(d)3. DIGITAL PRIVACY COMMUNITY ENGAGEMENT STATUS REPORT

SAN JOSÉ SMART CITIES AND SERVICE IMPROVEMENT COMMITTEE MEETING – OCTOBER 6, 2022

Presenters:

Khaled Tawfik, Chief Information Officer, Information Technology Department

Albert Gehami, Digital Privacy Officer, Information Technology Department

City of San José, California

COUNCIL POLICY

TITLE Digital Privacy Policy	**PAGE** 1 of 5	**POLICY N** 0-4
EFFECTIVE DATE 12/08/2020	**REVISED DATE**	
APPROVED BY COUNCIL ACTION		

PURPOSE

The purpose of this Policy is to safeguard the public's trust in the City's use
emerging technologies and to protect their digital privacy rights. It sets fort
City departments to observe when information systems or other applicatior
the public's Personally Identifiable Information (PII), as defined in Appendix
strives, to the extent practicable, to enable residents to determine for them
and to what extent information about them is communicated to others.

As new and emerging technologies have a greater capacity for collecting inf
drawing insights about people and communities, a Digital Privacy Policy will
harness the power of those insights to provide better services to the commu
that personal and sensitive information is properly protected.

POLICY

It is the Policy of the City to protect the privacy of individuals and the digital
Personally Identifiable Information that is collected, used, shared, or stored
addition to this Policy, the City is also subject to laws and regulations that g
storage, and retention of information.

To the extent permissible by law, City departments will adhere to the Privac
this Policy based on those Privacy Principles including the following elemen

Policy 0-46

Digital Privacy Policy

Accuracy: inform the public on how predictive or automated systems are used

Notice: enable residents to determine when, how and to what extent information about them is communicated to others

Equity: clear path for residents to raise equity concerns

San José has evolved in digital privacy since 2016

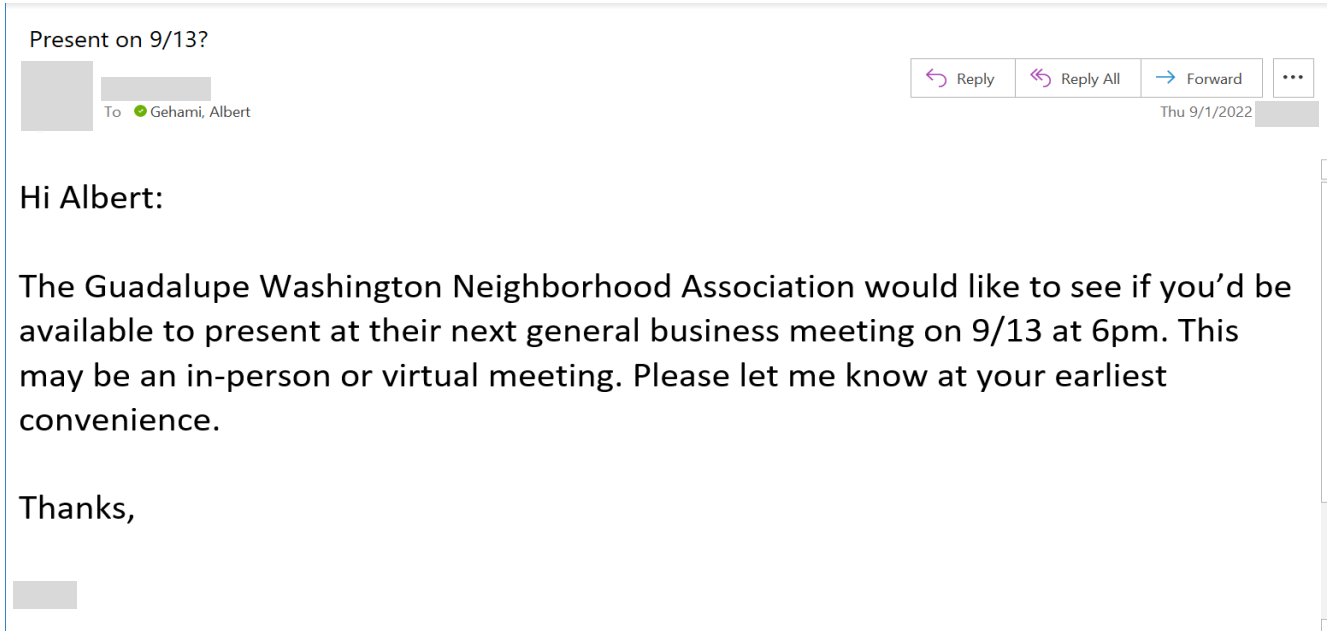
2016-17
First community discussions; first security & privacy framework;

