Policy Type: Florin Resource Conservation District Board of Directors

Policy Title: Records Retention and Disposal Policy

Date Adopted: August 17, 2021 Resolution No: 08.17.21.01

Date Amended:

I. PURPOSE

The purpose of this policy is to establish guidelines to staff regarding the retention and disposal of records of the Florin Resource Conservation District (District); provide for the identification, maintenance, storage, safeguarding and disposal of records in the normal course of District operations; ensure prompt and accurate retrieval of records; and ensure compliance with legal and regulatory requirements.

II. POLICY

This policy prescribes that staff shall review and follow all applicable laws. If there are any conflicts between this policy and the applicable laws, the laws shall prevail.

III. RECORDS RETENTION SCHEDULE

The "Florin Resource Conservation District Records Retention Schedule" is attached hereto and incorporated herein as Exhibit "A" ("Retention Schedule"). The Retention Schedule is intended to be a guideline and is not intended to provide an all-inclusive listing of potential documents.

In addition to any required legal retention period, the District shall retain original records with a lasting historical, administrative, legal, fiscal, or research value.

IV. RECORDS STORAGE AND DISPOSAL

- Record Storage. All records referenced in the Retention Schedule will be maintained in electronic format via electronic media that conforms with the minimum standards set forth in the California Secretary of State's "Trustworthy Electronic Document or Record Preservation" regulations.
 - a. The District shall use media that is locked and unalterable to store and safeguard official records.
- 2. <u>Record Disposal.</u> The Board Secretary, or his or her designee, may destroy and discard, by any permanent method that protects the confidentiality of any privileged or confidential information contained therein, any District record after the expiration of the applicable retention period described in the Retention Schedule.
 - a. Prior to destroying the paper version of a record to rely on the image, or the electronic version of a record as the District's official record, requires approval from the Board Secretary's office to ensure compliance with law via an approval form (Appendix A).

V. CHANGES IN STATE AND FEDERAL LAW

As a result of changes to federal and California laws that regulate municipal records retention, the Records Retention and Disposal Policy and Retention Schedule shall be updated as needed to ensure compliance with legal and regulatory requirements.

EXHIBIT "A"

"FLORIN RESOURCE CONSERVATION DISTRICT RECORDS RETENTION SCHEDULE"

[Attached behind this cover page]

Disposal of any record must be authorized in writing by the General Manager, with written consent from District Legal Counsel. (Gov. Code § 60200 et seq.)

Type of Record	Category	Description or Example of Record	Legal Authority	Current Legal Retention Period*
Accidents/Damage to District Property	Administration	Risk management administration	GC 60201 CCP 337	5 years
Accounts Payable	Finance	Journals, statements, asset inventories, account postings with supporting documents, vouchers, invoices, reports, investments, purchase orders	GC 60201	Until audited + 4 years
Accounts Receivable	Finance	Checks received, reports, investments, receiptbooks	GC 60201 CCP 337	Until audited + 4 years
Affidavits of Publication/Posting	Administration	Public notices for public hearings, publication of ordinances, etc.	GC 60201, 54960.1(c)(1)	2 years
Agenda/Agenda Packets (Includes Staff Reports)	Administration	Agendas and packets should be imaged immediately. A paper copy should be maintained for one year only.	GC 60201	Permanent
Agreements & Contracts - Non-Capital Improvement	Administration	Original contracts and agreements and back- up materials, including leases, excluding capital improvement projects	GC 60201 CCP 337 CCP 337.2	Terminated/Completed + 5 years
Agreements & Contracts - Capital Improvements	Administration	Construction contracts and agreements	GC 60201 CCP 337 et seq.	Permanent

CCP	Code of Civil Procedure	GC	Government Code	IRS	Internal Revenue Service
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CFR	Code of Federal Regulations	H&S	Health & Safety Code	PC	Penal Code
EC	Elections Code	IRC	Internal Revenue Code	R&TC	Revenue & Taxation Code
USC	United States Code				

