

BEFORE THE STATE OF INDIANA
CIVIL RIGHTS COMMISSION

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CIVIL RIGHTS COMMISSION

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PUBLIC MEETING OF FEBRUARY 24, 2012

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PROCEEDINGS

in the above-captioned matter, before the Indiana
Civil Rights Commission, Alpha Blackburn,
Chairperson, 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 24, 2012 at
11:11 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

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APPEARANCES :

COMMISSION MEMBERS :

Alpha Blackburn, Chairperson
David C. Carter
Barry Baynard
Tehiji G. Crenshaw
Charles D. Gidney

INDIANA CIVIL RIGHTS COMMISSION
By Joshua Brewster, Dep. Director
Indiana Government Center North
100 North Senate Avenue, Room N103
Indianapolis, Indiana 46204
On behalf of the Commission.

OTHER COMMISSION STAFF PRESENT :

Robert D. Lange
Pamela Cook
Melissa Deering

- - -

1 11:11 o'clock a.m.
2 February 24, 2012

3 CHAIRPERSON BLACKBURN: Good morning.
4 The Indiana Civil Rights Commission is now in
5 public meeting. We have a quorum, and I would
6 like to have someone move adoption of the
7 minutes.

8 COMM. CARTER: So moved.

9 COMM. CRENSHAW: Second.

10 CHAIRPERSON BLACKBURN: All in favor?

11 COMM. CARTER: Aye.

12 COMM. CRENSHAW: Aye.

13 COMM. BAYNARD: Aye.

14 COMM. GIDNEY: Aye.

15 CHAIRPERSON BLACKBURN: Aye.

16 Anyone opposed?

17 (No response.)

18 CHAIRPERSON BLACKBURN: Thank you.

19 Financial Report.

20 MS. COOK: Yes, ma'am. Recently the
21 agency applied for a grant through HUD to conduct
22 fair housing, education, outreach activities and
23 training. The type of grant that we applied for

1 that we thought would be the best fit for the
2 agency was to conduct a statewide fair housing,
3 education and outreach campaign, targeting the
4 underrepresented populations, which are
5 minorities, Hispanics, Burmese refugees, and that
6 we would develop and air PSA's statewide.

7 Of the \$475,000 that was awarded to
8 Indiana agencies, our agency received 250,000.

9 COMM. CRENSHAW: Congratulations.

10 CHAIRPERSON BLACKBURN: Seems
11 appropriate to me.

12 MS. COOK: Thank you.

13 COMM. CRENSHAW: I received a
14 newsletter regarding all of the agencies down
15 there.

16 MS. COOK: Uh-huh.

17 COMM. CRENSHAW: And my boss had got
18 the same e-mail. She said, "Hey, your agency got
19 something." I said, "Oh, yeah they did. They do
20 excellent work."

21 CHAIRPERSON BLACKBURN: Great.

22 MS. COOK: Thank you.

23 CHAIRPERSON BLACKBURN: Is that all

1 you have to report?

2 MS. COOK: That's all I have today.

3 Sorry.

4 CHAIRPERSON BLACKBURN: That's easy

5 to take in.

6 Does anybody have any questions?

7 (No response.)

8 CHAIRPERSON BLACKBURN: Comments?

9 (No response.)

10 CHAIRPERSON BLACKBURN: Kudos.

11 MS. COOK: Thank you.

12 CHAIRPERSON BLACKBURN: All right.

13 Thank you very much.

14 Old Business. Report of Commissioners on
15 Complaint Appeals. I don't usually like to start
16 myself, but I will today. Arlene Hoffman versus
17 Holiday Park of Muncie, I will -- I suggest
18 that -- I move that we -- I suggest that we --

19 COMM. CARTER: Recommend.

20 CHAIRPERSON BLACKBURN: I recommend
21 that we uphold the Deputy Director's
22 recommendation of no probable cause -- finding of
23 no probable cause. And I ask that someone who

1 speaks more clearly than I just did move
2 acceptance of that motion.

