



Item No. 4 Town of Atherton

CITY COUNCIL STAFF REPORT – CITY MANAGER’S REPORT

TO: HONORABLE MAYOR AND CITY COUNCIL
FROM: GEORGE RODERICKS, CITY MANAGER
DATE: FEBRUARY 17, 2021
SUBJECT: CITY MANAGER REPORT

The City Manager’s Report includes written reports from the Town’s various Departments. Staff is present to answer any questions the Council may have on the various issues noted in the written in the Reports.

ADMINISTRATION

City Council Goal Setting and Team Building

The City Clerk will be reaching out to each of you to setup one on one meetings with Nancy Hetrick for the first Team Building/Goal Setting meeting in early March. Each meeting with Nancy should be no more than an hour (likely via Zoom). The session in March will be a 4-hour Zoom meeting (with breaks). The initial session will be team building as well as some high-level goal setting to help inform the budget process.

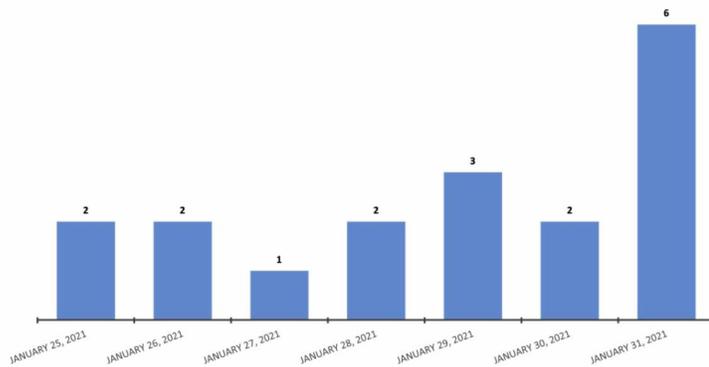
The second session will occur in late April and will be more in-depth Goal Setting.

Surf Air Update Week Ending January 31

Prior to COVID-19, Surf Air averaged 5 arrivals per day to San Carlos Airport with 2 services on Saturday during this period. Surf Air’s current average calculated from October 1, 2020 is 2.4 arrivals per day with one Saturday arrival this period.

Surf Air arrivals are aircraft using the WSN callsign in Vector

**San Carlos Airport
Surf Air Arrivals Per Day
Week of Jan 31, 2021**



Spring Edition of the Athertonian

The Spring Edition of the Athertonian will be released at the end of March. We have reached out to all of the Town's Committees and the Planning Commission for suggestions on potential articles for the Newsletter.

FINANCE

None.

BUILDING/PLANNING

Monthly Report

See attached Monthly Report.

ABAG Report on the RHNA Process

The ABAG Executive Board at its January 21 meeting approved the Draft Regional Housing Needs Allocation (RHNA) Methodology and Final RHNA Subregional Shares. The Board made what it called "equity" adjustments to numerous communities, with many receive a reduction. Despite our letter to ABAG, Atherton was not one of those communities. Atherton, along with Hillsborough, Ross, Portola Valley, Mill Valley, Monte Sereno, and other affluent communities were specifically called out as communities that exhibited *Above Average Racial and Economic Exclusion* that were subject to adjustments. As a result of the equity adjustments and other calculations:

- Hillsborough decreased overall from 606 to 551.
- Portola Valley decreased overall from 251 to 248.
- Woodside increased overall from 326 to 328.
- Monte Sereno decreased overall from 192 to 191.
- Ross decreased from 116 to 109.
- Mill Valley increased from 834 to 848.
- Atherton's prior number of 298 total **increased** to 328.

PUBLIC SAFETY

Monthly Report

See attached Monthly Report.

Flock Arrest

On Thursday morning, dispatch received a Flock hit on a gold Mercedes from the camera on Selby near El Camino Real. Staff identified that the vehicle was heading west on Selby. The Mercedes was listed as wanted out of Hayward PD for a felony with the advisement to all Police agencies to stop and hold the vehicle for fingerprint processing and ID of the occupants. Officers responded

and intercepted the vehicle as it was heading east on Selby near El Camino Real. The officers conducted a felony stop and took the suspect (sole occupant) into custody without incident. We are holding the Mercedes at the PD for Hayward officers to proof it for fingerprints. Hayward PD advised the vehicle was involved in a felony crime and recklessly evading/jeopardizing the life of a police officer.

It is unknown at this time what the driver or the vehicle was doing in Atherton.

Additional Flock Cameras

There have been several new agreements entered into with the Town for new Flock Cameras. Additional cameras are being posted off of Valparaiso as well as at the entry points into Lindenwood. These cameras are all resident-sponsored cameras.

Police Department Radio Encryption Transparency Plan

At the Council request, the Police Department has created a Department Transparency Plan for the radio encryption process. The Department will release a Police Department Radio Encryption letter to the residents to provide information and education on the rationale for the requirement of encryption and provide information related to transparency concerns. The Department will also outreach to media representatives and others on the use of Citizen RIMS and encourage sign-ups to receive Town News Flashes. The Public Information Officer will host meetings with media representatives to discuss and address their concerns regarding encryption and transparency. Lastly, the Department will conduct community meetings, as warranted, to address any continuing concerns.

Attached is the Transparency Plan.

PUBLIC WORKS

Monthly Report

See attached Monthly Report.

5-Year Affirmation of Quiet Zone

Every 5 years the Town must re-affirm compliance with the Supplemental Safety Measures required for maintaining a Quiet Zone. We must do this in writing and send the affirmation to the FRA, CPUC and rail operators. We issued our letter on February 3, 2021.

Caltrain Fencing

Caltrain has removed the temporary fencing and begun installation of permanent fencing and removal of some of the station items (ticket machine, clipper machine, newspaper rack, etc.).

It is anticipated that the work will continue over the next 2-3 weeks.

Park Events in 2021 (no updates)

Events are ramping up for reservations in Calendar Year 2021. Staff is currently reviewing reservation requests for:

- 6/12/21- Saturday -Jennings Pavilion – Wedding – 175 people
- 7/23/21- Friday - Carriage/North Meadow- Corporate Picnic – 170 people
- 8/28/21- Saturday - Jennings – Bar Mitzvah – 150 people
- 9/18/21- Saturday- Jennings – Wedding- 150 people

Renters will be advised about situational changes resultant from any continuing COVID-19 Restrictions.

AD HOC SUBCOMMITTEE UPDATES

Ad Hoc Subcommittee are appointed by the Mayor for limited and specific purposes.

- Legends Room – No Updates
- Sea Level Rise – No Updates
- IT/Town-wide Fiber – No Updates
- Multi-Jurisdictional Stanford Project(s) – No Updates
- Naming/Donor Recognition at Town Center – No Updates
- COVID-19 Restart – No Updates
- Surf Air – No Updates
- Refuse Services Franchise – No Updates
- Fire Services – Updates, if any, to be provided at meeting under Council Reports
- Furniture & Way Finding – Updates to be provided at meeting under the Town Center Report

ATTACHMENTS

Police Department Report
PD Encryption Transparency Plan
Public Works Department Report
Community Services Department Report

POLICE DEPARTMENT

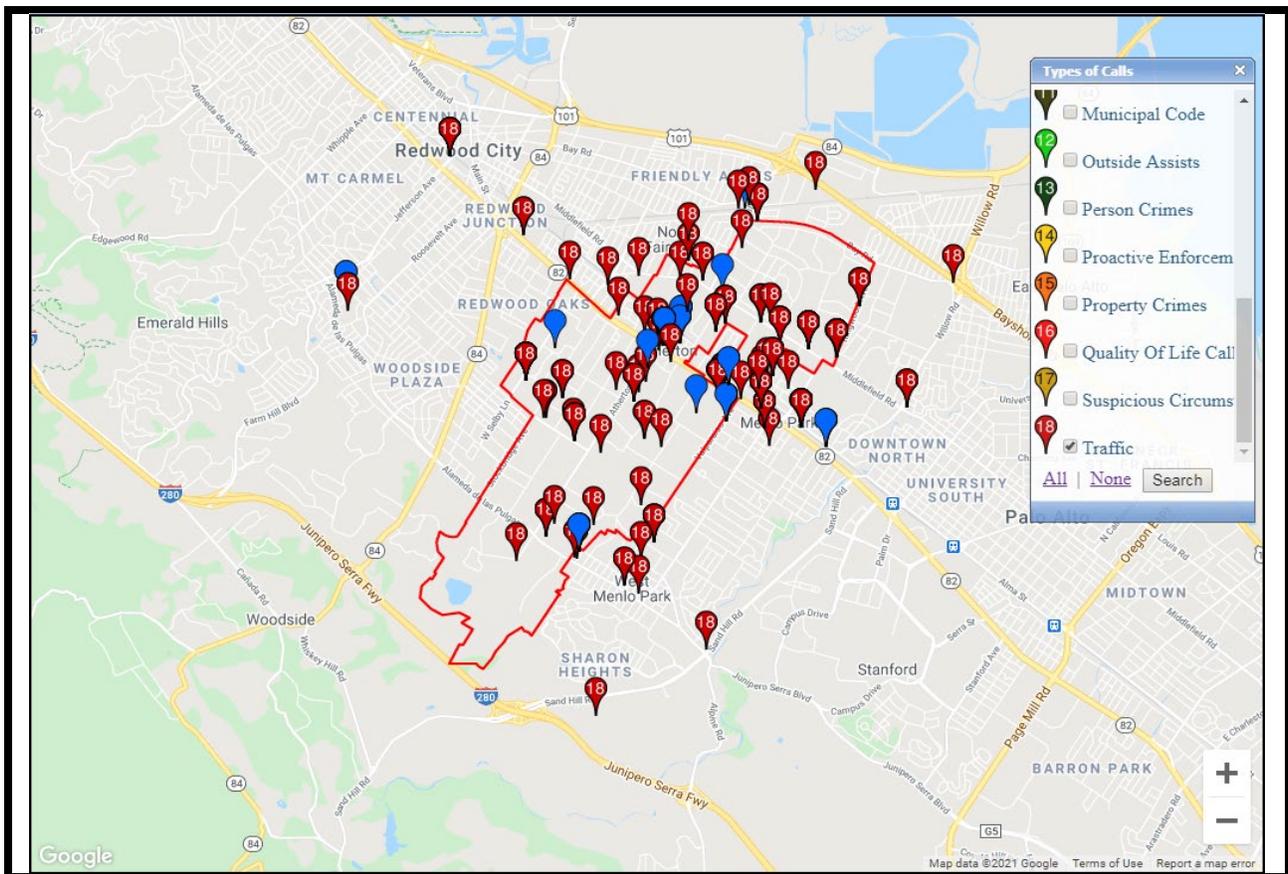
Police Activity

There were 48 investigations for the month of January. 19 offenders were cited, arrested, referred to the San Mateo County District Attorney’s Office for prosecution, or referred to the San Mateo County Juvenile District Attorney’s Office for prosecution. Those offenses included DUI, driving with a suspended driver’s license, various narcotics violations, criminal threats, trespassing, and vandalism.

Of the 2,596 total police incidents for the month of January, 1,625 were officer-initiated incidents, which resulted in 279 citations being issued for vehicle code and other violations. Officers initiated 1,302 other types of incidents that included investigating suspicious vehicles, traffic collisions, citizen flag downs, home checks, code enforcement and construction checks, follow-up investigations, pedestrian stops, traffic enforcement details, medical calls, and welfare checks.

