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BEFORE THE STATE OF INDIANA

CIVIL RIGHTS COMMISSION

- - -

PUBLIC MEETING OF FEBRUARY 25, 2011

COPY

- - -

PROCEEDINGS

in the above-captioned matter, before the Indiana
Civil Rights Commission, David C. Carter,
Chairman, taken before me, Lindy L. Meyer, Jr., a
Notary Public in and for the State of Indiana,
County of Shelby, at the Indiana Government
Center South, Conference Center, Room A, 402 West
Washington Street, Indianapolis, Indiana, on
Friday, February 25, 2011 at 11:27 o'clock a.m.

- - -

William F. Daniels, RPR/CP CM d/b/a
ACCURATE REPORTING OF INDIANA
12922 Brighton Avenue
Carmel, Indiana 46032
(317) 848-0088

1 APPEARANCES:

2 COMMISSION MEMBERS:

3 David C. Carter, Chairman
4 John E. Garcia
5 Barry Baynard
6 Tehiji G. Crenshaw
7 Charles D. Gidney

8 INDIANA CIVIL RIGHTS COMMISSION
9 By Jamal Smith, Director/Secretary
10 Indiana Government Center North
11 100 North Senate Avenue, Room N103
12 Indianapolis, Indiana 46204
13 On behalf of the Commission.

14 OTHER COMMISSION STAFF PRESENT:

15 Robert D. Lange
16 Joan T. Essex
17 Bradley Meadows
18 Christina Catalan

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1 11:27 o'clock a.m.
2 February 25, 2011

3 CHAIRMAN CARTER: Okay. Calling the
4 Indiana Civil Rights Commission to order for our
5 February meeting. We do have a quorum, and we
6 have -- we have minutes. These are minutes from
7 two months ago, I think.

8 MS. CATALAN: They're minutes from
9 December.

10 CHAIRMAN CARTER: Oh, they're minutes
11 from both. Well, was there --

12 MR. LANGE: There wasn't a meeting
13 last month.

14 MS. CATALAN: We didn't have last
15 month's. These are just December's.

16 CHAIRMAN CARTER: Oh, we canceled
17 last month.

18 MS. CATALAN: Yes.

19 CHAIRMAN CARTER: I was sick and must
20 have broke the quorum barrier. I apologize for
21 being sick, but everybody else in my house was
22 sick first.

23 Okay. So, may I have a motion to accept

1 the minutes, unless there's discussion?

2 COMM. BAYNARD: I'll make a motion to
3 accept the minutes.

4 CHAIRMAN CARTER: And a second?

5 COMM. CRENSHAW: Second.

6 CHAIRMAN CARTER: All in favor?

7 COMM. BAYNARD: Aye.

8 COMM. CRENSHAW: Aye.

9 COMM. GARCIA: Aye.

10 CHAIRMAN CARTER: Aye.

11 Any opposed?

12 (No response.)

13 CHAIRMAN CARTER: Thank you.

14 Okay. Financial report, Ms. Essex.

15 MS. ESSEX: In your package you
16 should have both the December and January
17 financial statements. As you well know, we are
18 in the midst of our budget session, and we should
19 be wrapping that up hopefully sometime before too
20 long after the time that it's supposed to be --
21 actually happen.

22 So, we don't see any problems with the
23 budget. We don't -- we have not been asked to

1 reduce our appropriation, and so we are moving
2 ahead as normal. We have no issues with meeting
3 our reversion this year, so if there are any
4 questions, I would be glad to answer them if you
5 have them.

6 CHAIRMAN CARTER: Thank you. Hearing
7 none, we should move on to old business, which we
8 finally have some of, Collier versus Eytcheson,
9 and this was -- this was something that was
10 remanded, was it not, a case that was remanded?

