



EXECUTIVE DECISION DOCUMENT

GENERAL MANAGER APPROVAL: <i>17 APRIL 2019</i> <i>Robert M. Pomeroy</i>		GENERAL MANAGER ACTION REQ'D:		
DATE: 4/2/2019		BOARD INITIATED ITEM: No		
Originator/Prepared by: Mimi Bolaffi Dept: Police Department	General Counsel	Controller/Treasurer	District Secretary	BARC
Signature/Date: <i>Mimi Bolaffi</i> 4/2/19 []	<i>[Signature]</i> 4/2/19 []	<i>[Signature]</i> 4/17/19 []	[]	<i>[Signature]</i> 4/17/2019 []
Status: Approved		Date Created: 4/2/2019		

Surveillance Use Automated License Plate Recognition (ALPR) Technology

PURPOSE:

To obtain 1) authorization to implement Automated License Plate Recognition (ALPR) Technology in BART Parking areas; and 2) approval of the attached Surveillance Use Policy and Impact Report and Annex.

DISCUSSION:

The BART Police Department is proposing to use ALPR technology for Law Enforcement purposes as a tool to implement strategies to reduce auto theft and auto burglaries that are negatively impacting BART Customers when parking in BART owned and operated parking facilities.

The proposed implementation of the ALPR system in BART parking areas would serve the following key purposes:

Crime Prevention

- Reduce the fear of crime and reassure the public and employees that they can safely park in BART parking facilities, which may increase BART ridership.
- Collect license plate numbers to assist in the identification, apprehension and prosecution of criminal offenders.
- Provide evidence to support the prosecution of offenders for criminal offenses.
- Provides both riders and employees a means of redress against property crimes, such as burglary and auto theft.

The District's Surveillance Technology Ordinance defines a "Surveillance Technology" in part as, "...any electronic device or system with the capacity to collect audio, visual, locational...or similar information." ALPR technologies meet this definition since it collects and captures photographs of license plate information.

Consistent with the District's Technology Surveillance Ordinance, staff has developed a Surveillance Use Policy, Surveillance Impact Report as well as addressed requirements of California Civil Code Sections 1798.90.51 and 1798.90.53 in an ALPR Annex.

Pursuant to the Ordinance, the Board was notified 21 days in advance, and the public was notified 15 days in advance (via posting on bart.gov and advertisement in several newspapers within the District).

FISCAL IMPACT:

There is no fiscal impact associated with this proposed action. Funding approval for this technology, if required in the future, will be handled by a separate action.

ALTERNATIVES:

While there are several manufactures of ALPR Technology, they serve the same purpose to photograph a license plate and digitize the information into readable information. There is no alternative to ALPR Technology outside of a uniformed officer taking a photograph of a plate and sending in the information. With the ever increasing number of parking spaces to more than 47,000 (and growing) the Police Department is not able to keep pace with this increase.

RECOMMENDATION:

Adoption of the following motion:

MOTION:

Pursuant to District Ordinance No. 2018-1, the Board of Directors finds:

- 1) That the benefits to the community arising from the implementation of ALPR Technology outweigh the costs, and thereby authorizes the General Manager or her designee is authorized to proceed with the ALPR implementation and data collection thereof.
- 2) That the Surveillance Use Policy for ALPR Technology will reasonably safeguard civil liberties and civil rights, and thereby approves the Surveillance Use Policy, Impact Report, and Annex for ALPR Technology.