

ORDINANCE NO. 6463

ADOPTING A MILITARY EQUIPMENT POLICY AND APPROVING THE USE,
ACQUISITION, AND SEEKING OF FUNDING FOR MILITARY EQUIPMENT

THE CITY OF ROSEVILLE ORDAINS:

SECTION 1.

- A. On September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481, relating to the use of military equipment by law enforcement agencies.
- B. Assembly Bill 481, codified at California Government Code sections 7070 through 7075, requires law enforcement agencies to obtain approval of the applicable governing body, by an ordinance adopting a “military equipment” use policy, at a regular meeting held pursuant to open meeting laws, prior to taking certain actions relating to the funding, acquisition, or use of military equipment. The term “military equipment” is defined in California Government Code section 7070(c).
- C. Assembly Bill 481 allows the governing body of a city to approve the funding, acquisition, and/or use of military equipment within its jurisdiction only if it makes specified findings.
- D. The proposed Roseville Police Department military equipment use policy is titled “Military Equipment”, Policy No. 706, within the Roseville Police Department Policy Manual.
- E. Roseville Police Department Policy No. 706 “Military Equipment”, along with a list of current “military equipment”, was published on the Roseville Police Department’s internet website on January 28, 2022 and has remained published. The Roseville Police Department Policy No. 706 “Military Equipment” was presented to City Council for the City of Roseville on March 2, 2022.
- F. The Roseville Police Department Policy No. 706 “Military Equipment” meets the requirements of California Government Code section 7070(d).

SECTION 2. The Council of the City of Roseville has reviewed the facts and findings made at the March 2, 2022, City Council meeting, and makes the following findings:

- A. The “military equipment” (as defined by California Government Code section 7070(c)) is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety;
- B. The proposed “Military Equipment” Policy No. 706 will safeguard the public’s welfare, safety, civil rights, and civil liberties;

- C. The current “military equipment” identified in “Military Equipment” Policy No. 706 and purchasing any future “military equipment” on the list of “military equipment” (as defined by California Government Code section 7070(c)) is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety;
- D. Prior “military equipment” use complied with the military equipment use policy that was in effect at the time;
- E. Roseville Police Department Policy No. 706 “Military Equipment” is approved and adopted and City Council authorizes the use, acquisition, and seeking of funds for all “military equipment” as defined by California Government Code section 7070(c) and Policy No. 706 “Military Equipment”.

SECTION 3. This ordinance shall be effective at the expiration of thirty (30) days from the date of its adoption.

SECTION 4. The City Clerk is hereby directed to cause this ordinance to be published in full at least once within fourteen (14) days after it is adopted in a newspaper of general circulation in the City, or shall within fourteen (14) days after its adoption cause this ordinance to be posted in full in at least three (3) public places in the City and enter in the Ordinance Book a certificate stating the time and place of said publication by posting.

PASSED AND ADOPTED by the Council of the City of Roseville this 16th day of March, 2022, by the following vote on roll call:

AYES COUNCILMEMBERS: Alvord, Rocucci, Mendonsa, Bernasconi

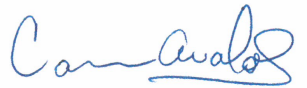
NOES COUNCILMEMBERS: None

ABSENT COUNCILMEMBERS: Houdesheldt



MAYOR

ATTEST:



City Clerk