

# Telecommunications Policy Committee

## Minutes

### August 1, 2018

The Telecommunications Policy Committee of the Board on Public Safety Standards and Training held a regular meeting on August 1, 2018 at the Oregon Public Safety Academy in Salem, Oregon. Chair, Kelly Dutra called the meeting to order at 9:00 AM.

#### **Committee Members:**

Kelly Dutra, Chair, Oregon APCO-NENA  
Mike Moran, Oregon Association of Chiefs of Police  
Candace Pozdolski, Line-Level Telecommunicator (phone)  
George Long, Association of Public Safety Communications Officials (phone)  
Bob Rector, Oregon State Police (phone)  
Brandon Klocko, Emergency Medical Services & Trauma Rep.  
Randy Wood, Oregon Fire Chiefs Association (phone)  
Andre Lindauer, Public Member  
Lindy Morgan, Line-Level Communicator (phone)  
Erica Stolhand, APCO  
Tim Svenson, Oregon State Sheriff's Association (phone)

#### **Committee Members Absent:**

Sherry Bensema, Oregon Fire Chief's Association

#### **Guests:**

Jennifer Stolt, Junction City Telecommunicator & Emergency Medical Dispatcher

#### **DPSST Staff:**

Linsay Hale, Professional Standards Division Director  
Kristen Hibberds, Professional Standards Coordinator/Investigator  
Jennifer Howald, Administrative Rules Coordinator  
Alicia Robb, Criminal Justice Office Specialist



#### **1. Introductions**

Introductions of members, guests and staff were presented.

#### **2. \*Minutes of May 2, 2018 Meeting**

Approve meeting minutes from May 2, 2018 meeting.

- *Mike Moran moved to approve the minutes with minor corrections from the May 2, 2018 Telecommunications Policy Committee meeting with minor corrections. George Long seconded the motion. The motion carried unanimously.*

#### **3. \*Admin Closures-Telecommunicator/Emergency Medical Dispatcher**

Presented by Kristen Hibberds

Officer	Certifications	Summary	Flagged for Review (if hired in future)
Patton, Kimberley #56806 Willamette Valley Communications Center	Not Certified	Probationary Discharge – Related to performance only.	No
McNamara, Rian #52196 WCCC	Basic	Resignation – During investigation into complaints about customer service.	No
Ault, Nichole #56812 Columbia County 911	Not Certified	Probationary Discharge – Related to performance only.	No
Elmer, Joanna #58838 Emergency Communications of Southern Oregon	Application for Certification	Conviction – 2008 DUII.	No
Moreland, Sandra #49349 Metro West Ambulance	Basic	Separation – related to performance only.	No

- *Mike Moran moved to approve the recommendations made by staff to administratively close the above listed cases. Brandon Klocko seconded the motion. The motion carried unanimously.*

**4. \*Thornton, Cory DPSST #53006 – Basic Telecommunications & Emergency Medical Dispatch Certification**

Presented by Kristen Hibberds

Issue: In December 2017, DOC submitted an F-5 Application for Training. Staff found that Thornton had been convicted of the crime of Hunting upon the Cultivated or Enclosed Land of Another without Permission on May 7, 2012.

Vote/Consensus	Second	Vote	Outcome
George Long moved that the Telecommunications Policy Committee adopts the staff report as the record upon which its recommendations are based.	Mike Moran	11 ayes; 0 nays;	Motion passes unanimously.
<ul style="list-style-type: none"> <li>• Consensus reached that Thornton’s behavior did not involve <b>Gross Misconduct</b> as defined by administrative rule.</li> <li>• Consensus reached that Thornton’s conduct did not involve <b>Misuse of Authority</b> as defined in administrative rule.</li> <li>• Consensus reached that Thornton’s conduct did not involve <b>Disregard for the Rights of Others</b> as defined in administrative rule.</li> </ul>			
Consensus reached that Thornton’s conduct did involve <b>Dishonesty</b> as defined in administrative rule when he failed to disclose his May 7, 2012	George Long	11 ayes; 0 nays;	Motion passes unanimously.

