



City Council Communication

Meeting Date: 3/18/2026

Item #: VI.9

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14

Title:	Second Reading - Roseville Municipal Code Ordinance - Military Equipment Policy
Contact:	Scott Blynn

SUMMARY

Staff recommends approval of an ordinance for second reading renewing Ordinance 6463 and readopting and continuing Roseville Police Department Policy No. 706, titled "Military Equipment", thereby authorizing the Roseville Police Department's continued use of "military equipment", as defined by Government Code Section 7070.

RECOMMENDATION

Staff recommends approval of an ordinance for second reading renewing Ordinance 6463 and readopting and continuing Roseville Police Department Policy No. 706, titled "Military Equipment", thereby authorizing the Roseville Police Department's continued use of "military equipment", as defined by Government Code Section 7070.

BACKGROUND

Brief History of AB 481

Assembly Bill 481 ("AB 481"), signed by Governor Newsom in September 2021, required that law enforcement agencies obtain approval from the agency's governing body (here, the City Council) prior to purchasing or acquiring military equipment, using military equipment, and/or collaborating with other law enforcement agencies in the deployment or use of military equipment within the governing body's territorial jurisdiction.

Such approval by the City Council was required to be in the form of an Ordinance, adopting a publicly released, written military equipment policy. AB 481 also required that the military equipment policy address a number of specific topics, including the type, quantity, capabilities, purposes, and authorized uses of each type of military equipment, the fiscal impact of their acquisition and use, the legal and procedural rules that govern their use, the training required by any officer allowed to use the equipment, the mechanisms in place to ensure policy compliance, and the procedures by which the public may submit complaints. To adopt such an Ordinance, the City Council was also required to make the following findings:

1. The military equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety.
2. The proposed military equipment use policy will safeguard the public's welfare, safety, civil rights, and civil liberties.
3. If purchasing the equipment, the equipment is reasonably cost effective compared to

available alternatives that can achieve the same objective of officer and civilian safety.

4. Prior military equipment use complied with the military equipment use policy 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.

City's Original Adoption of Military Equipment Policy

At its March 1, 2022 meeting, the City Council was presented with Ordinance 6463, which included the findings required by AB 481 and, if adopted, would approve and adopt a Military Equipment policy for the Roseville Police Department. The City Council elected to move forward with the Military Equipment Policy and introduced Ordinance 6463 for first reading that evening. At its March 15, 2022 meeting, the City Council completed the second reading and adopted Ordinance 6463, thereby approving and adopting Roseville Police Department Policy No. 706, titled "Military Equipment".

Annual Review and Renewal of Military Equipment Policy

AB 481 further requires that the City Council review any ordinance adopted pursuant to AB 481 at least annually, and to vote on whether to "renew" the ordinance. In making this decision, the City Council is required to determine whether each type of military equipment owned by the City complied with the findings originally made during adoption of the ordinance. This determination is to be based on an annual "report" prepared by the Police Department that includes at least the following information for each type of military equipment approved for use:

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

This annual report must also be made publicly available on the Police Department's website, and the Department must hold at least one well-publicized and conveniently located community engagement meeting at which the general public may discuss and ask questions

regarding the annual military equipment report and the Department's funding, acquisition, or use of military equipment.

Prior Renewals

The City's Military Equipment policy for the Roseville Police Department was renewed for the first time in 2023. The Roseville Police Department prepared an Annual Report that covered the initial reporting period of April 16, 2022 (the day the Department's Military Equipment Policy first became effective) to December 31, 2022. The Report included all of the information required by AB 481, was published on the Department's webpage, and the Roseville Police Department held the requisite community engagement meeting. In March 2023, the City Council introduced and thereafter approved an uncodified ordinance readopting and continuing the Roseville Police Department's Military Equipment Policy. The Military Equipment Policy has been renewed in the same manner each year since.