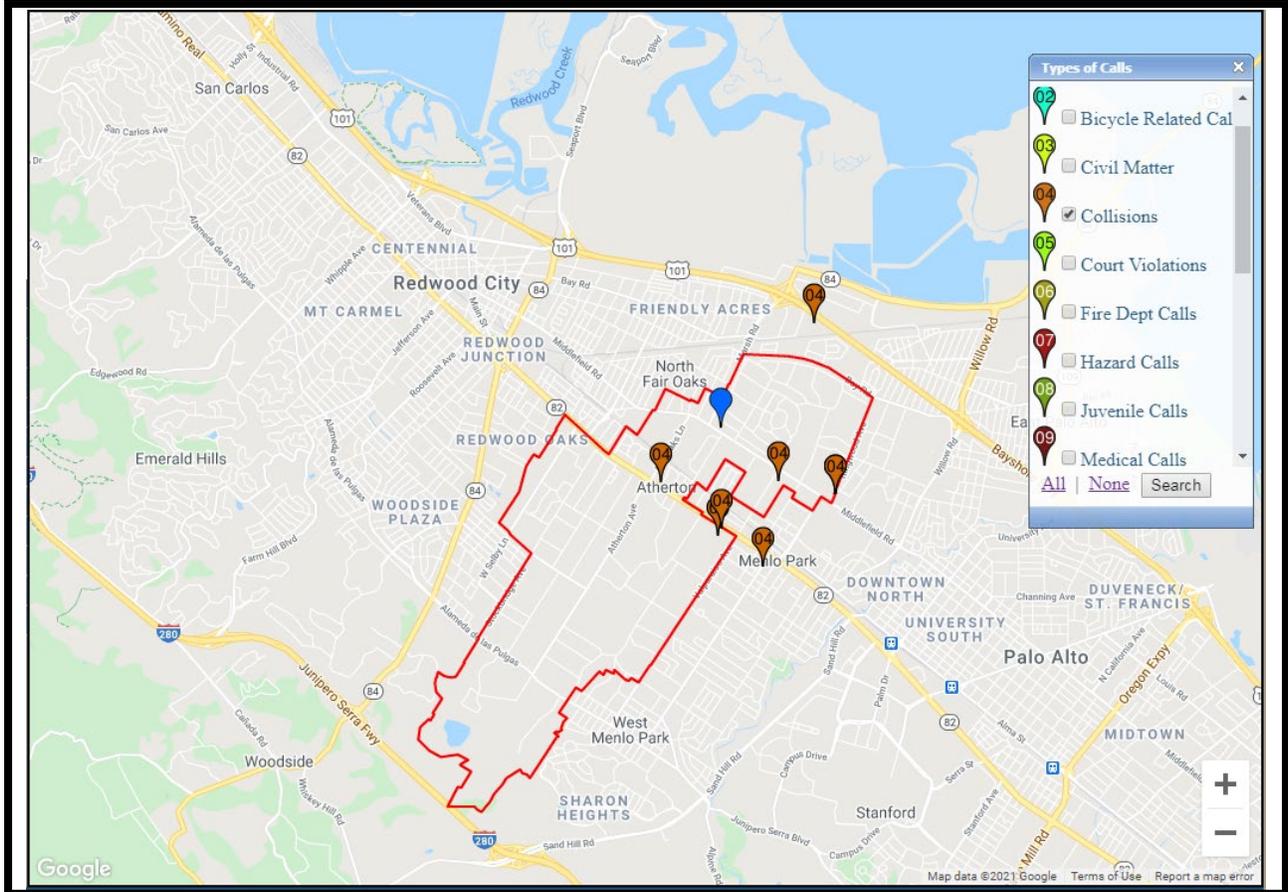
Traffic Incidents

Overall, there were 315 traffic incident locations, some with multiple stops, for January. The map below indicates the locations of the incidents for the reporting period.



Traffic Collisions

There were 8 collision locations (one location twice) in January for a total of 9 collisions. The map below indicates the locations of the incidents for the reporting period.



Bicycle Traffic Stops

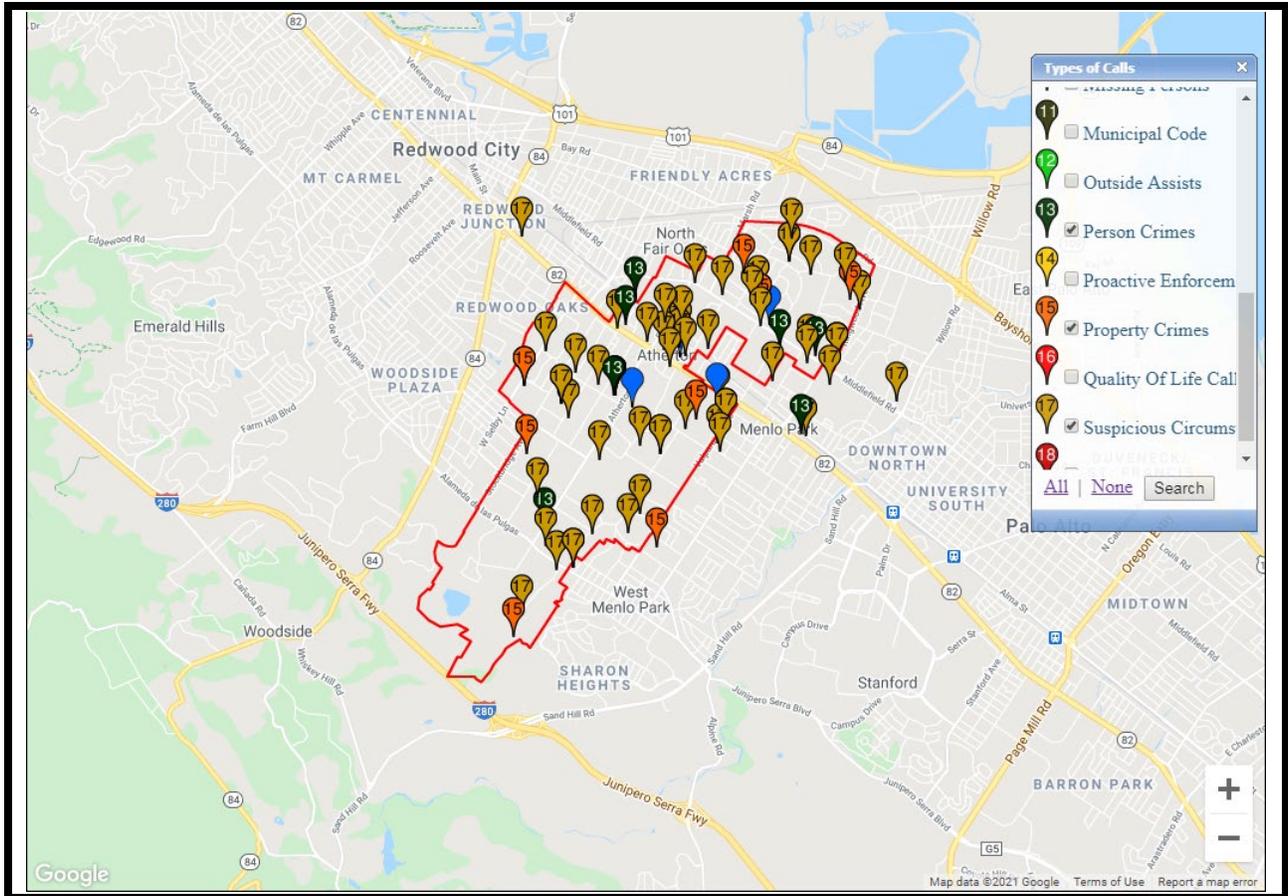
There were 6 bicycle stop incidents initiated for stop sign violations (3), improper lighting equipment (2), and three juveniles riding into traffic on a highway (1).

These stops resulted in 5 verbal warnings and 1 warning citation.



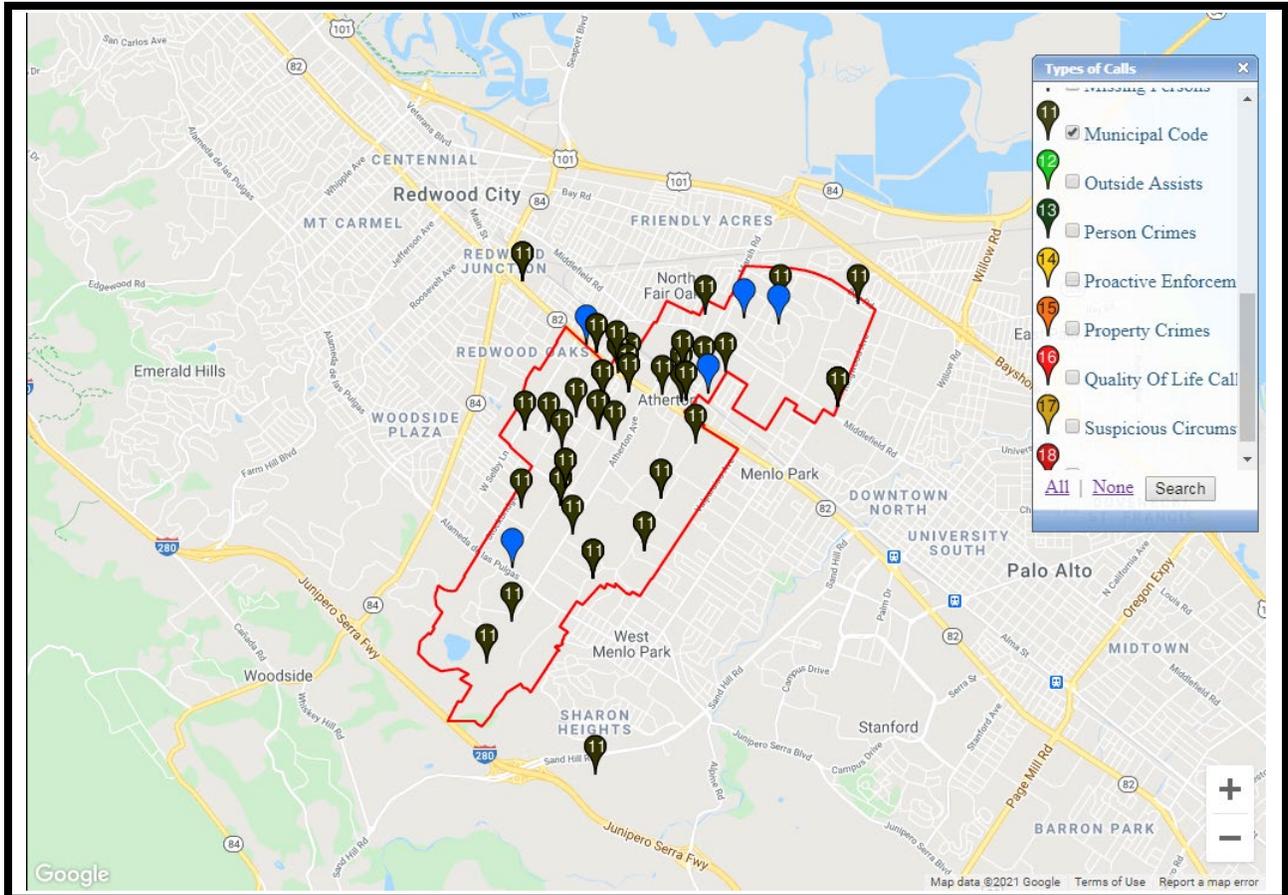
Criminal Activity and Suspicious Circumstances

The Department responded to 82 locations (some locations multiple times) for property crimes (10), person crimes (9), and incidents of suspicious circumstances (63).



Municipal Code Violations

The Department responded to 67 locations (some locations multiple times) for municipal code/health order violations. The municipal code violations were for illegal solicitors, construction parking, after hours construction, various noise disturbances, and right of way issues.



Holbrook Palmer Park

Holbrook Palmer Park had 89 incidents this reporting period, 85 of which were security checks and foot patrols by officers. The other incidents were for a suspicious vehicle, a Flock LPR activation for stolen license plates, and ordinance violations.

Premise Watch

Officers completed 691 House/Vacation checks during the month of January.

ATTACHMENT 1

School Incidents

Officers responded to **286** school incidents during this reporting period. These incidents were almost exclusively officer-initiated security checks, as the schools were still not in session.

School	Type	J	F	M	A	M	J	J	A	S	O	N	D	Total
<i>Encinal</i>	Other	4	3	4	1	4	2	-	4	3	4	1	3	33
	Security	32	14	55	58	29	40	32	40	37	36	26	44	443
	Traffic	1	-	-	-	1	-	1	1	-	1	6	2	13
<i>Knox School</i>	Other	-	-	-			-	-	-	-	-	-	-	-
	Security	-	-	-			-	-	-	-	-	-	-	-
	Traffic	-	-	-			-	-	-	-	-	-	-	-
<i>Las Lomitas</i>	Other		4	4	1	7	6	10	6	5	13	7	2	65
	Security	39	16	38	51	25	35	61	50	48	61	47	37	508
	Traffic		-	-	-	-	-	-	-	-	-	4	-	4
<i>Laurel</i>	Other	2	-	5	2	5	2	6	3	5	-	1	4	35
	Security	27	14	34	45	16	34	19	33	24	22	25	26	319
	Traffic	1	-	-	-	-	-	-		-	4	-	-	5
<i>M-A HS</i>	Other	5	35	32	3	6	11	3	11	12	12	3	8	141
	Security	57	22	64	91	57	49	60	69	56	65	60	51	701
	Traffic		2	-	-	-	1	1	-	-	-	-	3	7
<i>Menlo College</i>	Other	2	2	3	2	4	3	3	5	3	13	2	-	42
	Security	45	6	41	64	37	42	35	42	47	56	60	51	526
	Traffic	6	1	-	-	1	1	-	3	8	4	5	2	31
<i>Menlo School</i>	Other		2	5	-	1	3	2	2	3	2	2	1	23
	Security	7	10	16	17	5	12	11	10	17	5	4	9	123
	Traffic	-	-	-	-	-	-	-	-	-	-	-	1	1
<i>Sacred Heart</i>	Other	6	10	8	2	3	5	3	4	4	4	2	2	53
	Security	8	6	6	16	8	11	7	7	4	3	3	3	82
	Traffic	-	-	1	-	-	-	-	-	-	-	-	-	1
<i>Adelante Selby</i>	Other	1	1	1	3	7	5	2	1	-	7	-	-	28
	Security	43	25	66	57	37	38	34	37	41	45	42	38	503
	Traffic	-	1	-	1	2	1	1	2	-	-	1	1	10
Total		286	174	383	414	255	301	133	330	317	357	301	288	3,539

Response Times

The average response time for Priority 1 calls during this time period (calls are prioritized from 1 to 3 with Priority 1 being the highest priority) was **4 minutes, 02 seconds**, which met our goal of having an average response time of less than 8 minutes. Priority 1 calls take precedence over all other calls for service and require an immediate police response. The most common priority 1 calls are burglary, robbery, sexual assault, active physical altercations and residential burglary alarm activations, with the latter being the most frequent in Atherton. Response times are calculated from the time the call is dispatched until the time the officer arrives on the scene.

