

ORDINANCE 2279

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PLEASANTON AMENDING ORDINANCE NO. 2238 TO AMEND THE PLEASANTON POLICE DEPARTMENT'S MILITARY EQUIPMENT USE POLICY TO ADD EQUIPMENT TO THE POLICY'S MILITARY EQUIPMENT INVENTORY

WHEREAS, On July 19, 2022, the City Council adopted Ordinance No. 2238 approving the Pleasanton Police Department's Military Equipment Use Policy; and

WHEREAS, the Military Equipment Use Policy was amended on October 18, 2022 by Ordinance No. 2240 to add a Command Vehicle to the Policy's military equipment inventory; and

WHEREAS, the Military Equipment Use Policy was amended on April 18, 2023 by Ordinance No. 2246 to add additional equipment to the Policy's military equipment inventory.

WHEREAS, the City Council wishes to amend the Military Equipment Use Policy to add additional equipment to the Policy's military equipment inventory.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF PLEASANTON DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Amendment. Ordinance No. 2246 is amended to add the equipment described in Exhibit A to the Military Equipment Use Policy's military equipment inventory.

SECTION 2. Severability. If any part of this ordinance is declared invalid by a court, such invalidity shall not affect any of the remaining parts.

SECTION 3. Publication. This ordinance, or a summary prepared by the City Attorney, shall be published once in a newspaper of general circulation of the City of Pleasanton within fifteen days after its adoption.

SECTION 4. Effective Date. This ordinance shall be effective thirty (30) days after its passage and adoption.

{Signatures and votes to follow on the next page}

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Pleasanton, California, on April 16, 2024, and adopted on May 7, 2024, by the following vote:

Ayes:	Councilmembers Arkin, Balch, Nibert, Testa, Mayor Brown
Noes:	None
Absent:	None
Abstain:	None



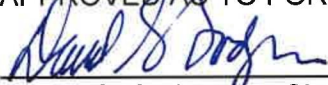
Karla Brown, Mayor

ATTEST:



Jocelyn Kwong, City Clerk

APPROVED AS TO FORM:



Daniel G. Sodergren, City Attorney

EXHIBIT A

Additional Military Equipment Requested:

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Equipment Name: Daniel Defense model MK18 RIII Rifles (Delayed to acquire in early 2024)	
Sought: The SWAT Team is seeking 13 rifles to replace the PWS MK111 rifles.	Lifespan: Approximately 7 Years
Equipment Capabilities: Capable of firing .223 caliber ammunition	
Manufacturer Product Description: The MK18 AR15 style firearm is unmatched in size, weight, and performance, and features the picatinny quad rail Daniel Defense provides to USSOCOM. The RIS II picatinny quad rail features a Bolt-Up System that has been rigorously tested prior to fielding by USSOCOM. The 10.3 inch Cold Hammer Forged barrel is the same length in use for the MK18 upper most commonly used for CQB operations. The independently ambi GRIP-N-RIP Charging Handle accommodates left- and right-handed shooters. This rifle also comes with the ergonomic Daniel Defense Buttstock and Pistol Grip.	
Purpose/Authorized Uses: The DD MK18 rifles serve the same function as patrol rifles. They allow officers to address lethal threats with precision from a distance. Compared to handguns, they are more accurate at greater distances and can penetrate most body armor. The DD MK18 rifles will be issued to members of the SWAT team.	
Fiscal Impacts: The initial purchase price for the DD MK18 rifles will be \$21,108.62 for thirteen rifles in 2024. Annual maintenance costs are approximately \$150 for batteries, parts and cleaning supplies.	
Annual Maintenance: Anticipated to be \$500	
Personnel Cost: Anticipated to be approximately \$80,500. This cost reflects a year of required training for personnel assigned to the SWAT Team	
Legal/Procedural Rules Governing Use: PPD Policy 312.4.4 covers deployment, use, care, and maintenance of rifles. In addition, there are a multitude of California Penal Code sections that also apply to the transportation, care, and maintenance of assault rifles. Only officers who have completed a P.O.S.T. certified patrol rifle course may be issued a rifle. A qualification course must be completed by each officer at least annually.	
Training Required: Officers must complete a P.O.S.T. certified course to be issued a rifle. These courses are a minimum of 16 hours of instruction on use, deployment and maintenance of the rifles. P.O.S.T. also requires four hours of tactical firearm instruction every two years for officers and this training is facilitated by P.O.S.T. certified rifle instructors. SWAT Team members who will be issued the DD MK18 rifles receive additional range training at least monthly.	
Other Notes: Will replace current SWAT rifle inventory	

