



Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Christopher M. Moore
Jennifer A. Maguire

SUBJECT: SEE BELOW

DATE: November 5, 2012

Approved

Date

11/14/12

SUBJECT: ADOPTION OF APPROPRIATION ORDINANCE AND FUNDING SOURCES RESOLUTION AMENDMENTS IN THE GENERAL FUND FOR THE CALIFORNIA EMERGENCY MANAGEMENT AGENCY (CAL EMA) FISCAL YEAR 2012 INTERNET CRIMES AGAINST CHILDREN (ICAC) GRANT

RECOMMENDATION

It is recommended that the City Council adopt the following Appropriation Ordinance and Funding Sources Resolution amendments in the General Fund:

- a. Establish a city-wide appropriation to the Police Department for the Internet Crimes Against Children State Grant 2012-2013 in the amount of \$100,000; and
- b. Increase the Earned Revenue Estimate from the State of California by \$100,000.

OUTCOME

The City Council's approval of this recommendation will provide continued funding for the Internet Crimes Against Children Task Force to train, investigate, and allow for the prosecution of child predators.

BACKGROUND

The San José 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 California Emergency Management Agency (Cal EMA) serves to expand these activities involving the investigation, arrest, and prosecution of individuals who use the Internet to exploit and prey on children and teenagers by increasing training opportunities to law enforcement and the public regarding cyber criminals.

The San José Police Department's ICAC Task Force received the first Cal EMA ICAC grant award in 2007 to aid in meeting the objectives outlined above. Recently, the San Jose Police Department was awarded an additional \$100,000 from Cal EMA as an augmentation to the original grant, which extended the grant term through June 30, 2013. This grant agreement was signed by the City Manager under her authority as granted in the Municipal Code.

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 our homes, in schools, in public libraries, in community youth centers, and countless other public places where youth congregate. This increase in technology has brought with it tremendous potential for our children and youth. Unfortunately, it has also brought with it the increased potential for online victimization of these same children and youth to include unwanted exposure to sexual material, unwanted sexual solicitations, and online harassment.

The Police Department has formalized 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; 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.

Specifically, this additional award of \$100,000 will fund the implementation of training, prevention, and education activities that will be used for outreach on subjects such as social media network safety, cyberbullying, and sexting abuse. In addition, this award will fund the

ongoing training of detectives and forensic examiners assigned to this task force in the areas of advanced technologies used against the perpetrators of internet crimes against children. The following is the spending plan for the additional award of \$100,000 for the Internet Crimes Against Children Task Force Grant as approved by the Cal EMA:

- A. Reimbursement to the City of San José's Police Department for overtime costs for investigators and crime prevention specialists to provide the community with outreach presentations aimed at educating children and parents about preventing child exploitation on the internet (\$47,820).
- B. Reimbursement to the City of San José's Police Department for funding to support travel costs for ICAC investigators and the ICAC Sergeant to attend trainings directly related to ICAC functions (\$52,180).

Budget Category	Budget Amount
A. Personnel Expenses	47,820
B. Operating Expenses	52,180
Total Project Costs	\$100,000

EVALUATION AND FOLLOW-UP

No additional City Council action is expected for this grant.

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 is posted on the City's website for the November 27, 2012 Council agenda.

COORDINATION

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

COST SUMMARY/IMPLICATIONS

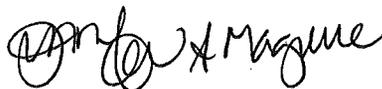
This project is being funded by the California Emergency Management Agency. There is no cash or in-kind match requirement with this grant.

CEQA

Not a project, File No. PP10-067(b), Appropriation Ordinance.

/s/

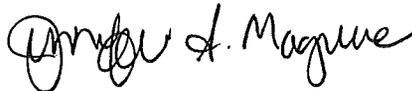
CHRISTOPHER M. MOORE
Chief of Police



JENNIFER A. MAGUIRE
Budget Director

For questions please contact Kit Kwan, Grants Analyst, at 408.537.1633.

I hereby certify that there will be available for appropriation in the General Fund in the Fiscal Year 2012-2013 moneys in excess of those heretofore appropriated therefrom, said excess being at least \$100,000.



JENNIFER A. MAGUIRE
Budget Director