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Type of Record	Category	Description or Example of Record	Legal Authority	Current Legal Retention Period*
Annexations/Formations/ Reorganizations	Development	Notices, Resolutions, Certificates of Completion	GC 60201(d)(I)	Permanent
Appraisals	Development	For real property owned by District - Not a public record until real estate transaction is complete	GC 60201	Closed/Completed + 2 years
Articles of Incorporation	Administration		GC 60201	Permanent
Audit Hearing or Review	Finance	Documentation created and/or received in connection with an audit hearing or review	GC 60201	Until audited + 2 years
Backflow Test Reports	Public Works	Reports of testing and maintenance - water supply	17 CCR 7605 GC 60201	3 years
Bank Account Reconciliations	Finance	Bank statements, canceled checks, certificates of deposit	GC 60201 26 CFR 31.6001- 1(c)(2)	Until audited + 5 years
Benchmarks	Development	Horizontal, vertical & control	GC 60201	Permanent
Bids: Accepted	Development	Includes plan and specifications, notices/affidavits	GC 60201 CCP 337,337.1	Closed/Completed + 4 years
Bids: Unaccepted	Development	Unaccepted bid packages only	GC 60201	Award + 2 years
Billing Records	Finance	Utility bill stubs - submitted with payment	GC 60201	None required

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Type of Record	Category	Description or Example of Record	Legal Authority	Current Legal Retention Period*
Bonds	Finance	Authorization/public hearing records/prospectus/proposals/certificates/noti on transcripts) /registers / statements / paid or cancelled bonds, etc.		Defeased + 10 years
Bonds - Employee	Finance	Personnel fidelity bonds	GC 60201 CCP 337 et seq.	Termination of employment+ 4 years
Bonds – Surety, Labor & Materials	Finance	Bonds or letters of credit submitted by contractors to ensure complete and satisfactory performance ofwork/services for the District (Financial Instruments)		Upon Engineer's Release
Brochures/Publications	Administration	Retain selected documents only for historic value	GC 60201	Until superseded + 2 years
Budget, Annual	Finance	Adjustments, journal entries, account transfers	GC 60201	Until audited + 2 years
Cal-OSHA Logs	Administration	Personnel-Logs, Supplementary Record, Annual Summary (Federal & State-Cal OSHA)	8 CCR 14300.33, 8 CCR §3203(b)(1), GC 60201	5 years
CA Ground Water Corrective Actions	Public Health & Safety	Documentation of corrective actions	40 CFR 141.33(b)(2); 22 CCR §64470	Last Action + 5 years

<u>Legal Authority Abbreviations</u>

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Payroll Tax Records (State & Federal)	Finance	Forms filed annually; quarterly and year-end reports	GC 60201 29 USC 436	Until audited+ 4 years
Capital Improvements, Construction	Public Works	Records on planning, design, construction, conversion or modification of local government-owned facilities, structures, and systems	GC 60201, CCP 337 et seq.	Permanent
Certified Payroll	Public Works	Copy of Certified Payroll Report as required by the Dept. of Industrial Relations	GC 60201	Until audited + 5 years
Checks	Finance	Includes payroll, canceled and voided checks	GC 60201 CCP 337	Until audited + 5 years
Citizen Feedback	Administration	General correspondence	GC 60201	2 years
Claims Against the District	Administration	Paid/Denied	GC 60201 GC 911.2	Until settled + 5 years
Collective Bargaining Agreements	Administration		GC 60201 CCP 337 et seq.	Completion + 5 years
Complaints/Requests	Administration	Various files, not related to specific lawsuits involving the District and not otherwise specifically covered by the retention schedule	GC 60201	2 years
Comprehensive Annual Financial Report	Finance	Financial services; internal and/or external reports; independent auditor report	GC 60201	Permanent

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Correspondence/Emails (Content relates Substantially to District Business)	Administration	General correspondence, including letters ande-mail if the content relates substantially to District business	GC 60201	2 years
Deeds, Real Property	Development	File with recorded documents; originals maynot be destroyed	GC 60201(d)(8)	Permanent
Deferred Compensation Reports	Finance	Finance - pension/retirement funds	GC 60201 26 CFR 31.6001.1	5 years
Deposits, Receipts	Finance	Checks, coins, currency	GC 60201	Until audited + 4 years
DMV Driver Information Reports	Administration	Personnel - Not a public record	GC 60201	Superseded or Separation
Easement, Real Property	Development	File with recorded documents; original may not be destroyed	GC 60201(d)(8)	Permanent
Economic Interest Statements - Form 700 (copies)	Administration	Copies of statements forwarded to Fair Political Practices Commission	GC 81009(f), (g), GC 60201	4 years (can image after 2 years)
Economic Interest Statements - Form 700 (originals): Not Elected	Administration	Originals of statements of designated employees	GC 81009(e), (g), GC 60201	7 years(can image after 2 years)

