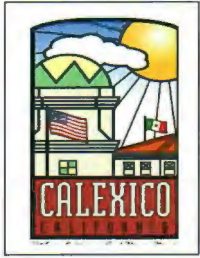


**AGENDA
ITEM**

12



CITY COUNCIL AGENDA STAFF REPORT

DATE: July 19, 2023

TO: Mayor and City Council

APPROVED BY: Esperanza Colio Warren, City Manager

REVIEWED BY: Esperanza Colio Warren, City Manager

PREPARED BY: Victor Legaspi, Interim Police Chief

SUBJECT: Urgency Ordinance Adopting Police Department Military Equipment Use Policy for 120 Days

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Recommendation:

Staff recommends that the City Council adopt an Urgency Ordinance adding Chapter 13.60 to the Calexico Municipal Code adopting a military equipment use policy consistent with the requirements of Assembly Bill 481 for an additional 120 days while staff conducts public outreach and brings back a regular ordinance for City Council approval.

Background:

AB481 requires a law enforcement agency (LEA) to obtain approval from the applicable governing body by adopting a Military Equipment Use Policy by Ordinance before the LEA funding, acquiring, or using military equipment. The Calexico Police Department seeks City Council approval of the attached Urgency Ordinance to allow Calexico Police Department to continue using the vital equipment specified therein and purchase said equipment as needed until community outreach and final adoption of a regular Ordinance can be achieved.

Effective January 1, 2022, LEAs within California are required to abide by the rules set forth within AB 481, defining military equipment, requiring approval by the City Council, and public engagement for the use and acquisition of military equipment. The Calexico Police Department has responsibly purchased and utilized this equipment within the community for decades without misuse or abuse. AB 481 requires a LEA to make public its policy on the LEA website for at least thirty (30) days before a mandatory public hearing where the public may comment on the policy before City Council decides to adopt it or not. The policy was published on October 13, 2022, on the city website for the public.

The term "military equipment," as used in AB 481, does not necessarily indicate the equipment the military has used. "Military equipment" includes, but is not limited to, unmanned aerial or

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ground vehicles, armored vehicles, command and control vehicles, pepper balls, less lethal shotguns, less lethal 40mm projectile launchers, long-range acoustic devices, and flashbangs. These items provide peace officers with the ability to safely resolve volatile situations which otherwise might rise to the level of a lethal force encounter. These tools have been tested in the field and are used by LEAs to enhance citizen safety and officer safety. The loss of these items would jeopardize the welfare of citizens and peace officers within the Calexico Police Department.

Discussion and Analysis:

The Calexico Police Department has followed the requirements per AB 481 to create a Military Equipment Use Policy (“Policy”) and posted it on the department’s website for the public to view and provide comments, complaints, and concerns. Calexico Police Policy 1020 is also posted on the department’s website. It provides an established process for the public to send comments, complaints, and concerns to be addressed promptly and appropriately.

At its regular meeting of February 15, 2023, the City Council approved the introduction and first reading of Ordinance No. 2023-1228 adopting and codifying such Policy in accordance with AB 481. On March 1, 2023, the City Council adopted the Ordinance, which became effective on March 31, 2023 for 120 days so that staff could conduct public outreach and bring back a final Policy for adoption. Since then, the former Interim Police Chief retired and a new Interim Police Chief started in June. During this transition, the Police Department has not been able to adequately conduct public outreach and bring the a regular ordinance back for final approval.

Staff is recommending that the City Council adopt the attached Urgency Ordinance so that the Police Department retains the ability to use military equipment until public outreach is conducted and a new regular ordinance is adopted. A lapse in being able to operate under the Policy could curtail the Police Department’s ability to use less-lethal tools, and hinder the effectiveness of Police Department in preventing and addressing crime in the City, which in turn, would put the health, safety, and welfare of citizens at increased risk. Therefore, it is requested that the Council review and approve the attached Urgency Ordinance and provide the Interim Chief of Police or Future Chief of Police direction to conduct outreach and bring back a regular ordinance for its first reading within the next few months.

