



Metropolitan Nashville and Davidson County, TN

Legislation Text

File #: RS2021-999, **Version:** 1

A resolution to approve a Memorandum of Understanding (MOU) between the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), Metropolitan Nashville Police Department (MNPd), Metropolitan Nashville Fire Department (MNFD), and Tennessee Bureau of Investigation (TBI) as it relates to the Metro Nashville Arson & Explosives Task Force (MNAETF), which is a collective coordination of resources and assets to investigate the criminal misuse of fire and explosives in Nashville and surrounding areas.

WHEREAS, the Metropolitan Government of Nashville and Davidson County, acting by and through the Metropolitan Nashville Police Department, has entered into a MOU with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), Metropolitan Nashville Fire Department (MNFD), and Tennessee Bureau of Investigation (TBI); and,

WHEREAS, participation in MNAETF will enhance the investigation of criminal violations of law involving fire, arsons, and explosives within the Metro Nashville and surrounding areas; and,

WHEREAS, it is in the interest of the citizens of The Metropolitan Government of Nashville and Davidson County that this intergovernmental agreement be approved.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That the intergovernmental agreement by and between the ATF and The Metropolitan Government of Nashville and Davidson County, acting by and through the MNPd, NFD, and the TBI regarding participation in MNAETF, a copy of which is attached hereto and incorporated herein, is hereby approved, and the Metropolitan Mayor is authorized to execute the same.

Section 2. That this resolution shall take effect from and after its adoption, the welfare of The Metropolitan Government of Nashville and Davidson County requiring it.

Analysis

This resolution approves a memorandum of understanding among the federal Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF), the Tennessee Bureau of Investigation (TBI), the Metro Police Department, and the Fire Department for an arson and explosives task force. The purpose of the task force is to investigate crimes involving fire, arsons, and explosives in Davidson County. The ATF special agent in charge will have control over all operations of the task force. Each agency agrees to assign at least two task force officers. All task force officers must undergo a security clearance and background investigation by the ATF. The MOU includes provisions regarding the sharing of information, which must be solely for criminal investigation purposes. Each participating agency will pay the costs of its employees associated with the task force. ATF may separately reimburse overtime subject to availability of funds, but this MOU does not require any such funding. Any agency may withdraw from participation in the task force with 90 days written notice.

Tenn. Code Ann. § 12-9-104 authorizes the Metropolitan Government to enter into agreements with the state

and federal governments for cooperative projects by resolution approved by the Council.