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Economic Interest Statements - Form 700 (originals): Elected	Administration	FPPC filings	GC 81009(b), GC 60201	Election date + 4 years
Election - Administrative Documents	Administration	History of elections, sample ballots, copies of resolutions.	GC 60201	Permanent
Election - Ballots: Prop. 218 (Assessment Districts)	Administration	Property related fees (Assessment Ballot proceeding)	GC 53753(<u>e</u>)(2)	2 years
Employee - Bonds	Administration	Personnel fidelity bonds	GC 60201 GC 36507 PC 801.5, 803(c) 29 USC 1113	Termination of employment + 4 years
Employee – Personnel Files	Administration	Personnel Records - not a public record		Termination of employment+ 4 years
Employee Information – Biweekly Payroll Report Records	Administration	Rate of pay, bi-weekly compensation	GC 60201 29 CFR 516.2	5 years
Employee Information - CEIR / EEOC Forms	Administration	Personnel – EEOC-1, EEOC-4 California Employer InformationReport (for employers of 100 or more employees), Data regarding race, sex, national origin of applicants	2 CCR 11013 et seq. 29 CFR 1602.30 GC 60201, 12946,12960	3 years

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Employee - Medical Files	Administration	Includes pre-employment physical clearance, medical records, respirator fit tests, exposure records, etc.	29 CFR 1910.!020 8 CCR 3204 8 CCR 5144, 8 CCR 15400.2 GC 12946, 12960, 60201	Termination of employment + 30 years
Employee - Personnel Files	Administration	Applications, Release Authorizations; Certifications; Reassignments; outside employment approvals; commendations, disciplinary actions; terminations; Oaths of Office; evaluations	29 CFR 1627.3 GC 3105 GC 12946, 12960 GC 60201 29 CFR 1602.31 LC 1198.5 26 CFR 31-6001-1	Termination of employment + 3 years
Employee - Programs	Administration	Includes EAP and Recognition	GC 60201 GC 12946, 12960	3 years
Employee - Recruitment, Applications	Administration	Applications of Unselected potential employees, Alternate lists/logs, ethnicity disclosures, examination materials, examination answersheets, job description and bulletins	GC 12946, 12960 .29 CFR 1602 et seq., 29 CFR 1627.32 CCR 11013(c);	3 years

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Employee - Reports	Administration	Employee statistics, benefit activity, liability loss	GC 60201 GC 12946, 12960	3 years
Employee Rights – Grievances and Complaints	Administration	Grievances, union requests, complaints	GC 3105, 12946, 12960, 60201 29 CFR 1602 29 CFR, 1627.3(b)(1) LC 1198.5. 26 CFR 31-6001-1	Termination of employment + 3 years
Employment - Eligibility Verification (1-9 Forms)	Administration	Federal Immigration and Nationality Act; Immigration Reform/Control Act 1986	29 CFR 1627.3(b)(1)	Termination of employment + 3 years
Employment - Surveys and Studies	Administration	Includes surveys or studies regarding classification, wage rates	GC 12946, 12960 GC 60201 29 CFR 516.6(2) 29 CFR 1602.14	3 years
Employment Training - Personnel (by name)	Administration	Documenting internal and external Mandated or Safety training; Ethics Training, Harassment Prevention Training	GC 60201 GC 12946, 12960 8 CCR 3203 et seq. 29 CFR, 1627.3(b)(1) LC §6429(c) GC 53235.2(b)	Termination of Employment + 5 years