11 COMM. BAYNARD: It was actually
12 reversed.

13 CHAIRMAN CARTER: It was reversed?
14 Okay.

15 COMM. BAYNARD: It was a case that I
16 had that I reversed.

17 CHAIRMAN CARTER: And there is an
18 objection and a response, and what action do we
19 need to take? Is this a hearing on this, or --
20 there was a finding that was reversed, and
21 then --

22 MR. LANGE: I think technically the
23 way it works is if a Commissioner is inclined to

1 reverse, you issue a notice of intention to
2 reverse, which gives the Respondent the
3 opportunity to respond, and in this case, you
4 have --

5 CHAIRMAN CARTER: Yeah.

6 MR. LANGE: -- both the notice and
7 the objection or response have happened.

8 CHAIRMAN CARTER: Have happened.

9 MR. LANGE: I don't know, in this
10 case, which Commissioner, off the top of my head.

11 CHAIRMAN CARTER: So, the Respondent
12 has objected to it being reversed?

13 MR. LANGE: Right.

14 CHAIRMAN CARTER: Then does -- does
15 the Complainant get to object to the objection?

16 MR. LANGE: I don't know why they
17 don't, or wouldn't, but it would appear from
18 what's in the folder that they didn't. And I
19 don't see any evidence that they got a copy of
20 the Respondent's objection. Of course, they
21 could have, but it doesn't say that.

22 CHAIRMAN CARTER: All right. So, I
23 guess we should remand this -- I mean not remand,

1 but --

2 MR. LANGE: I think this all goes
3 back to the Commissioner who had it originally,
4 and --

5 CHAIRMAN CARTER: So --

6 MR. LANGE: -- was intending to
7 reverse, and now they can consider what
8 Respondent says about that before --

9 CHAIRMAN CARTER: Comm. Baynard --

10 MR. LANGE: -- deciding whether to
11 reverse or not.

12 CHAIRMAN CARTER: Comm. Baynard gets
13 to review the objection and then see if --

14 MR. LANGE: Is that -- was this
15 yours?

16 COMM. BAYNARD: Yes, but I think Josh
17 Brewster wrote a memorandum here, and it talks
18 about the fact that everyone should review it and
19 then vote on it --

20 MR. LANGE: Maybe so.

21 COMM. BAYNARD: -- excluding myself.

22 CHAIRMAN CARTER: Okay. So, this --
23 you mean this notice of finding?

1 COMM. BAYNARD: No, notice -- it
2 would be under Tab H.

3 CHAIRMAN CARTER: Okay. Tab H. Aha.

4 COMM. BAYNARD: It would be the first
5 paragraph, Tab H.

6 CHAIRMAN CARTER: I don't remember
7 seeing that in the materials.

8 MR. LANGE: Correct. That is what
9 drives it.

10 COMM. GARCIA: Well, we can't vote on
11 it, because if he can't vote --

12 CHAIRMAN CARTER: If he can't vote,
13 we don't have a quorum, or --

14 MR. LANGE: You don't have a
15 majority. You could have a majority of the
16 remaining --

17 CHAIRMAN CARTER: Oh, okay.

18 MR. LANGE: You can have a majority
19 of a quorum.

20 CHAIRMAN CARTER: Oh.

21 COMM. BAYNARD: But --

22 MR. LANGE: And even with no vote
23 from Comm. Baynard as long as no one abstains.

1 COMM. BAYNARD: But should the other
2 Commissioners have an opportunity to read the
3 information --

4 MR. LANGE: Yes.

5 COMM. BAYNARD: -- on this particular
6 case?

7 MR. LANGE: Yes, they should.

8 CHAIRMAN CARTER: Well, that's --
9 what's your pleasure? Do you want to put it off
10 until next month, or have you --

11 COMM. GARCIA: Yeah, I'd rather,
12 yeah.

13 CHAIRMAN CARTER: Okay. So, we will
14 table it.

15 COMM. GARCIA: Both cases.

16 CHAIRMAN CARTER: Table, what is it?

17 MR. LANGE: Well, the other one's not
18 on the agenda. It is in your memorandum.

19 (Discussion off the record.)

