TOTAL FACULTY SALARIES	$ 655,651.13	$ 675,320.66
		Faculty Staff Benefits @26%	$ 170,469.29	$ 175,583.37
		Administrative Services		
		2 FTE Admin Staff (includes longevity pay)	$ 64,940.39	$ 66,863.40
		58.5 FTE Administrator (includes longevity pay)	$ 38,928.75	$ 40,079.67
		TOTAL NON-FACULTY SALARIES	$ 103,869.14	$ 106,943.07
		Non-faculty Staff Benefits @30%	$ 31,160.74	$ 32,082.92
2005010001		TOTAL SALARIES AND STAFF BENEFITS	$ 961,150.31	$ 989,930.03
		Lease Space		
		Lease Space 5,437 sq ft @ 1.60 X 12	$ 104,390.40	$ 104,390.40
		Prorated Lease Space 942 sq ft @ 1.60 X 12- Classroom 130, prorated at 40 of 52 weeks.	$ 13,926.53	$ 13,926.53
2005010001		Total	$ 118,316.93	$ 118,316.93
2005010001		EMT-Basic Continuing Education On-Line	$ 5,000.00	$ 5,000.00
		CTO-In-City Mileage		
		CTO In-City Mileage: $194.25 per month (.565 c/mile) x 10	$ 23,310.00	$ 23,310.00
		Administrative Travel $100 x 12	$ 1,200.00	$ 1,200.00
2005010001		Total	$ 24,510.00	$ 24,510.00
		Travel		
		$1,750/CTO Faculty x 10	$ 17,500.00	$ 17,500.00
2005010001		Total	$ 17,500.00	$ 17,500.00
		Clothing Allowance		
		Uniform for CTOs: $250 ea x 10	$ 2,500.00	$ 2,500.00
2005010001		Total	$ 2,500.00	$ 2,500.00
		Telecommunications		
		$32.50/month for 2 phones	$ 780.00	$ 780.00
		$22.50/month for 11 phones	$ 2,970.00	$ 2,970.00
		$17.00/month for 2 phones	$ 204.00	$ 204.00
		$100/month for long distance	$ 1,200.00	$ 1,200.00
		$27.00 Conference Rms , $32.50 Main Line, & $12.00 Fax Line	$ 858.00	$ 858.00
2005010001		Total	$ 6,012.00	$ 6,012.00
		Liability Insurance/License Fees/Dues		
		APIC		
		Recertification for CTOs as needed ($126 per license)	$ 882.00	$ 882.00
2005010001		Total	$ 882.00	$ 882.00
		Page 1 - Total	$ 1,135,871.24	$ 1,164,650.96

EXHIBIT III

cost ctr	PO line item	MTA Budget for UTHSC Contract 2014 & 2015	Year 3: 2013-2014	Year 4: 2014-2015
		Operations and Maintenance		
		Printing Services		
		Exam, DSHS Applications, Evaluations Forms, & Class Handouts	$ 2,500.00	$ 2,500.00
		Copy Machine Costs: $243.58 per month x 12	$ 2,922.96	$ 2,922.96
		Repair Costs for Equipment (if needed)	$ 2,000.00	$ 2,000.00
		Graduation: Certificates, Program, Class Photo & Room Set-Up	$ 450.00	$ 450.00
2005010001		Total	$ 7,872.96	$ 7,872.96
		Supplies		
		IV Arms & Supplies, ET Equipment, CPR Mannequin & Equipment	$ 9,400.00	$ 7,100.00
		Misc. (alcohol preps, electrodes, ekg paper, scantron machine & scantron answer sheets, pencils, equipment batteries, etc.)	$ 1,400.00	$ 1,400.00
		Medication Vial Trainers and Label	$ 3,000.00	$ 1,000.00
		IO Mannequin, Needles, & Replacement Supplies	$ 600.00	$ 600.00
		ACLS, PALS, & BLS cards for SAFD personnel	$ 7,200.00	$ 11,707.00
		ACLS Handbooks: $33.50 x 50	$ 1,675.00	$ 1,675.00
		PALS Handbooks: $38.50 x 50	$ 1,925.00	$ 1,925.00
		Office Supplies ($450/mo) Paper, pens, pencils, stationary, envelopes, staples, clips, shredder bags, hanging folders, pencils, calendars, batteries, scratchpads, DVDs, stapler, toner cartridges, etc.)	$ 5,400.00	$ 5,400.00
2005010001		Total	$ 30,600.00	$ 30,807.00
		Classroom Equipment		
		Classroom Tables & Chairs	$ 5,000.00	$ -
		CD/DVD Burner	$ 500.00	$ 100.00
2005010001		Total	$ 5,500.00	$ 100.00
		Equipment		
		PC Replacements: $1,000 x 2	$ 2,000.00	$ 2,000.00
		2 Printers		
		Laptop Replacement: $1,500 x 2	$ 3,000.00	$ 3,000.00
		Monitor/Defibrillator		
2005010001		Total	$ 5,000.00	$ 5,000.00
		Page 2 - Operations and Maintenance - Total	$ 48,972.96	$ 43,779.96
		Subtotal (Totals for page 1 & 2)	$ 1,184,844.20	$ 1,208,430.92
		HSC Indirect Costs (10%)	$ 118,484.42	$ 120,843.09
2005010001	1	Grand Total	$ 1,303,328.62	$ 1,329,274.01
		Quarterly Payment	$ 325,832.15	$ 332,318.50

