

WASHINGTON STATE HUMAN RIGHTS COMMISSION
THURSDAY, April 28, 2011 – 9:00 a.m.

Evergreen Plaza Building
711 South Capitol Way, Suite 402
Olympia, WA

1. OPENING AND WELCOME
Yvonne Lopez-Morton, Commission Chair
2. APPROVAL OF MINUTES
Regular Meetings on March 31, 2011
3. Status Report on Action Items
Tanya Calahan, Clerk of the Commission
4. AGENCY REPORT
Sharon Ortiz, Executive Director
 - Agency Budget
 - Legislative Update
5. APPROVAL OF CASE CLOSURES
6. OLD BUSINESS
7. NEW BUSINESS
 - May 2011 Commission Meeting and Remaining 2011 Schedule
 - Commissioner Roles & Priorities
 - Case Approval Delegation - Discussion
 - Other
8. ACTION ITEM REVIEW
Tanya Calahan
9. ADJOURN

WASHINGTON STATE HUMAN RIGHTS COMMISSION

**April 28, 2011
Evergreen Plaza Building
Olympia, WA**

MINUTES

ATTENDANCE

Commissioners: Yvonne Lopez-Morton, Commission Chair; Deborah Lee; Shawn Murinko; Charlene Strong; and Vanessa Gaston (via telephone). A quorum was present.

Staff: Sharon Ortiz, Executive Director; Cheryl Strobert, Assistant Director; Tanya Calahan, Executive Assistant to the Commissioners; Idolina Reta, Civil Rights Specialist; Nick Aaseby, Fiscal Analyst; and Traci Friedl, Assistant Attorney General.

OPENING AND WELCOME

Commissioner Lopez-Morton called the meeting to order at 9:00 a.m.

MINUTES

Commissioner Murinko made a motion to approve the minutes for the March 31, 2011 meeting. Commissioner Gaston seconded the motion. Motion carried.

EXECUTIVE DIRECTORS REPORT

Sharon Ortiz reviewed the monthly agency report.

Nick Aaseby spoke about the agency's budget. He highlighted year to date expenditures and savings. He also shared information about the Senate's proposed operating budget and the impact on the agency.

CASE CLOSURES

Commissioner Murinko made a motion to approve case closures. Commissioner Strong seconded the motion. At the request of the Commissioners, Civil Rights Specialist Idolina Reta summarized the investigations and no reasonable cause findings for Ling v. WA State Office of Minority and Women's Business Enterprises (OMWBE) and Diaz v.

OMWBE. Although the ultimate findings were no reasonable cause, ethics issues came to light during the investigations. After discussion, the Commissioners directed staff to work with Chair Lopez-Morton on drafting a letter to the Executive Ethics Board expressing the ethical concerns revealed during the investigations with copies of the findings.

Motion to approve case closures carried.

COMMISSION MEETING SCHEDULE

The Commissioners have no meetings scheduled for the remainder of 2011. They discussed publishing a meeting calendar for the remainder of the year. Commissioner Gaston informed the Commissioners that she resigned her position as a Commissioner effective August 31, 2011.

After discussing specific dates and options for meetings, Commissioner Murinko made a motion to schedule the remaining meetings for 2011 on the last Friday of each month for the remainder of 2011 except the November meeting will be on November 18, 2011. Commissioner Lee seconded the motion. Motion carried.

Commissioner Gaston noted that she will be absent from the May 27, 2011 and June 24, 2011 meetings due scheduling conflicts. Commissioner Strong reported that she will be unable to attend the October 28, 2011 meeting.

COMMISSIONER ROLES AND PRIORITIES

Commissioner Morton asked that each Commissioner come back next month with individual answers to the following questions. What are the Commissioners' highest priorities? How do you see your role as a Commissioner? What do you want to accomplish as a Commissioner?

Commissioner Murinko suggested that the Commissioners discuss these items at the current meeting.

Commissioner Morton spoke first about making outreach a priority and holding at least two forums per year in cities such as Vancouver and Pasco. She suggested submitting Commissioner activities more formally to report to the Governor's Office.

Commissioner Gaston suggested that Commissioners focus on rulemaking and educating the public about what the agency can and can't do. She expressed that she encounters this issue in Clark County because the general public is not well informed about the agency's jurisdiction.

Commissioner Strong spoke about Commissioners conducting outreach in his or her own communities and having a greater presence. She's spoken at local schools resulting in

positive feedback. She suggested that each Commissioner recommit to his or her role as a Commissioner.

