

RESOLUTION NUMBER R- 315430

DATE OF FINAL PASSAGE MAR 22 2024

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO APPROVING UNMANNED AIRCRAFT
SYSTEMS AND DEJERO DOWNLINK TRANSMISSION
SYSTEM TECHNOLOGY UNDER THE TRANSPARENT AND
RESPONSIBLE USE OF SURVEILLANCE TECHNOLOGY
ORDINANCE.

WHEREAS, the San Diego Police Department (SDPD) uses Unmanned Aircraft Systems (UAS) and Dejero Downlink Transmission System (DTS) technology, which falls within the definition of surveillance technology under San Diego Municipal Code Chapter 2, Article 10, Division 1, the Transparent and Responsible Use of Technology Ordinance (TRUST Ordinance); and

WHEREAS, approval of the Council of the City of San Diego (Council) is required under the TRUST Ordinance; and

WHEREAS, UAS provide support during critical incidents by providing real-time video imagery through small remotely operated aircraft to support investigations, and to provide enhanced security overwatch and anti-terrorist efforts during Special Events and large gatherings with the intent to identify pre-incident indicators and mitigate terrorist and criminal acts before they occur; and

WHEREAS, UAS data is not shared with third parties and is only accessed by authorized SDPD personnel; and

WHEREAS, the Dejero DTS is an electronic system that transmits real-time video to a command post or tactical team from a remote location. It does not record videos or take photographs. It is used solely with the UAS equipment to transmit live video, and access is regulated to only a few authorized SDPD UAS Unit members who are specially trained; and

WHEREAS, the Dejero DTS does not contain any cameras or microphones; and

WHEREAS, UAS and Dejero DTS technology benefit the City and the community by furthering SDPD's ability to provide enhanced situational awareness during critical incidents, providing an additional de-escalation tool to prevent loss of lives during potentially lethal encounters, providing additional transparency and video documentation of officer actions during dynamic tactical incidents, and providing an enhanced form of evidence collection at major crime scenes, such as homicides and officer-involved shootings; and

WHEREAS, the UAS and Dejero DTS will be used Citywide and SDPD held community meetings discussing these technologies in all Council Districts on November 8, 2023, received public comment, and incorporated the public comments and written responses into the Surveillance Impact Report; and

WHEREAS, SDPD has prepared and publicly released and posted a Surveillance Use Policy and a Surveillance Impact Report for UAS and Dejero DTS, on file with the City Clerk as document numbers RR-315430⁻¹ and RR-315430⁻²; and

WHEREAS, UAS and Dejero DTS, including the proposed Surveillance Use Policy and the Surveillance Impact Report, was reviewed by the Privacy Advisory Board (Board) on November 16, 2023, at a publicly noticed meeting; and

WHEREAS, the Board recommended the Council approve the UAS and Dejero DTS technology proposal, with some recommended modification; and

WHEREAS, SDPD received and reviewed the recommendations of the Board and responded to the Board's recommendation in a memorandum dated January 31, 2024; and

WHEREAS, the Council has considered the Surveillance Impact Report and Surveillance Use Policy for UAS and Dejero DTS; and

WHEREAS, the Council has considered the recommendations of the Board; and

WHEREAS, 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; NOW, THEREFORE,

BE IT RESOLVED, by the City Council of the City of San Diego, that the benefits to the community of UAS and Dejero DTS technology outweigh the costs.

BE IT FURTHER RESOLVED, that the Council determines the City's proposal for UAS and Dejero DTS will safeguard civil liberties and civil rights.

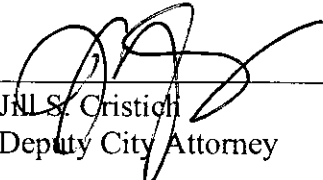
BE IT FURTHER RESOLVED, that the Council determines that no alternative with a lesser economic cost or lesser impact on civil rights or civil liberties would be as effective a UAS and Dejero DTS technology.

BE IT FURTHER RESOLVED, that UAS and Dejero DTS are hereby approved by the Council pursuant to the TRUST Ordinance.

BE IT FURTHER RESOLVED, that 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.

BE IT FURTHER RESOLVED, that the Council shall review this approval annually as required by the TRUST Ordinance.

APPROVED: MARA W. ELLIOTT, City Attorney

By  _____
J. S. Cristich
Deputy City Attorney

JSC:hm
February 26, 2024
Or.Dept: PSE
CC No. N/A
Doc. No. 3565867_2

I certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of MAR 19 2024.

DIANA J.S. FUENTES
City Clerk

By Connie Patterson
Deputy City Clerk

Approved: 3/22/24
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on MAR 19 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"/>
District 4 - vacant	<input 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Sean Elo-Rivera	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Date of final passage MAR 22 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:

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

(Seal)

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- **315430**