20 COMM. GARCIA: Bullock and Cardinal
21 Ritter?

22 MR. LANGE: Right, yeah. Bullock --
23 okay. Bullock is on your agenda, but it is --

1 CHAIRMAN CARTER: We have Philip
2 Gray -- Philip Gray and various bars.

3 MR. LANGE: Those are all just to be
4 assigned.

5 CHAIRMAN CARTER: Okay. So, those
6 won't be --

7 MR. LANGE: Those will be assigned.

8 CHAIRMAN CARTER: So, the case of
9 Collier versus Eytcheson and Bullock versus
10 Cardinal Ritter, we will review again, with an
11 eye toward voting next month on those two case --
12 on whether to reverse both of those cases. And
13 the vote will exclude, in the case of the first
14 one, Comm. Baynard, and in the second case, we
15 don't know -- oh, Gidney.

16 MR. LANGE: Comm. Gidney.

17 CHAIRMAN CARTER: So, if he is here,
18 he can't vote next month, and if he isn't, he
19 won't be voting, so --

20 COMM. BAYNARD: So, will these cases
21 be mailed to us to read and review?

22 CHAIRMAN CARTER: Both?

23 MR. LANGE: Yeah.

1 CHAIRMAN CARTER: They were, weren't
2 they? I mean I got Eytcheson. I don't
3 remember --

4 MR. LANGE: Bullock?

5 CHAIRMAN CARTER: -- Bullock and
6 cardinal Ritter.

7 MR. LANGE: I don't know whether what
8 I've got in my notebook is everything that you
9 might need.

10 COMM. CRENSHAW: Oh, yeah.

11 MR. LANGE: I don't know what else is
12 available.

13 CHAIRMAN CARTER: Okay. So, we
14 will --

15 MR. LANGE: We have to have a notice
16 of finding and their objection.

17 MR. SMITH: What else is needed?

18 MR. LANGE: What the evidence --

19 CHAIRMAN CARTER: Whatever it is we
20 need --

21 MR. LANGE: -- was and the Court --
22 the information in the Court's finding.

23 MR. SMITH: Okay. So, what do we --

1 do we need to mail that to you?

2 COMM. GARCIA: Yeah, what he
3 initially read.

4 COMM. BAYNARD: Yes, the entire case.

5 CHAIRMAN CARTER: Oh, was it big?

6 MR. LANGE: Electronically or
7 otherwise.

8 COMM. BAYNARD: It wasn't very big.

9 CHAIRMAN CARTER: Is that -- are we
10 in a hopeless muddle, or is that pretty clear?

11 MR. SMITH: We need to mail it out;
12 right?

13 COMM. GARCIA: Right.

14 MR. SMITH: Okay. Let's make a note
15 to have that mailed out to the Commissioners.

16 CHAIRMAN CARTER: Okay. And we have
17 a hearing next month, too; right?

18 MR. LANGE: Correct.

19 CHAIRMAN CARTER: Okay. Lots of
20 homework. Let's hope for snow.

21 MR. LANGE: We'll have to have it
22 sometime, snow or not.

23 CHAIRMAN CARTER: Okay. I think we

1 dispensed with that, however lackadaisically.
2 New business, appears to be none, nor consent
3 agreements. Findings of fact, conclusions of law
4 and order, there are four: Casey Aldrin versus
5 Mittal Steel; ICRC versus Jeff Jones, Pendragon
6 Properties, et al.; ICRC versus Tom & Patty
7 Kiritsis; and Eric C. Bufkin versus B&M Concrete
8 Construction Corp. May these -- I believe these
9 are all people who elected to go to courts,
10 aren't they?

11 MR. LANGE: The Jones case is one in
12 which somebody elected to go to court. The other
13 three are settlements.

14 CHAIRMAN CARTER: Settle --
15 settlement or out of our jurisdiction. So, now,
16 may I have a motion to accept those four sets of
17 findings of fact, conclusions of law and order,
18 please?

19 COMM. GARCIA: So moved.

20 CHAIRMAN CARTER: And a second,
21 please?

22 COMM. BAYNARD: Second.

23 CHAIRMAN CARTER: All in favor?

1 COMM. BAYNARD: Aye.

2 COMM. CRENSHAW: Aye.

3 COMM. GARCIA: Aye.

4 CHAIRMAN CARTER: Aye.

5 Any opposed?

6 (No response.)

7 CHAIRMAN CARTER: Okay. Thank you.

8 And I don't think any of us had appeals,
9 so we don't need reports. Assignments. Now we
10 pay for our two-week -- two-month vacation.

