

49

"PUBLIC ACCOMMODATIONS" ORDINANCE
THE CITY OF OKLAHOMA CITY

(Published in The Daily Law Journal-Record June 3, 1964).

ORDINANCE NO. 10539

AN ORDINANCE ESTABLISHING THE COMMUNITY RELATIONS COMMISSION OF OKLAHOMA CITY; PROVIDING THE APPOINTMENT OF THE MEMBERS OF SAID COMMISSION; DEFINING THE DUTIES AND POWERS OF SAID COMMISSION; FURTHER DEFINING CERTAIN TERMS; PROHIBITING DISCRIMINATORY PRACTICES IN PLACES OF PUBLIC ACCOMMODATION; PROVIDING ADMINISTRATIVE PROCEDURES, NOTICE OF HEARING, AND REPORTS TO THE CITY COUNCIL; MAKING THE VIOLATION OF THE PROVISIONS HEREOF AN OFFENSE; PROVIDING A PENALTY FOR VIOLATIONS; DECLARING CERTAIN PRACTICES A NUISANCE; PROVIDING FOR PARTIAL INVALIDITY; AND FURTHER PROVIDING EXCEPTIONS TO RIGHT OF ENTRY ON PREMISES,

ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. DEFINITIONS. The below listed words and phrases, as used in this ordinance, unless a different meaning is plainly required by the context, shall have the following meanings:

(a) "Person" shall mean and include individuals, firms, partnerships, associations, groups, legal representatives, agents, employees, or any combination thereof.

(b) "Commission" shall mean the Community Relations Commission of The City of Oklahoma City, Oklahoma.

(c) "Place of Public Accommodation" shall mean ^{of the following} ~~any~~ places of business, within the corporate limits of The City of Oklahoma City, offering or holding out services or facilities to the general public ^{to wit: of} ~~including but not limited to~~ hotels, motels, cafeterias, restaurants, and any place where food is offered for sale to the general public for consumption upon the premises; swimming pools, skating rinks, bowling alleys and retail stores; amusement parks and theatres; and all public transportation carriers and the stations, terminals, and facilities thereof.

(d) "Committee" shall mean the Anti-Discrimination Committee of the Commission which shall be concerned with charges of

Revised Draft 4/4.

discrimination presented to the Commission under the provisions of this ordinance.

SECTION 2. COMMISSION CREATED. For the purpose of administering the provisions of this ordinance there is hereby created the Community Relations Commission of The City of Oklahoma City.

SECTION 3. COMMISSION-MEMBERSHIP. The Commission shall be composed of from nine to seventeen members, serving without compensation. The individual members of the Commission shall be representative of the various racial, religious, business and other groups in Oklahoma City. The Chairman shall be named by the Mayor and all members of the Commission shall be appointed by the Mayor and approved by the City Council. Said membership shall be divided equally among the four wards with one at large.

SECTION 4. COMMISSION - TERM OF OFFICE. The term of office of each member shall end on December 31st of each year, but all members shall hold office until their successors are appointed.

SECTION 5. COMMISSION-VACANCY. If at any time a vacancy occurs in the Commission, the vacancy shall be filled for the unexpired term in the same manner that the office was previously filled.

SECTION 6. DISCRIMINATORY PRACTICES PROHIBITED.

(a) It shall be unlawful and an offense for any person, who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City, to deny or refuse any privilege, facility, goods, merchandise, commodity, or accommodation because of any person's race, religion, color, creed, ancestry, or national origin.

(b) It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City, to segregate or

require the placing of any person in any separate section or area of the premises or facilities of said place of public accommodation because of any person's race, religion, color, creed, ancestry, or national origin.

(c) It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City to place, post, maintain, or display any written or printed advertisement, notice, or sign to the effect that any of the accommodations, facilities, privileges, goods, or merchandise of said place of public accommodation will or may be refused, withheld from, or denied to any person because of race, religion, color, creed, ancestry, or national origin.

