

CITY OF BELVEDERE

RESOLUTION NO. 2024-24

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BELVEDERE
RATIFYING LEXIPOL POLICE DEPARTMENT POLICY MANUAL UPDATES

WHEREAS, Belvedere Administrative Policy Manual section 20.7.1 provides that updates and changes to the Belvedere Police Policy Manual recommended by the City's public safety risk management consultant, Lexipol, and approved by the Chief of Police, are to be ratified by the City Council in the ordinary course of business; and

WHEREAS, Administrative Policy Manual section 20.7.1 further provides that said Police Policy Manual updates shall be reported to the City Council by the Chief of Police on a quarterly basis and submitted for Council ratification; and

WHEREAS, at its regularly scheduled meeting on July 8, 2024, the Chief of Police presented the Police Department's Quarterly Update to the City Council, which update included changes and updates to the Police Policy Manual as recommended by Lexipol and approved by the Chief of Police; and

WHEREAS, the City Council desires to ratify said Police Policy Manual updates; and

WHEREAS, the Police Policy Manual updates herein are not a "project" under the California Environmental Quality Act.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Belvedere that the updates and changes to the Belvedere Police Policy Manual are hereby ratified as set forth in Exhibit A; and

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Belvedere on July 8, 2024, by the following vote:

AYES: Cooper, Kemnitzer, Wilkinson
NOES: None
ABSENT: Lynch, Mayor Mark
ABSTAIN: None

APPROVED: 
Jane Cooper, Vice Mayor


ATTEST: 
Beth Haener, City Clerk

EXHIBIT A

A. Updates to Lexipol Policy 311 – Temporary Custody of Juveniles

This policy has been updated because legislative action impacts its content. 2022 CA AB 2644, effective July 1, 2024, amended law to prohibit an officer from employing threats, physical harm, deception, or psychologically manipulative interrogation tactics, as specified, during a custodial interrogation of a person 17 years of age or younger, with exceptions. Changes include:

- **INTERVIEWING OR INTERROGATING JUVENILE SUSPECTS** has been updated to include the new provisions, a citation has been added, punctuation has been corrected, and list formatting has been updated.

Unrelated to the DOJ update, additional changes include:

- In **RELEASE OF INFORMATION CONCERNING JUVENILES**, content that is procedural in nature and outside the scope of this policy has been removed.

B. New Lexipol Policy 344 – Generative Artificial Intelligence Use

This new policy has been developed to provide guidance for law enforcement agencies using generative artificial intelligence (GenAI) systems and information. Highlights include:

- **POLICY** communicates the benefits and risks of GenAI systems for law enforcement use.
- **AI COORDINATOR** designates certain responsibilities to a member.
- **USE OF GENERATIVE AI** outlines the limitations for the use of GenAI systems and AI-generated content.
- **PRIVACY CONSIDERATIONS** explains when protected information may be put into GenAI systems.
- **PROHIBITED USE** outlines the restrictions on the use of GenAI systems and information.

C. New Lexipol Policy 608 – Forensic Genetic Genealogy

This new policy provides guidelines for the use of forensic genetic genealogy (FGG). This investigative technique is new to most law enforcement agencies. This policy should be accepted with little to no customization required. Highlights include:

- **PURPOSE AND SCOPE** describes that FGG is used to provide investigative leads.

- **DEFINITIONS** includes technical terms as needed for context.
- **CRITERIA FOR FGG USE** describes the scope for FGG use, which includes exhausting all other reasonable investigative leads and methods before applying FGG to qualifying cases.
- **COORDINATION** details cooperation with prosecutors and medical examiners/coroners, as applicable.
- **POST-IDENTIFICATION** describes appropriate actions and confirmations after an FGG investigative lead has been developed, including that the FGG result alone shall not be the sole probable cause for an arrest or search warrant.
- **PRIVACY CONSIDERATIONS** covers the topic of privacy in FGG; a non-suspect person may have a distant genetic relationship with a suspect who is a complete stranger (i.e., not a known relation).