

**CLARK COUNTY
STAFF REPORT**

DEPARTMENT: Clark Regional Emergency Services Agency - EMS Program
DATE: October 29, 2013
REQUEST: Approve the Memorandum of Understanding that extends the EMS Interlocal Cooperation Agreement
CHECK ONE: X Consent CAO

BACKGROUND: March 12, 2013, the City of Vancouver advised Clark County EMS District #2 (District) of its intent to withdraw from the Interlocal Cooperation Agreement upon the expiration of the current Ambulance Contract and to administer its own ambulance contract. This division of the ambulance contract service area between the City of Vancouver and the District has clinical and financial challenges that require Vancouver and the District to work together to create a seamless EMS system as much as possible. As a result of this decision, the City of Vancouver awarded a professional services contract to Fitch and Associates, LLC (Fitch) to facilitate negotiations between the District and Vancouver on ambulance contract specifications and development of a joint RFP and procurement process. Fitch's scope of work includes a draft timeline of tasks that requires an extension to the current EMS Interlocal Agreement and Ambulance Contract from September 30, 2014 through December 31, 2014.

The EMS Interlocal Cooperation Agreement makes possible the consolidated regulation and group purchasing of ambulance services within the District. The Agreement delegates the District, the County, Participating Jurisdictions, and the EMS Administrative Board certain regulatory powers and contract administrative responsibilities, thereby "pooling" the purchasing powers of the participating jurisdictions to secure clinically superior and more economically stable ambulance service.


COMMUNITY OUTREACH: The current ambulance contract services area that includes the City of Vancouver was re-confirmed in the 2014 EMS System Design Decisions as recommended by the EMS Administrative Board and approved by the District on July 9, 2013. These Decisions involved specific workgroups composed of over seven committees and 30 individuals who provided over 770 hours of input over a two year period of time. On June 4, 2013, the District directed staff to work on a joint ambulance RFP with Vancouver to maintain a seamless EMS system as much as possible.

BUDGET AND POLICY IMPLICATIONS: Approval of the Memorandum of Understanding has no budget impact, or change to the EMS policy decisions other than duration of the Contract.

FISCAL IMPACTS

Yes (see attached form) No

ACTION REQUESTED: Approve the Memorandum of Understanding that extends the EMS Interlocal Cooperation Agreement.



Anna Pendergrass, Director
Clark Regional Emergency Services Agency

Approved October 29, 2013
CLARK COUNTY
BOARD OF COMMISSIONERS

SR 21213

Attachment: MOU R.E., Extension of the EMS Interlocal Cooperation Agreement



EMS 13-48

**MEMORANDUM OF UNDERSTANDING
R.E., EXTENSION OF THE
EMS INTERLOCAL COOPERATION AGREEMENT**

WHEREAS, Clark County EMS District #2 (hereinafter the "District"), Clark County (hereinafter the "County") and the Cities of Battle Ground, LaCenter, Ridgefield and Vancouver (hereinafter the "Cities") entered into an EMS Interlocal Cooperation Agreement (hereinafter the "Agreement") effective July 1, 2004 for the purpose of: (1) a uniform system of Emergency Medical Services (EMS) regulation and (2) ambulance service group purchasing through a competitive procurement process; and

WHEREAS, the District entered into a paramedic ambulance services contract (hereinafter the "Contract") with American Medical Response which commenced on October 1, 2004, for an initial term of six (6) years with the opportunity for three "earned" two year extensions; and

WHEREAS, the Contract was awarded two of the three "earned" two year extensions, thereby extending the Contract through September 30, 2014; and

WHEREAS, a Memorandum of Understanding to the Agreement (ES1051) was entered into on July 23, 2010, by the District, County and Cities for the purpose of aligning the term of the Agreement with the term of the Contract based on the Contract's initial term and "earned" extensions; and

WHEREAS, on March 12, 2013, the City of Vancouver advised the District of its intent to withdraw from the Interlocal Cooperation Agreement upon the expiration of the current ambulance contract and to administer its own ambulance contract; and

WHEREAS, this division of the ambulance contract service area between the City of Vancouver and the District has clinical and financial challenges that require the City of Vancouver and the District to work together to create a seamless EMS system as much as possible; and

WHEREAS, the City of Vancouver awarded a professional services contract to Fitch and Associates, LLC (Contractor) to facilitate negotiations between the District and Vancouver on ambulance contract specifications and development of a joint RFP and procurement process; and

WHEREAS, the District will be entering into an interlocal agreement with the City of Vancouver in order for the District's interests to be represented by the Contractor in the development of the joint RFP and procurement process; and

WHEREAS, the Contractor's scope of work includes a draft timeline of tasks that requires an extension to the Paramedic Ambulance Services Contract from September 30, 2014 through December 31, 2014;

NOW, THEREFORE, The parties agree to the following addendum to the Contract.

