

APPROVED AS TO FORM AND LEGALITY


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

**RESOLUTION ACCEPTING THE DEPARTMENT OF VIOLENCE
PREVENTION'S 2026 APRICOT ANNUAL REPORT AND APPROVING
THE AMENDED APRICOT USE POLICY AS APPROVED BY THE
PRIVACY ADVISORY COMMISSION ON JUNE 4, 2026**

WHEREAS, Oakland Municipal Code (OMC) Chapter 9.64 (the Surveillance Technology Ordinance) regulates the City's use of surveillance technology and among other things requires that City Council must approve City staff's use of Surveillance Technology; and

WHEREAS, OMC Section 9.64.040 provides that following City Council's initial approval of Surveillance Technology, the following must occur for City staff to continue to use the technology:

- City staff submits an Annual Surveillance Report with information on subject surveillance technology program outcomes to the Privacy Advisory Commission (PAC);
- After review by the PAC, City staff submits the Annual Surveillance Report, and the PAC's recommendations, to the City Council;
- The PAC makes a recommendation to the City Council that the benefits to the community of the surveillance technology in question outweigh the costs and that civil liberties and civil rights are safeguarded; that use of the surveillance technology cease; or propose modifications to the corresponding surveillance use policy that will resolve the concerns;
- Based upon information provided in City staff's Annual Surveillance Report and after considering the recommendation of the PAC, the City Council makes a determination that the benefits to the community of the surveillance technology outweigh the costs (cost-benefit determination); that the proposal will safeguard civil liberties and civil rights, and that no alternative with a lesser economic cost or impact on civil rights or civil liberties would be as effective; and

WHEREAS, the City of Oakland's Department of Violence Prevention (DVP) has a mandate to reduce levels of group violence, intimate partner violence, commercial sexual exploitation, and trauma associated with this violence in Oakland; and

WHEREAS, the DVP funds community-based organizations (CBOs) to deliver violence prevention and intervention services using funding from the 2024 Oakland Community and Emergency Response Act; and

WHEREAS, the DVP also hires and supervises staff who deliver life coaching and violence interruption services to individuals at high risk of driving or being involved in gun violence as part of the City of Oakland's Ceasefire-Lifeline strategy; and

WHEREAS, the DVP requires a data management system that is able to collect and tabulate service data for funded CBOs and DVP direct service staff in order to monitor, coordinate, and evaluate funded activities; and

WHEREAS, the City Council awarded a contract to Bonterra Tech LLC, formerly Social Solutions Global, Inc., for the term of August 1, 2022, to June 30, 2027, to build and maintain a web-based data management system for the DVP through Bonterra Tech LLC's Apricot 360 platform in an amount not to exceed Six Hundred Twenty-Four Thousand Five Hundred Ninety-Seven Dollars (\$624,597) (Resolutions No. 89380 C.M.S. and 89797 C.M.S.); and

WHEREAS, on June 4, 2026, City staff presented the Annual Surveillance Report for Bonterra Tech LLC to the PAC; and

WHEREAS, at their June 4, 2026, meeting, after consideration of the Annual Surveillance Report for Bonterra Tech LLC, the PAC made a recommendation to the City Council that the benefits to the community of the surveillance technology in question outweigh the costs and that civil liberties and civil rights are safeguarded and to approve continued use of the technology; and

WHEREAS, the Privacy Advisory Commission's enabling ordinance (Ordinance No. 13349 C.M.S.) states that annual reports and recommendations on the use of the surveillance technology approved by the Privacy Advisory Commission will be submitted to the City Council; and

WHEREAS, the DVP's 2026 Apricot Annual Report and amended Apricot Use Policy were presented and approved at the June 4, 2026, meeting of the Privacy Advisory Commission; now, therefore, be it

RESOLVED: That the City Council hereby accepts the Department of Violence Prevention's 2026 Apricot Annual Report, and be it;

FURTHER RESOLVED: That pursuant to OMC Section 9.64.040.2, based upon the information provided in City staff's Annual Surveillance Report and after considering the recommendation of the PAC referenced above and discussed in the Agenda Report accompanying this resolution, the City Council hereby finds that for each form of Surveillance Technology listed above, the benefits to the community of the surveillance technology outweigh the costs (cost-benefit determination); that the proposal will safeguard civil liberties and civil rights, and that no alternative with a lesser economic cost or impact on civil rights or civil liberties would be as effective; and so upholds the authorization of the City Administrator to continue to use these forms of Surveillance Technology.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND
PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

ATTEST: __

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California

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