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Type of Record	Category	Description or Example of Record	Legal Authority	Current Legal
Employment - Vehicle Mileage Reimbursement Rates	Administration	Annual mileage reimbursement rates	GC 60201	Until superseded + 2 years
Environmental Quality - Air Quality Management District (AQMD)	Development	Participants/voucher logs, Total Daily Mileage Survey (TDM); various local authorities; Commute Alternative	AQMD Rule 2202 Guidelines GC 60201	3 years
Environmental Quality - Asbestos	Development	Documents, abatement projects, public buildings	GC 60201	Permanent
Environmental Quality - California Environmental Quality Act (CEQA)	Development	Exemptions, Environmental Impact Report, Mitigation monitoring, negative declaration, notices of completion and determination, comments, statement of overriding	GC 60201 14 CCR §15095(c)	Permanent
Environmental Quality - California Environmental Quality Act (CEQA) – Staff Notes and Correspondence	Development	Correspondence submitted to, or transferred from the agency, and all internal agency communications, including staff notes related to a CEQA action	Golden Door Properties, LLC v. Superior Court of San Diego County (County of San Diego, et al., Real Parties in Interest) (D076605, D076924, D076993) (4th Dist. 2020) PRC 21167,6 GC 60201	When CEQA Permit is Finalled

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Environmental Quality - Pest Control	Development	Pesticide applications, inspections and sampling documents	GC 60201 3 CCR 6623, 40 CFR 171.11 et seq	2 years
Environmental Quality - Soil Reports	Development	Final Reports	GC 60201	Permanent
Ethics Training Records, Harassment Prevention Training Records	Administration	Certificates of Completion or proof of attendance at mandated training for Ethics or Harassment Prevention	GC 53235.2(b) GC 53237.2(b)	Completed + 5 years
Family and Medical Leave Act (Federal)	Administration	Records of leave taken, notices, communications relating to taking leave (not Workers Compensation)	29 CFR 825.500 GC 12946, 12960 GC 60201	Termination of employment+ 3 years
Federal Tax Records = 1099 or 1096 (Vendors)	Finance	Forms 1096, 1099 (Miscellaneous Income)	29 USC 436 GC 60201	Until audited+ 4 years
Federal Tax Records = W-9s (Vendors)	Finance	Form W-9 (Request for Taxpayer Identification)	GC 60201 IRS Guidelines	Vendor inactive + 3 years
Federal Tax Records = W-2s (Employees)	Finance	Form W-2 (Wage and Tax Statement)	GC 60201 26 CFR 31-6001-1	7 years
Federal Tax Records = W-4s (Employees)	Finance	Form W-4 (Employee's Withholding Certificate)	GC 60201 26 CFR 31-6001-1	Superseded + 5 years, or Employee Separation + 5 years

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Financial Audit Records (Not Consolidate Annual Financial Report)	Finance	Internal/external and audit documentation and analysis	GC 60201	Until audited + 7 years
Fixed AssetsInventory	Finance	Reflects purchase date, cost, account number	GC 60201	Until audited+ 4 years
Fixed Assets - Surplus Property: Auction	Finance	Listing of property	GC 60201	Until audited + 4 years
Fixed Assets - Surplus Property: Disposal	Finance	Scaled bid sales of equipment	GC 60201	Until audited+ 4 years
Fixed Assets - Vehicle Ownership & Title	Finance	Title transfers when vehicle is sold		Until sold
Fund Transfers	Finance	Internal; bank transfers & wires	GC 60201	Until audited+ 7 years
General Ledgers	Finance	All annual financial summaries - all agencies	GC 60201	Until audited+ 7 years
Gifts/Bequests	Finance	Receipts or other documentation	GC 60201	Until audited+ 4 years

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Type of Record	Category	Description or Example of Record	Legal Authority	Current Legal Retention Period*
Grants - Community Development Block Grant (CDBG); UrbanDevelopment; other Federal and State Grants	Development	Grants documents and all supporting documents; applications, expenditure reports, contracts, project files, proposals, statements, grant documents,	GC 60201 24 CFR 570.502 2 CFR 200.333 24 CFR 91.105(h), 92.505, 570.490 29 CFR 97.42. OMB Circular A- 110 & A-133 GC 8546.7	Final Expenditure Report + 5 years
Hazardous Materials - Hazardous Waste Disposal		Documents regarding handling and disposal of hazardous waster [Permanent retention of environmentally sensitive materials are recommended]	GC 60201 22 CCR § 66262.40	Permanent
Hazardous Material - Permits, Hazardous MaterialsStorage		Permits issued by Regulator Agencies to the District	GC 60201	Expiration + 2 years
Hazardous Materials - Underground Storage Tank		Compliance; Documents regarding storage, location, installation, removal,	GC 60201 23 CCR 2712(b)	Permanent
Information Systems - Computer Backups	Administration	Backups for Disaster Recovery	GC 60200	None