2018-19
Privacy Taskforce and working group; City privacy principles

2020-21
Digital Privacy Policy; codified need for engagement

2022+
Digital Privacy program implementation

Residents want to understand the technology around them



Present on 9/13?

[redacted]

To Gehami, Albert

Reply | Reply All | Forward | ...

Thu 9/1/2022 [redacted]

Hi Albert:

The Guadalupe Washington Neighborhood Association would like to see if you'd be available to present at their next general business meeting on 9/13 at 6pm. This may be an in-person or virtual meeting. Please let me know at your earliest convenience.

Thanks,

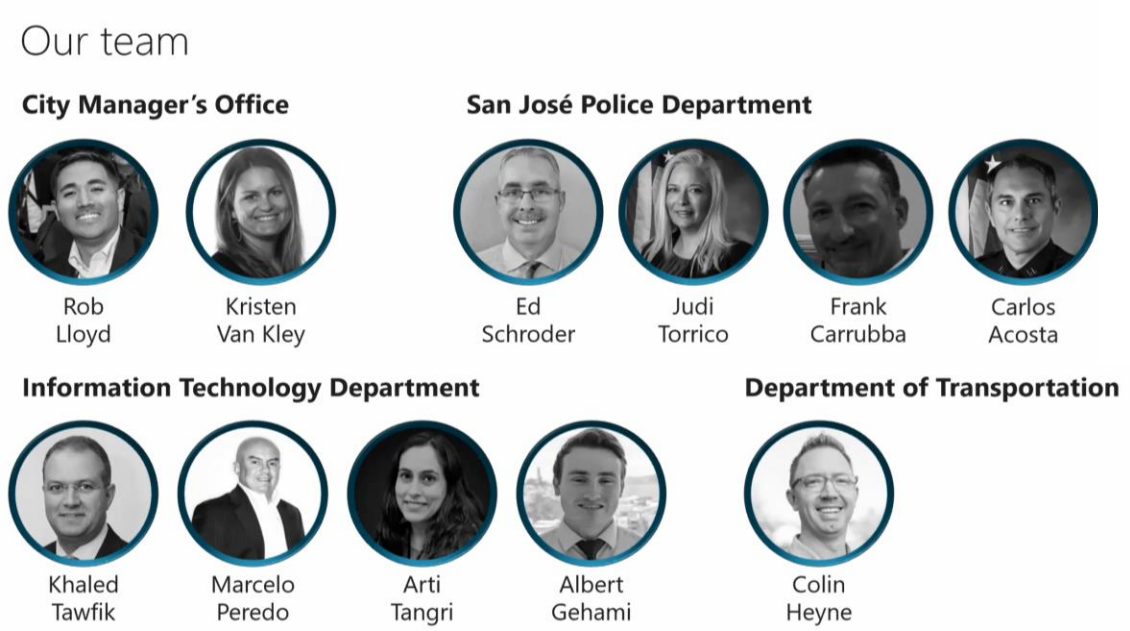
[redacted]

Dozens of these connections

- Speed cameras
- Red light cameras
- Random cameras in the street
- Gunshot detection
- Automated License Plate Readers
- Government forms
- Public documents
- Drones
- …

How did we get here?