11 Let's see here. Are these assigned to -- wow,
12 that's efficient; they're all assigned to those
13 of us who are present. Comm. Baynard --

14 MR. LANGE: One month in a row. One
15 month in a row.

16 CHAIRMAN CARTER: Yeah. Chairperson
17 Baynard?

18 MS. CATALAN: Sorry.

19 CHAIRMAN CARTER: That's all right.
20 He would have been Chairperson had there been a
21 meeting last month.

22 Philip Gray versus the Palace, Philip Gray
23 versus American Legion Inc., Philip Gary versus

1 Shangri La, and Wilson Egwuenu v. Becovic
2 Management Group of Indiana & the Springs
3 Apartments, if you would review those four cases,
4 please.

5 COMM. BAYNARD: Yes.

6 CHAIRMAN CARTER: And Comm. Crenshaw,
7 Kendrick versus Constitution Gardens, Robert
8 Young versus Gary Nunley, Robert Young versus
9 Provident Funding, if you would review those
10 please.

11 COMM. CRENSHAW: Yes.

12 CHAIRMAN CARTER: I shall review
13 Rebecca Hill versus Marquette Manor, Helen Gather
14 versus Three Fountains West, Inc., Agnes Coomer
15 versus Paragus, or Paragus, Property Management,
16 Inc. & Willow Trace Apartments. I'll review
17 those three. And Comm. Garcia, if you would
18 review Arlene Hoffman versus jack Donati & Willow
19 Lake Condominium Association, Arlene Hoffman
20 versus Scottade -- I guess that's Scottade -- and
21 Nancy Cooper versus Hart & Hart Properties. If
22 you would review those, please.

23 COMM. GARCIA: Okay.

1 out at the end. We haven't gone through them all
2 yet, but from what I gather, according to Brad,
3 we had some really good reviews, so I'm saying
4 that's one of the best that they've been to in
5 quite some time, so we're pretty excited about
6 that.

7 Obviously the next series will take place
8 in April, and with April being Fair Housing
9 Month, there's actually a series of things going
10 on in April. We've been in some -- we've had
11 some continuous conversations with HUD of how --
12 what they expect, what they want to be done.

13 Of course, they're pushing folks to be
14 active during Fair Housing Month and take part in
15 some things, and we're no exception to that rule,
16 so one of the things that we mentioned before is,
17 as we get out throughout the state to get the
18 agency more -- create more of a presence for the
19 agency statewide, we want to do some
20 collaborative things with agencies locally.

21 And with that, you know, everyone has
22 their thing, whether it be small or large, that
23 they're doing for Fair Housing, so instead of

1 recreating the wheel, we want to make sure that
2 we collaborate with folks and strengthen what
3 they're doing locally.

4 With that said, one of the things that
5 they expressed to us is to make sure that we did
6 something here locally in Indianapolis, so
7 April 8th will be the date, and we'll get you
8 guys out a calendar of events so that you know
9 where we'll be, what's going on, what we've been
10 invited to do, and especially if it's in your
11 neck of the woods, because obviously if it is,
12 whatever support you guys can provide as
13 Commissioners, we certainly would appreciate
14 that.

15 But April 8th is the event here in
16 Indianapolis. It'll be held here in the
17 Government Center. It's Fair Housing, a series
18 of seminars and breakout sessions and things of
19 that nature.

20 There's been some suggested topics from
21 everybody, from -- one of the things that HUD
22 keeps tossing out is predatory lending, so we'll
23 have to discuss that and have that conversation

1 as well about what the discussions look like as
2 we create the panels and the breakouts and so
3 forth.

4 (Comm. Gidney arrived.)

5 MR. SMITH: In saying so, I think
6 it's important to mention also we're in the last
7 stages of a collaboration with the Indiana
8 Housing and Community Development Corp., which is
9 one of our fellow state agencies, who also have
10 some obligatory relationships with HUD, some
11 things that they need to accomplish as it relates
12 to Fair Housing.

13 And we saw it as a seamless fit between us
14 and them, with us kind of carrying out a lot of
15 those Fair Housing obligations that they have to
16 do, and they having a huge budget to be able to
17 fund a lot of those things.

