

CIVIL RIGHTS COMMISSION MEETING

CITY OF DAVENPORT, IOWA

TUESDAY, MAY 8, 2018; 12:00 PM

CIVIL RIGHTS CONFERENCE ROOM

I. Roll Call

II. Approval of Agenda

III. Approval of Minutes

A. Minutes

IV. Directors Report

A. Director's Report

B. Case Status Report

V. New Business

VI. Old Business

VII. Public Comment and Presentation

VIII. Closed Session pursuant to Iowa Code Section 21.5 (i)

IX. Adjourn and Next meeting

City of Davenport  
Civil Rights Commission

Department:  
Contact Info:

**Date**

Subject:  
Minutes

ATTACHMENTS:

Type	Description
 Cover Memo	Minutes

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Admin, Default	Approved	5/8/2018 - 9:51 AM

**DAVENPORT CIVIL RIGHTS COMMISSION MEETING**  
**May 08, 2018**  
**Minutes of Regular Meeting of April 10, 2018**

The Davenport Civil Rights Commission (DCRC) met at 12:03 pm, Tuesday, April 10, 2018 in the first-floor conference room at the Davenport City Hall. Commissioner Susie Greenwalt presided. A quorum was met.

**Commissioners Present**

Nicole Briebriesco  
Clyde Mayfield  
Susie Greenwalt  
Helen Roberson

**Commissioners Absent**

Judy Shawver

**Another Person(s) Present**

Maria Dickman, Councilperson  
Michael Liendo, Friend of Maria Dickman  
Vera Kelly, DCAP  
Dr. Henry Brockington, DCAP  
Rev. Jay Wolin, Community Member  
Rita Rawson, Council Liaison  
Paul Macek, Attorney

**Approval of Agenda**

Motion made by Nicole Briebriesco, seconded by Helen Roberson. The agenda was approved by all commissioners present.

**Approval of Minutes**

Motion made by Clyde Mayfield, seconded by Nicole Briebriesco. Minutes approved by all commissioners present.

Prior to the Director's Report, Council Liaison Rita Rawson wanted clarification of the minutes on a statement made by then QC Times Reporter Devan Patel. It was learned that he is no longer a representative of that company. She stated that some of the information was in error and DCRC should make the correction to the minutes. It was explained that Mr. Patel's statement was just his opinion alone and not an action of the Commission.

**Director's Report**

- Discussion on meeting with Brandon Wright to discuss the decision to outsource accessibility plan reviews and offer the option to opt-out of an accessibility review. Concerns that this will cause an increase in design and construction complaints.

Motion to accept the director's report made by Clyde Mayfield, seconded by Nicole Briebriesco.

**Case Status Report**

- No "right to sue" letters issued in April 2018.

**New Business**

Dr. Henry Brockington, Chairperson of Davenport Community Advisory Panel or DCAP was seeking a Memorandum of Understanding between the DCRC and DCAP. Although there was a quorum present, the commissioners tabled the decision until the director and possibly all commissioners could be present for discussion prior to a vote.

**Old Business**

None

**Public Comment****Adjournment**

Meeting adjourned at 12:47 pm. Motion made by Commissioner Nicole Briebriesco, seconded by Commissioner Clyde Mayfield.

**The next meeting scheduled for Davenport Civil Rights Commission is June 12, 2018**

City of Davenport  
Civil Rights Commission

Department:  
Contact Info:

**Date**

Subject:  
Director's Report

ATTACHMENTS:

Type	Description
▣ Cover Memo	Director's Report

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Badillo, Beth	Approved	5/8/2018 - 9:25 AM