This Urgency Ordinance would remain in effect through November 26, 2023. This date represents 120 days from the sunset date of Ordinance No. 2023-1228; the sunset date being July 29, 2023.

Fiscal Impact:

There will be no financial impact on the Calexico General Fund.

Attachment(s):

1. Urgency Ordinance No. _____
2. Military equipment inventory.

URGENCY ORDINANCE NO. 2023-_____

**AN URGENCY ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF CALEXICO, CALIFORNIA, ADDING
CHAPTER 13.60 TO THE CALEXICO MUNICIPAL CODE
TO ESTABLISH A MILITARY EQUIPMENT USE POLICY
CONSISTENT WITH THE REQUIREMENTS OF
ASSEMBLY BILL NO. 481 AND SETTING FORTH FACTS
CONSTITUTING SUCH URGENCY**

The City Council of the City of Calexico does hereby ordain as follows:

SECTION 1. Findings.

A. On September 30, 2021, Governor Gavin Newsom signed into law Assembly Bill No. 481 (“AB 481”), relating to the use of military equipment by law enforcement agencies and which requires law enforcement agencies to adopt a military equipment use policy (“Policy”) prior to taking certain actions relating to the funding, acquisition, or use of military equipment as defined by the law.

B. AB 481, codified at 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 Government Code Section 7070 and in proposed Calexico Municipal Code section 13.1.000.

C. AB 481 requires adoption of the Policy by City Council before the law enforcement agency can take action to request military equipment as defined by the statute: seek funds (such as grants or in-kind donations) for acquiring military equipment; actually acquire military equipment, either permanently or temporarily by owning, borrowing, or leasing; collaborate with other law enforcement agencies to deploy or use military equipment in the agency’s territorial jurisdiction; use new or existing military equipment in a manner not previously subject to AB 481 scope; solicit or respond to a proposal for, or enter into an agreement with, any person or entity to seek funds for, apply for, acquire, use, or collaborate in using military equipment; or to acquire military equipment through any other means not specifically detailed in the statute.

D. AB 481 allows the governing body of a city to approve the funding, acquisition, or use of defined military equipment within its jurisdiction only if it makes specified determinations.

E. The Calexico Police Department has developed such a Policy in coordination with Lexipol. The policy is contained in the Calexico Police Department Policy Manual as Policy 706.

F. The Calexico Police Department posted the draft policy on its website on September 1, 2022, and more than 30 calendar days elapsed before the City Council conducted a

first reading of the proposed Ordinance codifying the Policy. The Policy is currently posted on the Police Department's website.

G. At the February 15, 2023 regularly scheduled City Council meeting, the City Council conducted a public hearing to consider the Policy, the Police Department's presentation, and public testimony. Based on the foregoing, the City Council found as follows:

i. The use of military equipment, as that term is defined in Assembly Bill No. 481, is necessary because there is no reasonable alternative to that sort of equipment that can efficiently achieve the same objective of officer and civilian safety.

ii. The proposed military equipment use policy will safeguard the public's welfare, safety, civil rights, and civil liberties.

iii. Experience shows that when purchasing the equipment, the equipment defined as "military equipment" in Assembly Bill No. 481 is reasonably cost-effective compared to available alternatives that do not meet the definition of "military equipment" set forth in Assembly Bill No. 481, that can achieve the same objective of officer and civilian safety; and

iv. Prior use of equipment by the Calexico Police Department that is now defined as "military equipment" by Assembly Bill No. 481, 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 non-conforming uses and ensure future compliance.

H. On March 1, 2023, the City Council adopted Ordinance No. 2023-1228 adopting the Policy, which went into effect on March 31, 2023 for 120 days through July 29, 2023.

