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CITY OF OAKLAND



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Office of the City Administrator
Dan Lindheim
City Administrator

(510) 238-3301

November 10, 2009

Public Safety Committee
Oakland, California

Chairperson Reid and Members of the Committee

RE: Report and Resolution Authorizing the City Administrator to Apply for Grant Funds in an Amount Not to Exceed Two Hundred and Fifty-Five Thousand Dollars (\$255,000) from the California Emergency Management Agency under the American Recovery and Reinvestment Act of 2009 (Federal Government's "Stimulus Package") for the Anti-Human Trafficking Task Force Program

SUMMARY

This report recommends the City Council's authorization of the City Administrator to apply for the Anti-Human Trafficking Task Force program from the California Emergency Management Agency (CEMA) under the American Recovery and Reinvestment Act of 2009 (ARRA). The grant application seeks to expand existing efforts to combat human trafficking, with an emphasis on children.

FISCAL IMPACT

The grant application will be for up to \$255,000.

KEY ISSUES AND IMPACTS

On October 30, 2009, the California Emergency Management Agency (CEMA) issued notice of a funding opportunity for the Anti-Human Trafficking Task Force program to the following agencies:

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- San Diego Regional Anti Trafficking Task Force
- Los Angeles Metropolitan Area Task Force on Human Trafficking
- East Bay Task Force on Human Trafficking
- San Jose Human Trafficking Task Force
- North Bay Area Human Trafficking Task Force
- Orange County Human Trafficking Task Force

A total of \$2,250,000 is available for local assistance through the federal Edward Byrne Memorial Justice Assistance Grant (JAG) funding provided by the American Recovery and Reinvestment Act of 2009 (ARRA). To be considered for funding, a complete application must be submitted to CEMA no later than **November 30, 2009, at 5:00 p.m.**

Eligibility is limited to the six law enforcement Human Trafficking Task Forces currently receiving funds from the Bureau of Justice Assistance (San Francisco, Oakland, San Jose, Los Angeles, Orange and San Diego). Two additional task forces will be determined competitively, based on human trafficking needs, in two unrepresented regions of California.

Between twenty five (25) and thirty two (32) percent of the total funding provided to the six Human Trafficking Task Forces are required to be used for the purpose of funding non-governmental organizations (NGOs) that serve the victims of human trafficking to specifically address the needs of this special population.

The eligibility criteria specific to the counties include:

- The requested amount is not to exceed the allocation as listed on the Anti Human Trafficking Task Force Recovery Act Program FY 2009/2010 Funding Allocation Chart.
- Recipients of federal funds cannot lobby for, promote, or advocate for the legalization or regulation of prostitution as a legitimate form of work. It is the responsibility of the subgrantee/task force to ensure these criteria are met by the participating NGOs.
- The six Human Trafficking Task Forces will continue and/or create a multi-jurisdictional, multi-disciplinary task force for the purposes of:
 - Training – task force members and law enforcement officers not on the existing task force, other officials such as prosecutors, judicial personnel, public defenders, first responders, non-governmental organizations, including but not limited to, health and social service providers, immigrant rights and labor groups, ethnic communities, faith based organizations, and the public.
 - Investigating – making arrests and prosecuting human trafficking cases.
- Task force members should include, but are not limited to, representatives from law enforcement, prosecution, and victim services groups.

The East Bay Human Trafficking Task Force is eligible to receive \$281,250, if 25% of the grant is awarded to NGOs, or \$255,000, if 32% of the grant is awarded to NGOs. The grant period is

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for three years. The Oakland Police Department is the lead agency for the East Bay Human Trafficking Task Force. The Bay Area Women Against Rape has been serving as the lead NGO partnering with the Task Force and will serve as the lead NGO for purposes of this application.

The City is submitting an application for up to \$255,000 to fund the expansion of existing anti-human trafficking efforts, with a focus on the protection of children.