18 And so, you know, we started out with them
19 looking to give us somewhere around the
20 neighborhood of \$200,000 just to do some
21 outreaching and activities and things, which
22 obviously would go in conjunction with a lot of
23 the funding that we already have for housing, and

1 so the objective now is just to be good stewards
2 of the funds and make sure that we are efficient
3 and effective with what we use and how we do it,
4 which is why the collaborations are so important.

5 So, I say all of that to say that they
6 will be involved in terms of what the outlook of
7 the April 8th and the Fair Housing, all of the
8 breakouts and sessions and topics that we cover
9 here in Indianapolis.

10 We've also been approached by some folks
11 at Indiana State who, on April 19th, have their
12 Human Rights Day, about participating in that.
13 As a baseline, obviously, of course, we say we
14 support that, but then we want to look further
15 and see how can we -- you know, how can we be
16 more engaged with the community if we're going to
17 make a day or make a trip to Terre Haute.

18 So, you know, because we have been having
19 some conversations with the local human rights
20 folks -- Jeff Lorick is the local representative
21 there. He runs the human rights agency there. I
22 called Jeff. Jeff's all on board.

23 So, what -- and it's not concrete yet, but

1 the idea at this point is to go the day before
2 the Human Rights Day on Indiana State and work in
3 conjunction with Jeff and his commission to do
4 kind of a fair housing and maybe an education
5 round table there locally the day before at
6 the -- his office is right there in the community
7 center, right smack dab in the middle of the
8 community, so it would be great to do something
9 there.

10 So, we're still working out the logistics
11 as to what it would look like there, but the idea
12 is to go there, have kind of an all-day session
13 there with some fair housing pieces and some
14 education deals, and then, you know, the
15 following day be there to support Human Rights
16 Day for Indiana State, and as we flush out those
17 details, we'll make sure we get those to you as
18 well.

19 CHAIRMAN CARTER: That's a pretty big
20 deal there.

21 MR. SMITH: Uh-huh.

22 CHAIRMAN CARTER: They do a good job.
23 Well, the Judge, the former director, and I both

1 did presentations there --

2 MR. SMITH: There?

3 CHAIRMAN CARTER: -- a few years ago.

4 MR. SMITH: Well, all accounts,
5 everything that we've looked at says that
6 they've -- you're right, that they do do a good
7 job, and so they're asking us for support, and we
8 definitely want to be there to offer that
9 support.

10 And then there's the April 29th event in
11 Gary, which was originally two days, and as we
12 looked at it, we said, "Well, you know, we can
13 consolidate all of these things into one full
14 day," and so that's what we're leaning towards
15 now.

16 Brad and Ava have gone up to the northwest
17 part of the state and met with folks in East
18 Chicago, Hammond, Gary, Michigan City, just to
19 get a feel for what there locally is kind of the
20 pressing issues and topics to discuss, to make
21 some connections with the media there locally,
22 radio, print, TV, as well as a lot of the local
23 key community leaders and stakeholders who might

1 have a stake in some of the things that we'll be
2 discussing when we go up there on April 29th.

3 Also reserved the Genesis Center, which is
4 right in the middle of downtown Gary, which we
5 thought was a good venue considering it is right
6 in the middle of Gary and the community, and some
7 people know where it is, and it's large enough to
8 house what we're trying to do.

9 So, the baseline for it is obviously the
10 CLE, which we -- again, that series we'll be
11 doing every other month, but, you know, the idea
12 is to take the CLE as a baseline and build around
13 it and add to that. So, we'll be having that CLE
14 in the morning, and we'll be hitting everything
15 that day that the agency touches base on:
16 Housing, employment, as well as education.

17 One of the focuses, for example,
18 employment is -- you know, we -- the idea is we
19 want to get butts in the seats. If we're going
20 to do this thing and put it on, we want to make
21 sure that people, number one, want to come, and
22 then number two, that we put on a good product
23 where people can leave there with something to

1 take home, something that's worthwhile to either
2 them as a business owner or a property owner or
3 an educator, or whether they're a constituent,
4 either an employee or a tenant or a parent who
5 has a child in education.

