



OFFICE OF THE CITY ATTORNEY
Long Beach, California

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ROBERT E. SHANNON
City Attorney

HEATHER A. MAHOOD
Chief Assistant City Attorney

MICHAEL J. MAIS
Assistant City Attorney

January 6, 2009

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Recommendation to adopt minute order to grant an application from Phyllis L. Hepler for a widow's pension.

DISCUSSION

We are in receipt of an application from Phyllis L. Hepler for a widow's pension. William Hepler, who died on or about the 25th day of October, 2008, was a retired Police Officer in the Long Beach Police Department, having retired from active duty on July 16, 1966. Mrs. Hepler has filed an application for a widow's pension under the provisions of Subsection (4) of Section 187 of the Charter of the City of Long Beach prior to its repeal.

We are of the opinion that Phyllis L. Hepler is entitled to a widow's pension. We are transmitting herewith the declaration of Phyllis L. Hepler and a form of minute order to be adopted by your honorable body granting Mrs. Hepler a widow's pension effective October 26, 2008.

SUGGESTED ACTION:

Approve recommendation.

ROBERT E. SHANNON, City Attorney

By


Christina L. Checel
Deputy City Attorney

PRINCIPAL DEPUTIES

Barbara D. de Jong
Dominic Holzhaus
Belinda R. Mayes
J. Charles Parkin

DEPUTIES

C. Geoffrey Allred
Gary J. Anderson
Richard F. Anthony
Amy R. Burton
Christina L. Checel
Randall C. Fudge
Charles M. Gale
Anne C. Lattime
Monte H. Machit
Barbara J. McTigue
Barry M. Meyers
Cristyl Meyers
Howard D. Russell
Tiffani L. Shin
Linda Trang

CLC:kjm
Attachments
A08-03420

DECLARATION FOR PENSION

PHYLLIS L. HEPLER states:

I am the widow of WILLIAM ENGSTROM HEPLER, who died on or about the 25 day of October, 2008; that the decedent at the time of his death was a retired Police Officer with the Long Beach Police Department; that the declarant and WILLIAM ENGSTROM HEPLER were married on 12-04-1962 City of Long Beach, State of California, and that said marriage continued until the death of Mr. Hepler.

That the declarant makes this declaration for the purpose of obtaining a pension under the provisions of Subsection (4) of Section 187 of the Charter of the City of Long Beach, prior to its repeal.

I declare under penalty of perjury under the laws of the State of California that the foregoing statement is true and correct.

Executed this 8th day of December, 2008.


Phyllis L. Hepler

OFFICE OF THE CITY ATTORNEY
ROBERT E. SHANNON, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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NOTARY ACKNOWLEDGMENT

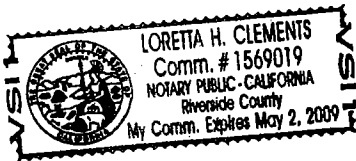
STATE OF California
COUNTY OF RIVERSIDE } ss

On 12-8-08, before me, Loretta H. Clements,
a Notary Public, personally appeared Phyllis L. Hepler who
proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose
name(~~s~~)~~is~~ are subscribed to the within instrument and acknowledged to me that
he/~~she~~ they executed the same in his/~~her~~ their authorized capacity(~~ies~~), and that
by his/~~her~~ their signature(~~s~~) on the instrument the person(~~s~~), or the entity upon
behalf of which the person(~~s~~) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of
California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Loretta H. Clements
Signature of Notary Public



[Place Notary Seal Above]

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MINUTE ORDER
FOR THE ADOPTION OF A WIDOW'S PENSION
BY
PHYLLIS L. HEPLER

Councilmember _____ moved, second
by Councilmember _____, that the communication of
the City Attorney and the accompanying declaration be received and filed, and it
appearing from the application for a widow's pension that, William E. Hepler, who
died on or about October 25, 2008, was a retired Police Officer in the Long Beach
Police Department, having retired from active duty on July 16, 1966; that Phyllis L.
Hepler is his widow and is entitled to be granted and to be paid during her lifetime,
or until she remarries, an annual pension equal to fifty percent (50%) of the salary
attached to the rank of Police Officer, to become effective October 26, 2008, and
that such payments shall be made from such funds as the City may be required to
provide for that purpose.

ADOPTED: _____

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