I. The City Council finds and declares this ordinance to be an urgency measure, to take effect immediately upon its adoption, pursuant to Government Code § 36937(b). The facts constituting the emergency are as follows:

i. The Police Department has been diligently preparing the Policy since AB 481 was signed into law.

ii. The Policy went into effect on March 31, 2023 for a period of 120 days during which the Police Department would conduct outreach.

iii. During this time, the police chief retired June 19, 2023 and the current interim chief started on June 20, 2023. Due to this transition, the intended public outreach was unable to be completed.

iv. Since the initial Ordinance No. 2023-1228 will sunset before public outreach can be conducted and before a finalized Policy can be adopted by regular ordinance, the City may be prohibited from using "military equipment," as the term is

defined in Government Code Section 7070 until a new regular ordinance is adopted and becomes effective.

v. Such a delay would curtail the Police Department's ability to use less-lethal tools, and hinder the effectiveness of Police Department in preventing and addressing crime in the City, which in turn, would put the health, safety, and welfare of citizens at increased risk.

J. This Urgency Ordinance includes the same Policy as was proposed in February 2023 and the City Council makes the same findings as in Subsection G., above.

SECTION 2. Amendment to Municipal Code. Calexico Municipal Code Title 13 "Public Services" is hereby amended to add V. Police Services, Chapter 13.60 "Police Department Use of Military Equipment," which shall read as follows:

"V. – POLICE SERVICES

CHAPTER 13.60 – POLICE DEPARTMENT USE OF MILITARY EQUIPMENT.

13.60.010 - Definitions.

- (a) "City" means any department, agency, bureau, and/or subordinate division of the City of Calexico.
- (b) "City Council" means the Calexico City Council's legislative body.
- (c) "Exigent Circumstances" means a law enforcement agency's good faith belief that an emergency involving the danger of or imminent threat of death or serious physical injury to any person is occurring, has occurred, or is about to occur.
- (d) "Military Equipment" includes all the following:
 - 1. Unmanned, remotely piloted, powered aerial or ground vehicles.
 - 2. Mine-resistant ambush-protected (MRAP) vehicles or armored personnel carriers. However, police versions of standard consumer vehicles are specifically excluded from this subdivision.
 - 3. High mobility multi-purpose wheeled vehicles (HMMWV), commonly referred to as Humvees, two and one-half-ton trucks, five-ton trucks, or wheeled vehicles with a breaching or entry apparatus attached. However, unarmored all-terrain vehicles (ATVs) and motorized dirt bikes are expressly excluded from this subdivision.
 - 4. Tracked armored vehicles provide ballistic protection to their occupants and utilize a tracked system instead of wheels for forward motion.

5. Command and control vehicles are either built or modified to facilitate public safety units' operational control and direction.
 6. Weaponized aircraft, vessels, or vehicles of any kind.
 7. Battering rams, slugs, and breaching apparatuses that are explosive in nature. However, items designed to remove a lock, such as bolt cutters, or a handheld ram designed to be operated by one person, are specifically excluded from this subdivision.
 8. Firearms of .50 caliber or greater. However, standard-issue shotguns are specifically excluded from this subdivision.
 9. Ammunition of .50 caliber or greater. However, standard-issue shotgun ammunition is specifically excluded from this subdivision.
 10. 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 or a state agency.
 11. Any firearm or firearm accessory that is designed to launch explosive projectiles.
 12. "Flashbang" grenades and explosive breaching tools, "tear gas," and "pepper balls," excluding standard, service-issued handheld pepper spray.
 13. Taser Shockwave, microwave weapons, water cannons, and the Long-Range Acoustic Device (LRAD).
 14. The following projectile launch platforms and their associated munitions: 40mm projectile launchers, "bean bag," rubber bullets, and specialty impact munition (SIM) weapons.
 15. Any other equipment, as determined by a governing body or a state agency, requires additional oversight.
 16. Notwithstanding paragraphs (1) through (15), "Military Equipment" does not include general equipment not designated as prohibited or controlled by the federal Defense Logistics Agency.
- (e) "Military Equipment Use Policy" means a publicly released, written document that includes, at a minimum, all the following:

