



CITY HALL • 250 EAST L STREET • BENICIA, CA 94510 • (707) 746-4200 • FAX (707) 747-8120

April 29, 2021

Via Electronic Mail

Attn: Gregg Horton

Re: Request for Public Records Received 3/16/2021

Dear Gregg Horton:

The City of Benicia (“City”) is in receipt of your email request seeking:

“Any emails, written communications, documents, contracts, presentations, or other communications between officials from the Benicia Police Department and officials from the company “Flock Safety.”

In your request, you further describe that this request includes:

“Benicia Police Department records of any kind, including electronic records, audiotapes, videotapes, and photographs, as well as letters, emails, facsimiles, telephone messages, voice mail messages and transcripts, notes, and minutes of any meetings. The search should be limited to responsive records created between January 1, 2019 and the day the request is fulfilled.”

This letter shall serve as the City’s further formal written response to your request under the California Public Records Act (Government Code section 6250 *et seq.*). A copy of your request is enclosed for reference.

The City wishes to cooperate to the fullest extent possible with the Public Records Act. Under established California law, the City is obliged to comply with a request for a public record so long as the requester makes a specific and focused request for information, that information is maintained by the City in its ordinary course of business, the information is disclosable, and the record can be located with reasonable effort. The Public Records Act provides for the inspection or copying of existing identifiable public records; it does not compel the City to create new records, lists, privilege logs, or reports in response to a request.

The City is required to determine whether the request, in whole or in part, seeks copies of disclosable public records. Pursuant to the California Public Records Act (Government Code §§6250 *et seq.*), such determination must take place within ten (10) days of the City's receipt of the request, unless the requestor is advised that more time is needed. In my April 9, 2021 letter, I stated that the City had determined that your request seeks disclosable records, and that due to the voluminous size of the response to your request, the City would produce these responsive documents on a rolling schedule, with documents provided by Friday of each week, until all responsive records have been sent.

Since City Hall is closed tomorrow, I am sending this week's response today. I am enclosing a copy of the next grouping of responsive files in response to your request.

The next response will be sent on or before next Friday, May 7, 2021.

If you have any questions about this response, or if you would like to discuss ways to narrow your search so that the City can provide more specific records in a quicker fashion, please feel free to contact me directly at jbergstrom@ci.benicia.ca.us or 707-746-4200.

Sincerely,



Jennifer Bergstrom
Deputy City Clerk

cc: Benjamin Stock, City Attorney
Erik Upson, City Manager
Michael Greene, Police Chief
Lisa Wolfe, City Clerk
File

From: Jennifer Bergstrom
To: Jennifer Bergstrom
Subject: FW: California Public Records Act Request: Benicia Police Department: Flock Safety
Date: Friday, March 26, 2021 4:41:37 PM

From: 109813-60721929@requests.muckrock.com [mailto:109813-60721929@requests.muckrock.com]
Sent: Tuesday, March 16, 2021 8:16 PM
To: Ben Stock
Subject: California Public Records Act Request: Benicia Police Department: Flock Safety

Benicia Police Department
PRA Office
200 East L. Street
Benicia, CA 94510

March 16, 2021

To Whom It May Concern:

Pursuant to the California Public Records Act, I hereby request the following records:

Any emails, written communications, documents, contracts, presentations, or other communications between officials from the Benicia Police Department and officials from the company "Flock Safety."

We seek Benicia Police Department records of any kind, including electronic records, audiotapes, videotapes, and photographs, as well as letters, emails, facsimiles, telephone messages, voice mail messages and transcripts, notes, and minutes of any meetings. The search should be limited to responsive records created between January 1, 2019 and the day the request is fulfilled.

In the event some portions of the requested records are properly exempt from disclosure, please disclose any reasonably segregable non-exempt portions of the requested records. If it is your position that a document contains non-exempt segments, but that those non-exempt segments are so dispersed throughout the document as to make segregation impossible, please state what portion of the document is non-exempt, and how the material is dispersed throughout the document. If a request is denied in whole, please state specifically that it is not reasonable to segregate portions of the record for release.

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 10 calendar days, as the statute requires.

Sincerely,

Gregg Horton

Filed via MuckRock.com

E-mail (Preferred): 109813-60721929@requests.muckrock.com

Upload documents directly: https://accounts.muckrock.com/accounts/login/?next=https%3A%2F%2Fwww.muckrock.com%2Faccounts%2Flogin%2F%3Fnext%3D%252Faccounts%252Fagency_login%252Fbenicia-police-department-19519%252Fbenicia-police-department-flock-safety-109813%252F%252Femail%253DHmclaughlin%252540ci.benicia.ca.us&url_auth_token=AABuRYGfg02ZPkwcm_g37CE-nfE%3A1IMMe%3AomjnyEmPsjYo_pU7ynlR8BE-JBA

Is this email coming to the wrong contact? Something else wrong? Use the above link to let us know.

For mailed responses, please address (see note):

MuckRock News
DEPT MR 109813
411A Highland Ave
Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.



Jennifer Bergstrom

From: Shammai Terry <shammai.terry@flocksafety.com>
Sent: Thursday, August 15, 2019 7:50 AM
To: Erik Upson
Subject: Can you point me in the right direction?

Hi Chief of Police Upson,

Just a quick follow-up on a message I sent earlier. Are you the best person to speak to about providing free ALPR camera access in California? If not, would you mind pointing me in the right direction?

