



City of Madison

City of Madison
Madison, WI 53703
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Meeting Minutes - Amended EQUAL OPPORTUNITIES COMMISSION

Thursday, March 12, 2009

5:00 PM

210 Martin Luther King, Jr. Blvd.
Room 201, City-County Building (Common Council
Chambers)

Second Amended Minutes Approved May 14, 2009.

1. CALL TO ORDER / ROLL CALL

The meeting was called to order at 5:08 p.m., Bert G. Zipperer presiding.

Present: 9 -

Coco Bustamante; Bert G. Zipperer; Charles E. McDowell; Donna V. Hurd;
Nia Enemuoh-Trammell; Brian Benford; Carousel Andrea S. Bayrd; Megin
H. McDonell and Steven H. Morrison

Absent: 1 -

Brian L. Solomon

Excused: 2 -

Erika H. Braunginn and Katherine Cramer Walsh

Additional attendance included:

Staff: Lucia Nunez, Ariel Ford, Eric Kestin, Christina Thiele, and Claudia Catota

Others Present: Madison Police Chief Noble Wray and Alder Thuy
Pham-Remmele

2. APPROVAL OF MINUTES

A motion was made by Morrison, seconded by Hurd, to approve the Feb. 5th,
2009 minutes. The motion was passed by voice vote/other.

3. PUBLIC COMMENT

Public comments were made regarding amending Sections 23.11(1)(a) and (b)
of the Madison General Ordinances to modify the curfew hours for juveniles.

Brian L. Solomon arrived at 5:25 p.m.

Present: 10 -

Coco Bustamante; Bert G. Zipperer; Charles E. McDowell; Donna V. Hurd;
Brian L. Solomon; Nia Enemuoh-Trammell; Brian Benford; Carousel
Andrea S. Bayrd; Megin H. McDonell and Steven H. Morrison

Excused: 2 -

Erika H. Braunginn and Katherine Cramer Walsh

Nine people submitted Registration Statements. Registration Statements are attached to Legistar File 12596 (see Registration Statements from Mar 12 2009 EOC mtg.pdf). Five individuals spoke in opposition to the amendment. Two individuals against the amendment did not speak but were available to answer questions. One individual spoke in support of the amendment.

Questions: Commissioners directed questions to individuals who gave public comment and/or made themselves available for questions. Commissioners and Alder Thuy Pham-Remmele asked Chief Noble Wray questions. Questions asked were in regards to the impact of tickets on drivers' licenses, why the amendment was needed, and employment exception.

UNFINISHED BUSINESS

4. [19006](#) Registrations and public comment regarding Legistar File 12596 relative to change to curfew ordinance.

Attachments: [Registrations and public comment regarding Legistar File 12596 relative to cf](#)

4. [12596](#) Amending Sections 23.11(1)(a) and (b) of the Madison General Ordinances to modify the curfew hours for juveniles.

Attachments: [Articles on curfews in other jurisdictions.pdf](#)
[Curfews in other jurisdictions.pdf](#)
[Isthmus article and Police Department Notice.pdf](#)
[Summary of Juvenile Curfews in 17 Wisconsin Municipalities \(2\).pdf](#)
[Wisconsin State Journal article.pdf](#)
[Ald_Rhodes-Conway position statement.pdf](#)
[Ltrs from Goodman Community Center Students.pdf](#)
[MPD Curfew Ticket Information.pdf](#)
[National ACLU position statement.pdf](#)
[The Impact of Youth Curfew Laws on Juvenile Crime Rates.pdf](#)
[Registration Statements from Mar 12 2009 EOC mtg.pdf](#)
[Version 1](#)
[Version 2](#)
[5/5 Council Meeting registration forms.pdf](#)
[5/5 Council Meeting amendment forms.pdf](#)
[12596 registration forms.pdf](#)

to place this item on file. The Equal Opportunities Commission strongly opposes this proposal.

