County of Los Angeles
Sheriff's Department Headquarters
4700 Ramona Boulevard
Monterey Park, California 91754-2169

LEROY D. BACA, SHERIFF

August 17, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

Dear Supervisors:

ADOPT A RESOLUTION AUTHORIZING THE SHERIFF TO ACCEPT A GRANT AWARD FROM THE GOVERNOR'S OFFICE OF EMERGENCY SERVICES (ALL DISTRICTS) (3 VOTES)

IT IS RECOMMENDED THAT YOUR BOARD

1. Adopt a resolution (Attachment I) authorizing:

   - The Sheriff, on behalf of the Southern California High Tech Task Force, to accept a High Technology Theft Apprehension and Prosecution Program grant award from the Governor's Office of Emergency Services (OES), for Fiscal Year (FY) 2004-2005, in the amount of $1,973,600.

   - The Sheriff, or his designee, on behalf of the County of Los Angeles, to serve as project director of the program, to sign and execute said grant award, and to perform all further tasks necessary for completion of the project, including execution of amendments, modifications, extensions, contracts, and other award documents.

2. Request the Chairman of the Board to provide a wet signature to the Certification of Assurance of Compliance (Attachment II) as required by OES.

PURPOSE /JUSTIFICATION OF RECOMMENDED ACTION

On June 29, 2004, the Governor's Office of Emergency Services notified the five California High Tech Task Forces of their allocations, each in the amount of $1,973,600 (Attachment III).

This letter requests adoption of a resolution, as required by the Governor's Office of Emergency Services, to apply for the allocation of grant funds for the Southern California High Tech Task Force Program for the period of July 1, 2004, through June 30, 2005.

The Southern California High Tech Task Force (SCHTTF) selected the Los Angeles County Sheriff's Department (LASD) to be the lead agency for receipt of the OES grant award for the High Technology Theft Apprehension and Prosecution Program (HTTAP).

Senate Bill 438 and Penal Code Section 13848 established a program of financial and technical assistance in the OES, which has been designated to the HTTAP. The OES awarded a HTTAP grant to Los Angeles, Orange, and Ventura Counties, which make up the Southern California High Tech Task Force. The grant was awarded to the Los Angeles County Sheriff, who was designated by your Board as the project director.

There are currently 24 law enforcement agencies in the Southern California High Tech Task Force servicing Los Angeles, Orange, and Ventura Counties. There are eight police departments, three sheriff's departments, three district attorney's offices, six federal agencies, and four state agencies. These agencies, bound by the Memorandum of Understanding, collaborate efforts to investigate, apprehend, and prosecute perpetrators of high technology crimes. There is also a Local Steering Committee comprised of members of high technology private industries, law enforcement, and academia.

LASD and other agencies will provide grant funded and in-kind support staff for the Task Force. All participating agencies will contribute at least one Task Force member to assist in Task Force investigations.

Implementation of Strategic Plan Goals:

The program conforms to the Los Angeles County Strategic Plan Goal No. 1, Service Excellence, by providing committed employees to support the Southern California High Tech Task Force in the community. The Task Force will continue to reduce the number of high tech crimes and improve the quality of life for citizens in Los Angeles, Orange, and Ventura Counties. The program also supports Strategy Plan Goal No. 5, Children and Families' Well-being.

FISCAL IMPACT/FINANCING

This grant award is for the 12 month period, commencing July 1, 2004, and ending June 30, 2005. The grant award includes $1,323,791 to LASD and $270,232 to the

Los Angeles District Attorney (LADA), for administration, investigation, operation, prosecution, and equipment expenses for the Task Force. A 25 percent in-kind match of $493,400 is required to receive grant funding. LASD is contributing to this match by donating portions of a lieutenant, a sergeant, and five detective positions.

An appropriation adjustment, which will provide funding for the Sheriff's and District Attorney's budgets for Fiscal Year 2004-2005, will be sought when the fully executed award document is received. Agencies outside the County receiving salary funding are Ventura County Sheriff ($46,968), Ventura County District Attorney ($322,701), and California Department of Justice ($9,908).

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Due to the passage of Senate Bill 438, Los Angeles, Orange, and Ventura Counties' law enforcement and prosecution agencies are involved with local and state law enforcement agencies in the California High Technology Theft Apprehension and Prosecution Program. This program has become a statewide effort to address the growing rate of high technology crime that is either undetected, unenforced, or unreported to law enforcement. According to the American Electronics Association, high technology crimes in the United States reached a total of $3.5 trillion in 1995. The participating agencies of Los Angeles, Orange, and Ventura Counties are one of the State's regional Task Forces under this program. Other regional Task Forces are currently operational in the Sacramento and Napa Valleys, Santa Clara and San Diego Counties.

This Board letter and Resolution has been cleared by County Counsel and the affected departments.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This program, continuing into its seventh year, has created workload increases for the County Justice Departments, including the District Attorney, Public Defender, and the Alternate Public Defender, as suspects are investigated and subsequently charged with their crimes. However, the benefit to public safety of the County far outweighs the additional impact to the County Justice Departments.