Thanks,

Shammai Terry
Territory Sales Manager

818.920.8615 | shammai.terry@flocksafety.com

Learn how this neighborhood caught a drive-by shooter - [READ THE CASE STUDY HERE](#)

Jennifer Bergstrom

From: Nika Golshani <nika@flocksafety.com>
Sent: Friday, April 12, 2019 9:19 AM
To: Erik Upson
Subject: Check out this HOT TAG ARREST

Hi Erik,

Just checking in to see if you wanted to learn a little more about Flock. Flock Safety works with law enforcement across the nation to put more criminals behind bars!

[Check out this recent hot tag arrest with Marietta, GA PD](#)

Do you have time for a quick call to learn how Flock can provide free access to ALPR cameras in your jurisdiction? [Find time in my calendar here.](#)

I look forward to hearing back.

Thanks Erik,

Nika Golshani
Public Safety
770-284-5861
www.flocksafety.com

PS: If you don't want to hear from me anymore, just let me know



Jennifer Bergstrom

From: Nika Golshani <nika@flocksafety.com>
Sent: Monday, May 13, 2019 8:15 AM
To: Erik Upson
Subject: Erik Like A Happy Hour?

Hi Erik

Flock Safety would like to invite California Law Enforcement to our Happy Hour during the IACP Technology Conference in Jacksonville, Florida on May 20th.

If you can attend, please RSVP by clicking the image below! Feel free to pass this along to your team.



If you want to learn how [Flock Safety's Falcon tag reader](#) is **so much more for so much less**, [schedule some time with me](#).

Thanks,

Nika Golshani
770.284.5861
nika@flocksafety.com

Flock Safety
1170 Howell Mill Rd NW
Suite 210
Atlanta Georgia 30318 United States

Update your [email preferences](#) to choose the types of emails you receive.

Jennifer Bergstrom

From: Nika Golshani <nika@flocksafety.com>
Sent: Thursday, April 04, 2019 10:46 AM
To: Erik Upson
Subject: Erik, Free ALPR Camera Access in your jurisdiction

Erik,

Flock Safety, provides affordable, flexible and easy to use ALPR systems to neighborhoods, businesses and public safety departments.

We currently have a number of cameras installed in **California** and are partnering with law enforcement to provide access to those in your jurisdiction.

Flock cameras also compare the plates we read against the **CA NCIC hot list** and notify dispatch with new hits, allowing you to have eyes on the street at all times.

Do you have a few minutes to learn how you can gain access for your local jurisdiction? I'd be happy to set up a quick call, or feel free to [find time in my calendar](#).

We're looking forward to working with you to help keep California communities safe!

Best,
Nika Golshani
Public Safety
770-284-5861
www.flocksafety.com

PS: If you don't want to hear from me anymore, just let me know



Jennifer Bergstrom

From: John Anderson <john.anderson@flocksafety.com>
Sent: Thursday, September 17, 2020 11:15 AM
To: Erik Upson
Subject: How to engage your community to fight crime | Flock Safety

Good Afternoon,

Do you want to expand your network of cameras and increase your access to footage for investigations, for **FREE**? Flock Safety is more than just an ALPR camera company - we are a crime-fighting technology company with a mission to eliminate non-violent crime.

How do we do it? Our cameras are not just for law enforcement - Flock Safety ALPR systems are in 1,000s of neighborhoods across the nation and helping solve crime.

- **Vacaville CA PD** - In less than 2 weeks, local neighborhood Flock Safety cameras alerted dispatch to a stolen vehicle entering one of the neighborhoods.
- **Hemet CA PD** - In 3 weeks since cameras were installed, they've safely recovered 24 stolen cars and made over 20 arrests.
- **Ontario CA PD** - 14 stolen vehicles recovered in just 3 weeks. String of thefts and vehicle burglaries solved leading to one arrest and over \$7,000 in property recovered.

I will be available to chat during the upcoming California Chief's Conference and if you want to go ahead and schedule time with me to see what private cameras are in your jurisdiction or coming soon, please [click here](#). We have a dedicated Community Engagement team that works to educate your community members and **we see an average of 5 privately-funded cameras in the ground within 90 days.**

Helping keep your city safe is what we're all about. I look forward to speaking with you about how the Flock Safety team can get started with you.

Thank you,

John Anderson
Flock Safety, Territory Sales Manager
(408) 652-8530 | John.Anderson@flocksafety.com

Flock Safety, 1170 Howell Mill Rd NW, Suite 210, Atlanta, Georgia 30318, United States
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Jennifer Bergstrom

From: Shammai Terry <shammai.terry@flocksafety.com>
Sent: Tuesday, September 24, 2019 4:03 AM
To: Erik Upson
Subject: IACP - Flock Happy Hour

Hi Chief Upson,

IACP is just around the corner - I wanted to invite you to a Happy Hour my team is hosting that Sunday at Motor Row Brewing. Please stop by for some drinks (and food!).

Details:

October 27th at Motor Row Brewing
5:30pm-9:00pm
2337 South Michigan Avenue, Chicago, Illinois 60616
*Food and drinks

[RSVP here](#)

Hope to see you there!

Shammai

Flock Safety
1170 Howell Mill Rd NW
Suite 210
Atlanta Georgia 30318 United States

Update your [email preferences](#) to choose the types of emails you receive.