6 And so, we don't want to just talk about,
7 you know, Gina and just fair housing laws,
8 because let's be honest, that's not that riveting
9 to everybody, so we thought we'd give it a curve
10 and then have some breakout sessions just to
11 touch specifically on those laws and regulations
12 and things of that nature.

13 So, one of the focal points, for example,
14 for education is just kind of the -- or
15 employment, is the changing landscape of the job
16 market today, with the premise being Northwest
17 Indiana, just like much of the Midwest, has been
18 an industrial driven economy, and, you know, the
19 day and the time when you could either not finish
20 high school or just finish with a high school
21 diploma and walk down to the nearest plant and
22 get a job making pretty decent money and work
23 there for quite some time to support your family,

1 those days are, by and large, gone.

2 So, you know, what does that mean for our
3 young people today in that changing landscape of
4 the economy? You know, so what should the folks
5 be focusing their education on right now?

6 And so, one of the things that we want to
7 do is have a luncheon, where we'll have a panel
8 of a diverse group -- a professionally diverse
9 group of people, someone from, let's say, the
10 entertainment industry, we looked at Mack Siegel
11 here, from the sports and entertainment piece,
12 someone from the local steel plant there as well,
13 because obviously, I mean it's not disappearing,
14 there's still some representation there as well.
15 You know, maybe the legal profession. We've got
16 some buy-in from the folks here at Eli Lilly,
17 from the medical profession.

18 So, just have a group of diverse
19 professionals up there to talk about -- and
20 technology, because there's obviously a
21 technology wave going on. So, have those folks
22 up there with a moderator, preferably someone
23 of -- you know, like a broadcaster of sorts who's

1 used to handling such a panel, and discuss these
2 things over a luncheon with a group of people.

3 And the idea is to bring in some folks
4 with a name who people would like to hear, and
5 sit down and have that conversation, engage the
6 audience with some questions and so on and so
7 forth, and do something similar for housing at a
8 banquet later on in the day, and then in between
9 that time, obviously have the CLE, have some
10 breakout sessions for fair housing, for equal
11 employment, and a round -- an education round
12 table discussion in the midst of all of that as
13 well.

14 So, a lot going on. Like I said, we
15 booked the whole entire Genesis Center, and we
16 look to fill it up with an entire day's agenda
17 full of good stuff, if you will, and things that
18 people can take away from it.

19 In the midst of doing that, we obviously
20 want to partner with the folks there locally, the
21 human rights agencies, the local chambers,
22 representatives from all of the communities, the
23 Hispanic community, you know, the black

1 community, the business community, so on and so
2 forth.

3 Ivy Tech and a lot of the universities are
4 buying in as well, so we want to put a lot of
5 meat into this, so we're looking to have this be
6 a pretty substantial event as our anchor event
7 for the -- for Fair Housing Month.

8 And then following that, and I won't go
9 into the whole year, but the CLE's obviously will
10 go June, August, October, and then December. The
11 one in June we want to do in conjunction with the
12 State Consortium, Human Rights Consortium.

13 The Annual Conference is in June.
14 Fort Wayne's hosting that, so we're in the midst
15 of some preliminary conversations with the folks
16 in Fort Wayne, Gerald Foday, who is the director
17 of that agency, about what they have planned and
18 how we can fit into it. Obviously, again, the
19 anchor for us would be the CLE, and then, you
20 know, like with everything else, we want to take
21 the CLE and look to build around it.

22 So, that's the idea there from an events
23 standpoint. Once we get the calendar of events

1 put together, we want to send it out to you guys
2 for input and suggestions from your respective
3 expertise, and especially if we're coming to your
4 neighborhood, we'd love to get some buy-in from
5 you buy as well as anyone in the community you
6 think we should definitely touch base with, if we
7 haven't done so already.

8 So, that's it in a nutshell. Any
9 questions from you guys? I hope I've covered
10 pretty much everything and I was thorough enough.

