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

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

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

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

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

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

Mayor Breed; Supervisor Safai
BOARD OF SUPERVISORS
WHEREAS, A local firefighting agency that receives property through the FFP Program must place the property into service and use the property for firefighting or emergency needs for at least one year before the property may be disposed of, or returned to the FFP Program, depending on the classification of the property; and

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

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

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

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

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

WHEREAS, By entering into the Local Cooperator Agreement, the Department is not obligated to receive any property, but will have the ability to review and submit requisitions to obtain property available through the FFP Program that it believes would be of use to the Department; and
WHEREAS, Administrative Code, Section 10.100-305 generally requires the Board of Supervisors to approve the acceptance and expenditure of any gift of cash or good with a value of $10,000 or more; and the Fire Department anticipates that its participation in the FFP Program under the Cooperative Agreement could result in the acceptance and use of equipment valued at $10,000 or more; and

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

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

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

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

FURTHER RESOLVED, That within 30 days of the Local Cooperator Agreement being fully executed by all parties, the Fire Department shall provide a copy of the final agreement to the Clerk of the Board for inclusion in File No. 220297.
Resolution authorizing the San Francisco Fire Department to enter into a Local Cooperator Agreement to join the Firefighter Property Program, under which the Department may receive gifts of equipment for use in fire suppression or pre-suppression activities, providing emergency medical services, or supporting disaster relief activities for an initial term of three years.

September 28, 2022 Budget and Finance Committee - RECOMMENDED

October 18, 2022 Board of Supervisors - ADOPTED
Ayes: 11 - Chan, Dorsey, Mandelman, Mar, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

I hereby certify that the foregoing Resolution was ADOPTED on 10/18/2022 by the Board of Supervisors of the City and County of San Francisco.

Angela Calvillo
Clerk of the Board

London N. Breed
Mayor

Date Approved 10/28/22