

BOARD OF SUPERVISORS, COUNTY OF SIERRA, STATE OF CALIFORNIA

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

RESOLUTION NO. 20-

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 outweigh 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 a minimum of ten (10) years of county service is eligible to retain their respective assigned side arm as their personal property upon award of same by the Board.

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