

1 [Hunters Point Shipyard Cooperative Agreement for Fire and Medical Services.]

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3 **Resolution authorizing the San Francisco Fire Department to enter a five-year**  
4 **Cooperative Agreement with the United States Navy to provide fire and emergency**  
5 **medical services to portions of the Hunters Point Shipyard remaining under federal**  
6 **ownership, and to accept and expend funds provided to the Fire Department by the**  
7 **Navy as reimbursement for services provided under that Agreement.**

8  
9 WHEREAS, In April 2004, the United States Navy ("Navy") and the San Francisco  
10 Redevelopment Agency ("SFRA") entered into a legally binding conveyance agreement  
11 ("Conveyance Agreement") that established a framework and orderly process for the SFRA to  
12 receive at no cost conveyances of parcels at the Hunters Point Naval Shipyard ("Shipyard")  
13 after the Navy has completed environmental remediation on those parcels; and,

14 WHEREAS, An important provision of the Conveyance Agreement required the Navy  
15 to fund reasonable levels of fire services to the Shipyard until the bulk of the Shipyard is clean  
16 and transferred, provided that the San Francisco Fire Department ("SFFD") enter into a  
17 Cooperative Agreement with the Navy to provide those services; and,

18 WHEREAS, A Cooperative Agreement operates like a reimbursable grant agreement,  
19 with the Navy reimbursing the SFFD for costs related to a specific scope of services, up to a  
20 maximum amount per year, with annual increases over the term of the Agreement, as well as  
21 reductions on a prorate basis as parcels are conveyed to the SFRA, since the Navy cannot  
22 lawfully pay for service on property that has been conveyed out of federal ownership; and,

23 WHEREAS, By Resolution 496-04, the Board of Supervisors authorized the SFFD to  
24 enter a five-year Cooperative Agreement with the Navy for the period October 1, 2004 through  
25 September 30, 2009; and,

1           WHEREAS, The SFFD entered the initial Cooperative Agreement with the Navy, and  
2 under that Agreement provided fire and emergency medical services to federally-owned areas  
3 of the Shipyard and received annual reimbursement from the Navy for those services; and,

4           WHEREAS, SFFD desires to enter a new five-year Cooperative Agreement with the  
5 Navy for the period October 1, 2009 through September 30, 2014, in substantially the form of  
6 the Cooperative Agreement filed with the Clerk of the Board in File No. 091114; and,

7           WHEREAS, Under the proposed Cooperative Agreement, the Navy will reimburse the  
8 SFFD for costs related to the specified scope of fire and emergency medical services, up to a  
9 maximum of \$1,088,542 in the first year of the Agreement. The Navy and SFFD will amend  
10 the Agreement annually to increase the reimbursement amount up to a maximum of a 4%  
11 increase, and if applicable to reduce the amount on a prorate basis as parcels are conveyed  
12 to the SFRA; and,

13           WHEREAS, The Cooperative Agreement was prepared by the Navy and therefore  
14 does not include many of the standard contract provisions required under San Francisco law;  
15 and,

16           WHEREAS, The Cooperative Agreement requires the City to use federal contracting  
17 requirements if subcontracting any services under the Agreement, and SFFD will adhere to all  
18 federal contracting requirements when applicable through the duration of the Cooperative  
19 Agreement; and

20           WHEREAS, Approval of the proposed Cooperative Agreement will provide appropriate  
21 fire and emergency medical services to the federally-owned parcels at the Shipyard, and will  
22 ensure that the SFFD is reimbursed for the services it provides; and,

1           WHEREAS, At its meeting on September 10, 2009, the Fire Commission adopted  
2 Resolution 2009-06 recommending that the Board of Supervisors authorize the SFFD to enter  
3 the Cooperative Agreement; now, therefore, be it,

4           RESOLVED, That the Board of Supervisors hereby authorizes the SFFD to enter into  
5 the five-year Cooperative Agreement in the form prepared by the Navy, to accept and expend  
6 the funds provided by the Navy to reimburse the SFFD for the costs of providing services  
7 under the Agreement, and to use federal contracting requirements when applicable under the  
8 Agreement.

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City and County of San Francisco

City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

Tails  
Resolution

File Number: 091114

Date Passed:

Resolution authorizing the San Francisco Fire Department to enter a five-year Cooperative Agreement with the United States Navy to provide fire and emergency medical services to portions of the Hunters Point Shipyard remaining under federal ownership, and to accept and expend funds provided to the Fire Department by the Navy as reimbursement for services provided under that agreement.

October 6, 2009 Board of Supervisors — ADOPTED

Ayes: 11 - Alioto-Pier, Avalos, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell, Mirkarimi

File No. 091114

I hereby certify that the foregoing Resolution was ADOPTED on October 6, 2009 by the Board of Supervisors of the City and County of San Francisco.

10/8/09

Date Approved

Angela Calvillo  
Clerk of the Board

Mayor Gavin Newsom