



**INDIANA
CIVIL
RIGHTS
COMMISSION**

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**INDIANA
CIVIL RIGHTS COMMISSION**

**Minutes of the
May 16, 2008 Meeting**

Vice-Chair David Carter called the regular monthly meeting of the Indiana Civil Rights Commission ("Commission" or "ICRC") to order. As set forth in public notices, the meeting was held in Room A of the State Conference Center, Indiana Government Center South, Indianapolis, Indiana.

ATTENDEES:

The Commissioners present in person were: Barry Baynard, David Carter, John Garcia, and Steven Ramos. Four Commissioners being present and constituting a majority of the commissioners, a quorum is present and represents a number of commissioners sufficient to conduct business and take final actions.

Commission Director Tony A. Kirkland and several staff members were present in person.

A. AGENDA REQUESTS:

There were no Agenda requests received for this meeting.

B. APPROVAL OF THE MINUTES OF THE COMMISSION'S OCTOBER AND NOVEMBER MEETINGS:

It was moved by Commissioner Garcia and seconded by Commissioner Baynard to hold off the adoption of the March minutes until the necessary changes had been made.

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

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C. NEW BUSINESS:

Commissioner David Carter nominated Chairperson Blackburn to remain Chairperson of the Civil Rights Commission. The motion was moved by Commissioner Baynard and seconded by Commissioner Garcia. The motion was approved unanimously.

Commissioner John Garcia nominated David Carter for Vice-Chairperson of the Civil Rights Commission. The motion was moved by Commissioner Baynard and seconded by Commissioner Ramos. The motion was approved unanimously.

D. OLD BUSINESS

None This Month

E. COMMITTEE REPORTS:

Financial Report

F. CONSENT AGREEMENTS:

None This Month

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

It was moved by Commissioner Garcia and seconded by Commissioner Ramos, that the Commission accept the proposed findings of fact, conclusions of law and order submitted in the case *Beal v. Olund, Mishawaka Housing Authority*. The motion was approved unanimously and the Commission's judgment will be prepared consistent with ALJ Robert Lange's recommendation.

H. REPORT FROM COMMISSIONERS ON COMPLAINANT APPEALS:

The commissioners then offered their reports and recommendations regarding Complainant appeals. It was moved by Commissioner Garcia and seconded by Commissioner Baynard to accept the recommendation of Commissioner Blackburn by way of Tawanda to uphold the Commission's finding of No Probable Cause in the case of *Coats v. Woodridge Apartments and JVM Realty Corporation EMha07070354*. The motion was approved unanimously.

It was moved by Commissioner Garcia and seconded by Commissioner Ramos to accept the recommendation of Commissioner Blackburn by way of Tawanda to uphold the Commission's finding of No Probable Cause in the case of Mills v. Lowe's Companies, Inc EMse06090368. The motion was approved unanimously.

It was moved by Commissioner Garcia and seconded by Commissioner Ramos to accept the recommendation of Commissioner Blackburn by way of Tawanda to uphold the Commission's finding of No Probable Cause in the case of Logwood v. Marion County Justice Agency EMra07040197. The motion was approved unanimously.

It was moved by Commissioner Garcia and seconded by Commissioner Ramos to accept the recommendation of Commissioner Baynard to uphold the Commission's finding of No Probable Cause in the case of Chase v. Bill Walker & The Courts by Long Beach Apartments LLC HOra07070316. The motion was approved unanimously.

It was moved by Commissioner Garcia and seconded by Commissioner Ramos to accept the recommendation of Commissioner Baynard to uphold the Commission's finding of No Probable Cause in the case of Milton v. Wlasuk, Delporte & Davis EMsh06120574. The motion was approved unanimously.

It was moved by Commissioner Garcia and seconded by Commissioner Ramos to accept the recommendation of Commissioner Baynard to uphold the Commission's finding of No Probable Cause in the case of Wasily v. Morano's Restaurant EMno06120541. The motion was approved unanimously.

It was moved by Commissioner Baynard and seconded by Commissioner Ramos to accept the recommendation of Commissioner Garcia to uphold the Deputy Director's finding of No Probable Cause in the case of Lebovich-Minevich v. The Indiana Heart Hospital, Inc Community Health Network EMha07040182. The motion was approved unanimously.

It was moved by Commissioner Ramos and seconded by Commissioner Baynard to accept the recommendation of Commissioner Garcia to uphold the Deputy Director's finding of No Probable Cause in the case of Harp v. Dahlem Animal Hospital EMha07100533. The motion was approved unanimously.

I. **ASSIGNMENT OF APPEALS TO COMMISSIONERS:**

Complainant Appeals were assigned to Commissioners as follows:

Commissioner Blackburn--
Commissioner Baynard----
Commissioner Carter-Walsh v. CFD Investments HOha07100507
Commissioner Crenshaw---
Commissioner Garcia---
Commissioner Ramos---

J. **ADMINISTRATIVE UPDATE:**

Director's Report

Director Kirkland reported that the Commission is working to fill available job positions within the agency, noting that the Chief Financial Officer Joan Essex will begin work on Monday May 19, 2008.

Director Kirkland announced to the Commissioners that Barbara Malone had been named Director of the Legal Division.

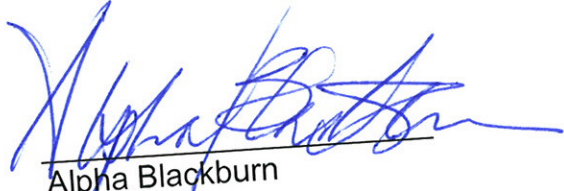
Director Kirkland stated that the agency would be meeting with EEOC and HUD looking to improve mediations and EEOC cases.

K. **ANNOUNCEMENTS:**

L. **ADJOURNMENT:**

There being no further business to come before the Commission, the meeting was adjourned.

Tony A. Kirkland
Director
June 20, 2008


Alpha Blackburn
Chair
June 20, 2008