

BY-LAW NO. 1178

OF THE

TOWN OF VULCAN

IN THE PROVINCE OF ALBERTA

WHEREAS pursuant to the authority granted to the Town of Vulcan, under the Municipal Government Act Chapter M-26.1 Section 48.1, of the Province of Alberta, and

WHEREAS the Town of Vulcan desires to confer an exclusive franchise upon the emergency medical services operator providing such service to the Town of Vulcan ("the Service") in accordance with the provisions of this by-law and the Vulcan and District Emergency Medical Services Agreement;

NOW THEREFORE the Council of the Town of Vulcan duly assembled enacts as follows:

1. Council by this by-law grants the exclusive privilege and license to provide emergency medical service ("the Service") within the municipal boundaries of the Town of Vulcan to the Service Operator, in accordance with the terms of the agreement attached hereto and marked as "Schedule A" to this by-law.
2. Council hereby prohibits any other emergency medical service operator from carrying on the service within the municipal boundaries of the Town of Vulcan during the currency of the Services Agreement provided that this by-law shall not prohibit firms located outside the Town of Vulcan from bringing their patients to hospitals located within the Town of Vulcan from destinations outside of the Town of Vulcan and returning them to such destinations. This by-law shall not prohibit other service operators or other emergency medical services from being provided to the Town of Vulcan pursuant to a mutual aid agreement with another municipality or other entity, set up between the Service and the other service operators of emergency medical services bordering the Town of Vulcan.
3. As a condition of the granting of the license by this by-law, the Service Operator shall provide the service to any person requesting or requiring this service within the Town of Vulcan and shall not refuse such service for the reason that the person in need of the service, is unable to pay, or for any other reason. The Service Operator may provide the service to any person requesting or requiring the service outside the Town of Vulcan on such terms and conditions agreeable to the Service and not otherwise.
4. If at any time during the term of the privilege and license described herein, the Government of the Province of Alberta establishes the service as a provincial service operated by an authority other than the operator and authorized to provide the service to the Town of Vulcan, then this by-law shall be rescinded upon the authority assuming responsibility for the provision of services and neither the Service Operator nor the Town of Vulcan shall be entitled to compensation by reason of the termination of the license and the Services Agreement.

5. The Service Operator agrees to provide year round, 24-hour per day ambulance service to all persons requesting ambulance service within the Town of Vulcan in accordance with the Services Agreement and the regulations established by the Alberta Ambulance Operators Association as may be revised or replaced from time to time during the currency of this by-law and the Services Agreement.
6. The Service Operator shall provide at all times during the currency of the by-law and the Services Agreement at least two (2) ambulances that meet the highest standards for ambulances pursuant to the regulations as amended, of the Alberta Ambulance Operators Association. At no time shall any ambulance provided by the Service Operator as its primary ambulance be unfit or unsafe. The maximum rates which may be charged for ambulance services by the Ambulance Operator within the corporate limits of the Town of Vulcan shall be those as set by the Vulcan and District Emergency Medical Services Committee.
7. There shall be a review of the rates determined by the Service in each calendar year and, in order to facilitate such review, the Service Operator shall provide to the Town of Vulcan complete financial records and statements in such form as to enable the Town of Vulcan to validate all operational costs of the ambulance service and the rates to be charged.
8. The Service Operator shall be responsible for the billing and collecting of any fees for the services and the fees so collected shall accrue to the Service Operator.
9. The services to be provided by the Service Operator to the Town of Vulcan shall be provided at the minimum basic life support level as certified by the Alberta Ambulance Operators Association.
10. The Service Operator shall ensure at all times that:
  - A) Each volunteer driver of the Service Operator has a current, valid, Class 4 drivers license and otherwise meet the requirements of the Alberta Ambulance Operators Association regulations, as amended;
  - B) Each volunteer attendant of the Service Operator meets the requirements of the Alberta Ambulance Operators Association regulations, as amended;
  - C) Each ambulance provided by the Service Operator to provide service within the Town of Vulcan is carrying at least one "Emergency Medical Responder" as designated in accordance with the regulations to the Health Disciplines Act, R.S.A., 1980 c-H-5, as amended;
  - D) The Service Operator shall at all times be and remain a member in good standing of the Alberta Ambulance Operators Association during the currency of this by-law and the term of the Services Agreement;

- E) The Service Operator must obtain and keep in good standing a contract of insurance evidenced by a malpractice policy pursuant to which the Operator and each attendant employed by the operator are insured against liability for personal injury resulting from negligent acts or omissions in carrying out their duties, and the minimum liability for each Operator and each attendant is insured is 2 million dollars (\$2,000,000.00) per occurrence.

READ a first time this 24th day of July, 1995.

READ a second time this 24th day of July, 1995.

READ a third time, by unanimous consent of the Councillors present and finally passed this 24th day of July, 1995.

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Mayor

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Municipal Administrator