EXHIBIT III

cost ctr	PO line item	MTA Budget for UTHSC Contract 2014 & 2015	Year 3: 2013-2014	Year 4: 2014-2015
2003020001	2	EMT-Basic Classes	$ 12,697.50	$ 12,697.50
2005010001	3	EMT-Paramedic Classes	$ 57,151.20	$ 57,151.81
2004010001	4	EMT-P Recertification Fees (Fire)	$ 24,000.00	$ 24,000.00
2005010001	5	EMT-P Recertification Fees (EMS)	$ 6,720.00	$ 6,720.00
2003040001	6	EMT-P Recertification Fees (Comm)	$ 1,920.00	$ 1,920.00
3305040005	7	ARFF EMT-P Recertification Fees (ARFF)	$ 840.00	$ 840.00

Recertification							
EMT-P Recertification Fees (Fire)		$24,000					
EMT-P Recertification Fees (EMS)		$6,720					
EMT-P Recertification Fees (Comm)		$1,920					
ARFF		$840					
EMT Training		EMT B	Paramedic Training				
		(6 credit hours)	(33 credit hours)				
Tuition							
statutory tuition (50 per credit hour)							
designated tuition (46 per credit hour)							
deregulated tuition (20 per credit hour)							
technology fee (10 per credit hour)		60.00	330.00				
Student Services fee (7.50 per credit hour; max		45.00	90.00				
Application fee		60.00	60.00				
ID		10.00	10.00				
Parking		21.93	58.40				
Skills Testing Fee		150.00	150.00				
Background Check		55.00	55.00				
Clinical Simulation Fee		0.00	150.00				
Matriculation Fee		100.00	100.00				
Books		0.00	0.00				
Initial Certification		0.00	0.00				
Healthcare Provider Cards - BLS:$6.00 ea. and ACLS & PALS:$7.00 ea.(Basic: BLS & Paramedic: ACLS & PALS)		6.00	14.00				
PHDS			17.00				
Sub TOTAL		507.90	1834.40				
				2 Paramedic classes:			
# of Students		35	48	336.15			
Large Class size cost		0	7500				
TOTAL		$ 12,697.50	$ 57,151.20				
	CC#	2003020001	2005010001				
For class sizes of 31 - 40 EMT-Basic students, there will be an extra fee of $1,600.00 per class assessed to account for additional staffing needed. For class sizes 41-45, the fee will be $3,200.00 per class.							
For class sizes of 31 - 40 EMT-Paramedic students, there will be an extra fee of $7,500.00 per class assessed to account for additional staffing needed.							
TOTALS FOR FISCAL IMPACT							
CC: 2005010001		$ 4,109,322.74					
CC: 2003020001		25,395					
CC: 2003040001		$ 3,840.00					
CC: 2004010001		48,000.00					
		$ 4,186,557.74					

SECOND EXTENSION OF AND THIRD AMENDMENT TO EMS MEDICAL DIRECTION AGREEMENT

This Second Extension of and Third Amendment to EMS Medical Direction Agreement is entered into pursuant to the Interlocal Cooperation Act, Tex. Gov. Code §791.011 et. seq. by and between the City of San Antonio (CITY), a Texas municipal corporation, acting through its City Manager, and the University of Texas Health Science Center at San Antonio (CENTER).

WHEREAS, CITY and CENTER, pursuant to Ordinance 2011-08-18-0678, entered into the EMS Medical Direction Agreement; and

WHEREAS, Subsection F(1) of that agreement provides for an initial term of two years, from October 1, 2011, to September 30, 2013; and

WHEREAS, Subsection F(1) of the agreement also provides for an extension of two years, from October 1, 2013, to September 30, 2015, should the parties desire such; and

WHEREAS, the parties chose to extend the agreement until September 30, 2015, and, pursuant to Ordinance 2013-06-20-0476, did so by way of the Extension of and Second Amendment to EMS Medical Direction Agreement; and

WHEREAS, the parties now wish to extend the agreement to December 31, 2015; and

WHEREAS, it is necessary to amend the agreement to provide for this extension, to extend the agreement, and to modify pricing for the period of the extension; **NOW THEREFORE:**

THE PARTIES HEREBY AGREE AS FOLLOWS:

SECTION 1. Subsection F(1) of the EMS Medical Direction Agreement is hereby amended to provide as follows:

> The term of this Agreement shall begin on October 1, 2011 and end on September 30, 2013. This Agreement may be extended by mutual agreement of the parties on the same terms and conditions, except for price, for up to one two-year renewal period, by written agreement, signed by both parties and authorized by the San Antonio City Council by passage of an ordinance. This Agreement may be extended by mutual agreement of the parties on the same terms and conditions, except for price, for the period October 1, 2015, to December 31, 2015, by written agreement, signed by both parties and authorized by the San Antonio City Council by passage of an ordinance.

