

Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

SUBJECT: SEE BELOW

FROM: Edgardo Garcia
Margaret McCahan

DATE: November 6, 2018

Approved

D. DSYL

Date

11/15/18

**SUBJECT: ADOPTION OF 2018-2019 APPROPRIATION AND FUNDING SOURCES
RESOLUTION AMENDMENTS TO RECOGNIZE GRANT FUNDING
RECEIVED FROM THE U.S. DEPARTMENT OF JUSTICE**

RECOMMENDATION

1. Adopt a resolution authorizing the City Manager to negotiate and execute an agreement for grant awards received from the U.S. Department of Justice in the amount of \$2,571,825.
2. Adopt the following Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund:
 - a) Increase the estimate for Revenue from Federal Government by \$2,571,825;
 - b) Establish a OVW Improving Criminal Justice Response Program City-wide appropriation to the Police Department in the amount of \$810,272;
 - c) Establish a NCS-X Implementation Program City-wide appropriation to the Police Department in the amount of \$168,156;
 - d) Establish a Justice and Mental Health Collaboration Program City-wide appropriation to the Police Department in the amount of \$750,000;
 - e) Establish a Internet Crimes Against Children Task Force - Forensic Analyst Capacity Hiring Program City-wide appropriation to the Police Department in the amount of \$200,000;
 - f) Establish a Bulletproof Vest Partnership City-wide appropriation to the Police Department in the amount of \$193,704; and
 - g) Increase the City-wide Internet Crimes Against Children Task Force Invited Awards appropriation in the amount of \$449,693.

OUTCOME

Approval of this recommendation will provide funding for the San José Police Department (SJPD) to implement new programs, purchase critical equipment, and investigate and prosecute domestic violence, sexual assault, and Internet Crimes Against Children (ICAC) related cases. Finally, it will enable the City of San José to continue to prepare for, respond to, and recover from potential incidents of terrorism and other hazards through a regional collaboration of local jurisdictions around the San Francisco Bay Area.

BACKGROUND

The SJPd has been proactively searching for other funding opportunities to support and enhance Department programs. For the past eight months, staff has been working closely with program managers in applying for U.S. Department of Justice grants. The Department has submitted various grant proposals to enhance public safety programs and submitted the following grant proposals:

- On March 22, 2018, the Department applied for the Office on Violence Against Women (OVW) Fiscal Year 2018 Improving Criminal Justice Program. On August 30, 2018, the Department received an award notification from the Department of Justice that an award was approved in the amount of \$810,272. The main focus of this grant will be to enhance victim safety and offender accountability in sexual assault, domestic violence, and sex trafficking by encouraging community response. The grant period is from October 1, 2018 to September 30, 2021.
- On May 5, 2018, the Department applied for the Bureau of Statistics (BJS), Fiscal Year 2018 National Crime Statistics Exchange (NCS-X) Implementation Assistance Program. On September 25, 2018, the Department received an award notification from the Department of Justice that an award was approved in the amount of \$168,156. The Program will support the transition to the FBI's required national incident-based reporting system to comply with the reporting requirement deadline. The grant period is October 1, 2018 to September 30, 2020.
- On May 29, 2018, the Department applied for the Bureau of Justice, Fiscal Year 2018 Justice and Mental Health Collaboration Program. On September 26, 2018, the Department received an award notification from the Department of Justice that an award was approved in the amount of \$750,000. The Program will support cross-system collaboration to improve responses and outcomes for individuals with mental illness or co-occurring mental illness and substance abuse who come in contact with the justice system. The grant period is January 1, 2019 to December 31, 2021.
- On May 1, 2018, the Department applied for the Office of Juvenile Justice Delinquency and Prevention (OJJDP) Fiscal Year 2018 Internet Crimes Against Children Forensic Capacity Hiring Program. On September 26, 2018, the Department received an award notification from the Department of Justice that an award was approved in the amount of \$200,000. The Program will support the hiring of a wounded, injured, or ill veteran to enhance the digital forensic capacity of the ICAC Task Force. The grant period is October 1, 2018 to September 30, 2021.
- On August 14, 2018, the Department applied for the OJJDP Fiscal Year 2018 ICAC Task Force Invited Awards. On September 26, 2018, the Department received an award notification from the Department of Justice that an award was approved in the amount of \$449,693. The Program will continue its work to conduct proactive and reactive investigations into computer technology crimes perpetrated against children throughout its geographic service area that includes eleven counties in Northern California – Napa, Sonoma, Marin, Contra Costa, Alameda, San Francisco, San Mateo, Santa Clara, Santa Cruz, Monterey, and San Benito. The grant term extension period is July 1, 2018 to September 30, 2019.