MUTUAL ASSENT. The undersigned parties, acting as authorized representatives of their respective organizations, hereby express their respective organization's full understanding and acceptance of, and intent to be legally bound by, the mutual obligations and commitments set forth in the EMS Interlocal Cooperation Agreement; Memorandum of Understanding to the Agreement (ES1051) entered into on July 23, 2010, and this Memorandum of Understanding:

All the remaining terms and conditions of the Agreement shall remain in full force and effect.

The undersigned parties agree that there shall be multiple original signature pages to this Agreement distributed for signature by the necessary officials of the parties. Upon execution, the executed original signature pages of this Agreement shall be returned to the Clerk of the Board of County Commissioners, which shall file an executed original of this Agreement with the Clark County Auditor. The Clerk shall distribute duplicate conformed copies of the Agreement to each of the parties.

EMS INTERLOCAL COOPERATION AGREEMENT

....

14. DURATION.

This Agreement shall remain in full force and effect for an initial term of six (6) years from its effective date until midnight, September 30, 2010, with an additional two (2) "earned" two (2) year extensions plus an additional three months to allow for the development of a joint RFP between the District and the City of Vancouver for the next ambulance procurement cycle. This Agreement with the extensions will expire no later than midnight December 31, 2014, subject to the provisions of Section 15 of this Agreement.

....

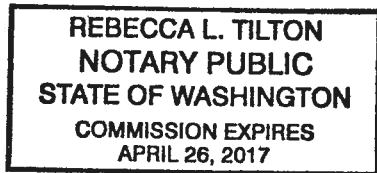
For EMS District #2:

[Signature] 10/29/13
Steve Stuart, Chair (date)

For Clark County:

[Signature] 10/29/13
Steve Stuart, Chair (date)

SUBSCRIBED AND SWORN TO before me this 29th day of Oct., 2013.



NOTARY PUBLIC in and for the State of Washington,

My Commission expires: 4/26/17

THE COUNTY OF CLARK

ATTEST: [Signature]
COUNTY CLERK

APPROVED as to form and legality this day of _____, 2013.

[Signature]
Chris Horne, Chief Civil Deputy

For the City of Battle Ground:

John Williams, City Manager (date)

SUBSCRIBED AND SWORN TO before me this ____ day of _____, 2013.

NOTARY PUBLIC in and for the State of
Washington,

My Commission expires:

THE CITY OF BATTLE GROUND

ATTEST: _____
CITY CLERK

APPROVED as to form and legality this
day of _____, 2013.

Brian Wolfe, City Attorney

For the City of LaCenter:

Jim Irish, Mayor

(date)

SUBSCRIBED AND SWORN TO before me this ____ day of _____, 2013.

NOTARY PUBLIC in and for the State of
Washington,

My Commission expires:

THE CITY OF LACENTER

ATTEST: _____
CITY CLERK

APPROVED as to form and legality this
day of _____, 2013.

Daniel Kerns, City Attorney

For the City of Ridgefield:

Phil Messina, City Manager (date)

SUBSCRIBED AND SWORN TO before me this ____ day of _____, 2013.

NOTARY PUBLIC in and for the State of
Washington,

My Commission expires:

THE CITY OF RIDGFIELD

ATTEST: _____
CITY CLERK

APPROVED as to form and legality this
day of _____, 2013.

Chris Sundstrom, City Attorney

For the City of Vancouver:

Eric Holmes, City Manager (date)

SUBSCRIBED AND SWORN TO before me this ____ day of _____, 2013.

NOTARY PUBLIC in and for the State of
Washington,

My Commission expires:

THE CITY OF VANCOUVER

ATTEST: _____
CITY CLERK

APPROVED as to form and legality this
day of _____, 2013.

Debra Quinn, City Attorney