



Orange County Government

Orange County
Administration Center
201 S Rosalind Ave.
Orlando, FL 32802-1393

Legislation Text

File #: 24-970, **Version:** 1

Interoffice Memorandum

DATE: June 18, 2024

TO: Mayor Jerry L. Demings and County Commissioners

THROUGH: Raul Pino, Director, Health Services

FROM: Christian Zuver, M.D., Medical Director, EMS, Office of Medical Director

CONTACT: Sandra D. Roe

PHONE: 407-836-7611

DIVISION: EMS Office of the Medical Director

ACTION REQUESTED:

Approval and execution of the renewal Certificate of Public Convenience and Necessity for City of Winter Park Fire-Rescue Department to provide Advanced Life Support transport services in Orange County, Florida. The term of this Certificate is from August 1, 2024, through July 31, 2026. There is no cost to the County. (EMS Office of the Medical Director)

PROJECT: N/A

PURPOSE: The EMS Office of the Medical Director ("EMS") requests the approval of the application to renew the Certificate of Public Convenience and Necessity ("COPCN" or "Certificate") for the City of Winter Park Fire-Rescue Department ("WPFD") to provide Advanced Life Support ("ALS") transport services. WPFD has submitted the attached application requesting the renewal of its COPCN which has been in effect since 1996. In accordance with the Orange County Code of Ordinances, EMS has reviewed WPFD's renewal application. EMS has not received any substantial and material complaints against WPFD, and the status of WPFD has not substantially and materially changed. Accordingly, EMS recommends that the Orange County Board of County Commissioners renew WPFD's Certificate.

BUDGET: N/A

BCC Mtg. Date: July 9, 2024

ORANGE COUNTY, FLORIDA
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
for
CITY OF WINTER PARK FIRE-RESCUE DEPARTMENT

WHEREAS, Section 401.25, Florida Statutes, governs the licensure of entities providing prehospital or interfacility advanced life support ("ALS") services or basic life support ("BLS") transportation services and requires applicants for licensure to obtain a certificate of public convenience and necessity from each county in which the applicant will operate; and

WHEREAS, Section 401.25, Florida Statutes, authorizes the governing body of each county to adopt ordinances that provide reasonable standards for certificates of public convenience and necessity; and

WHEREAS, Chapter 20, Article III, Orange County Code (the "Code"), governs the application for a certificate of public convenience and necessity in Orange County, Florida ("COPCN" or "Certificate") and provides reasonable standards; and

WHEREAS, on June 5, 2024, the City of Winter Park Fire-Rescue Department ("WPFD" or "Applicant") submitted its renewal application for a COPCN to Orange County's Office of the Medical Director/EMS Division ("EMS") to provide ALS transport services ("Application"); and

WHEREAS, pursuant to Section 20-99 of the Code, EMS reviewed the Application and has not received any substantial and material complaints against the Applicant, and the status of the Applicant has not substantially and materially changed. Accordingly, EMS recommends that the Orange County Board of County Commissioners ("Board" or "BCC") renew the Applicant's Certificate; and

WHEREAS, the Board has considered the Application, EMS's recommendation, and all applicable recommendations from municipalities within Orange County, Florida (the "County"). The Board has determined that the Applicant's proposed service, to the extent authorized by this Certificate, is or will be required by the present or future public convenience or necessity. The Board has determined that the Applicant is financially and otherwise able to provide adequate and uninterrupted service as required.

NOW THEREFORE, THE ORANGE COUNTY, BOARD OF COUNTY COMMISSIONERS CERTIFIES:

Section 1. Recitals. The above recitals are hereby incorporated into this Certificate.

Section 2. Application, Levels of Service, and Certificate. The Board hereby grants WPFD's Application to renew its COPCN and authorizes WPFD to provide **Level 5 ALS transport services in Orange County, Florida** in accordance with the terms, conditions, and limitations of this Certificate. The Board hereby issues this Certificate to the **City of Winter Park Fire-Rescue Department**. The Board certifies that the Applicant's services are for the benefit of the population of the County or the benefit of the population of some geographic area of the County.

