

Memorandum

Memorandum

TO: HONORABLE MAYOR
AND CITY COUNCIL

FROM: Anthony Mata
Jim Shannon

SUBJECT: SEE BELOW

DATE: November 21, 2022

Approved



Date

12/1/22

**SUBJECT: ACCEPTANCE OF THE OFFICE OF JUVENILE JUSTICE AND
DELINQUENCY PREVENTION PROGRAM FISCAL YEAR 2022
INTERNET CRIMES AGAINST CHILDREN TASK FORCE INVITED
AWARDS IN THE AMOUNT OF \$618,790 AND FUNDING SOURCES
RESOLUTION AND APPROPRIATION AMENDMENTS**

RECOMMENDATION

- (a) Adopt a resolution accepting the 2022 Internet Crimes Against Children Task Force Invited Awards in the amount of \$618,790, 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.
- (b) Amend the following 2022-2023 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 \$618,790; and
 - (2) Increase the estimate for Revenue from Federal Government by \$618,790.

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 United States Department of Justice's Office of Juvenile Justice Delinquency and Prevention created the Internet Crimes Against Children (ICAC) Task Force 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 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 Office of Juvenile Justice Delinquency and Prevention. 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. 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 September 2022, Office of Juvenile Justice Delinquency and Prevention invited the Department to submit an application to increase the Fiscal Year 2022-2023 ICAC Task Force funding and continue its work in the area of ICAC. The application was accepted and approved in the amount of \$618,790. This supplemental award of \$618,790 is in addition to the grant funding received in 2021-2022 in the amount of \$534,427, and \$521,869 in Fiscal Year 2020-21, which will bring the total grant award to \$1,675,086. 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 the City's policy and procedures.

ANALYSIS

The Department has been awarded \$618,790 for the 2022 ICAC Task Force Invited Award. The grant term is October 1, 2022 through September 30, 2023. 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 2022-2023 ICAC Task Force Invited Awards as approved by the Office of Juvenile Justice Delinquency and Prevention. 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.

- \$213,482 of the funds will be utilized by the Department for overtime (\$132,727) and special pay (\$8,840) for an officer assigned to a police service dog, and a portion of salary and benefits of an analyst position (\$71,915) to support the SVICAC program reporting requirements.
- \$38,426 of the funds will support costs for Department staff to attend trainings and quarterly commander meetings directly related to SVICAC functions, including travel costs as necessary.

- \$10,000 of the funds will be utilized for program supplies including, but not limited to, data storage devices, and forensic supplies.
- \$24,936 of the funds will support costs for SVICAC Task Force members to attend trainings directly related to SVICAC functions, including travel, as necessary. As the Task Force lead agency, the Department is responsible for reimbursing training and travel costs for affiliate agencies.
- \$331,946 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 2022 SVICAC Spending Plan.

Budget Category	Budget Amount
A. Personnel and Fringe Benefits	\$213,482
B. Travel (training and conferences)	\$38,426
C. Supplies	\$10,000
D. Affiliates	\$24,936
E. Other Costs	\$331,946
Total Project Costs	\$618,790

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 memorandum 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 December 13, 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 SUMMARY/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	2022-2023 Adopted Operating Budget Page	Last Budget Action (Date, Ord. No.)
001	R110	Revenue from Federal Government	\$9,166,380	\$618,790	135	10/18/2022, Ord. No. 80717
001	214H	Internet Crimes Against Children (ICAC) Task Force Invited Awards - Police 2020	\$572,153	\$618,790	906	10/18/2022, Ord. No. 30833

HONORABLE MAYOR AND CITY COUNCIL

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CEQA

Not a Project; File No. PP10-066(a), Agreements and contracts.

/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 wherefrom, said excess being at least \$618,790.


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.