



May 13, 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.

I would like to contact you to discuss ways to narrow this search so that the City can provide more specific records in a quicker fashion. Please contact me at your earliest convenience to discuss.

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 21, 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,

A handwritten signature in black ink that reads "Jennifer Bergstrom". The signature is fluid and cursive, with the first name "Jennifer" written in a larger, more prominent script than the last name "Bergstrom".

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%253Femail%253DHmclaughlin%252540ci.benicia.ca.us&url_auth_token=AABuRYGfg02ZPkwcm_g37CE-ntE%3AIIIMMes%3AomjnyEmPsjYo_pU7ynlR8BE-JBA

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%253Femail%253DHmclaughlin%252540ci.benicia.ca.us&url_auth_token=AABuRYGfg02ZPkwcm_g37CE-ntE%3AIIIMMes%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.



From: [Garrett Langley](#)
To: [Erik Upson](#)
Subject: Fwd: Re: IACP demo
Date: Friday, November 08, 2019 2:27:52 AM

Morning Chief,

Perhaps we could meet 1:1 around 1230 or 1300 next Wednesday (Nov 13th)?

Thanks!

Garrett

Garrett Langley
CEO & Founder



As seen on [NBC](#), [FOX](#), [CBS](#), [CNET](#) and more

----- Forwarded message -----

From: Garrett Langley <garrett@flocksafety.com>
Date: Thursday, November 7 2019 at 6:19 PM EST
Subject: Re: IACP demo
To: John Carli <John.Carli@cityofvacaville.com>
Cc: Eric Upson <eupson@ci.benicia.ca.us>, William Imboden <WImboden@ci.hercules.ca.us>

If easier, happy to get with you each 1:1

Just let me know what works best for everyone.

Garrett Langley
CEO & Founder



As seen on [NBC](#), [FOX](#), [CBS](#), [CNET](#) and more

On Thu, Nov 07, 2019 at 4:44 PM, John Carli <John.Carli@cityofvacaville.com> wrote:
I will not be able to attend but could send someone in my place.

On Nov 6, 2019, at 5:52 PM, Garrett Langley <garrett@flocksafety.com> wrote:

Evening guys,

Just checking in about the 13th. Let me know if someone is willing to host / if there is a mutual time that works for everyone.

Thanks
Garrett

Garrett Langley
CEO & Founder



As seen on [NBC](#), [FOX](#), [CBS](#), [CNET](#) and more

On Tue, Nov 05, 2019 at 8:36 PM, Garrett Langley <garrett@flocksafety.com> wrote:
Excellent. Let me know when and where, and I will manage around it.

Perhaps 2pm pst?

Garrett Langley
CEO & Founder



As seen on [NBC](#), [FOX](#), [CBS](#), [CNET](#) and more

On Tue, Nov 05, 2019 at 6:42 PM, Erik Upson <EUpson@ci.benicia.ca.us> wrote:

Early afternoon works for me.

I'm also copying the Hercules Police Chief, Chief Bill Imboden, as he is interested as well.

Erik

From: Garrett Langley <garrett@flocksafety.com>
Sent: Tuesday, November 05, 2019 1:25 PM
To: Davis Lukens <davis.lukens@flocksafety.com>
Cc: John Carli <John.Carli@cityofvacaville.com>; Erik Upson <EUpson@ci.benicia.ca.us>
Subject: Re: IACP demo

Thanks Davis.

Chief Upson and Chief Carli, I will be in the Bay Area on Nov 13th. Right now my schedule is wide open — is there an ideal time for both of you? Would love to meet up in person if that is possible.

Garrett

Garrett Langley

CEO & Founder



As seen on [NBC](#), [FOX](#), [CBS](#), [CNET](#) and more

On Tue, Nov 05, 2019 at 4:01 PM, Davis Lukens <davis.lukens@flocksafety.com> wrote:

Chief Upson,

Glad we were able to connect at IACP. Yes, let's get a demo set up asap.

Garrett, our CEO who is cc'd here, is currently scheduled to be out in the Bay Area next Wednesday Nov 13th.

Hopefully there is a time that day where Garrett could do an in person demo with you and Chief Carli. If not, let's get another time on the calendar

Thanks,

Davis

Head of Product

Flock Safety

770-314-3792

On Tue, Nov 5, 2019 at 1:53 PM Erik Upson <EUpson@ci.benicia.ca.us> wrote:

Davis,

I was very interested in your product at the IACP convention.

