

**PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS**

AGENDA ITEM SUMMARY

Meeting Date: November 21, 2006

[]

Consent

[]

Regular

[]

Ordinance

[X]

Public Hearing

DepartmentSubmitted By: PUBLIC SAFETYSubmitted For: Emergency Management / EMS

I. EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to adopt: A) a Resolution of the Board of County Commissioners of Palm Beach County, Florida declaring an "Extraordinary Circumstance" pursuant to Palm Beach County Code Chapter 13, Article II, Emergency Medical Services, Division I; granting a 4-year extension of existing emergency medical services Certificates of Public Convenience and Necessity for Medics Ambulance Service, Inc., to December 31, 2011; B) a Resolution of the Board of County Commissioners of Palm Beach County, Florida declaring an "Extraordinary Circumstance" pursuant to Palm Beach County Code Chapter 13, Article II, Emergency Medical Services, Division I; granting a 4-year extension of existing emergency medical services Certificates of Public Convenience and Necessity for Atlantic/Palm Beach Ambulance, Inc., doing business as American Medical Response to December 31, 2011; and C) a Resolution of the Board of County Commissioners of Palm Beach County, Florida declaring an "Extraordinary Circumstance" pursuant to Palm Beach County Code Chapter 13, Article II, Emergency Medical Services, Division I; modifying the existing ALS Transport Only endorsement on Palm Beach County Fire/Rescue's emergency medical services Certificates of Public Convenience and Necessity to provide an ALS Transport endorsement in a portion of their Service Area to allow for all emergency and non-emergency transport services within that designated area as of January 1, 2008.

Summary: These Resolutions implement, by the extension and modification of the existing ambulance and County Fire/Rescue Certificates of Public Convenience and Necessity, a plan proposed by the private ambulance services and Palm Beach County to allow Palm Beach County Fire/Rescue to provide all patient transportation services, in a portion of its Service Area, from the scene of 9-1-1 calls instead of the private ambulance providers. As a result of this proposed plan with the private providers, as of January 1, 2008, County Fire/Rescue will be responsible for ALS services and all transport services within a portion of its Service Area consisting of the Glades area and the northern area of the County from Tequesta to West Palm Beach. In the remainder of the County, County Fire/Rescue will continue to be the provider of ALS services and ALS Transport Only services within its Service Area, and the private providers will continue to be the providers of basic life support transportation. The private ambulance providers are requesting the issuance of a 4-year extension of their current Certificate of Public Convenience and Necessity (CON) from January 1, 2008 to December 31, 2011.

County wide (DW)

Background and Policy Issues: County Fire/Rescue is currently limited to providing patient transportation only to those patients needing advanced life support transport services. In 2005, the Board discussed increasing the County's transportation service to all patients, including those needing basic life support transport services. The Board directed Fire/Rescue staff to work with both the private providers and the firefighters' union representatives to develop a plan of transition. The representatives of each area have agreed to a plan that is incorporated in the ordinance changes and the CON Resolutions. The private providers want a 4-year extension of their current CON's issued now, in order to assure their continued service during the transition period. The Board must declare the issuance of this extension as an "extraordinary circumstance" in order to bypass the normal public hearing process required for the issuance of either a temporary CON or a CON shorter than the normal 6-year CON time period.

Attachments:

1. Resolution for Medics Ambulance Service
2. Resolution for AMR Ambulance Service
2. Resolution for County Fire/Rescue

Recommended by:

Pamela M. Miceo
Department Director

Date

10/17/06

Approved by:

Vincent J. Bonvento
Assistant County Administrator

Date

10/25/06

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Fiscal Years	2005	2006	2007	2008	2009
Capital Expenditures					
Operating Costs					
External Revenues					
Program Income (County)					
In-Kind Match (County)					
NET FISCAL IMPACT	-0-	-0-			

ADDITIONAL FTE
POSITIONS (Cumulative)

Is Item Included In Current Budget? Yes _____ No XX
Budget Account No.: Fund _____ Dept. _____ Unit _____ Object _____
Reporting Category _____

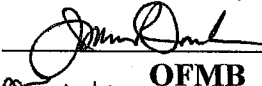
B. Recommended Sources of Funds/Summary of Fiscal Impact:

C. Departmental Fiscal Review: _____

III. REVIEW COMMENTS

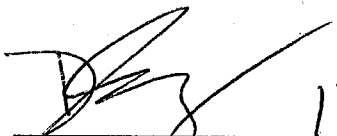
A. OFMB Fiscal and/or Contract Dev. and Control Comments:

The fiscal impact of providing Fire Rescue services are included in FY2007's \$5.2 million Net Total Cost of providing Fire Rescue services to these areas, as identified by Fire Rescue at the 12/20/2005 BCC meeting.



