



# CITY OF LONG BEACH

# C-10

DEPARTMENT OF CITY CLERK

333 West Ocean Boulevard

Long Beach, CA 90802

562/570-6101

FAX 562/570-6789

August 3, 2010

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

**RECOMMENDATION:**

Recommendation to approve the destruction of records for Long Beach Police Department Internal Affairs as shown in Exhibit A; and adopt the resolution.

**DISCUSSION**

Pursuant to Section 34090 of the California Government Code and Chapter 1.28 of the Long Beach Municipal Code, records destruction for City Manager departments and elected officials must be submitted to the City Council for approval. The records destruction must comply with each department's records retention schedule.

In its capacity as responsible agent for the operation of the Records Center, the City Clerk Department has worked with the department listed to review the records destruction (Exhibit A).

The City Attorney and Long Beach Police Department concur in the above recommendation.

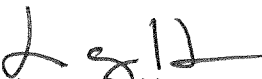
**FISCAL IMPACT**

Appropriations have been budgeted in FY10 for the operation of the City Records Center.

**SUGGESTED ACTION:**

Approve recommendation.

Respectfully submitted,

  
Larry G. Herrera  
City Clerk

LH:md

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

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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 INTERNAL AFFAIRS

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 Long Beach Police Department Internal Affairs of any and all of the 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.

Section 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.

Section 3. This resolution shall take effect immediately upon its adoption by the City Council, and the City Clerk shall certify the vote adopting this resolution.

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I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of \_\_\_\_\_, 2010, by the following vote:

Ayes: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Noes: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

Absent: Councilmembers: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

City Clerk

OFFICE OF THE CITY ATTORNEY  
ROBERT E. SHANNON, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

**EXHIBIT "A"**

# RECORDS DESTRUCTION REQUEST

1. Date 5/17/2010

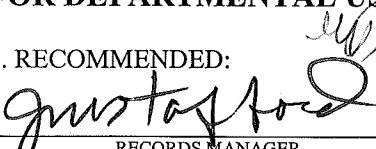
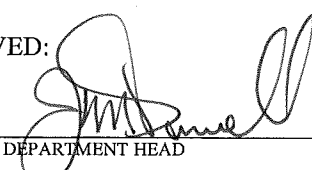
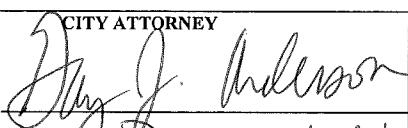
Honorable Council of the City of Long Beach  
 2. The Police Department Internal Affairs

DEPARTMENT

respectfully requests authority to destroy the following

departmental records:

| 3.<br>RETENTION<br>SCHEDULE<br>ITEM NO. | 4.<br>RECORDS TITLE AND DESCRIPTION   | 5.<br>YEARS<br>INVOLVED | 6.<br>BOX NO.<br>ON-SITE | 7.<br>BOX NO.<br>OFF-SITE |
|---|---|-------------------------|--------------------------|---------------------------|
| 57-A                                    | Formal investigations sustained with discipline less than a 10-day suspension | 2005(Jan-Jun)           | N/A                      | N/A                       |
| 58                                      | Non-misconduct cases  | 2005(Jan-Jun)           | N/A                      | N/A                       |
| 59                                      | Service complaints  | 2005(Jan-Jun)           | N/A                      | N/A                       |
| 60                                      | Taped Interviews  | 2005(Jan-Jun)           | N/A                      | N/A                       |
| 68                                      | I.A. investigations – not sustained   | 2005(Jan-Jun)           | N/A                      | N/A                       |
| 220                                     | Use of Force reviews - Original/electronic data                               | 2005(Jan-Jun)           | N/A                      | N/A                       |

|  |  |   |
|--|--|---|
| <p><b>FOR DEPARTMENTAL USE</b></p> <p>8. RECOMMENDED:<br/> <br/> <small>RECORDS MANAGER</small></p> <p>9. APPROVED:<br/> <br/> <small>DEPARTMENT HEAD</small></p> <p>10. DATE: <u>6-17-10</u></p> | <p><b>CITY ATTORNEY'S CONSENT</b></p> <p>Consent is hereby given to destroy the records enumerated above.</p> <p>11. By <u></u><br/> <small>CITY ATTORNEY</small></p> <p>12. Title <u>Deputy City Atty.</u></p> <p>13. Date <u>June 30, 2010</u></p> | <p>14. REMARKS:</p> <p style="text-align: center;">5 year retention</p> |
|--|--|---|