



**INDIANA
CIVIL
RIGHTS
COMMISSION**

MITCHELL E. DANIELS, JR. GOVERNOR



GREGORY KELLAM SCOTT, DIRECTOR
Indiana Government Center North
100 North Senate Avenue, RM N103
Indianapolis, IN 46204
E-mail: icrc@crc.in.gov
Visit our web site: www.in.gov/icrc

Office: (317) 232-2600
Toll Free: (800) 628-2909
Hearing Impaired: (800) 743-3333
Fax: (317) 232-6580
Housing: (866) 3FAIR4U
(866) 332-4748

INDIANA CIVIL RIGHTS COMMISSION
Minutes of the
June 22 , 2007 Meeting

Chairperson Alpha Blackburn called the regular monthly meeting of the Indiana Civil Rights Commission ("Commission" or "ICRC") to order. The meeting was held in Indianapolis, Indiana, Room A of the Conference Center at the Indiana Government Center South.

ATTENDEES:

The Commissioners present were: Commissioners Alpha Blackburn, David C. Carter, Tehji Crenshaw, Charles Gidney, and Steven Ramos. Four Commissioners being present and constituting a majority of the commissioners, a quorum exists—being a number sufficient to conduct business and take final actions. *Five*

Commission Director Gregory Kellam Scott, and several staff members, including Deputy Director Christine Cde Baca, were present in person.

A. AGENDA REQUEST:

No Agenda requests were received for this month.

B. APPROVAL OF THE MINUTES:

It was moved by Commissioner Carter and seconded by Commissioner Gidney to adopt the Minutes of the Commission's April 20, 2007 Meeting. The motion carried by unanimous vote of all Commissioners present.

"Morality cannot be legislated, but behavior can be regulated." – Dr. Martin Luther King, Jr

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C. NEW BUSINESS:

Judge Scott reported the Governor has directed agencies and state personnel to establish performance measures which will allow agency personnel—especially supervisors, managers and agency heads to examine the goals and activities carried out by agencies. Since personnel and supervisors will eventually agree on performance measures, it will allow agency heads and management staff to determine whether the agency is meeting its goals and serving the people of Indiana. In some instances, it may mean an agency is in need of review or some changes for a better application of resources and a different style of work in terms of meeting goals.

Director Scott reported that in the United States Congress the Emmitt Till Unsolved Civil Rights Cases Act is pending. The hope is that the bill will be passed and it will become law, and that as a consequence, there will be a subdivision within the Department of Justice, as well as a unit with the Federal Bureau of Investigations devoted to solving unsolved civil rights crimes.

Director Scott prepared a formal resolution to be delivered to the Indiana Congressional delegation, the state General Assembly, the Governor and the White House. It is an opportunity for the Commission to have its voice heard. It was moved by Commissioner Carter and seconded by Commissioner Crenshaw to adopt the resolution, which is attached hereto and made a part hereof. The motion carried by unanimous vote of all Commissioners present.

Deputy Director Cde Baca issued a resolution regarding the Education Steering Committee (ESC) to make sure the Commission has a record of those appointed to the ESC and that the members are notified that they were appointed. The motion was moved by Commissioner Ramos and seconded by Commissioner Crenshaw. The motion carried by unanimous vote of all Commissioners present.

D. OLD BUSINESS

Director Scott reported that the 2008-2009 budget was approved with three newly funded items. First, for the first time the legislature has provided funding to carry out the programs of the King Commission. In addition, funding has been provided for a central database and to support the work of the Commission's Education Steering Committee.

Director Scott reported that a bill was signed into law amending the law as to the King Commission, including reducing the number for a quorum from eight to seven and the number of commissioners from fourteen to thirteen. The terms of office of the current King Commissioners expire on June 30, 2007. The Governor will have the ability to appoint members to the Commission.

Director Scott reported that the staff retreat will be held in September. The retreat will deal with addressing new goals, personnel adjustments and team building among the various units of the agency.

Director Scott reported a conflict between the Indiana Black Expo and the July commission meeting. In response, by motion duly made and seconded, the meeting date was changed to July 27, 2007.

Director Scott reported the Terre Haute meeting will be held in either August, September or October leaving it up to the commissioners to decide what month would be the best. August 24th was recommended by the commissioners stating that the majority would be present.

