

1 [Authorization to Join the Firefighter Property Program - Acceptance of Gifts of Equipment to
2 the Fire Department]

3 **Resolution authorizing the San Francisco Fire Department to enter into a Local**
4 **Cooperator Agreement to join the Firefighter Property Program, under which the**
5 **Department may receive gifts of equipment for use in fire suppression or pre-**
6 **suppression activities, providing emergency medical services, or supporting disaster**
7 **relief activities for an initial term of three years.**

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9 WHEREAS, Title 10, United States Code, Section 257b authorizes the United States
10 Secretary of Defense to transfer to firefighting agencies personal property that is no longer
11 needed by the Department of Defense that may be suitable for use in fire protection,
12 emergency medical services, and disaster relief activities; and

13 WHEREAS, Pursuant to this authority, the Department of Defense has established the
14 Firefighter Property Program (“FFP Program”) to effectuate the transfer of excess Department
15 of Defense property to state and local firefighting agencies for use in fire suppression or pre-
16 suppression activities, providing emergency medical services, or supporting disaster relief
17 activities; and

18 WHEREAS, The property available through the FFP Program may include items such
19 as vehicles and other fixed assets; fabricating materials; warehouse equipment; tools; and
20 other items needed to distribute, maintain, and prepare the property to be used in fire
21 suppression or emergency services; and

22 WHEREAS, A local firefighting agency that acquires property through the FFP Program
23 takes custody of, or in some cases title to, the property free of charge, but is responsible for
24 costs associated with picking up and transporting the property, preparing the property for use;
25 maintenance, and insurance; and

1 WHEREAS, A local firefighting agency that receives property through the FFP Program
2 must place the property into service and use the property for firefighting or emergency needs
3 for at least one year before the property may be disposed of, or returned to the FFP Program,
4 depending on the classification of the property; and

5 WHEREAS, The State of California, through the Department of Forestry and Fire
6 Protection (CAL Fire), has been approved by the federal government to administer the FFP
7 Program in California; and

8 WHEREAS, As the administrator of the FFP Program in California, CAL Fire enlists
9 local firefighting and emergency service cooperators and assists them in acquiring property
10 through the FFP Program; and

11 WHEREAS, To be eligible to receive property and equipment from CAL Fire through
12 the FFP Program, a firefighting agency must enter into a Local Cooperator Agreement with
13 CAL Fire and the agency's governing board or council must approve of its participation in the
14 FFP Program by Resolution; and

15 WHEREAS, The San Francisco Fire Department has evaluated the FFP Program and
16 determined that the Department could significantly benefit from joining as a local cooperator
17 so that it would have access to such property for use in the Department's fire suppression and
18 pre-suppression activities, emergency medical services, and disaster relief preparedness; and

19 WHEREAS, The Fire Department believes that the benefits of having access to and
20 acquiring ownership of the property for these purposes outweigh any costs associated with
21 transporting, remediating, and insuring the property; and

22 WHEREAS, By entering into the Local Cooperator Agreement, the Department is not
23 obligated to receive any property, but will have the ability to review and submit requisitions to
24 obtain property available through the FFP Program that it believes would be of use to the
25 Department; and

1 WHEREAS, Administrative Code, Section 10.100-305 generally requires the Board of
2 Supervisors to approve the acceptance and expenditure of any gift of cash or good with a
3 value of \$10,000 or more; and the Fire Department anticipates that its participation in the FFP
4 Program under the Cooperative Agreement could result in the acceptance and use of
5 equipment valued at \$10,000 or more; and

6 WHEREAS, The Fire Department recommends that the Board of Supervisors approve
7 the Fire Department’s participation in the FFP Program and authorize it to execute the Local
8 Cooperator Agreement for an initial term of three years and to accept property under the FFP
9 Program during this period that may be use of in its firefighting and emergency medical
10 service activities; and

11 WHEREAS, A copy of the Cooperative Agreement is on file in Board of Supervisors
12 File No. 220297; now, therefore, be it

13 RESOLVED, That the Board of Supervisors approves the San Francisco Fire
14 Department’s participation in the FFP Program; and, be it

15 FURTHER RESOLVED, That the Board of Supervisors authorizes the Fire Department
16 to enter into the FFP Program Local Cooperator Agreement with CAL Fire, on file with the
17 Clerk of the Board of Supervisors in File No. 220297, and approves the Department’s
18 acceptance and use of equipment as provided under that agreement without further approval
19 by the Board; and, be it

20 FURTHER RESOLVED, That within 30 days of the Local Cooperator Agreement being
21 fully executed by all parties, the Fire Department shall provide a copy of the final agreement to
22 the Clerk of the Board for inclusion in File No. 220297.

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