

1 [Approving hiring of displaced federal firefighters.]

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3 **Resolution approving the hiring of firefighters displaced by the closure of the Navy’s**
4 **fire station at Hunter’s Point Shipyard, pursuant to the authority granted by California**
5 **Government Code Section 53270.**

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7 WHEREAS, California Government Code Section 53270 provides that
8 “Notwithstanding any other provision of law, upon approval of its governing body, the
9 firefighter of a . . . city and county, . . . may appoint as a member or officer of that...fire
10 department. . . any person who” meets certain criteria; and

11 WHEREAS, those criteria include that the firefighter to be hired (1) was serving as a
12 civilian federal firefighter in good standing at any United States military installation within the
13 state; (2) has successfully completed all training necessary for employment as a federal
14 firefighter; and (3) was terminated as a consequence of the closure of the federal military
15 installation and, (4) was terminated not more than two years prior to the date of appointment
16 to the City position; and,

17 WHEREAS, California Government Code Section 53270 provides that this appointment
18 authority shall “take precedence over any provision of, or any condition or circumstance
19 arising from a provisions of a charter, ordinance or resolution that governs employment of
20 firefighters;” and

21 WHEREAS, the federal government has decommissioned the Hunter’s Point Navy
22 Shipyard, which was a federal military installation, and as of September 1, 2004, will close the
23 fire station on the Shipyard; and

24 WHEREAS, the City and County of San Francisco has entered into a “cooperative
25 agreement” regarding, among other things the provision of fire service at the Shipyard;

1 WHEREAS, some persons will be terminated from their positions as firefighters at
2 Hunter's Point Shipyard due to the closure of the fire station as of September 1, 2004; and

3 WHEREAS, those firefighters meet the criteria for hiring set forth in California
4 Government Code Section 53270; and

5 WHEREAS, six of the firefighters being displaced have expressed an interest in
6 becoming firefighters in San Francisco, and

7 WHEREAS, San Francisco Firefighters Union Local 798, IAFF, AFL-CIO does not
8 object to the hiring of these firefighters; now, therefore, be it

9 RESOLVED, That the San Francisco Fire Department may upon approval of the Civil
10 Service Commission hire the displaced firefighters into the H2 classification;

11 BE IT FURTHER RESOLVED that the firefighters will be provided with the training
12 deemed appropriate by the Chief of the Fire Department;

13 BE IT FURTHER RESOLVED that these firefighters will be treated in all respects
14 except for the initial training requirements in the Fire Academy as new H2 hires, with all of the
15 rights and responsibilities of new H2 hires, including a one year probationary period and a
16 seniority date as of the date of hire.

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