10-23-06
OFMB
10/19/06


Contract Administration
10-17-06
10/24/06

B. Legal Sufficiency:


10/25/06
Assistant County Attorney

C. Other Department Review:


for Chief Brie
Department Director

This summary is not to be used as a basis for payment.

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA, DECLARING AN "EXTRAORDINARY CIRCUMSTANCE" PURSUANT TO PALM BEACH COUNTY CODE CHAPTER 13, ARTICLE II, EMERGENCY MEDICAL SERVICES, DIVISION I; GRANTING A 4-YEAR EXTENSION OF EXISTING EMERGENCY MEDICAL SERVICES CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR MEDICS AMBULANCE SERVICE, INC., TO DECEMBER 31, 2011.

WHEREAS, the Board of County Commissioners adopted an ordinance amending the Palm Beach County Emergency Medical Services Ordinance (Ordinance No. 2006-040); and

WHEREAS, the ordinance codified changes that will allow the Board of County Commissioners to evaluate the efficiency and benefits that will be afforded the public by the County's Fire Rescue Department undertaking a trial program in a limited portion of the County that includes the transport of patients and provides for a public/private cooperative effort between Palm Beach County Fire Rescue Department and the private ambulance services of the County; and

WHEREAS, the Board of County Commissioners finds and determines that the foregoing facts and the desire to implement the trial program is in the best interest of the residents of Palm Beach County and constitutes an extraordinary circumstance and, therefore, warrants an extension of the certificate of public convenience and necessity in order to evaluate the effectiveness of the trial program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA, that:

Section 1. The foregoing facts constitute an extraordinary circumstance pursuant to the Emergency Medical Services Ordinance.

Section 2. The term of the Certificate of Public Convenience and Necessity for Medics Ambulance Service, Inc., Zone 1 is hereby extended until December 31, 2011.

Section 3. Medics Ambulance Service will not be required to service the Glades area sub-zone as Primary Provider – ALS Rescue and Transport as of January 1, 2008.

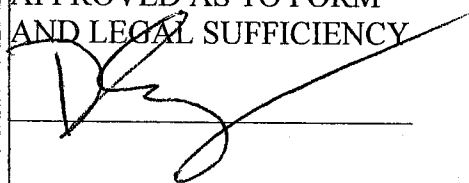
Section 4. This Resolution shall take effect immediately upon adoption.

Commissioner _____ moved for its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

District 1:	Karen T. Marcus
District 2:	Jeff Koons
District 3:	Warren H. Newell
District 4:	Mary McCarty
District 5:	Burt Aaronson
District 6:	
District 7:	Addie L. Greene

The Chairman thereupon declared the resolution was duly passed and adopted the ____ day of _____, 2006.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY



PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

SHARON R. BOCK, CLERK &
COMPTROLLER

BY: _____
Deputy Clerk

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA, DECLARING AN "EXTRAORDINARY CIRCUMSTANCE" PURSUANT TO PALM BEACH COUNTY CODE CHAPTER 13, ARTICLE II, EMERGENCY MEDICAL SERVICES, DIVISION I; GRANTING A 4-YEAR EXTENSION OF EXISTING EMERGENCY MEDICAL SERVICES CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY FOR ATLANTIC/PALM BEACH AMBULANCE, INC., DOING BUSINESS AS AMERICAN MEDICAL RESPONSE TO DECEMBER 31, 2011.

WHEREAS, the Board of County Commissioners adopted an ordinance amending the Palm Beach County Emergency Medical Services Ordinance (Ordinance No. 2006-040); and

WHEREAS, the ordinance codified changes that will allow the Board of County Commissioners to evaluate the efficiency and benefits that will be afforded the public by the County's Fire Rescue Department undertaking a trial program in a limited portion of the County that includes the transport of patients and provides for a public/private cooperative effort between Palm Beach County Fire Rescue Department and the private ambulance services of the County; and

WHEREAS, the Board of County Commissioners finds and determines that the foregoing facts and the desire to implement the trial program is in the best interest of the residents of Palm Beach County and constitutes an extraordinary circumstance and, therefore, warrants an extension of the certificate of public convenience and necessity in order to evaluate the effectiveness of the trial program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA, that:

Section 1. The foregoing facts constitute an extraordinary circumstance pursuant to the Emergency Medical Services Ordinance.

