



# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** Anthony Mata  
Jim Shannon

**SUBJECT:** SEE BELOW

**DATE:** February 15, 2022

Approved

Date

2/17/2022

**SUBJECT: ACCEPTANCE OF THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION PROGRAM FISCAL YEAR 2021 INTERNET CRIMES AGAINST CHILDREN TASK FORCE INVITED AWARDS IN THE AMOUNT OF \$534,427 AND FUNDING SOURCES RESOLUTION AMENDMENTS IN THE GENERAL FUND**

## **RECOMMENDATION**

- (a) Adopt a resolution accepting the 2021 Internet Crimes Against Children Task Force Invited Awards in the amount of \$534,427 and authorizing the City Manager to execute the Grant Agreement and to execute additional amendments and all related documents, including online certifications at time of reimbursement request, without further City Council action; and
- (b) Amend the following 2021-2022 Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund:
  - (1) Increase the appropriation to the Police Department for the Internet Crimes Against Children (ICAC) Task Force Invited Awards by \$534,427; and
  - (2) Increase the estimate for Revenue from Federal Government by \$534,427.

## **OUTCOME**

Approval of this recommendation provides continued funding for the Internet Crimes Against Children Task Force to train, investigate, and allow for the prosecution of child predators.

## **BACKGROUND**

In 1998, the U.S. Department of Justice's Office of Juvenile Justice Delinquency and Prevention (OJJDP) created the Internet Crimes Against Children Task Force (ICAC) Program. The ICAC program was created in response to the increasing number of children and teenagers using the Internet, the rapid increase in numbers of child sexual abuse images available electronically, and intensified online activities by predators seeking unsupervised contact with children.

The City of San José Police Department (Department) recognized the need to protect the children in the community in a fast-growing trend of Internet uses and various social media platforms. In February 2003, the Department applied for and was awarded its first ICAC grant from the OJJDP. Since then, the Department has applied for and received several ICAC continuation grants. ICAC grant funding has provided overtime, equipment, and vehicles for investigations; training of investigators; and opportunities for two national ICAC trainings in a year. Funding has also provided equipment and training for investigators from 11 Bay Area counties who participate in the Silicon Valley Internet Crimes Against Children (SVICAC) Task Force as the Department serves as the Fiscal Agent for this regional award.

In August 2021, OJJDP invited the Department to submit an application to increase the FY 2021-2022 Internet Crimes Against Children Task Force funding and continue its work in the area of ICAC. The application was accepted and approved in the amount of \$534,427. This supplemental award of \$534,427 is in addition to the grant funding received in 2020-2021 in the amount of \$521,869, which will bring the total grant award to \$1,056,296. This is a reimbursable grant and the Department will be responsible to ensure expenditures are allowable as set forth in the Department of Justice Financial Guide and City Policy and Procedures.

## **ANALYSIS**

The Department has been awarded \$534,427 for the 2021 Internet Crimes Against Children Task Force Invited Award. The grant term is October 1, 2021 through September 30, 2022. This grant will fund activities related to the SVICAC Program including salaries, training, and supplies.

The following list provides information on the Spending Plan for the Fiscal Year 2021-2022 ICAC Task Force Invited Awards as approved by the OJJDP. These estimates are subject to reallocation and/or change over the course of the grant term; however, the total grant amount to the City will remain the same.

- \$278,321 of the funds will be utilized by the Department for officers' overtime costs (\$223,769); special pay for an officer assigned to a police service dog (\$8,584) and a portion of salary and benefits of an analyst position to support the SVICAC program reporting requirements (\$45,968).

- \$110,000 of the funds will be utilized to purchase two unmarked undercover sedan vehicles for ICAC detectives to replace old, unmarked vehicles that are frequently under repair.
- \$6,000 of the funds will be utilized for program supplies that include, but not limited to, data storage devices and forensic supplies.
- \$140,106 will be used for other costs that include, but not limited to, undercover mobile internet access, forensic tools, software licenses, the care and maintenance of an electronic detection police service dog, and vehicle operating and maintenance.

The following table illustrates a summary of the Fiscal Year 2021 SVICAC Spending Plan.

Budget Category	Budget Amount
A. Personnel & Fringe Benefits	\$278,321
B. Equipment	\$110,000
C. Supplies	\$6,000
E. Other Costs	\$140,106
<b>Total Project Costs</b>	<b>\$534,427</b>

### **CONCLUSION**

The grant award provides critical funding to the Department as it will continue to support and strengthen resources for the SVICAC Task Force.

### **EVALUATION AND FOLLOW-UP**

This memorandum will not require any staff follow up.

### **CLIMATE SMART SAN JOSE**

The recommendation in this memo has no effect on Climate Smart San José energy, water, or mobility goals.

**PUBLIC OUTREACH**

This memorandum will be posted on the City’s Council Agenda website for the March 1, 2022 City Council Meeting

**COORDINATION**

This memorandum has been coordinated with the Office of the City Attorney.

**COMMISSION RECOMMENDATION/INPUT**

This memorandum does not require input from a board or commission.

**COST SUMMPARY/IMPLICATIONS**

Forensic tools may have minor maintenance, repair, or monthly service charges in the future. These expenses beyond the grant term are anticipated to be minor and absorbed in the Department’s existing non-personal/equipment base budget.

This project is being funded by the Office of Juvenile Justice and Delinquency Prevention. There is no cash or in-kind match requirement with this grant.

**BUDGET REFERENCE**

The table below identifies the fund and appropriations recommended to be amended as part of this memorandum.

Fund #	Appn. #	Appn. Name	Current Total Appn.	Rec. Budget Action	2021-2022 Adopted Operating Budget Page*	Last Budget Action (Date, Ord. No.)
001	R110	Revenue from Federal Government	\$7,009,286	\$534,427	160	1/11/2022, Ord. No. 80341
001	214H	Internet Crimes Against Children (ICAC) Task Force Invited Awards - Police 2020	\$375,295	\$534,427	N/A	10/19/2021, Ord. No. 30682

HONORABLE MAYOR AND CITY COUNCIL

February 15, 2022

**Subject: 2021 Internet Crimes Against Children Task Force (ICAC) Grant**

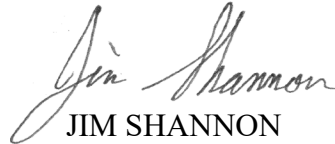
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**CEQA**

Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment.

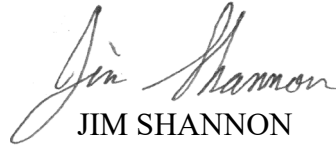
/s/

ANTHONY MATA  
Chief of Police



JIM SHANNON  
Budget Director

I hereby certify that there will be available for appropriation in the General Fund in the Fiscal Year 2021-2022 moneys in excess of those heretofore appropriated wherefrom, said excess being at least \$534,427.



JIM SHANNON  
Budget Director

For questions, please contact Jennifer Otani, Administrative Officer, at (408) 537-1618.