



OFFICE OF THE CITY ATTORNEY
Long Beach, California

C-4

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February 20, 2007

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HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt Resolution of the City Council of the City of Long Beach approving and authorizing the destruction of certain records, papers, and writing by the Long Beach Police Department.

DISCUSSION


Pursuant to the Long Beach Police Department - Internal Affairs Division's request of January 23, 2007, this office has prepared and submits the above-described resolution for your consideration.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

ROBERT E. SHANNON, City Attorney

By 
GARY J. ANDERSON
Deputy City Attorney

GJA:tag

Enclosures

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07-00430

Robert E. Shannon
City Attorney of Long Beach
333 West Ocean Boulevard
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RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH APPROVING AND AUTHORIZING
THE DESTRUCTION OF CERTAIN RECORDS, PAPERS,
AND WRITINGS BY THE LONG BEACH POLICE
DEPARTMENT

The City Council of the City of Long Beach resolves as follows:

Section 1. Pursuant to and in accordance with the provisions of Section 34090 of the Government Code of the State of California and Chapter 1.28 of the Long Beach Municipal Code relating to the destruction of City records, and the City Attorney having heretofore given his written consent, the City Council of the City of Long Beach does hereby approve and authorize the destruction by the Police Department any and all of the records, including duplicate records, documents, instruments, books, papers, and writings as set forth in the documents attached hereto and marked Exhibit "A" and by reference thereto made a part hereof, which records are under its charge and are no longer required for use in its respective office, said records being no less than two (2) years old.

Sec. 2. The City Council hereby finds that none of said records:

- A. Affect the title to real property or liens thereon;
- B. Constitute official court records;
- C. Constitute records which are required to be kept by statute;
- D. Constitute the original or record copies of the minutes, ordinances or resolutions of the City of Long Beach or any City Board or Commission.

Sec. 3. This resolution shall take effect immediately upon its adoption by

Robert E. Shannon
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333 West Ocean Boulevard
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Telephone (562) 570-2200

1 the City Council, and the City Clerk shall certify the vote adopting this resolution.

2 I hereby certify that the foregoing resolution was adopted by the City
3 Council of the City of Long Beach at its meeting of _____, 2007, by the
4 following vote:

5 Ayes: Councilmembers: _____
6 _____
7 _____
8 _____

10 Noes: Councilmembers: _____
11 _____

12 Absent: Councilmembers: _____
13 _____

14 _____
15 _____
16 City Clerk

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27 GJA:tag 5/07 #07-00430
28 L:\APPS\CtyLaw32\WPDOCS\D014\P006\00100171.WPD

EXHIBIT “A”



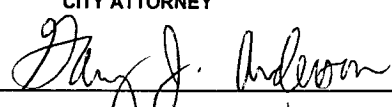
RECORDS DESTRUCTION REQUEST

1. Date January 16, 2007

Honorable Council of the City of Long Beach

2. The Long Beach Police Department - Internal Affairs Division DEPARTMENT respectfully requests authority to destroy the following departmental records:

3. RETENTION SCHEDULE ITEM NO.	4. RECORDS TITLE AND DESCRIPTION	5. YEARS INVOLVED	6. BOX NO. ON-SITE	7. BOX NO. OFF-SITE
58	Non-misconduct cases	1999 - 2001	1, 2, 3, 4, 5	
59	Service complaints	1999 - 2001	15	
57-A	Formal Investigations – Sustained with discipline less than a 10-day suspension	1999 - 2001	6, 7, 8, 9, 10, 11, 12, 13, 14	
60	Taped interviews	1999 - 2001	16, 17	
220	Use of Force Reviews	2001	18	