11 COMM. CRENSHAW: Planning anything
12 down in Evansville?

13 MR. SMITH: We are supposed to be in
14 Evansville -- I want say in --

15 MR. MEADOWS: October.

16 MR. SMITH: -- October. And again,
17 the basis -- the baseline -- and we had a
18 conversation with Diane about what a topic of
19 discussion for a CLE would be, and she mentioned
20 some things with --

21 MR. LANGE: Not-for-profits.

22 MR. SMITH: -- the not-for-profit
23 piece.

1 COMM. CRENSHAW: Oh, really?

2 MR. SMITH: Yeah. And so, you know,
3 we're looking at having that be the discussion
4 for the CLE, but again, like with everything
5 else, take the CLE and build around it and see
6 what else we can do. Obviously everything we do
7 will probably have a fair housing tone to it,
8 because that's where the majority of our money is
9 allocated, and so, you know, for us to be able to
10 go do some things and do it well --

11 COMM. CRENSHAW: Uh-huh.

12 MR. SMITH: -- we've obviously got to
13 pull from our largest pile of funding, and if we
14 want to do that, we need to do some fair housing.

15 And, you know, HUD's placing a pretty big
16 requirement on us to make sure that we kind of do
17 some things throughout the year, which, you
18 know -- and no fault of theirs; I think
19 rightfully so. So, we want to make sure that we
20 hold up our end of the bargain and continue to do
21 those things. But yeah, October is when we're
22 looking to be in Evansville.

23 CHAIRMAN CARTER: October is

1 Employment of People with Disability Month, too,
2 I think, if I'm not --

3 MR. SMITH: Yes.

4 CHAIRMAN CARTER: People with
5 disabilities that live somewhere if they're going
6 to be employees --

7 MR. SMITH: Ironically --

8 CHAIRMAN CARTER: -- it has to be
9 accessible.

10 MR. SMITH: Ironically, too, the
11 disability -- people with disabilities, we're
12 looking to have that be the focus for the
13 April 8th piece here in Indianapolis.

14 CHAIRMAN CARTER: Oh.

15 MR. SMITH: So, a lot of the housing
16 topics that we cover on April 8th will be at
17 least loosely connected to the community -- to
18 the disability community.

19 CHAIRMAN CARTER: There's a thing, a
20 concept --

21 MR. SMITH: Disabled community.

22 CHAIRMAN CARTER: -- something --
23 well, there is no disability community, because

1 everybody -- every community contains some people
2 with disabilities.

3 MR. SMITH: Yes.

4 CHAIRMAN CARTER: But the concept of
5 visitability, which is --

6 COMM. CRENSHAW: Uh-huh.

7 CHAIRMAN CARTER: -- it's only
8 included in Indiana law in that a couple of years
9 ago there was a requirement that the Building
10 Commission add visitability specs to -- not the
11 Building Code, but have them available in case
12 somebody asks for them, so it can be done
13 according to code --

14 MR. SMITH: Right.

15 CHAIRMAN CARTER: -- but it's not
16 required, and that means level entry, one
17 ground-floor bathroom that's accessible --

18 MR. SMITH: Uh-huh.

19 CHAIRMAN CARTER: -- and doorways
20 wide enough.

21 MR. SMITH: Wide enough.

22 CHAIRMAN CARTER: And that's all it
23 is, but it means -- because like in Spencer, I

1 don't think there's a single residential type
2 house that I can go visit somebody in.

3 MR. SMITH: Wow.

4 CHAIRMAN CARTER: So, you know, if I
5 had friends --

6 (Laughter.)

7 CHAIRMAN CARTER: -- I wouldn't be
8 able to visit them.

9 MR. SMITH: Right.

10 CHAIRMAN CARTER: And this is a big
11 issue, because, you know, I mean some of the
12 people that I would have as friends, if I had
13 any, you know, I don't want them carrying me down
14 a flight of steps after a long evening.

15 MR. LANGE: No.

16 CHAIRMAN CARTER: You know, been
17 there, done that. But it would be nice to have a
18 ramp. And I think that's just an issue that --
19 in England, in 1990, Britain, they passed a law
20 requiring all new residential structures to be
21 visitable according to some set of
22 specifications.