Commissioner Murinko suggested that the agency focus on correcting the definition of "service animal" in RCW 49.60 and engage in rulemaking for recently added protections under the law such as sexual orientation and gender identity discrimination. He spoke about the Commissioners reinventing their roles as leaders and accomplishing more at monthly meetings. What happened during the current Legislative session should be a wake up call. If a Commissioner can't commit to these things, he or she should rethink his or her appointment as a Commissioner.

Commissioner Lee expressed frustration. She pointed out that the Commissioners could have engaged in outreach and public forums all along during the budget crisis. Public forums don't have to be costly. She spoke about partnering with community and other civil rights organizations on outreach efforts. The Commission can do a better job of utilizing those established community partnerships to jointly conduct outreach.

Commissioner Lee mentioned that she's received feedback from the public who have expressed a desire for "Know Your Rights" kinds of forums. They are interested in learning what the agency does and how to navigate the resources available through other government agencies, which can be bureaucratic.

CASE APPROVAL DELEGATION

Commissioner Murinko spoke about efficiencies and recommended that the Commissioners delegate case approval authority to the Executive Director. The Commissioners then discussed whether this is feasible. Commissioner Lee expressed concerns about not having Commissioner oversight for case approval. Commissioner Murinko then made a motion to delegate case finding approval authority to the Executive Director for a 90 day trial period. The Commissioners directed staff to develop procedures for this new case closures process. Commissioner Gaston seconded the motion. Commissioner Lee opposed the motion. Motion Carried.

OTHER BUSINESS

Commissioner Murinko brought up staff evaluations. Commissioners Morton and Lee agreed to take the lead on working on the evaluation protocol for the Executive Director's upcoming evaluation. Tanya Calahan will provide the previous protocol developed by the Commissioners to Commissioners Morton and Lee.

Commissioners and staff spoke about other monthly activities. Tanya Calahan reported working on public records training and projects. Idolina Reta participated in an outreach event regarding race discrimination. Commissioner Strong spoke about outreach she conducted at Everett High School. She also reported that she will be a guest blogger on Huffingtonpost.

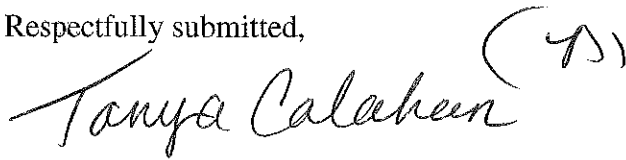
ACTION ITEM REVIEW

Tanya Caahan reviewed the meeting's action items.

ADJOURN

There being no further business, the meeting adjourned at 1 p.m.

Respectfully submitted,



Tanya Y. Calahan
Executive Assistant to the Commissioners

**WASHINGTON STATE HUMAN RIGHTS COMMISSION
CATEGORY I & II CASE CLOSURES
FOR APPROVAL BY THE COMMISSION ON APRIL 28, 2011**

<i>Case#</i>	<i>Case Name</i>	
<i>CATEGORY I</i>		
<i>Pre-Finding Settlement</i>		
06EC-0497-10-1 ©	Abel, Mariessa v. Brighton Enterprises	38G-2010-00198
27HFR-0350-10-1	Brown, Le Anita v. 2008 Lusk Family Investments, LLC	
05HD-0571-10-1	Hargreaves, Cynthia v. Housing Authority of Clallam County	
06ES-0690-10-1 ©	Osterloh, Rachael v. International House of Pancakes	38G-2011-00374
17EC-0358-10-1 ©	Simbolon, Helly v. Overlake Hospital	38G-2011-00062
34ESZ-0458-10-1 ©	Sprague, April v. Brewery City Pizza	38G-2011-00163
32EC-0293-09-0	WA ST Human, Rights Commission v. Able Label, Inc.	
32ED-0595-10-1	Walker, Cody v. Petro Shopping Center	38G-2011-00289