SECTION 7. ADMINISTRATION. The Committee shall be appointed by the Commission with the approval of a majority of the Council and shall have full operating responsibility, under the supervision of the Commission, for carrying out the provisions of this ordinance. In addition to any powers or duties heretofore conferred upon the Commission, it shall have the additional power and duty to:

(a) Initiate on its own or receive, investigate and seek to adjust all complaints or discriminatory practices prohibited by this ordinance.

(b) By itself or through the Committee, to hold public ~~or~~ ^{of} ~~private~~ hearings, subpoena witnesses and require their attendance, administer oaths, and take the testimony of any person under oath relating to any matter under investigation or in question.

(c) Make rules as to the procedure for the issuance of subpoenas by the Committee. Contumacy or refusal to obey a subpoena pursuant to this section may be certified to the Criminal Court of

The City of Oklahoma City for appropriate action.

SECTION 8. PROCEDURE.

(a) Any person aggrieved by a discriminatory practice prohibited by this ordinance may file with the Commission a complaint in writing under oath. Said complaint shall be signed by the person claiming to be aggrieved, and shall state the name and address of the person alleged to have violated the provisions of this ordinance, and shall further set forth the particulars of said violation and may include such other information as may be required by the Commission. Complaints filed under this section must be filed within thirty (30) days after the alleged violation and failure to file within said time shall be considered a waiver of the application of this ordinance. The Commission may issue a complaint on its own initiative at any time it is within the knowledge of the Commission that a person has violated any of the provisions of this ordinance.

(b) The Committee shall investigate each complaint filed with the Commission and shall attempt an adjustment of said complaint by means of conference and conciliation. Sixty (60) days shall be allowed for the purpose of investigation, conference and conciliation. Upon determination that a complaint is not well-founded, the Committee shall dismiss said complaint and notify the complainant and respondent in writing of said dismissal. If the Committee takes no action on a complaint within ninety (90) days of the filing of said complaint, it shall be summarily dismissed by the Commission.

(c) If conference or conciliation does not result in compliance with this ordinance, the Committee may, at its discretion, certify the complaint to the Municipal Counselor for prosecution, or cause to be issued and served, in the name of the City Council of The City

of Oklahoma City, a written notice, together with a copy of said complaint, requiring the person named in said complaint, hereinafter referred to as respondent, to answer the charges of said complaint at a hearing before the Committee at a time and place to be specified in said notice. The place of such hearing may be the office of the Commission or any other place designated by the Commission in said notice.

(d) At the hearing provided for in (c) above, the complaint will be presented by the Municipal Counselor or his designated Assistant who shall also be counsel for the Commission; and no Commission member who participated in the investigation of the complaint to be heard shall participate in the hearing, except as a witness, nor shall any such member participate in any deliberations or findings of the Committee at said hearing. Any endeavors or negotiations for conciliation, admission, or statement made in connection with the investigation of any complaint shall not be received in evidence at any hearing on said complaint. A respondent may file a written answer to the complaint and appear at the hearing on said complaint in person or by legal counsel. The Committee, when conducting any hearing pursuant to this section, may permit amendments to any complaint or answer and the testimony taken at said hearing shall be under oath and shall be transcribed at the request of either party or at the direction of the Committee. If the Committee finds at said hearing that a respondent has engaged in any discriminatory practice or practices prohibited by this ordinance, it shall state its findings of fact and shall issue and file with the Commission and cause to be served on the respondent an order requiring respondent to cease and desist said discriminatory practice or practices, or make such other order as the circumstances warrant. If the Committee, upon hearing, finds that

respondent has not engaged in any discriminatory practice, it shall state its findings of fact and shall issue and file an order dismissing the complaint. The Commission shall establish rules and regulations to govern, expedite and effectuate the foregoing procedure and shall maintain the files provided for herein.

(e) In the event a complainant or respondent is not satisfied with the findings of the Committee, either shall have the right to appeal said findings to the Commission within twenty (20) days after the date of said findings. No member of the Committee may participate in the determination of an appeal. On appeal the Commission may dismiss the complaint, affirm the findings, or enter such other appropriate order it deems necessary to effectuate the purposes of this ordinance.

