

RESOLUTION NO. RES-2018-070

RESOLUTION OF THE COUNCIL OF THE CITY OF SANTA ROSA AMENDING
COUNCIL POLICY 400-04 - AUTOMATED LICENSE PLATE RECOGNITION USER
RULES AND PRIVACY AGREEMENT POLICY

WHEREAS, on December 13, 2016, the City Council adopted Council Policy 400-04 establishing privacy and user rules for the Automated License Plate Recognition system for parking enforcement; and

WHEREAS, American Civil Liberties Union Foundation v. Superior Court (County of Los Angeles) (2017) 3 Cal.5th 1032 held that automated license plate data is exempt from public disclosure; and

WHEREAS, the current policy needs to be amended to incorporate this case law; and

WHEREAS, the Automated License Plate Recognition system is now being used to gather parking occupancy data.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Santa Rosa, hereby amends Council Policy 400-04 - Automated License Plate Recognition User Rules and Privacy Agreement Policy, attached hereto and incorporated by reference as Exhibit A.

IN COUNCIL DULY PASSED this 8th day of May, 2018.

AYES: (5) Mayor Coursey, Vice Mayor Rogers, Council Members Combs, Sawyer, Tibbetts

NOES: (0)

ABSENT: (2) Council Members Olivares, Schwedhelm

ABSTAIN: (0)

ATTEST: _____ APPROVED: _____
City Clerk Mayor

APPROVED AS TO FORM:

City Attorney

Exhibit A – Council Policy 400-04 - Automated License Plate Recognition User Rules and Privacy Agreement Policy