

RECOMMENDATION SUBMISSION AND RESPONSE FORM

2022 MEU #6

DISCUSSED BY SCPRC	05/20/2022	APPROVED AND IMPLEMENTED	X	PENDING FURTHER REVIEW	
RECEIVED BY SPD	08/17/2022	APPROVED AND PENDING		SPD UNABLE TO IMPLEMENT	
RETURNED TO SCPRC	08/22/2023	PARTIAL IMPLEMENTATION		DENIED	

SCPRC RECOMMENDATION

GO 410.06 (Funding)

SPD language related to applying for military equipment grants is overly vague or too broad.

Add specific language requiring SPD to seek City Council approval *before* any applications for military equipment grants may be filed.

SCPRC RECOMMENDATION RATIONALE

The policy states, "the Department shall obtain approval from the governing body," and SPD defines the governing body as "the elected or appointed entity that oversees the Sacramento Police Department." However, Lt. Greg Galliano acknowledged that current policy would still allow for SPD to apply for Military Equipment grants without city council or city manager approval if it is a "time-sensitive" or "urgently needed" grant request.

While city approval may still be required before SPD may accept grant funds acquired in this manner, it still creates a significant loophole where SPD can pursue military grant funding without city authorization and simply apologize it accepts funding after the fact. We recommend this policy include specific language that closes this loophole and requires City Council approval before any applications for military equipment grants may be submitted.

SPD RESPONSE

In exigent circumstances, SPD is required to seek approval to apply for any grant "as soon as practicable, and before the equipment is purchased, acquired, or received." (Policy Page 2-3, G., 1.)

G. FUNDING

1. The department shall seek council approval for military equipment, including, but not limited to, applying for a grant, entering contracts, soliciting or accepting private, local, state, or federal funds, in-kind donations, or other donations or transfers of military equipment.
 - a. The department has authority to apply for funding prior to obtaining council approval in the case of exigent circumstances. The department shall obtain council approval as soon as practicable, and

before the equipment is purchased, acquired, or received.

- (1) The department is authorized to solicit proposals for the acquisition of military equipment to accurately identify its fiscal impact herein notwithstanding the section annotated as "FUNDING" in this order. However, the department shall not respond to a proposal for the acquisition of military equipment or enter 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, without the prior approval of the city council except as authorized in the case of exigent circumstances as stated above.
2. Proposed annual procurement costs under each item is the individual item costs only, and does not include tax, shipping, or increased vendor costs.

OTHER CITY DEPARTMENTS

N/A

APPENDIX

N/A