3 COMM. BAYNARD: So moved.

4 COMM. CRENSHAW: Second.

5 COMM. CARTER: Second.

6 CHAIRPERSON BLACKBURN: All in favor?

7 COMM. CARTER: Aye.

8 COMM. CRENSHAW: Aye.

9 COMM. BAYNARD: Aye.

10 COMM. GIDNEY: Aye.

11 CHAIRPERSON BLACKBURN: Aye.

12 Anyone opposed?

13 (No response.)

14 CHAIRPERSON BLACKBURN: Thank you
15 very much.

16 Comm. Baynard?

17 COMM. BAYNARD: Yes, Madam Chair. In
18 the case of Karen Ampey versus Rescare, I
19 recommend to the Commission that we uphold the
20 Deputy Director's finding of no probable cause.

21 COMM. CARTER: I move to accept that
22 recommendation.

23 CHAIRPERSON BLACKBURN: All in favor?

1 COMM. CRENSHAW: You need a second.

2 COMM. BAYNARD: You need a second.

3 COMM. CRENSHAW: I need a second. We
4 need a second.

5 COMM. GIDNEY: Second.

6 CHAIRPERSON BLACKBURN: A second.

7 All in favor?

8 COMM. CARTER: Aye.

9 COMM. CRENSHAW: Aye.

10 COMM. BAYNARD: Aye.

11 COMM. GIDNEY: Aye.

12 CHAIRPERSON BLACKBURN: Aye.

13 Anyone opposed?

14 (No response.)

15 CHAIRPERSON BLACKBURN: Thank you,
16 Comm. Baynard.

17 Comm. Ramos is not here. Do we have his
18 report on --

19 MS. DEERING: Yes.

20 CHAIRPERSON BLACKBURN: -- the case
21 of Jeffery White?

22 MS. DEERING: Yes. Comm. Ramos
23 recommends that the Deputy Director's finding be

1 upheld.

2 CHAIRPERSON BLACKBURN: I didn't hear
3 you; I'm sorry.

4 MS. DEERING: He recommends that it
5 be upheld.

6 CHAIRPERSON BLACKBURN: Thank you.
7 May I have a motion to accept it?

8 COMM. GIDNEY: So moved.

9 COMM. CARTER: Second.

10 CHAIRPERSON BLACKBURN: All in favor?

11 COMM. CARTER: Aye.

12 COMM. CRENSHAW: Aye.

13 COMM. BAYNARD: Aye.

14 COMM. GIDNEY: Aye.

15 CHAIRPERSON BLACKBURN: Aye.

16 Anyone opposed?

17 (No response.)

18 CHAIRPERSON BLACKBURN: Thank you.

19 I will assign now Commissioners to review
20 new appeals. Comm. Gidney, if you would do
21 Deborah Hughes versus Carmel City Court and
22 William Clark versus Golden Corral Part 1; and
23 Comm. Carter, Heather Derringer versus Exact

1 Target; Comm. Crenshaw, Glen Dean versus RLH
2 Transport, Inc.; Comm. Baynard, Monica Butts
3 versus Indiana Bureau of Motor Vehicles; and I
4 will do William Coleman versus Indianapolis
5 Public School Transportation and Janiece -- or
6 Janice Withers versus St. Vincent hospital.

7 There are no Findings of Fact, Conclusions
8 of Law and Order that we need to have action
9 today, so we will go to an Administrative Update
10 by our esteemed Deputy Director, Joshua.

11 MR. BREWSTER: Yes. Again, as I
12 said, Jamal's not here, as he is taking care of
13 his newborn and family, so I just have a brief
14 report.

15 We will resume our CLE series. We have
16 six planned this year again. The first will take
17 place in West Lafayette in March. The topic for
18 that three-hour course will be Civil Rights for
19 People with Disabilities, and I will be
20 presenting that, including issues regarding
21 employment, housing, public accommodations, and
22 education. We'll be working with the local human
23 rights agencies to put that on as well as the Bar

1 Association there in Tippecanoe County.

2 Then we -- like I said, we have five
3 others planned, basically every other month. I
4 think we're going to Evansville, down to the
5 New Albany area, Columbus, South Bend. We'll be
6 in South Bend as part of the Consortium
7 Conference in June.

