

## **BILL NO. 17-02**

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AN ORDINANCE APPROVING SOLE SOURCE NO. 2017-058 AND APPROVING AN AGREEMENT BY AND BETWEEN THE CITY OF LEE'S SUMMIT AND PHYSIO CONTROL, INC. FOR THE MAINTENANCE OF LIFE-PAK DEFIBRILLATORS, LUCAS COMPRESSION DEVICES AND ASSOCIATED EQUIPMENT FOR A PERIOD OF ONE YEAR WITH A ONE YEAR RENEWAL OPTION AND AUTHORIZING THE CITY MANAGER TO EXECUTE A SERVICE AGREEMENT FOR THE SAME.

WHEREAS, the City of Lee's Summit Fire Department currently owns and utilizes Physio Control LifePak 15 defibrillator/monitors and LUCAS compression devices (hereinafter "the Equipment"), which are included as components of the medical equipment carried on fire apparatus and in Chief vehicles to be used in emergency response situations; and,

WHEREAS, the Equipment is specialized technical medical equipment which must be maintained and regularly tested to ensure compliance with required standards; and,

WHEREAS, Medtronic Emergency Response Systems (a/k/a Physio Control, Inc.) is the manufacturer of the Equipment; and

WHEREAS, Medtronic Emergency Response Systems (a/k/a Physio Control, Inc.) is the sole proprietor of the software and hardware associated with the Equipment, and, is therefore the only provider of maintenance and testing services; and

WHEREAS, City desires to enter into a maintenance agreement with Medtronic Emergency Response Systems (a/k/a Physio Control, Inc.) in order to streamline the Equipment maintenance process and to ensure timely and adequate maintenance of the Equipment.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That Sole Source No. 2017-058 be and hereby is approved.

SECTION 2. That the Agreement by and between the City of Lee's Summit and Physio Control, Inc. for the purpose of maintenance of Life-Pak defibrillators, LUCAS compression devices, and associated equipment be and hereby is approved.

SECTION 3. That the City Manager is authorized to execute the Agreement and any and all related documents, certificates or instruments as may be necessary to carry out and comply with the intent of this Ordinance.

SECTION 4. That this ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

SECTION 5. That should any section, sentence, or clause of this ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences or clauses.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_day of \_\_\_\_\_, 2017.

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Mayor *Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
City Clerk *Denise R. Chisum*

APPROVED by the Mayor of said city this \_\_\_\_ day of \_\_\_\_\_, 2017.

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Mayor *Randall L. Rhoads*

ATTEST:

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City Clerk *Denise R. Chisum*

APPROVED AS TO FORM:

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Chief Counsel of Management and Operations/Deputy City Attorney  
*Jackie McCormick Heanue*