# **DIRECTOR REPORT FOR THE DAVENPORT CIVIL RIGHTS COMMISSION FOR April 2018**

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## **I. CASE STATUS**

1. One “right to sue” letter was issued in April.
2. During the month of April no cases settled in mediation.

## **II. OTHER ACTIVITY**

1. Director participated in the pre-hearing telephone conference.
2. Director met with the Mayor, Counsel, Alderwoman Rawson and a Commissioner candidate to interview for Commission opening.
3. Director attended Breakthrough Series Collaborative meeting.
4. Director, Housing Analyst and Investigative Paralegal met with Brandon to discuss outsourcing ADA Plan Reviews.
5. Director and Housing Analyst attended NCRC Conference.
6. Director met with the Mayor, Counsel, and Alderwoman Rawson to learn of the new Commissioner appointments.
7. Director attended Civil Service Meeting.
8. Director met with NCRC staff to discuss upcoming collaborations.
9. Director received decision in housing case before the Court of Appeals.
10. Director prepared presenter PowerPoints for the Fair Housing Symposium.
11. Director presented at the Quad Cities Fair Housing Symposium.
12. Director met with community members to discuss efforts throughout the City of Davenport to Affirmatively Further Fair Housing.
13. Director and Housing Analyst planned Fair Housing Symposium and met with 50th Anniversary of the Fair Housing Symposium planning committee.
14. Director and Housing Analysis met with presenters for the Fair Housing Symposium.
15. Housing Analyst presented Fair Housing Month training to landlord association on assistance animals and the 50th anniversary of the Fair Housing Act.
16. Staff hosted QC Fair Housing Symposium with a theme of “Community in Action,” with eight informative sessions including a history of deliberate government-imposed residential racial segregation in metropolitan areas nationwide, engaging topics on the themes of Neighborhoods and Eliminating Bias, and Housing and Opportunity, and concluding with a live jazz performance of “Black Music in the Fight for Civil Rights.
17. Director, Housing Analyst and Investigative Paralegal worked on the Annual Report and Equity Report.
18. Investigative Paralegal worked on investigations.

## **III. OLD BUSINESS**

1. Equity Report and Statistics
2. Fair Housing Act 50<sup>th</sup> Anniversary Celebration
3. Decision on Court of Appeals Oral Argument in Housing case
4. Annual Report
5. DCAP Participation

## **IV. NEW BUSINESS**

1. Housing case decision appealed to the Supreme Court
2. New Commission Appointments

City of Davenport  
Civil Rights Commission

Department:  
Contact Info:

**Date**

Subject:  
Case Status Report

ATTACHMENTS:

Type	Description
 Cover Memo	Case Status Report

REVIEWERS:

Department	Reviewer	Action	Date
City Clerk	Badillo, Beth	Approved	5/8/2018 - 9:25 AM





# CASE STATUS REPORT

## Monthly Summary

April 01 , 2018 THRU April 30 , 2018

### Informal Case Information

Monthly		
Area	Filed	Closed
Housing	0	0
<b>Total</b>	<b>0</b>	<b>0</b>

Year to Date		
Area	Filed	Closed
Housing	5	5
<b>Total</b>	<b>5</b>	<b>5</b>

Overall total active informal complaints: 0

### Formal Case Information Identified this Month

Areas Filed	
Area	Count
Credit	0
Employment	5
Education	0
Housing	0
NJ EEOC Referral	2
Public Accommodation	2
Transit Title VI	1
<b>Total</b>	<b>10</b>

Areas Closed	
Area	Count
Credit	0
Employment	1
Education	0
Housing	0
NJ EEOC Referral	1
Public Accommodation	0
Transit Title VI	1
<b>Total</b>	<b>3</b>

Basis Filed (Monthly)					
Basis	Cnt	Basis	Cnt	Basis	Cnt
Age	2	Pregnancy	1	Creed	0
Retaliation	4	Gender Identity	0	Mental Disability	2
Religion	0	Age under 40	0	Physical Disability	3
Sex	1	Retaliation-ADA	0	Familial Status	2
Sex Orientation	2	Color	0	Marital Status	0
				National Origin	0
				Race	5

Trigger Events Filed (Monthly)							
Trigger	Cnt	Trigger	Cnt	Trigger	Cnt	Trigger	Cnt
Demotion	0	Terms	4	Advertising	0	Fail To Hire	1
Negative Treatment	3	Accessibility	0	Harassment	1	Fail To Promote	1
Racial Harassment	0	Fail to Lend/Appraise	0	Eviction	0	Fail To Rent	0
Sexual Harassment	2	Steering/Redlining	0	Equal Pay	1	Fail To Serve	1
Termination	3	Discipline	1	Fail to Accom/Mod	0		



