



## Legislation Details (With Text)

**File #:** 15-0591      **Version:** 2

**Type:** Agenda Item      **Status:** Approved

**File created:** 4/27/2015      **In control:** Board of Supervisors

**On agenda:** 1/24/2017      **Final action:** 1/24/2017

**Title:** Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare one (1) service weapon as surplus and, in accordance with State law, authorize the sale of the weapon to the carrying officer.

**FUNDING:** Sale proceeds.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 2A - Surplus Form 3060 1-24-17, 2. A - Probation Memo 5-19-15, 3. B - Probation Surplus 5-19-15

Date	Ver.	Action By	Action	Result
1/24/2017	2	Board of Supervisors	Approved	Pass
5/19/2015	1	Board of Supervisors	Approved	Pass

Chief Administrative Office, Procurement and Contracts Division, recommending the Board declare one (1) service weapon as surplus and, in accordance with State law, authorize the sale of the weapon to the carrying officer.

**FUNDING:** Sale proceeds.

### DEPARTMENT RECOMMENDATION

### DISCUSSION / BACKGROUND

Public Contract Code section 10334(c) states:

(c) Notwithstanding subdivision (a), any peace officer as defined in Chapter 4.5 (commencing with Section 830) of Title 3 of Part 2 of the Penal Code, employed by the State of California who is authorized to carry firearms may purchase his or her state-issued service firearm if the person's department head directs the department to change its state-issued service weapon system. The cost of the service firearm shall be the fair market value as listed in the annual Blue Book of Gun Values or replacement cost, whichever is less, of the firearm issued as determined by the appointing power, plus a charge for the cost of handling. The requesting officer shall request to purchase his or her firearm in writing to the department within 10 calendar days of receiving the new state-issued weapon.

In 2015 the Probation department suspended the use of Glock model 22, Generation 3 pistols and issued Glock model 22, Generation 4 pistols. Generation 4 pistols have many manufacturer upgrades compared to the previous models and use of the weapon has improved accuracy for officers. Value of the previous models was used to offset the majority of the cost for the upgrade. In May 2015, the Board declared 32 of the older model pistols surplus and approved the sale of those weapons to sworn officers in the Probation Department who requested to purchase their older service weapons.

In the surplus process, the Probation Department received a written request from Chief Probation Officer Brian Richart for permission to purchase his previously assigned service weapon in accordance with Public Contract Code section 10334(c). The paperwork for this transaction was misplaced and unbeknownst to the Department, Chief Richart's firearm was not included in the roster of surplus firearms approved by the Board. Chief Richart submitted the required payment and transfer fee to the County and took possession of the weapon after the Board item was approved. As a matter of clean up, the Department is requesting authorization to surplus the following weapon:

Glock 22, Gen 3, Serial #GES948

Upon approval of the recommendation, the Procurement & Contracts Division will process the necessary surplus property paperwork.

#### **ALTERNATIVES**

N/A

#### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

Probation

#### **CAO RECOMMENDATION**

Approve the department recommendation.

#### **FINANCIAL IMPACT**

Funds received from the sale are deposited into the General Fund.

#### **CLERK OF THE BOARD FOLLOW UP ACTIONS**

N/A

#### **STRATEGIC PLAN COMPONENT**

N/A

#### **CONTACT**

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