<p>FOR DEPARTMENTAL USE</p> <p>8. RECOMMENDED:  <small>RECORDS MANAGER</small></p> <p>9. APPROVED:  <small>DEPARTMENT HEAD</small></p> <p>10. DATE: <u>1/23/07</u></p>	<p>CITY ATTORNEY'S CONSENT</p> <p>Consent is hereby given to destroy the records enumerated above.</p> <p><small>CITY ATTORNEY</small></p> <p>11. By <u></u></p> <p>12. Title <u>Deputy City Attorney</u></p> <p>13. Date <u>2/14/07</u></p>	<p>14. REMARKS:</p>
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Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
1999-0202	1	Non-Misconduct
1999-0257	1	Non-Misconduct
1999-0287	1	Non-Misconduct
1999-0347	1	Non-Misconduct
2000-0140	1	Non-Misconduct
2000-0219	1	Non-Misconduct
2000-0249	1	Non-Misconduct
2000-0312	1	Non-Misconduct
2001-0001	1	Non-Misconduct
2001-0004	1	Non-Misconduct
2001-0007	1	Non-Misconduct
2001-0008	1	Non-Misconduct
2001-0012	1	Non-Misconduct
2001-0014	1	Non-Misconduct
2001-0020	1	Non-Misconduct
2001-0021	1	Non-Misconduct
2001-0027	1	Non-Misconduct
2001-0028	1	Non-Misconduct
2001-0029	1	Non-Misconduct
2001-0030	1	Non-Misconduct
2001-0033	1	Non-Misconduct
2001-0034	1	Non-Misconduct
2001-0035	1	Non-Misconduct
2001-0036	1	Non-Misconduct
2001-0038	1	Non-Misconduct
2001-0039	1	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0041	1	Non-Misconduct
2001-0046	1	Non-Misconduct
2001-0047	1	Non-Misconduct
2001-0049	1	Non-Misconduct
2001-0051	1	Non-Misconduct
2001-0053	1	Non-Misconduct
2001-0056	1	Non-Misconduct
2001-0058	1	Non-Misconduct
2001-0059	1	Non-Misconduct
2001-0061	1	Non-Misconduct
2001-0063	1	Non-Misconduct
2001-0070	1	Non-Misconduct
2001-0071	1	Non-Misconduct
2001-0073	1	Non-Misconduct
2001-0074	1	Non-Misconduct
2001-0075	1	Non-Misconduct
2001-0080	1	Non-Misconduct
2001-0083	1	Non-Misconduct
2001-0086	1	Non-Misconduct
2001-0089	1	Non-Misconduct
2001-0091	1	Non-Misconduct
2001-0095	2	Non-Misconduct
2001-0097	2	Non-Misconduct
2001-0098	2	Non-Misconduct
2001-0099	2	Non-Misconduct
2001-0100	2	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0105	2	Non-Misconduct
2001-0106	2	Non-Misconduct
2001-0108	2	Non-Misconduct
2001-0112	2	Non-Misconduct
2001-0113	2	Non-Misconduct
2001-0114	2	Non-Misconduct
2001-0116	2	Non-Misconduct
2001-0117	2	Non-Misconduct
2001-0120	2	Non-Misconduct
2001-0121	2	Non-Misconduct
2001-0124	2	Non-Misconduct
2001-0131	2	Non-Misconduct
2001-0132	2	Non-Misconduct
2001-0133	2	Non-Misconduct
2001-0134	2	Non-Misconduct
2001-0135	2	Non-Misconduct
2001-0136	2	Non-Misconduct
2001-0137	2	Non-Misconduct
2001-0138	2	Non-Misconduct
2001-0139	2	Non-Misconduct
2001-0140	2	Non-Misconduct
2001-0142	2	Non-Misconduct
2001-0144	2	Non-Misconduct
2001-0145	2	Non-Misconduct
2001-0146	2	Non-Misconduct
2001-0150	2	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0153	2	Non-Misconduct
2001-0154	2	Non-Misconduct
2001-0155	2	Non-Misconduct
2001-0156	2	Non-Misconduct
2001-0157	2	Non-Misconduct
2001-0158	2	Non-Misconduct
2001-0159	2	Non-Misconduct
2001-0160	2	Non-Misconduct
2001-0162	2	Non-Misconduct
2001-0163	2	Non-Misconduct
2001-0166	2	Non-Misconduct
2001-0170	2	Non-Misconduct
2001-0172	2	Non-Misconduct
2001-0173	2	Non-Misconduct
2001-0174	2	Non-Misconduct
2001-0175	2	Non-Misconduct
2001-0176	2	Non-Misconduct
2001-0177	2	Non-Misconduct
2001-0179	2	Non-Misconduct
2001-0180	2	Non-Misconduct
2001-0181	2	Non-Misconduct
2001-0182	2	Non-Misconduct
2001-0183	2	Non-Misconduct
2001-0188	2	Non-Misconduct
2001-0190	2	Non-Misconduct
2001-0191	2	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0193	2	Non-Misconduct
2001-0194	2	Non-Misconduct
2001-0195	2	Non-Misconduct
