

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Fire Department

AGENDA DATE: April 25, 2023

PUBLIC HEARING DATE: May 9, 2023

CONTACT PERSON NAME AND PHONE NUMBER: Jonathan Killings, Fire Chief (915) 212-5665

DISTRICT(S) AFFECTED: All Districts

STRATEGIC GOAL: Goal 2: Set the Standard for a Safe and Secure City

SUBGOAL: 2.3: Increase Public Safety Operational Efficiency

SUBJECT:

Discussion and action on an ordinance granting Elite Medical Transport of Texas, LLC., a franchise extension and amending Ordinance No. 019172 to modify its franchise rate, and to operate a non-emergency ambulance transfer service.

BACKGROUND / DISCUSSION:

Elite Medical Transport of Texas, LLC., has been providing non-emergency ambulance transfer services under a franchise renewal granted by the City Council through Ordinance No. 019172 approved on May 1, 2021. Article I, Section E.1 of Ordinance No. 019172, allows for an extension of the non-emergency ambulance transfer service.

PRIOR COUNCIL ACTION:

The City Council granted a franchise renewal through Ordinance No. 019172 on May 1, 2021.

AMOUNT AND SOURCE OF FUNDING:

Total Amount: Revenue Generating
Dept.: 999; Division: 99999; Fund: 1000; Account: 431200; Funding Source: Ambulance Service Revenue

HAVE ALL AFFECTED DEPARTMENTS BEEN NOTIFIED? YES NO

PRIMARY DEPARTMENT: Fire Department

SECONDARY DEPARTMENT:

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:

(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

ORDINANCE NO. _____

**AN ORDINANCE GRANTING ELITE MEDICAL TRANSPORT OF TEXAS, LLC,
A FRANCHISE EXTENSION AND AMENDING ORDINANCE NO 019172 TO
MODIFY ITS FRANCHISE RATE, AND TO OPERATE A NON-EMERGENCY
AMBULANCE TRANSFER SERVICE**

WHEREAS, the City of El Paso, Texas is empowered to grant franchises for the use of its streets, alleys, and public rights-of-way under the City Charter and the City's general police powers; and

WHEREAS, ELITE MEDICAL TRANSPORT OF TEXAS, LLC, (“GRANTEE”) has been providing non-emergency ambulance transfer services under a franchise renewal granted by the City Council through Ordinance No. 019172 approved on May 1, 2021; and

WHEREAS, Article I, Section E.1 of Ordinance No. 019172 dated May 1, 2021, allows for an extension of the non-emergency ambulance transfer service franchise, provided Grantee give to the City a written request to extend the franchise no later than three (3) months prior to the expiration date of this franchise whether it be during the initial term or any renewal period; and

WHEREAS, Grantee provided said written request in a timely fashion; and

WHEREAS, Article I. Section E.4 of Ordinance No. 019172 dated May 1, 2021, allows the City to require that the terms, conditions and provisions of the franchise be modified upon Grantee’s request for renewal, and the City wishes to modify the terms, conditions and provisions of the franchise so as to clarify certain existing provisions such as the effective date and rates; and

WHEREAS, on evidence received, City Council finds that public convenience and necessity justify granting a franchise extension to GRANTEE to operate a non-emergency ambulance transfer service in the City of El Paso, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS, THAT:

1. Finding that public convenience and necessity justify renewal of this franchise, a renewal of the non-exclusive franchise, subject to the Grantee's compliance with the requirements and limitations set forth in Ordinance No. 019172 dated May 1, 2021, and by local, state and federal laws, is hereby granted to ELITE MEDICAL TRANSPORT OF TEXAS, LLC, Grantee, to operate a non-emergency transfer ambulance service within the City and upon the public streets, rights-of-way and alleys of the City of El Paso, and all of the terms of Ordinance No. 019172 except for those specifically altered in the following paragraphs of this renewal, are extended for two years commencing at 12:01 a.m., May 1, 2023 (the "Effective Date"), regardless of the date upon which the ordinance granting the franchise is adopted.

