

1 [Approving the Hiring of Displaced Federal Firefighters]

2

3 **Resolution approving the hiring of permanent career civilian federal firefighters**
4 **displaced by the closure of the National Park Service Fire Station in the Presidio,**
5 **pursuant to the authority granted by California Government Code Section 53270.**

6

7 WHEREAS, California Government Code Section 53270 permits a local government,
8 when hiring additional firefighters, to appoint as a member a permanent career civilian federal
9 firefighter who meets specific criteria, upon approval of the local government's governing body
10 and notwithstanding any other provision of law; and

11 WHEREAS, The California legislature found that hiring of permanent career civilian
12 federal, state and local government firefighters by local governments was a matter of
13 statewide concern, and provided that the appointment authority in Government Code Section
14 53270 would take "precedence over any provision of, or any condition or circumstance arising
15 from a provisions of a charter, ordinance or resolution that governs employment of
16 firefighters;" and

17 WHEREAS, Under Section 53270, to effectuate the purposes of that Section, the
18 California Firefighter Joint Apprenticeship Program administers, prepares and circulates to
19 local governments a list of permanent career civilian firefighters eligible for appointment under
20 that Section; and

21 WHEREAS, The federal government, National Park Services (NPS), is ceasing to
22 provide fire and emergency medical services in the Presidio of San Francisco (Presidio), and
23 not later than September 30, 2010, will close its fire station in the Presidio. The federal
24 firefighters at the Presidio fire station have been providing fire and emergency medical
25 services to all of the Presidio, including "Area A" under the jurisdiction of the NPS and "Area

1 B" under the jurisdiction of the Presidio Trust (Trust), a wholly-owned United States
2 government corporation; and

3 WHEREAS, The City and County of San Francisco has negotiated agreements with the
4 NPS and the Trust for the San Francisco Fire Department (SFFD) to provide fire, emergency
5 medical and related services in the Presidio; and

6 WHEREAS, Not later than September 30, 2010, all Presidio firefighters will be
7 terminated from their positions as firefighters at the Presidio due to the closure of the Presidio
8 fire station; and

9 WHEREAS, Firefighters at the Presidio Station were notified that if they wished to seek
10 appointment to the SFFD, they could advise SFFD of their interest; and

11 WHEREAS, The SFFD conducted a selection process, including interviews of
12 interested Presidio firefighters, and has selected fifteen permanent career civilian federal
13 firefighters from the Presidio station for appointment, subject to the requirement that the
14 selected firefighters pass SFFD's minimum hiring qualifications regarding physical and
15 medical requirements, as well as the Candidate Physical Agility Test (CPAT) and a
16 background check; and

17 WHEREAS, All firefighters the SFFD selected meet the criteria for appointment set
18 forth in California Government Code Section 53270; and

19 WHEREAS, All firefighters the SFFD selected for appointment are on the list prepared
20 and circulated by the California Firefighter Joint Apprenticeship Program under Section
21 53270; and

22 WHEREAS, SFFD intends to offer a limited Fire Academy to introduce and orient the
23 federal firefighters selected for appointment to SFFD policies, procedures and practices; and

24 WHEREAS, the San Francisco Fire Department is in need of firefighters; and
25

1 WHEREAS, San Francisco Firefighters Union Local 798, IAFF, AFL-CIO does not
2 object to the SFFD hiring these fifteen Presidio firefighters; and

3 WHEREAS, On July 19, 2010, the Civil Service Commission approved appointment by
4 the SFFD of fifteen federal firefighters displaced from the Presidio; now, therefore, be it

5 RESOLVED, That the SFFD may appoint fifteen permanent career civilian federal
6 firefighters from the Presidio Fire Service, on the following conditions:

- 7 1. The SFFD must select for appointment Presidio firefighters who are on the list
8 prepared and circulated by the California Firefighter Joint Apprenticeship Program
9 under California Government Code Section 53270;
- 10 2. The SFFD shall hire twelve (12) displaced federal firefighters in the H2 Firefighter
11 classification;
- 12 3. The SFFD shall hire three (3) displaced federal firefighters in the H3, Level II
13 classification;
- 14 4. The SFFD shall appoint the federal firefighters within 48 months after termination
15 from their positions as federal firefighters at the Presidio;
- 16 5. SFFD shall not appointment a federal firefighter under this resolution unless that
17 individual passes SFFD's minimum hiring qualifications regarding physical and
18 medical requirements, as well as the CPAT and a background check; and
- 19 6. All firefighters appointed pursuant to this resolution are subject to the same
20 requirements of any other newly appointed SFFD firefighter, including successful
21 completion of a standard one year probation, subject to all applicable Civil Service
22 Commission Rules.



City and County of San Francisco

Tails
Resolution

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

File Number: 100966

Date Passed: August 10, 2010

Resolution approving the hiring of permanent career civilian federal firefighters displaced by the closure of the National Park Service Fire Station in the Presidio, pursuant to the authority granted by California Government Code Section 53270.

August 10, 2010 Board of Supervisors - ADOPTED

Ayes: 10 - Alioto-Pier, Campos, Chiu, Chu, Daly, Dufty, Elsbernd, Mar, Maxwell and Mirkarimi
Excused: 1 - Avalos

File No. 100966

I hereby certify that the foregoing
Resolution was ADOPTED on 8/10/2010 by
the Board of Supervisors of the City and
County of San Francisco.

Angela Calvillo
Clerk of the Board

Mayor Gavin Newsom

August 17, 2010
Date Approved