23 MR. SMITH: Visitable; okay.

1 CHAIRMAN CARTER: Now, imagine doing
2 that in this country, even in one state.

3 COMM. CRENSHAW: Well --

4 MR. SMITH: Well, I mean that's --

5 COMM. CRENSHAW: -- the builders are
6 not going to. Just like energy efficiency, the
7 builders hate it. It's expensive on the front
8 end.

9 CHAIRMAN CARTER: Well, it's -- but
10 it's not that -- there are all kinds of
11 statistics establishing that it's not that
12 expensive, and it's certainly not expensive if
13 you compared it to how much it costs to retrofit.

14 COMM. CRENSHAW: Not visitability,
15 no --

16 CHAIRMAN CARTER: But green.

17 COMM. CRENSHAW: -- but green and
18 efficient. With the builders, though, especially
19 if they design a set of specs, if they have to
20 come back and rechange that, it becomes a
21 headache for them.

22 CHAIRMAN CARTER: Yeah.

23 COMM. CRENSHAW: And when I say

1 "builders," we're not talking about nonprofits,
2 because we do ours --

3 CHAIRMAN CARTER: Right.

4 COMM. CRENSHAW: -- for visitability,
5 not because of the nonprofits that I work for,
6 but --

7 CHAIRMAN CARTER: Developers.

8 COMM. CRENSHAW: -- your custom spec
9 builders, you know, your big-time builders, don't
10 want that. They don't want to really deal with
11 it. They just want to put it up, get paid, and
12 gone.

13 MR. SMITH: Well, that's definitely a
14 topic that, you know, we will certainly look at.

15 CHAIRMAN CARTER: But since it's not
16 bolstered by any real law, it's a suggestion.
17 It's what people ought to do.

18 MR. SMITH: Well, maybe -- and if
19 it's an issue that folks are facing, I don't see
20 why we can't, you know, put together a platform
21 at which to discuss it, so definitely. So,
22 suggestions like that are obviously helpful, as
23 well as suggestions about folks to touch base

1 with in your communities as we venture out, so we
2 certainly appreciate that. In advance we
3 appreciate that.

4 CHAIRMAN CARTER: Any other
5 questions?

6 COMM. GARCIA: I'd like to help you
7 up in Northwest Indiana, and I'm good friends
8 with one of the radio station owners --

9 MR. SMITH: Nice.

10 COMM. GARCIA: -- at WJOB, the
11 biggest station there.

12 MR. SMITH: Nice.

13 COMM. GARCIA: BP people.

14 MR. SMITH: Okay.

15 COMM. GARCIA: I'd like to talk about
16 that.

17 MR. SMITH: Great. So, we'll be
18 scheduling another trip up north to tie up some
19 loose ends, and when we do, so if you are willing
20 and able to sit down and --

21 COMM. GARCIA: Sure.

22 MR. SMITH: -- have some discussions
23 with us, we'd love to coordinate that.

1 Well, thank you guys.

2 CHAIRMAN CARTER: Thank you.

3 COMM. CRENSHAW: Thank you.

4 CHAIRMAN CARTER: Any announcements?

5 COMM. GIDNEY: I'm here.

6 CHAIRMAN CARTER: Yeah. Welcome.

7 Our quorum is overflowing.

8 Okay. Well, note the meeting dates and
9 make sure before you leave that there are no
10 things we need to sign. Are there things?

11 MS. CATALAN: Yes.

12 CHAIRMAN CARTER: Okay. And the next
13 meeting is March 25th.

14 MS. CATALAN: Uh-huh.

15 CHAIRMAN CARTER: This being
16 February 25th, that's one nice thing about
17 February is that three out of four years, it --
18 everything is the same date the next month.

19 Okay. That, I guess, adjourns us.

20 - - -
21 Thereupon, the proceedings of
22 February 25, 2011 were concluded
23 at 11:59 o'clock a.m.
- - -

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CERTIFICATE

I, Lindy L. Meyer, Jr., the undersigned Court Reporter and Notary Public residing in the City of Shelbyville, Shelby County, Indiana, do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me on Friday, February 25, 2011 in this matter and transcribed by me.



Lindy L. Meyer, Jr.,

Notary Public in and

for the State of Indiana.

My Commission expires October 27, 2016.

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