

ORDINANCE NO. 19-U

AN ORDINANCE AMENDING CHAPTER 8½, EMERGENCY MEDICAL SERVICES, AND CHAPTER 28, COMPREHENSIVE FEE ORDINANCE, OF THE CODE OF ORDINANCES, CITY OF ALVIN, TEXAS, FOR THE PURPOSE OF REVISING CERTAIN EMERGENCY MEDICAL SERVICE FEES; PROVIDING FOR UTILITY FEE FOR EMERGENCY MEDICAL SERVICES TO BE ADDED TO RESIDENTIAL/COMMERCIAL UTILITIES FOR AN EFFECTIVE DATE OF OCTOBER 2019; AND SETTING FORTH OTHER PROVISIONS RELATED THERETO.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS:

Section 1. That the Code of Ordinances, City of Alvin, Texas, Chapter 8½, Emergency Medical Services, is hereby amended to read as follows:

“Chapter 8 ½

Emergency Medical Services

...

Sec. 8½-18. - Fees for service; refunds; billing and collection.

(a) In order to partially defray the costs incurred by the city in providing ambulance service, the following fees are hereby established to be collected for the provision of emergency ambulance service by the city:

- (1) A user fee in the amount set forth in [chapter 28](#) of this Code, payable by or on behalf of the person served upon billing by the city, for any transport of a resident citizen of the city via the emergency medical service department ambulance system. Every resident citizen transported by the emergency medical service department shall owe this fee; provided, however, that the city shall forgive that portion of the fee not covered by a third-party insurance carrier if the resident citizen has ~~made the voluntary and elective contribution~~ paid the EMS Utility Fee set forth in [chapter 28](#) of this Code to the emergency medical service department contained on the resident's utility bill for the billing period immediately preceding the use of the emergency ambulance service.

~~In lieu of the payment of the monthly contribution on the resident's utility bill, a resident citizen of the city may contribute an annual lump sum payment as set forth in [chapter 28](#) of this Code.~~

- (2) The user fee set forth in [chapter 28](#) of this Code payable by or on behalf of the person served upon billing by the city, for any transport of nonresident citizen via the emergency medical service department ambulance system. Every nonresident citizen transported by the emergency medical service department shall owe this fee; provided, however, that the city shall forgive that portion of the fee not covered by a third-party insurance carrier if the nonresident citizen has made the voluntary and elective contribution set forth in [chapter 28](#) of this Code to the emergency medical service department within the twelve (12) months immediately preceding the use of the emergency ambulance service.

- (3) An apartment complex or mobile home park serviced by a master meter ~~may~~ shall pay ~~the monthly voluntary and elective contribution~~ EMS Utility Fee set forth in chapter 28 of this Code for each occupied unit which shall be determined on a quarterly basis as provided for water utility purposes in section 25-13.1 of this Code. In such event, all the residents of that apartment complex or mobile home park shall be deemed covered for emergency medical ambulance service and the city shall forgive that portion of the fee not covered by a third-party insurance carrier upon proof of residence within such apartment complex or manufactured home park. This subparagraph applies to apartment complexes and manufactured home parks within the City of Alvin.”

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Section 2. That the Code of Ordinances, City of Alvin, Texas, Chapter 28, Comprehensive Fee Ordinance, is hereby amended to read as follows:

“Chapter 28

Comprehensive Fee Ordinance

...

Sec. 28-2. - In general.

EMERGENCY MEDICAL SERVICES

- (1) Emergency ambulance transport:
- (a) Resident, per transport: Reasonable and customary charges
 - (b) Nonresident, per transport: Reasonable and customary charges
- (2) ~~Voluntary and elective contribution~~ Utility Fee for emergency medical service:
- (a) Resident, per month for each individual ~~\$7.00~~ 6.00
~~Or per year (annual lump sum payment) \$84.00~~
 - (b) Nonresident, per year ~~\$168.00~~ 144.00
 - (c) Apartment complex or mobile home park serviced by a master meter per each occupied unit ~~\$5.00~~ 6.00
 - (d) Commercial business \$10.00”

...

Section 3. Severability. If any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 4. Code of Ordinances. It is the intention of the Council that this Ordinance shall become a part of the Code of Ordinances of the City of Alvin, Texas, and may be renumbered and codified therein accordingly.

Section 5. Effective Date. This Ordinance shall take effect immediately after its passage and publication in accordance with the provisions of Chapter 52 of the Texas Local Government Code the City of Alvin Charter.

Section 6. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED on first and final reading on the _____day of September 2019.

CITY OF ALVIN, TEXAS:

ATTEST:

By: _____
Paul A. Horn, Mayor

By: _____
Dixie Roberts, City Secretary