Equipment Name: Daniel Defense model DDM4 V4S (NEW EQUIPMENT)	
Sought: The PD is seeking 6 new rifles.	Lifespan: Approximately 7 Years
Equipment Capabilities: Capable of firing .223 caliber ammunition	
Manufacturer Product Description: The DDM4 V4S AR15 style firearm is based on a configuration that we've been providing to law enforcement as well as civilian users who demand a lightweight, durable, and dependable SBR. Built around a free-floating, Cold Hammer Forged 11.5 inch barrel, the V4 S delivers optimal maneuverability, reliability, accuracy, and terminal ballistics using a wide variety of ammunition. The 10.0 inch picatinny quad rail shields the rifle's barrel and carbine length, low profile gas block. Pairing an 11.5 inch barrel and a DDM4 Rail also ensures compatibility with a wide variety of muzzle devices and sound suppressors.	
Purpose/Authorized Uses: These rifles are intended to be deployed when officers are on foot in large crowd situations. As these rifles are short barreled and collapsible, they can be concealed for the officer to carry while patrolling on foot. These can help officers combat active threats instead of having to rely on a pistol or slinging a full sized rifle for public view.	
Fiscal Impacts: The initial purchase price for the DDM4V4S rifles will be approximately \$15,000 for 6 rifles in 2024.	
Annual Maintenance: Anticipated to be \$150	
Personnel Cost: Unknown at this time. Training officers will be required and will incur some cost.	
Legal/Procedural Rules Governing Use: PPD Policy 312.4.4 covers deployment, use, care, and maintenance of rifles. In addition, there are a multitude of California Penal Code sections that also apply to the transportation, care, and maintenance of assault rifles. Only officers who have completed a P.O.S.T. certified patrol rifle course may be issued a rifle. A qualification course must be completed by each officer at least annually.	
Training Required: Officers must complete a P.O.S.T. certified course to be issued a rifle. These courses are a minimum of 16 hours of instruction on use, deployment and maintenance of the rifles. P.O.S.T. also requires four hours of tactical firearm instruction every two years for officers and this training is facilitated by P.O.S.T. certified rifle instructors.	

Equipment Name: Penn Arms 40mm Launcher anticipated to arrive in 2024.	
Sought: 2, Approved to purchase in 2023	Lifespan: Approximately 15 years
Equipment Capabilities: Launches 40mm projectiles, can be loaded with six round and with various types of projectiles.	
Manufacturer Product Description: The Model P540-1CER Launcher is a multi-shot, PUMP launcher with a six-shot capacity. It is designed to deliver less lethal munitions.	
Purpose/Authorized Uses: The 40mm launchers can be used as a less-than-lethal impact device. This is the intended use for patrol purposes by trained personnel. They can also deliver chemical agents. Use for chemical agent deployment must comply with Department Policy and are currently restricted to use by members of the SWAT Team.	
Fiscal Impacts: The initial purchases of the launchers will be approximately \$6,500.	
Annual Maintenance: None	
Personnel Cost: Unknown currently.	
Legal/Procedural Rules Governing Use: All use of force applications is governed by state law (including Penal Code section 13652) and Pleasanton PD Policy Sections 300 and 308.	
Training Required: Officers must be trained on use of the launchers by a certified instructor.	
Other Notes: PPD will be acquiring two multi-pump launchers. The launchers will be utilized as a less lethal device and stored in the patrol supervisor vehicles. They will only be loaded with impact less lethal rounds. Launchers will be painted orange to identify them as less lethal devices.	