

CITY OF OAKLAND
AGENDA REPORT

2010 MAR 11 PM 4:03

To: Office of the City Administrator
Attn: Dan Lindheim
From: Police Department
Date: March 23, 2009

Re: A Report and Proposed Resolution Amending Authorizing Resolution No. 82408 C.M.S., Dated November 17, 2009 And Authorizing the City Administrator, on Behalf of the City of Oakland, to Accept and Appropriate Grant Funds in an Amount Not to Exceed Three Hundred and Seventy-Five Thousand Dollars (\$375,000) From the State of California, California Emergency Management Agency (Cal EMA), FY 2009/2010 Anti-Human Trafficking Task Force Recovery Act Program, American Recovery and Reinvestment Act of 2009 (Federal Government's "Stimulus Package") Associated with the Continued Implementation of the East Bay Task Force on Human Trafficking Program in the Police Department

SUMMARY

Resolution No. 82408 C.M.S. authorized the City Administrator to accept and appropriate grant funds in an amount not to exceed \$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. The Department has been advised that the total award allocation has been increased to the amount of \$375,000. Accordingly, the Department requests an amendment to the existing resolution and authority to appropriate said funds to the Police Department. The proposed program period is October 1, 2009 to September 30, 2012.

FISCAL IMPACT

It is anticipated that Cal EMA shall approve the Police Department's request for law enforcement response to human trafficking grant funds. Revenues and appropriations will be allocated to the State of California Grant Fund (2999), Youth and Family Services Division Org. (102350), Youth and Family Services Division Program (PS03), in a Project to be determined. There is no matching funds requirement. The program will be managed by the Special Victims Unit Division Manager. Proposed expense allocations are as follows:

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Description and Use of Funds	Amount
Overtime for Sworn and Professional Personnel (\$95,349/yr x 3/years)	\$286,047
Office Supplies (\$2,451/yr x 3/years)	\$7,353
Bay Area Women Against Rape (\$27,200/yr x 3/years)	\$81,600
TOTAL:	\$375,000

Central Services Overhead (CSO) charges associated with the \$286,047 in expenses for salary and wages equals \$39,017, based on a 13.64% calculation rate. However, the granting agency specifically disallows indirect costs (CSO). Therefore, the Department requests a waiver for the Central Services Overhead charges.

BACKGROUND

The ongoing goals of this program are to increase: 1) the identification of trafficking victims through the development of proactive law enforcement tactics; 2) the rescue of trafficking victims and the provision of needed services, and 3) the successful prosecution of human traffickers.

In 2004, the U.S. Government released demographic and regional breakdowns of trafficking victims. The estimates broke down global demographics of victims by sex, age, and type of exploitation, as well as by the flow of victims among six geographical regions (Africa, East Asia and the Pacific, Europe and Eurasia, Near East, South Asia, and the Western Hemisphere) and the United States. The following are some notable statistics:

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- Approximately 80 percent of the victims are female, 70 percent of whom are trafficked for the commercial sex industry.
- Roughly two-thirds of the global victims are trafficked intra-regionally within East Asia and the Pacific (260,000 to 280,000 people) and Europe and Eurasia (170,000 to 210,000 people).
- The largest number of people trafficked into the United States come from East Asia and the Pacific (5,000 to 7,000). The next highest numbers come from Latin America and from Europe and Eurasia, at between 3,500 and 5,500 victims from each.

KEY ISSUES AND IMPACTS

Human trafficking refers, in part, to the recruitment, harboring and transportation of adults and youths through the use of force, fraud, or coercion for the purpose of commercial sexual activity, sexual exploitation, sweatshop labor, involuntary servitude, and other criminal activity. Not restrained by boundaries or jurisdiction, human trafficking requires a coordinated, multi-jurisdictional response by law enforcement and non-government organizations. The funds received will be used to assist local communities in the development of sustainable and effective project coordination among federal, state, and local law enforcement, and with prosecutors and victim service providers.

The City of Oakland has seen increased incidents of human trafficking in two areas:

- The prostitution of minors by pimps. A survey by OPD in 2002 identified over 218 minors actively being prostituted. By September 2004, the number had doubled. The average age of these minors is between 12 and 17 years of age.
- Women, mostly Asian, being trafficked to different "massage parlors" throughout the Oakland / Bay Area. Undercover operation, surveillance and intelligence information received by OPD indicate approximately 70% of the massage parlors in the Oakland area are involved in criminal activity. During the past year, the majority of persons arrested from massage parlors fit a similar profile: Asian females, speaking no English, possessing no passport and/or other form of face identification. Many of these women were being held hostage - - to work off debts, by way of prostitution.

To a lesser extent, OPD personnel have also found persons (mostly female) being exploited in the restaurant industry, the garment industry, and the domestic labor market.

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PROGRAM DESCRIPTION

The Oakland Police Department will serve as the lead agency for grant administration and project coordination of an East Bay Task Force on Human Trafficking. The goals of the East Bay Task Force on Human Trafficking are:

- Increase public awareness and knowledge of the crime of human trafficking and its relationship to:
 - prostitution and other commercial sexual activity
 - sexual exploitation
 - sweatshops
 - domestic servitude
 - other criminal activity, and the impact on local communities
- Identify and rescue victims and neutralize criminal human trafficking enterprises.
- Facilitate the development of service protocols by developing and implementing training in the identification of trafficking victims
- Prosecute traffickers
- Ensure the safety and security of victims, through receipt of social services, for successful reentry to the community

Task Force law enforcement activity and operations will seek to discover, identify, and respond to the primary stages of human trafficking: Recruitment, control and transporting, and exploitation of victims. Operations will include undercover, surveillance, and decoy operations, Internet investigations and exercise of regulatory control practices on sex industry establishments and on those enterprises likely to exploit victims through other forms of labor.

