

RESOLUTION NUMBER R- **316543**

DATE OF FINAL PASSAGE **DEC 1 2 2029**

A RESOLUTION OF THE COUNCIL OF THE CITY OF
SAN DIEGO AUTHORIZING THE APPROVED POLICE
DEPARTMENT SURVEILLANCE USE POLICY FOR SMART
STREETLIGHTS SURVEILLANCE TECHNOLOGY TO
REMAIN IN EFFECT UNDER THE TRANSPARENT AND
RESPONSIBLE USE OF SURVEILLANCE TECHNOLOGY
ORDINANCE WITH MODIFICATIONS AS IDENTIFIED IN
THE ANNUAL SURVEILLANCE REPORT.

RECITALS

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

A. The Council previously approved use of Smart Streetlights technology used by the San Diego Police Department (SDPD) 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 Surveillance Technology Ordinance (TRUST Ordinance).

B. The TRUST Ordinance requires SDPD to submit an Annual Surveillance Report (ASR) to the Privacy Advisory Board (Board) and Council by February 1 of each year discussing all existing surveillance technology and any new surveillance technology approved in the prior year.

C. The ASR provides a description of all SDPD technologies; how the technologies were used; information on data collection and data sharing; a description of physical objects to which the surveillance hardware was installed; a list of software updates, hardware upgrades, or system configuration changes; a description of where the technology was deployed geographically; a summary of community complaints or concerns; the results of any internal audits or investigations; information regarding any data breaches or unauthorized access and methodologies used to detect data breaches; crime statistics; statistics regarding California Public

Records Act requests; total annual cost of the technologies; and any requested modifications to the Surveillance Use Policy.

D. The Council must annually review the ASR and determine whether the approved Surveillance Use Policies should remain in effect, be modified, or be rescinded.

E. SDPD prepared, publicly released, and posted the 2024 Annual Surveillance Report on file with the City Clerk as document number RR- 316542, which included Smart Streetlights technology.

F. SDPD is seeking authorization for the previously approved Smart Streetlights Surveillance Use Policy to remain in effect with various modifications identified in the ASR.

G. The ASR, which includes the current Smart Streetlights Surveillance Use Policy and requested Modified Smart Streetlights Surveillance Use Policy, was reviewed by the Board on November 5, 2025, at a publicly noticed meeting.

H. In its review of the ASR under the TRUST Ordinance, the Board shall provide its advisory recommendation to the Council regarding whether: (1) the benefits to the community of each item of approved surveillance technology outweigh the costs; (2) civil rights and civil liberties are being safeguarded; and (3) the use of the surveillance technology, in accordance with the approved Surveillance Use Policies, should continue, cease, or be modified to address identified concerns.

I. SDPD received and reviewed the recommendations of the Board and, in response, has presented a Modified Smart Streetlights Use Policy for Council's consideration.

J. The Council has considered the ASR, Surveillance Use Policy and Modified Surveillance Use Policy for Smart Streetlights surveillance technology.

K. The Council has considered the recommendations of the Board.

L. The Council has determined that the SDPD approved Smart Streetlights Surveillance Use Policy, with proposed modifications, should remain in effect.

M. The Office of the City Attorney has prepared this Resolution based on the information provided by City staff, with the understanding that this information is complete and accurate.

ACTION ITEMS

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

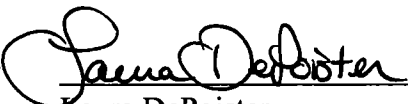
1. The Smart Streetlights Surveillance Use Policy as modified in the ASR, on file with the City Clerk as RR- **316542**, shall remain in effect.
2. As to the Smart Streetlights Surveillance Use Policy, the Council finds:
 - a. The benefits to the community of the approved surveillance technology outweigh the costs.
 - b. Continued use of the technology will safeguard civil liberties and civil rights.
 - c. No alternative with a lesser economic cost or lesser impact on civil rights or civil liberties would be as effective.
3. The Council requests that its decision to modify the Smart Streetlights Surveillance Use Policy identified in the Annual Surveillance Report be analyzed by the City's management team for labor relations to determine whether the modification requires notice to the City's recognized employee organizations and opportunity to negotiate the bargainable impacts of the modification, under the Meyers-Milias-Brown Act. If notice is required, the Council further requests that the City's management team provide the required notice and return to the

Council at a later date if there are any bargainable impacts that need to be addressed by the Council.

4. Approval for the Smart Streetlights Surveillance Use Policy to remain in effect 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.

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

APPROVED: HEATHER FERBERT, City Attorney

By 
Laura DePoister
Deputy City Attorney

LMD:amt
April 2, 2025
December 8, 2025 (R-2026-209 COR. COPY)
December 11, 2025 REV.
Or.Dept: PSE
Doc. No. 4275884

I certify that the Council of the City of San Diego adopted this Resolution at a meeting held on
DEC 09 2025.

DIANA J.S. FUENTES
City Clerk

By Kristell Medina
Deputy City Clerk

Approved: 12/12/25
(date)

Todd Gloria
TODD GLORIA, Mayor

Vetoed: _____
(date)

TODD GLORIA, Mayor

Passed by the Council of The City of San Diego on DEC 09 2020, by the following vote:

Councilmembers	Yeas	Nays	Not Present	Recused
Joe LaCava	☒	☐	☐	☐
Jennifer Campbell	☒	☐	☐	☐
Stephen Whitburn	☒	☐	☐	☐
Henry L. Foster III	☐	☒	☐	☐
Marni von Wilpert	☒	☐	☐	☐
Kent Lee	☒	☐	☐	☐
Raul A. Campillo	☒	☐	☐	☐
Vivian Moreno	☒	☐	☐	☐
Sean Elo-Rivera	☐	☒	☐	☐

Date of final passage DEC 12 2020.

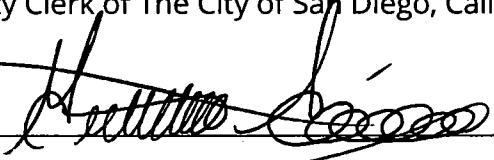
(Please note: When a resolution is approved by the Mayor, the date of final passage is the date the approved resolution was returned to the Office of the City Clerk.)

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 , Deputy

Office of the City Clerk, San Diego, California

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