

Ordinance No.683-2026

AN EMERGENCY ORDINANCE

Authorizing the Director of Public Safety to enter into one or more contracts with Flock Group, Inc. dba Flock Safety for the acquisition and or renewal of the annual license and the professional services of maintenance for the Flock Safety Automated License Plate Reader Solution for the Division of Police, Department of Public Safety, for a period of ~~one year~~ six (6) months.

Desk copy prepared for July 15, 2026, meeting

WHEREAS, this ordinance constitutes an emergency measure providing for the usual daily operation of a municipal department; now, therefore,

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CLEVELAND:

Section 1. That the Director of Public Safety is authorized to enter into one or more contracts with Flock Group, Inc. dba Flock Safety for acquisition and or renewal of the annual license and the professional services of maintenance for the Flock Safety Automated License Plate Reader Solution including software, and for the acquisition and/or renewal of licenses, for use by the Division of Police, Department of Public Safety, for a period of ~~one year~~ six (6) months at a cost not to exceed ~~\$250,000~~ \$125,000.

Section 2. Flock Safety shall not sell, share, publish or exchange any data obtained through the Flock Safety Automated License Plate Reader Solution contract ("ALPR contract") authorized by this ordinance for any purpose other than law enforcement purposes.

Flock Safety shall not access, use, preserve or disclose any data obtained through the ALPR contract to any third-party government authority or other third party except pursuant to a valid search warrant issued by a court of competent jurisdiction upon a finding of probable cause and describing with particularity the data to be produced. Flock shall not disclose data obtained through the ALPR contract in response to subpoenas, administrative requests, informal inquiries, preservation letters, national security letters or any other legal process that does not constitute a search warrant unless required by applicable law. Any disclosure is strictly limited to the data identified in the warrant and shall be produced only to the requesting law enforcement authority named in the warrant. Flock shall not voluntarily disclose data based solely on a good faith belief, contractual enforcement interests, investigatory convenience, or generalized public safety concerns. Unless legally prohibited Flock shall provide prompt written

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notice to the Director of Public Safety prior to disclosure and shall afford the Director a reasonable opportunity to seek protective relief. Flock shall further use commercially reasonable efforts to narrow, resist, quash or otherwise challenge any legal process that exceeds the permissible scope set forth above. Any violation of this provision shall constitute a material breach of the contract authorized by this ordinance.

The contract between the City and Flock Safety shall include a financial penalty of up to 25% of the amount of the contract for violation of privacy and data sharing provisions.

The Division of Police shall establish and maintain a Transparency Portal, an online webpage by which the public may access information about the Division of Police's use of ALPRs.

The Division of Police shall not share data derived or downloaded from the City's Flock Safety cameras with the Northeast Ohio Regional Fusion Center under the contract authorized by this ordinance.

Section 2 3. That under Section 108(b) of the Charter, the services authorized by this ordinance may be made through cooperative arrangements with other governmental agencies. The Director of Public Safety may sign all documents that are necessary to obtain such services, and may enter into one or more contracts with the vendors or consultants selected through that cooperative process. The Director of Public Safety shall provide written notice to the Clerk of Council whenever any purchase is made through the cooperative process, which notice shall include the details of such cooperative purchases. The Safety Director shall submit a written report quarterly to the Clerk and the Safety Committee on the use and monitoring of the ALPR system.

Section 3 4. That the cost of the contract or contracts shall be paid from Fund No. 01-6002-6612. (RQS 6002, RL 2026-43).

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Section 4 5. That this ordinance is declared to be an emergency measure and, provided it receives the affirmative vote of two-thirds of all the members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise it shall take effect and be in force from and after the earliest period allowed by law.

SL:uo
6-1-26

FOR: Director Drummond

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REPORT
after second Reading

Mr.

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	READ FIRST TIME	REPORTS
and referred to		
by the council		
	CITY CLERK	
	READ SECOND TIME	
by the council		
	CITY CLERK	
	READ THIRD TIME	
by the council		
	PRESIDENT	
	CITY CLERK	
	APPROVED	
	MAYOR	
Recorded Vol. _____	Page _____	
Published in the City Record _____		