# CASE STATUS REPORT

## Monthly Summary

April 01 , 2018 THRU April 30 , 2018

### CLOSED - Disposition of formal complaints

Disposition of formal complaints (Monthly)	
Disposition	Count
Lack of Interest	
Interrogatories not Returned	0
Did not respond/attend appointment	0
No Jurisdiction	
Statute of limitations	0
Prima Facia not met	0
Outside geographical jurisdiction	0
NJ Referred to EEOC	1
Insufficient # employees	0
No Basis	1
No Area	0
Dismiss lack of subject matter	0
Satisfactorily Adjusted	0
Settlement	0
Right to sue letter issued	1
No Probable Cause	0
Mediation Settlement	0
Jurisdiction waived	0
Fact do not support claim	0
Does not warrant further actions	0
Conciliation	0
Complaint Withdrawn/Duplicate	0
Commission Final Decision	0
Conciliation Failed	0
<b>Total Dispositions</b>	<b>3</b>

Disposition of formal complaints (Annual)	
Disposition	Count
Lack of Interest	
Interrogatories not Returned	0
Did not respond/attend appointment	0
No Jurisdiction	
Statute of limitations	0
Prima Facia not met	0
Outside geographical jurisdiction	0
NJ Referred to EEOC	5
Insufficient # employees	0
No Basis	4
No Area	0
Dismiss lack of subject matter	0
Satisfactorily Adjusted	0
Settlement	2
Right to sue letter issued	2
No Probable Cause	1
Mediation Settlement	10
Jurisdiction waived	3
Fact do not support claim	0
Does not warrant further actions	0
Conciliation	1
Complaint Withdrawn/Duplicate	0
Commission Final Decision	0
Conciliation Failed	0
<b>Total Dispositions</b>	<b>28</b>

**Summary: Previous Open: 144 (+) New Open 10 (-) Closed 3 (=) Total Open 151**

**Probable Cause (Monthly) = 0 (Annual) = 0**

### Pending Complaints

Open Complaints By Year	
Description	Count
Total number for year 2014	3
Total number for year 2015	22
Total number for year 2016	36
Total number for year 2017	59
Total number for year 2018	31
<b>Total</b>	<b>151</b>

Complaint By Status	
Status	Count
Initial Investigation 3	2
Elected District Court	0
Court on Appeal	1
Commission Review	0
Public Hearing Decision Pending	0
Public Hearing Pending	2
PC/Conciliation	0
Final Review	28
Final Investigation	4
Intermediate Investigation	27
Mediation	14
Mediation/Intermediate Invest.	0
Initial Investigation (2)	61
Initial Investigation	4
Initial Review / Screening	8
Opened	0
<b>Total</b>	<b>151</b>



# CASE STATUS REPORT

## Monthly Summary

April 01 , 2018 THRU April 30 , 2018

### Staff Presentation Information

Monthly Presentations			
Presentation type	Count	Hours	People
Community	2	175	126
Total	2	175	126

Year to Date Presentations			
Presentation type	Count	Hours	People
Community	5	179	171
Total	5	179	171

### Mediation and Settlement Information

Mediation & Settlement		
	Month	YTD
Held with no resolution	4	7
Closed with resolution	0	13

Monthly	
Resolution	Count
Monetary Settlement	0
No Resolution	4
Reinstatement	0
Specific Performance	0
Policy Change	0
Training	0
<b>Total</b>	<b>4</b>

Year to Date	
Resolution	Count
Monetary Settlement	11
No Resolution	7
Reinstatement	0
Specific Performance	2
Policy Change	0
Training	0
<b>Total</b>	<b>20</b>

Total monthly settlement amount: \$0.00

Total yearly settlement amount: \$121,120.00

### Referrals

Referral Distribution					
	Month	YTD		Month	YTD
ICRC	2	6	IDHR	0	0
Other	0	0	HUD	0	1
Help Legal	0	3	NAACP	0	0
ADA project	0	0	IA Citizen's Aid	1	1
Other City Departments	1	2	Bettendorf Human	0	0
DPD Internal Affairs	0	1	US Dept of Labor	0	2
Attorney Disciplinary Office	0	0	Attorney Referral	1	2
Scott Cty & Cthouse	0	0	Landlord Association	0	0
			<b>Total</b>	<b>5</b>	<b>18</b>