8 Where else? Was that it?

9 MR. LANGE: I think that's it.

10 MR. BREWSTER: And one here in
11 Indianapolis. So, those are -- have been well
12 attended last year, so we'll continue those.

13 In April, other events, obviously we have
14 the Holocaust Memorial, Youth Conference on
15 April 17th, as well as the Day of Remembrance in
16 the Statehouse that afternoon.

17 April 27th, we have tentatively scheduled
18 a Fair Housing Month activity, which will also
19 include some discussion on education and
20 employment. This will be a virtual conference.
21 We will have live attendees at the Ivy Tech here
22 in Indianapolis, but we will also broadcast via
23 the Internet throughout the state to the other

1 Ivy Tech campuses.

2 CHAIRPERSON BLACKBURN: When was
3 that?

4 MR. BREWSTER: That is tentatively
5 for April 27th.

6 CHAIRPERSON BLACKBURN: April what?

7 MR. BREWSTER: 27th.

8 CHAIRPERSON BLACKBURN: 27th.

9 COMM. CARTER: And what was the date
10 of the March -- the thing that --

11 MR. BREWSTER: March 30th.

12 COMM. CARTER: 30th; okay.

13 MR. BREWSTER: It's a Friday morning.

14 CHAIRPERSON BLACKBURN: The subject
15 of the 27th?

16 MR. BREWSTER: Right now it's
17 basically fair housing, education and employment.
18 We're probably going to somewhat replicate what
19 we did in Gary, Indiana last spring. We're going
20 to kind of just cover those three topics. We
21 will have probably speakers from EEOC or HUD, and
22 also what we did in Gary as far as the education
23 was kind of a round table. We had some

1 education -- people involved in education there,
2 and then kind of talk about some issues
3 surrounding education.

4 CHAIRPERSON BLACKBURN: Would you
5 send me an e-mail --

6 MR. BREWSTER: Sure.

7 CHAIRPERSON BLACKBURN: -- to remind
8 me? I'd like to, if I can, be there for that.

9 MR. BREWSTER: Okay.

10 CHAIRPERSON BLACKBURN: Thank you.

11 MR. BREWSTER: Other news, some press
12 releases this month. We did some fair housing
13 training in Indianapolis. Had a good turnout. I
14 guess the biggest news was that we did receive a
15 \$250,000 grant from HUD, to -- which we will be
16 using to run some television and radio
17 advertising in regards to fair housing throughout
18 the state. We've also already developed some
19 partnerships with Spanish media as well on that.

20 Also, we released the results of our
21 survey that we conducted last year in regards to
22 people's awareness of civil rights and the Civil
23 Rights Commission. We released the results and

1 received some press coverage, including on WFYI,
2 about that, the results basically indicating that
3 there's still a lot of confusion about what are
4 considered civil rights and what the Civil Rights
5 Commission does.

6 I think the results showed, I believe, 60
7 percent or so of the respondents believe they
8 have experienced discrimination. And if you want
9 additional details on that report, it can be
10 found on our Web site.

11 That's all I have.

12 CHAIRPERSON BLACKBURN: Okay. Thank
13 you very much.

14 You have -- are there any announcements?

15 COMM. CRENSHAW: Yes. I received
16 word that I was nominated and have been approved
17 to receive an award as one of the White House's
18 champions of change.

19 CHAIRPERSON BLACKBURN: Ooh.

20 COMM. CRENSHAW: I'll be out in L.A.
21 for a conference, and so myself as well as, I
22 think, eight other people across the nation will
23 be receiving this award.

1 CHAIRPERSON BLACKBURN: You go.

2 COMM. CRENSHAW: And we may have the
3 opportunity to meet the President at a -- near
4 future, so --

5 CHAIRPERSON BLACKBURN: That's
6 awesome. That's fabulous. Congratulations.

7 COMM. CRENSHAW: Thank you.

8 CHAIRPERSON BLACKBURN: Any other
9 announcements?

10 (No response.)

11 COMM. CARTER: Can't follow that.

12 CHAIRPERSON BLACKBURN: It's hard to
13 follow something like that.

14 (Laughter.)