Section 2. The term of the Certificate of Public Convenience and Necessity for Atlantic/Palm Beach Ambulance, doing business as American Medical Response, Inc., for Zone 2 is hereby extended until December 31, 2011.

Section 3. Atlantic/Palm Beach Ambulance, doing business as American Medical Response, Inc., will not be required to service the Glades area sub-zone as Primary Provider - ALS Rescue and Transport as of January 1, 2008.

Section 4. This Resolution shall take effect immediately upon adoption.

Commissioner _____ moved for its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

District 1:	Karen T. Marcus
District 2:	Jeff Koons
District 3:	Warren H. Newell
District 4:	Mary McCarty
District 5:	Burt Aaronson
District 6:	
District 7:	Addie L. Greene

The Chairman thereupon declared the resolution was duly passed and adopted the ____ day of _____, 2006.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY

PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

SHARON R. BOCK, CLERK &
COMPTROLLER

BY: _____
Deputy Clerk

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA, DECLARING AN "EXTRAORDINARY CIRCUMSTANCE" PURSUANT TO PALM BEACH COUNTY CODE CHAPTER 13, ARTICLE II, EMERGENCY MEDICAL SERVICES, DIVISION I; AMENDING THE EMERGENCY MEDICAL SERVICES CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR PALM BEACH COUNTY FIRE/RESCUE.

WHEREAS, the Board of County Commissioners adopted an ordinance amending the Palm Beach County Emergency Medical Services Ordinance (Ordinance No. 2006-); and

WHEREAS, the ordinance codified changes that will allow the Board of County Commissioners to evaluate the efficiency and benefits that will be afforded the public by the County's Fire Rescue Department undertaking a trial program in a limited portion of the County that includes the transport of patients and provides for a public/private cooperative effort between Palm Beach County Fire Rescue Department and the private ambulance services of the County; and

WHEREAS, the Board of County Commissioners of Palm Beach County finds and determines that the foregoing facts and the desire to implement the trial program is in the best interest of the residents of Palm Beach County and constitutes an extraordinary circumstance and, therefore, warrants an amendment of the certificate of public convenience and necessity in order to evaluate the effectiveness of the trial program.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, PALM BEACH COUNTY, FLORIDA, that:

Section 1. The foregoing facts constitute an extraordinary circumstance pursuant to the Emergency Medical Services Ordinance.

Section 2. Effective January 1, 2008, the Certificate of Public Convenience and Necessity for Palm Beach County Fire/Rescue is hereby amended to read:

Service Area: All unincorporated area of Palm Beach County and those municipalities that have contracted for service or are in a Fire/Rescue MSTU.

Service Endorsement: Countywide Air Ambulance. Primary ALS Provider – ALS Transport throughout the Service Area, except that this endorsement shall be for Primary ALS Provider – ALS Transport Only in that portion of the Service Area bounded as follows:

On the North by 45th Street from the Atlantic Ocean to the intersection of Florida's Turnpike; On the East by the Atlantic Ocean; On the South by the Palm Beach County / Broward County line; and On the West by a line running south along the Florida Turnpike from the Turnpike's intersection with 45th Street to the Turnpike's intersection with Lantana Road, then running west along Lantana Road and its extension to the L40 Canal, and then running south along the L40 Canal to the Palm Beach County / Broward County line.

Section 3. This Resolution shall take effect January 1, 2008.

Commissioner _____ moved for its adoption. The motion was seconded by Commissioner _____, and upon being put to a vote, the vote was as follows:

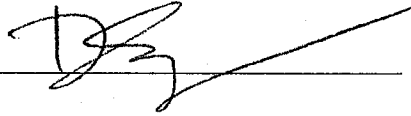
Attachment "3"

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District 1: Karen T. Marcus
District 2: Jeff Koons
District 3: Warren H. Newell
District 4: Mary McCarty
District 5: Burt Aaronson
District 6:
District 7: Addie L. Greene

The Chairman thereupon declared the resolution was duly passed and adopted the ____ day of _____, 2006.

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY



PALM BEACH COUNTY, FLORIDA
BY ITS BOARD OF COUNTY
COMMISSIONERS

SHARON R. BOCK, CLERK &
COMPTROLLERBY:

Deputy Clerk