The table below depicts APD’s Priority 1 response times for the past six months:
Code 3 Emergency response time (when officers respond to an emergency call with lights and sirens):

MONTH	YEAR	RESPONSE TIME
December	2020	4:02
November	2020	4:36
October	2020	3:42
September	2020	4:12
August	2020	4:27
July	2020	4:09

For calls for service that required a code 3 response, the average response time was 2 minutes and 44 seconds.

TOTAL TRAINING HOURS FOR December 2020 – 44.5 HOURS

NAME	TRAINING/HOURS	DATES
Kockler	ALPR Tech Procedures/8 hours	Jan. 6, 13, 20, 27
Dutta	SMCO Sexual Abuse Protocol/7.5 hours	Jan. 13
Massagli	SMCO Sexual Abuse Protocol/7.5 hours	Jan. 14
Larsen	SLI-Session 6-8/24 hours	Jan 21-23
MacDonald/Rojas	Report Writing Update/16 hours	Jan. 25-26
Torres	Search, Seizure, & Search Warrants/16 hours	Jan. 25-26
Massagli	Cybersecurity Principles-Session 1/1hour	Jan. 27
Robbins/Pronske	CPCA Leadership Challenge/1.5 hours	Jan. 27
Robbins	Use of Force Investigations Under PC835a/2 hours	Jan. 27
Cisco	Criminal Law for Records Personnel/6 hours	Jan. 28

ATTACHMENT 1

The below table depicts the amount of officer-initiated activity and the number of traffic citations issued for the past six months:

MONTH	OFFICER INITIATED ACTIVITY	CITATIONS
January	1,625	279
December	1,703	70
November	1,698	439
October	1,705	499
September	1,667	469
August	2,013	367
July	1,808	208

Code Enforcement Activity Report

January 1 – January 31, 2021

Summary:

	Activity	Total for Month	Year to Date (From 01/01/2021)
1.	Opened Cases	34	34
2.	Resolved/Closed Cases	34	34
3.	Cases Pending	163	N/A
4.	Written/Formal Notices Issued	7	7
5.	Citations Issued	9	9
6.	Amount in Citations	\$1,000	\$1,000

During the month of January, there were over 65 incidents related to code enforcement.

Those incidents included but were not limited to: construction parking, construction hours, work without building permits, mud debris, right-of-way encroachments or obstructions, encroachment permit and traffic control plan issues, dead and dangerous trees, TPZ violations, overgrown landscaping issues, set-back zoning issues, trash cans being left out, lighting issues, fences, accumulations of trash/debris, lack of maintenance and COVID-19 protocol related enforcement.

Code Enforcement staff assisted with construction hours/noise exemption permits and provided translation assistance to Officers. CE staff also attended a CACEO Webinar training session.

TRAFFIC COMPLAINTS

The Atherton Police Department received no traffic complaint during the month of January.

COVID-19 INCIDENTS:

During the month of January, Atherton Police Officers responded to zero calls for service that were related to social distancing.



ATHERTON POLICE DEPARTMENT

Inter-Department Correspondence

To: Mr. George Rodericks, City Manager

From: Steven D. McCulley, Chief of Police

Date: February 1, 2021

Subject: Transparency Plan to Address Concerns Related to the Requirement for Police Radio Communication Encryption

Background Information

Our department is authorized by the Federal Bureau of Investigation (FBI) through the California Department of Justice (CA DOJ) to access the California Law Enforcement Telecommunications System (CLETS). This is a computer network that provides law enforcement and criminal justice agencies with access to a variety of databases which contain data such as a person's criminal history, criminal record, social security number, and driving record information. One way that officers access CLETS is using our local police radio system. Our police communications is a digital radio system that consists of dispatch console radios, in car radios, in car computers, and officer handheld portable radios. Our current radio equipment is not encryption capable.

On October 12, 2020, the FBI and the CA DOJ notified every police department in the State of California that a policy update that mandates the transmission of sensitive personally identifiable information (also known as PII) be encrypted (see Attachment 1, CA DOJ CLETS Bulletin 20-0-9-CJIS). The purpose of the mandate is to protect the privacy and identity of any person whose information is broadcast over the air. This serves to not only prevent potential identity theft, but also to give privacy to victims of crime.

The FBI and CLETS encryption requirement policy for police radio communications is not new and has been in place for many years. The FBI's focus on California CLETS enforcement of the encryption requirement began in November 2018, when the Palm Springs area law enforcement community regional group stopped allowing media access to their encrypted radio

communications (see Attachment 2, Desert Sun Article Dated April 9, 2019). In response to area media concerns of not having access to police radios communications and the outcry over lack of transparency, Assembly Bill 1555, was introduced in early 2019, to allow media access to encrypted radio communications. The bill died in committee soon after (see Attachment 3, Assembly Bill 1555).

After the announcement of the issuance of the CA DOJ CLETS bulletin, media outlets in Santa Clara and San Mateo Counties published several articles citing law enforcement related transparency concerns for members of the media and for residents (see Attachment #4, Daily Post Article Dated January 11, 2021).

The Atherton Police Department plans to fully comply and implement the encryption of our radio system some time in 2023. To assist in addressing the related transparency concerns, our police department (PD) has developed a radio communications transparency plan.

Proposed Transparency Plan

The following information tools are currently utilized by the PD to address general transparency issues and transparency concerns related to the future PD radio encryption:

- Citizen Records Information Management System (RIMS) available online on the PD website. Citizen RIMS contains arrest, incident, and other general crime and PD activities information (see Attachment 5, Citizen RIMS Information).
- PD Media Bulletins are sent to the local media outlets which include all police activity in which a case number was assigned during the previous 24 hour period. These bulletins are also available to the public via Citizens RIMS (see Attachment 6, PD Media Bulletin).
- PD Newsflashes are sent out to the local media outlets and to all members of the public who have signed up to receive the PD Newsflashes. Newsflashes are sent out to alert the media and public of a recent crime of note, blocking collision, or other incidents of note (see Attachment 7, PD Newsflash Sample).
- PD Public Information Officer (PIO). The PD Commander serves as the PD's PIO, and is tasked with developing and maintaining positive and effective relationships with the local media outlets, responding quickly to their inquiries of PD activities, events, and programs.
- The established public disclosure system, as required by law, is also an effective method for the media and members of the public to obtain additional and detailed information about police activities, program, and policies.

The following information tools are proposed to be used to increase PD transparency and assist in addressing transparency concerns related to police radio encryption:

- ⦿ PD radio encryption letter to residents to provide information and education on the reasons for the requirement of radio encryption and address related PD transparency concerns (see Attachment 8, Sample Letter).
- ⦿ Outreach efforts to media representatives and residents to provide education on use of PD Citizen RIMS and to encourage and increase sign ups to receive Newsflashes.
- ⦿ Future PD PIO meetings with media representatives to address their radio encryption transparency issues and concerns.
- ⦿ Conduct community meetings as warranted to address encryption concerns and provide information and education to residents.

Recommendations

Maintain current PD transparency efforts and continue pursuing other methods and tools to enhance PD transparency.

Implement the proposed information tools as needed and on appropriate timelines to address the required move to encrypt PD radio communications in 2023.

Post this plan on the PD website, send out encryption letter to residents via a Newsflash, and send copies of the plan to local media outlets.

Xavier Becerra, Attorney General

<p>California Department of Justice CALIFORNIA JUSTICE INFORMATION SERVICES DIVISION Joe Dominic, Chief</p> 	<h2>INFORMATION BULLETIN</h2>	
<p>Subject: Confidentiality of Information from the California Law Enforcement Telecommunications System (CLETS)</p>	<p>No. 20-09-CJIS</p> <p>Date: 10-12-2020</p>	<p>Contact for information: CLETS Administration Section CAS@doj.ca.gov (916) 210-4240</p>

TO: ALL CLETS SUBSCRIBING AGENCIES

Law enforcement and criminal justice agencies authorized by the California Department of Justice (CA DOJ) to access the CLETS must adhere to the requirements detailed in the CLETS Policies, Practices and Procedures (PPP) and in the Federal Bureau of Investigation (FBI) Criminal Justice Information Services (CJIS) Security Policy to ensure the confidentiality and integrity of the data therein.¹ More specifically, and as detailed further below, access to certain Criminal Justice Information (CJI) and Personally Identifiable Information (PII) must be limited to authorized personnel; and the transmission of such information must be encrypted. Although generally applicable, the information in this bulletin is particularly relevant to the radio transmission of protected data.

Allowable “access” to CJI and PII, derived from CLETS, is described in CLETS PPP section 1.6.4:

Only authorized law enforcement, criminal justice personnel or their lawfully authorized designees may use a CLETS terminal or have access to information derived from CLETS. Any information from the CLETS is confidential and for official use only. Access is defined as the ability to hear or view any information provided through the CLETS.

The FBI and the CA DOJ establish policies and procedures related to the usage and protection of CJI that govern the usage of the CLETS. The policies define CJI, classify them as restricted or unrestricted, and limit the amount and types of information that can be broadcast over unencrypted radio channels in order to protect sensitive CJI and PII.

Generally, PII is information that can be used to distinguish or trace an individual’s identity, such as an individual’s first name, or first initial, and last name in combination with any one or more specific data elements (see FBI CJIS Security Policy section 4.3.). Data elements include Social Security number, passport number, military identification (ID) number and other unique ID numbers issued on a government document. The most common data elements encountered during field operations include a driver license number or ID number.

The transmission of sensitive CJI and PII must be encrypted pursuant to the FBI CJIS Security Policy sections 5.10 and 5.13; and access may only be provided to authorized individuals as defined under the CLETS PPP and the FBI CJIS Security Policy.

¹ For reference, please refer to the CLETS PPP at <https://oag.ca.gov/sites/default/files/clcts-ppp%2012-2019.pdf> and the FBI CJIS Security Policy at https://www.fbi.gov/file-repository/cjis_security_policy_v5-9_20200601.pdf/view. See also Government Code section 15150 et seq. and California Code of Regulations, title 11, section 703.

Information Bulletin
Confidentiality of CLETS Information
Page 2

Compliance with these requirements can be achieved using any of the following:

- Encryption of radio traffic pursuant to FBI CJIS Security Policy sections 5.10.1.2, 5.10.1.2.1, and 5.13.1. This will provide the ability to securely broadcast all CJI (both restricted and unrestricted information) and all combinations of PII.
- Establish policy to restrict dissemination of specific information that would provide for the protection of restricted CJI database information and combinations of name and other data elements that meet the definition of PII. This will provide for the protection of CJI and PII while allowing for radio traffic with the information necessary to provide public safety.

If your agency is not currently in compliance with the requirements outlined herein, please submit an implementation plan to the CA DOJ, CLETS Administration Section, no later than December 31, 2020. The plan must be on agency letterhead and signed by the Agency Head (e.g., Sheriff, Chief); include a detailed description of how radio communications will be brought into compliance (e.g., encryption), or how the risks will be mitigated through policy if unable to implement the required technology; and must include the projected timeline as to when the issue will be resolved.

For questions about this bulletin, contact the CLETS Administration Section at CAS@doj.ca.gov or (916) 210-4240.

Sincerely,



JOE DOMINIC, Chief
California Justice Information Services Division

For XAVIER BECERRA
Attorney General

NEWS

Local reporters got cut off from hearing encrypted police radios. A new bill could let them tune in again

Amy DiPierro Palm Springs Desert Sun

Published 5:00 p.m. PT Apr. 9, 2019 | Updated 9:29 a.m. PT Apr. 10, 2019

Story Highlights

AB 1555 would require police to provide news agencies access to encrypted radio communications.

The bill comes months after local journalists, including The Desert Sun, lost access to local police radio channels operated by the Eastern Riverside County Interoperable Communications Authority, or ERICA.

ERICA includes Beaumont, Cathedral City, Desert Hot Springs, Indio and Palm Springs.

Assemblyman Todd Gloria, D-San Diego, has introduced a bill that would require police and other public bodies that operate encrypted radio communications to let news media listen to the broadcasts upon request.

AB 1555, introduced on Feb. 22 and amended March 28, comes several months after leaders from five Riverside County cities blocked reporters from listening to an encrypted radio system the cities' police departments use to communicate.

The five cities — Beaumont, Cathedral City, Desert Hot Springs, Indio and Palm Springs — are each members of the Eastern Riverside County Interoperable Communications Authority, or ERICA, a joint powers authority that oversees the cities' shared radio system.