- 1. A description of each type of Military Equipment, the quantity sought its capabilities, expected lifespan, and product descriptions from the manufacturer of the Military Equipment.
2. The purposes and authorized uses for which the law enforcement agency or the state agency proposes to use each type of Military Equipment.
3. The fiscal impact of each type of Military Equipment, including the initial costs of obtaining the equipment and estimated annual costs of maintaining the equipment.
4. The legal and procedural rules govern each authorized use.
5. The training, including any course required by the Commission on Peace Officer Standards and Training that must be completed before any officer, agent, or employee of the law enforcement agency or the state agency is allowed to use each specific type of Military Equipment to ensure the full protection of the public's welfare, safety, civil rights, and civil liberties and full adherence to the Military Equipment use policy.
6. The mechanisms to ensure compliance with the Military Equipment use policy include which independent persons or entities have oversight authority and, if applicable, what legally enforceable sanctions are put in place for policy violations.
7. For a law enforcement agency, the procedures by which members of the public may register complaints or concerns or submit questions about the use of each specific type of Military Equipment, and how the law enforcement agency will ensure that each complaint, concern, or question receives a response in a timely manner.

(f) "Police Department" means any division, section, bureau, employee, volunteer, and/or contractor of the Calexico Police Department.

(g) "State agency" means the law enforcement division of every state office, officer, department, division, bureau, board, and commission or other state body or agency, except those agencies provided for in Article IV (except Section 20 thereof) or Article VI of the California Constitution.

(h) "Type" means each item that shares the same manufacturer model number.

13.60.020 – Military Equipment Use Policy Requirement.

(a) The Calexico Police Department shall obtain approval of the City Council by a resolution adopting a Military Equipment Use Policy (MEUP) at a regular meeting

of the City Council held pursuant to the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code) prior to engaging in any of the following:

1. Requesting Military Equipment made available pursuant to Section 2576a of Title 10 of the United States Code.
 2. Seeking funds for Military Equipment, including, but not limited to, applying for a grant, soliciting, or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers.
 3. Acquiring Military equipment either permanently or temporarily, including by borrowing or leasing.
 4. Collaborating with another law enforcement agency in the deployment or other use of Military Equipment within the City of Calexico territorial jurisdiction.
 5. Using any new or existing Military Equipment for a purpose, in a manner, or by a person not previously approved by the governing body pursuant to this chapter.
 6. Soliciting or responding to a proposal for, or entering into an agreement with, any other person or entity to seek funds for, apply to receive, acquire, use, or collaborate in the use of Military Equipment.
 7. Acquiring Military Equipment through any means not provided by this section.
- (b) If seeking to continue using any Military Equipment acquired prior to January 1, 2022, the Calexico Police Department shall commence a City Council approval process in accordance with this section. If the City Council does not approve the continuing use of Military Equipment, including by adoption pursuant to a Military Equipment Use Policy submitted pursuant to this Chapter, within 180 days of submission of the proposed Military Equipment Use Policy to City Council, the Calexico Police Department shall cease its use of the Military Equipment until it receives the approval of City Council in accordance with this Chapter.
- (c) In seeking the approval of the City Council, the Calexico Police Department shall submit a proposed Military Equipment Use Policy to the City Council and make those documents available on the Police Department's internet website at least 30 days prior to any public hearing concerning the Military Equipment at issue.
- (d) The City Council shall only approve a Military Equipment Use Policy pursuant to this Chapter if it determines all the following:
1. 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 uses 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 non-conforming uses and ensure future compliance.
- (e) To facilitate public participation, any proposed or final Military Equipment Use Policy shall be made publicly available on the internet website of the Police Department for as long as the Military Equipment is available for use.
- (f) The City Council shall review this ordinance at least annually and vote on whether to renew it at a regular meeting held pursuant to the Ralph M. Brown Act (Chapter 9 (commencing with Section 54950) of Part 1 of Division 2 of Title 5 of the Government Code).

13.60.030 – Use in Exigent Circumstances.

