

**RESOLUTION R-2018-31**

**A RESOLUTION AUTHORIZING THE EXECUTION OF AMENDMENT #1 TO AGREEMENT #C 36768 WITH KURTZ PARAMEDIC SERVICE, INC., for PARAMEDIC SERVICES AND AMBULANCE BILLING SERVICES**

**WHEREAS**, the City of Wheaton, DuPage County, Illinois and Kurtz Paramedic Service, Inc. entered into an Agreement dated April 14, 2015, to provide paramedic services and ambulance billing services (City Agreement #C 36768, herein after "Agreement"); and

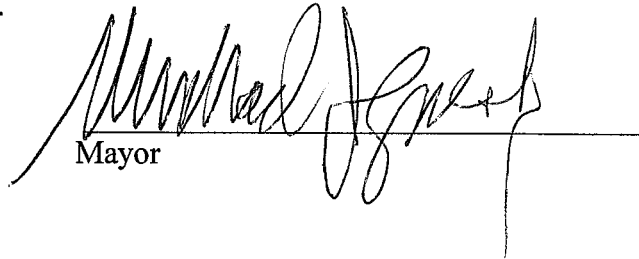
**WHEREAS**, the City has a continued need for paramedic services and ambulance billing services; and

**WHEREAS**, it is determined by the City that the Kurtz Paramedic Service, Inc. request for contract extension to provide continued paramedic services and ambulance billing services through May 1, 2019 meets the City's needs; and

**WHEREAS**, it is necessary for the City to enter into a first amendment to the Agreement #C 36768 with Kurtz Paramedic Service, Inc., for the purpose of providing paramedic services and ambulance billing service.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and City Council of the City of Wheaton, Illinois that the Mayor is hereby authorized to execute and the City Clerk is hereby directed to attest to Amendment #1 to Agreement #C 36768 between the City of Wheaton and Kurtz Paramedic Service, Inc. for paramedic services and ambulance billing services.

ADOPTED this 16<sup>th</sup> day of April 2018.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk

Roll Call Vote:

Ayes: Councilwoman Fitch  
Councilman Prendiville  
Mayor Gresk  
Councilman Rutledge  
Councilman Scalzo  
Councilman Sues  
Councilman Barbier

Nays: None  
Absent: None

Motion Carried Unanimously

**AMENDMENT #1 OF CONTRACT #C 36768**  
**Amendment to Extend**  
**Agreement between the City of Wheaton, Illinois**  
**and KURTZ PARAMEDIC SERVICE, INC.**  
**for PARAMEDIC SERVICES AND AMBULANCE BILLING SERVICES**

This Amendment #1 to City Agreement #C 36768, a copy of which is attached hereto and incorporated herein as if fully set forth as Exhibit A-Amendment #1, is made and entered into as of this 16<sup>th</sup> day of April 2018 by and between the CITY OF WHEATON, an Illinois municipal corporation ("City"), 303 West Wesley Street, Wheaton, IL 60187, and KURTZ PARAMEDIC SERVICE, INC., ("Contractor"), 1900 Garnet Road, New Lenox, IL 60451.

**WHEREAS**, the City and the Contractor entered into City Agreement #C 36768 (hereinafter "Initial Contract"), dated April 14, 2015, in which Contractor agreed to provide services (hereinafter the "Work") described as Paramedic Services and Ambulance Billing Services consistent with Exhibits A-1 and A-2 of the Initial Contract; and

**WHEREAS**, the three year term of the Initial Contract between the City and Contractor commenced on May 1, 2015 at 07:00 hours and shall terminate on May 1, 2018 at 07:00 hours; and

**WHEREAS**, during the term of the Initial Contract, Contractor was purchased by American Medical Response, Inc. (hereinafter "AMR"), a Delaware corporation and as a result of AMR's purchase of Contractor, Contractor became a wholly owned subsidiary of AMR and remains a wholly owned subsidiary of AMR, and

**WHEREAS**, the Initial Contract did not terminate due to Contractor's change in ownership, but rather remained in full force and effect; and

**WHEREAS**, the City has a continued need for Paramedic Services and Ambulance Billing Services; and

**WHEREAS**, Article 2 of the Initial Contract grants the City the option to extend the Initial Contract, at the prices stated in the Initial Contract, for an Optional two (2) year extension, with the Optional Year four (4) term commencing on May 1, 2018 at 07:00 hours and terminating on May 1, 2019 at 07:00 hours; and

**WHEREAS**, the City received a request for contract extension dated March 28, 2018, a copy of which is attached hereto and incorporated herein as if fully set forth as Exhibit B-Amendment #1, from Kurtz Paramedic Service, Inc. for continued Paramedic Services and Ambulance Billing Services through May 1, 2019.

**NOW, THEREFORE**, in consideration of the mutual covenants herein contained the parties agree as follows:

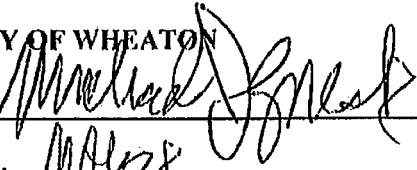
1. **Recitals Incorporated.** The recitals set forth above, including Exhibit A-Amendment #1 and Exhibit B-Amendment #1, are incorporated herein as substantive terms and conditions of this Amendment #1 of Contract #C36768 and represent the intent of the parties.
2. **Term.** The term of this Amendment #1 to City Agreement #C 36768 shall commence on May 1, 2018 at 07:00 hours and shall terminate on May 1, 2019 at 07:00 hours.
3. **Retention and Services.** The City retains the Contractor to perform, and the Contractor agrees to perform all Paramedic Services and Ambulance Billing Services described in Exhibit A-Amendment #1 and as amended by Exhibit B-Amendment #1.

4. **Insurance/Letter of Credit.** Contractor shall provide the City with current Certificate(s) of Insurance together with additional party insured Endorsements and any required Letter of Credit all in compliance with the Initial Contract terms upon executing this Amendment #1.

5. **Full Force and Effect.** All other provisions of Agreement #C36768, except as modified herein, are hereby ratified and reaffirmed.

**IN WITNESS WHEREOF**, the duly authorized representatives of the parties have executed this Amendment #1 to City Agreement #C36768 on this 16<sup>th</sup> day of April, 2018.

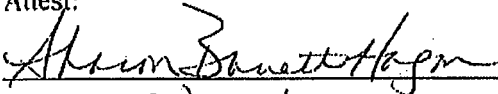
CITY OF WHEATON

By: 

Date: 4/17/18

Title: Mayor

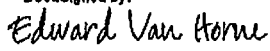
Attest:



Date: 4/17/18

Title: City Clerk

KURTZ PARAMEDIC SERVICE INC.

By: 

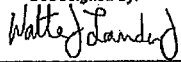
5/11/2018

Date: \_\_\_\_\_

D:\664D27\ECM\F2...  
Edward Van Horne CEO

Title: \_\_\_\_\_

Attest:



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Walter J. Landen, Jr. Deputy General Counsel

Title: \_\_\_\_\_