(f) In the event the Committee shall enter a cease or desist order from which no appeal is taken and in those cases where such order is appealed and affirmed by the Commission, the Commission shall, in cases of non-compliance with said order, certify the complaint to the Municipal Counselor for appropriate action. No prosecution shall be brought under this ordinance, except upon such certification.

(g) All complaints, answers, investigations, conferences and hearings conducted under and pursuant to this ordinance, shall be held confidential by the Commission, the Committee and their agents and employees, provided that the Committee may, at the request of the complainant, or on its own initiative, and shall, at the request of the respondent, declare any hearing to be open and public. OC

6 Within the limits of the foregoing listed specifications, the Committee shall have the power to formulate its own rules of procedure.

SECTION 9. NOTICES. All notices required under the provisions of this ordinance to be served upon any person may be served personally upon said person or by mailing a copy thereof, said mailing to be by certified mail with return receipt requested.

SECTION 10. REPORTS. The Commission shall report to The City of Oklahoma City annually the disposition of all complaints referred to it and any and all matters which it deems appropriate to be brought to the attention of the City Council, including any recommendations it deems desirable and necessary to the accomplishment of the purposes of this ordinance.

SECTION 11. PENALTY. It shall be unlawful and an offense for any person to violate any of the provisions of this ordinance, and any person violating any of said provisions shall be deemed guilty of an offense against The City of Oklahoma City, and upon being found guilty thereof by the Criminal Court of The City of Oklahoma City shall be subject to a fine of not more than \$19.00 and \$1.00 costs for each offense; and each day that any offense is continued in violation of this ordinance is to be construed as a separate offense.

SECTION 12. NUISANCE. In the event any person shall receive more than one conviction for the violation of any of the provisions of this ordinance, and if said person so convicted is the owner or operator of any place of public accommodation, said place of public accommodation shall be deemed to constitute a public nuisance; and in such event, and after recommendation and referral by the Commission, the Municipal Counselor of The City of Oklahoma City shall be empowered, upon direction of the City Council, ^{injunction} to apply for/

relief in any court of competent jurisdiction for the abatement of said nuisance.

SECTION 13. RIGHT OF ENTRY - EXPRESS PURPOSE. No provision of this ordinance is intended, nor should any provision hereof be construed to grant any person or persons a right of entry upon the premises of a place of public accommodation for any purpose other than the express and obvious purpose or purposes for which a place of public accommodation is open to the general public, and only during its normal hours of operation.

SECTION 14. RIGHT OF ENTRY - PERSONS EXCEPTED. No provision of this ordinance is intended, nor should any provision hereof be construed to grant a right of entry upon the premises of a place of public accommodation to any person or persons who are drunk, disorderly, vagrants, loitering, begging, disturbing the peace, soliciting, selling advertising, vending goods, or presenting themselves for entry in any manner, state of dress, demeanor, or condition for which the general public, regardless of race, religion, color, creed, ancestry, or national origin, would be excluded by said place of public accommodation.

SECTION 15. PARTIAL INVALIDITY. If any part of this ordinance or any rule, regulation, or requirement herein, or any rule, regulation or requirement promulgated under the provisions hereof, shall be held to be invalid by a court of competent jurisdiction, such invalidity shall not affect the provisions of this ordinance or other rules, regulations or requirements herein, or promulgated under the provisions hereof which are not declared to be invalid, and said provisions not declared to be invalid shall remain in full force and effect.

PASSED by the Council of The City of Oklahoma City this

2 day of June, 1964.

Jerome W. Byrd
Vice MAYOR

ATTEST:

Quinn Grist
CITY CLERK

APPROVED as to form only this 28th day of May,
1964.

Canoll E. Greer
Ass't Municipal Counselor

Revised Draft #3

Revised Draft #3

MR. MAYOR:

I move to amend the proposed public accommodations ordinance, in Section 1(c), by amending said sub-section (c) to read as follows:

"(c) 'Place of Public Accommodation' shall mean any of the following places of business, within the corporate limits of the City of Oklahoma City, offering or holding out services or facilities to the general public, to-wit:

Hotels, motels, cafeterias, restaurants, and any place where food is offered for sale to the general public for consumption upon the premises; swimming pools, skating rinks, bowling alleys and retail stores; amusement parks and theatres; and all public transportation carriers and the stations, terminals, and facilities thereof."