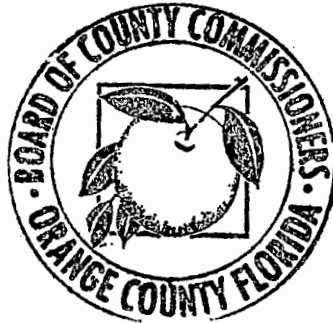
Section 3. Term. The "Term" of this Certificate is the period of time during which this Certificate is valid and effective. This Certificate's Term shall be for a two-year period beginning

on **August 1, 2024**, and expiring on **July 31, 2026**. Notwithstanding the foregoing, the Term may expire earlier if this Certificate is suspended or revoked pursuant to Orange County Code.

Section 4. Indemnification. In consideration of this Certificate, which permits WPFD to provide ALS transport services in Orange County, pursuant to Section 20-96, Orange County Code, and to the fullest extent permitted by law, WPFD agrees to defend, indemnify, and hold harmless the County, its officials, agents, and employees from and against any and all claims, suits, judgments, demands, liabilities, damages, cost and expenses (including attorney's fees) of any kind or nature whatsoever arising directly or indirectly out of or caused in whole or in part by any act or omission of WPFD or its subcontractors (if any), anyone directly or indirectly employed by them, or anyone for whose acts any of them may be liable; excepting those acts or omissions arising out of the sole negligence of the County.

Section 5. Compliance with Laws. By accepting this Certificate or providing BLS or ALS services in Orange County pursuant to this Certificate, WPFD agrees to comply with all applicable state and local laws and regulations.

ADOPTED THIS 9 DAY OF July, 2024.



ORANGE COUNTY, FLORIDA
By: Board of County Commissioners

By: *Jerry L. Demings*
for Jerry L. Demings
Orange County Mayor

ATTEST: Phil Diamond, CPA, County Comptroller
As Clerk of the Board of County Commissioners

By: *Jennifer Ann-Kline*
Deputy Clerk



ORANGE COUNTY, FLORIDA
EMS OFFICE OF THE MEDICAL DIRECTOR
RENEWAL APPLICATION
FOR
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

RECEIVED

Level of Service

DATE: 6/5/2024
INITIALS: [Signature]

- ☐ BLS Non Transport ☐ ALS Non Transport ☐ Prehospital Air Ambulance
☐ BLS Transport ☒ ALS Transport ☐ Prehospital Interfacility Air Ambulance
☐ BLS Interfacility Transport ☐ ALS Interfacility Transport

EXPIRATION DATE 07/31/2024

SUBMISSION DATE 06/03/2024

1. NAME OF SERVICE Winter Park Fire Rescue
2. BUSINESS ADDRESS (STREET) 343 West Canton Ave. CITY Winter Park
COUNTY Orange STATE FL ZIP CODE 32789
3. PHONE NUMBER 407-599-3586 FAX 407-599-3231 24 Hour Number 407-644-1212
E-Mail address Rwales@cityofwinterpark.org
Manager's Name Rich Wales Title Division Chief of Administration

NOTE: (IF THERE ARE ANY CHANGES TO BE MADE TO YOUR PREVIOUS APPLICATION, PLEASE LIST BY NUMBER IN THE SPACE PROVIDED BELOW. (Use separate sheet if necessary). COMPLETE PERSONNEL AND VEHICLE ROSTER ATTACHMENTS, IF THERE ARE ANY CHANGES). If None State "None".

TO THE BEST OF MY KNOWLEDGE, ALL STATEMENTS ON THIS APPLICATION ARE TRUE
AND CORRECT AND THERE ARE NO OTHER CHANGES TO BE MADE TO THE ORIGINAL
APPLICATION.


SIGNATURE

6/1/24
DATE:

NOTARY SEAL

NOTARY SIGNATURE