I happened to be speaking to the Vacaville police chief, John Carli (I've copied him here), the other day and he mentioned that he was also intrigued.

I'd like to set something up where we could get a presentation and demo and see what is possible...perhaps for both departments so you could kill two birds with one stone.

Let me know if that is possible.

Regards,

Erik

Chief Erik Upson

Benicia Police Department

200 East L Street

Benicia, CA 94523

(707) 746-4265

eupson@ci.benicia.ca.us

<image001.jpg>

Follow us on:

[<image002.png>](#)

[<image003.gif>](#)

From: [Nika Golshani](#)
To: [Erik Upson](#)
Subject: Re: Like a long tail cat in a room full of rocking chairs...
Date: Monday, April 29, 2019 6:47:49 AM

Hi Erik,

I hadn't heard back from you, but I figured I'd give it one last try...

Would you be interested in gaining free access to ALPRs in your jurisdiction?

If not, please let me know so I don't become a bother.

Thanks,
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

Fri Apr 19, 2019, at 4:13 PM Nika Golshani <nika@flocksafety.com>:

Hi Erik,

You've got me nervous!

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

Thanks!

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

From: [Shammai Terry](#)
To: [Erik Upson](#)
Subject: Stop by our booth!
Date: Tuesday, October 01, 2019 4:02:59 AM

Hey Chief Upson,

IACP will be here before we know it - I just wanted to invite you to stop by our booth at the expo hall.

Booth 4450.

Flock Safety is a tech company dedicated to eliminating non-violent crime in agencies across the country. Our infrastructure free ALPR cameras are affordable and scalable. We have both private and public customers and the beauty for agencies is they get access to private cameras at no cost.

Thanks,

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.

From: [John Anderson](#)
To: [Erik Upson](#)
Subject: Webinar | San Ramon & Danville PD on ALPR
Date: Thursday, October 01, 2020 4:48:39 AM

Hi Erik,

I'd like to invite you to an ALPR webinar that I'm co-hosting with our CEO & Founder, Garrett Langley, on **Wednesday, 10/07 at 10:00 AM PDT**. We have guests joining from San Ramon PD and Danville PD to share their stories and tremendous success with Flock Safety LPR cameras.

Our focus will be on the technology (Solar Power, Cellular, AI/Machine Learning, and more) and the results that are produced both in terms of arrests AND increased community engagement. **Please register to join the virtual event by [clicking here](#).**

Feel free to forward this invite along to your law enforcement colleagues and peers that may be interested in joining. I look forward to sharing results like these that are possible when a new breed of LPR Camera is combined with excellent police work:

- [Vacaville PD](#) solves crime with cameras paid for by the community.
- [Hemet PD](#) recovers 24 stolen cars, solved an armed robbery, and made over 20 arrests in their first month with Flock LPR cameras.
- [Ontario PD](#) sees instant results with new Flock Safety LPRs - 14 stolen vehicles recovered in three weeks.

Are you interested in attending? Visit [this link](#) to save your spot.

Thanks,

John Anderson
Territory Sales Manager, Northern California
Flock Safety
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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From: [John Anderson](#)
To: [Erik Upson](#)
Subject: Webinar Tomorrow | San Ramon & Danville PD on ALPR
Date: Tuesday, October 06, 2020 11:22:26 AM

Hi Erik,

Just following up on my email from last Thursday. Any interest in joining us for the ALPR webinar **tomorrow at 10:00 AM PDT?**

Captain Cary Goldberg from San Ramon PD and Detective Dan Lynch from Danville PD will share their stories and tremendous success with Flock Safety LPR cameras. **Please register to join the virtual event by [clicking here](#).**

Do you think you will be able to attend?

Thanks,

John Anderson
Territory Sales Manager, Northern California
Flock Safety
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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From: [Nika Golshani](#)
To: [Erik Upson](#)
Subject: Where's Waldo
Date: Monday, April 08, 2019 8:33:48 AM

Hi Erik,

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 your jurisdiction?

Flock Safety provides affordable, flexible and easy to use ALPR systems to neighborhoods, businesses and public safety departments and we'd like to offer you access for free.

[Click here for specs and pricing!](#)

Thanks,
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