- (a) Notwithstanding this chapter's provisions, the Police Department may acquire, borrow and/or use Military Equipment in Exigent Circumstances without following the requirements of this code.
- (b) If the Police Department acquires, borrows, and/or uses Military Equipment in Exigent Circumstances, in accordance with this section, it must take all the following actions:
1. Provide written notice of that acquisition or use to the City Council within 30 days following the commencement of such Exigent Circumstance, unless such information is confidential or privileged under local, state, or federal law.
 2. If it is anticipated that the user will continue beyond the Exigent Circumstance, submit a proposed amended Military Equipment Use Policy to the City Council within 90 days following the borrowing, acquisition, and/or use, and receive approval, as applicable, from the City Council.
 3. Include the Military Equipment in the Police Department's next annual Military Equipment Report.

13.60.040 – Reports on the Use of Military Equipment.

- (a) The Police Department shall submit to City Council an annual Military Equipment Report for each type of Military Equipment approved by the City Council within one year of approval and annually thereafter for as long as the Military Equipment is available for use.
- (b) The Police Department shall also make each annual Military Equipment Report required by this section publicly available on its internet website for as long as the Military Equipment is available for use.
- (c) The annual Military Equipment Report shall, at a minimum, include the following information for the immediately preceding calendar year for each type of Military Equipment:
 - 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.
- (d) Within 30 days of submitting and publicly releasing an annual Military Equipment Report pursuant to this section, the Police Department shall hold at least one well-publicized and conveniently located community engagement meeting, at which the public may discuss and ask questions regarding the annual Military Equipment report and the law enforcement agency's funding, acquisition, or use of Military Equipment.
- (e) The City Council shall determine, based on the annual Military Equipment Report submitted pursuant to this section, whether each type of Military Equipment identified in that report has complied with the standards for approval set forth in this Chapter and the Military Equipment Use Policy. If the City Council determines that a type of Military Equipment identified in that annual Military Equipment Report has not complied with the standards for approval, the City Council 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.”

SECTION 3. Severability. If any provision, section, paragraph, sentence, clause, or phrase of this Urgency Ordinance, or any part thereof, or the application thereof to any person or circumstance is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Urgency Ordinance, or any part thereof, or its application to other persons or circumstances. The City Council hereby declares that it would have passed and adopted each provision, section, paragraph, subparagraph, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, paragraphs, subparagraphs, sentences, clauses, or phrases, or the application thereof to any person or circumstance, be declared invalid or unconstitutional.

SECTION 4. Environmental Review. The City Council finds that adoption and implementation of this ordinance is not a “project” for purposes of the California Environmental Quality Act (CEQA), as that term is defined by CEQA guidelines (Guidelines) sections 15061(b)(3), and 15378(b)(5). The proposed Urgency Ordinance adopts a Military Equipment Use Policy for the Police Department. No new development will result from the proposed action. No impact to the physical environment will result. The City Council also alternatively finds that the adoption and implementation of this Urgency Ordinance is exempt from the provisions of CEQA as an administrative activity by the City of Calexico, in furtherance of its police power, that will not result in any direct or indirect physical change in the environment, per sections 15061(b)(3), and 15378(b)(5) of the CEQA Guidelines.

SECTION 5. Urgency Declaration; Effective Date. The City Council **FINDS** and **DECLARES** that the adoption and implementation of this Urgency Ordinance is necessary for the immediate preservation and protection of the public peace, health and safety as detailed above and to avoid the lapse of time during which the Police Department may use “military equipment,” as the term is defined in Government Code Section 7070. Such a lapse would curtail the Police Department’s ability to use less-lethal tools, and hinder the effectiveness of Police Department in preventing and addressing crime in the City, which in turn, would put the health, safety, and welfare of citizens at increased risk. The Council therefore finds and determines that the immediate preservation of the public peace, health and safety, and protection of life and property, require that this Urgency Ordinance be enacted pursuant to Government Code section 36937 and take effect immediately upon adoption by four-fifths of the City Council. This Urgency Ordinance shall be in effect through November 26, 2023. This date represents 120 days from the sunset date of Ordinance No. 2023-1228; the sunset date being July 29, 2023.

SECTION 6. Publication. The City Clerk shall certify to the adoption of this Ordinance and cause it, or a summary of it, to be published on the City’s website and published once in a newspaper of general circulation published and circulated within the City.