E. COMMITTEE REPORTS:

Financial Report

The Commission's monthly financial report was presented by Robin Degner, the Office Operations Manager. The Report was accepted by the Commission without any questions.

F. CONSENT AGREEMENTS:

There were no consent agreements this month.

G. FINDINGS OF FACT. CONCLUSIONS OF LAW. AND ORDERS:

It was moved by Commissioner Carter and seconded by Commissioner Ramos that the Commission accept the findings of fact, conclusions of law and order proposed by the Administrative Law Judge in the case *David Mims v. Motel 6*. On motion duly made and seconded, the proposed findings of fact, conclusions of law and order was approved unanimously.

H. REPORT FROM COMMISSIONERS ON COMPLAINANT APPEALS:

It was moved by Commissioner Crenshaw and seconded by Commissioner Gidney to accept the recommendation of Commissioner Blackburn to uphold the Director's or the Deputy Director's finding of No Probable Cause in the case of Freeman v. St. Vincent's Hospital. The motion was approved unanimously.

It was moved by Commissioner Gidney and seconded by Commissioner Ramos to accept the recommendation of Commissioner Carter to uphold the Director's or the Deputy Director's finding of No Probable Cause in the case of Jones v. International Paper Company. The motion was approved unanimously.

It was moved by Commissioner Carter and seconded by Commissioner Gidney to accept the recommendation of Commissioner Crenshaw to uphold the Director's or the Deputy Director's finding of No Probable Cause in the case of Scott Weaver v. Huntington Heights. The motion was approved unanimously.

It was moved by Commissioner Gidney and seconded by Commissioner Carter to accept the recommendation of Commissioner Gidney to uphold the Director's or the Deputy Director's finding of No Probable Cause in the case of Hendricks v. Indianapolis Housing Agency. The motion was approved unanimously.

I. ASSIGNMENT OF APPEALS TO COMMISSIONERS:

Complainant Appeals were assigned to Commissioners as follows:

Comm. Blackburn—Arvin v. Northeast Dubois High School
Comm. Carter – Burnett & Marshall v. Phillipe Builders
Comm. Crenshaw – Saahir v. Indianapolis Fire Department
Comm. Ramos- Barnes v. Wilcox, Summer Place Apartments Harry Robertson and Blue River Property Management
Comm. Gidney – Barnett v. JVM Realty Corporation

J. ADMINISTRATIVE UPDATE :

Director's Report

Director Scott reported the agency staff is working on the Commission's Annual Report. The annual report will be important as a statement of status and will provide measurement of our actions and a means to begin determining success through several tools, including Performance Measures.

Director Scott reported the Indiana Black Expo is preparing an African Trade Mission in which the Governor's Office has been sought to participate. Director Scott stated the Expo will also include a HUD panel addressing Section 3 of the Housing & Urban Development Act of 1968, the invitation was intended to have his participation regarding Neighborhood Preferences and Economic Development.

Director Scott stated he had been invited to attend the U. S. Supreme Court Historical Society Dinner. He accepted the invitation and attended a dinner at the Supreme Court, providing an opportunity to speak with several justices of the Court, including Chief Justice John Roberts, who Director Scott met years ago and had employed to provide legal services to his company while he served as general counsel, former Justice Sandra Day O'Connor, and Justices Thomas and Alito.

Director Scott reported that he and the Deputy Director will meet with the Indianapolis Star Editorial Board to discuss what the commission has been involved in, what the commission is doing and plans for the future.

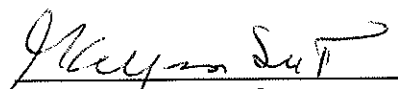
Deputy Director Report

The Commission's Deputy Director, Christine Cde Baca, reported that the Commission's pending case inventory this month reflects a docket of 481 cases. During the month of May, 54 cases were added to the caseload. Dispositions or case closings during that time were 29. In the course of proceedings, ten cases were resolved through mediation.


The Commission's Deputy Director, Christine Cde Baca stated the next Education Steering Commission meeting had been postponed until August.

K. ADJOURNMENT:

There being no further business to come before the Commission, on motion duly made and seconded, the meeting was adjourned.



Gregory Kellam Scott
Director
Dated: _____



Alpha Blackburn
Chair
Dated: 8/24/07