Since it launched in 2010, the radio communications over ERICA have been encrypted so that the general public cannot hear them. But local journalists at The Desert Sun, KESQ, KMIR and City News Service were given an exception that let them continue listening to the radio channels, which helped reporters figure out where to go and who to contact during breaking news situations. The compromise ended in November, when the four news agencies learned that officials serving on ERICA's board had voted to revoke media access to the radios.

Nick Serrano, Gloria's communications director, said the bill was prompted by reports in The Desert Sun and other news organizations.

"What we also noticed was the nationwide trend toward police encrypting radio communications, which begged to Assemblymember Gloria the question of right-of-access," Serrano said in an email. "We believe news media have a right to access police radio communications. As much as this is an issue of transparency and right-of-access, Assemblymember Gloria also sees this as a public safety issue. We rely on media outlets to provide emergency information to the public and much of that is garnered through their access to police radio communications."

Law enforcement agencies across the country have encrypted their radio traffic in recent years, arguing the encryption protects sensitive personal information and prevents suspects from using police radios to evade detection. Some cities, like Denver, have set up a system that would allow journalists to maintain access to otherwise-encrypted radio broadcasts.

But in the case of ERICA, officials from Coachella Valley cities said that they could not grant journalists the ability to tune into encrypted radios because police sometimes use the radios to share sensitive information drawn from the California Law Enforcement Telecommunications System, or CLETS, a database of criminal histories, driver records and other databases. Only authorized law enforcement personnel are allowed to access the CLETS for their official duties, and city leaders said letting journalists hear information from the CLETS repeated on police radio channels would violate that restriction.

"If I pulled you over and ran your driver's license, I get information that is deemed classified," Chief Travis Walker of Cathedral City, who serves as chairman of the ERICA Technical Advisory Committee, said in a 2018 interview, "and the only people that can hear that information are people that have a right to know and a need to know," like the police.

Local journalists objected, arguing that losing access to the radios would impede reporters from alerting the public to emergencies, such as wildfires and active shooters as quickly as possible.

AB 1555 would require law enforcement agencies and joint powers authorities that control encrypted police radios to "provide access to the encrypted communications to a duly authorized representative of any news service, newspaper, or radio or television station or network" upon request.

The Peace Officers Research Association of California, which represents more than 70,000 law enforcement personnel, is "actively opposed" to the bill, according to an email statement from spokesperson Chris Steele.

Representatives of the California News Publishers Association and the California Broadcasters Association, two trade groups representing journalists, said they support AB 1555.

Jim Ewert, general counsel for the California News Publishers Association, said the trade group has been getting calls from members shut out of listening to police radios for at least 15 years.

Joe Berry, president and CEO of the California Broadcasters Association, said he sees AB 1555 an extension of the legal principle that lets the press enter restricted zones during emergencies. Under the California Penal Code, representatives of the news media are permitted to access hazardous areas that law enforcement agencies have closed to the general public during floods, earthquakes and other disasters.

Amy DiPierro is a reporter at The Desert Sun in Palm Springs. Reach her at amy.dipierro@desertsun.com or 760-218-2359. Follow her on Twitter @amydipierro.


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AB-1555 Police radio communications: encryption. (2019-2020)

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Date Published: 03/28/2019 09:00 PM

AMENDED IN ASSEMBLY MARCH 28, 2019

CALIFORNIA LEGISLATURE— 2019–2020 REGULAR SESSION

ASSEMBLY BILL

NO. 1555

Introduced by Assembly Member Gloria

February 22, 2019

An act to ~~amend Section 15165 of the Government Code, relating to the California Law Enforcement Telecommunications System~~; add Chapter 1.6 (commencing with Section 6095) to Division 7 of Title 1 of the Government Code, relating to law enforcement.

LEGISLATIVE COUNSEL'S DIGEST

AB 1555, as amended, Gloria. ~~California Law Enforcement Telecommunications System~~. *Police radio communications: encryption.*

Existing law authorizes specified law enforcement agencies to close an area that is a menace to the public health or safety due to a calamity including a flood, storm, fire, earthquake, explosion, accident, avalanche, or other disaster to any and all persons not authorized to enter or remain within the enclosed area. Existing law provides an exception for a duly authorized representative of any news service, newspaper, or radio or television station or network.

This bill would require a law enforcement agency that operates encrypted police radio communications, or a joint powers authority that operates encrypted police radio communications on behalf of a law enforcement agency, to provide access to the encrypted communications to a duly authorized representative of any news service, newspaper, or radio or television station or network, upon request. By imposing new duties on local law enforcement agencies, the bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to the statutory provisions noted above.

~~Existing law requires the Department of Justice to maintain a statewide telecommunications system of communication, known as the California Law Enforcement Telecommunications System, for the use of law~~

~~enforcement agencies for the official business of the state, and the official business of any city, county, city and county, or other public agency. Existing law requires the system to be under the direction of the Attorney General and requires the Attorney General to appoint an advisory committee to advise and assist in the management of the system with respect to the operating policies, service evaluations, and system discipline. Existing law requires any subscriber to the system to file with the Attorney General an agreement to conform to the operating policies, practices, and procedures approved by the committee under penalty of suspension of service or other appropriate discipline by the committee.~~

~~This bill would make nonsubstantive changes to that latter provision.~~

Vote: majority Appropriation: no Fiscal Committee: **noyes** Local Program: **noyes**

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Chapter 1.6 (commencing with Section 6095) is added to Division 7 of Title 1 of the Government Code, to read:

CHAPTER 1.6. Police Radio Communications

6095. (a) A law enforcement agency that operates encrypted police radio communications, or a joint powers authority that operates encrypted police radio communications on behalf of a law enforcement agency, shall, upon request, provide access to the encrypted communications to a duly authorized representative of any news service, newspaper, or radio or television station or network.

(b) For purposes of this section, a "law enforcement agency" includes all of the following:

- (1) A police department, including the police department of a transit agency, school district, or any campus of the University of California, the California State University, or a community college.
- (2) A sheriff's department.
- (3) A district attorney's office.
- (4) A county probation department.
- (5) The Department of the California Highway Patrol.
- (6) The Department of Justice.

SEC. 2. If the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code.

~~SECTION 1. Section 15165 of the Government Code is amended to read:~~

~~15165. Every subscriber to the system shall file with the Attorney General an agreement to conform to the operating policies, practices and procedures approved by the committee under penalty of suspension of service or any other appropriate discipline by the committee.~~

[Home](#)[Bill Information](#)[California Law](#)[Publications](#)[Other Resources](#)[My Subscriptions](#)[My Favorites](#)**AB-1555 Police radio communications: encryption.** (2019-2020)

Date	Action
02/03/20	From committee: Filed with the Chief Clerk pursuant to Joint Rule 56.
01/31/20	Died pursuant to Art. IV, Sec. 10(c) of the Constitution.
04/22/19	In committee: Set, first hearing. Hearing canceled at the request of author.
04/01/19	Re-referred to Com. on G.O.
03/28/19	From committee chair, with author's amendments: Amend, and re-refer to Com. on G.O. Read second time and amended.
03/28/19	Referred to Com. on G.O.
02/25/19	Read first time.
02/23/19	From printer. May be heard in committee March 25.
02/22/19	Introduced. To print.



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HOME > MOUNTAIN VIEW > Council to discuss police radio encryption, Mountain View says it will follow Palo Alto's lead

Council to discuss police radio encryption, Mountain View says it will follow Palo Alto's lead

© January 11, 2021 11:57 pm



Police scanners in the Daily Post newsroom.



By the Daily Post staff

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Palo Alto City Council will meet in the 60 days to review a decision by Palo Alto police to encrypt their police radio transmissions — a decision Mayor Tom DuBois and Vice Mayor Pat Burt say was a mistake.

Encrypting police radio transmissions prevents journalists and the public from keeping an eye on law enforcement.

Meanwhile, Mountain View police **announced** yesterday that in March they will join the small number of police departments that have decided to encrypt their transmissions.

Both Palo Alto and Mountain View say their decisions were based on an October policy **memo** from the state Department of Justice that gave departments two choices — either encrypt their frequencies to prevent the dissemination of personal information or continue broadcasting without encryption and communicate personal information in another manner.

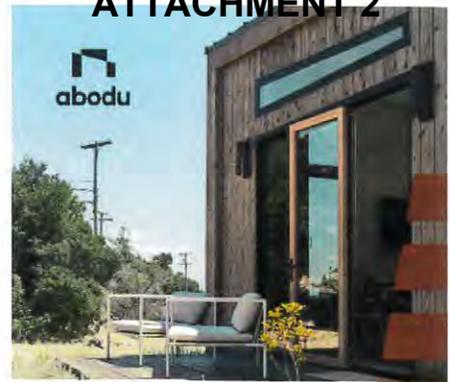
Palo Alto Police Chief Robert Jonsen picked the more restrictive of the two choices. Encryption in Palo Alto began Jan. 5 with no advance notice or public hearings on the decision. Mountain View announced its decision on Monday (Jan. 11), again with no advance notice or public input.

City Manager Ed Shikada said at Monday's council meeting that council members will discuss encryption at a meeting in the next 60 days, though he didn't give an exact date. Any council meeting would include a public hearing where people could give their opinions to council.

Aram James, a former public defender who keeps an eye on police, said he'd like the hearing to also include experts on the other side, such as David Snyder of the First Amendment Coalition.

James also cited the Palo Alto Police Department's switch last fall to a system where reporters have to submit their questions on the city website rather than interview police officers on the phone or face to face. He also cited as evidenced of the city's lack of transparency a five-year-long coverup of an investigation of the use of the n-word by Capt. Zach Perron in front of a black officer who later quit.

"It's been my personal experience that the city manager and the police chief have been anything but transparent over the last year or two," James said.



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"I'm very optimistic at the beginning of the year, the newly constituted City Council is not going to let the city manager and the police chief run over the people, and more specifically our representatives on the City Council," James said.

Shikada said that budget cuts have reduced the police department's ability to provide public information.

In his presentation to council, Shikada said that alternatives to encryption — such as having officers receive confidential information over the phone or switching to another police radio channel — "adds burdens to officers and dispatchers and compromises the safety of police personnel."

Another alternative Palo Alto could pursue, the city manager said, was challenging the Department of Justice memo or supporting an unsuccessful bill in the Legislature (**AB1555**) that would have required police to provide unencrypted communications to the news media.

Mayor Tom DuBois said on Friday that it was a mistake to switch to encryption, saying newspapers rely on police radios.

Vice Mayor Pat Burt said he wants the encryption dealt with at a public hearing, and not swept under the rug.

"I think that the way that they did it without understanding the point of view of the council and the press and how this might impact transparency in the community is clearly a mistake," Burt told the Post.

The vast majority of police agencies in California don't encrypt their transmissions, despite the Department of Justice October memo that Jonsen described as a "mandate."

California has 509 police agencies. The Post has only been able to find 21 agencies besides Palo Alto that have switched to encrypted broadcasts. They include the Orange County and Santa Clara County sheriff's offices, and police departments in:

Santa Clara County: Campbell, Gilroy, Los Gatos, Morgan Hill, San Jose and Sunnyvale.

Southern California: Beverly Hills, Palm Springs, Pasadena, Riverside, Santa Monica and Simi Valley.

Monterey County: Carmel, Del Rey Oaks, Marina, Monterey, Pacific Grove, Salinas and Seaside.

ATTACHMENT 2



Together We Can!

Mothers Against Murder is a vocal advocate for survivors of violence. To achieve this goal, the organization has three main objectives:

- Fight for Justice
- Raise Awareness & Empathy
- Provide Moral & Financial support



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Twenty-two agencies out of 509 is about 4% of California.

Local agencies that continue to operate without encryption include East Palo Alto, Menlo Park, Los Altos, Atherton, Redwood City, San Mateo County Sheriff, Belmont, San Mateo and Menlo Park Fire.

This story has been updated to include additional police departments that encrypt their radio frequencies.



« PREVIOUS

Mayor says that encrypting police radio signals was a mistake

NEXT »

City takes the next step toward ferry service



6 COMMENTS

Observer says:

JANUARY 12, 2021 12:09 PM AT 12:09 PM

Mountain View say that Palo Alto got away with it and decided to follow suit.

REPLY

A. Matulich says:

JANUARY 12, 2021 12:10 PM AT 12:10 PM

Encrypted radio communications are needed only if the police have something to hide. If that's the direction things are going, then complete unredacted recordings and transcripts of all communications need to be maintained and provided to anyone who goes through proper information request channels. That would protect privacy for real-time communication but still let the communication be available to the public.

REPLY

Steven A. says:

JANUARY 13, 2021 7:49 AM AT 7:49 AM

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The public loses a valuable tool for the sake of the police departments' convenience.

 **REPLY**

Joe Q Resident says:

JANUARY 13, 2021 11:27 AM AT 11:27 AM

we want our cops making their own rules or do they need to follow the DEpt. of justice? Seems like you can't have it both ways. Maybe the frustration should be directed at the state and the dept of justice for setting police departments up for failure. They should make rules that create transparency not obstruct it.

 **REPLY**

Informed Citizen says:

JANUARY 15, 2021 8:32 AM AT 8:32 AM

PD's have to pursue sending personal info differently. Police regular radios must remain in the clear.