Justification for Contractual Services

The proposed collaboration with the Bay Area Women Against Rape (BAWAR) was detailed by the Police Department within the context of the original proposal submission to the State of California, California Emergency Management Agency (Cal EMA), for FY 2009/2010 Anti-Human Trafficking Task Force Recovery Act Program. The scope of services to be provided by BAWAR are inclusive of:

- Provide support for Task Force membership and meeting attendance;
- Coordinate information of possible cases reported to Task Force members;

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- Act as a liaison for victims and the involved law enforcement entities, when needed and requested;
- Coordinate assistance with other social service providers, particularly in large cases;
- Provide services to victims of severe forms of human trafficking;
- Provide victims of human trafficking with information about their rights and options so that victims can make informed choices;
- Facilitate the communication of victim's needs during interviews, investigation and prosecution;
- Assist with request for development and coordination of training;
- Continue to educate the community about the Trafficking Victim's Protection Act and the collaborative efforts of social service providers and law enforcement.

SUSTAINABLE OPPORTUNITIES

Economic

Reducing human trafficking activities will improve the City's image as a safe place in which to conduct business, as well as social and recreational activities.

Environmental

There are no environmental issues associated with this report.

Equity

The outreach efforts of the East Bay Task Force on Human Trafficking will seek to disseminate information to vulnerable populations and districts to alert them that help is available.

DISABILITY AND SENIOR CITIZEN ACCESS

There are no ADA or senior citizen access issues contained in this report.

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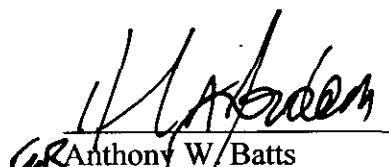
RECOMMENDATION

The Oakland Police Department recommends that the City Council amend Authorizing Resolution No. 82408 C.M.S. dated November 17, 2009, and authorize the City Administrator, on behalf of the City of Oakland, to accept grant funds in an amount not to exceed \$375,000 from Cal EMA, FY 2009/2010 Anti-Human Trafficking Task Force Recovery Act Program and appropriate said funds to the Police Department.

ACTION REQUESTED BY THE CITY COUNCIL

Staff recommends that the City Council approve the resolution.

Respectfully submitted,


for Anthony W. Batts
Acting Chief of Police

Prepared by: Candice Jessie
Budget and Grants Administrator
Fiscal Services Division
Office of the Chief of Police

APPROVED AND FORWARDED TO
THE PUBLIC SAFETY COMMITTEE:

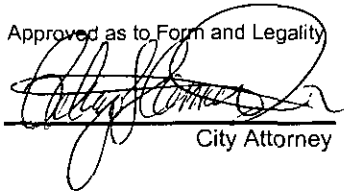


Office of the City Administrator

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FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


 City Attorney

2010 MAR 11 PM 4:05 RESOLUTION No. _____ C.M.S.

RESOLUTION AMENDING AUTHORIZING RESOLUTION NO. 82408 C.M.S., DATED NOVEMBER 17, 2009 AND AUTHORIZING THE CITY ADMINISTRATOR, ON BEHALF OF THE CITY OF OAKLAND, TO ACCEPT AND APPROPRIATE GRANT FUNDS IN AN AMOUNT NOT TO EXCEED THREE HUNDRED AND SEVENTY-FIVE THOUSAND DOLLARS (\$375,000) FROM THE STATE OF CALIFORNIA, CALIFORNIA EMERGENCY MANAGEMENT AGENCY (CAL EMA), FY 2009/2010 ANTI-HUMAN TRAFFICKING TASK FORCE RECOVERY ACT PROGRAM, AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 (FEDERAL GOVERNMENT'S "STIMULUS PACKAGE") ASSOCIATED WITH THE CONTINUED IMPLEMENTATION OF THE EAST BAY TASK FORCE ON HUMAN TRAFFICKING PROGRAM IN THE POLICE DEPARTMENT

WHEREAS, on November 17, 2009, the City Council adopted Resolution No. 82408 C.M.S. authorizing the City Administrator, on behalf of the City of Oakland, to accept up to \$255,000 in FY 2009/2010 Anti-Human Trafficking Task Force Recovery Act Program grant funds; and

WHEREAS, the Police Department is requesting an amendment to Resolution No. 82408 C.M.S. due to an increased grant funding allocation from the funding agency; and

WHEREAS, the proposed program term is October 1, 2009 through September 30, 2012; and

WHEREAS, the City Council previously authorized acceptance of similar grant funds by Resolution No. 80893 C.M.S., dated October 16, 2007, Resolution No. 79275 C.M.S., dated June 7, 2005, now, therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator or his designee to accept and appropriate grant funds in an amount not to exceed \$375,000 from Cal EMA, FY 2009/2010 Anti-Human Trafficking Task Force Recovery Act Program, and to increase revenues and appropriate said budget to the Police Department; and be it

FURTHER RESOLVED: That grant funds shall be maintained in the State of California Grant Fund (2999), Youth and Family Services Division Org. (102350), Youth and Family Services Division Program (PS03), in a Project Account to be determined; and be it

FURTHER RESOLVED: That the City Central Services Overhead costs of \$39,017 (13.64%) are hereby waived; 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 and 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

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