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<i>Case#</i>	<i>Case Name</i>	
<i>CATEGORY II</i>		
<i>Administrative Closure</i>		
32EDR-0153-02-3	Dickerson, Theogony v. Fred Meyer	38GA200712
17ER-0848-10-1 ©	Garrett, Kwane v. PMA/ILWU Joint Port Labor Relations Co	38G-2011-00510
17ED-0695-10-1	Godbey, Stephanie v. Amazon Fresh	38G-2011-00379
31PD-0674-10-1	Kain, Myrna v. Evergreen Public Library	
17ENR-0867-10-1	Kang, Yang v. Nordstom	38G-2011-00528
27ED-0461-10-1 ©	Knoll, Michael v. Macy's, Inc.	38G-2010-00164
17EZ-0872-10-1	Lindemann, Florestien v. WA ST Patrol/Cooperative Disabilit	38G-2011-00533
27EDZ-0117-10-1 ©	Piva, Stephanie v. Costco	38G-2010-00629
<i>No Jurisdiction</i>		
17EA-0464-10-1 ©	Bos, Willem v. Farmers Insurance	38G-2010-00167
17EAZ-0813-10-1 ©	Dutcher, Alan v. 7-Eleven Store, #14439	38G-2011-00479
08EC-0785-10-1	McDowell, Robert v. Friends of Cloud Mountain, Inc.	
32EA-0855-10-1 ©	Mockel, Joe v. Spokane Transit	38G-2011-00517
11EN-0796-10-1 ©	Tapia, Isaac v. Con Agra	38G-2011-00466
<i>No Reasonable Cause</i>		
38HR-0442-10-1	Ardito, David v. American West Bank	
27EDZ-0728-10-1 ©	Cary, Bonnie v. MultiCare Good Samaritan Hospital	38G-2011-00411
34PR-0752-10-1 ©	Colby, Toby v. Puget Sound Community College	
17HX-0316-10-1	Collings, Dustin v. Chan, Walter	
17EZ-0720-10-1 ©	Culotti, Anna v. Ryther Child Care Center	38G-2011-00404
34ENWZ-0578-09-0	Diaz, Jose v. WA ST Office of Minority & Women's Business	38G-2010-00456
17ES-0630-10-1	Duncan, Debbie v. Vandermeer Forest Products	38G-2011-00323
17EACD-0789-10-1 ©	Erickson, Mary v. Signature Home Health Care	38G-2011-00461
27EXZ-0719-10-1	Eugenio, Tony v. MiLanguages.com	
18EDZ-0799-10-1 ©	Feneis, Cara v. Raytheon	38G-2011-00468
17PN-0667-10-1 ©	Filho, Antonio v. Bank of America	
39HF-0336-10-1	Garcia, Vicky v. Daughs, Mary Ann	
18HNR-0679-10-1	Gibson, Ahmad v. Dale Walters Real Estate	
34ED-0106-10-1 ©	Grayless, Rachel v. WA ST Patrol	38G-2010-00618
17EAR-0822-10-1 ©	Griffin, Mark v. IHOP	38G-2011-00488
31EAS-0499-10-1	Henson, Twyla v. Aldercrest Health & Rehabilitation Center	551-2010-01559
39HF-0678-10-1	Hernandez, Adan v. Daughs, Mary Anne A	