- On May 25, 2018, the Department applied for the 2018 Bulletproof Vest Partnership Grant Program. On October 3, 2018, the Department was awarded \$193,704 by the Office of Justice Programs, Bureau of Justice (BJA) for the purchase of bulletproof vests. The grant period is April 1, 2018 to August 31, 2020.

ANALYSIS

The SJPd has been awarded a total of \$2,571,825 for various grants approved by the U.S. Department of Justice. The proposed spending plans are subject to reallocation, and/or changes over the course of the grant terms; however, the total grant amount to the City of San José (City) is expected to remain the same. For the Police Department to use these funds, approval of the proposed spending plans and related appropriation actions are required.

The following list provides a description of the 2018 Grant Award Programs and their specific grant funding.

OVW 2018 Improving Criminal Justice Response Program (\$810,272): In collaboration with its victim service partner, the YWCA of Silicon Valley, the Police Department will use this grant funding to expand services to victims of sexual assault, domestic violence, and sex trafficking. Specifically, this project will support a bilingual advocate at the San Jose Family Justice Center Courthouse, who will provide culturally sensitive, client-defined legal advocacy and support to survivors of domestic violence. The program will also support a sexual assault advocate at the Police Department's Sexual Assault Investigation Unit, who will provide crisis intervention and follow-up services, including legal advocacy to victims of sexual assault and sex trafficking. The grant will provide funding for overtime costs for law enforcement to investigate additional cases of sexual assault, domestic violence, and sex trafficking, as well as monitor and serve outstanding domestic violence restraining order warrants and enhance legal advocacy and victim services. In addition, trainings will be identified and provided for officers on the latest policies, trauma-informed practices, collaborative team models, and day-to-day handling of sexual assault, domestic violence, and sex trafficking cases. Finally, funds will be used to develop and implement a universal screening and data collection tool that will allow victim service providers and law enforcement to screen victims for intersections of sexual assault, domestic violence, and sex trafficking.

BJS 2018 NCS-X Implementation Assistance Program (\$168,156): This program is an effort to expand the FBI's National Incident-based Reporting System (NIBRS) into a nationally representative system of incident-based crime statistics. These incident-based data will draw upon the attributes and circumstances of criminal incidents and allow for more detailed and transparent descriptions of crime in communities. Grant funds will be utilized to hire a consultant to conduct code table validation, develop scope, timeline, identify training needs, and overview for the Department's transition to NIBRS. Specifically, under this award, the Department will hire contract support to assist in implementing a completely automated system, restructure forms and processes, as needed, and upgrade the Record Management System to be incident-based reporting compliant.

OJJDP 2018 ICAC Forensic Analyst Capacity Hiring Program (\$200,000): This program will enhance digital forensic examination capacity by using grant funds for temporary staffing to hire a wounded veteran, who will serve as a Digital Forensic Analyst. The position will support the Silicon Valley ICAC Task Force by reducing forensic examination backlogs and increasing the number of forensic exams completed by ICAC task forces during the grant period. Some of the tasks for this position include handling computer hard drives and storage devices to analyze user patterns, utilizing different software programs to recover information from media devices, and preparing detailed reports after running computer analyses.

OJJDP 2018 ICAC Task Force (\$449,693): The Department's Silicon Valley's Regional ICAC Task Force uses grant funds to continue enhancing and expanding Task Force operations to address technology-facilitated crimes against children and increase public awareness about ICAC to provide parents and children with prevention and intervention information. Funding will be used for investigative personnel overtime and training for ICAC members, which may include the National Law Enforcement Training on Child Exploitation; computer forensics training; and National ICAC core training. Finally, the Department will use grant funds for operational and investigative costs that include software licenses, storage devices, and internet and smartphone services.

