



AGENDA MEMO

Business of the City Council

City of Sweeny, Texas

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| Meeting Date | 01/16/2023 | Agenda Item | |
| Approved by City Manager | | Presenter(s) | Shellie Long, Enterprise Ambulance 2.0 |
| Reviewed by City Attorney | | Department | |
| Subject | Agenda Request Received | | |
| Attachments | Agenda Request; \$157.11; City Ordinance 71.40 | | |
| Financial Information | Expenditure Required: | | |
| | Amount Budgeted: | | |
| | Account Number: | | |
| | Additional Appropriation Required: | | |
| | Additional Account Number: | | |

Executive Summary

Requestor will be in attendance to ask for Councils support in allowance for the Mayor to sign off on a letter that has specific language requirements per the Texas Department of Health and Human Services allowing another non emergency EMS provider within Sweeny. The provider gives ability to transport patients out of Sweeny medical facilities.

After legal review, previous request for the Mayors signature was denied due to statements contained within requested letter. Staff reached out to the hospital to see if there was a provider shortage at the time of original first request, August 2023. Response received was that they have agreements in place for interfacility transports when their own EMS is utilized and this would be considered competition.

Original letter statements were:

- Will not interfere with or adversely affect the provision of EMS by the licensed EMS providers operating in our municipality.
- Will remedy an existing provider shortage that cannot be resolved through the use of the licensed EMS providers operating in our municipality and
- Will not cause an oversupply of licensed EMS providers in our municipality.

City Ordinance 71.40, adopted 1948 states No person, firm or corporation shall operate or cause to be operated within the city any of the following classes of motor vehicles without first obtaining, from the City Secretary, a permit to do so: (A) Service cars or taxicabs which carry passengers for hire; or (B) Commercial trucks which are used for the purpose of delivering laundry, clothes, bread, ice, dairy products, petroleum products, bottled drinks, merchandise or any other commodity and ambulances. (Ord. 33, passed 11-23-48)

Penalty, see § 70.99 § 71.41 PERMIT AND CERTIFICATE. When the City Clerk issues the permit, as provided for in §71.40, he or she shall furnish the applicant or owner with a certificate for each vehicle showing that all of the provisions of this subchapter have been fulfilled. This certificate shall be posted in a conspicuous place on the vehicle, or carried in a holder within the vehicle so that it will be accessible for inspection at all times. Failure to carry the certificate shall be deemed sufficient cause for revocation of the permit for that particular vehicle to operate on the streets of



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the city.

This ordinance is from 1948 and the City has not issued any types of permits for commercial trucks nor ambulances in the past years. Nor is there a permitting process in place or fees established within the fee schedule.

Recommended Action

Council discretion.

If approved, motion needs to include allowance of Enterprise Ambulance 2.0 to operate within the City of Sweeny and for the Mayor to sign the required letter for licensing.