

RESOLUTION NO. 2023-39

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CLEARLAKE
RENEWING ITS MILITARY EQUIPMENT POLICY**

WHEREAS, on September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481 (“AB 481”), adding Chapter 12.8, “Funding, Acquisition and Use of Military Equipment”, to Division 7 of Title 1 of the Government Code (sections 7070 – 7075), relating to the use of military equipment by California law enforcement agencies; and

WHEREAS, AB 481 seeks to provide transparency, oversight, and an opportunity for meaningful public input on decisions regarding whether and how military equipment is funded, acquired, or used; and

WHEREAS, AB 481 requires, inter alia, the Police Department submit to the City Council an annual military equipment report for each type of military equipment approved by the City Council; and

WHEREAS, The City Council shall review its Ordinance approving the funding, acquisition, or use of military equipment at least annually and vote on whether to renew the Ordinance at a regular meeting; and

WHEREAS, The City Council shall determine, based on the annual military equipment report submitted, whether each type of military equipment identified in that report has complied with the standards for approval set forth in its Ordinance; and

WHEREAS, The City Council has reviewed the annual military report submitted by the Police Department and determined the military equipment has complied with the standards for approval set forth in its Ordinance; and

WHEREAS, The City Council voted to renew Ordinance No. 261-2022 by resolution of the City Council set forth below.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CLEARLAKE, CALIFORNIA, DOES RESOLVE AS FOLLOWS:

SECTION 1. The above recitals are true and correct and are a substantial part of this resolution.

SECTION 2. City of Clearlake Ordinance No. 261-2022 is hereby renewed.

SECTION 3. The City Clerk shall certify to passage and adoption thereof.

PASSED AND ADOPTED by the City Council of the City of Clearlake, County of Lake, State of California, on this 7st day of September 2023, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

ATTEST: _____
City Clerk

Mayor