APPROVED, PASSED, AND ADOPTED at a regular meeting of the City Council held on the 19th day of July, 2023.

Javier Moreno, Mayor

ATTEST:

Gabriela T. Garcia, City Clerk

APPROVED AS TO FORM:

Carlos Campos, City Attorney

CERTIFICATION

State of California)
County of Imperial) s.s.
City of Calexico)

I, Gabriela T. Garcia, City Clerk, do hereby certify the above Ordinance No. 2023-_____ is a full, true, and correct copy, and was adopted at a regular meeting of the Calexico City Council on July 19, 2023 by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

IN WITNESS WHEREOF, I have hereunto set by hand and affixed the official seal of the City of Calexico, California, this 19th day of July, 2023.

Gabriela T. Garcia, City Clerk

Calexico Police Department Military Equipment Inventory

1. AR-15/M-4 Weapons defined under 30510 & 30515

AR-15/M4 5.56/.223 caliber style rifles that function in semi-auto capabilities Specialized firearms and ammunition.

A. Quantity, description, capabilities, and purchase cost:

- 40 (Forty) Smith and Wesson AR-15 patrol rifles capable of accurately engaging an armed subject at various distances. The Patrol rifle is a lightweight, gas-operated, air-cooled, magazine-fed, shoulder-fired weapon designed for semi-automatic fire. The patrol rifle does not have a service life expectancy and will need to be serviced or replaced when the rifle fails or breaks. COST: \$1,260.00
- The .223/5.56mm NATO cartridge is capable of penetrating soft body armor worn by armed subjects. Ammunition cost: 5.56 Duty Winchester Bonded, \$468.00 per 500 round box / 5.56 Winchester FMJ \$459. per 500 round box.
- Authorized Use: Only members that are POST certified Peace Officers and have completed the POST Firearms/Tactical Rifle Course.

2. UMP-40 Weapons defined under 30510 & 30515

A. Quantity, description, capabilities, and purchase cost:

- 2 (Two) H&K UMP-40 patrol rifles capable of accurately engaging an armed subject at various distances. The special duties rifle is a lightweight, gas-operated, air-cooled, magazine-fed, shoulder-fired weapon designed for semi-automatic fire. The special duties rifle does not have a service life expectancy and will need to be serviced or replaced when the rifle fails or breaks. COST: \$1,135.00
- The .40mm NATO cartridge is capable of penetrating soft body armor worn by armed subjects. Ammunition cost: .40 Duty Winchester Bonded, \$379.00 per 500 round box / .40 Winchester FMJ \$313.00 per 500 round box.
- Authorized Use: Only members that are POST certified Peace Officers and have completed the POST Firearms/Tactical Rifle Course.

3. Light Sound Diversionary Device (Flashbang)

A. Quantity, Description, Capabilities, and Purchase Cost:

- 15 (Fifteen) Steel Defense Technology M-25 reloadable gun bodies
- 13 (Thirteen) fuses. The noise/flash diversionary device (NFDD) has become an essential tool for law enforcement tactical teams. Manufacturers of NFDDs have developed training devices to simulate the operational characteristics of standard NFDDs

Calexico Police Department Military Equipment Inventory

realistically. Although the energy released from the training model is insufficient to use the irritant powder modules, other accessories may be used for the same purposes that they might be used operationally. Examples include trip wiring, perimeter protection, remote initiation, and attaching lanyards for retrieval. The fuse is the most important part of a pyrotechnic munition. Combined Tactical Systems (CTS) Inc. has taken the standard military

- M201A1 and fuse improved it to provide increased consistency, reliability, and safety. The Steel Defense Technology M-25 reloadable gun body service life is 25 deployments per unit and will need to be replaced.
- The M201A1 fuse for this system has 10 times the output of a normal M201 fuse, and it is threaded with a left-hand thread so it cannot be accidentally used in any other munitions. The Model M201A1 produces an audible output of about 175db with a light level of 6-8 million Candelas, Light Duration of 10 Milliseconds. The base contains a standard 3/8-16 UNC thread at its center, allowing attachment of numerous accessories, including a Clamp, Stake, Eye Bolt, Magnet, and Shock Tube. COST: \$31.01.

