

DRAFT FORM

Submitted by
Chief Reese
5/30/12

DRAFT DATE: May 29, 2012

NEW

NO NUMBER - Electronic Video Surveillance Directive

Index: Title,

Refer: ORS 181.575, Specific Information Not to be Collected or Maintained

POLICY (XXX.XX)

All public space electronic video surveillance equipment used by or deployed under the direction of the Portland Police Bureau will be in accordance with local, state and federal law. Cameras may be deployed to monitor public spaces to assist in responding to natural disasters, other emergencies, for event management, and investigations of persons for whom there is reasonable suspicion to believe they have committed a crime. Cameras may also be deployed to monitor public spaces where known or suspected criminal activities have existed, and with the intention to prevent crime or capture or arrest persons committing crimes.

All use and monitoring of video surveillance equipment by members of the Portland Police Bureau will be conducted in a professional, ethical and legal manner. Members using video surveillance equipment that is lawfully deployed without a search warrant will not invade the privacy of individuals, or look into private areas or areas where a reasonable expectation of privacy exists. Video surveillance will not be used for the purpose of collecting or maintaining information about the political, religious or social views, associations or activities of any individual, group, association, organization, corporation, business or partnership unless such information directly relates to an investigation of criminal activities. All reasonable efforts will be taken to protect these privacy rights.

All recordings, unless being used in a criminal investigation or prosecution, shall be destroyed or deleted within 30 days. Only members with a need to know or with investigative, administrative or management responsibility will access video records. Access to information to satisfy personal curiosity is prohibited.

PROCEDURE (XXX.XX)**Directive Specific Definitions**

Members may videotape at assemblies, protests, demonstrations and events for the following purposes only:

- a. Holding members accountable for their management of crowds.
- b. Documentation of criminal activity.
- c. Training and debriefing the efficacy of the City of Portland's crowd management and control efforts.
- d. Documenting events for the purpose of defending the City of Portland in case of litigation.

Members may not videotape at assemblies for the purpose of collecting or maintaining information about the political, religious or social views, associations or activities of any individual, group, association, organization, corporation, business or partnership unless such information directly relates to an investigation of criminal activities, and there are reasonable grounds to suspect the subject of the information is or may be involved in criminal conduct.

Video documentation of assemblies, protests and demonstrations may be maintained by members only if it supports a criminal investigation based on reason to believe the subject of the information is or may be involved in criminal conduct. Otherwise, such video documentation must be destroyed within 30 days of the lack of an ongoing investigation or prosecution predicate or transferred to the Office of the City Attorney.

PUBLIC INVOLVEMENT

8) Was public involvement included in the development of this Council item (e.g. ordinance, resolution, or report)? Please check the appropriate box below:

- ☒ **YES:** Please proceed to Question #9.
☐ **NO:** Please, explain why below; and proceed to Question #10.

9) If "YES," please answer the following questions:

a) What impacts are anticipated in the community from this proposed Council item?

The community expects a reduction in livability crimes by control of illegal drug use in the impacted areas.

b) Which community and business groups, under-represented groups, organizations, external government entities, and other interested parties were involved in this effort, and when and how were they involved?

The Old Town/China Town, community and local residents and businesses were involved in voicing concerns about the impact of illegal drug sales and use on livability.

c) How did public involvement shape the outcome of this Council item?

The bureau was aware of heightened community concern and complaints. The bureau understands the need to increase District Attorney resources to process these crimes in order to address the problem.

d) Who designed and implemented the public involvement related to this Council item?

The Service Coordination Team, Central Precinct and the Police Bureau.

e) Primary contact for more information on this public involvement process (name, title, phone, email):

Austin Raglione, Program Manager
 503-823-3449
austin.raglione@portlandoregon.gov

10) Is any future public involvement anticipated or necessary for this Council item? Please describe why or why not.

The bureau anticipates future involvement with members of the community in the impacted area as the effects of these cameras are determined and the need to place or remove cameras is made evident.



MICHAEL REESE, Chief of Police

Portland, Oregon

FINANCIAL IMPACT and PUBLIC INVOLVEMENT STATEMENT For Council Action Items

(Deliver original to Financial Planning Division. Retain copy.)

1. Name of Initiator Elizabeth Gardiner	2. Telephone No. 823-0363	3. Bureau/Office/Dept. Police/Fiscal Svcs.
4a. To be filed (date): February 2, 2012 April 12	4b. Calendar (Check One) Regular <input type="checkbox"/> Consent <input checked="" type="checkbox"/> 4/5ths <input type="checkbox"/>	5. Date Submitted to Commissioner's office and FPD Budget Analyst: April 12 January 25, 2012
6a. Financial Impact Section: <input checked="" type="checkbox"/> Financial impact section completed		6b. Public Involvement Section: <input checked="" type="checkbox"/> Public involvement section completed

1) Legislation Title:

* Authorize the Chief of Police or designee to execute Access and Indemnification Agreements with property owners for installation of surveillance equipment on their property (Ordinance)

2) Purpose of the Proposed Legislation:

The purpose of this legislation is to authorize the Chief of Police, or his designee to sign Access and Indemnification Agreements with property owners for the installation and removal of cameras on private property.

3) Which area(s) of the city are affected by this Council item? (Check all that apply—areas are based on formal neighborhood coalition boundaries)?

- | | | | |
|--|------------------------------------|------------------------------------|--------------------------------|
| <input type="checkbox"/> City-wide/Regional | <input type="checkbox"/> Northeast | <input type="checkbox"/> Northwest | <input type="checkbox"/> North |
| <input type="checkbox"/> Central Northeast | <input type="checkbox"/> Southeast | <input type="checkbox"/> Southwest | <input type="checkbox"/> East |
| <input checked="" type="checkbox"/> Central City | | | |
| <input type="checkbox"/> Internal City Government Services | | | |

FINANCIAL IMPACT**4) Revenue:** Will this legislation generate or reduce current or future revenue coming to the City? If so, by how much? If so, please identify the source.

No revenue will be generated or reduced as a result of this legislation.

5) Expense: What are the costs to the City related to this legislation? What is the source of funding for the expense? (Please include costs in the current fiscal year as well as costs in future years. If the action is related to a grant or contract please include the local contribution or match required. If there is a project estimate, please identify the *level of confidence*.)

There is no cost to the City from this legislation.

6) Staffing Requirements:

- **Will any positions be created, eliminated or re-classified in the current year as a result of this legislation?** *(If new positions are created please include whether they will be part-time, full-time, limited term, or permanent positions. If the position is limited term please indicate the end of the term.)*

No positions will be created, eliminated or re-classified in the current year as a result of this legislation.

- **Will positions be created or eliminated in *future years* as a result of this legislation?**

No positions will be created or eliminated in future years as a result of this legislation.