Roseville Police Department Annual Report & Current Renewal of the Military Equipment Policy

The Roseville Police Department has prepared an Annual Report that covers the reporting period of January 1, 2025 to December 31, 2025. The Report, attached herewith, includes all of the information required by AB 481 and was published on the Department's webpage on February 5, 2026. The Roseville Police Department also held a community engagement meeting on February 10, 2025, at 5:00 p.m. at the Roseville Police Department. The general public was invited to attend the meeting to discuss and ask questions regarding the annual military equipment report and the Department's funding, acquisition, or use of military equipment. Notice of the meeting was published on the City's main webpage, the City events calendar, and the City's and Police Department's social media pages. Approximately 4 members of the community attended the meeting, and no community members expressed any opposition to or concern with the Annual Report or the Department's Military Equipment Policy.

Council Action to Renew the Ordinance and Military Equipment Policy

As noted above, AB 481 requires that the City Council "review" the military equipment ordinance, annual report, and policy, and make a determination as to whether the type of military equipment included in the policy has complied with the standards of approval originally adopted by Council. If determined to comply, the governing body can "vote to renew the ordinance" and the corresponding Military Equipment Policy. Because "renewal" of an ordinance is not a traditional City action, it is recommended that Council adopt a new uncodified ordinance making all relevant findings, renewing Ordinance 6463, and readopting and continuing the Roseville Police Department's Military Equipment Policy. No substantive changes are being made to the Military Equipment Policy. Copies of the proposed ordinance and Roseville Police Department Policy No. 706, titled "Military Equipment", are attached.

It is recommended that Council introduce for first reading an uncodified ordinance renewing Ordinance 6463 and readopting and continuing Roseville Police Department Policy No. 706, titled "Military Equipment", which will allow for the continued use of "military equipment" as defined by Government Code section 7070.

FISCAL IMPACT

There is no fiscal impact associated with the proposed policy as the equipment identified in the "Military Equipment" policy has already been acquired and budgeted for. Any future equipment would be subject to approved budgets at the time of acquisition and approval.

ENVIRONMENTAL REVIEW

The California Environmental Quality Act (CEQA) does not apply to activities that will not result in a direct or reasonably foreseeable indirect physical change in the environment, or is otherwise not considered a project as defined by CEQA Statute Section 21065 and CEQA State Guidelines Section 15060(c)(3) and Section 15378. The proposed Ordinance meets the above criteria and is not subject to CEQA. No additional environmental review is required.

CITY COUNCIL STRATEGIC PLAN/OVERARCHING GOALS

1. Ensure a safe and healthy community
6. Deliver exceptional City services
5. Support community engagement and advocacy

Respectfully Submitted,
Scott Blynn

Troy Bergstrom, Police Chief

ATTACHMENTS:

1. Ordinance 7052

REVIEWERS:

Arleta Wagenhals, City Clerk Department
Katrina Six, City Clerk Department
Michelle Sheidenberger, City Attorney Department

Created/Initiated - 3/5/2026
Approved - 3/5/2026
Final Approval - 3/5/2026

ORDINANCE NO. 7052

RENEWING CITY OF ROSEVILLE ORDINANCE 6463 AND READOPTING
AND CONTINUING ROSEVILLE POLICE DEPARTMENT POLICY NO. 706,
TITLED “MILITARY EQUIPMENT”

THE CITY OF ROSEVILLE ORDAINS:

SECTION 1.

- A. On September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill 481, relating to the use of military equipment by law enforcement agencies. Assembly Bill 481, codified at California Government Code sections 7070 through 7075, requires law enforcement agencies to obtain approval of the applicable governing body, by an ordinance adopting a “military equipment” use policy, at a regular meeting held pursuant to open meeting laws, prior to taking certain actions relating to the funding, acquisition, or use of military equipment. The term “military equipment” is defined in California Government Code section 7070(c). Assembly Bill 481 allows the governing body of a city to approve the funding, acquisition, and/or use of military equipment within its jurisdiction only if it makes specified findings.
- B. At its March 1, 2022 meeting, the City Council was presented with Ordinance 6463, which included the findings required by AB 481 and, if adopted, would approve and adopt a Roseville Police Department Policy No. 706, titled “Military Equipment”. The proposed Military Equipment Policy was consistent with AB 481 and based on a model policy utilized by many other law enforcement agencies in California. The City Council elected to move forward with the Military Equipment Policy and introduced Ordinance 6463 for first reading that evening.
- C. At its March 15, 2022 meeting, the City Council completed the second reading and adopted Ordinance 6463, thereby approving and adopting Roseville Police Department Policy No. 706, titled “Military Equipment”. Through adoption of Ordinance 6463, the City Council also made the following findings:
1. The “military equipment” (as defined by California Government Code section 7070(c)) is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety;
 2. The “Military Equipment” Policy No. 706 will safeguard the public’s welfare, safety, civil rights, and civil liberties;
 3. The current “military equipment” identified in “Military Equipment” Policy No. 706 and purchasing any future “military equipment” on the list of “military equipment” (as defined by California Government Code section 7070(c)) is reasonably cost effective compared to available