# CASE STATUS REPORT

## Monthly Summary

April 01 , 2018 THRU April 30 , 2018



### Status of Complaints by Number and Year

#### Case Listing for 2014

PA-0100-0008-14	Final Review
H-0123-0026-14	Court on Appeal
PA-0132-0011-14	Final Review

#### Case Listing for 2015

E-0002-0001-15	Public Hearing Pending
E-0017-0005-15	Final Review
E-0030-0014-15	Intermediate Investigation
E-0038-0017-15	Public Hearing Pending
E-0051-0024-15	Intermediate Investigation
E-0054-0026-15	Final Review
PA-0067-0011-15	Final Review
E-0076-0037-15	Intermediate Investigation
E-0077-0038-15	Intermediate Investigation
E-0078-0039-15	Intermediate Investigation
E-0087-0043-15	Final Review
E-0096-0045-15	Final Review
E-0100-0047-15	Final Review
E-0101-0048-15	Final Review
E-0102-0049-15	Final Investigation
E-0103-0050-15	Final Review
E-0110-0054-15	Final Review
ED-0118-0002-15	Final Review
PA-0119-0019-15	Final Review
PA-0133-0025-15	Final Review
E-0143-0067-15	Final Review
E-0149-0070-15	Final Review

#### Case Listing for 2016

E-0015-0004-16	Final Review
E-0022-0008-16	Intermediate Investigation
E-0024-0009-16	Final Investigation
E-0027-0010-16	Final Review
E-0031-0014-16	Intermediate Investigation
E-0035-0017-16	Intermediate Investigation
H-0037-0004-16	Final Investigation
H-0038-0005-16	Final Investigation
E-0040-0018-16	Initial Investigation (2)



**CASE STATUS REPORT**  
**Monthly Summary**  
**April 01 , 2018 THRU April 30 , 2018**

**Case Listing for 2016**

E-0052-0023-16	Initial Investigation (2)
E-0053-0024-16	Intermediate Investigation
PA-0054-0006-16	Intermediate Investigation
E-0060-0026-16	Final Review
E-0063-0027-16	Initial Investigation (2)
E-0064-0028-16	Initial Investigation (2)
E-0072-0031-16	Initial Investigation (2)
E-0076-0035-16	Final Review
E-0084-0038-16	Intermediate Investigation
E-0085-0039-16	Intermediate Investigation
PA-0089-0008-16	Initial Investigation (2)
E-0094-0044-16	Final Review
PA-0098-0009-16	Initial Investigation (2)
E-0100-0046-16	Initial Investigation (2)
E-0107-0050-16	Initial Investigation (2)
E-0110-0052-16	Final Review
PA-0117-0011-16	Final Review
PA-0118-0012-16	Final Review
E-0120-0056-16	Intermediate Investigation
E-0121-0057-16	Intermediate Investigation
E-0125-0059-16	Final Review
E-0128-0061-16	Intermediate Investigation
E-0133-0064-16	Intermediate Investigation
E-0135-0066-16	Intermediate Investigation
E-0139-0069-16	Initial Investigation (2)
E-0141-0070-16	Intermediate Investigation
E-0145-0073-16	Intermediate Investigation

**Case Listing for 2017**

E-0003-0002-17	Final Review
E-0007-0005-17	Intermediate Investigation
E-0009-0007-17	Final Review
PA-0011-0001-17	Intermediate Investigation
E-0012-0009-17	Initial Investigation (2)
E-0015-0011-17	Initial Investigation (2)
E-0017-0012-17	Intermediate Investigation
E-0022-0013-17	Initial Investigation (2)
H-0026-0001-17	Intermediate Investigation



