

RESOLUTION NO. 09-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AUTHORIZING RECORDS DESTRUCTION FOR THE RECORDS BUREAU OF THE POLICE DEPARTMENT OF THE CITY OF COSTA MESA, PURSUANT TO ORDINANCE NO. 75-60.

THE CITY COUNCIL OF THE CITY OF COSTA MESA HEREBY RESOLVES AS FOLLOWS:

WHEREAS, the City Council adopted Ordinance No. 75-60 on the 15th day of January, 1975, which said ordinance requires the approval of the City Council by resolution for destruction of certain records; and

WHEREAS, the City Attorney's Office, pursuant to requirements of the Government Code, has examined said records to ascertain whether or not retention is legally necessary; and

WHEREAS, the City Attorney's Office has determined that destruction of said records will not adversely affect the functions of government nor impair the legal rights of the City;

NOW, THEREFORE, BE IT RESOLVED that the records listed in the attached request for records destruction for the Records Bureau of the Police Department, are hereby authorized to be destroyed in such a manner that will not allow them to be restored or reconstituted.

PASSED AND ADOPTED this 17th day of February, 2009.

Allan R. Mansoor, Mayor

ATTEST:

APPROVED AS TO FORM:

Julie Folcik, City Clerk

Kimberly Hall Barlow, City Attorney

STATE OF CALIFORNIA)
COUNTY OF ORANGE) ss
CITY OF COSTA MESA)

I, JULIE FOLCIK, City Clerk of the City of Costa Mesa, DO HEREBY CERTIFY that the above and foregoing is the original of Resolution No. 09-____ and was duly passed and adopted by the City Council of the City of Costa Mesa at a regular meeting held on the 17th day of February, 2009, by the following roll call vote, to wit:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

IN WITNESS WHEREOF, I have hereby set my hand and affixed the seal of the City of Costa Mesa this 18th day of February, 2009.

JULIE FOLCIK, CITY CLERK

(SEAL)

Request for City Attorney's approval for destruction

Approval granted by *[Signature]*
 City Attorney

of COSTA MESA POLICE DEPARTMENT Records. Date January 8, 2009

Department Name

RECORD NAME OR FORM NO.	CLASS	SPECIFIC DESCRIPTION OF RECORD	YES	NO	COMMENTS
Master Case Files for 2003. See below for description. (All cases meet Legislative and City established criteria for destruction). Cases to be retained: (See Attached) All others to be destroyed: Crime reports Miscellaneous reports Accident reports Juvenile reports Breathalyzer Test forms Complaint Request forms Application Info sheets Crime Analysis sheets Juvenile dispositions Teletype Rap sheets Handwriting samples Original follow-ups Warrant Abstracts (automated) CSI reports Parking Notices Copy of Citation Arrests Returned envelopes Vehicle Storage sheets Stored Vehicle Notices Original Fictitious Checks Bank reports on checks Arrest reports FI's from 2003 Citations (2005 & prior) Pavms Tickets (2003 & prior) Spousal Assault/Abuse Cases (2003 & Prior) Bicycle Licenses (2006 & Prior)	IV	<p>All existing master file cases as described in first column of this report. This includes all cases dated in the year 2003, with the exception of the following:</p> <p>A. Unsolved cases involving no statutes of limitations (CPC 799).</p> <ol style="list-style-type: none"> 1. Murder (CPC 187) 2. Embezzlement of public funds or falsification of public records (CPC 424, 426, and 115). 3. Kidnapping for ransom (CPC 209). <p>B. Cases not required to be retained by law; however, will be due to nature of same.</p> <ol style="list-style-type: none"> 1. Child Annoyance. 2. Rapes and attempt rapes. 3. All suspicious deaths. 4. All manslaughterers. 5. All fatal traffic accidents. 6. Missing Person reports 7. Cases as determined by the Chief of Police <p>All cases to be destroyed are located in the Police Facility Records Bureau.</p>			