conviction of Hunting on Cultivated/Enclosed Land of Another Person on four separate applications submitted to the Department.  Mike Moran moved that this <b>Dishonesty</b> when considered alone rises to the level to warrant action against the officer's certifications.			
The Telecommunications Policy Committee reviewed and considered the <b>Aggravating</b> and <b>Mitigating</b> circumstances specific to this case as required by OAR 259-008-0070(4)(f)(F), there are aggravating circumstances present: Thornton's conduct occurred during his employment in public safety, he engaged in the conduct more than once over a period of several years and it resulted in a conviction that he failed to disclose. Additionally aggravating was Thornton's failure to produce proof of the permission to hunt on the land he claimed to have from the land owners.  Pursuant to OAR 259-008-0070(4)(f)(F), there are mitigating circumstances present: Thornton's conviction occurred prior to his employment as a public safety professional and Thornton's conduct leading to the conviction did not occur while he was working in an official capacity.			
Brandon Klocko made a motion that after considering the totality of the case that Board action not be taken on Thornton's certification.	Andre Lindauer	Klocko, Lindauer, Morgan aye; 8 nays	Motion fails.
Mike Moran made a motion that after considering the totality of the case that Board action be taken on Thornton's certifications.	Randy Wood	8 ayes; 3 nays (Klocko, Lindauer, Morgan)	Motion passes.
Consensus reached that the Telecommunicator's Code of Ethics, sworn and affirmed to by Thornton, requires him to perform his duties in an honest manner, be contributory to his fellow workers and observant of the laws of the city, state and country. It further requires him to give the most efficient and impartial service that he is capable of at all times, to accept responsibility for his actions and to share a reciprocal affinity and obligation with his fellow telecommunicators, his administration and his agency. Thornton violated his Code of Ethics when he engaged in dishonesty by omission and failed to disclose information about his criminal conviction.			
George Long made a motion that Brooks' Dishonesty warrants an ineligibility period of 10 years.	Mike Moran	10 ayes; 1 nay(Klocko)	Motion passes.

5. **\*Stolt, Jennifer DPSST #42217 – Basic Telecommunicator and Emergency Medical Dispatcher Certification; Junction City Police Department**

Presented by Kristen Hibberds

Issue: In April 2017, DPSST received a Personnel Action (F-4) reporting that Stolt resigned with a settlement agreement.

*Randy Wood recused himself due to a conflict of interest.*

<b>Vote/Consensus</b>	<b>Second</b>	<b>Vote</b>	<b>Outcome</b>
Mike Moran moved that the Telecommunications Policy Committee adopts the staff report as the record upon which its recommendations are based.	Brandon Klocko	10 ayes; 0 nays; 1 abstaining (Wood)	Motion passes.
Consensus reached that Stolt's behavior did involve <b>Gross Misconduct</b> as defined by administrative rule when she left her post ignoring her dispatcher duties and when she failed to comply with her agency's policies and procedures related to jail checks.  Andy Lindauer moved that this <b>Gross Misconduct</b> when considered alone rises to the level to warrant action against the dispatcher's certifications.	Mike Moran	9 ayes; 1 nay (Rector); 1 abstaining (Wood)	Motion passes.
<ul style="list-style-type: none"> <li>• Consensus reached that Stolt's conduct did not involve <b>Misuse of Authority</b> as defined in administrative rule.</li> <li>• Consensus reached that Stolt's conduct did not involve <b>Disregard for the Rights of Others</b> as defined in administrative rule.</li> <li>• Consensus reached that Stolt's conduct did not involve <b>Dishonesty</b> as defined in administrative rule.</li> </ul>			
<p>The Telecommunications Policy Committee reviewed and considered the <b>Aggravating</b> and <b>Mitigating</b> circumstances specific to this case as required by OAR 259-008-0070(4)(f)(F) , there are aggravating circumstances present: Stolt's conduct occurred during her employment in public safety, she engaged in the conduct more than once over a period of several years and while she was acting in an official capacity. Additionally aggravating was Stolt left an untrained individual to cover her dispatch duties for several hours.</p> <p>Pursuant to OAR 259-008-0070(4)(f)(F), there are no mitigating circumstances present. Additionally mitigating was Stolt's employer failed to take the appropriate steps to ensure an understanding of expectations.</p>			
Mike Moran made a motion that after considering the totality of the case that Board action not be taken on Stolt's certifications.	George Long	10 ayes; 0 nays; 1 Abstaining (Wood)	Motion passes.

## **6. Department Update**

Linsay Hale welcomed Sheriff Tim Svenson and Erica Stolhand to the Telecommunications Policy Committee.

Linsay updated the group regarding the Board's approval of the formation of a multi-disciplined workgroup to review the administrative rules that govern the denial/suspension/revocation. This group will look at a myriad of minor oversights and some unintended tensions created when the language was revised in August, 2017. This group will also look at the standard that automatically disqualifies individuals with a felony conviction from criminal justice certification, as discussed at the previous TPC meeting.

Linsay provided an update on the development of the new Basic Telecommunicator curriculum and thanked all those involved with its progress. As a reminder, this new curriculum will increase the 2-week Basic Tele Course to 3-weeks.

Meeting adjourned at 10:59 a.m.

**7. Next Telecommunications Policy Committee Meeting November 7, 2018 at 9:00 am**