

# EMS Partnership of Kent County Agenda

October 8, 2015  
10:30 a.m.

Riverview Building  
678 Front NW, Suite 200  
Conference Room

- I. Call Meeting To Order
- II. Approval of Minutes (attached)
- III. Finance Report (attached)
- IV. Project Manager's Report
- V. Review of Final Ambulance Contract
- VI. Other Business
- VII. Public Comment
- VIII. Adjournment

The EMS Partnership of Kent County is established by cities and townships in Kent County through the Michigan Municipal Partnership Act. Therefore all business of the EMS Partnership Board shall be conducted at meetings held in compliance with the Open Meetings Act (PA 267 of 1976) and all Partnership records are subject to the Freedom of Information Act (PA 267 of 1976). Minutes of all EMS Partnership Board meetings shall be prepared and approved as required by law with copies transmitted to each partner reasonably promptly after each Consortium Board meeting.



## Memo

To: EMS Partnership Board Members  
From: Ken Krombeen, EMS Partnership Board Chair  
Date: October 1, 2015  
Re: October 8, 2015 Board Meeting

Please plan to meet as regularly scheduled next Thursday, October 8 at 10:30 a.m. at the GVMC offices. You will note that I have not included in your packet any updated version of the ambulance agreement. My apologies for this. Please know that a lot of effort is being put into trying to craft a compromise on acceptable final agreement language, however, at the time of this writing, we have not overcome what appears to be the last open issue and, knowing the Board put a deadline on this effort, I did not want to postpone our regular EMS Consortium meeting waiting for something more solid to go on.

To that end, as of late yesterday, a meeting was confirmed for 8:30a next Monday, October 5, in Room 601 of Grand Rapids City Hall as we attempt to work through that remaining issue prior to next Thursday. The City attorneys are invited and I will also invite a few of the Consortium board members (less than a quorum) to participate as well.

On Thursday, I expect to report to the Board either a revised agreement for consideration or that no compromise could be reached and determine next steps. It seems clear to me that we are at a critical juncture and that a resolution is overdue.

I encourage you to contact me (530-4980 or [krombeenk@cityofgrandville.com](mailto:krombeenk@cityofgrandville.com)) if you would like direct conversation prior to the Board meeting. Thank you.

# EMS Partnership of Kent County Meeting Minutes

September 10, 2015  
10:30 a.m.

Riverview Building  
678 Front NW, Suite 200  
Conference Room

**Members Present:** City of East Grand Rapids: Brian Donovan, Mark Herald  
City of Grand Rapids: Tom Almonte  
City of Grandville: Ken Krombeen, Andy Richter  
City of Kentwood: Steve Kepley  
Plainfield Charter Township: Cameron Van Wyngarden, Ruth Ann Karnes  
City of Rockford:  
City of Wyoming: Curtis Holt, James Carmody

**Members Absent:** City of East Grand Rapids:  
City of Grand Rapids: Eric DeLong  
City of Grandville:  
City of Kentwood: Steve Kepley  
Plainfield Charter Township:  
City of Rockford: Dave Jones, Michael Young  
City of Wyoming:

**Also Present:** Jen DeHaan, Mark Fankhauser (City of Grand Rapids), Bob Waddell (KCEMS),  
Laura Knapp (City of Grand Rapids)

Meeting called to order at 10:40 by Ken Krombeen

1. Minutes - The minutes of the June meeting were reviewed. A motion was made by Herald with support by Almonte to approve the minutes. Motion Carried.
2. Finance Report
  - a. The finance report was unavailable and will be reviewed at the next meeting.
3. Project Manager Report  
Jen DeHaan is back in Grand Rapids again and continuing her work as Project Manager.

#### 4. Contract Review

- Chair Ken Krombeen reviewed the progress to date. After the last meeting, the draft contract was to go through legal review.
- Jen DeHaan explained the changes to the draft that came out of the legal review were all minor wording changes, cleaning up the language. It also included deleting Appendix C, as it has not yet been approved by KCEMS.
- Chair Krombeen reported the City of Grand Rapids has forwarded suggested changes, mainly in pages 1-5 of the document. Copies of the changes were distributed and Tom Almonte was asked to report on the document.
- Tom Almonte told the group that the Attorney for the City of Grand Rapids suggested the following changes to the Agreement, as he didn't feel it would be able to be passed by the Grand Rapids Commission as is. The main issue is a concern about language that could conflict with the Grand Rapids City Ordinance related to the ability to guarantee an exclusive territory, monopoly or franchise for EMS ground transport services.
  - Where the Agreement referred to "exclusive" territory, the wording has been changed to "core". Also wording was struck that referred to exclusivity such as "No other entities are permitted to provide emergency ground ambulance service within the EEAOs other than in situation of mutual aid and as further provided for in this Section 2"; and "Assign exclusive operating rights for emergency ground ambulance services and clearly define the Primary Service Areas."
  - "EEAOA" was replaced with "CEARA" Core Emergency Ambulance Response Areas.
  - In Section D of the Recitals, the wording "or its designee" was stricken.
  - The wording referring to participating municipalities passing ordinances to accept the Agreement was stricken.
  - Additionally, there were changes suggested which were typographical errors unique to this document such as "EMS" to "EMA", which will be returned to the original state.
- Much discussion ensued regarding the changes and the intent of the Agreement, which was to preserve the existing service areas for EMS Providers and to include other standards and metrics that would improve patient outcomes.
  - Chair Krombeen stated it wasn't the intent of the Consortium to require municipalities to adopt ordinances and the suggested ordinance was only

designed as a model, making the change to strike that agreeable to the group. Each individual municipality would only need to adopt an ordinance as required by their Charter or individual ordinances.

- Questions were raised about the term “core” and its lack of a legal definition. Discussion ensued regarding the intent of changing the word “exclusive” to “core”.
- Donovan, Holt, & Kepley voiced opposition to the changes, citing the original intent of the agreement was to formally preserve the existing service areas. Until this point, the group as a whole has been working toward that outcome with no objection from rest of the municipal attorneys. The Municipal Partnership Act was also referenced as the enabling source which started the Consortium.
- Questions were raised by several if this change was being suggested to satisfy one provider. If the other providers are happy with current agreement, the changes would result in their disapproval.
- Tom Almonte confirmed that the proposed changes were reviewed and approved by Mark Meijer of Life EMS.

A Motion was made by Donovan and supported by Holt to convene the Municipal attorneys, along with Scott Smith and Ken Krombeen, together in one location to address the issue of exclusive territory, with a consensus coming back to the Consortium by September 30<sup>th</sup>. Those in Favor – All with the exception of Richter.

Ken Krombeen added that anyone representing a municipality in the Consortium could join also if they would like.

5. Other Business: None

6. Public Comment - The Board received no public comment.

7. Adjourn - The meeting was adjourned at 12:00 p.m.

**GRAND VALLEY METROPOLITAN COUNCIL  
 AMBULANCE CONSORTIUM  
 STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE  
 For the three months ended September 30, 2015**

<b>Revenues</b>	
Member Dues	-
	<u>                    </u>
<b>Total Revenues</b>	-
<b>Expenditures</b>	
<b>General</b>	
Legal Services	-
Admin Fees--GVMC	3,270.00
Professional Consulting	-
TOTAL Expenditures	\$ <u>3,270.00</u>
Revenues over (under) expenditures	<u>(3,270.00)</u>
Net changes in fund balances	(3,270.00)
Fund balances, beginning of year	<u>7,405.00</u>
Fund balances, end of year	\$ <u><u>4,135.00</u></u>