



Legislation Details (With Text)

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Title: Approve a two-year MOU between the Alcohol, Tobacco, Firearms, and Explosives (ATF) and the Fresno Police Department to have six (6) part-time Task Force Officers (TFO) assigned to the ATF for an annual allotted federal overtime amount of \$19,180.25 for each TFO position, or a total of \$115,081.50 annually.

Sponsors: Police Department

Indexes:

Code sections:

Attachments: 1. MOU between ATF and Fresno PD for TFO positions

Date	Ver.	Action By	Action	Result
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REPORT TO THE CITY COUNCIL

April 8, 2021

FROM: PACO BALDERRAMA, Chief of Police
Police Department

BY: LARRY BOWLAN, Police Lieutenant
Investigations Division

SUBJECT

Approve a two-year MOU between the Alcohol, Tobacco, Firearms, and Explosives (ATF) and the Fresno Police Department to have six (6) part-time Task Force Officers (TFO) assigned to the ATF for an annual allotted federal overtime amount of \$19,180.25 for each TFO position, or a total of \$115,081.50 annually.

RECOMMENDATION

Staff recommends that City Council approve a two-year MOU with the Alcohol, Tobacco, Firearms, and Explosives (ATF) for six (6) parttime Task Force Officers (TFO) and allow the Chief of Police to pay the upfront overtime cost for the six (6) ATF - Task Force Officer positions in the maximum amount of \$115,081.50 annually. These overtime costs will be reimbursed to the police department annually by the ATF. This agreement (MOU) between the ATF and Fresno Police Department also authorizes the Chief of Police to execute all agreements, modifications, and

extensions on behalf of the City.

EXECUTIVE SUMMARY

The Agreement (MOU) between the Alcohol, Tobacco, Firearms, and Explosives (ATF) and the Fresno Police Department is to have six (6) parttime Task Force Officers (TFO) assigned to the ATF. The only upfront costs for these positions are the annual federal overtime allotted to each Task Force Officer (TFO) in the amount of \$19,180.25 per position. The police department would cover these costs through their annual department Patrol Support Fund budget. The ATF, like all federal agencies that have TFO positions from local municipalities on their task forces, will reimburse the police department annually for the overtime costs the department endures while the parttime TFO's are working ATF related investigations.

BACKGROUND

This Agreement will allow the department to pay the overtime of the Task Force Officer (TFO) positions through the police department's Patrol Support Fund budget. There are sufficient appropriations in FY21 for this Agreement and the costs have also been budgeted in the FY22 budget; with plans to continue with future budgets for as long as the Agreement is in effect. The ATF will then reimburse the police department annually for these costs, which is the standard throughout the country. Locally the police department has TFO's on several different federal agency task forces. The difference for all the other federal agency task forces is the police department usually only has 1 to 2 officers assigned to those task forces on a fulltime basis. This Agreement allows the police department to have one (1) Sergeant and five (5) officers assigned to the ATF - Task Force, on a parttime basis, while still working their regular fulltime assignments on the Fresno PD - Street Violence Bureau - Tactical Team.

The Agreement with ATF to become part of their task force allows for equipment, training, resources, and office space to be provided to the parttime TFO's by the ATF, at no additional costs to the police department or City of Fresno.

The Agreement has been approved as to form by the City Attorney's Office.

ENVIRONMENTAL FINDINGS

This is not a "project" for the purposes of CEQA, pursuant to CEQA Guidelines Section 15378.

LOCAL PREFERENCE

Local preference was not implemented as this does not include a bid or award of a construction or services contract. .

FISCAL IMPACT

The maximum cost of this Agreement will be \$115,081.50 in overtime costs (based on the annual allotted federal overtime amount of \$19,180.25 for each TFO position), which will be reimbursed by the ATF. There are sufficient appropriations in the Police Department's FY 21 Patrol Support Fund budget. The overtime cost and reimbursement for this agreement has also been budgeted in the Police Department's FY22 Patrol Support Fund budget and will continue with future

budgets for as long as the Agreement is in effect. There will be no impact to the general fund for this Agreement.

Attachments:

Agreement (MOU) between the ATF and Fresno Police Department.