RESOLUTION

A RESOLUTION REPEALING RESOLUTION NO. 382, ADOPTED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY ON THE 21ST DAY OF MAY, 1963.

WHEREAS, on the 21st day of May, 1963 the Council of The City of Oklahoma City, by Resolution No. 382, established the Community Relations Committee of Oklahoma City, Oklahoma; and

WHEREAS, it is the intention of the Council to dissolve the Community Relations Committee and delegate the powers and duties of said Committee to the Community Relations Commission of Oklahoma City, Oklahoma, by City Ordinance.

NOW, THEREFORE, BE IT RESOLVED that Resolution No. 382, adopted and approved by the Council of The City of Oklahoma City on the 21st day of May, 1963, is hereby repealed and the Community Relations Committee established thereby is hereby dissolved.

ADOPTED AND APPROVED by the Council of The City of Oklahoma City this 24 day of Aug., 1965.

Sam W. D. D. D.
MAYOR

ATTEST:

Quinn L. L. L.
City Clerk

APPROVED as to form and legality
this 19th day of August, 1965.

Carroll E. Gregg
Carroll E. Gregg
Assistant Municipal Counselor

R 382

STATEMENT OF MAYOR JACK S. WILKES -

COMMITTEE ON COMMUNITY RELATIONS

Because of the closeness the city government has to the lives of people it has primary responsibility in intergroup relations. Many cities are not prepared to assist people of different races, religions and national backgrounds understand and appreciate each other.

Certainly the responsible people of any city are anxious to promote the welfare of all citizens and ~~pxm~~ ready to take those steps that would create good will among the various groups of the city.

Racial progress is a fact of our time. Oklahoma City's record in racial progress is marked by both pride and shame. We can be proud that our city has not been embarrassed by racial violence. We hope and pray that all citizens will conduct themselves with dignity at all times. We are ashamed that greater progress has not been made.

The proposed Committee on Community Relations would create a responsible body who could bring together the varied groups of the city to discuss their problems. It could also advise the city's government concerning the needs of the various groups.

Reso. #382

R E S O L U T I O N

WHEREAS, Oklahoma City is made up of many diverse groups with varying viewpoints and differing beliefs but all sharing the faith that all of us are equally entitled to the blessings and benefits of America and equally charged with its responsibilities; and

WHEREAS, the march towards full equality and justice, by all who share the traditions and ideals of this country, will move ever forward, the pace of this march has quickened in recent years and will continue in that direction; and

WHEREAS, it is vital to the progress and growth of Oklahoma City that all of our people work together in the pursuit of individual rights and the harmony of all groups, in the spirit that already has brought us so far along the way of human relations progress; and

WHEREAS, we believe that the best future of Oklahoma City, and its citizens, rests in an era of good feeling and cooperative friendship among all of the various groups of this City and that any problems and tension can be worked out in discussion and friendly confrontation rather than in hostility, division or potential disorder.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY that the Mayor of Oklahoma City, in consultation with the City Council and others, appoint without delay a committee to work toward the promotion of equality and understanding, the solving of community problems and the creation of an improved atmosphere of justice and fair-play for all.

SECTION ONE. The committee shall be called the COMMUNITY RELATIONS COMMITTEE and consist of from nine to fifteen members, serving without compensation. The individual members of the committee shall be representative of the various racial, religious, business and other groups in Oklahoma City. The Chairman shall be named by the Mayor and shall, in cooperation with the committee members, determine the frequency and place of committee meetings.

The term of office of each member shall end on December 31st of each year, but all members shall hold office until their successors are appointed.

SECTION TWO. The committee shall act in an advisory capacity and its functions and duties shall be to advance equality of treatment and opportunity among all groups and good intergroup relations among the various segments of the population; to help make it possible for each citizen of every diverse group to develop his talents and abilities without limitation; and to aid, foster and encourage equal access to the public and commercial services and opportunities available in the community.