B. Purpose: To limit the escalation of conflict where employment of lethal force is prohibited or undesirable. Situations for the use of the less-lethal weapon systems may include, but are not limited to:

1. Self-destructive, dangerous, and/or combative individuals.
2. Riot/crowd control and civil unrest incidents.
3. Circumstances where a tactical advantage can be obtained.
4. Potentially vicious animals.
5. Training exercises or approved demonstrations.

C. Authorized Use: Only officers who have received POST certification or manufacturer-specific training in the use of Noise Diversionary Devices.

D. Expected Lifespan: There is no current fiscal impact. The cost for replacement is the cost of the individual round/munition used.

3. Projectile Launchers:

Quantity, Description, Capabilities, and Purchase Cost:

Federal Laboratories Model 203-A

- 2 (Two) 37mm single shot, deploys high and low impact rubber munitions, deploys chemical and smoke munitions. SWAT personnel use only unless authorized by Crisis Response Unit Commander.
 - Special Training
- Authorized use by officers with POST-approved training.

Calexico Police Department Military Equipment Inventory

There is no fiscal impact on this equipment other than the replacement of munitions used.

- 37mm Launchers – No expiration.
- Munitions – 5 years

F&N 303 Technology Launcher

- 2 (Two) The FN 303 is a .68mm shoulder-fired, less lethal launcher capable of firing various projectiles, including impact, paint, markers, Pava/OC powder, and training rounds. It is constructed from durable, lightweight polymer with comfortable ergonomics and an easy-to-operate safety. The FN 303 Launcher is equipped with both flip-up iron sights and an integrated MIL-STD-1913 top mounting rail for optics or other accessories. The lightweight polymer magazine holds 15 projectiles and offers a clear rear cover to allow the operator to instantly verify both the payload type and the number of projectiles remaining. Supervision personnel use only unless authorized by Crisis Response Unit Commander. \$763.00, 150 ROUNDS depending on payload \$318.00-\$517.00

870 pump-action shotgun

Quantity, Description, Capabilities, and Purchase Cost:

- 6 (SIX) Remington 870 12 Gauge Multi-Shot Beanbag Launcher:
 - Cost: Unknown, purchased over 25 years ago.
 - The Remington 870 12 Gauge Multi-Shot Beanbag Launcher is a converted Remington 870 used as a Less-Lethal launching system. The launching system uses smokeless powder to deliver a 12 gauge 40-gram lead-filled cotton-ballistic fiber blend projectile from a safe distance. The Less-Lethal launcher can launch munitions at a subject up to 75 feet. The Less-Lethal launcher is a pump action launcher, which allows the officer to assess after every spent munition.
 - Less Lethal launcher does not have an expiration and will need to be serviced or replaced when the launcher fails or breaks. 12 Gauge, orange-colored stock, and foregrip for quick identification deploy Less-than-lethal Bean Bag Impact Round.
 - 12 gauge 40-gram lead-filled cotton-ballistic fiber blend stabilized bean bag munition is designed to produce blunt trauma and pain compliance. The bean bag munition is used as a Less Lethal weapon designed to de-escalate a potentially violent encounter; Cost: \$6.15 per munition.
- Purpose: To limit the escalation of conflict where employment of lethal force is prohibited or undesirable.
 - Authorized Use: Situations for the use of the less-lethal weapon systems may include, but are not limited to:
 1. Self-destructive, dangerous and/or combative individual(s).

Calexico Police Department Military Equipment Inventory

2. Riot/crowd control and civil unrest incidents.
3. Circumstances where a tactical advantage can be obtained.
4. Potentially vicious animals.
5. Training exercises or approved demonstrations.

- Expected Lifespan:

1. Bean Bag Launchers – No expiration.
2. Bean Bag Munitions – 5 years

Fiscal Impact: There is no current fiscal impact. The cost for replacement is the cost of the individual weapon system/munition used

- Special Training
- In-house training is provided by certified Less Than Lethal instructors.