15 CHAIRPERSON BLACKBURN: Well, I
16 wanted to announce that I have an anniversary
17 coming up March -- what date is it? March 2nd.
18 I will have been at the Civil Rights Commission
19 for 25 years March 2nd.

20 MR. BREWSTER: Very good.

21 CHAIRPERSON BLACKBURN: So, my
22 anniversary coincides with the 50th anniversary
23 of the agency.

1 COMM. CRENSHAW: Congratulations.

2 MR. LANGE: And it was the best half.

3 CHAIRPERSON BLACKBURN: Huh?

4 MR. LANGE: And it was the best half.

5 CHAIRPERSON BLACKBURN: And -- of
6 course, I think so. The better half, I think.

7 MR. BREWSTER: Along those lines, I
8 will say that Brad Meadows has been working on a
9 video compilation of -- to celebrate the 50th
10 year, including, I think, an interview with you
11 and some other past employees and Commissioners
12 of the Civil Rights Commission, including some
13 current employees.

14 And I think we're also going to work on
15 maybe an update, too. We had a publication 25
16 years ago about the first 25 years of the agency,
17 so Brad, I think, is trying to get some stuff
18 together for these past 25 years, something like
19 that.

20 COMM. CARTER: The Blackburn years.

21 CHAIRPERSON BLACKBURN: Right.

22 So, anybody else have anything else for
23 the good of the cause?

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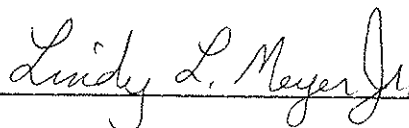
(No response.)

CHAIRPERSON BLACKBURN: You have in your agenda the meeting dates for 2012, and if there are no other announcements, the meeting is adjourned.