In order to accomplish the objectives herein set out, the Committee shall advise with the Mayor and other officers of The City of Oklahoma City on problems affecting human and intergroup relations; consult with human relations organizations and their staffs, with any other agencies, either public or private, which function in the community in the field of human relations.

The committee shall work specifically in, but not be limited to:

(a) Combat those misconceptions, prejudices and untruths which tend to set group against group, (b) Help to reduce tensions created by ignorance and bigotry; and (c) Work toward eliminating discriminatory practices arising from prejudice.

ADOPTED by the Council of The City of Oklahoma City this

28 day of May, 1963.

APPROVED by the Mayor of The City of Oklahoma City this 28

day of May, 1963.

ATTEST:

Quinn Smith
CITY CLERK

Jack S. Wilke
MAYOR

APPROVED as to form and legality this 28 day of May, 1963.

Roy H. Semtner
Municipal Counselor

AN ORDINANCE ESTABLISHING THE COMMUNITY RELATIONS COMMISSION OF OKLAHOMA CITY; PROVIDING THE APPOINTMENT OF THE MEMBERS OF SAID COMMISSION; DEFINING THE DUTIES AND POWERS OF SAID COMMISSION; FURTHER DEFINING CERTAIN TERMS; PROHIBITING DISCRIMINATORY PRACTICES IN PLACES OF PUBLIC ACCOMMODATION; PROVIDING ADMINISTRATIVE PROCEDURES, NOTICE OF HEARING, AND REPORTS TO THE CITY COUNCIL; MAKING THE VIOLATION OF THE PROVISIONS HEREOF AN OFFENSE; PROVIDING A PENALTY FOR VIOLATIONS; DECLARING CERTAIN PRACTICES A NUISANCE; PROVIDING FOR PARTIAL INVALIDITY; AND FURTHER PROVIDING EXCEPTIONS TO RIGHT OF ENTRY ON PREMISES.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. Definitions. The below listed words and phrases, as used in this ordinance, unless a different meaning is plainly required by the context, shall have the following meanings:

(a) "Person" shall mean and include individuals, firms, partnerships, associations, groups, legal representatives, agents, employees, or any combination thereof.

(b) "Commission" shall mean the Community Relations Commission of The City of Oklahoma City, Oklahoma.

(c) "Place of Public Accommodation" shall mean any of the following places of business, within the corporate limits of The City of Oklahoma City, offering or holding out services or facilities to the general public, to-wit: hotels, motels, cafeterias, restaurants, and any place where food is offered for sale to the general public for consumption upon the premises; swimming pools, skating rinks, bowling alleys and retail stores; amusement parks and theatres; and all public transportation carriers and the stations, terminals, and facilities thereof.

(d) "Committee" shall mean the Anti-Discrimination Committee of the Commission which shall be concerned with charges of discrimination presented to the Commission under the provisions of this ordinance.

SECTION 2. Commission Created. For the purpose of administering the provisions of this ordinance there is hereby created the Community Relations Commission of The City of Oklahoma City.

SECTION 3. Commission-Membership. The Commission shall be composed of from nine to seventeen members, serving without compensation. The individual members of the Commission shall be representative of the various racial, religious, business and other groups in Oklahoma City. The Chairman shall be named by the Mayor and all members of the Commission shall be appointed by the Mayor and approved by the City Council. Said membership shall be divided equally among the four wards with one at large.

SECTION 4. Commission—Term of Office. The term of office of each member shall end on December 31st of each year, but all members shall hold office until their successors are appointed.

SECTION 5. Commission—Vacancy. If at any time a vacancy occurs in the Commission, the vacancy shall be filled for the unexpired term in the same manner that the office was previously filled.

SECTION 6. Discriminatory Practices Prohibited.

(a) It shall be unlawful and an offense for any person, who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City, to deny or refuse any privilege, facility, goods, merchandise, commodity, or accommodation because of any person's race, religion, color, creed, ancestry, or national origin.

(b) It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City, to segregate or require the placing of any person in any separate section or area of the premises or facilities of said place of public accommodation because of any person's race, religion, color, creed, ancestry, or national origin.

