

DESOTO COUNTY, FLORIDA

RESOLUTION NO. 2025 - ____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF DESOTO COUNTY, FLORIDA, TRANSFERRING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FROM POSITIVE MOBILITY, INC. D/B/A, ELITE MEDICAL RESPONSE, LLC, TO POSITIVE MOBILITY, LLC D/B/A AS ELITE MEDICAL RESPONSE

WHEREAS, the Board of County Commissioners (the “Board”) of DeSoto County, Florida (the “County”) through its Public Safety Department operates an advanced life support ambulance system providing quality emergency medical services to the citizens of DeSoto County; and

WHEREAS, Section 401.25(2)(d), Florida Statutes, requires a prerequisite to the issuance of a State license the issuance of a Certificate of Public Convenience and Necessity from the governing body in each county in which the applicant will operate; and

WHEREAS, pursuant to Resolution No. 2022-99, Positive Mobility Inc., D/B/A Positive Medical Transport, Inc. was granted the Certificate of Public Convenience and Necessity by the County on December 13, 2022 to provide non-emergency transport of DeSoto County patients to out of county destinations, for an initial term of three (3) years commencing on January 1, 2023 and ending on December 31, 2025, which may be subject to one (1) year renewals at the end of that period with a maximum of three (3) extensions at the discretion of the County; and

WHEREAS, in September 2023 Positive Medical Transport, Inc. began doing business as Elite Medical Response, LLC and on October 25, 2023, pursuant to Resolution No. 2023-135, the County granted existing Certificate of Public Convenience and Necessity to Positive Mobility, Inc. D/B/A Elite Medical Response, LLC; and

WHEREAS, in April of 2025, Positive Mobility, Inc. D/B/A Elite Medical Response, LLC changed names to Positive Mobility, LLC D/B/A as Elite Medical Response, and has requested that the existing Certificate of Public Convenience and Necessity be transferred to the new entity name; and

WHEREAS, the Board finds adoption of this resolution is in the best interest of the residents of DeSoto County, Florida.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF DESOTO COUNTY, FLORIDA, AS FOLLOWS:

Section 1. That the foregoing “WHEREAS” clauses are ratified and confirmed as being true and correct and are hereby incorporated by reference as part of this Resolution.

Section 2. That the Certificate of Public Convenience and Necessity represented by this Resolution be and hereby is issued to Positive Mobility, LLC D/B/A as Elite Medical Response, a Florida corporation whose principal address is 201 Commercial Court, Sebring, FL 33876, for a period of three (3) years which commenced on January 1, 2023 and will end on December 31, 2025; which may be subject to one (1) year renewals at the end of that period with a maximum of three (3) extensions.

Section 3. That this Certificate is subject to the following additional provisions:

- a. Except as provided under subsection b., this service is limited to non-emergency, out-of-county transports to medical facilities and institutions, but shall not preclude performance of this service by the DeSoto County Fire Rescue, if conditions warrant that same shall be in the best interest of DeSoto County and the patient.

- b. That the DeSoto County Fire Rescue may request emergency assistance from Positive Mobility, LLC D/B/A as Elite Medical Response, should such assistance be deemed necessary by the DeSoto County Fire Rescue.
- c. That any non-emergency, in county transports be referred only by the DeSoto County Fire Rescue, and only when that service's schedule does not permit, transport by its own equipment and personnel.
- d. That in the event of a requirement for Body Removal, Positive Mobility, LLC D/B/A as Elite Medical Response will provide the service of body removal and transport to the Sarasota Medical Examiners Office.
- e. That Positive Mobility, LLC D/B/A as Elite Medical Response shall not solicit DeSoto County Fire Rescue clients.
- f. That any modification to the rates submitted by Positive Mobility, LLC D/B/A as Elite Medical Response, in its application shall be subject to review and approval by resolution of the Board of County Commissioners prior to implementation of any modifications.
- g. That this Certificate of Public Convenience and Necessity is non-exclusive and DeSoto County reserves the right to grant additional certificates to other firms or to have such services performed by DeSoto County Fire Rescue, if deemed appropriate by the Board of County Commissioners.
- h. That this certificate of Public Convenience and Necessity shall not be construed by any party as establishing a contractual relationship for services between the DeSoto County Board of County Commissioners and Positive Mobility, LLC D/B/A as Elite Medical Response.

Section 4. In issuing this Certificate, it is understood that the above-named ambulance service will meet the requirements of State Legislation and provide the prescribed ambulances on a twenty-four (24) hour basis to all the incorporated and unincorporated areas of DeSoto County.

PASSED AND ADOPTED this 28th day of October 2025.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS
OF DESOTO COUNTY, FLORIDA**

Mandy Hines
COUNTY ADMINISTRATOR

By: _____
J.C. Deriso
CHAIRMAN

APPROVED as to form and legal sufficiency:

Valerie Vicente
COUNTY ATTORNEY