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<i>No Reasonable Cause</i>		
17EANZ-0367-10-1 ©	Herrera, Rosalinda v. University of Washington/Harborview	38G-2011-00073
06ED-0574-10-1	Herron, Cody v. Joint Apprenticeship & Training Committee	38G-2011-00269
17ED-0518-10-1 ©	Higgs, Mitchell v. Northwest Center	38G-2011-00217
36ED-0468-10-1 ©	Hockaday, John v. Boise Cascade	38G-2011-00171
32EDS-0576-09-0	Hoerner, Kristina v. Prospectors Bar & Grill, LLC	38G-2010-00454
39EAR-0363-10-1 ©	Holmes, Ronald v. Bank of America	38G-2011-00069
14ED-0629-10-1 ©	Holsinger, Erik v. Westport Ship Yard	38G-2011-00322
31EWZ-0823-10-1 ©	Hukill, Rachel v. Snohomish County Fire District #7	
27EA-0688-10-1 ©	Hunsberger, Steven v. Metagenics	38G-2011-00372
17ECNZ-0115-09-0	Ibrahim, Abdullahi v. Aircraft Service International Group	38G-2009-00728
17ER-0738-10-1 ©	Ismaile, Ismaile v. Trident Seafood Corporation	38G-2011-00419
17ECNZ-0077-09-0	Jama Said, Liban v. Aircraft Service International Group	38G-2009-00689
32EA-0467-10-1	Johndrow, Steven v. Central Pre-Mix Prestress	38G-2011-00170
27EAD-0792-10-1 ©	Johnston, Mark v. Century Link	38G-2011-00463
34ESZ-0593-10-1	Kemery, Darlene v. KGY Radio	38G-2011-00287
27EA-0580-10-1 ©	Lin, Yuling v. Supervalu International	38G-2011-00275
34ENWZ-0205-10-1 ©	Ling, Leslie v. WA ST Office of Minority & Women's Busines	38G-2010-00716
27ES-0740-10-1 ©	Lorraine, Michelle v. City of Puyallup	38G-2011-00421
17ED-0509-10-1 ©	McManus, Brett v. Rairdon's Chrysler Jeep Dodge of Kirkland	38G-2011-00208
03EN-0274-10-1 ©	Mendoza, Frank v. Statewide Publishing	38G-2010-00782
32ER-0800-08-9	Mitchell, Timothy v. Dr. Pepper 7UP Bottling Company	38G-2009-00465
34EZ-0853-10-1 ©	Murray, Charles v. Nisqually Pines Community Club	
27EA-0489-10-1	Oatman, Sandra v. Bank of America	551-2010-01752
31HD-0606-10-1	Ovitsky, Abby v. Parkwood at Mill Creek Apartments	
31ED-0710-10-1 ©	Owens, Hugh v. Snohomish School District	38G-2011-00394
17HN-0555-10-1	Padilla, Maria v. Berkeley Heights Apartments	
31PC-0866-10-1 ©	Plutenko, Nikolay v. Slavic Baptist Church	
17ECX-0284-10-1 ©	Randolph, Jason v. Salon Ina	38G-2010-00791
03ED-0661-10-1	Rathbone, Renee v. Clancy's Transfer, Inc.	38G-2011-00349
32EAR-0598-08-9	Riley, Lamont v. Dr. Pepper 7-Up Bottling Company	38G-2009-00293
37HD-0684-10-1	Rinier, Daniel v. Lincoln Square Apartments	
27HD-0529-10-1	Romppaine, Joel v. Sill, Rebecca & Michael	
04ES-0761-08-9	Ruiz, Cecilia v. C & D Orchards	38G-2009-00426
31EN-0852-10-1 ©	Silva, Elizabeth v. Liberty Tax Services	38G-2011-00514

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<i>No Reasonable Cause</i>		
17EDSZ-0445-10-1 ©	Smith, Geraldine v. Pacific Medical Center	38G-2010-00148
17ES-0925-08-9	Smith, Jessica v. Kentucky Fried Chicken	38G-2009-00593
36EZ-0817-10-1 ©	Strickland, Lyndel v. Thomas W. Utt, DDS	
27EA-0173-09-0	Taft, Michael v. Pierce County	38G-2010-00061
17ES-0568-10-1 ©	Taylor, Judy v. Wireless Advocates	38G-2011-00263
27ER-0721-10-1 ©	Terry, Warren v. WA ST Dept of Social & Health Service/ Sp	38G-2011-00405
31ESZ-0478-09-0	VanBuren, Amber v. Metal Finishing Inc.	38G-2010-00343
37ES-0444-10-1 ©	Vasquez, Victoria v. 20th Century Bowl	38G-2011-00147
31ES-0503-09-0	Watt, Glenna v. Stanley Street Market/Shell	38G-2010-00368
17ES-0418-10-1	Wordofa, Addisalem v. Evergreen Court Retirement Home	38G-2011-00124
<i>Withdrawal</i>		
17ES-0687-10-1	Bowling, Kelly v. Quality Pacific, Inc.	551-2010-01366
32EAD-0857-10-1	Heit, Michael v. Spokane Community College	551-2011-00538
27ERS-0655-10-1	Kinney, Mari v. Blue Line Food Service Distribution	551-2011-00112
<i>Withdrawal with Settlement</i>		
31ES-0769-10-1	Bistany-Williamson, Ann v. Proliance Surgeons - Edmonds C	551-2011-00234
21EDZ-0565-10-1 ©	Manners, Karen v. Providence Health Systems	38G-2011-00260
17EA-0561-10-1	Mashek, Kevin v. Belo Corporation	38G-2011-00256
11ER-0637-10-1	McInnis, William v. Tri-Cities Community Health	551-2011-00296
31HD-0193-10-1	Reginelli, Melissa v. Everett Housing Authority	
<i>Withdrawal; Right To Sue</i>		
17EDWZ-0327-10-1	Bakamis, Grechen v. University of Washington	38G-2011-00031
29ED-0526-09-0	Clemans, Ernest v. TEAM Corp	38G-2010-00399
17ED-0502-10-1 ©	Tarrant, James v. Avtech Corporation	38G-2011-00201