alternatives that can achieve the same objective of officer and civilian safety; and

4. Prior “military equipment” use complied with the military equipment use policy that was in effect at the time.

D. AB 481 further requires that the City Council review any ordinance adopted pursuant to AB 481 at least annually, and to vote on whether to “renew” the ordinance. In making this decision, the City Council is required to determine whether each type of military equipment owned by the City complied with the findings originally made during adoption of the ordinance. This determination is to be based on an annual report prepared by the Police Department that includes at least the following information for each type of military equipment approved for use:

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

The annual report must also be made publicly available on the Roseville Police Department’s webpage, and the Department must also hold at least one well-publicized and conveniently located community engagement meeting at which the general public may discuss and ask questions regarding the annual military equipment report and the Department’s funding, acquisition, or use of military equipment.

E. On February 5, 2026, the Roseville Police Department published its Annual Report regarding AB 481 and the Military Equipment Policy to the Department’s webpage. The Report covers the reporting period of January 1,

2025, through December 31, 2025, and includes all information required by AB 481. The Roseville Police Department also held a community engagement meeting on February 10, 2026, at 5:00 p.m. at the Roseville Police Department. The meeting was well-publicized, and the general public was invited to attend to discuss and ask questions regarding the annual military equipment report and the Department's funding, acquisition, or use of military equipment.

- F. On March 4, 2026, the Annual Report for the period of January 1, 2025 through December 31, 2025, regarding AB 481 and the City of Roseville Police Department's Military Equipment Police was submitted to the City Council pursuant to Government Code section 7072.

SECTION 2. The City Council of the City of Roseville makes the following findings:

- A. The City Council has reviewed Ordinance 6461, which was adopted pursuant to AB 481 and approved the funding, acquisition, or use of "military equipment" and approved and adopted Roseville Police Department Policy No. 706, titled "Military Equipment".
- B. The City Council was presented with the Annual Report, covering the period of January 1, 2025 through December 31, 2025, prepared by the Roseville Police Department pursuant to Government Code sections 7071 and 7072.
- C. Based on the Annual Report prepared by the Roseville Police Department and submitted to the City Council, the City Council determines that each type of "military equipment" identified in the Report has complied with the standards of approval set forth in Government Code section 7071, subsection (d), and adopted by the City Council through Ordinance 6463.
- D. The Roseville Police Department Policy No. 706, titled "Military Equipment", meets all requirements of Government Code sections 7070 – 7075.
- E. Ordinance 6463 is renewed and Roseville Police Department Policy No. 706, titled "Military Equipment", is approved and readopted.

SECTION 3. This ordinance shall be effective at the expiration of thirty (30) days from the date of its adoption.

SECTION 4. The City Clerk is hereby directed to cause this ordinance to be published in full at least once within fourteen (14) days after it is adopted in a newspaper of general circulation in the City, or shall within fourteen (14) days after its adoption cause this ordinance to be posted in full in at least three (3) public places in the City and enter in the Ordinance Book a certificate stating the time and place of said publication by posting.

PASSED AND ADOPTED by the Council of the City of Roseville this 18th day of March 2026, by the following vote on roll call:

AYES COUNCILMEMBERS: Alvord, Bernasconi, Houdesheldt, Mendonsa, Roccucci

NOES COUNCILMEMBERS: None

ABSENT COUNCILMEMBERS: None



MAYOR

ATTEST:



City Clerk