CONCLUSION

Upon Board approval, the Sheriff's Department's Grants Unit needs to obtain four individually certified copies of the Board-adopted letter, one signed Certification of Assurances, and three duly signed Resolutions.

The Sheriff's Department contacts for the requested Board action are Karen Anderson, Grants Unit Manager, at (323) 526-5408 or Marcelle Murr, Grants Coordinator, at (323) 526-5222.

Respectfully submitted,

LEROY D. BACA
SHERIFF

ATTACHMENT 1

BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES

RESOLUTION

Authorization to Accept a Grant Award from the State of California, Governor's Office of Emergency Services, Pursuant to California Penal Code Chapter 3.5 Commencing with Section 13826 et seq.

WHEREAS the County of Los Angeles is charged with providing vital services in the area of courts, law enforcement, and adult and juvenile justice to a population in excess of nine million persons; and

WHEREAS the County of Los Angeles is authorized, pursuant to Government Code Section 26500.5, to participate in any project or program to improve the administration of justice; and

WHEREAS the Governor's Office of Emergency Services (hereinafter referred to as "OES") has awarded grant funds to the Los Angeles County and Orange County Regional High Tech Crime Task Force to fund the High Technology Theft and Apprehension Program which combats high technology crimes by increasing investigation and prosecution efforts. The Task Force is comprised of law enforcement agencies from Los Angeles and Orange Counties including the Los Angeles County Sheriff's Department, Los Angeles County District Attorney, Los Angeles County Auditor-Controller, Los Angeles Police Department, California Department of Motor Vehicles, California Department of Justice, California Department of Insurance,

Anaheim Police Department, Long Beach Police Department, Orange County Sheriff's Department, Orange County District Attorney, Federal Bureau of Investigation, United States Customs, and the United States Postal Inspection Services. They will be a collaborative multi-agency Task Force as prescribed by the Memorandum of Understanding; and

WHEREAS the Board of Supervisors, as the governing body of the County of Los Angeles desires to participate in the Los Angeles County and Orange County Regional High Tech Crime Task Force;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Los Angeles hereby accepts the High Technology Theft and Apprehension grant awarded by the OES to fund the Los Angeles County and Orange County Regional High Tech Crime Task Force, and authorizes the Sheriff of Los Angeles County or his designee, as County Agent, to serve as Project Director, to sign and execute said grant award, and to perform all further tasks necessary for completion of the project, including execution of future augmentations, extensions, submission of amendments, progress reports and any payment requests or contracts necessary to implement the High Technology Theft and Apprehension Grant Award Agreement;

BE IT FURTHER RESOLVED that in-kind funds from the Los Angeles County Sheriff's Department and other Task Force Agencies are included in grant award;

BE IT FURTHER RESOLVED that the County of Los Angeles agrees not to use the aforementioned grant funds to supplant local expenditures under its control;

IT IS AGREED that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant

recipient and the authorizing agency. The State of California, and OES disclaim responsibility for any such liability.

I DO HEREBY CERTIFY that at a regular meeting of the Board of Supervisors of the County of Los Angeles on the _____day of _____,2004, the foregoing Resolution was adopted.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of the Board of Supervisors of the County of Los Angeles this _____ day of _____,2004.

ATTEST: VIOLET VARONA-LUKENS
EXECUTIVE OFFICER -
CLERK OF THE BOARD OF SUPERVISORS

By: _____
Deputy

APPROVED AS TO FORM:
RAYMOND G. FORTNER
Chief Deputy County Counsel

By: _____
Gary Gross, Principal Deputy, County Counsel

ATTACHMENT 2

CERTIFICATION OF ASSURANCE OF COMPLIANCE

I, LEROY D. BACA, hereby certify that:
(Official authorized to sign grant award; same person as line 13 on Grant Award Face Sheet.)

GRANTEE: COUNTY OF LOS ANGELES

IMPLEMENTING AGENCY: LOS ANGELES COUNTY SHERIFF'S DEPARTMENT

PROJECT TITLE: SOUTHERN CALIFORNIA HIGH TECH TASK FORCE

is responsible for reviewing the OES *Grantee Handbook* and adhering to all of the Grant Award Agreement requirements (state and/or federal) as directed by the Office of Emergency Services including, but not limited to, the following areas:

I. Equal Employment Opportunity – (*Grantee Handbook* Section 2151)

It is the public policy of the State of California to promote equal employment opportunity by prohibiting discrimination or harassment in employment because of Race, Religious Creed, Color, National Origin, Ancestry, Disability (mental and physical) including HIV and AIDS, Medical Condition (cancer and genetic characteristics), Marital Status, Sex, Sexual Orientation, Denial of Family Medical Care Leave, Denial of Pregnancy Disability Leave, or Age (over 40). ***OES-funded projects certify that they will comply with all state and federal requirements regarding equal employment opportunity, nondiscrimination and civil rights.***

Please provide the following information:

A.A. Officer: RANDALL J. OLSON

Title: LIEUTENANT

Address: 4700 RAMONA BOULEVARD, MONTEREY PARK, CA 91754

Phone: (323) 526-5671

Email: rjolson@lasd.org

II. Drug-Free Workplace Act of 1990 – (*Grantee Handbook* Section 2152)

The State of California requires that every person or organization awarded a grant or contract shall certify it will provide a drug free workplace.

