

RESOLUTION NUMBER R- 315962

DATE OF FINAL PASSAGE DEC 19 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING MOVEMENT OF SMART
STREETLIGHT AND AUTOMATED LICENSE PLATE
READER TECHNOLOGIES UNDER THE TRANSPARENT
AND RESPONSIBLE USE OF SURVEILLANCE
TECHNOLOGY ORDINANCE.

RECITALS

The Council of the City of San Diego (Council) adopts this Resolution based on the following:

A. The San Diego Police Department (SDPD) uses Smart Streetlight and Automated License Plate Reader (ALPR) technologies, which fall within the definition of surveillance technology under San Diego Municipal Code Chapter 2, Article 10, Division 1, the Transparent and Responsible Use of Surveillance Technology Ordinance (TRUST Ordinance).

B. The Council adopted the Use Policies and approved these technologies in August 2023 in San Diego Resolutions R-315096 and R-315097, and installation began in December 2023.

C. Smart Streetlights and ALPR technologies benefit the City and the community and have proven effective with at least 92 stolen vehicles, 5 firearms, and an estimated total of \$1,209,700 worth of property having been recovered as a direct result of ALPR alerts.

D. Homicide detectives have successfully used the technologies in ongoing investigations; traffic investigators have used the streetlight video while investigating two fatal collisions at intersections; and area station detectives utilize the information daily to assist in identifying suspects and solving cases.

E. Placement of Smart Streetlight and ALPR technology may require movement to various locations Citywide from time to time based on established criteria, including crime

statistics, input from SDPD investigators and commanding officers, input from the community, and input from Councilmembers.

F. Additionally, during the installation process, numerous infrastructure issues have been identified requiring movement of the technologies, including multiple issues with light poles and obstructions such as trees or other items blocking camera views.

G. After a location is selected based on established criteria, further movement may occur within a two-block zone to account for infrastructural and natural barrier issues posing challenges to installation.

H. The current location and any movement of all Smart Streetlights and ALPRs will be available to the public on an interactive map, will be reported in writing to the Privacy Advisory Board and the affected Council District, and reported in the Annual Surveillance Report as required by the TRUST Ordinance.

I. Based on the dynamic and variable location needs for the technologies, SDPD seeks flexibility for movement of the Smart Streetlights and ALPRs based on established criteria described in the updated Impact Reports, on file with the City Clerk as document numbers 315962-1 and 315962-2.

J. There are no new costs associated with movement of the technologies.

K. There are no changes to the approved Surveillance Use Policies for Smart Streetlights and ALPR technologies.

L. Use of Smart Streetlights and ALPR technologies at effective locations will continue to follow all Constitutional and civil rights safeguards and will not be installed where they may capture data related to immigration buildings, health care facilities, places of worship, and similar sensitive areas.

M. SDPD notified the Chair of the Privacy Advisory Board (Board) in writing on May 16, 2024, and presented the proposal for movement of the technologies to the Board on May 23, 2024, at a publicly noticed meeting, and has responded to the Board's questions.

N. The Board did not make a recommendation on the proposal within 90 days of notice to the Board Chair, which expired on August 14, 2024, and SDPD now seeks Council approval of the proposal for movement of Smart Streetlight and ALPR technologies.

O. The Council has considered the updated Surveillance Impact Reports and information provided by City staff.

P. The Office of the City Attorney has drafted this resolution based on the information provided by City staff, with the understanding that this information is complete, true, and accurate.

ACTION ITEMS

Be it resolved by the Council of the City of San Diego:

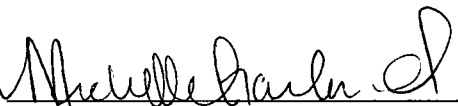
1. The benefits to the community of moving Smart Streetlight and ALPR technologies in accordance with established criteria outweigh the costs.
2. The City's proposal for movement of Smart Streetlight and ALPR technologies will safeguard civil liberties and civil rights.
3. No alternative with a lesser economic cost or lesser impact on civil rights or civil liberties would be as effective as the City's proposal for movement of Smart Streetlight and ALPR technologies.
4. Movement of Smart Streetlight and ALPR technologies based on established criteria and within a two-block zone due to infrastructural and natural barrier issues is hereby approved by the Council under the TRUST Ordinance.

5. The current location and any movement of all Smart Streetlights and ALPRs will be available to the public on an interactive map, will be reported in writing to the Privacy Advisory Board and the affected Council District, and reported in the Annual Surveillance Report as required by the TRUST Ordinance.

6. This approval is not intended to and shall not supersede existing processes to seek approval for the appropriation and expenditure of specific funds through the annual budget process, or existing processes for the approval and execution of contracts, donations, and grants.

7. The Council shall review this approval annually as required by the TRUST Ordinance.


APPROVED: HEATHER FERBERT, City Attorney

By: 
Michelle A. Garland
Senior Chief Deputy City Attorney

MAG:hm
December 3, 2024
Or.Dept: PSE
CC: N/A
Doc. No. 3892480_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of DEC 17 2024.

DIANA J.S. FUENTES
City Clerk

By 
Deputy City Clerk

Approved: 12/19/24
(date)


TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on DEC 17 2024, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Jennifer Campbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Stephen Whitburn	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Henry L. Foster III	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Marni von Wilpert	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Kent Lee	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Raul A. Campillo	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Vivian Moreno	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage DEC 19 2024

(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

AUTHENTICATED BY:

(Seal)

TODD GLORIA
Mayor of The City of San Diego, California.

DIANA J.S. FUENTES
City Clerk of The City of San Diego, California.

By Connie Patterson Deputy

Office of the City Clerk, San Diego, California
Resolution Number R- **315962**