



Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Edgardo Garcia
Margaret McCahan

SUBJECT: SEE BELOW

DATE: March 5, 2019

Approved

Date

3-6-19

SUBJECT: ACCEPTANCE OF THE CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES (CAL OES) FISCAL YEAR 2018 INTERNET CRIMES AGAINST CHILDREN (ICAC) AWARD IN THE AMOUNT OF \$1,000,000 AND ADOPTION OF APPROPRIATION ORDINANCE AND FUNDING SOURCES RESOLUTION AMENDMENTS IN THE GENERAL FUND

RECOMMENDATION

- (a) Adopt a resolution accepting the Fiscal Year 2018 Internet Crimes Against Children Task Force Award in the amount of \$1,000,000 and authorize the City Manager to execute the Grant Agreement and all related documents and to execute additional amendments and related documents without further Council action.
- (b) Adopt the following 2018-2019 Appropriation Ordinance and the Funding Sources Resolution amendments in the General Fund:
 - (1) Establish a City-Wide appropriation to the Police Department for the Internet Crimes Against Children State Grant 2018-2020 in the amount of \$360,000; and
 - (2) Increase the estimate for Revenue from State of California by \$360,000.

OUTCOME

The Council's approval of this recommendation will provide continued funding for the Internet Crimes Against Children (ICAC) Task Force 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 (USDOJ). Since that time, the Police 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 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 (CED) 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 (Cal OES) Internet Crimes Against Children grant award in 2007 to aid in meeting the objectives outlined above. On August 17, 2018, the Police Department submitted an application to the Cal OES to continue its work in the area of ICAC. On February 6, 2019, the Police Department was awarded \$1,000,000. This year's award has an increase of \$800,000 from the previous grant funding received in 2017-2018.

ANALYSIS

The Police Department has received an award for the Fiscal Year 2018 Internet Crimes Against Children Task Force Award in the amount of \$1,000,000. Although the grant award notification was received on February 6, 2019, the grant term is July 1, 2018 through December 31, 2020. This grant will fund activities as they relate to the Silicon Valley Internet Crimes Against Children program including operating supplies, equipment, and forensic vehicles.

The following list provides information on the budget for the 2018 Internet Crimes Against Children Task Force Award as approved by the Cal OES. 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. Reimbursement to the City of San José's Police Department for operating costs including but not limited to: iPads/tablets with protective covers, iPad/Tablet charging carts, and two customized Forensic Vans for our Silicon Valley Internet Crimes Against Children Task Force affiliates. (\$602,787)

2. Reimbursement to the City of San José for equipment cost: ICAC Digital Media Training Center, Forensic Software Licenses, Mobile Interview Vehicles, and computer desktops. (\$397,213)

Budget Category	Budget Amount
A. Operating Expenses*	602,787
B. Equipment	397,213
Total Project Costs	\$1,000,000

*Operating Expenses include two Mobile Interview Vehicles for \$200,000 for Task Force agencies and one Mobile Interview Vehicle for SJPd.

EVALUATION AND FOLLOW-UP

Of the \$1.0 million grant award, \$360,000 is recommended for allocation in 2018-2019. The Administration will recommend appropriating the remaining funds from this grant award in the total amount of \$640,000 as part of the 2019-2020 budget process.

PUBLIC OUTREACH

This memorandum will be posted on the City's website for the March 19, 2019, City Council meeting.

COORDINATION

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

COMMISSION RECOMMENDATION/INPUT

There was no commission recommendation or input.

COST SUMMARY/IMPLICATIONS

Forensic tools may have minor maintenance, repair or monthly service charges in the future and the Mobile Interview Vehicle will have an estimated annual ongoing maintenance cost of \$5,000. There is no obligation to sustain these services by the City beyond the term of the grant. However, expenses beyond the grant term may be absorbed in the Police Department's existing non-personal/equipment base budget.

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This project is being funded by the California Governor's Office of Emergency Services. 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	2018-2019 Operating Budget Page	Last Budget Action (Date, Ord. No.)
001	R100	Revenue from State Government	\$13,994,473	\$360,000	III-1	02/12/19 78982
001	New	Internet Crimes Against Children State Grant 2018-2020	\$0	\$360,000	N/A	N/A

CEQA

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

/s/

EDGARDO GARCIA
Chief of Police



MARGARET MCCAHAN
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 there from, said excess being at least \$360,000.



MARGARET MCCAHAN
Budget Director

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