**CASE STATUS REPORT**  
**Monthly Summary**  
**April 01 , 2018 THRU April 30 , 2018**

**Case Listing for 2017**

E-0027-0015-17	Intermediate Investigation
PA-0029-0006-17	Initial Investigation (2)
PA-0030-0007-17	Intermediate Investigation
E-0031-0016-17	Initial Investigation (2)
E-0033-0017-17	Initial Investigation (2)
E-0036-0019-17	Initial Investigation (2)
E-0037-0020-17	Initial Investigation (2)
E-0040-0021-17	Intermediate Investigation
E-0053-0025-17	Initial Investigation (2)
E-0055-0026-17	Mediation
E-0058-0028-17	Initial Investigation (2)
E-0062-0031-17	Initial Investigation (2)
E-0063-0032-17	Initial Investigation (2)
E-0064-0033-17	Initial Investigation (2)
E-0068-0035-17	Initial Investigation (2)
E-0071-0036-17	Initial Investigation (2)
E-0072-0037-17	Initial Investigation (2)
E-0073-0038-17	Initial Investigation (2)
E-0074-0039-17	Initial Investigation (2)
E-0075-0040-17	Mediation
E-0076-0041-17	Final Review
E-0077-0042-17	Initial Investigation (2)
H-0081-0008-17	Initial Investigation
E-0084-0044-17	Initial Investigation
E-0085-0045-17	Initial Investigation (2)
E-0088-0047-17	Initial Investigation (2)
E-0093-0048-17	Initial Investigation (2)
H-0094-0010-17	Mediation
H-0095-0011-17	Initial Investigation (2)
E-0096-0049-17	Initial Investigation (2)
E-0097-0050-17	Initial Investigation 3
E-0099-0051-17	Initial Investigation (2)
H-0102-0012-17	Mediation
PA-0108-0014-17	Mediation
H-0111-0015-17	Initial Investigation (2)
E-0117-0057-17	Initial Investigation 3
E-0119-0059-17	Initial Investigation (2)



**CASE STATUS REPORT**  
**Monthly Summary**  
**April 01 , 2018 THRU April 30 , 2018**

**Case Listing for 2017**

E-0121-0061-17	Initial Investigation (2)
PA-0122-0015-17	Initial Investigation (2)
E-0123-0062-17	Initial Investigation (2)
E-0124-0063-17	Initial Investigation (2)
E-0128-0067-17	Initial Investigation (2)
E-0129-0068-17	Initial Investigation
E-0130-0069-17	Initial Investigation (2)
E-0131-0070-17	Initial Investigation
E-0132-0071-17	Initial Investigation (2)
E-0133-0072-17	Initial Investigation (2)
PA-0134-0016-17	Initial Investigation (2)
ED-0142-0002-17	Initial Investigation (2)
E-0143-0075-17	Initial Investigation (2)

**Case Listing for 2018**

E-0001-0001-18	Initial Investigation (2)
E-0002-0002-18	Intermediate Investigation
ED-0003-0001-18	Initial Investigation (2)
E-0006-0003-18	Initial Investigation (2)
E-0007-0004-18	Mediation
E-0008-0005-18	Initial Investigation (2)
E-0010-0007-18	Initial Investigation (2)
E-0011-0008-18	Initial Investigation (2)
H-0012-0001-18	Initial Investigation (2)
E-0014-0009-18	Initial Investigation (2)
PA-0015-0001-18	Mediation
PA-0016-0002-18	Initial Investigation (2)
H-0019-0002-18	Initial Investigation (2)
E-0021-0010-18	Initial Investigation (2)
E-0022-0011-18	Initial Investigation (2)
E-0023-0012-18	Mediation
E-0025-0013-18	Initial Investigation (2)
E-0026-0014-18	Initial Review / Screening
E-0027-0015-18	Mediation
E-0028-0016-18	Mediation
E-0029-0017-18	Mediation
E-0030-0018-18	Mediation
H-0032-0004-18	Mediation



**Civil Rights  
Commission**  
City Hall  
226 West 4th Street  
Davenport, IA 52801

**CASE STATUS REPORT**  
**Monthly Summary**  
**April 01 , 2018 THRU April 30 , 2018**



City of Davenport

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**Case Listing for 2018**

PA-0033-0004-18	Mediation
E-0035-0019-18	Initial Review / Screening
E-0036-0020-18	Initial Review / Screening
E-0038-0021-18	Initial Review / Screening
NJR-0039-0006-18	Initial Review / Screening
E-0040-0022-18	Initial Review / Screening
E-0041-0023-18	Initial Review / Screening
PA-0042-0005-18	Initial Review / Screening