How we did it: incredible City staff and Knight Foundation support…



Shown:

- Project Hope: Greg Cajina, Maria Cid, Gabriel Flores, Melissa Delgado, Viridiana Cadenas, Yazmin Rios
- McKinley Bonita Neighborhood Association: Consuelo de la Torre (center)

Not shown:

- Project Hope: George Leanos, Angelica Maria Lazcon, Sinh Tang
- Digital Privacy Advisory Taskforce
- Digital Privacy Working Group
- Cadillac/Winchester, Foxdale, Poco Way, Roundtable, Guadalupe Washington Neighborhood Associations

…and Expert input from our Privacy Taskforce

Input from Taskforce	Action by the City
Ensure auditability of data usage	Established audit authority and generating audit trails
Mitigate risk of unintended disclosure	Personal information will not be available unless required by law
Measure effectiveness and accuracy of technology systems	Annual usage reports on system accuracy and effectiveness
Review equity concerns raised by residents	Residents contact us online, via email, or in-person. If needed, City will perform investigation.
Explicitly restrict the sale of data by City and by vendors	Prohibited sale of data explicitly
Ensure City has ownership of data collected to provide services	Developed privacy and disclosure policy to ensures vendor can only use data as instructed by City.

Next step: reshape taskforce for implementation

1 local member from Civil Liberties

1 member from academia

2 members from government

Communities are coming along with the City

April 2022

VICE
MOTHERBOARD
TECH BY VICE

The 'Capital of Silicon Valley' Is Ignoring Its Privacy Experts

San José created a privacy taskforce to keep 'smart city' technology in check. Then its members started resigning.

By Ethan Gregory Dodge

Metro siliconvalley

Flock Catchers

As San Jose moves ahead
their eyes open

Amid rash of traffic deaths in San Jose, dangerous intersection gets cameras

As Bay Area's biggest city scrambles to reduce traffic deaths, privacy advocates raise concerns over cameras

By ELIYAHU KAMISHER | ekamisher@bayareanewsgroup.com | Bay Area News Group
PUBLISHED: April 22, 2022 at 5:58 a.m. | UPDATED: April 22, 2022 at 4:56 p.m.

Arelion

WATCH LIVE

Dangerous intersection in SJ gets fixed license plate cameras as traffic deaths on record pace

SHARE
TWEET

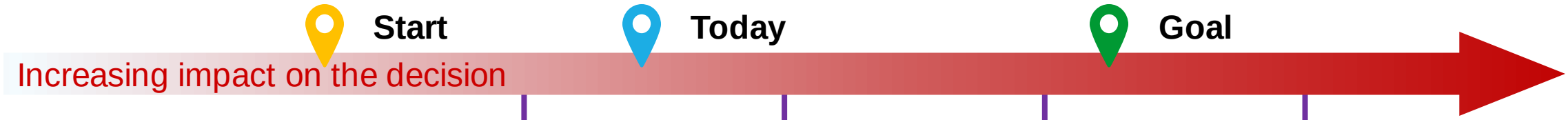
By Amanda del Castillo
Friday, April 22, 2022

August 2022

San Jose expecting more fixed license plate cameras; city, police address privacy concerns

By Amanda del Castillo via
Thursday, August 25, 2022 12:19AM

What does outreach look like moving forward – IAP2 engagement model



	Inform	Consult	Involve	Collaborate	Empower
Public Participation Goal	To provide the public with balanced and objective information	To obtain public feedback on analysis, alternatives and decisions	To work directly with the public throughout the process to ensure public concerns are consistently understood and considered	To partner with the public in each aspect of the decision, developing alternatives, and identifying the preferred solution	To place final decision making with the public
Promise to the Public	We will keep you informed	We will keep you informed, acknowledge concerns, and provide feedback on how public input influenced the decision	We will work with you to ensure your concerns are directly reflected in the alternatives and decisions considered	We will look to you for advice in finding solutions and incorporate your advice to the maximum extent possible	We will implement what you decide

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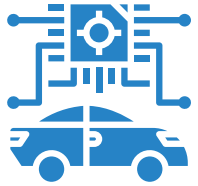
What we see coming up



Artificial Intelligence and automation

Iterative engagement and relationship building

External data resources

Looking forward…

- Speed cameras
- Red light cameras
- Gunshot detection
- Autonomous vehicle infrastructure
- Third-party foot traffic data
- Chatbots and surveys
- Universal signage
- Drones

Feedback and questions

Please reach out if you have any questions.

Digitalprivacy@sanjoseca.gov

For questions:

Khaled Tawfik, Chief Information Officer, Information Technology Department

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