



CONSENT CALENDAR

City of San Bernardino Request for Council Action

Date: December 7, 2022

To: Honorable Mayor and City Council Members

From: Robert D. Field, City Manager;
Darren Goodman, Chief of Police

Department: Police

Subject: **Notification to Civilian Governing Body and Local Community for the potential intent to request controlled equipment from the Federal Government (All Wards)**

Recommendation:

It is recommended that the Mayor and City Council of the City of San Bernardino, California, review and approve the proposed "Notification to Civilian Governing Body and Local Community" letter, as required by Presidential Executive Order 14074 governing the potential acquisition of controlled federal government property.

Background

On May 25, 2022, Presidential Executive Order (EO) 14074 "Advancing Effective, Accountable Policing and Criminal Justice Practices to Enhance Public Trust and Public Safety" was signed by President Biden. This EO, in part, controlled the transfer/purchase of certain federal equipment. Specifically, EO 14074 requires local law enforcement agencies to notify both the community and their governing body of any potential intent to request controlled property.

Historically, the San Bernardino Police Department has utilized the Law Enforcement Support Program (LESO) to acquire federal equipment to help support and streamline policing operations. Over the years LESO has augmented the City budget by hundreds of thousands of dollars, that would have traditionally been encumbered from the General Fund. Our LESO coordinator provided working documentation to ensure the needs of EO 14074 are met.

Discussion

The San Bernardino Police Department is responsible for providing policing services to the community. The Department's primary objective is to provide said services as safely as possible for the community and staff. As such, various equipment is used to increase its efficacy. The needed equipment is acquired a multitude of ways. One

method of obtaining needed equipment is through LESO. This program allows local agencies to attain federally controlled equipment that the Federal Government no longer needs.

In addition to the standard protocols set in place, to ensure departmental accountability for the relinquished equipment, EO 14074 now requires notification of any potential intent to acquire listed equipment. LESO requested this notification to be completed prior to the culmination of calendar year 2022, to ensure agencies' future competitive ability to ascertain needed equipment.

Though the San Bernardino Police Department does not currently have any specific intent to request any of the listed property, the notification must be completed prior to the request being made. LESO deploys an expedited process, precluding the Department's ability to make said notification prior to any specific request. As such, the included list of Controlled Property Description is all-inclusive of the equipment controlled by EO 14074. By including all controlled equipment, it poises the Department for the greatest success when required items become available.

Attached is the Notification to Civilian Governing Body and Local Community letter signed by the Chief of Police and published on the Department website. This document will be sent to our LESO coordinator once viewed and approved by the Mayor and City Council. By doing so, the Department will once again be eligible to request equipment through LESO.

2021-2025 Strategic Targets and Goals

Approving the notification aligns with Key Target No 2: Focused, Aligned Leadership and Unified Community, specifically 3b, evaluate operations and performance, investment in resources, technology, and tools to continually improve organizational efficiency and effectiveness, and 3: Improve Quality of Life, specifically 2c, evaluate and enhance the quality of public safety services.

Fiscal Impact

There is no fiscal impact to the City.

Conclusion

It is recommended that the Mayor and City Council of the City of San Bernardino, California, review and approve the proposed "Notification to Civilian Governing Body and Local Community" letter, as required by Presidential Executive Order 14074 governing the potential acquisition of controlled federal government property.

Attachments

Attachment 1 – Notification to Civilian Governing Body and Local Community

Ward:

All Wards

Synopsis of Previous Council Actions:
None