ORDINANCE NO. _____

2. Article I, Section C: The entire paragraph shall be replaced as follows: “Term and Effective Date. Regardless of the date upon which the ordinance granting the franchise is adopted, the term of this franchise shall be for two (2) years commencing on 12:01 a.m., May 1, 2023 (the "Effective Date"), with the possibility to renew the franchise as set forth below.”

3. Article II, Section G: The entire paragraph shall be replaced as follows: “G. Transportation Logs. The Grantee shall be required to provide continuous access to electronic unit dispatch data for emergency and non-emergency ambulance service originating within the Franchise Area to the Fire Chief or designee. At minimum the data will contain the following information:
 1. Date of Service
 2. Date and time of request received.
 3. Scheduled pick up date and time.
 4. Unit scene date and time
 5. Unit transport date and time
 6. Pick up address
 7. Drop off address
 8. Drop off Department
 9. Level of service”

4. Exhibit "A": The rates listed in Article III (Administration and Regulation), Section B (Rates), Exhibit "A" (Elite Medical Transport of Texas, LLC Public Rates) of Ordinance No. 019172 dated May 1, 2021, shall be replaced in their entirety by Exhibit "A" to the present Ordinance, attached hereto and incorporated by reference as if set forth in full.

5. Except as herein amended, Ordinance No. 019172 dated May 1, 2021, shall remain in full force and effect.

(Signatures follow on next page)

ORDINANCE NO. _____

ADOPTED this _____ day of _____, 2023.

WITNESS THE FOLLOWING SIGNATURES AND SEALS:


THE CITY OF EL PASO

Oscar Leeser
Mayor

ATTEST:

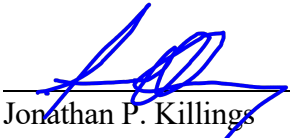
Laura D. Prine
City Clerk

APPROVED AS TO FORM:



Carlos L. Armendariz
Assistant City Attorney

APPROVED AS TO CONTENT:



Jonathan P. Killings
Fire Chief

(ACCEPTANCES AND ACKNOWLEDGMENT ON THE FOLLOWING PAGE)

ORDINANCE NO. _____

Acceptance and Acknowledgment

ACCEPTANCE

The above instrument, with all conditions thereof, is hereby accepted this 11 day of April, 2023.

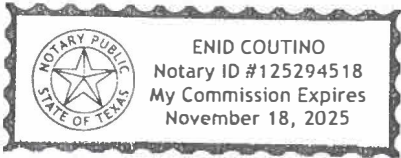
ELITE MEDICAL TRANSPORT OF TEXAS, LLC

By: [Signature]
Printed Name: Robert Campion
Title: President

ACKNOWLEDGEMENT

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

This instrument was acknowledged before me on this 11 day of April, 2023, by Robert Campion President, on behalf of **ELITE MEDICAL TRANSPORT OF TEXAS, LLC**.



[Signature]
Notary Public, State of Texas
Notary's Printed or Typed Name: Enid Coutino

My Commission Expires: 11.18.25

RECEIVED FOR FILING THIS _____ DAY OF _____, 2023.

Laura D. Prine, City Clerk

ORDINANCE NO. _____

EXHIBIT A
PUBLIC RATES

TRANSPORT TYPE:	RATE
BLS NON-EMERGENCY	\$550.00
BLS EMERGENCY	\$600.00
ALS NON-EMERGENCY	\$650.00
ALS-1 EMERGENCY	\$800.00
ALS-2 EMERGENCY	\$945.00
SPECIALITY CARE TRANSPORT (SCT)	\$1,395.00
MILEAGE	\$18.00
Stand-by Rate	\$145.00 first hour, \$105.00 each additional hour
BLS Supply charge	\$50.00
ALS Supply charge	\$50.00

* Discount consideration may be given to the following:

1. Patients
2. Facilities
3. Payors
4. Vendors

ORDINANCE NO. _____