(c) It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City to place, post, maintain, or display any written or printed advertisement or sign which shall be refused, withheld from, or denied to any person because of race, religion, color, creed, ancestry, or national origin.

SECTION 7. Administration. The Committee shall be appointed by the Commission with the approval of a majority of the Council and shall have full operating responsibility, under the supervision of the Commission, for carrying out the provisions of this ordinance. In addition to any powers or duties heretofore conferred upon the Commission, it shall have the additional power and duty to:

(a) Initiate on its own or receive, investigate and seek to adjust all complaints or discriminatory practices prohibited by this ordinance.

(b) By itself or through the Committee, to hold public hearings, subpoena witnesses and require their attendance, administer oaths, and take the testimony of any person under oath relating to any matter under investigation or in question.

(c) Make rules as to the procedure for the issuance of subpoenas by the Committee. Contumacy or refusal to obey a subpoena pursuant to this section may be certified to the Criminal Court of The City of Oklahoma City for appropriate action.

SECTION 8. Procedure.

(a) Any person aggrieved by a discriminatory practice prohibited by this ordinance may file with the Commission a complaint in writing under oath. Said complaint shall be signed by the person claiming to be aggrieved, and shall state the name and address of the person alleged to have violated the provisions of this ordinance, and shall further set forth the particulars of said violation and may include such other information as may be required by the Commission. Complaints filed under this section must be filed within thirty (30) days after the alleged violation and failure to file within said time shall be considered a waiver of the application of this ordinance. The Commission may issue a complaint on its own initiative at any time it is within the knowledge of the Commission that a person has violated any of the provisions of this ordinance.

(b) The Committee shall investigate each complaint filed with the Commission and shall attempt an adjustment of said complaint by means of conference and conciliation. Sixty (60) days shall be allowed for the purpose of investigation, conference and conciliation. Upon determination that a complaint is not well-founded, the Committee shall dismiss said complaint and notify the complainant and respondent in writing of said dismissal. If the Committee takes no action on a complaint within ninety (90) days of the filing of said complaint, it shall be summarily dismissed by the Commission.

(c) If conference or conciliation does not result in compliance with this ordinance, the Committee may, at its discretion, certify the complaint to the Municipal Counselor for prosecution, or cause to be issued and served, in the name of the City Council of The City of Oklahoma City, a written notice, together with a copy of said complaint, requiring the person named in said complaint, hereinafter referred to as respondent, to answer the charges of said complaint at a hearing before the Committee at a time and place to be specified in said notice. The place of such hearing may be the office of the Commission or any other place designated by the Commission in said notice.

(d) At the hearing provided for in (c) above, the complaint will be presented by the Municipal Counselor or his designated Assistant who shall also be counsel for the Commission; and no Commission member who participated in the investigation of the complaint to be heard shall participate in the hearing, except as a witness, nor shall any such member participate in any deliberations or findings of the Committee at said hearing. Any endeavors or negotiations for conciliation, admission, or statement made in connection with the investigation of any complaint shall not be received in evidence at any hearing on said complaint. A respondent may file a written answer to the complaint and appear at the hearing on said complaint in person or by legal counsel. The Committee, when conducting any hearing pursuant to this section, may permit amendments to any complaint or answer and the testimony taken at said hearing shall be under oath and shall be transcribed at the request of either party or at the direction of the Committee. If the Committee finds at said hearing that a respondent has engaged in any discriminatory practice or practices prohibited by this ordinance, it shall state its findings of fact and shall issue and file with the Commission and cause to be served on the respondent an order requiring respondent to cease and desist said discriminatory practice or practices, or make such other order as the

Commission may deem appropriate. If the respondent fails to comply with the order of the Commission, the Commission shall establish rules and regulations to govern, expedite and effectuate the foregoing procedure and shall maintain the files provided for herein.

(e) In the event a complainant or respondent is not satisfied with the findings of the Committee, either shall have the right to appeal said findings to the Commission within twenty (20) days after the date of said findings. No member of the Committee may participate in the determination of an appeal. On appeal the Commission may dismiss the complaint, affirm the findings, or enter such other appropriate order it deems necessary to effectuate the purposes of this ordinance.