4. Munitions:

Projectiles:

- 5 (Five) Ferret Liquid 0C liquid rounds 37 mm (Defense Technology)
- 150 (One hundred fifty) Drag Stabilized 12-Gauge Bean Bag Rounds (Defense Technology) Initial purchase price of \$36.00 per box
- 6 (Six) 12-Gauge rubber pellet Impact Projectiles rounds. (Defensive Technology) Initial purchase price of \$25.60 per box
- 2 (Two) 12-Gauge fin-stabilized ferret rounds. (Defense Technology) Initial purchase price of \$19.38 per box
- 15 (fifteen) 12-Gauge Ferret 0C Powder Projectiles. (Defense Technology) Initial purchase price of \$20.67per box
- 2 (two) 12-Gauge Breaching TKO rounds. (Defense Technology) Initial purchase price of \$19.38 per box

6. Hand Delivery:

- 5 (Five) #4 CS -Triple-Chaser Grenade is a fast-burning, medium-volume canister. It is a pyrotechnic grenade consisting of three (3) separate canisters pressed together with separating charges between each section. When deployed, this grenade will separate into three (3) distinct sub-munitions spaced approximately 20 feet apart, allowing increased area coverage in a short period of time from one deployment. Designed specifically for outdoor use in crowd management situations, These devices should be deployed in an underhand method that keeps the grenade body moving sideward towards the deployment site. Hand thrown or launched.
- 2 (Two) #519 Federal Handball CS Grenade

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- 6 (Six) #518 Federal Riot CS Grenade
- 10 (Ten) Defense Technology #98 CS Grenade
- 5 (Five) Defense Technology #T16 OC Grenade
- Launching of grenades will provide deploying officer's additional stand-off distances. Affords good coverage for large outdoor areas. Cost \$49.75 per munition.
- Purpose: To limit the escalation of conflict where employment of lethal force is prohibited or undesirable. Situations for the use of the less-lethal weapon systems may include, but are not limited to:
 1. Self-destructive, dangerous and/or combative individuals.
 2. Riot/crowd control and civil unrest incidents.
 3. Circumstances where a tactical advantage can be obtained.
 4. Potentially vicious animals.
 5. Training exercises or approved demonstrations.
- Authorized Use: Only officers who have received POST certification or manufacturer-specific training in the use of chemical agents are authorized to use chemical agents.
- Expected Lifespan:
 - All CS – 5 years
- Fiscal Impact: There is no current fiscal impact. The cost for replacement is the cost of the individual round/munition used

7. Glock T17 Simunition handguns

A. Quantity, description, capabilities, and purchase cost:

- 6 (Six) GLOCK Training pistols were developed to enable reality-based tactical operations training with color marking or plastic bullet ammunition. Designed specifically for use with either FX®/FOF or UTX® Ammunition, this pistol offers the same ergonomics and touch-and-feel that officers and soldiers are familiar with in their service pistol. This GLOCK Safe Action® Force-on-Force training pistol is distinctive blue with a revolutionary slide with polymer inserts in order to make it visually distinct and lightweight. This distinctive color keeps the training pistol from being mistaken for a live fire weapon. . COST: \$514.99.
- Ammunition cost: .9mm marking rounds, \$44.500 per 50-round box

8. Command and control center.

A. Quantity, description, capabilities, and purchase cost:

- 1 (One) 2001 Ford Motorhome type mobile command center. The Calexico Police Department currently has in its inventory a command-and-control vehicle (RV) used in high-profile incidents. The vehicle is used as a command post (EOC) to coordinate police and fire responses to critical incidents. The vehicle is equipped with a boom

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camera that an Officer can electronically raise for an elevated line of sight of 360 degrees. The rear portion of the vehicle can be used as a communication center and, due to its mobility during hot weather, can serve as a mobile cooling station.

- The initial purchase price is unknown due to the purchase being over ten years prior. The money used to purchase this vehicle was from a grant.
- Status: Inoperable