2001-0196	3	Non-Misconduct
2001-0197	3	Non-Misconduct
2001-0198	3	Non-Misconduct
2001-0199	3	Non-Misconduct
2001-0203	3	Non-Misconduct
2001-0204	3	Non-Misconduct
2001-0206	3	Non-Misconduct
2001-0209	3	Non-Misconduct
2001-0210	3	Non-Misconduct
2001-0212	3	Non-Misconduct
2001-0213	3	Non-Misconduct
2001-0214	3	Non-Misconduct
2001-0216	3	Non-Misconduct
2001-0223	3	Non-Misconduct
2001-0224	3	Non-Misconduct
2001-0225	3	Non-Misconduct
2001-0227	3	Non-Misconduct
2001-0228	3	Non-Misconduct
2001-0230	3	Non-Misconduct
2001-0232	3	Non-Misconduct
2001-0233	3	Non-Misconduct
2001-0234	3	Non-Misconduct
2001-0235	3	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0238	3	Non-Misconduct
2001-0239	3	Non-Misconduct
2001-0241	3	Non-Misconduct
2001-0247	3	Non-Misconduct
2001-0248	3	Non-Misconduct
2001-0249	3	Non-Misconduct
2001-0250	3	Non-Misconduct
2001-0258	3	Non-Misconduct
2001-0259	3	Non-Misconduct
2001-0261	3	Non-Misconduct
2001-0262	3	Non-Misconduct
2001-0263	3	Non-Misconduct
2001-0264	3	Non-Misconduct
2001-0265	3	Non-Misconduct
2001-0266	3	Non-Misconduct
2001-0268	3	Non-Misconduct
2001-0269	3	Non-Misconduct
2001-0270	3	Non-Misconduct
2001-0271	3	Non-Misconduct
2001-0272	3	Non-Misconduct
2001-0278	3	Non-Misconduct
2001-0280	3	Non-Misconduct
2001-0281	3	Non-Misconduct
2001-0282	3	Non-Misconduct
2001-0283	3	Non-Misconduct
2001-0284	3	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0285	3	Non-Misconduct
2001-0292	3	Non-Misconduct
2001-0295	3	Non-Misconduct
2001-0296	3	Non-Misconduct
2001-0297	4	Non-Misconduct
2001-0298	4	Non-Misconduct
2001-0300	4	Non-Misconduct
2001-0302	4	Non-Misconduct
2001-0303	4	Non-Misconduct
2001-0304	4	Non-Misconduct
2001-0306	4	Non-Misconduct
2001-0308	4	Non-Misconduct
2001-0309	4	Non-Misconduct
2001-0310	4	Non-Misconduct
2001-0311	4	Non-Misconduct
2001-0312	4	Non-Misconduct
2001-0313	4	Non-Misconduct
2001-0314	4	Non-Misconduct
2001-0315	4	Non-Misconduct
2001-0317	4	Non-Misconduct
2001-0319	4	Non-Misconduct
2001-0322	4	Non-Misconduct
2001-0323	4	Non-Misconduct
2001-0325	4	Non-Misconduct
2001-0326	4	Non-Misconduct
2001-0327	4	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0333	4	Non-Misconduct
2001-0336	4	Non-Misconduct
2001-0338	4	Non-Misconduct
2001-0340	4	Non-Misconduct
2001-0341	4	Non-Misconduct
2001-0342	4	Non-Misconduct
2001-0344	4	Non-Misconduct
2001-0345	4	Non-Misconduct
2001-0346	4	Non-Misconduct
2001-0348	4	Non-Misconduct
2001-0349	4	Non-Misconduct
2001-0353	4	Non-Misconduct
2001-0355	4	Non-Misconduct
2001-0356	4	Non-Misconduct
2001-0357	4	Non-Misconduct
2001-0358	4	Non-Misconduct
2001-0359	4	Non-Misconduct
2001-0360	4	Non-Misconduct
2001-0362	4	Non-Misconduct
2001-0364	4	Non-Misconduct
2001-0366	4	Non-Misconduct
2001-0368	4	Non-Misconduct
2001-0369	4	Non-Misconduct
2001-0370	4	Non-Misconduct
2001-0371	4	Non-Misconduct
2001-0372	5	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0373	5	Non-Misconduct
2001-0374	5	Non-Misconduct
2001-0382	5	Non-Misconduct
2001-0383	5	Non-Misconduct
2001-0384	5	Non-Misconduct
2001-0386	5	Non-Misconduct
2001-0389	5	Non-Misconduct
2001-0390	5	Non-Misconduct
2001-0391	5	Non-Misconduct
2001-0392	5	Non-Misconduct
2001-0394	5	Non-Misconduct
2001-0396	5	Non-Misconduct
2001-0398	5	Non-Misconduct
2001-0399	5	Non-Misconduct
2001-0402	5	Non-Misconduct
2001-0407	5	Non-Misconduct
2001-0408	5	Non-Misconduct
2001-0409	5	Non-Misconduct
2001-0410	5	Non-Misconduct
2001-0411	5	Non-Misconduct
2001-0412	5	Non-Misconduct
2001-0414	5	Non-Misconduct
2001-0416	5	Non-Misconduct
2001-0418	5	Non-Misconduct
2001-0419	5	Non-Misconduct
2001-0421	5	Non-Misconduct