III. California Environmental Quality Act (CEQA) – (*Grantee Handbook* Section 2153)

The State of California requires all OES funded projects to obtain written certification that the project is not impacting the environment negatively.

IV. Lobbying – (*Grantee Handbook* Section 2154)

OES grant funds, grant property, or grant funded positions shall not be used for any lobbying activities, including, but not limited to, being paid by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal grant or cooperative agreement.

V. Debarment and Suspension – (*Grantee Handbook* Section 2155)

(This applies to federally funded grants only.)

OES funded projects must certify that it and its principals are not presently debarred, suspended, proposed for debarment, declared ineligible, sentenced to a denial of federal benefits by a state or federal court, or voluntarily excluded from covered transactions by any federal department of agency.

VI. Proof of Authority from City Council/Governing Board

The above-named organization (applicant) accepts responsibility for and will comply with the requirement to obtain written authorization from the city council/governing board in support of this program. The Applicant agrees to provide all matching funds required for said project (including any amendment thereof) under the Program and the funding terms and conditions of OES, and that any cash match will be appropriated as required. It is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OES disclaim responsibility of any such liability. Furthermore, it is also agreed that grant funds received from OES shall not be used to supplant expenditures controlled by the city council/governing board.

The Applicant is required to obtain written authorization from the city council/governing board that the official executing this agreement is, in fact, authorized to do so. The Applicant is also required to maintain said written authorization on file and readily available upon demand.

All appropriate documentation must be maintained on file by the project and available for the OES or public scrutiny upon request. Failure to comply with these requirements may result in suspension of payments under the grant or termination of the grant or both and the grantee may be ineligible for award of any future grants if the OES determines that any of the following has occurred: (1) the grantee has made false certification, or (2) violates the certification by failing to carry out the requirements as noted above.

CERTIFICATION

I, the official named below, am the same individual authorized to sign the Grant Award Agreement [line 13 on Grant Award Face Sheet], and hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the above described certification. I am fully aware that this certification, executed on the date and in the county below, is made under penalty of perjury under the laws of the State of California.

Authorized Official's Signature: Lee Baca

Authorized Official's Typed Name: **LEROY D. BACA**

Authorized Official's Title: **SHERIFF**

Date Executed: 7-30-04

Federal ID Number: **95-6000927**

Executed in the City/County of: **LOS ANGELES**

AUTHORIZED BY:

- City/County Financial Officer
- City Manager
- Governing Board Chair

Signature: _____

Typed Name: **DON KNABE**

Title: **CHAIR, LOS ANGELES COUNTY BOARD OF SUPERVISORS**

ATTACHMENT 3

STATE OF CALIFORNIA ARNOLD SCHWARZENEGGER, Governor

CRIMINAL JUSTICE PROGRAMS DIVISION
GOVERNOR'S OFFICE OF EMERGENCY SERVICES
P.O. BOX 419047
RANCHO CORDOVA, CALIFORNIA 95741-9047
(916) 323-2280
FAX: 323-1756

June 21, 2004

To: HIGH TECHNOLOGY THEFT APPREHENSION AND PROSECUTION PROGRAM - REGIONAL TASK FORCE PROJECT DIRECTORS

Subject: FY 2004/2005 REQUEST FOR APPLICATION (RFA)

Enclosed is the Request for Application (RFA) for the High Technology Theft Apprehension and Prosecution Program. This funding opportunity is available to currently funded California High Technology Task Forces including the County of Los Angeles, Sheriff's Department; County of Marin, Office of the District Attorney; County of Sacramento, Sheriff's Department; County of San Diego; Office of the District Attorney; and County of Santa Clara, Office of the District Attorney.

The deadline for submitting applications is Monday, August 2, 2004. To receive funding under this program, please complete the enclosed application and return it to:

Office of Emergency Services
Criminal Justice Programs Division
Attention: Crime Suppression Section
High Tech Crime Program (HTTAP)
3650 Schriever Ave
Mather, California 95655

It is anticipated that five regional High Technology Task Forces will be allocated $1,973,600 for the 12-month grant period July 1, 2004 through June 30, 2005. All projects are required to include a 25% match on funds allocated ($493,400), for a total project budget of $2,467,000.

Funding for this program is contingent on the enactment of the fiscal year 04-05 state budget. Any reductions to the High Technology Theft Apprehension and Prosecution (HTTAP) Program within the 04-05 state budget will result in reductions to the anticipated

allocation amounts for these projects. OES does not have the authority to disburse any funds until the budget is passed and the Grant Award Agreement is fully executed.

If you have any questions regarding this application, please contact Linda Battles, Sr. Program Specialist, at linda.battles@oes.ca.gov or telephone (916) 322-0892.

Sincerely,

JOYCE FONG, Chief
Crime Suppression Section

Enclosure