A motion was made by Morrison, seconded by McDonell, to RECOMM.END TO COUNCIL WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF

OFFICER: to place this item on file. The Equal Opportunities Commission strongly opposes this proposal. The motion passed by the following vote:

Excused: 2 -

Erika H. Braunginn and Katherine Cramer Walsh

Ayes: 10 -

Coco Bustamante; Bert G. Zipperer; Charles E. McDowell; Donna V. Hurd; Brian L. Solomon; Nia Enemuoh-Trammell; Brian Benford; Carousel Andrea S. Bayrd; Megin H. McDonell and Steven H. Morrison

REPORTS

5. [08355](#) PRESIDENT'S REPORT--For information only. No action required.

Bert Zipperer, EOC President, will summarize meetings attended and other related activities on behalf of the Commission since the last Commission meeting. For information only. Any item raised for future discussion will be posted on the next agenda.

Zipperer passed.

6. [13093](#) DIRECTOR'S REPORT- For information only. No action required.

Lucía Nuñez, DCR Director, will report on the following:

- a. Her activities and meetings since the last meeting.*
- b. Update on agency activities.*

Nunez passed.

7. [08357](#) DIVISION MANAGER'S REPORT--For information only. No action required.

Ariel Ford, Equal Opportunities Division Manager, will report on the following:

- a. Activities of the Division since the last meeting.*
- b. Update on staff activities.*
- c. Update on the EEOC Contract.*

Ford passed.

8. [12507](#) COMMON COUNCIL UPDATE--For information only. No action required.

Ald. Brian Solomon will provide an update on Common Council actions since the last Commission meeting.

Solomon informed the Commission that the Common Council decided to raise bus fares. He also mentioned that the Chronic Nuisance Ordinance will be discussed at the next Common Council meeting on March 17, 2009.

9. [13853](#) APPEALS COMMITTEE REPORT

For information only. No action required.

No action required. A representative of the Appeals Panel will report on the two cases considered on appeal: Case No. 20051069, Larry v. Peterson, and Case No. 20082185, Goldsworthy v. Medpointe.

Bustamante stated that cases were decided.

Hurd stated that the decision in each case was upheld.

Zipperer thanked Ford and the staff for doing a great job. He also stated that feedback was given to staff regarding the Appeals Committee.

Morrison asked what kind of cases had come before the Appeals Committee and whether the Complainants had representation.

Zipperer informed the Commission that both cases discussed arrest and conviction record, one in housing and the other in employment.

Bustamante asked how appeals would be reported.

Ford stated that the staff would be keeping track of all the cases that are decided by the Appeals Committee.

Enemuoh-Trammell asked that in their report back to the full Commission the Appeals Committee describe the discussion that occurred with each case, what kind of case it was, what issues were appealed, and the reasoning behind the decision.

Ford stated that she would talk to Assistant City Attorney Roger Allen about what information the Appeals Committee can give to the Commission.

10. [13874](#) COMMITTEE REPORTS

Reports summarizing discussions at meetings held since the last meeting. For information only. Any item raised for discussion appears under Unfinished Business or will be posted as "New Business" on the next agenda.

- a. EOC Executive Committee
- b. EOC Employment Committee

The Commission will also consider Membership Applications for the EOC Employment Committee from Michele Thoren, applying as a City resident, and Dawn Ripp, TDS Telecom. (applications attached)

Attachments: [Thoren Membership Application.pdf](#)
[Ripp Membership Application.pdf](#)

- a. EOC Executive Committee

Morrison stated that the juvenile curfew was discussed.

b. EOC Employment Committee

McDonell stated that the Committee is concerned about avoiding discrimination in pre-employment screening.

McDonell moved, seconded by Enemuoh-Trammell, to APPROVE THE TWO APPLICANTS FOR THE EMPLOYMENT COMMITTEE.

11. NEW BUSINESS

None.

12. ADJOURNMENT

A motion was made by Benford, seconded by Solomon, to adjourn. The motion was passed by voice vote/other. The meeting adjourned at 6:45 p.m.

Minutes were prepared by Claudia Catota.

Commissioners unable to attend should contact Rachel Cambell at (608) 267-1133 or rlcampbell@cityofmadison.com.