



CITY OF GLENDALE, CALIFORNIA REPORT TO THE CITY COUNCIL

AGENDA ITEM

Report: The Police Department's 2023 Specialized Equipment Use Report

1. Motion to note and file this report.

COUNCIL ACTION

Item Type: Consent Calendar

Approved for November 5, 2024 **calendar**

EXECUTIVE SUMMARY

Pursuant to Government Code § 7070, the Glendale Police Department must obtain the City Council's annual approval to use Military Equipment/Specialized Equipment, as the term is defined in Government Code § 7070(c). Specialized Equipment supports the Glendale Police Department's mission of protecting Glendale while preserving trust.

RECOMMENDATION

That the City Council approve a motion to note and file this report.

ANALYSIS

Pursuant to Government Code § 7072(a), the Glendale Police Department must obtain the City Council's annual approval to use Specialized/Military Equipment, as defined in Government Code § 7070(c). In April 2022, the Glendale City Council passed an ordinance adopting the Specialized Equipment Use Policy (Policy 705) which satisfied the requirements of the code.

The equipment identified as "military equipment" in Government Code § 7070 is referred to as "specialized equipment" in Policy 705. Policy 705 describes the obligations outlined in the Government Code, which include, but are not limited to, the Glendale Police Department submitting an annual Specialized Equipment Use Report to the City Council that includes an inventory of the Specialized Equipment possessed or used by the Department.

The annual specialized equipment use report shall, at a minimum, include the following information for the immediately preceding calendar year for each type of military equipment as defined in Government Code § 7070:

- A summary of how the specialized equipment was used and the purpose of its use.
- A summary of any complaints or concerns received concerning the specialized equipment.
- The results of any internal audits, any information about violations of the specialized equipment use policy, and any actions taken in response.
- The total annual cost for each type of specialized equipment including acquisition, personnel training, transportation, maintenance, storage, upgrade, and any other ongoing costs and from what source funds will be provided for the specialized equipment in the calendar year following submission of the annual specialized equipment use report.
- The quantity possessed for each type of specialized equipment.
- If the department intends to acquire additional specialized equipment in the next year the quantity sought for each type of equipment.

Specialized Equipment is described in Government Code § 7070 (1-15) as the following:

- Unmanned remotely piloted powered aerial or ground vehicles.
- Mine-resistant ambush protected (MRAP) vehicles or armored personnel carriers.
- High mobility multipurpose wheeled vehicles, 2 1/2 ton trucks, 5 ton trucks, or wheeled vehicles that have a breaching or entry apparatus attached.
- Tracked armored vehicles that provide ballistic protection to their occupants.
- Command and control vehicles that are either built or modified to facilitate the operational control and direction of public safety units.
- Weaponized aircraft vessels or vehicles of any kind.
- Battering rams, slugs, and breaching apparatuses that are explosive in nature. This does not include a handheld one-person ram.
- Firearms of .50 caliber or greater, excluding standard issue shotguns.
- Ammunition of .50 caliber or greater, excluding standard issue shotgun ammunition.
- Specialized firearms and ammunition of less than .50 caliber including assault weapons as defined in Sections 30510 and 30515 of the Penal Code, with the exception of standard issue service weapons and ammunition of less than .50 caliber that are issued to officers, agents, or employees of a law enforcement agency.
- Any firearm or firearm accessory that is designed to launch explosive projectiles.
- “Flashbang” grenades and explosive breaching tools, “tear gas,” and “pepper balls,” excluding standard, service-issued handheld pepper spray.
- Taser Shockwave, microwave weapons, water cannons, and the Long Range Acoustic Device (LRAD).
- The following projectile launch platforms and their associated munitions: 40mm projectile launchers, “bean bag,” rubber bullet, and specialty impact munition (SIM) weapons.
- Any other equipment as determined by a governing body or a state agency to require additional oversight.

See Attachment “A” titled “Glendale Police Department 2023 Specialized Equipment Use Report” which includes the necessary reporting requirements of Government Code § 7072(a).

STAKEHOLDERS/OUTREACH

In accordance with Government Code § 7072 (b); Policy 705 - Specialized / Military Equipment Use and the Glendale Police Department 2023 Specialized Equipment Use Report was posted on the Transparency Reports section of the Glendale Police Department website on August 23, 2024. After 30 days of submitting and publicly releasing the annual Specialized Equipment Use Report, pursuant to this section, a well-publicized and conveniently located community engagement meeting shall be held. The meeting was announced during Community Event Announcements at the Council Meeting held on August 27, 2024, along with several weekly announcements / reminders on the Police Department’s and City’s social media outlets. A public hearing presenting the report was held on September 25, 2024, in the Rick Reyes Community Room.

FISCAL IMPACT

Future costs to restock inventory and maintain equipment will be planned during the Police Department’s annual budget process.

ENVIRONMENTAL REVIEW (CEQA/NEPA)

The action being considered does not constitute a “project” within the meaning of the CEQA pursuant to CEQA Guidelines Section 15378(a) as it has no potential for resulting in either a direct physical change in the environment or a reasonable foreseeable indirect physical change in the environment.

CAMPAIGN DISCLOSURE

This item is exempt from campaign disclosure requirements.

ALTERNATIVES TO STAFF RECOMMENDATION

Alternative 1: Elect not to note and file the report. If such an election is made, the city may not be in compliance with the annual reporting requirements as required by Government Code § 7070.

Alternative 2: The City Council may consider any other alternative not proposed by staff

ADMINISTRATIVE ACTION

Submitted by:

Manuel Cid, Police Chief

Prepared by:

Alex Krikorian, Police Lieutenant

Approved by:

Roubik R. Golanian, P.E., City Manager

EXHIBITS/ATTACHMENTS

Attachment A – “Glendale Police Department 2023 Specialized Equipment Use Report”.