

1 [Approval of Contract with Siemens Medical Solutions USA, Inc. - Not Exceed \$33,820,487]

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3 **Resolution authorizing the San Francisco Department of Public Health, to enter into a**
4 **contract with Siemens Medical Solutions USA, Inc. (Siemens) for the continued**
5 **licensing and maintenance of proprietary Siemens Applications for the initial term of**
6 **July 1, 2010, through June 30, 2017, with one option to extend the initial term for an**
7 **additional twenty four months ending June 30, 2019.**

8
9 WHEREAS, DPH has entered into two current Agreements with Siemens as the
10 principal vendor of clinical and financial applications for the Department of Public Health and
11 Community Health Network known as the Product and Professional Services Contract and
12 Remote Computing Option; and

13 WHEREAS, The terms of these existing contracts expire on June 30, 2012; and

14 WHEREAS, DPH and Siemens wish to terminate the existing contracts and consolidate
15 the services into one contract with a seven-year term, which includes the two remaining years
16 of the existing contracts plus an additional five years, in order to achieve operational
17 efficiencies and realize ongoing budget savings; and,

18 WHEREAS, The Health Commission has approved the consolidation of the existing
19 contracts in order to achieve operational efficiencies and budget savings; and,

20 WHEREAS, The cost of the initial term of the consolidated contract would not exceed
21 Thirty Three Million Eight Hundred Twenty Thousand Four Hundred Eighty Seven Dollars
22 (\$33,820,487); and

23 WHEREAS, Siemens has agreed to fully indemnify the City in cases of infringement in
24 compliance with Administrative Code Section 21.21; and

1 WHEREAS, in order to achieve full functionality for the radiology component of the
2 application, Siemens and The City must use third party software from the American College of
3 Radiology, who will not extend to users of its software protection against intellectual property
4 claims, and therefore does not fully comply with Administrative Code Section 21.21; and

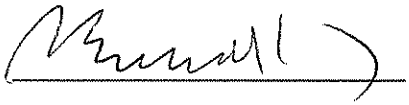
5 WHEREAS, any contract that does not fully comply with the requirements of
6 Administrative Code Section 21.21 requires a resolution from the Board of Supervisors
7 approving such contracts, and

8 WHEREAS, Article IX, SEC. 9.118.B of the San Francisco Charter requires that
9 contracts that could require anticipated expenditures of the City and County in excess of Ten
10 Million (\$10,000,000) Dollars be approved by the Board of Supervisors; and

11 WHEREAS, When the consolidated contract is fully signed and certified, a copy shall
12 be on file with the Clerk of the Board of Supervisors in File No. _____, which is hereby
13 declared to be a part of this resolution as if set forth fully herein; now, therefore, be it

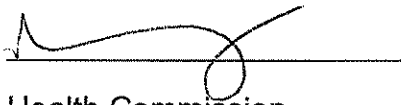
14 RESOLVED, That the Board of Supervisors hereby authorizes the Department of
15 Public Health and The Office of Contract Administration on behalf of the City and County of
16 San Francisco to enter into the contract with Siemens Medical Solutions USA, Inc.

17
18 APPROVED:

19 
20 _____

21 Mitchell H. Katz, MD
22 Director of Health

APPROVED:

23 
24 _____

25 Health Commission



City and County of San Francisco

Tails
Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 100752

Date Passed: July 13, 2010

Resolution authorizing the San Francisco Department of Public Health, to enter into a contract with Siemens Medical Solutions USA, Inc., for the continued licensing and maintenance of proprietary Siemens Applications for the initial term of July 1, 2010, through June 30, 2017, with one option to extend the initial term for an additional twenty four months ending June 30, 2019.

July 13, 2010 Board of Supervisors - ADOPTED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi

File No. 100752

I hereby certify that the foregoing Resolution was ADOPTED on 7/13/2010 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Gavin Newsom

Date Approved