



County of Sonoma

State of California

Date: May 14, 2024

Item Number: _____

Resolution Number: _____

4/5 Vote Required

Resolution Of The Board Of Supervisors Of The County Of Sonoma, State Of California, making required findings pursuant to Assembly Bill 481 regarding Sonoma County Ordinance No. 6383, military equipment use policy

Whereas, on May 24, 2022, the Sonoma County Board of Supervisors adopted Ordinance No. 6383 pursuant to Assembly Bill (AB) 481 (Government Code Section 7071), adopting a military equipment use policy for the Sonoma County Sheriff's Office;

Whereas, AB 481 (Government Code Section 7072) requires the Sonoma County Sheriff's Office to submit an annual military equipment report to the Board of Supervisors, containing the information required in Government Code Section 7072(a);

Whereas, AB 481 (Government Code Section 7071(e)) requires the Board of Supervisors to determine whether each type of military equipment identified in the annual equipment report has complied with the standards for approval set forth in Government Code Section 7071(d);

Whereas, AB 481 (Government Code Section 7071(e)) further requires the Board of Supervisors to review Ordinance No. 6383 and, subject to the determination that each type of military equipment identified in the annual military equipment report has complied with the standards for approval set forth in Government Code Section 7071(d), vote on whether the Ordinance remains in effect in its current form or needs any amendments to ensure compliance with the standards set forth in Government Code Section 7071(d) on an annual basis at a regular meeting; provided that if the Board of Supervisors determines that a type of military equipment identified in the annual military equipment report has not complied with the standards for approval

set forth Government Code Section 7071(d), the Board of Supervisors shall either disapprove a renewal of the authorization for that type of military equipment or require modifications to the military equipment use policy in a manner that will resolve the lack of compliance;

Whereas, the Sonoma County Board of Supervisors, having received the information required under AB 481 (Government Code Sections 7071 and 7072), now determines that each type of military equipment identified in the annual military equipment report for calendar year 2023 has complied with the standards for approval set forth in Government Code Section 7071(d), namely that

(A) The military equipment inventoried and presented to the Board of Supervisors is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety;

(B) The proposed military equipment use policy will safeguard the public's welfare, safety, civil rights, and civil liberties;

(C) The equipment is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety (if any);

(D) Prior military equipment use complied with the applicable equipment use policy (which included equipment now defined as military equipment) that was in effect at the time, or if prior uses did not comply with the accompanying military equipment use policy, corrective action has been taken to remedy nonconforming uses and ensure future compliance;

Whereas, the Sonoma County Board of Supervisors, having made the required determination and having reviewed Ordinance No. 6383, finds that it complies with the standards for approval set forth in Government Code Section 7071(d) and satisfies the requirements of AB 481, and further finds that no modifications to Ordinance No. 6383 are required (Government Code Section 7071(e));

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Now, Therefore, Be It Resolved that Sonoma County Ordinance No. 6383, military equipment use policy, complies with the standards for approval set forth in Government Code Section 7071(d) and satisfies the requirements of AB 481;

Be It Further Resolved that Sonoma County Ordinance No. 6383, military equipment use policy, shall remain in effect in its current form.

The Board of Supervisors shall review Ordinance No. 6383 again next year pursuant to AB 481 after receiving the annual military equipment report from the Sheriff's Office for calendar year 2024.

Supervisors:

Gorin:

Rabbitt:

Gore:

Hopkins:

Coursey:

Ayes:

Noes:

Absent:

Abstain:

So Ordered.