

**Sierra County  
Board of Supervisors'  
Agenda Transmittal &  
Record of Proceedings**

<b>MEETING DATE:</b> April 7, 2020	<b>TYPE OF AGENDA ITEM:</b> <input type="checkbox"/> Regular <input type="checkbox"/> Timed <input checked="" type="checkbox"/> Consent
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**DEPARTMENT:** Board of Supervisors  
**APPROVING PARTY:** Heather Foster, Clerk of the Board  
**PHONE NUMBER:** 530-289-3295

<b>AGENDA ITEM:</b> Resolution establishing policy for the award of county property to retiring employees.	
<b>SUPPORTIVE DOCUMENTS ATTACHED:</b> <input type="checkbox"/> Memo <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Agreement <input type="checkbox"/> Other Resolution	
<b>BACKGROUND INFORMATION:</b> The attached resolution reflects the requested changes by the Board on March 17, 2020 to authorize law enforcement to purchase their fire arm when they retire from the County.	
<b>FUNDING SOURCE:</b> N/A <b>GENERAL FUND IMPACT:</b> No General Fund Impact <b>OTHER FUND:</b> <b>AMOUNT:</b> \$ N/A	
<b>ARE ADDITIONAL PERSONNEL REQUIRED?</b>  <input type="checkbox"/> Yes, -- -- <input checked="" type="checkbox"/> No	<b>IS THIS ITEM ALLOCATED IN THE BUDGET?</b> <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No  <b>IS A BUDGET TRANSFER REQUIRED?</b> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

**SPACE BELOW FOR CLERK'S USE**

<b>BOARD ACTION:</b> <input type="checkbox"/> Approved <input type="checkbox"/> Approved as amended <input type="checkbox"/> Adopted <input type="checkbox"/> Adopted as amended <input type="checkbox"/> Denied <input type="checkbox"/> Other <input type="checkbox"/> No Action Taken	<input type="checkbox"/> Set public hearing For: _____ <input type="checkbox"/> Direction to: _____ <input type="checkbox"/> Referred to: _____ <input type="checkbox"/> Continued to: _____ <input type="checkbox"/> Authorization given to: _____	Resolution 2020- _____ Agreement 2020- _____ Ordinance _____ Vote: Ayes: Noes: Abstain: Absent: <input type="checkbox"/> By Consensus
<b>COMMENTS:</b>  _____  _____  _____  _____		
CLERK TO THE BOARD _____	DATE _____	

**BOARD OF SUPERVISORS, COUNTY OF SIERRA, STATE OF CALIFORNIA**

**RESOLUTION ESTABLISHING POLICY FOR THE AWARD OF COUNTY  
PROPERTY TO RETIRING EMPLOYEES**

**RESOLUTION NO. 2020-**

**WHEREAS**, California Constitution Art. XVI section 6 prohibits the gift of public funds to any agency or individual in the absence of a public benefit, and

**WHEREAS**, public property is a form of public funds, and

**WHEREAS**, the Board of Supervisors finds and determines that an award of a peace officer's service weapon benefits the public in that a retired peace officer may carry a concealed weapon (California Penal Code section 25450) and must remain competent in the use of a side arm and having an armed and trained peace officer available to the public in an emergency is a public benefit, and

**WHEREAS**, it is not the Board of Supervisor's intention to adopt a policy allowing retirees to retain county property except as specifically stated herein, and

**WHEREAS**, the Board of Supervisors finds that the incidental benefit to an individual does not out-weigh the public benefit of awarding a retired peace officer his/her personal side arm.

**NOW THEREFORE BE IT RESOLVED**, that the Board of Supervisors, based on the foregoing, establishes that a peace officer retiring from Sierra County with a minimum of twenty (20) years law enforcement service, at least ten (10) years of which was in the service of Sierra County shall be eligible to retain their assigned duty side arm (handgun only) as their personal property upon payment of the fair market value of the duty side arm as determined by the Sheriff and Auditor of Sierra County.

**BE IT FURTHER RESOLVED**, that this Resolution shall be prospective only and applicable only to requests received after the execution hereof. All transfer of duty weapons shall be through federally licensed arms dealer.

**ADOPTED** by the Board of Supervisors of the County of Sierra, State of California on the \_\_\_ day of \_\_\_\_\_ 2020 by the following vote:

- AYES:
- NOES:
- ABSTAIN:
- ABSENT:

COUNTY OF SIERRA

\_\_\_\_\_  
JIM BEARD  
BOARD OF SUPERVISORS

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
HEATHER FOSTER  
CLERK OF THE BOARD

\_\_\_\_\_  
DAVID PRENTICE  
COUNTY COUNSEL