 **REPLY**

Paul Berevoescu says:

JANUARY 15, 2021 9:53 AM AT 9:53 AM

IF COPS TRY TO HIDE THEIR INTENTIONS, WE WILL ASSUME THEY'RE PLOTTING MORE ATTEMPTED MURDERS AGAINST MY JEWISH FAMILY, AND WE WILL HAVE NO CHOICE BUT TO STOCKPILE LETHAL WEAPONS TO DEFEND OURSELVES!

 **REPLY**

Leave a Reply

Your email address will not be published.

CITIZEN RIMS

Background

The Atherton Police Department introduced Citizen RIMS to increase the amount of information it shares with the community. It provides a window into our Computer Aided Dispatch (CAD) System, a software package named RIMS.

Citizen RIMS delivers continuously updated information, not only about Officer initiated activity, but also about crime, warrants, arrests, missing persons, and stolen vehicles.

Citizen RIMS also provides a portal for the daily Media Bulletin we publish for journalists.

The [Town of Atherton website](#) has a link to Citizen RIMS. Citizen RIMS can also be accessed directly at the following Internet address:

<http://apd.crimegraphics.com>



Comparison to Prior System

Prior to implementing Citizen RIMS, the Police Department shared its activity via a "Media Bulletin" published each day.

Traditionally, a Media Bulletin is something that is printed and available at the Department's front counter. Media representatives would telephone, personally visit, or ask that we fax them the information.

To improve efficiency, several years ago, the Department began publishing its Media Bulletin to a "blog" hosted by WordPress.Com. We no longer publish the Media Bulletin to WordPress; we have abandoned that Internet property in favor of the consolidated Citizen RIMS portal.

We do, however, continue to publish the Media Bulletin. It is found on the Citizen RIMS site by using the menu item labeled "Bulletin".

Citizen RIMS significantly expands upon the information we include in the Media Bulletin. The bulletin captures only the highlights of our activity including, but not limited to, arrests, misdemeanor citations, fire events, medical calls, and suspicious circumstance incidents. Citizen RIMS shares more information. It plots all of our calls on a map – even the ones that we do not include in the Media Bulletin.

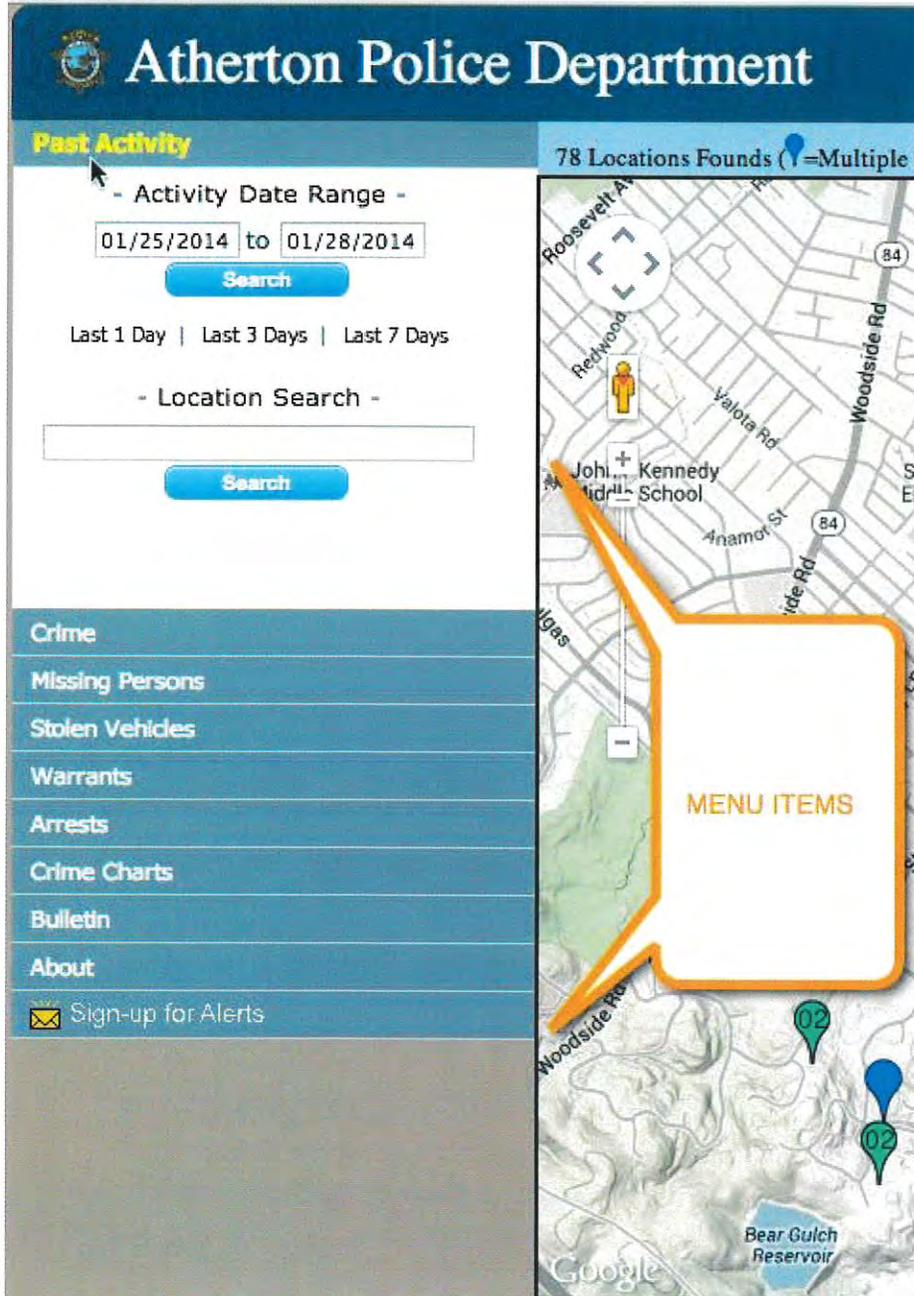
The following table summarizes the advantages of the Citizen RIMS portal over what we published in the “Prior System”:

INFORMATION	CITIZEN RIMS	PRIOR SYSTEM
ACTIVITY MAP PLOTTING	Available	Not Available
CRIME MAP PLOTTING	Available	Not Available
MISSING PERSONS	Available with photograph until the person is located.	Reported in media bulletin. No status information conveyed after initial report. No photograph was provided.
STOLEN VEHICLES	Reported with identifying information.	Reported in media bulletin. No status information conveyed after initial report.
WARRANTS	All warrants are published with bail amount, charges, and photograph when available.	Not Available.
ARRESTS	People booked into County Jail are listed for 90 days with charges and a photograph.	Reported in media bulletin. No photograph was provided. Biographical information was not consistent.
BULLETIN	The Media Bulletin is published on the Citizen RIMS portal every day. This report contains the same information that was published in the “prior system”.	The Media Bulletin was published on the Atherton Police WordPress blog every day.

Navigating Citizen RIMS

Citizen RIMS has a menu panel on the left hand side of the screen. Users can access different types of information by using these options.

Menu Items



The left pane of the Citizen RIMS site shows the options available to the users.

Past Activity Section

This section allows the user to “plot” all of the Department’s calls on a map. These calls include items that are not necessarily reported in the Media Bulletin, including traffic enforcement stops, alarm calls, and proactive enforcement activities.

The user can manipulate the date range or specify only a portion of the map (for instance, a neighborhood) for which they want results:

Past Activity Menu

Atherton Police Department

Past Activity

20 Locations Found (1=Multi)

- Activity Date Range -

01/21/2014 to 01/28/2014

Search

Last 1 Day | Last 3 Days | Last 7 Days

- Location Search -

Search

Crime

Missing Persons

Stolen Vehicles

Warrants

Arrests

Crime Charts

Bulletin

About

Sign-up for Alerts

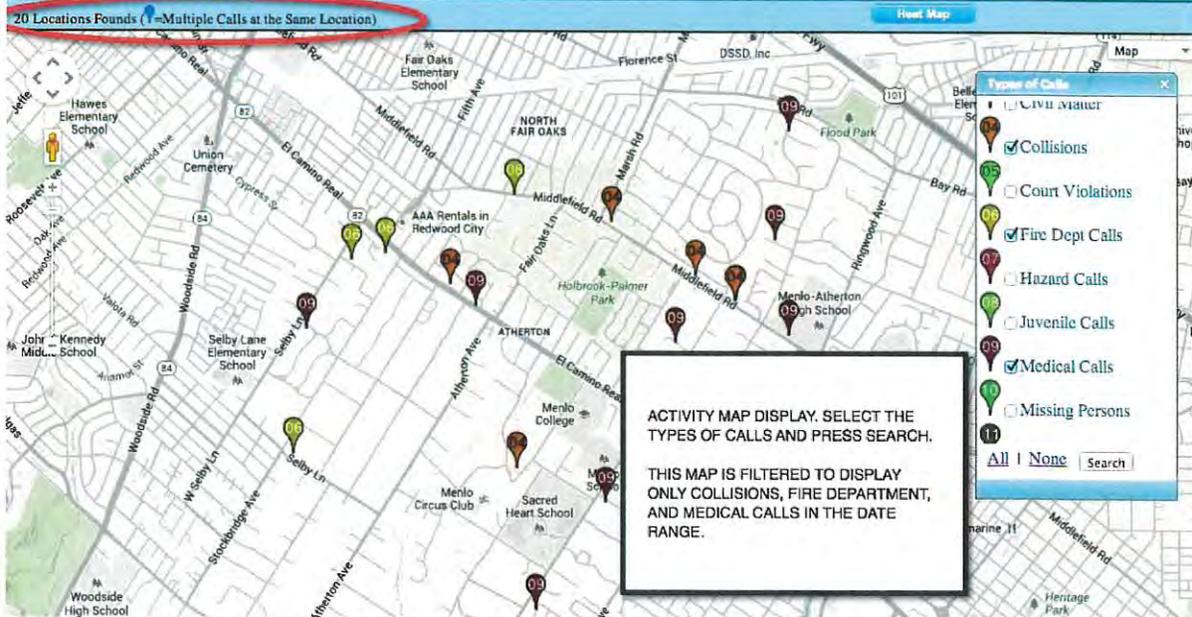
POLICE ACTIVITY.
ADJUST DATE RANGE OR USE THE LINKS FOR 1, 3, OR 7 DAYS.
PRESS SEARCH

Past activity menu screen.

The user has the opportunity to select a custom date range or use one of the pre-defined ranges available as links below the search button. Preset values are 1, 3, or 7 days of calls.

Additionally, users can specify an address and distance from that location using the “Location Search” feature.

Past Activity Display

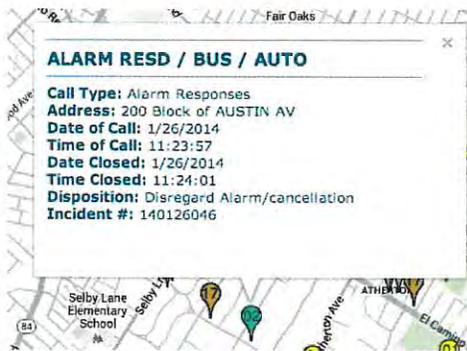


Past activity map with stick pins.

Once the user has selected the date range and pressed the search button, they will see the map updated with stick pins. Users may adjust the zoom level.

They also have the opportunity to select the types of calls. The preceding map shows only a subset of call types (collisions, fire department, and medical calls). Once filtered, Citizen RIMS also displays the number of matching incidents. This information is found in the upper left hand corner.

Clicking on a stick pin offers details about a call. The following graphic displays the information available when clicking a “02” pin for an Alarm Call:



Note that multiple incidents in the same location will have solid color stick pin. Clicking on that solid color pin will show more information about the incidents. All information is plotted at the hundred block level to protect the privacy of those involved; the stick pins do not portray the specific addresses of the calls.

Crime Section

Criminal activity includes police cases that are reported to the Federal Bureau of Investigation as part of the [Uniform Crime Reporting \(UCR\)](#) system. These major crime cases represent a narrow subset of all the police reports the Department takes. They include thefts, arsons, and homicides.

Crime Menu

Crime menu selection screen.

Crime menu selection screen.

Just as with the Past Activity Menu, the Crime Menu can be constrained to specific dates and to within a proximity to a specified location.

Crime Activity Map

Citizen RIMS allows the user to filter and plot UCR crimes on the activity map.