SECTION 2. Pursuant to Subsection F(1) of the EMS Medical Direction Agreement, said agreement is hereby extended for the period beginning October 1, 2015, and ending December 31, 2015.

Exhibit II

SECTION 3. The EMS Medical Direction Agreement is hereby amended to add Subsection G(1B), which shall provide as follows:

> In consideration for the services provided and purchases made pursuant to the terms of this contract, the CITY agrees to pay the CENTER $170,993.28 for the period October 1, 2015, to December 31, 2015 in accordance with the provisions of this section, and in conformance with Exhibit III – Budget, which is incorporated herein for all purposes. Payment will be billed on October 1, 2015.

SECTION 4. All other terms, conditions, covenants, and provisions of the EMS Medical Direction Agreement not specifically mentioned herein and revised by this document, are hereby retained in their entirety, unchanged, and shall remain in full force in effect for the duration of said agreement, and any renewals thereof.

SECTION 5. This Second Extension of and Third Amendment to the EMS Medical Direction Agreement embodies the complete agreement of the parties hereto with regard to the subject matter contained herein, superseding all oral or written previous and contemporary agreements between the parties relating to matters herein.

EXECUTED on _____, 2015.

CITY OF SAN ANTONIO

_____
Sheryl L. Sculley
City Manager

THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO

_____
Andrea Marks, M.B.A., C.P.A.
Vice President
and Chief Financial Officer

APPROVED AS TO FORM:

_____
Martha G. Sepeda
Acting City Attorney

EXHIBIT III

MDs Budget for UTHSC Contract 2014 & 2015	Year 3: 2013-2014	Year 4: 2014-2015
% Personnel		
Medical Direction Services		
.83 FTE Medical Director (MD-1)	$ 199,531.95	$ 205,517.91
1.0 FTE Assistant Medical Director (MD-2)	$ 212,180.00	$ 218,545.40
TOTAL FACULTY SALARIES	$ 411,711.95	$ 424,063.31
Faculty Staff Benefits @26%	$ 107,045.11	$ 110,256.46
MD-3 (Other MDs & Fellows) On-Line Medical Direction	$ 50,000.00	$ 50,000.00
% Personnel Salaries, Benefits and Services	$ 568,757.06	$ 584,319.77
Travel		
$3,000 x 2 MDs per year	$ 6,000.00	$ 6,000.00
Total	$ 6,000.00	$ 6,000.00
Vehicle O & M		
Vehicle Fuel & Maintenance @ $3,500/year x 2 vehicles	$ 7,000.00	$ 7,000.00
Total	$ 7,000.00	$ 7,000.00
Clothing Allowance		
$250 x 2	$ 500.00	$ 500.00
Total	$ 500.00	$ 500.00
Telecommunications		
$65/month for 2 office phones & $50/month long distance	$ 1,260.00	$ 1,260.00
Sharepoint: $50 x 12	$ 600.00	$ 600.00
Total	$ 1,860.00	$ 1,860.00
Liability Insurance/License Fees/Dues/Memberships		
Liability Insurance: $184/month for both MDs	$ 2,208.00	$ 2,208.00
DEA License: $731 x 2 (license good for 3 years)	$ -	$ -
TX Medical Brd: $841 x 2 (license good for 2 years)	$ -	$ 1,682.00
DPS License: $25 x 2 (yearly)	$ 50.00	$ 50.00
BCMS: $840 x 2 (yearly)	$ 1,680.00	$ 1,680.00
NAEMSP: $325 x 2 each (yearly)	$ 650.00	$ 650.00
ACEP: $1,020 x 2 (yearly)	$ 2,040.00	$ 2,040.00
AAEM: $1,738 x 2 (yearly)	$ 3,476.00	$ 3,476.00
ATLS: $1,390 x 2 (yearly)	$ 2,780.00	$ 2,780.00
TMA: $1,674 x 2 (yearly)	$ 3,348.00	$ 3,348.00
ABEM: $100 x 2 (yearly)	$ 200.00	$ 200.00
EMS Specialty Certification: $2,000 x 2 (yearly)	$ 4,000.00	$ 4,000.00
Total	$ 20,432.00	$ 22,114.00
Subtotal	$ 604,549.06	$ 621,793.77
HSC Indirect Costs (10%)	$ 60,454.91	$ 62,179.38
Grand Total	$ 665,003.96	$ 683,973.15
Quarterly Payment	$ 166,250.99	$ 170,993.29