

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA ACCEPTING THE CHULA VISTA POLICE
DEPARTMENT'S 2023 ANNUAL AB 481 MILITARY
EQUIPMENT REPORT AND RENEWING ORDINANCE NO.
3549 APPROVING THE CHULA VISTA POLICE
DEPARTMENT MILITARY USE POLICY

WHEREAS, on September 30, 2021, the Governor of the State of California approved AB 481, "Funding, Acquisition and Use of Military Equipment," which is codified in Chapter 12.8 of the California Government Code, sections 7070 to 7075; and

WHEREAS, AB 481 requires a law enforcement agency to obtain annual approval of a military equipment policy by its governing body in order to seek funding for, acquire new, or use existing military equipment; and

WHEREAS, AB 481 requires a law enforcement agency to develop a written policy that includes a description of each type of military equipment, its purpose and use, the fiscal impact of such equipment, the rules that govern use of such equipment, and the mechanisms in place to assure compliance with the policy; and

WHEREAS, on May 3, 2022, the Chula Vista City Council reviewed the Chula Vista Police Department's Military Equipment Policy, Policy 714, determined it to be compliant with Government Code section 7071(d), and approved it via Ordinance No. 3520; and

WHEREAS, on May 23, 2023, the Chula Vista City Council approved the amended Chula Vista Police Department Military Equipment Policy, Policy 714, in accordance with Government Code sections 7071(a) and 7071(e), via Ordinance No. 3549; and

WHEREAS, on April 9, 2024, the Chula Vista City Council received the Chula Vista Police Department's 2023 Annual Military Equipment Report ("Annual Report") pursuant to Government Code section 7072; and

WHEREAS, on April 9, 2024, the Chula Vista City Council reviewed Ordinance No. 3549 in accordance with Government Code section 7071(e).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it makes the following finding: The City Council has reviewed Ordinance No. 3549 in accordance with Government Code 7071(e) and determined that each type of military equipment identified in the 2023 Annual Military Equipment Report complies with the standards of approval set forth in Government Code section 7071(d).

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NOW, THEREFORE, BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista, that it accepts the 2023 Annual Military Equipment Report and renews Ordinance No. 3549.

Presented by

Approved as to form by

Roxana Kennedy
Chief of Police

Marco A. Verdugo
City Attorney