

ALAMEDA COUNTY SURVEILLANCE TECHNOLOGY WORKGROUP

Friday, December 15, 2017
9:30 a.m. – 11:00 a.m.

Chair: Nancy E. O'Malley - District Attorney

Members

Alison Bernstein
Matt Cagle
Peter Coletto
Marcus Dawal
Chuck Denton
Jeremy Gillula
Brian Hofer
Richard Lucero
Rich Lucia
Al Mendall
Linda Tangren
Donna Ziegler

Location: **D.A. Consumer, Environmental and Worker Protection Division**
7677 Oakport Street, Suite 650
Oakland, CA 94612

MINUTES

I. Call to Order and Approval of Minutes from October 25, 2017 meeting

Nancy O'Malley, Alameda County District Attorney called the meeting to order and the Workgroup went around the room with introductions. The Workgroup accepted and approved the Minutes of 10/25/17 Surveillance Technology meeting as written.

II. Update on Brown Act provisions applicable to the Workgroup

Presenter: County Counsel

Scott Dickey, County Counsel provided the Workgroup with a summary of the California's Sunshine Law: Ralph M. Brown Act for reference.

III. Discussion of Applicable Regulations and Statutes affecting Workgroup Goals & Objectives

Group Discussion

Nancy O'Malley recapped the function of the Workgroup, which is to recommend policy around acquiring materials or acquiring equipment that involves surveillance.

Fred Bobbitt of the Fremont Police Department discussed and provided resources on existing regulations of how police agencies should be operating in reference to authorized surveillance and its technologies.

Brian Hofer of Oakland Privacy and Matt Cagle of ACLU-NorCal gave an update on Santa Clara County Surveillance Technology and Community Safety Ordinance and that they have submitted 77 separate use policies, and the only one kicked back and refined was the body camera policy.

IV. Next Steps

Ken Ryken of the District Attorney's Office will provide the Workgroup with a copy of the California Criminal Investigation Manual, Section 40 that reference electronic surveillance.

Brian Hofer suggested, for efficiency, the workgroup dedicate one meeting for discussing and understanding the Board of Supervisors authority with the Sheriff's and District Attorney's Offices. Members of the Workgroup agree to bring additional resources referencing the Board of Supervisors' authority. Pete Coletto of the County Administrators Office provide more information on the procedural structure of how the County Agencies work with the Board of Supervisors.

The District Attorney's Office will provide research from Santa Clara County regarding the Surveillance Technology and Community Safety ordinance and information about the 77 separate use policies and requested Brian Hofer to bring back more information and examples of existing policies.

The Workgroup will discuss the structure of the public forum.

PUBLIC COMMENT

None

ADJOURNED

The meeting was adjourned until Friday, January 19, 2018