Crime Activity Stick Pin Map



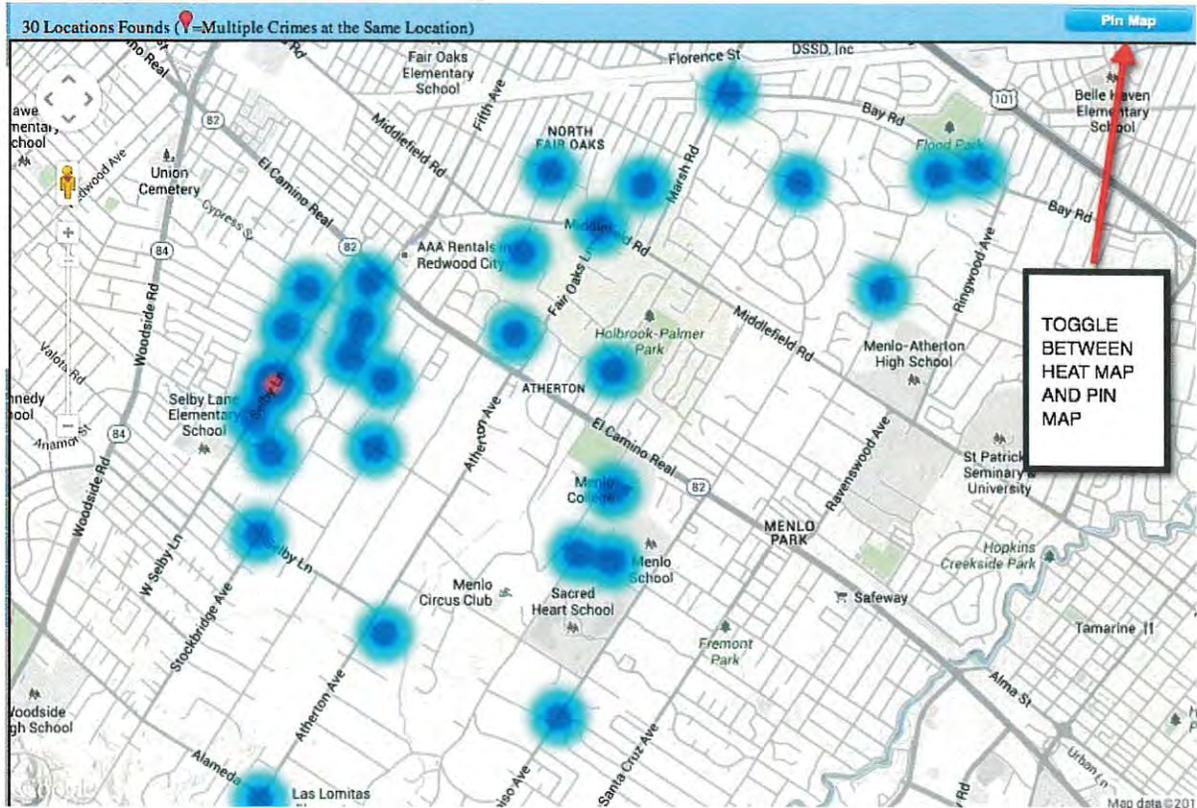
All crimes within the selected date parameters are displayed on this sample map.

Crime Activity Filtered Stick Pin Map



Only burglaries remain displayed on this sample map after filtering.

Crime Activity Filtered Heat Map



This graphic is the “heat map” version of the burglary pin map in the previous graphic.

Both the Past Activity Map and the Crime Activity Map have the ability to display “Heat Maps”. In the upper right hand corner, there is a button that toggles between the pin map and heat map display.

Heat maps allow users to easily see trends for selected Activity or Crime types. The above graphic displays burglaries over a 1 year period as a heat map. (Note, locations are plotted at the 100 block level, not specific addresses.)

Missing Persons Menu

Atherton Police Department

Past Activity

Crime

Missing Persons

The Atherton Police Department requests your assistance in finding the individuals listed in this section. If you have any information regarding their location, please contact the Atherton Police Department at 650-650-6000.

Stolen Vehicles

Warrants

Arrests

Crime Charts

Bulletin

About

Sign-up for Alerts

Date

WHEN THERE ARE MISSING PERSONS, THEY WILL BE DISPLAYED HERE

When the Department has a report of a missing person, the information about that person will be displayed in this section.

Stolen Vehicle Menu

Atherton Police Department

Past Activity

Crime

Missing Persons

Stolen Vehicles

If you locate one of the vehicles listed on this screen, do not attempt to contact the occupants. Call your local law enforcement agency or the Atherton Police Department at 650-688-6500 immediately.

Warrants

Arrests

Crime Charts

Bulletin

About

Sign-up for Alerts

Date Stolen

WHEN THERE ARE STOLEN VEHICLES, THEY WILL BE LISTED HERE

When the Department has an open case for a stolen vehicle, it will be displayed in this section.

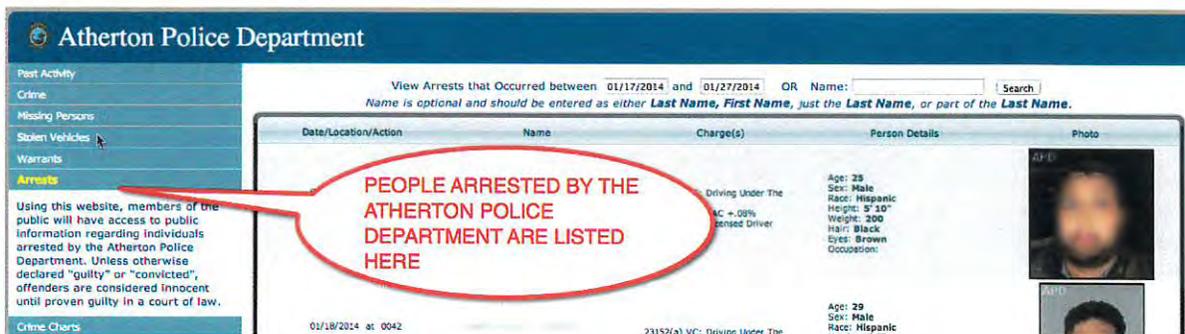
Warrants Menu

Citizen RIMS displays all of the arrest warrants held by the Atherton Police Department. This information includes the name of the suspect, the criminal charges, and bail amount. When available, the system also shows the photograph of the wanted person.



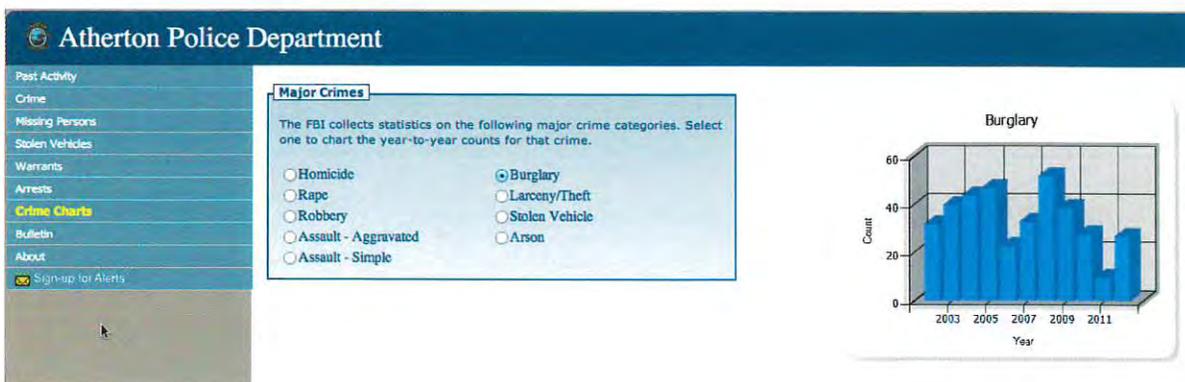
Arrests Menu

Citizen RIMS displays information about the people we have arrested and booked into the San Mateo County Jail. To comply with Criminal Offender Record Information (CORI) statutes, these listings are removed from the Citizen RIMS system after 90 days. By default, only 10 days of arrests are shown. Users can manipulate the date range to retrieve more records should they require more information.



Crime Charts Menu

Crime Charts display an historical graph of the Uniform Crime Reporting (UCR) crimes for our jurisdiction. Users may use the tick boxes to display graphs for each of the major crimes to show the historical trends.



Bulletin Menu

The Atherton Police Department publishes a Media Bulletin every day. This document's audience is the Press, but it is available to all users of Citizen RIMS.

The Media Bulletin does not list every call that involved the Police Department. It captures all UCR crime related calls (unless disclosure of that case would compromise an investigation). The bulletin also recaps most other calls, with the exception of routine incidents including alarms, traffic enforcement stops, targeted enforcement details, and ticket sign offs.

The Media Bulletin is typically published between midnight and 6:00 AM each day. The Police Sergeants review the Media Bulletin for thoroughness before it's published.

Users can move forward and backward between bulletins by using the arrows next to the title at the top of the screen.

This is the same Media Bulletin that the Department has always published.

The screenshot shows the Atherton Police Department's Citizen RIMS interface. On the left is a navigation menu with options: Past Activity, Crime, Missing Persons, Stolen Vehicles, Warrants, Arrests, Crime Charts, Bulletin (highlighted), About, and Sign-up Alerts. A red callout bubble points to the 'Bulletin' menu item, containing the text: 'MEDIA BULLETIN IS POSTED EVERY DAY AFTER MIDNIGHT'. The main content area is titled 'Media Bulletin (Friday, January 24, 2014)' with left and right navigation arrows. Below the title is a list of incidents:

- 08:50 ACCIDENT-MINOR INJURY 140124007**
Officer initiated activity at Middlefield Rd/Marsh Rd, Atherton.
2 vehicles involved.
Disposition: Report Taken.
- 10:33 DISTURBANCE 140124015**
Occurred on unit blk of Wilburn Av, Atherton.
Unk heard yelling. Contact was made.
Disposition: Checks Ok.
- 15:04 CORONERS CASE 140124020**
Occurred on 100 blk of Selby Ln, Atherton.
Disposition: Report Taken.
- 16:48 FIRE CALL - GENERAL 140124022**
Occurred on unit blk of Gresham Ln, Atherton.
Odor investigation for the fire department.
Disposition: Referred To Other Agency.
- 17:32 MEDICAL AID 140124024**
Occurred on 100 blk of Tuscaloosa Av, Atherton.
Disposition: Referred To Other Agency.

Sign-up for Alerts Menu

Users can register to receive a daily email that summarizes the activity for the previous day. Police reports associated with UCR crimes are also listed in this email.

This is an example of the email you will receive:

Your Daily eMail Alert from the Atherton Police Department is provided below and includes information from yesterday.

Calls for Service ([View on Map](#))

Call Type	Number of Calls
ALARM RESD / BUS / AUTO	5
ANIMAL CALL	1
BUILDING / PERIMETER / AREA CHECK	3
COUNTY ROAD BLOCK	1
HIT/RUN NON-INJURY	1
MEDICAL AID	1
OUTSIDE AGENCY ASSIST	1
PARKING PROBLEM	1
PATROL REQUEST	3
SUSPICIOUS VEHICLE	1
TICKET SIGN-OFF	1
TRAFFIC STOP	15

Crimes

Reports for crimes shown below were recently approved.

Case #	Date of Crime	Crime Type	Crime	Classification	Location	Map
14-45	1/25/2014	Larceny Theft	Petty Theft	Misdemeanor	100 Block of VALPARAISO AV, ATHERTON	(View)



Attachment 6

07:24 ACCIDENT-NO INJURY 2101190034

07:24 ACCIDENT-NO INJURY 2101190034

Occurred at Marsh Rd/Middlefield Rd, Atherton.

Report taken for a two vehicle, non-injury accident.

Disposition: Exchange Info (1182).

10:48 VEHICLE CODE VIOLATION 2101190057

10:48 VEHICLE CODE VIOLATION 2101190057

Occurred at Placitas Av/Middlefield Rd, Atherton.

SMITH, Gemyle DOB-09/28/83 BMA out of SF cited and released for 14601 VC/Driving on a Suspended License.

Disposition: Citation.

11:06 TRESPASSING 2101190060

11:06 TRESPASSING 2101190060

Occurred on Encinal Av, Atherton

HUGHES, Mark DOB-02/08/67 HMA out of San Jose cited and released for 555PC - Trespassing on Railroad Tracks

Disposition: Citation.

14:04 NARCOTICS 2101190072

14:04 NARCOTICS 2101190072

Occurred at Glenwood Av/Garwood, Atherton.

FORD, Wynnell DOB-12/02/87 BMA out of East Palo Alto cited and released for 11364HS - Possession of Drug Paraphernalia.

Disposition: Citation.

16:36 CHILD/ELDER ABUSE 2101190082

16:36 CHILD/ELDER ABUSE 2101190082

Occurred on Tuscaloosa Av, Atherton.

Report taken for possible Child/Elder Abuse.

Disposition: Report Taken.

NEWSFLASH

Residential Burglary

Brief Description:

On 01/31/2020, at approximately 9PM, a residential burglary occurred at a residence on the 200 block of Camino Al Lago. The point of entry was the upstairs master bedroom via window smash on the second floor balcony. It appears as though the suspects

Link Text:

Read on...

Complete Text:

On 01/31/2020, at approximately 9PM, a residential burglary occurred at a residence on the 200 block of Camino Al Lago. The point of entry was the upstairs master bedroom via window smash on the second floor balcony. It appears as though the suspects used a ladder they found in the backyard to gain access to the second story. At this time, it is unknown if anything was stolen.