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Insurance – Employee Dishonest / Fidelity Bonds	Finance	Personnel related	GC 60201 EVC 1045, PC 801.5, 803(c)	Expiration + 4 years
Insurance - Joint Powers Agreement	Finance	MOU, agreements	GC 60201 CCP 337 et seq.	Permanent
Insurance – Certificates / Vendors	Finance	Vendor's proof of insurance to protect the District, Insurance certificates filed separately from contracts	GC 60201 CCP 337 et seq.	10 years
Insurance - Liability/Property / District Policies	Finance	May include District Policies for liability, property	GC 60201 CCP 337 et seq.	Permanent
Insurance - Risk Management Reports	Finance	Loss Analysis Report; Actuarial Studies	29 CFR 1904.4 GC 60201	5 years
Investment Reports - Transactions	Finance	Summary of transactions, inventory andearnings report	GC 60201	Until Audited + 4 years
Invoices – Accounts Receivable	Finance	fees owed, billing, relateddocuments	GC 60201	Until audited +4 years

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Legal Notices/Affidavits of Publication	Administration		GC 60201 GC 54960.1(c)(1)	2 years
Legal Opinions	Administration		GC 60201	None
Litigation	Administration	Case files	GC 60201 CCP 337 et seq. GC 68150	Until settled or adjudicated + 5 years
Maintenance Manuals	Administration	Equipment service/maintenance	GC 60201	Until superseded
Maintenance/Repair Records / Work Orders / Service Requests	Administration	Equipment Work Orders / Service Requests (may include work performed on potable water systems)	GC 60201 CCP 338, 340, 342	5 years
Marketing, Promotional	Administration	Brochures, announcements, etc.	GC 60201	Min. 2 years
Meter Operations	Public Works	Reader reports; orders; tests; maintenance reports	GC 60201	5 years
Meter Reading	Public Works	Reports and rebate reports	GC 60201	5 years
Minutes	Administration	Minutes of District Board meeting.	GC 60201(d)(3)	Permanent

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Newsletter, District	Administration	May wish to retain permanently for historicreference.	GC 60201	Min. 2years
Notices - Public Meetings	Administration	Special Meetings	GC 60201 GC 54960.l(c)(l)	2 years
Oaths of Office	Administration	Elected and public officials - Board Members	GC 60201 29 USC 1113 GC 3105	Termination of Employment + 4 years
Ordinances	Administration	District laws enacted by the Board of Directors	GC 60201(d)(2)	Permanent
OSHA Logs	Administration	OSHA Log 200, 300, etc.	LC 6429(c) 8 CCR 14300.33 8 CCR 3203(b)(1) GC 60201	5 years
OSHA Citations or Inspections	Administration	Citations or Inspections made by OSHA	GC 60201 8 CCR 3203(b)(1) OMB 1220-0029 LC 6429(c)	5 years
Payroll - Time cards/sheets	Finance	Employee	GC 60201(d)(12)29 CFR516.5, 516.6. 29 CFR 31.6001- 1(e)(2), R&T §19530. LC § 1174(d) 8 CCR 11040.7(c)	Until audited +7 years

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PERS - Employee Benefit Plans	Administration	Retirement Plans, etc.	GC 60201, 29 CFR 1627.3(b)(2) 29 USC 1027	Termination of Plan + 6 years
Personnel Rules and Regulations	Administration	Including employee handbook	GC 60201, 12946, 12960	Until superseded + 3 years
Petitions	Administration	Submitted to legislative bodies	GC 50115	1 year
Policies - Administrative	Administration	All policies and procedures, directives rendered by the District not assigned a resolution number	GC 60201	Min. 2 years
Policies - District Board	Administration	Original policies adopted by the Board	GC 60201	Min. 2 years
Political Support/Opposition Requests & Responses	Administration	Related to legislation	GC 60201	2 years
Press Releases	Administration	Related to District actions/activities	GC 60201	2 years
Procedure Manuals	Administration	Administrative	GC 60201	Min. 2 years
Property - Abandonment	Development	Buildings, condemnation, demolition	GC 60201(d)(8)	Permanent

