



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Robert L. Davis

SUBJECT: ICAC GRANT AWARD

DATE: May 19, 2008

Approved

Christine J. Stuppig

Date

5-22-08

COUNCIL DISTRICT: City-Wide

SUBJECT: ADOPTION OF A RESOLUTION ACCEPTING AN AWARD FOR THE GOVERNOR'S OFFICE OF EMERGENCY SERVICES (OES) FISCAL YEAR 2008-2009 INTERNET CRIMES AGAINST CHILDREN (ICAC) TASK FORCE GRANT IN THE AMOUNT OF \$250,000

RECOMMENDATION

- 1) It is recommended that the City Council adopt a resolution:
 - a) Accepting an Internet Crimes Against Children Grant award from the Governor's Office of Emergency Services (OES) in the amount of \$250,000; and
 - b) Authorizing the City Manager to execute the Grant Award Agreement; and
 - c) Delegate authority to the City Manager to accept and execute additional Internet Crimes Against Children Grant Awards from the Governor's Office of Emergency Services for the next five years, if awarded.

OUTCOME

This action will allow the City of San Jose to receive ICAC grant funds in the amount of \$250,000 from the Governor's Office of Emergency Services. Funds will be utilized for training and equipment to assist in the investigation, arrest and prosecution of individuals who use the Internet to exploit children. Funds will be used to provide community outreach and law enforcement training to neighboring agencies.

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Additionally, this action will delegate authority to the City Manager to accept and implement future ICAC grants. This grant is unusual in that only the four ICAC Task Force lead agencies are invited to apply. The State includes the award document as part of the application, instead of providing the award several months after the application has been submitted. Since the timelines involved in submitting the grant application by the due date are very short, the Department is requesting delegation of authority to accept and execute future awards of this grant.

BACKGROUND

The San Jose Police Department's ICAC Task Force, known as the Silicon Valley Internet Crimes Against Children (SVICAC) Task Force, received its first Federal ICAC Grant award in 2003. Since then, the Task Force has conducted proactive and reactive investigations involving online child sexual predators. The Task Force has established contacts throughout its eleven neighboring counties and has provided training, community outreach, and forensic and investigative support to those agencies.

The addition of the California State OES grant serves to expand these activities involving the investigation, arrest and prosecution of individuals who use the Internet to exploit children; and increase training opportunities to law enforcement and the public regarding cyber criminals who prey on children and teens, among other objectives.

The San Jose Police Department's ICAC Task Force received the first California OES ICAC grant award in 2007 to aide in meeting the objectives outlined above. This current grant will expand upon and enhance these objectives.

ANALYSIS

Access to computers and other technology-related communication devices in the United States today has increased at an immeasurable rate. Computers are available to children in their homes, schools, public libraries, community youth centers, and countless other public places youth congregate. This increase in technology has brought with it tremendous potential for the children and youth in our community. Unfortunately, it has also brought the increased potential for online victimization of these same children and youth, which include unwanted exposure to sexual material, unwanted sexual solicitations, and online harassment.

The Police Department will formalize law enforcement partnerships through signed operational agreements, which include adoption of federal ICAC Task Force investigative standards and participation in the SVICAC Task Force. The SVICAC Task Force will conduct both proactive and reactive investigations into computer/technology crimes perpetrated against children. The Task Force will reach out to neighboring law enforcement agencies to work collaboratively to investigate crimes involving child sexual exploitation; will serve as a forensic and investigative resource to affiliated and neighboring agencies; engage in law enforcement and community outreach activities to include training, prevention, and education activities and provide assistance

to participating agencies through training opportunities, equipment and support as funding allows.

This grant will be used for training for the Police Department and other ICAC Task Force Agencies and to purchase laptops and projectors for other ICAC Task Force Agencies. The grant will also be used to purchase three vehicles for ICAC surveillance, forensic computers and software, and officer safety gear, which will be utilized solely by the San Jose Police Department

This grant may be continued on a yearly basis. The number of years is unknown as is the funding amount. The amount this year remained consistent with the funding from the previous year. It is anticipated that the funding will continue at the current level.

EVALUATION AND FOLLOW-UP

This grant is a non-competitive grant and as such the application process includes acceptance of the grant award. The Department will seek appropriation of the funds once the State Budget Act is passed. Approval of the recommended action will allow the City Manager to accept and execute additional Internet Crimes Against Children Grant Awards from the Governor's Office of Emergency Services for the next five years.

PUBLIC OUTREACH/INTEREST

- Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

This memorandum does not meet any of the above criteria, but it will be posted on the City's website for the June 10, 2008 Council meeting.

COORDINATION

This memorandum has been coordinated with the City Attorney's Office, the City Manager's Budget Office, and the Department of Planning, Building, and Code Enforcement.

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COST SUMMARY/IMPLICATIONS

This grant does not have any cash or in-kind match requirements. A portion of grant funds will be used to purchase equipment such as computers and projectors, which may have minor maintenance and repair expenses in the future. These expenses beyond fiscal year 2008-2009 can be addressed in the Police Department's existing non-personal base budget. A portion of the grant funds will be used to purchase vehicles to be used in implementing the grant. Ongoing expenses for these vehicles will be requested in future ICAC State grant applications.

CEQA

Not a project.

for 
for ROBERT L. DAVIS
Chief of Police

For any questions, please contact Lisa Perez, Chief Financial Officer (408) 277-4086.