

RESOLUTION NO. 7739

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOUTH GATE
AUTHORIZING THE DESTRUCTION OF OBSOLETE RECORDS RETAINED IN
THE POLICE DEPARTMENT PURSUANT TO GOVERNMENT CODE 34090 OF THE
LAWS OF THE STATE OF CALIFORNIA**

WHEREAS, it has been determined that certain city records under the charge of the Chief of Police are no longer required for public or private purposes; and

WHEREAS, it has been determined that the destruction of the above mentioned records is necessary to conserve storage space; and

WHEREAS, Section 34090 of the Government Code of the State of California authorizes the head of a City department to destroy any City records and documents which are over two years old under his or her charge, without making a copy thereof, after the same are no longer required, with the written consent of the City Attorney and the approval of the City Council by resolution; and

WHEREAS, it is therefore desirable to destroy those records which are over two years old as listed in the documents entitled "Records for Destruction," dated October 2016, attached hereto as Exhibit "A", and made a part hereof, without making a copy thereof; and

WHEREAS, the said destruction of said records is with the written consent of the City Attorney;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES
HEREBY RESOLVE AS FOLLOWS:**

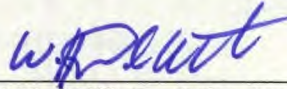
SECTION 1. The City Council hereby authorizes the destruction of the obsolete documents identified in Exhibit "A" attached hereto and incorporated herein by this reference.

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SECTION 2. The City Clerk shall certify to the adoption of this Resolution which shall be effective upon its adoption.

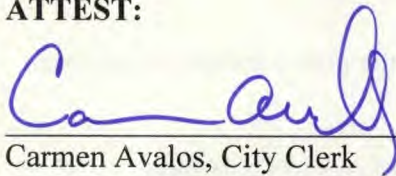
PASSED, APPROVED and ADOPTED this 7th day of November, 2016.

CITY OF SOUTH GATE:



W.H. (Bill) De Witt, Mayor

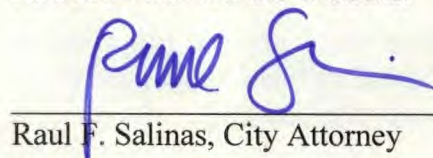
ATTEST:



Carmen Avalos, City Clerk

(SEAL)

APPROVED AS TO FORM:

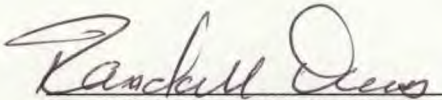


Raul F. Salinas, City Attorney

CERTIFICATION OF THE CHIEF OF POLICE

I certify that the attached list of records is true, correct and complete to the best of my knowledge and belief. I further certify that the records fall within the scope of California Government Code section 34090; that said records are not the basis of, nor required in any pending litigation to the best of my knowledge and belief; that the destruction of such records is necessitated due to the lack of sufficient space for housing such records in the Police Department and because they are no longer of any substance or value. The destruction of such records is not intended to be prejudicial to the rights of any person, firm, corporation or public entity.

I further certify that I am, on the date of destruction of such records, the Chief of Police of the South Gate Police Department.



Randall Davis, Chief of Police
South Gate Police Department

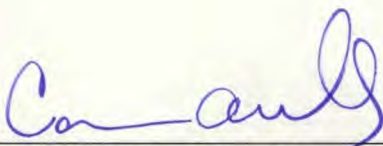
11-8-16

Date

**WRITTEN PERMISSION FROM THE CITY CLERK TO THE SOUTH GATE CHIEF
OF POLICE AUTHORIZING THE DESTRUCTION OF CERTAIN RECORDS**

Permission is hereby granted to the Chief of Police, South Gate, California, to destroy without copying, the records described in Exhibit "A".

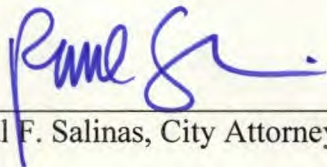
This destruction of records conforms with the Government Code Section 34090 of the State of California.



Carmen Avalos, City Clerk

Dated: 11/14/16

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

Exhibit "A"
Internal Affairs Investigations
Documents Purged are at least Five Years Old
2011, 2010, 2009, 2008, 2007, 2006, 2005, 2004, 2003, & 2002