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Property- Acquisition/Disposition	Development	District owned. Supporting documents regarding sale, purchase, exchange, lease orrental of property by District	GC 60201(d)(8)	Permanent
Public Records Request	Administration	Request from the public to inspect or copy public documents	GC 60201	2 years
Purchasing - RFQs, RFPs	Finance	Requests for Qualifications; Requests for Proposals regarding goods and services	GC 60201	Min. 2 years
Purchasing - Requisitions, Purchase Orders	Finance	Original Documents	GC 60201 CCP 337	Until audited + 5 years
Recordings – Audio meeting of legislative bodies	Administration	Audio recordings of Board meeting - for preparation of Board meeting minutes	GC 54953.5(b), 60201	Date recorded + 90 days
Recordings - Video: meeting of legislative bodies	Administration	Video recordings of public meeting made by or at the direction of the District (e.g., Board meetings)	GC 53160, 60201	Min. 90 days
Records Management - Disposition Authorization & Certification	Administration	Documentation of authorization to destroy District records	GC 60201	10 years

CCP	Code of Civil Procedure	GC	Government Code	IRS	Internal Revenue Service
CCR	California Code of Regulations	FC	Financial Code	LC	Labor Code
CFR	Code of Federal Regulations	H&S	Health & Safety Code	PC	Penal Code
EC	Elections Code	IRC	Internal Revenue Code	R&TC	Revenue & Taxation Code
USC	United States Code				

^{*}Unless otherwise noted, year(s) is in addition to current year.

Disposal of any record must be authorized in writing by the General Manager, with written consent from District Legal Counsel. (Gov. Code § 60200 et seq.)

Type of Record	Category	Description or Example of Record	Legal Authority	Current Legal Retention Period*
Records Retention Schedules	Administration	Policy Document that determines how long each record series is retained for official District records.	GC 60201	Until superseded + 10 years
Resolutions	Administration	District laws enacted by the Board of Directors	GC 60201(d)(2)	Permanent
Returned Checks	Finance	Finance-NSF (not District checks)	GC 60201 CCP 337	Until audited + 5 years
Safety Data Sheets	Administration	Exposure Records – includes Material Safety Data Sheets	GC 60201	Permanent
State Controller Reports	Finance	Annual reports	GC 60201	5 years
Stop Payments	Finance	Finance - bank statements	CG 60201 CCP 337	Until audited + 5 years
Taxes, Special	Finance	Special tax levied by a local agency on a per parcel basis	GC 60201	Until Audited + 5 years
Utility Services -Applications	Customer Service	Applications for utility connections, disconnects, registers, services	GC 60201	Close of Account + 2 years
Utility Services - Billing Records	Customer Service	Customer name, service address, meter reading, usage, payments, applications/cancellations	GC 60201	Until audited + 2 years

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Type of Record	Category	Description or Example of Record	Legal Authority	Current Legal
Utility Services - Utility Rebates, Reports		Water Conservation rebates (low-flow toiler, landscaping, turf replacement, etc.)	GC 60201	Until audited + 4 years
Warrant Register/Check Register	Finance	Record of checks issued; approved by legislative body (copy is normally retained as part of agenda packet information)	GC 60201	Until audited + 4 years
Water Quality – Chemical Analysis Reports	Public Health & Safety	Records of chemical analyses sampling, for Potable Water, Chain of Custody	22 CCR 64470 40 CFR 141.33(a)	10 years
Water Quality - Lead and Copper Analysis Reports	Public Health & Safety	Records of sampling data and analyses, reports, for Potable Water, Chain of Custody	22 CCR 64400.25; 22 CCR §64470, 40 CFR 141.33(a); 40 CFR 141.91	
Water Quality- Microbiological Analysis Reports	Public Health & Safety	Records of microbiological and turbidity analyses for Potable Water, Chain of Custody	22 CCR 64470 40 CFR 141.33(a) and (b)(1)	5 years
Workers Compensation Files	Finance	Work-injury claims (including denied claims); Accident or Injury Reports, Toxic Substance Exposure Reports, Final Settlement	8 CCR 15400.2 8 CCR 10102; 8 CCR 5144, 8 CCR §3204(d)(1) 29 CFR 1910.1020, GC 12946,12960, 60201. CCP §337 et seq.	Termination of employment + 30years

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