The residence was equipped with a burglary alarm, which was activated at 8:37 PM. The alarm company then called a responsible party, who then drove from his home to the residence on the 200 block of Camino Al Lago. The responsible party arrived at the residence and discovered that the home had been broken into, and at 9:00PM, the responsible party called the police Department. At 9:01PM, Atherton Police units arrived on scene, but no suspects were located. This case remains under investigation.

Remember, the faster the police department gets notified of an alarm activation, the faster police units can respond. With that said, please remember to lock your doors, set your alarms, and if you use an alarm company, choose the most efficient method to make sure the police get notified. Thank you for your cooperation!



TOWN OF ATHERTON

DEPARTMENT OF POLICE

ATTACHMENT 2



January 27, 2021

Residents of Atherton,

Attachment 8

We wanted to provide an update to you regarding our police radio communications system that we use to communicate sensitive and private information in the course of official police duties.

Our department is authorized by the Federal Bureau of Investigation (FBI) through the California Department of Justice (CA DOJ) to access the California Law Enforcement Telecommunications System (CLETS). This is a computer network that provides law enforcement and criminal justice agencies with access to a variety of databases which contain data such as a person's criminal history, criminal record, social security number, and driving record information. One way that officers access CLETS is using our local police radio system. Our police communications is a digital radio system that consists of dispatch console radios, in car radios, in car computers, and officer hand held portable radios.

An example of how the police department uses this system would be when an officer makes a traffic stop on a car for a moving violation and needs to verify that the driver has a valid license and is not wanted. In order to accomplish this, the officer provides personally identifiable information (PII), most often from a driver's license, over the radio to the emergency communication dispatchers so they can verify this information in the system (CLETS). Currently our main radio channel is not encrypted and anyone with a commercial scanner or a smartphone scanning app can listen and take down this information.

Recently, the Federal Bureau of Investigation and the California Department of Justice notified every police department in the State of a policy update that mandates the transmission of sensitive personally identifiable information (also known as PII) be encrypted. The purpose of the mandate is to protect the privacy and identity of any person whose information is broadcast over the air. This serves to not only prevent potential identity theft, but also to give privacy to victims of crime.

We have evaluated potential alternatives like using a separate encrypted channel, officer cell phones, or the in car computers to check PII information, but this is operationally difficult as it would require additional staffing in the emergency communications center to monitor an additional radio channel. Furthermore, it is important for safety reasons that officers and supervisors have situational awareness of multiple incidents going on at any given time and are adept at doing this when everyone is on the same radio channel.

For example, an officer stops someone and checks their information over the air to then be told by the dispatcher that the person is a wanted felon considered armed and dangerous. This type of information is critical to know, not only for the officer dealing with the person, but also to others working in the city so they can instantly respond and assist.

Currently in the region, the San Jose, Morgan Hill, Sunnyvale and Palo Alto Police Departments have made the switch to encrypted radio channels. The Mountain View Police Department plans on making the transition in March 2021. Eventually all law enforcement agencies within San Mateo County, including the Atherton Police, will also be switching over to encrypted radio transmissions.

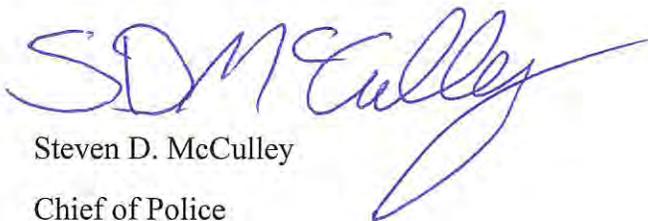
As part of our plan to encrypt our police radio communications system, encryption capable equipment will be installed in the new Civic Center police dispatch center by July 2021. Over the next three fiscal years, we will do a phased in approach to replace our current in car radios and hand held radios with encryption capable equipment by December 2023. We will not be switching over to encrypted radio communications until the project is completed in 2023. The total cost of this project is approximately \$250,000 which is why we are taking the phased in approach to meet the encryption mandate.

We understand the concerns expressed by residents and by local journalists who cover our region, particularly as incidents break and they work to gather information to help disseminate to our residents in a timely fashion. We want to assure our residents and local media market that we will continue to be transparent regarding all incidents that may garner public interest.

We will continue to post on our social media channels all calls and cases of public interest. We will continue to provide to the media a daily media release bulletin of all police activity incidents for the previous 24 hours, which have been assigned a case number. We will also continue to have an interactive crime map on the Town website that allows for anyone who wants to view calls in our city to have access to that information as well. Journalists, as well as community members, can reach out to our Police Commander at any time to obtain a synopsis of an incident.

If you have any questions or concerns regarding police radio communications encryption, please feel free to email me at smcculley@ci.atherton.ca.us or call me at 650-688-6500.

Sincerely,



Steven D. McCulley
Chief of Police

Public works update –January 2021

- Sweep contracted monthly streets:
January 72 Miles 18.0 cu. Yards 5.0 tons

- January Service requests –
 - Repaired storm drain inlet cover on Atherton Avenue at Stern Lane
 - Repaired Streetlight at Fredrick Avenue/Ringwood Avenue
 - Picked up illegally dumped mattress near 26 Selby Lane
 - Sanitized Admin trailer due to Covid-19 related incident
 - Sanitized Admin and Permit trailer due to Covid-19 related incident
 - Sanitized PD common areas due to Covid-19 related incident
 - Provided oversight of Amoroso laborers in PD secured parking lot
 - Removed and relocated items in the PD Parking lot
 - Install Flock Camera signage throughout Town
 - Installed door located at HP Pavilion
 - Pruned tree limbs blocking traffic signal at Middlefield Road at Marsh Road
 - Fixed streetlight outage in front of 142 Patricia Drive
 - Tree removal adjacent to the Town Center Project at 73 Ashfield Road
 - Removed fallen tree from roadway in front of 52 Edge Road
 - Replaced broken speed limit sign that was knocked down by fallen tree in front of 189 Almendral Avenue

- Weekly litter removal on ECR, schools (Fridays 2 staff, 2 hours).
- Litter removal on Marsh Road, Middlefield Road and Alameda.
- Removed weeds from Middlefield Road
- Removed weeds from El Camino Real
- Removed debris from channel after rain event
- Generator inspection at PD
- General duties – Garbage cans, town wide and ECR litter, ECR landscape, corp. yard clean-up, vehicle/tool maintenance.
- Park General daily duties – mowing, empty garbage/recycling, restroom oversight, fire extinguishers (checked/re-charged), playground inspections, elevator inspections, open/close buildings, meeting room set-ups/tear downs.

Repaired storm drain inlet cover on Atherton at Stern



Before



After

Installed Flock Camera signage on Britton Avenue



Removed debris from channel at Cerros Manor



Before



After

Removed fallen tree from roadway in front of 52 Edge Road



Before

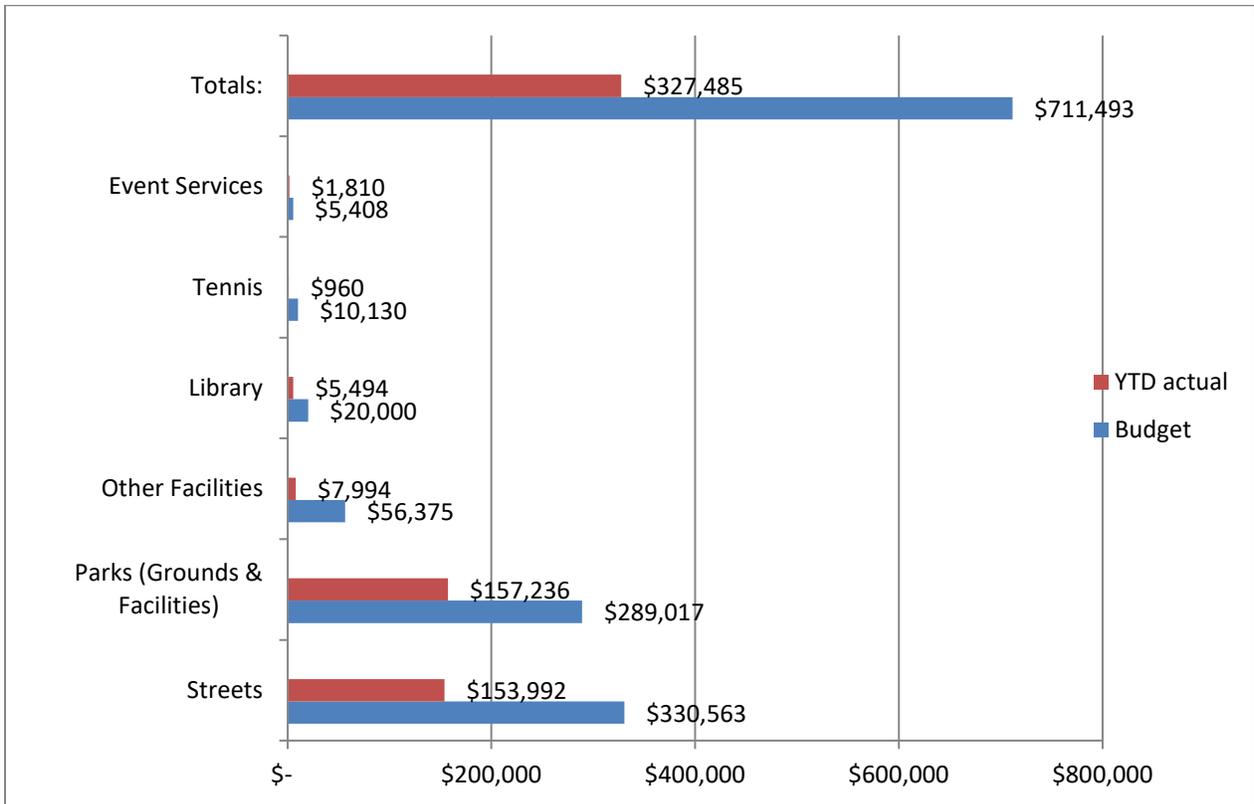


After

ATTACHMENT 3

Town of Atherton
MCE Corporation/Public Works Maintenance
Rev. vs. Exp. Through January 2021

Short Code	Acct'g Code	Description	Budget Dollars	Actual Dollars	% used
A01	101-53-52031-053	Streets	\$ 330,563	\$ 153,992	46.58
A02	101-57-52031-057	Parks (Grounds & Fac.)	\$ 289,017	\$ 157,236	54.40
A03	101-59-52031-059	Other Facilities	\$ 56,375	\$ 7,994	14.18
A04	213-30-52031-000	Library	\$ 20,000	\$ 5,494	27.47
A05	101-58-52031-000	Tennis	\$ 10,130	\$ 960	9.48
E06	101-58-52031-058	Event Services	\$ 5,408	\$ 1,810	33.47
Totals:			\$ 711,493	\$ 327,485	46.03





PARK GOING'S ON Town of Atherton

PARK & RECREATION COMMITTEE STAFF REPORT

TO: PARK AND RECREATION COMMITTEE

FROM: SALLY BENTZ, PARK MANAGER

DATE: FEBRUARY 3RD, 2021

SUBJECT: PARK GOINGS ON JANUARY 2021

REGULAR STAFF

For the month of January, broken down is as follows:

- **Performed regular maintenance tasks;**
 - Pick up litter/trash.
 - Remove trash bags.
 - Blow and pick up tree leaves and debris.
 - Inspect and maintain restrooms. – Opened January 23rd and sanitized 2x day by MCE
 - Inspect and maintain tennis courts.
 - Inspect and maintain playgrounds.
 - Inspect and maintain Main House elevator.
 - Control undesirable weeds throughout property.
 - Cut back and remove tree brush and dead vegetation.
 - Apply seasonal fertilizers to turf and plants.
 - Inspect and maintain landscape irrigation.
 - Inspect and maintain landscape irrigation well and filter system.
 - Monitor potable water usage daily.
 - Water non-established trees throughout the park based on the schedule.
 - Blow tennis courts 2 times per week as required.

