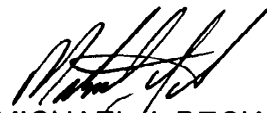


By adopting the attached resolution, the criminal history check will include a Federal Bureau of Investigations (FBI) clearance and notification of subsequent arrests in California throughout an employee's tenure with the city for all current sworn firefighters and for all other employees hired after the implementation of this action.

FISCAL IMPACT:

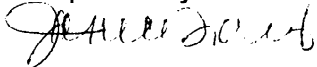
The fiscal impact of implementing the federal criminal history check for current sworn firefighters is approximately \$10,900 in FY 2010. Thereafter, the annual cost for new applicants for employment is estimated to be \$4,500. These additional costs will be absorbed within existing appropriations.

Respectfully Submitted



MICHAEL J. BECK
City Manager

Prepared By:



JANICE A. TORRES
Human Resources Manager

Approved By:



KARYN S. EZELL
Director of Human Resources

RESOLUTION NO. _____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PASADENA APPROVING
ACCESS TO STATE AND FEDERALE LEVEL SUMMARY CRIMINAL HISTORY
INFORMATION FOR EMPLOYMENT**

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) authorize cities, counties and districts to access state and local summary criminal history information for employment purposes; and

WHEREAS, Penal Code Section 11105(b)(11) authorizes cities, counties and districts to access federal level criminal history information by transmitting fingerprint images and related information to the Department of Justice to be transmitted to the Federal Bureau of Investigation; and

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) require that there be a requirement or exclusion from employment based on specific criminal conduct on the part of the subject of the record; and

WHEREAS, Penal Code Sections 11105(b)(11) and 13300(b)(11) require the city council, board of supervisors, or governing body of a city, county or district to specifically authorize access to summary criminal history information for employment purposes.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Pasadena as follows:

Section 1. The City is hereby authorized to access state and federal level summary criminal history information for employment (including volunteers and contract employees) purposes and may not disseminate the information to a private entity; and

Section 2. The City shall not consider a person who has been convicted of a violent or serious felony or misdemeanor eligible for employment (including volunteers and contract employees) except that such conviction may be disregarded if it is determined that mitigating circumstances exist, or that the conviction is not related to the employment or volunteer in question.

Section 3. This resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the City Council of the City of Pasadena this _____ day of _____, 2009.

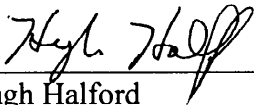
AYES:

NOES:

ABSENT:

MARK JOMSKY, CMC
City Clerk

APPROVAL AS TO FORM:

By: 
Hugh Halford
Assistant City Attorney