- - -
Thereupon, the proceedings of
February 24, 2012 were concluded
at 11:24 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 24, 2012 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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<p>\$250,000 [1] - 12:15 \$475,000 [1] - 4:7</p> <p>1</p> <p>1 [1] - 8:22 100 [1] - 2:8 11:11 [2] - 1:18, 3:1 11:24 [1] - 16:7 12922 [1] - 1:22 17th [1] - 10:15</p>	<p>a.m [3] - 1:18, 3:1, 16:7 above-captioned [1] - 1:10 accept [2] - 6:21, 8:7 acceptance [1] - 6:2 accommodations [1] - 9:21 ACCURATE [1] - 1:21 action [1] - 9:8 activities [1] - 3:22 activity [1] - 10:18 additional [1] - 13:9 adjourned [1] - 16:5 Administrative [1] - 9:9 adoption [1] - 3:6 advertising [1] - 12:17 afternoon [1] - 10:16 agencies [3] - 4:8, 4:14, 9:23 agency [6] - 3:21, 4:2, 4:8, 4:18, 14:23, 15:16 agenda [1] - 16:3 ago [1] - 15:16 air [1] - 4:6 Albany [1] - 10:5 Alpha [2] - 1:11, 2:3 Ampey [1] - 6:18 anniversary [3] - 14:16, 14:22 announce [1] - 14:16 announcements [3] - 13:14, 14:9, 16:4 Appeals [1] - 5:15 appeals [1] - 8:20 APPEARANCES [1] - 2:1 applied [2] - 3:21, 3:23 appropriate [1] - 4:11 approved [1] - 13:16 April [5] - 10:13, 10:15, 10:17, 11:5, 11:6 area [1] - 10:5 Arlene [1] - 5:16 assign [1] - 8:19 Association [1] - 10:1 attended [1] - 10:12 attendees [1] - 10:21 Avenue [2] - 1:22, 2:8 award [2] - 13:17, 13:23 awarded [1] - 4:7 awareness [1] - 12:22 awesome [1] - 14:6 Aye [20] - 3:11, 3:12, 3:13, 3:14, 3:15, 6:7, 6:8, 6:9, 6:10, 6:11, 7:8, 7:9, 7:10, 7:11, 7:12, 8:11, 8:12, 8:13, 8:14, 8:15</p>	<p>Bar [1] - 9:23 Barry [1] - 2:4 Baynard [4] - 2:4, 6:16, 7:16, 9:2 BAYNARD [7] - 3:13, 6:3, 6:9, 6:17, 7:2, 7:10, 8:13 BEFORE [1] - 1:1 behalf [1] - 2:9 Bend [2] - 10:5, 10:6 best [3] - 4:1, 15:2, 15:4 better [1] - 15:6 biggest [1] - 12:14 Blackburn [3] - 1:11, 2:3, 15:20 BLACKBURN [44] - 3:3, 3:10, 3:15, 3:18, 4:10, 4:21, 4:23, 5:4, 5:8, 5:10, 5:12, 5:20, 6:6, 6:11, 6:14, 6:23, 7:6, 7:12, 7:15, 7:20, 8:2, 8:6, 8:10, 8:15, 8:18, 11:2, 11:6, 11:8, 11:14, 12:4, 12:7, 12:10, 13:12, 13:19, 14:1, 14:5, 14:8, 14:12, 14:15, 14:21, 15:3, 15:5, 15:21, 16:2 boss [1] - 4:17 Brad [2] - 15:8, 15:17 BREWSTER [12] - 9:11, 10:10, 11:4, 11:7, 11:11, 11:13, 11:16, 12:6, 12:9, 12:11, 14:20, 15:7 Brewster [1] - 2:7 brief [1] - 9:13 Brighton [1] - 1:22 broadcast [1] - 10:22 Bureau [1] - 9:3 Burmese [1] - 4:5 Business [1] - 5:14 Butts [1] - 9:2</p>	<p>certify [1] - 17:5 Chair [1] - 6:17 Chairperson [2] - 1:12, 2:3 CHAIRPERSON [44] - 3:3, 3:10, 3:15, 3:18, 4:10, 4:21, 4:23, 5:4, 5:8, 5:10, 5:12, 5:20, 6:6, 6:11, 6:14, 6:23, 7:6, 7:12, 7:15, 7:20, 8:2, 8:6, 8:10, 8:15, 8:18, 11:2, 11:6, 11:8, 11:14, 12:4, 12:7, 12:10, 13:12, 13:19, 14:1, 14:5, 14:8, 14:12, 14:15, 14:21, 15:3, 15:5, 15:21, 16:2 champions [1] - 13:18 change [1] - 13:18 Charles [1] - 2:5 City [2] - 8:21, 17:4 civil [2] - 12:22, 13:4 CIVIL [2] - 1:1, 2:6 Civil [7] - 1:11, 3:4, 9:18, 12:22, 13:4, 14:18, 15:12 Clark [1] - 8:22 CLE [1] - 9:15 clearly [1] - 6:1 CM [1] - 1:21 coincides [1] - 14:22 Coleman [1] - 9:4 Columbus [1] - 10:5 coming [1] - 14:17 Comm [8] - 6:16, 7:16, 7:17, 7:22, 8:20, 8:23, 9:1, 9:2 COMM [42] - 3:8, 3:9, 3:11, 3:12, 3:13, 3:14, 4:9, 4:13, 4:17, 5:19, 6:3, 6:4, 6:5, 6:7, 6:8, 6:9, 6:10, 6:17, 6:21, 7:1, 7:2, 7:3, 7:5, 7:8, 7:9, 7:10, 7:11, 8:8, 8:9, 8:11, 8:12, 8:13, 8:14, 11:9, 11:12, 13:15, 13:20, 14:2, 14:7, 14:11, 15:1, 15:20 Comments [1] - 5:8 COMMISSION [4] - 1:1, 2:2, 2:6, 2:10 Commission [9] - 1:11, 2:9, 3:4, 6:19, 12:23, 13:5, 14:18, 15:12, 17:15 Commissioners [3] - 5:14, 8:19, 15:11 compilation [1] - 15:9 Complaint [1] - 5:15 concluded [1] - 16:7 Conclusions [1] - 9:7 conduct [2] - 3:21, 4:2 conducted [1] - 12:21 Conference [3] - 1:15, 10:7, 10:14 conference [2] - 10:20, 13:21</p>
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