

Memorandum



Date: January 22, 2020

Agenda Item No. 8(N)(8)

To: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

From: Carlos A. Gimenez
Mayor

A handwritten signature in black ink, appearing to read "Carlos A. Gimenez".

Subject: Resolution Authorizing the Approval of the Application of ATC Medical Transport Corp. for One Certificate of Public Convenience and Necessity

Recommendation

It is recommended that the Board of County Commissioners (Board) approve the application of ATC Medical Transport Corp. for one Certificate of Public Convenience and Necessity to operate one non-emergency vehicle.

Scope

This Certificate of Public Convenience and Necessity is countywide, allowing the certificate holder to operate in unincorporated and incorporated areas of Miami-Dade County (County).

Fiscal Impact/Funding Source

Licensing, operating permit, and inspection fees are collected by the Miami-Dade County Department of Transportation and Public Works (DTPW) to support regulatory activities. There is an annual regulatory fee of \$625.00 per certificate that will yield \$625.00 in revenue annually for the new certificate. The County also collects \$38.00 per vehicle inspection; with inspection frequency varying with the vehicle age from one to four per year.

Track Record/Monitor

This applicant currently holds 10 Certificates of Public Convenience and Necessity and one Passenger Motor Carrier (PMC) and complies with all requirements of the Code of Miami-Dade County. DTPW is responsible for monitoring this company.

Background

On December 18, 1980, the Board adopted Ordinance 80-145, later codified in Chapter 4, Article III of the County Code of Miami-Dade County, providing for the regulation of non-emergency medical transportation. Section 4-44 of the County Code provides the procedures to be followed by the County in processing certificate applications. Based upon those requirements, the Board may issue or refuse to issue the certificate as applied for or may issue the certificate with modifications or upon such terms and conditions as in its judgment the public interest may require. In reaching a determination, the Board shall consider the application, the Mayor's recommendation, all matters presented during the public hearing, and among others, the following criteria:

- (1) The ability of the applicant to provide the proposed service;
- (2) The adequacy of the management plan of the applicant; and
- (3) The benefits that will accrue to the public interest from the proposed service.

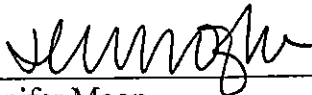
ATC Medical Transport Corp., located at 1250 SW 27th Avenue # 507, Miami, Florida 33135, seeks to obtain one Certificate of Public Convenience and Necessity to provide combination wheelchair/stretchers non-emergency medical transportation service to individuals requiring this type of transportation.

The applicant seeks to transport patients to and from various medical facilities throughout the County Monday through Friday from 7 a.m. to 7 p.m. Non-emergency transportation rates are not regulated by the County. However, under the Code, the Certificate Holder must file their rates with DTPW and post them within the passenger compartment section of each vehicle. The proposed rate schedule is attached. The vehicle operated under this certificate will have to meet the requirements of Section 4-49 of the County Code, establishing vehicle inspection frequencies.

The management plan submitted by Ms. Ivania Arquez, President of ATC Medical Transport Corp., includes maintenance, communication, and recordkeeping systems which meet the requirements of the County Code. All required financial statements and credit references have been submitted. The proposed service standards meet all requirements of the County Code, and adequately meet transportation and comfort needs. A background investigation revealed that all officers of the corporation meet the criteria of the County Code.

The proposed service to be provided under this certificate will increase the availability of licensed non-emergency medical transportation in the County, thus increasing competition and high service standards to the public.

Attachment



Jennifer Moon
Deputy Mayor



MEMORANDUM
(Revised)

TO: Honorable Chairwoman Audrey M. Edmonson
and Members, Board of County Commissioners

DATE: January 22, 2020

FROM: Abigail Price-Williams
County Attorney

SUBJECT: Agenda Item No. 8(N)(8)

Please note any items checked.

- "3-Day Rule" for committees applicable if raised
- 6 weeks required between first reading and public hearing
- 4 weeks notification to municipal officials required prior to public hearing
- Decreases revenues or increases expenditures without balancing budget
- Budget required
- Statement of fiscal impact required
- Statement of social equity required
- Ordinance creating a new board requires detailed County Mayor's report for public hearing
- No committee review
- Applicable legislation requires more than a majority vote (i.e., 2/3's present ____, 2/3 membership ____, 3/5's ____, unanimous ____, CDMP 7 vote requirement per 2-116.1(3)(h) or (4)(c) ____, CDMP 2/3 vote requirement per 2-116.1(3)(h) or (4)(c) ____, or CDMP 9 vote requirement per 2-116.1(4)(c)(2) ____) to approve
- Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 8(N)(8)

1-22-20

RESOLUTION NO. _____

RESOLUTION APPROVING APPLICATION FOR ONE
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
TO ATC MEDICAL TRANSPORT CORP. TO PROVIDE
COMBINATION WHEELCHAIR/STRETCHER NON-
EMERGENCY MEDICAL TRANSPORTATION SERVICE

WHEREAS, this Board desires to accomplish the purposes outlined in the accompanying memorandum, a copy of which is incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board approves the application by ATC Medical Transport Corp. for one Certificate of Public Convenience and Necessity to operate one non-emergency vehicle to provide combination wheelchair/stretchers non-emergency medical transportation service in Miami-Dade County.

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

Audrey M. Edmonson, Chairwoman
Rebeca Sosa, Vice Chairwoman

Esteban L. Bovo, Jr.	Daniella Levine Cava
Jose "Pepe" Diaz	Sally A. Heyman
Eileen Higgins	Barbara J. Jordan
Joe A. Martinez	Jean Monestime
Dennis C. Moss	Sen. Javier D. Souto
Xavier L. Suarez	

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of January, 2020. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.

GKS

Gerald K. Sanchez

ATC MEDICAL TRANSPORT

Our Service Price List

Wheelchair \$25.00 (Each Trip)

*(after 10 miles \$1.75) *

STRETCHER \$ 45.00 (EACH TRIP)

(after 10 miles 1.75)

Our Mission Statement:
Provide to Provide our clients with the highest level of customer care, and the safest transportation possible.

