



# Memorandum


**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** Anthony Mata  
Jim Shannon

**SUBJECT:** SEE BELOW

**DATE:** February 13, 2023

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Approved		Date	2/17/23
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**SUBJECT: ACCEPTANCE OF THE CALIFORNIA GOVERNOR’S OFFICE OF EMERGENCY SERVICES FISCAL YEAR 2022 INTERNET CRIMES AGAINST CHILDREN AWARD IN THE AMOUNT OF \$950,000**

**RECOMMENDATION**

- (a) Adopt a resolution accepting the 2022 California Governor’s Office of Emergency Services Internet Crimes Against Children Task Force Grant in the amount of \$950,000; and authorizing the City Manager to execute the Grant Agreement and execute additional amendments and all related documents, including online certifications at time of award acceptance and reimbursement requests, without further City Council action.
- (b) Adopt the following 2022-2023 Appropriation Ordinance and Funding Sources Resolution Amendments in the General Fund:
  - (1) Establish the 2022-2023 Internet Crimes Against Children State Grant City-Wide Expenses appropriation to the Police Department in the amount of \$836,148; and
  - (2) Increase the estimate for Revenue from State of California by \$836,148.

**SUMMARY AND OUTCOME**

Approval of this recommendation provides continued grant funding for the Internet Crimes Against Children (ICAC) Task Force in the total amount of \$950,000 to investigate and allow for the prosecution of child predators.

**BACKGROUND**

Since 1976, commercial child pornography has grown and become more sophisticated as the technology to reproduce and distribute pornography has developed. The internet has enabled child predators to form clubs and other organizations to expand their exploitation of children. The internet provides predators easier access to children and it allows them greater anonymity.

Law enforcement very quickly recognized the danger these predators posed to children and began efforts to combat their activities.

In February 2003, the San José Police Department applied for and was awarded its first ICAC grant from the United States Department of Justice. Since that time, the Police Department has applied for and received several ICAC continuation grants. ICAC grant funding has provided overtime, equipment, vehicles for investigations, and training, including the national ICAC conferences. Funding has also provided equipment and training for investigators from eleven Bay Area counties who participate in the Silicon Valley ICAC Task Force. Investigators from the San José Police Department Child Exploitation Detail were instrumental in developing the first series of nationwide investigative trainings for ICAC. The San José Police Department's ICAC Task Force received the first California Governor's Office of Emergency Services ICAC grant award in 2007 to aid in meeting the objectives outlined above.

In July 2021, the California Governor's Office of Emergency Services released a grant solicitation for FY 2022 ICAC Task Force Grant Program and the Police Department submitted a grant application proposal. On December 20, 2022, the application was accepted and approved in the amount of \$950,000. This is a one-year reimbursable grant, and the Police Department will be responsible to ensure the expenditures are allowable as set forth in the California Governor's Office of Emergency Services Financial Handbook and City Policy and Procedures.

## **ANALYSIS**

The Police Department has been awarded \$950,000 for the 2022 ICAC Task Force Grant Program. The grant term is January 1, 2023 through December 31, 2023. This grant will fund activities as they relate to the Silicon Valley ICAC program including personnel cost, operating supplies, software licenses, equipment, and the Vigilant Parent program, which provides online safety training for parents to recognize signs when a child may potentially be in danger online and how to keep their children safe on the internet.

The following list provides information on the project budget for the 2022 ICAC Task Force Grant approved by the California Governor's Office of Emergency Services. 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.

1. \$227,705 of the funds will be used for personnel services cost to support a digital Forensic Analyst position. In addition, funds will be used for Community Service Officers overtime to assist in facilitating the Vigilant Parent program.
2. \$446,490 of the funds will be utilized for operating costs that include, but not limited to, forensic software licenses and training, evidence processing supplies for operations, and software for the Vigilant Parent program.

3. \$275,805 of the funds will be utilized for equipment cost that include, but not limited to, evidence processing equipment and training, as well as the purchase of one unmanned aerial system.

<b>Budget Category</b>	<b>FY: 2022-2023</b>	<b>FY: 2023-2024</b>	<b>Total</b>
A. Personal Expenses	\$113,853	\$113,852	\$227,705
B. Operating Expenses	\$446,490	\$0	\$446,490
C. Equipment	\$275,805	\$0	\$275,805
<b>Total City Appropriation by Fiscal Year</b>	<b>\$836,148</b>	<b>\$113,852*</b>	<b>\$950,000</b>

*\*Recommendations to recognize and appropriate \$113,852 of this grant will be brought forward for City Council approval as part of the development of the 2023-2024 Operating Budget.*

**EVALUATION AND FOLLOW-UP**

This memorandum will not require any staff follow up.

**COST SUMMARY/IMPLICATIONS**

The recommended actions in this memorandum will recognize and appropriate \$836,148 of the \$950,000 ICAC State Grant and will provide funding for personal services costs, operating costs, and the purchase of equipment. Forensic tools may have minor future maintenance, repair, or monthly service charges. These costs are expected to be absorbed in the Police Department’s existing non-personal/equipment budget.

This project is being funded by the California Governor’s Office of Emergency Services and 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 Appn.	Recommended Budget Action	Operating Budget Page	Last Budget Action (Date, Ord. No.)
001	R100	Revenue from State Government	\$30,485,522	\$836,148	161	12/13/2022 Ord. No. 80828
001	New	Internet Crimes Against Children State Grant 2022-2023	N/A	\$836,148	N/A	N/A

**COORDINATION**

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

**PUBLIC OUTREACH**

This memorandum will be posted on the City’s Council Agenda website for the March 7, 2023 City Council meeting.

**COMMISSION RECOMMENDATION AND INPUT**

No commission recommendation or input is associated with this action.

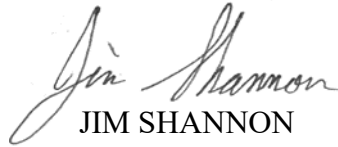
**CEQA**

Not a Project, File No. PP17-004, Government Funding Mechanism or Fiscal Activity with no commitment to a specific project which may result in a potentially significant physical impact on the environment.

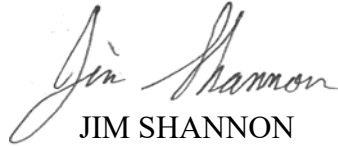
**PUBLIC SUBSIDY REPORTING**

This item does not include a public subsidy as defined in section 53083 or 53083.1 of the California Government Code or the City's Open Government Resolution.

/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 2022-2023 moneys in excess of those heretofore appropriated there from, said excess being at least \$836,148.

  
JIM SHANNON  
Budget Director

For questions, please contact Lisa Perez, Division Manager, at (408) 537-1624 or Jennifer Otani, Administrative Officer, at (408) 537-1625.