

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A PROGRAM FOR THE CHULA VISTA FIRE DEPARTMENT TO PROVIDE EXCLUSIVE EMERGENCY AMBULANCE TRANSPORT SERVICES WITHIN THE CITY OF CHULA VISTA, THE CITY OF IMPERIAL BEACH AND THE BONITA SUNNYSIDE FIRE PROTECTION DISTRICT COMMENCING ON OR ABOUT APRIL 1, 2021 APPROVING TERMS FOR A THREE PARTY AGREEMENT IMPLEMENTING SAME, AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SUCH AGREEMENT IN A FINAL FORM APPROVED BY THE CITY ATTORNEY**

**WHEREAS**, within the City of Chula Vista (“Chula Vista”), Bonita/Sunnyside Fire Protection District (“Bonita/Sunnyside”), and the City of Imperial Beach (“Imperial Beach”) (each an “Agency” and collectively, the “Agencies”), there is a public health and safety need for effective and efficient basic and advanced life support pre-hospital emergency medical care and ambulance transport services (“Emergency Ambulance Services”).

**WHEREAS**, various studies and actual practical experience have clearly demonstrated that communities of the approximate size and population of the Agencies are best assured of receiving the highest level of Emergency Ambulance Services at the lowest cost to the consumer where service calls are originated through the 911 system if said services are delivered by a single, competent provider on an exclusive basis.

**WHEREAS**, under state and local law, each Agency is authorized to provide or contract for exclusive Emergency Ambulance Services as public convenience requires and has been doing so since prior to June 1, 1980.

**WHEREAS**, the County of San Diego Local Emergency Medical Services (“LEMSA”) has adopted a plan, in which it has designated an exclusive operating area (“EOA”) defined as that part of San Diego County generally known as Chula Vista, Bonita/Sunnyside Fire Protection District, and Imperial Beach, for which Chula Vista has the authority to contract for Emergency Ambulance Services on behalf of the EOA.

**WHEREAS**, the Agencies participate in the EOA's first responder system responding to all emergencies originated in the 911 system.

**WHEREAS**, since prior to June 1, 1980 the Agencies have contracted with American Medical Response Ambulance Service, Inc. (“AMR”), or its predecessors, for the provision of Emergency Ambulance Services within their respective jurisdictions and throughout the EOA (collectively, the “Service Area”).

**WHEREAS**, the most recent agreement between the Agencies for AMR's provision of Emergency Ambulance Services to the Service Area is that certain Amended and Restated Agreement for Basic and Advanced Life Support Ambulance Services dated effective October 1, 2018 (the "AMR Agreement").

**WHEREAS**, the AMR Agreement is set to expire by its terms on September 30, 2021. Pursuant to Section 19 thereof, the AMR Agreement may be terminated earlier, "for convenience," upon 180-days prior written notice from Chula Vista specifying the effective date for such termination.

**WHEREAS**, since on or about October 1, 2018, Chula Vista has been evaluating the pros and cons various Emergency Ambulance Service delivery models for the Service Area. Options evaluated include (a) the continuation of service by AMR under existing or re-negotiated terms; (b) soliciting alternative proposals from AMR and other service providers through some form of competitive "Request for Proposals" process; and (c) the provision of service by Chula Vista through the Chula Vista Fire Department ("CVFD").

**WHEREAS**, after much analysis, including the engagement of A.P Triton to conduct a systems analysis and feasibility study, City staff concluded that the provision of Emergency Ambulance Services by the CVFD within Chula Vista and throughout the Service Areas could provide substantial benefits over existing or alternative contracted services. Projected benefits included: (a) adding more ambulance units/hours dedicated primarily to the Service Area, (b) decreased the costs of transport bills, (c) reduced base rate cost fluctuation, (d) internal administrative control of the transport system, (e) unified dispatch and information technology between first responder and transport resources, and (f) more coordinated and consistent medical direction, and continuity of patient care.

**WHEREAS**, on January 28, 2020, after hearing presentations from A.P. Triton and the CVFD, the Chula Vista City Council directed the CVFD and supporting City staff to proceed with next steps, including presenting a proposal for CVFD services to Bonita/Sunnyside and Imperial Beach, and negotiating terms for an agreement therewith.

**WHEREAS**, Bonita/Sunnyside and Imperial Beach have each evaluated the CVFD proposal for the provision of Emergency Ambulance Services, and each concurs with the projected benefits of this service delivery model within their respective jurisdictions and throughout the Service Area. Each has negotiated with Chula Vista in good faith the terms and conditions for the provision by the CVFD of such services, as set forth in this agreement.

**WHEREAS**, on May 12, 2020, the CVFD presented their final report regarding the proposed Emergency Ambulance Services program, including program operational plans, required vehicles and equipment, required staffing, and overall projected program costs and revenues. Such report confirmed the proposed program's feasibility and capacity to improve system performance.

**WHEREAS**, Chula Vista, through its CVFD, is authorized to provide exclusive Emergency Ambulance Services within the City of Chula Vista, pursuant to its authority under California Health and Safety Code Section 1797.201, pursuant to its general authority as a Charter City, and as specifically provided under Chula Vista Municipal Code Section 5.10.310. Chula Vista, through its CVFD, is also authorized to provide or contract for Emergency Ambulance Services within the Service Area in its capacity as a “grandfathered” provider of services under California Health and Safety Code Section 1797.224 for the LEMSA designated “EOA.” Bonita/Sunnyside and Imperial Beach each also has the authority to enter into a contract with Chula Vista for the provision of Emergency Ambulance Services pursuant to their authority under California Health and Safety Code Section 1792.201 and/or 1797.224.

**NOW, THEREFORE**, in consideration of the above recitals, and all other information presented by the CVFD, and others, at the May 12, 2020, City Council meeting, the City Council of the City of Chula Vista does hereby:

1. Approve a program for the exclusive provision of Emergency Ambulance Services by the CVFD throughout the Service Area on substantially the terms presented by on or before April 1, 2021 (“Emergency Ambulance Services Program”).
2. Approve, as presented, the terms for an agreement between the Chula Vista, Imperial Beach and Bonita/Sunnyside, implementing the Emergency Services Program throughout the Service Area (“Emergency Ambulance Services Agreement”).
3. Authorize and direct the City Manager to finalize and execute an Emergency Ambulance Services Agreement, in a final form approved by the City Attorney.
4. Authorize and direct the City Manager to notify the LEMSA of this action, and to take all other administrative actions necessary and appropriate to implement the Emergency Ambulance Services Program.

Presented by

Approved as to form:

---

Jim Geering,  
Fire Chief

---

Glen R. Googins,  
City Attorney