Since 1999, the Oakland Police Department (OPD) has made significant efforts to address the growing numbers of individuals, especially children, being sexually exploited in Oakland. Recent legislative successes, generated by the OPD's enforcement and investigative efforts, have enabled law enforcement to identify these individuals as victims rather than offenders, thereby allowing these cases to be investigated as sexual exploitation violations. These cases are investigated by a team of OPD officers who work in collaboration with various service providers.

The City's grant application would expand existing efforts with a focus on serving individuals 17 years of age and under. Preliminary program objectives would include to:

- Expand existing anti-human trafficking efforts, including that of the Human Trafficking Task Force, to include internet crimes against children and making a formal connection between the crimes;
- Provide comprehensive training sessions to law enforcement partners on conducting both reactive and proactive human trafficking investigations;
- Coordinate joint investigations (both proactive/reactive) with partners at both the State and Federal levels;
- Have forensic exams conducted on all computers seized pursuant to the law;
- Seek and obtain State and/or Federal chargers against all offenders;
- Conduct a monthly meeting to review and profile case efforts and techniques;
- Establish an investigative and prosecutorial protocol to standardize how human trafficking cases are processed; and
- Expand existing Tip Lines, to receive and process information from various sources.

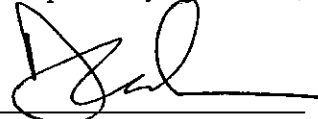
Strategies to be utilized will include:

- Proactive investigations in which trained undercover law enforcement will engage possible offenders "on-line" as well as during investigative/enforcement operations;
- Coordinated investigations with other agencies;
- Community awareness efforts to educate children and parents on how to protect themselves "on-line;" and
- Community awareness efforts, including but not limited to any hotel or motel establishment, to encourage the reporting of human trafficking so as to reduce and/or prevent the victimization of our community, especially our children.

RECOMMENDATION

Staff recommends that the Council authorize the City Administrator to apply for the CEMA's Anti-Human Trafficking Task Force program.

Respectfully submitted,



Dan Lindheim
City Administrator

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OAKLAND CITY COUNCIL



City Attorney

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RESOLUTION NO. _____ C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY FOR GRANT FUNDING IN AN AMOUNT NOT TO EXCEED TWO HUNDRED FIFTY-FIVE THOUSAND DOLLARS (\$255,000) FROM THE CALIFORNIA EMERGENCY MANAGEMENT AGENCY, UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (FEDERAL GOVERNMENT'S "STIMULUS PACKAGE") FOR THE ANTI-HUMAN TRAFFICKING TASK FORCE PROGRAM

WHEREAS, it is anticipated that grant funds in an amount not to exceed \$255,000 will be awarded by the California Emergency Management Agency, under the American Recovery and Revitalization Act (ARRA) of 2009, for the Anti-Human Trafficking Task Force Program; and

WHEREAS, due the urgent economic conditions, the federal government is releasing information on an ongoing basis concerning application deadlines and the criteria for funding and the types of programs, projects that will qualify for the funding and the Mayor, City Administrator and the City Council wish to be in the best posture (1) to be apprised of and updated regarding developments regarding the Stimulus Package and the City's options and (2) to prepare and complete and revise as necessary timely grant applications and (3) to obtain the maximum amount of grant funds for which the City of Oakland may be eligible; and

WHEREAS, the City learned that funds are available from the California Emergency Management Agency, under the American Recovery and Reinvestment Act (ARRA) OF 2009 (Federal "Stimulus Package"), and wishes to apply for said funds; and

WHEREAS, the City has learned that the deadline for the application is November 30, 2009, now therefore be it

RESOLVED: That the Oakland City Council does hereby authorize the City Administrator or his designee, on behalf of the City of Oakland to apply for grant funds in an amount not to exceed \$255,000 from the California Emergency Management Agency, under the ARRA of 2009 (federal government's "Stimulus Package") for the Anti-Human Trafficking Task Force Program; and be it

FURTHER RESOLVED: That the City Council hereby authorizes the City Administrator, as agent of the City, to conduct all negotiations and related actions to sign all applications and agreements that may be necessary for the completion of the aforementioned grant.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 20_____

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT BRUNNER

NOES -

ABSENT -

ABSTENTION -

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the
Council of the City of Oakland,
California