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0427	5	Non-Misconduct
2001-0428	5	Non-Misconduct
2001-0430	5	Non-Misconduct
2001-0431	5	Non-Misconduct
2001-0432	5	Non-Misconduct
2001-0433	5	Non-Misconduct
2001-0436	5	Non-Misconduct
2001-0440	5	Non-Misconduct
2001-0443	5	Non-Misconduct
2001-0448	5	Non-Misconduct
2001-0449	5	Non-Misconduct
2001-0450	5	Non-Misconduct
2001-0451	5	Non-Misconduct
2001-0452	5	Non-Misconduct
2001-0459	5	Non-Misconduct
1999-0032	6	Red Book
1999-0049	6	Red Book
1999-0195	6	Red Book
1999-0211	6	Red Book
1999-0243	6	Red Book
1999-0273	6	Red Book
1999-0308	6	Red Book
2000-0037	6	Red Book
2000-0139	6	Red Book
2000-0166	6	Red Book
2000-0204	6	Red Book

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2000-0226	6	Red Book
2000-0244	6	Red Book
2000-0372	6	Red Book
2001-0002	6	Red Book
2001-0003	6	Red Book
2001-0006	6	Red Book
2001-0010	6	Red Book
2001-0011	6	Red Book
2001-0013	6	Red Book
2001-0015	6	Red Book
2001-0017	6	Red Book
2001-0019	6	Red Book
2001-0022	6	Red Book
2001-0023	6	Red Book
2001-0024	6	Red Book
2001-0032	7	Red Book
2001-0040	7	Red Book
2001-0043	7	Red Book
2001-0044	7	Red Book
2001-0045	7	Red Book
2001-0048	7	Red Book
2001-0050	7	Red Book
2001-0052	7	Red Book
2001-0054	7	Red Book
2001-0055	7	Red Book
2001-0057	7	Red Book

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0066	7	Red Book
2001-0067	7	Red Book
2001-0068	7	Red Book
2001-0069	7	Red Book
2001-0072	7	Red Book
2001-0079	8	Red Book
2001-0084	8	Red Book
2001-0087	8	Red Book
2001-0090	8	Red Book
2001-0092	8	Red Book
2001-0093	8	Red Book
2001-0094	8	Red Book
2001-0096	8	Red Book
2001-0101	8	Red Book
2001-0102	8	Red Book
2001-0107	8	Red Book
2001-0109	8	Red Book
2001-0110	8	Red Book
2001-0118	8	Red Book
2001-0123	8	Red Book
2001-0125	8	Red Book
2001-0126	8	Red Book
2001-0127	8	Red Book
2001-0128	8	Red Book
2001-0129	9	Red Book
2001-0130	9	Red Book

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0141	9	Red Book
2001-0147	9	Red Book
2001-0149	9	Red Book
2001-0151	9	Red Book
2001-0164	9	Red Book
2001-0165	9	Red Book
2001-0168	9	Red Book
2001-0169	9	Red Book
2001-0171	9	Red Book
2001-0178	9	Red Book
2001-0184	9	Red Book
2001-0186	9	Red Book
2001-0200	9	Red Book
2001-0202	9	Red Book
2001-0207	9	Red Book
2001-0211	10	Red Book
2001-0215	10	Red Book
2001-0217	10	Red Book
2001-0218	10	Red Book
2001-0219	10	Red Book
2001-0220	10	Red Book
2001-0221	10	Red Book
2001-0226	10	Red Book
2001-0229	10	Red Book
2001-0231	10	Red Book
2001-0237	10	Red Book

