

Fact 1: The TRUST SD Coalition has only advocated for the responsible use of surveillance technology, not an end to it completely - as demonstrated in our name: *Transparent and Responsible Use of Surveillance Technology*.

Fact 2: The TRUST SD Coalition began efforts to educate the public before learning that the current City Attorney, Mara Elliott, okayed the bad contract. We just wanted to protect community members (and the City) from a really bad deal. (And it is a *really* bad deal.)

Fact 3: Under the contract, General Electric (GE) has “a nonexclusive, perpetual, irrevocable, sublicenseable right and license to collect, use, reproduce, make available...and otherwise process the source data.” In fact, the contract explicitly states that “GE owns all right, title and interest in the processed data.”

Fact 4: There are two types of data: source (or raw) data and processed data.

Fact 5: General Electric (GE) stores the data collected by the Smart Streetlights. They do not need to be given access; they already have it. The data is in their possession. This means that people not employed by the City (meaning, people outside of the City) have access to the Smart Streetlight footage - despite Elliott’s failed claim that no one outside the City has access.

See video of 1/29/20 PS&LN meeting at 1:19:02 where the City does not refute Councilmember Moreno’s assertion that “we [the City of San Diego] don’t house the data. GE houses the data.”
[7924](#)

Fact 6: On January 29, 2020 City Staff sent a memo to City Councilmembers correcting Elliott’s false claim that the City stores data on the City’s own cloud after Elliott disseminated the false information to the media and to the public on social media. *Please see attachments.*

Fact 7: When the contract was voted on in 2016, a pilot program had already been initiated two years prior in East Village, and no words about “public safety” or “crime” were mentioned. In fact, it was introduced through the City Council’s Environmental Committee under the guise of energy-saving streetlights.

Fact 8: When the San Diego City Council voted on the \$30.3 million contract, the video capabilities of the Smart Streetlights were not discussed. The San Diego Police Department only became aware of the surveillance capability in August 2018.

Fact 9: The City Attorney never wrote a policy to outline rules for SDPD or anyone else to access the data or footage. So SDPD, not city officials, set the terms for how the department should police itself as it accesses data from the streetlights.

Fact 10: The TRUST SD Coalition is working with City and Elected Officials to put an overarching ordinance in place that will provide for public oversight, accountability, and transparency as it relates to the surveillance technology our city uses.



THE CITY OF SAN DIEGO

MEMORANDUM

DATE: January 29, 2020

TO: Honorable Council President Georgette Gómez & Members of the City Council

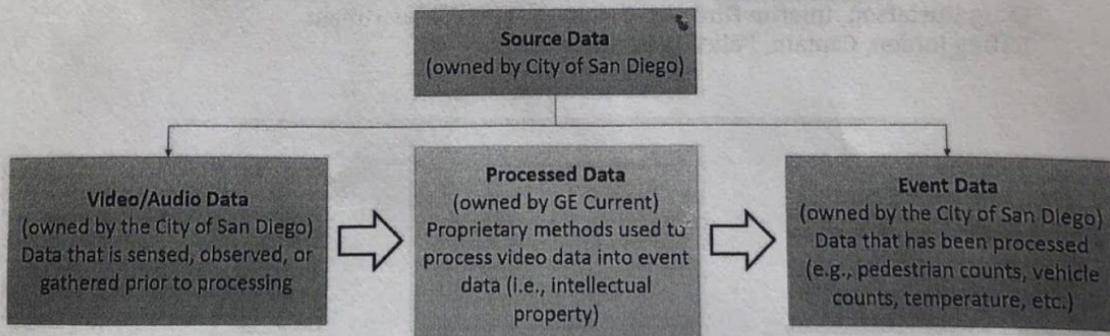
FROM: Cody Hooven, Director, Sustainability Department
via Erik Caldwell, Deputy Chief Operating Officer, Smart & Sustainable Communities Branch

SUBJECT: Additional Information to Support the City Attorney's January 28, 2020 Report on Intelligent Cities Streetlights (Report) to the Public Safety & Livable Neighborhoods Committee

We appreciate the City Attorney's report and general efforts to provide clarity around an issue of high public interest. Some of language in the Report about data associated with the streetlights or streetlight sensors (sensors) warrants clarifications. Specifically, the sections of the Report covering data – types, storage – require clarification to avoid future misunderstanding and confusion.

Types of Data

Source data consists of video/audio data and event data. Video data is raw video footage that is captured by the sensors; the sensors are not configured to sense, record or store any audio. Source data also consists of event data. Event data is anonymized alpha-numeric data that is created by processing video data or other information generated by sensors. Processed data is the proprietary methods (e.g., algorithms) used by GE Current to process video data into event data. The City of San Diego owns source data and GE Current owns processed data.



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January 29, 2020

Data Storage and Retention:

Event data is not stored in a City Cloud. GE Current manages the cloud storage of the City's source data. This is similar to how Microsoft manages the cloud storage of the City's emails. Event data is retained in the cloud storage for seven years.

Audio perceptions are not retained on the sensors as the sensors are not configured to sense, record or store any audio.

Please reach out to me at CHooven@sandiego.gov (619) 236-6563 or Colin Santulli at csantulli@sandiego.gov (619) 236-6307 if you have any questions pertaining to this update and process.

Sincerely,



Cody Hooven
Director, Sustainability Department

CH/ch

cc: Honorable City Attorney Mara Elliott
Aimee Faucett, Chief of Staff, Office of the Mayor
Kris Michell, Chief Operating Officer
Andrea Tevlin, Independent Budget Analyst
Ronald H. Villa, Assistant Chief Operating Officer
Rolando Charvel, Chief Financial Officer
David Nisleit, Chief of Police, Police Department
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