



Privacy Advisory Commission
February 1, 2018 5:00 PM
Oakland City Hall
Hearing Room 1
1 Frank H. Ogawa Plaza, 3rd Floor
Meeting Agenda

Commission Members: District 1 Representative: Reem Suleiman, District 2 Representative: Vacant, District 3 Representative: Brian M. Hofer, District 4 Representative: Lou Katz, District 5 Representative: Raymundo Jacquez III, District 6 Representative: Clint M. Johnson, District 7 Representative: Robert Oliver, Council At-Large Representative: Saied R. Karamooz, Mayoral Representative: Vacant

Each person wishing to speak on items must fill out a speaker's card. Persons addressing the Privacy Advisory Commission shall state their names and the organization they are representing, if any.

1. 5:00pm: Call to Order, determination of quorum
2. 5:05pm: Review and approval of November and January meeting minutes
3. 5:10pm: Open Forum
4. 5:15pm: Presentation by Oakland Police Department - Annual Report on Cellular Site Simulator Use
5. 5:35pm: Presentation by Oakland Police Department - Private Video Camera Registry
6. 5:55pm: Annual election of Chair, Vice-Chair
7. 7:00pm: Adjournment



Privacy Advisory Commission
November 8, 2017 5:00 PM
Oakland City Hall
Hearing Room 1
1 Frank H. Ogawa Plaza, 3rd Floor
Special Meeting Minutes

Commission Members: *District 1 Representative: Reem Suleiman, District 2 Representative: Vacant, District 3 Representative: Brian M. Hofer, District 4 Representative: Lou Katz, District 5 Representative: Raymundo Jacquez III, District 6 Representative: Clint M. Johnson, District 7 Representative: Robert Oliver, Council At-Large Representative: Saied R. Karamooz, Mayoral Representative: Vacant*

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1. 5:00pm: Call to Order, determination of quorum

The meeting came to order at 5:05pm, all members were present.

2. 5:05pm: Review and approval of October meeting minutes

The October minutes were approved unanimously.

3. 5:10pm: Open Forum

There was one public speaker under open forum.

4. 5:15pm: Discuss and take possible action on Oakland Police Department Immigration Policy No. 415

The Committee reviewed the current OPD Immigration Policy 415 and had a lengthy discussion about the level of support OPD can provide when ICE conducts any operations in the City of Oakland. Of specific concern was the ICE operation that occurred on August in West Oakland in which OPD officers were dispatched to conduct traffic control at the perimeter of the operation.

Chairperson Hofer submitted a packet of material including press releases, media coverage, and information from ICE and the courts received through public records requests. He raised the concern that

although ICE claimed the operation was to stop a human trafficking ring, only one person was arrested on the day of the operation and they were taken into custody for only immigration violations. He also expressed concern that the Chief of Police had continued to misrepresent the operation after it was learned that the operation did not involve trafficking.

Lt. Hookfin, who was assigned to the operation, answered questions about establishing a perimeter and preventing pedestrian traffic in front of the residence to protect the public. He explained that this is a common practice for OPD when other agencies are conducting an operation in Oakland to keep the area safe for the public.

Several members expressed concern that when OPD aids ICE while it conducts an operation, that OPD is providing ICE the type of assistance in immigration/deportation actions that Oaklanders are strongly against. Members also stated that due to actions in other cities, local law enforcement are sometimes misled and inadvertently help in non-criminal immigration operations when they have been told the operation involves a more significant criminal matter.

Based on these concerns the Commission passed a motion to send a recommendation to the City Council that it conduct a public hearing on the activities of the day of the ICE operation and that the policy be changed to state that OPD will not help in any ICE Operation including providing traffic/perimeter control assistance. The motion passed unanimously.

5. 5:45pm: Receive staff status update on Surveillance Equipment Ordinance labor discussions and take possible action.

Joe DeVries provided a brief update explaining that the ordinance was being reviewed internally with OPD and a new draft would be brought back to the Commission in January.

6. 6:00pm: Subcommittee status update on ALPR policy conversion project

There was no report.

7. 6:05pm: Further discussion of citywide Privacy Initiative and Privacy Program (Seattle)

The Commission reviewed the Seattle Privacy Policy as a model for Oakland to use and an ad hoc committee was created to work with Joe DeVries and other city staff in developing a draft to bring back to the Commission in the coming months. Members Oliver, Suleiman, and Katz all agreed to serve on this committee.

8. 7:00pm: Adjournment



Privacy Advisory Commission
January 4, 2018 5:00 PM
Oakland City Hall
Hearing Room 1
1 Frank H. Ogawa Plaza, 3rd Floor
Meeting Minutes

Commission Members: *District 1 Representative: Reem Suleiman, District 2 Representative: Vacant, District 3 Representative: Brian M. Hofer, District 4 Representative: Lou Katz, District 5 Representative: Raymundo Jacquez III, District 6 Representative: Clint M. Johnson, District 7 Representative: Robert Oliver, Council At-Large Representative: Saied R. Karamooz, Mayoral Representative: Vacant*

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1. 5:00pm: Call to Order, determination of quorum

The meeting came together at 5:00pm with all members present.

2. 5:05pm: Open Forum

There were no Open Forum Speakers.

3. 5:10pm: Roundtable discussion on data sharing with Mike Sena, Executive Director of Northern California Regional Intelligence Center (NCRIC). There is no action to be taken on this item.

Mike Sena, the Executive Director of the Northern CA Regional Intelligence Center (NCRIC) gave a thorough presentation explaining the origin of NCRIC, what its intended goals are, who its members are, and what policies guide its work. Much of the supporting documentation was included on the Agenda Packet including a lengthy questionnaire and a copy of the NCRIC Automated License Plate Reader Policy.