I.A. Case #	Date	Subject	
11-01	01/20/11	Off- Duty Conduct of Domestic Violence	
11-02	02/08/11	Association with Known Felons	
11-03	02/12/11	Open Carry	
11-04	02/10/11	Harassment	
11-06	04/03/11	Harassment/Shunning	
11-07	02/10/11	Shunning/Inappropriate Conduct	
11-08	05/04/11	Off- Duty Arrest	
11-09	05/25/11	Officer Involved Shooting	
11-12	08/27/11	Discourtesy	
11-13	09/18/11	Discourtesy/Dishonesty	
11-14	10/01/11	Unprofessional Conduct	
11-15	10/24/11	Unprofessional Behavior	
10-01	01/16/10	Harassment	
10-02	05/06/09	Harassment	
10-03	01/15/10	Harassment	
10-04	01/08/10	Neglect of Duty	
10-05	01/14/10	Neglect of Duty	
10-06	01/14/10	Neglect of Duty	
10-07	01/21/10	Harassment	
10-08 (a/b)	03/06/10	Harassment	
10-09	03/18/10	Officer Involved Shooting	
10-11	03/28/10	Off-Duty Arrest	
10-12	03/27/10	Inappropriate Touching	
10-13	04/25/10	Off-Duty Conduct	
10-14	05/02/10	Off-Duty Conduct	
10-15	04/28/10	Discourteous/Dishonesty, Neglect of Duty	
10-16	03/27/10	Harassment	
10-17	05/07/10	Harassment	
10-18	04/22/10	Dishonesty	
10-20	06/27/10	Failure to Provide Back Up	
10-21	05/30/10	Excessive Force	
10-22 (a/b)	2010	Harassment	
10-23	07/29/10	Harassment	
10-24	08/21/10	Neglect of Duty	
10-25	08/27/10	Off-Duty Conduct	
10-26	06/10/10	Harassment	
10-27	08/29/10	Frivolous Charges of Misconduct	
10-28	09/29/10	Discourtesy	
10-29	2010	Inappropriate on Duty Conduct	
10-30	09/29/10	Hostile Work Environment	
10-31 (a/b)	12/20/10	Inappropriate Conduct	

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Exhibit "A"

Documents Purged are at least Five Years Old

Personnel Files

PSN	Reviewed Date
10173	10/21/16
10135	10/21/16
10063	10/21/16
10082	10/21/16
10059	10/21/16
10131	10/21/16
10094	10/21/16
10098	10/21/16
10209	10/21/16
10130	10/21/16
10153	10/21/16
10086	10/21/16
10178	10/21/16
10139	10/21/16
10151	10/21/16
10208	10/21/16
10171	10/21/16
10123	10/21/16
10136	10/21/16
10141	10/21/16
10126	10/21/16
10076	10/21/16
10054	10/21/16
10161	10/21/16
10174	10/21/16
10202	10/21/16
10203	10/21/16
10114	10/21/16
10148	10/21/16
10190	10/21/16
10100	10/21/16
10068	10/21/16
10050	10/21/16
10158	10/21/16
10200	10/21/16
10206	10/21/16
10211	10/21/16
10186	10/21/16
10048	10/21/16

Exhibit "A"
Documents Purged are at least Five Years Old
Personnel Files

20173	10/21/16
20014	10/21/16
20003	10/21/16
20039	10/21/16
20006	10/21/16
20196	10/21/16
20127	10/21/16
20024	10/21/16
20146	10/21/16
20016	10/21/16
20138	10/21/16
20045	10/21/16
20222	10/21/16
20062	10/21/16
20075	10/21/16
20068	10/21/16
20040	10/21/16
20182	10/21/16
20172	10/21/16
20201	10/21/16
20139	10/21/16
20187	10/21/16
20165	10/21/16
20019	10/21/16

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[illegible]

Year	Country	Population (millions)	Population (millions)
1950	Algeria	2.5	2.5
1951	Algeria	2.5	2.5
1952	Algeria	2.5	2.5
1953	Algeria	2.5	2.5
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Exhibit "A"
Supervisory Follow Ups
Documents Purged are at least Five Years Old
2011, 2010, 2009, 2006, 2004, 2003, 2001, & 1998

09-11913	10/17/09	Injured on Duty	Explorer
09-11972	10/27/09	Collision	10038
09-12006	10/28/09	Injured on Duty	10073
09-12198	11/03/09	Collision	10141
09-12228	11/04/09	Pursuit	10180, 10136, 10161
09-12772	11/18/09	Use of Force	10157
09-13446	12/07/09	Pursuit	10161
09-14144	12/23/09	Use of Force	10100
98-06787	06/08/98	Collision	10062
01-04886	05/08/01	Collision	10062
01-09371	08/21/01	Collision	10062
03-08540	08/01/03	Use of Force	10044, 10097
03-09443	08/24/03	Use of Force	10044
03-01936	02/24/03	Collision	10062
03-03256	03/30/03	Use of Force	10044, 10086
03-01433	12/06/03	Pursuit/Collision	10073, 10131, 10074, 10096, 10044, 10122
04-02488	02/21/04	Collision	20129
06-11889	09/26/06	Collision	10062

RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)

COUNTY OF LOS ANGELES) SS

CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7739 was adopted by the City Council at their Special Meeting held on November 7, 2016, by the following vote:

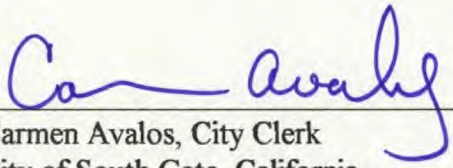
Ayes: Council Members: De Witt, Davila, Bernal, Hurtado and Morales

Noes: Council Members: None

Absent: Council Members: None

Abstain: Council Members: None

Witness my hand and the seal of said City on November 8, 2016.


Carmen Avalos, City Clerk
City of South Gate, California