

# Mayor and Council Communication

**DATE:** 06/10/25

**M&C FILE NUMBER:** M&C 25-0548

**LOG NAME:** 20RIGHT-OF-WAY USE AGREEMENT WITH FLOCK GROUP, INC

## **SUBJECT**

(ALL) Authorize Execution of a Public Right-of-Way Use Agreement Granting Flock Group, Inc. a License to Install and Maintain Non-Police Department Flock License Plate Reader Cameras on Public Rights-of Way and Establish Fees for Permitting, Inspection, and Usage

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## **RECOMMENDATION:**

1. Authorize execution of a Public Right-of-Way Use Agreement with Flock Group, Inc. for an Annual Right-of-Way Use Fee of \$250.00 dollars per Non-Police Department Flock License Plate Reader Cameras located on Public Rights-of-Way;
  2. Grant a license to Flock Group, Inc. to install and maintain Non-Police Department Flock License Plate Reader Cameras on Public Rights-of-Way; and
  3. Establish a Permit and Inspection Fee of \$250.00 per Non-Police Department Flock License Plate Reader Camera.
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## **DISCUSSION:**

The purpose of this Mayor and Council Communication (M&C) is to establish the terms for use of public right-of-way (ROW) by Flock Group, Inc. (Flock) for privately-owned Flock cameras.

The Fort Worth Police Department (PD) has successfully deployed Flock cameras throughout Fort Worth to monitor, detect, and follow up on crime. PD builds, maintains, and installs most of its own cameras, which use Flock software. PD installs PD cameras on public property throughout Fort Worth because cameras achieve law enforcement objectives and improve public safety. Existing agreements between the City of Fort Worth (City) and Flock govern PD cameras.

Flock also offers hardware and software products to the public. Multiple homeowners' associations (HOA's) and businesses in Fort Worth have purchased and installed privately-owned Flock cameras on private property. The City and PD do not install or maintain private cameras. Several HOAs and businesses that own private cameras have partnered with PD to provide PD's Real Time Crime Center (RTCC) with access to private cameras. PD has designated two representatives to serve as points-of-contact for any HOA that shares their private cameras with PD.

Most private cameras are located on private property. However, the City has identified private cameras which were inadvertently installed in the City's ROW. Flock has worked with HOAs and businesses to relocate private cameras from the City's ROW onto private property where feasible. However, a few HOAs and businesses have asked the City to allow some cameras to remain in the City's ROW for camera effectiveness, and the City is supportive.

## **Right-of-Use Agreement**

The City and Flock have negotiated a Right-of-Way Use Agreement, which will grant Flock a non-exclusive license to install and maintain certain private cameras within the City's ROW. The agreement is for a period of twenty (20) years and may be renewed for up to two (2) successive five (5) year terms. Flock will be responsible for paying the permit and inspection fees for existing private cameras within the City's ROW and for any newly installed private cameras within the ROW as well as for an annual ROW usage fee on a per camera basis for the right to install cameras within the City's ROW.

Private individuals who own private cameras within the City's ROW will not have direct access to data from those private cameras. Only PD will have direct access to this data. However, PD has developed a process to expedite requests for RTCC data for those Flock customers who own private cameras.

Proposed fees include a one-time permit and inspection fee of \$250.00 per camera, which will apply for each existing camera and any new or replacement camera that is installed later, and an annual City ROW Use fee of \$250.00 per camera. The City and Flock will determine where private cameras will exist in the City's ROW. ROW Use fees will be billed annually.

For each approved private Flock camera location, the camera location will be memorialized by an addition or addendum to the Agreement, which will not require Council approval.

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## **FISCAL INFORMATION / CERTIFICATION:**

The Director of Finance certifies that upon approval of the above recommendations and execution of the agreement, funds will be deposited into the General Fund. The Transportation & Public Works Department (and Financial Management Services) is responsible for the collection and deposit of funds due to the City.

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Expedited