

Public Safety Memorial Fund Board Minutes January 22, 2009

The Public Safety Memorial Fund Board held a regular meeting on Thursday, January 22, 2009 at the Department of Public Safety Standards and Training. Chair Anderson called the meeting to order at 11:15 a.m.

Attendees

Board Members:

Todd Anderson, Chair
Richard Brown
Steven Piper (via phone)
Mark Prince

Board Members absent:

Robert King, Vice Chair

DPSST Staff:

Charlene Barber, Executive Assistant
Eriks Gabliks, Deputy Director
Marilyn Lorance, Certification and Records Supervisor
Robin Mimms, Office Specialist 2
Bonnie Narvaez, Rules and Compliance Coordinator



1. Clarification Re: Robert King-Board Affiliation

Eriks Gabliks confirmed Robert remains on the board as a non-management law enforcement officer. His position on the board is not tied to his presidency with the Portland Police Association. Robert is aware and plans to continue on the Board. Robert King and Steve Piper both represent non-management law enforcement. Tom Wright represents non-management Corrections.

2. Minutes for October 23, 2008

Approve minutes

Mark Prince moved to approve the minutes for the October 23 meeting. Richard Brown seconded the motion. The motion carried in a unanimous vote.

3. *William R. Hakim (DPSST #34103)

Bonnie Narvaez provided a case summary. William Hakim was an OSP Bomb Technician that was involved in a fatal incident that occurred in Woodburn, Oregon Dec.12, 2008. Hakim responded to a report of a bomb, (as noted in the record of Wells Fargo Bank in Woodburn). He responded to the scene and examined a suspicious package which turned out to be a hoax. There was another bomb threat at another location, since the first one was a hoax; he thought the second one was a hoax also.

As he inspected the package and tried to take the device apart, it exploded and OSP Bomb Technician Hakim was killed.

The Board made the following determinations:

1. Determine if William Hakim met the statutory definition of a Public Safety Officer covered under the Public Safety Memorial Fund statute.
2. Determine if the death of William Hakim was a qualifying death as set forth in statute.
3. Determine if Margaret Hakim, wife of William Hakim, is an eligible beneficiary.
4. Determine if the Board will award the lump sum benefit in the amount of \$25,000.00 benefit to Margaret Hakim.
5. Determine if the Board will award mortgage benefits for a period of 12 months in the amount of \$13,018.20 (\$1,084.85/month x 12 months)
6. Determine if the Board will award Health and Dental benefits for a period up to twelve (12) months in the amount of \$12,780.48 for the period January 1, 2009 through December 31, 2009. If approved, the payments will be made in two installments of \$6,390.24 for the period(s) January 1, 2008 through June 30, 2009 and July 1, 2009 through December 31, 2009.

ATTACHMENTS WERE PROVIDED:

- “A” Form M-1, Application for Benefit
The family requested the lump sum benefit, mortgage, and health/dental benefits.
- “B” Form M-3, Notice of Death from Oregon State Police
- “C” Certificate of Death
- “D” Marion County Sheriff’s Office – Probable Cause Statement
DPSST received the Marion County Sheriff’s Office probable cause statement because the investigation is ongoing there is a lot of information detailed in the probable cause statement, which identifies the reason for obtaining warrants.
- “E” Wells Fargo – Home Mortgage Information
- “F” Medical/Dental Plan Information
- “G” News Release

Marilyn Lorance suggested the six action items be presented as a single motion.

Richard Brown moved the board approve the six action items regarding OSP Bomb Technician William Hakim. Mark Prince seconded that motion. The motion carried in a unanimous vote.

4. *Thomas Paul Tennant (DPSST #12703)

A quick summary was provided by Bonnie Narvaez; circumstances are the identical to the Hakim case. Captain Tennant was assisting OSP Bomb Technician Hakim and was also involved in the same fatal accident in Woodburn, Oregon on Dec.12, 2008. Assisting Hakim, the suspicious device detonated and Tennant died from the duty related explosion.

A letter was sent to the board from Woodburn Police Department (which is applicable to both Hakim and Tennant). The letter was written to inform the board the initial police reports are not yet available detailing what occurred in the line of duty deaths, due to the complex nature of the crime. There is a significant number of federal state and local law enforcement agencies involved in the investigation.

(M-1: By statue, once DPSST receives a M-1, there is a set timeframe to make a determination).

There are no other reports available other than the probable cause statement at this time.

The action items below were presented to the board.

1. Determine if Captain Thomas Tennant met the statutory definition of a Public Safety Officer covered under the Public Safety Memorial Fund statute.
2. Determine if the death of Captain Tennant was a qualifying death as set forth in statute.
3. Determine if Mary Tennant, wife of Captain Tennant, is an eligible beneficiary.
4. Determine if the Board will award the lump sum benefit in the amount of \$25,000.00 benefit to Mary Tennant.
5. Determine if the Board will award health and dental benefits for a period of 12 months in the amount of \$2, 689.68 (\$224.14/month x 12 months)
6. Determine if the Board will award mortgage benefits for a period up to twelve (12) months in the amount of \$18,872.76 (two 6 month payments) for the period January 1, 2009 through December 31, 2009.

If approved, the payments will be made in two installments between January 1, 2009 and December 31, 2009.

ATTACHMENTS WERE PROVIDED:

- “A” Form M-1, Application for Benefit
- “B” Form M-2, Designation of Beneficiary
- “C” Form M-3, Notice of Death
- “D” Certificate of Death
- “E” Marion County Sheriff’s Office – Probable Cause Statement
- “F” WAMU – Home Mortgage Information
- “G” Medical/Dental Plan Information
- “H” News Release

Chair Todd Anderson confirmed \$25,000 has not been paid out to the families yet.

APPLICATION CLARIFICATION:

When DPSST receives Exhibit “A”, an application for benefits, the application does not require additional supporting documentation. DPSST follows up with the family and asks for statements that reflect amount due. E.g. If requesting mortgage benefits, DPSST will ask for a mortgage statement to ensure that funds are handled properly and there isn’t insurance on the property.

Chair Todd Anderson thanked Bonnie for contacting the families. He sought approval from the board to personally deliver the checks to the families of the deceased. He plans to ask the chiefs of the various agencies to join him during the delivery.

Richard Brown moved the board approve the six action items regarding Captain Thomas Tennant. Mark Prince seconded that motion. The motion carried in a unanimous vote.

5. Further Issues for Memorial Board-Scappoose Firefighter:

Eriks Gabliks shared with the board that one recent line-of-duty death is still awaiting additional documentation. This is the incident with involves a Scappoose Firefighter Robert Hales. Bonnie Narvaez confirmed Gabliks comments, stating the family hasn’t made application yet. The family can still make application, there isn’t a time constraint. DPSST has received the M-3 from agency. (The only time constraint requirement for the agency is to report the death within 3 days). The report has been received; DPSST is waiting for the family to submit an application. DPSST has been told the family intends to but to date, no application has been received.

Mark Prince moved the board adjourn the meeting at 11:32am. Richard Brown seconded that motion. The motion carried in a unanimous vote.