

## **RESOLUTION NO. 11394**

### **A RESOLUTION RENEWING ORDINANCE NO. 1326 AND DETERMINING THAT SPECIFIED “MILITARY EQUIPMENT” USED BY THE FOLSOM POLICE DEPARTMENT HAS COMPLIED WITH STANDARDS FOR APPROVAL SET FORTH IN STATE LAW**

**WHEREAS**, on September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481, relating to the use of “military equipment” by law enforcement agencies; and

**WHEREAS**, Assembly Bill 481, codified at Government Code section 7070 through 7075, requires law enforcement agencies to obtain approval from the applicable governing body, by an ordinance adopting a “military equipment” use policy, at a regular meeting held pursuant to open meeting law, before taking certain actions related to the funding, acquisition, or use of “military equipment”; and

**WHEREAS**, the term “military equipment” is defined in Government Code section 7070; and

**WHEREAS**, on May 24, 2022, the City Council adopted Ordinance No. 1326 approving the Folsom Police Department’s Military Equipment Use Policy in compliance with Assembly Bill 481; and

**WHEREAS**, Assembly Bill 481 requires law enforcement agencies to submit an annual military equipment report containing specified information to the applicable governing body; and

**WHEREAS**, Assembly Bill 481 requires the governing body of a law enforcement agency to review its “military equipment” ordinance at least annually and vote on whether to renew the ordinance at a regular meeting held pursuant to open meeting law; and

**WHEREAS**, Assembly Bill 481 requires the governing body to determine whether each type of military equipment identified in the annual military equipment report has complied with specified standards for approval in association with the annual renewal of the ordinance; and

**WHEREAS**, the annual military equipment report was submitted to the City Council at the July 9, 2024 meeting.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Folsom makes the following determinations after reviewing the annual military equipment report submitted by the Folsom Police Department:

1. Each type of military equipment identified in the report is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety.

2. Police Policy 707 will safeguard the public's welfare, safety, civil rights, and civil liberties.
3. No new military equipment is proposed for purchase at this time.
4. Prior military equipment use complied with Police Policy 707.

**BE IT FURTHER RESOLVED** that the City Council of the City of Folsom has reviewed and hereby renews Ordinance No. 1326 in accordance with Government Code section 7071.

**PASSED AND ADOPTED** this 10<sup>th</sup> day of June 2025, by the following roll-call vote:

**AYES:** Councilmember(s):

**NOES:** Councilmember(s):

**ABSENT:** Councilmember(s):

**ABSTAIN:** Councilmember(s):

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Sarah Aquino, MAYOR

ATTEST:

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Christa Freemantle, CITY CLERK