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0244	10	Red Book
2001-0245	10	Red Book
2001-0246	10	Red Book
2001-0251	10	Red Book
2001-0253	10	Red Book
2001-0254	11	Red Book
2001-0255	11	Red Book
2001-0256	11	Red Book
2001-0257	11	Red Book
2001-0260	11	Red Book
2001-0274	11	Red Book
2001-0275	11	Red Book
2001-0276	11	Red Book
2001-0277	11	Red Book
2001-0279	11	Red Book
2001-0287	11	Red Book
2001-0288	11	Red Book
2001-0289	11	Red Book
2001-0290	11	Red Book
2001-0291	11	Red Book
2001-0293	11	Red Book
2001-0294	11	Red Book
2001-0299	11	Red Book
2001-0301	11	Red Book
2001-0305	11	Red Book
2001-0318	11	Red Book

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0320	12	Red Book
2001-0321	12	Red Book
2001-0324	12	Red Book
2001-0328	12	Red Book
2001-0329	12	Red Book
2001-0330	12	Red Book
2001-0331	12	Red Book
2001-0332	12	Red Book
2001-0334	12	Red Book
2001-0335	12	Red Book
2001-0337	12	Red Book
2001-0339	12	Red Book
2001-0343	12	Red Book
2001-0347	12	Red Book
2001-0351	12	Red Book
2001-0352	12	Red Book
2001-0361	12	Red Book
2001-0377	13	Red Book
2001-0378	13	Red Book
2001-0379	13	Red Book
2001-0381	13	Red Book
2001-0385	13	Red Book
2001-0393	13	Red Book
2001-0400	13	Red Book
2001-0401	13	Red Book
2001-0403	13	Red Book

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0404	13	Red Book
2001-0405	13	Red Book
2001-0406	13	Red Book
2001-0413	13	Red Book
2001-0415	13	Red Book
2001-0417	13	Red Book
2001-0422	14	Red Book
2001-0423	14	Red Book
2001-0424	14	Red Book
2001-0429	14	Red Book
2001-0434	14	Red Book
2001-0437	14	Red Book
2001-0438	14	Red Book
2001-0439	14	Red Book
2001-0441	14	Red Book
2001-0442	14	Red Book
2001-0444	14	Red Book
2001-0445	14	Red Book
2001-0454	14	Red Book
2001-0456	14	Red Book
2001-0458	14	Red Book
2001-0460	14	Red Book
2001-0461	14	Red Book
1999-0268	15	Service
2000-0006	15	Service
2000-0028	15	Service

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2000-0176	15	Service
2000-0207	15	Service
2000-0334	15	Service
2001-0005	15	Service
2001-0009	15	Service
2001-0016	15	Service
2001-0025	15	Service
2001-0037	15	Service
2001-0062	15	Service
2001-0065	15	Service
2001-0077	15	Service
2001-0078	15	Service
2001-0082	15	Service
2001-0088	15	Service
2001-0103	15	Service
2001-0104	15	Service
2001-0111	15	Service
2001-0115	15	Service
2001-0143	15	Service
2001-0161	15	Service
2001-0189	15	Service
2001-0192	15	Service
2001-0222	15	Service
2001-0236	15	Service
2001-0240	15	Service
2001-0267	15	Service

Internal Affairs Cases for Destruction

Internal Affairs Case #	Destruction Box #	Case Type (Red Book, Service, or Non-Misconduct)
2001-0273	15	Service
2001-0307	15	Service
2001-0316	15	Service
2001-0350	15	Service
2001-0365	15	Service
2001-0367	15	Service
2001-0376	15	Service
2001-0387	15	Service
2001-0395	15	Service
2001-0397	15	Service
2001-0420	15	Service
2001-0425	15	Service
2001-0426	15	Service
2001-0435	15	Service
2001-0447	15	Service
2001-0453	15	Service
2001-0455	15	Service
2001-0457	15	Service
1999-Audio	16	Audio
2000-Audio	16	Audio
2001-Audio	16	Audio
2001-Audio	16	Audio
2001-Audio	17	Audio
2001-Video	17	Video
2001-UOF	18	Use of Force