

**CITY OF ALBANY
CITY COUNCIL AGENDA
STAFF REPORT**

Agenda Date: May 5, 2025
Reviewed by: NA

SUBJECT: AB 481 – California Government Code § 7072 Compliance

REPORT BY: John Geissberger, Chief of Police
Justin Kurland, Lieutenant

SUMMARY

California Government Code § 7072 requires the Police Department on an annual basis provide City Council and the public, a report outlining how the military equipment was used, to ensure the Police Department is adhering to Department policy and annually seek renewal of the City’s ordinance regarding this equipment.

STAFF RECOMMENDATION

That Council:

1. Accept this annual military equipment report; and
2. Review and renew Ordinance No 2022-02

BACKGROUND

AB 481 was enacted to increase transparency, accountability, and oversight surrounding the use and acquisition of military equipment by state and local law enforcement.

AB 481 requires the Police Department submit an annual military equipment report to the governing body regarding the use of the equipment, any complaints received, any internal audits or other information about violations of the military equipment use policy (“Policy”), the cost of such use, and other similar information as stated in the summary.

A complete list of all military equipment possessed by the City can be found in the Military Equipment List attached to the Military Equipment Use Policy, which is attached to this staff report.

SUMMARY OF USE OF MILITARY EQUIPMENT AND PURPOSE

There were no operational uses of any of the Albany Police Department owned and approved military equipment during the 2024 - 2025 period. However, The Albany Police Department did utilize equipment from other agencies for the following incidents.

On 5/6/2024, Albany Police responded to a residence on a report of a burglary and attempted sexual assault. The suspect barricaded themselves inside an apartment and the El Cerrito Police Department provided assistance using their Unmanned Aircraft System (UAS/drone) to provide situational awareness by attempting to look in a second story window and locate the suspect and potentially minimize the risk to officers and the suspect.

On 8/13/2024, Albany Police responded to a suspicious vehicle, ultimately found to have been stolen. Upon arrival of the officer, one suspect ran from the police. The El Cerrito Police Department provided assistance using their Unmanned Aircraft System (UAS/drone) to assist with attempting to locate the suspect and potentially minimize risk to officers and the suspect.

SUMMARY OF COMPLAINTS RECEIVED

No complaints were received.

RESULTS OF INTERNAL AUDITS, ANY INFORMATION ABOUT VIOLATIONS OF THE MILITARY USE POLICY, AND ANY ACTIONS TAKEN IN RESPONSE

An internal audit was performed on 03/05/2025. All inventory was inspected, found to be operational, and accounted for. There were no violations, and no actions needed.

INTENT TO ACQUIRE NEW EQUIPMENT

At this time the Albany Police Department is not seeking to acquire new equipment.

TOTAL COST OF EQUIPMENT FOR THE PAST YEAR

Approximately \$1,400.00 was spent on training with the less-lethal 40- mm and less-lethal shotguns. For 2025-2026 period, the police department will utilize funds from the general police budget to pay for any costs related to the use of any military equipment.

PUBLIC MEETING

On May 15, 2025, the Albany Police Department will hold a publicized community meeting, at which the public will have the ability to discuss and ask questions regarding this report and the department's funding, acquisition, or use of military equipment.

PUBLISHING OF REPORT

The Albany Police Department will make this annual military equipment report publicly available on its website once accepted by the Council.

Attachments

1. Ordinance 2022-02
2. Military Equipment Policy