4. 6:30pm: Discuss and take possible action on Surveillance Equipment Ordinance.

This item was tabled and a Special Meeting will be scheduled in the next two weeks to address this item.

5. 7:00pm: Adjournment



Privacy Advisory Commission
January 17, 2018 5:00 PM
Oakland City Hall
Hearing Room 1
1 Frank H. Ogawa Plaza, 3rd Floor
Special Meeting Minutes

Commission Members: *District 1 Representative: Reem Suleiman, District 2 Representative: Vacant, District 3 Representative: Brian M. Hofer, District 4 Representative: Lou Katz, District 5 Representative: Raymundo Jacquez III, District 6 Representative: Clint M. Johnson, District 7 Representative: Robert Oliver, Council At-Large Representative: Saied R. Karamooz, Mayoral Representative: Vacant*

Each person wishing to speak on items must fill out a speaker's card. Persons addressing the Privacy Advisory Commission shall state their names and the organization they are representing, if any.

1. 5:00pm: Call to Order, determination of quorum

The meeting was called to order at 5pm with all members present.

2. 5:05pm: Open Forum

There were no Open Forum Speakers.

3. 5:10pm: Discuss and take possible action on Surveillance Equipment Ordinance.

The Commission reviewed the proposed changes submitted by City staff and the Chairperson's additional recommendations. A final draft was approved unanimously to be forwarded to the Public Safety Committee. (Attached as "Surveillance Technology Ordinance as recommended by PAC 011718 Final").

4. 7:00pm: Adjournment

The Meeting adjourned at 7pm.



MEMORANDUM

TO: Anne Kirkpatrick
Chief of Police

FROM: Serge Babka
Timothy Birch

SUBJECT: Cellular Site Simulator – 2017 Annual Report

DATE: January 23, 2018

Background

Oakland Police Department Lexipol Policy 609, Cellular Site Simulator Usage and Policy, requires that we provide an annual report. Section 609.7.2, Annual Report, requires that the “Cellular Site Simulator Program Coordinator shall provide the Chief of Police, the Privacy Advisory Commission, and Public Safety Committee with an annual report” that includes all of the below data points. (Sergeant Babka is currently the Program Coordinator.)

2017 Data Points

- (a) The number of times cellular site simulator technology was requested: 3
- (b) The number of times cellular site simulator technology was used: 3
- (c) The number of times that agencies other than the Oakland Police Department received information from use of the equipment by the Oakland Police Department: OPD received information while operating the CSS with the DA Inspector. However, no data was downloaded, retained, or shared.
- (d) The number of times the Oakland Police Department received information from use of this equipment by other agencies: OPD did not receive any data from use of this equipment by other agencies.
- (e) Information concerning any violation of this policy including any alleged violations of policy. There were no policy violations.
- (f) Total costs for maintenance, licensing and training, if any. OPD did not incur any maintenance, licensing, or training costs.
- (g) The results of any internal audits and if any corrective action was taken, subject to laws governing confidentiality of employment actions and personnel rules. No audits were conducted due to low usage. All three deployments were reviewed and were in compliance with policy. No corrective action was needed.
- (h) The number of times the equipment was deployed: 3

Additional Information

The below table provides additional information responsive to Policy section 609.7.1, Deployment Log, that is also required for the annual report.

Agency	Reason	Offense	Location	Results	Operators	Info Shared	Notes
Oakland PD	To make or attempt an arrest	187 PC (Murder)	Oakland Area 4	Unable to Locate	One OPD officer, two DA Inspectors	No	OPD Warrant
Other Agency (detail in notes)	To make or attempt an arrest	187 PC (Murder)	Hayward	Effectuated arrest	One OPD officer, two DA Inspectors	No	DA Inspector warrant. They requested one officer assist them in operating the device.
Other Agency (detail in notes)	To make or attempt an arrest	664/ 187 PC (Attempted Murder)	San Leandro	Unable to Locate	One OPD officer, two DA Inspectors	No	DA Inspector warrant. They requested one officer assist them in operating the device.

Respectfully submitted,

Serge Babka, Sergeant, Intelligence Unit
 Timothy Birch, Police Services Manager I, Research and Planning

Private Video Camera Registry

610.1 PURPOSE AND SCOPE

The Private Video Camera Registry (the “Registry”) is a database of private camera locations, maintained by the Oakland Police Department and the City’s Information Technology Department.

The Registry allows OPD personnel to quickly and efficiently locate camera locations and contact information to assist in the investigation of crime.

The Registry is not intended for viewing live-real time video. OPD does not ask for Internet Protocol (IP) addresses to watch live video and cannot use the cameras to conduct surveillance.

610.2 CAMERA REGISTRATION

The Registry includes a web-based portal where residents and merchants voluntarily register their cameras. Owners can provide contact information, video camera location(s), and technical details about their cameras. The data that members of the public input in their online entry is populated into the database.

Members of the public can register their cameras as well as obtain information about the program at <http://www2.oaklandnet.com/government/o/OPD/s/cameraregistry/index.htm>.

610.3 OPD ACCESS AND USE

Access to the Registry is available only to active OPD personnel and only through a smartphone with either the IOS-(Apple) or Android-based (Google) operating system. There is no desktop computer-based Camera Registry application available for most personnel.

The Camera Registry Application Installation Manual (TF-3510) provides instructions for downloading and using the smartphone application.

The Registry application includes a geographic information system (GIS)-based mapping interface that connects to the database. The GIS mapping system enables OPD personnel to find camera locations and contact information very quickly, by tapping on the camera icon for any camera registrant.