- Posting day use permits and guidelines
- Continued spreading of mulch around the park
- Report of spraying of weeds weekly
- Disinfecting playground and par course once a week
- Bathrooms opened and are being disinfected 2x per day by MCE
- 2 Pavilion windows repaired
- Large playground parts installed
- Large field aerated
- New HVAC door installed and painted
- Two large Oaks pruned by West Coast Arborists for safety

New and future planned projects:

- Install new statue at Event Garden
- Convert Playground restrooms from well water to potable water to avoid shutdown during irrigation failures.
- Unclog or fix water fountain near tennis courts- still closed
- Repair Corp yard fence
- Repair broken lights around the Park
- Repair the header boards at the Jennings Pavilion
- Fix Jennings Pavilion handle

Tennis Numbers

January Tennis Numbers:

Total Courts hours- 325

Clinics: 0 due to COVID restrictions

Lessons: 269

Events: 2 weekly coaches meeting

Clay Court Bookings: 0 paid hours

Total # of students: 284

Park bathrooms were reopened



Two large Oak trees pruned



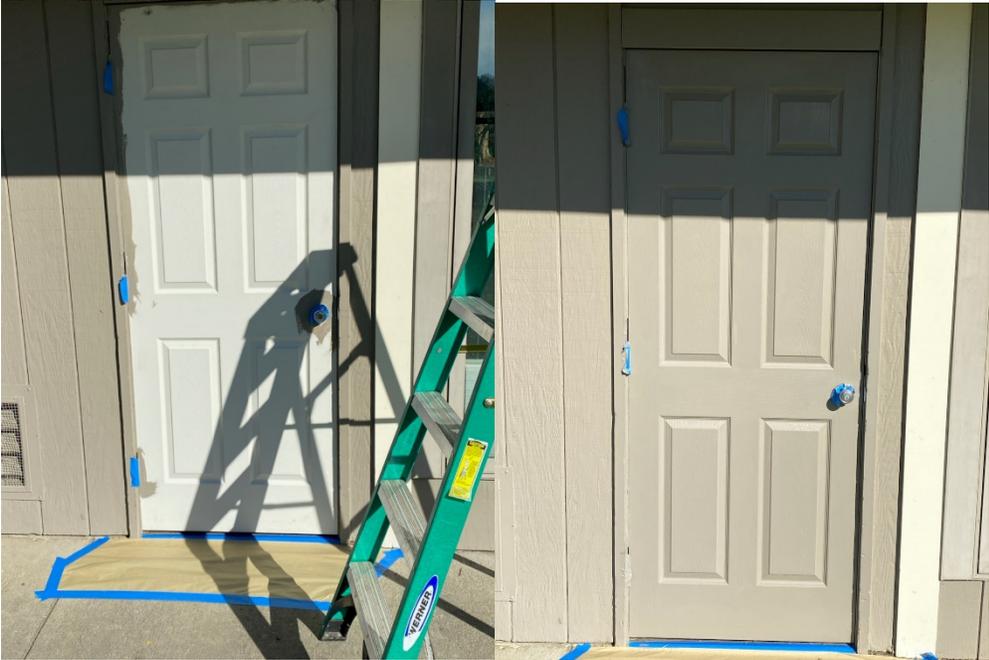
Pavilion windows repaired



New playground decks installed



New HVAC door installed and painted





Town of Atherton

**Building Department
150 Watkins Ave.
Atherton, California 94027
Phone: (650) 752-0560**

Community Services Monthly Report January 2021

Submitted by:
Interwest Consulting Group

**Town of Atherton
Building Safety Inspections**

ATTACHMENT 4

Construction and Permit Summary
January 1, 2021 to January 31, 2021

	Jan-21	Fiscal Year 2020-21	Fiscal Year 2019-20
Total Construction Valuation¹:	\$4,259,418	\$76,863,185	\$82,464,202

REVENUE

Plan Check Fees Collected:	\$34,705	\$199,486	\$227,955
Permit Fees Collected:	\$60,209	\$604,506	\$604,544
Other Fees Collected:	\$3,166	\$32,647	\$36,186
TOTAL:	\$98,080	\$836,639	\$868,685

PLAN CHECK

Applications Received:	71	465	424
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PERMITS

<u>Residential:</u>			
New Single Family Residential Permits Issued:	0	23	22
New Accessory Structures Issued:	11	160	230
Addition / Alteration Permits Issued:	16	71	132
Reroof / Water Well / Grading Permits Issued:	6	84	128
Plumbing/Mechanical/Electrical Permits Issued:	18	111	201
Demolition Permits Issued:	1	19	48
<u>Non-Residential:</u>			
New Permits Issued:	5	8	14
TOTAL Permits Issued:	57	476	775

Total Open Permits as of 1/31/2021	1117		1122
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INSPECTIONS

Inspections Performed:	833	6,969	5,899
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Footnotes:

¹Valuation: For permitted projects during this period.

²Other.

**Town of Atherton
Building Safety & Inspection**

Planning Projects

January 1, 2021 to January 31, 2021

	This Month Activity	Fiscal Year to Date Activity
Staff Level Reviews	22	164
Planning Commission Items	3	16

The Planning Commission took the following action at the January 27, 2021 Meeting:

1. 1 Elm Place - Approved a Tree Protection Zone (TPZ) Exception to allow reduced tree protection zone distances for three (3) heritage redwood trees.
2. 95 Tallwood Court - Approved a Special Structures Permit to allow for a detached accessory building (garage) to have the same front yard setback as the main dwelling.
3. 196 Patricia Drive - Approved a Variance to allow a reduced front yard setback for the main residence.

The next meeting is scheduled for February 24, 2021.

Arborist Activity Summary

January 1, 2021 to January 31, 2021

	Site Visits			Plan Review
	Tree Removal	Inspections	Info. / Consu.	
TOTAL	8	24	3	46

**Town of Atherton
Building Inspection & Plan Check**

Summary of New Single Family Residential Permits Issued by Month

Month	2021	2020	2019	2018	2017	2016
January	0	1	4	0	2	2
February		1	1	2	1	1
March		0	1	3	2	0
April		0	1	2	0	2
May		2	1	5	4	2
June		2	1	2	3	0
July		4	1	5	1	5
August		5	5	4	2	3
September		2	3	1	3	4
October		1	1	4	2	6
November		2	1	0	4	0
December		3	1	1	3	1
Total New SFD Permits:		23	21	29	27	26

Plan Check Performance

January 1, 2021 to January 31, 2021

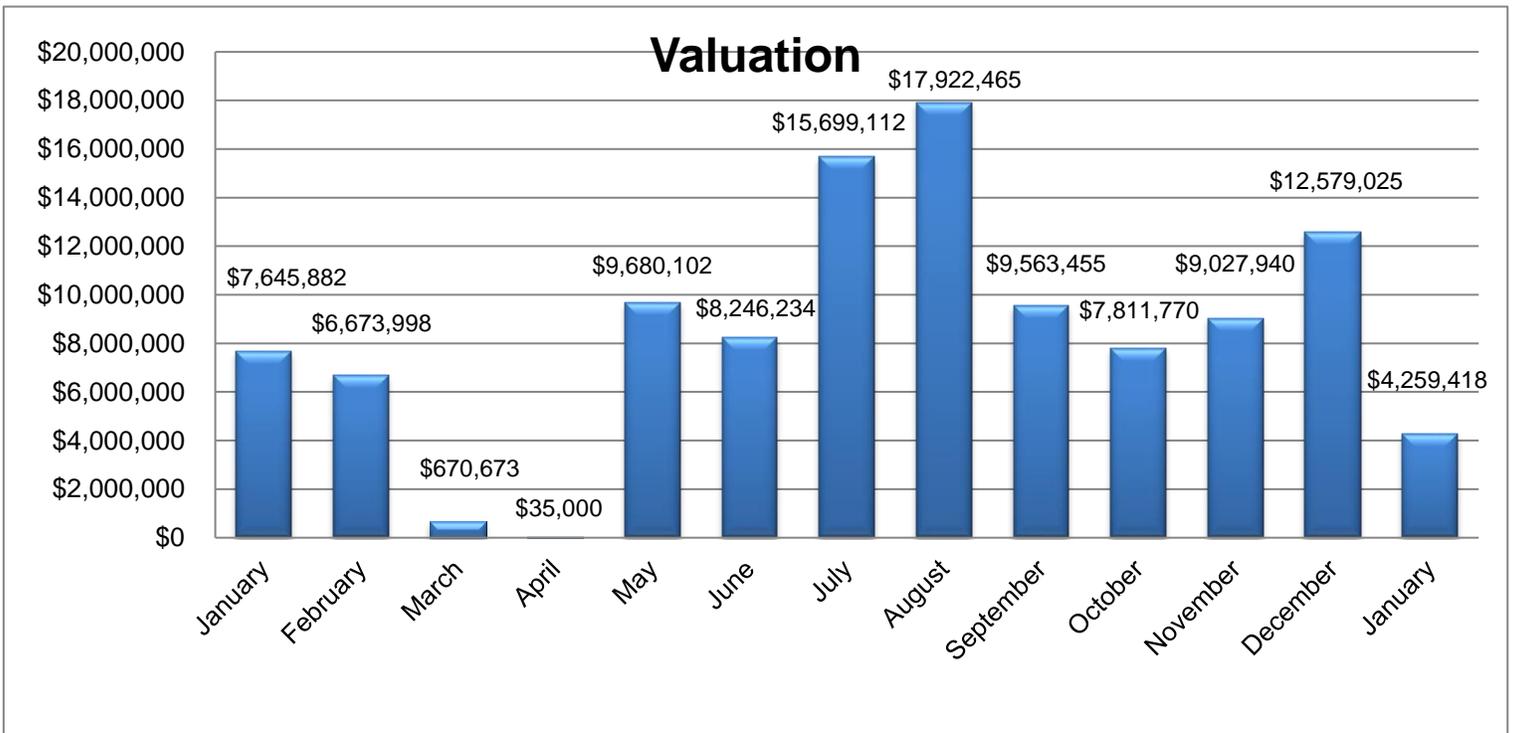
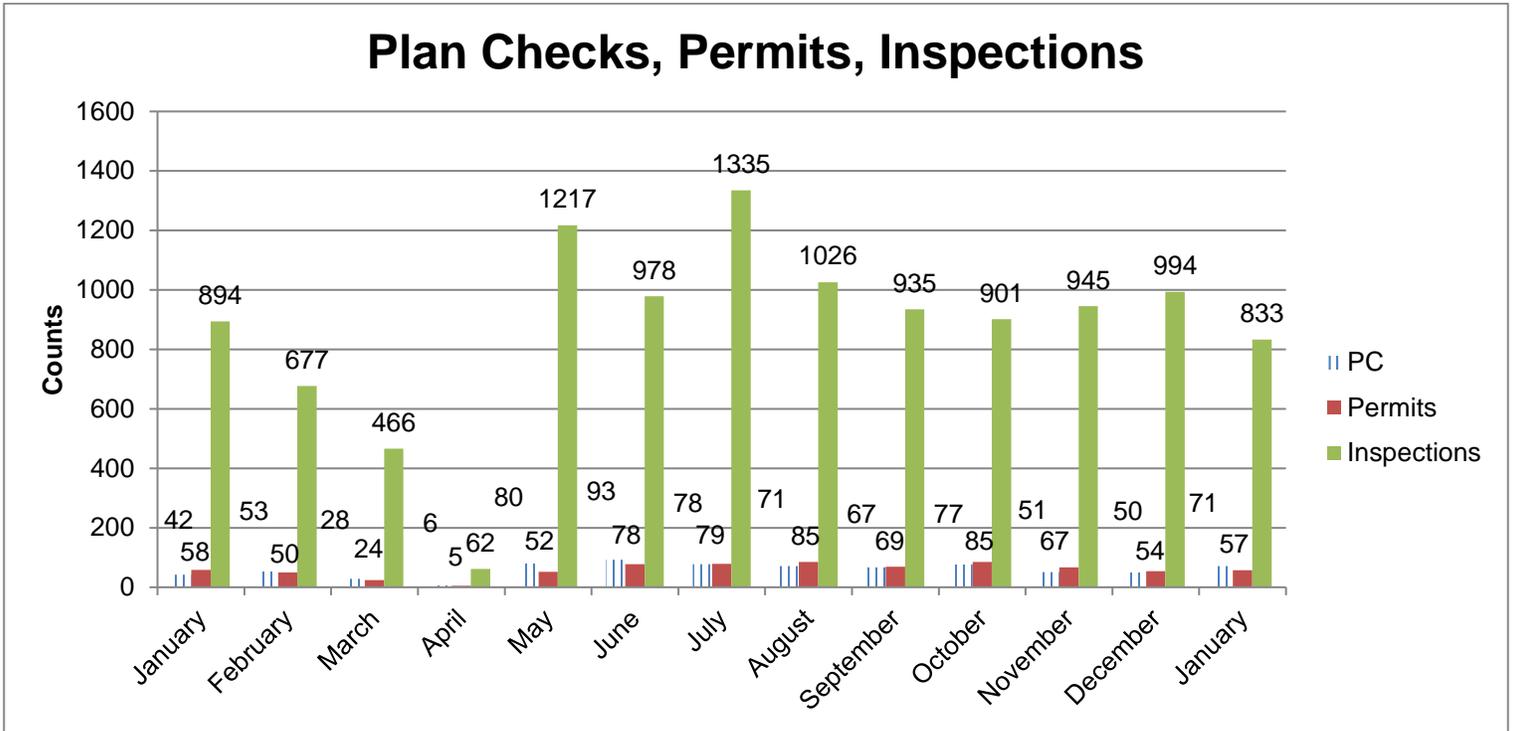
Project Type	Cycles	No of Plan Checks	Target **	Average Review Days	Overdue Plan Checks
Major Plan Check	1st Review	119	10	9	0
	Subsequent Rev.	114	5	4	0
Minor Plan Check	1st Review	15	3	2	0
	Subsequent Rev.	1	2	2	0
Total Number of Plan Checks		249			

** Target: in working days

Major Plan Check: New Houses, New Accessory Structures, New non-Residential

Minor Plan Check: Small additions, Reroof, Alterations, PV, Gates, Misc.

Summary Graphs



Summary Graphs