BJA 2018 Justice and Mental Health Collaboration Program (\$750,000): The Department, in collaboration with Santa Clara County Behavioral Health Services, will increase public safety and reduce recidivism among high risk individuals with mental illnesses and co-occurring mental illness and substance abuse. A risk assessment will be used to prioritize high risk individuals at risk of committing future violence. These individuals will receive priority in obtaining a proactive joint response from the Santa Clara County Behavioral Health Mobile Crisis Response Team. The grant funds will be used to develop and document the Planning and Implementation Guide with the assistance of the BJA national training and technical assistance provider. The guide will be used as a tool to implement a specialized police-mental health collaboration program. Training for police officers will be provided to identify and respond to individuals with mental illnesses. A dedicated police officer will work with the Santa Clara County Behavioral Health Mobile Crisis Response Team and participate in proactive response for high-risk individuals with mental illness. The Department will collaborate with key partners to develop an automated supplemental 5150 Form to capture critical data. The information sharing process will improve response by identifying high-risk individuals with mental illness and enhance protocols for mobile crisis response.

BJA Bullet Proof Vest Partnership Grant (\$193,704): The Program will provide San José police officers with bulletproof vests that comply with National Institute of Justice ballistic and stab body armor standards.

EVALUATION AND FOLLOW-UP

No additional City Council action is expected for this grant.

PUBLIC OUTREACH/INTEREST

This memorandum will be posted on the City's website for the November 27, 2018, City Council Agenda.

COORDINATION

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

COMMISSION RECOMMENDATION/INPUT

This item does not have input from any board or commission.

COST SUMMARY/IMPLICATIONS

These grants will fund various programs in the amount not to exceed a total of \$2,571,825, and there is no obligation to sustain these services by the City beyond the term of the grant. There may be nominal on-going maintenance costs associated with the equipment purchased with grant funds, which will be absorbed into the Police Department's non-personal budget.

BUDGET REFERENCE

The table below identifies the appropriation adjustments recommended to fund each of the Police Department grants described in this memorandum.

Fund #	Appn #	Appn. Name	Current Appn.	Rec'd. Budget Action	2018-2019 Adopted Operating Budget Page	Last Budget Action (Date, Ord. No.)
001	R110	Revenue from Federal Government	\$2,558,824	\$2,571,825	III-1	10/16/2018, Ord. No. 78825
001	NEW	OVW Improving Criminal Justice Response Program	N/A	\$810,272	N/A	N/A
001	NEW	NCS-X Implementation Program	N/A	\$168,156	N/A	N/A
001	NEW	Justice and Mental Health Collaboration Program	N/A	\$750,000	N/A	N/A
001	NEW	Internet Crimes Against Children Task Force - Forensic Analyst Capacity Hiring Program	N/A	\$200,000	N/A	N/A
001	NEW	Bulletproof Vest Partnership	N/A	193,704	N/A	N/A
001	202E	Internet Crimes Against Children Task Force Invited Awards	\$246,139	\$449,693	IX-28	10/16/2018, Ord. No. 30172

HONORABLE MAYOR AND CITY COUNCIL

November 6, 2018

Subject: Acceptance of Various Police Department Grants

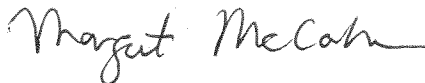
Page 6

CEQA

Not a Project, File No. PP17-006, Grant Application with no commitment or obligation to enter into an agreement at the time of application; and 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.

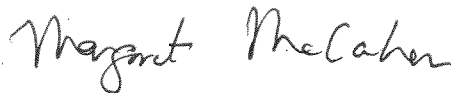
/s/

EDGARDO GARCIA
Chief of Police



MARGARET MCCAHAH
Budget Director

I hereby certify that there will be available for appropriation in the General Fund in the Fiscal Year 2018-2019 moneys in excess of those heretofore appropriated therefrom, said excess being at least \$2,571,825.



MARGARET MCCAHAH
Budget Director

For questions please contact Lisa Perez, Chief Administrative Officer at (408) 537-1624 or Heidi York, Assistant Administrative Officer, at (408) 537-1625.