(f) In the event the Committee shall enter a cease or desist order from which no appeal is taken and in those cases where such order is appealed and affirmed by the Commission, the Commission shall, in cases of non-compliance with said order, certify the complaint to the Municipal Counselor for appropriate action. No prosecution shall be brought under this ordinance, except upon such certification.

(g) Within the limits of the foregoing listed specifications, the Committee shall have the power to formulate its own rules of procedure.

SECTION 9. Notices. All notices required under the provisions of this ordinance to be served upon any person may be served personally upon said person or by mailing a copy thereof, said mailing to be by certified mail with return receipt requested.

SECTION 10. Reports. The Commission shall report to The City of Oklahoma City annually the disposition of all complaints referred to it and any and all matters which it deems appropriate to be brought to the attention of the City Council, including any recommendations it deems desirable and necessary to the accomplishment of the purposes of this ordinance.

SECTION 11. Penalty. It shall be unlawful and an offense for any person to violate any of the provisions of this ordinance, and any person violating any of said provisions shall be deemed guilty of an offense against The City of Oklahoma City, and upon being found guilty thereof by the Criminal Court of The City of Oklahoma City shall be subject to a fine of not more than \$19.00 and \$1.00 costs for each offense; and each day that any offense is continued in violation of this ordinance is to be construed as a separate offense.

SECTION 12. Nuisance. In the event any person shall receive more than one conviction for the violation of any of the provisions of this ordinance, and if said person so convicted is the owner or operator of any place of public accommodation, said place of public accommodation shall be deemed to constitute a public nuisance; and in such event, and after recommendation and referral by the Commission, the Municipal Counselor of The City of Oklahoma City shall be empowered upon direction of the City Council to apply for injunctive relief in any court of competent jurisdiction for the abatement of said nuisance.

SECTION 13. Right of Entry—Express Purpose. No provision of this ordinance is intended, nor should any provision hereof be construed to grant any person or persons a right of entry upon the premises of a place of public accommodation for any purpose other than the express and obvious purpose or purposes for which a place of public accommodation is open to the general public, and only during its normal hours of operation.

SECTION 14. Right of Entry—Persons Excluded. No provision of this ordinance is intended, nor should any provision hereof be construed to grant a right of entry upon the premises of a place of public accommodation to any person or persons who are drunk, disorderly, vagrants, loitering, begging, disturbing the peace, soliciting, selling advertising, vending goods, or presenting themselves for entry in any manner, state of dress, demeanor, or condition for which the general public, regardless of race, religion, color, creed, ancestry, or national origin, would be excluded by said place of public accommodation.

SECTION 15. Partial Invalidity. If any part of this ordinance or any rule, regulation, or requirement herein, or any rule, regulation or requirement promulgated under the provisions hereof, shall be held to be invalid by a court of competent jurisdiction, such invalidity shall not affect the provisions of this ordinance or other rules, regulations or requirements herein, or promulgated under the provisions hereof which are not declared to be invalid, and said provisions not declared to be invalid shall remain in full force and effect.

PASSED by the Council of The City of Oklahoma City this 2nd day of June, 1964.

JEROME W. BYRD,
(Seal) Vice-Mayor.
Attest: ORVIN CRIST.

attach ord 1053
March 16, 1964
*March 17 ✓
Rec & sent to
atly & managers
for study & Review
by staff*

The Honorable Mayor and Council.

Gentlemen:

C
O
P
Y

For several months the Oklahoma City Community Relations Committee has had a matter of a public accommodations ordinance under study. The subcommittee on that subject has done considerable research and has drafted a sample ordinance merely as a guide to what such an ordinance might include.

On March 13, 1964 the committee voted to recommend the adoption of a public accommodations ordinance patterned after the attached model.

The committee is available at your pleasure to communicate any background information that may be desired.

Respectfully,

COMMUNITY RELATIONS COMMITTEE

Frank E. Carey, Jr.
Chairman

FACT SHEET ON PUBLIC ACCOMMODATIONS ORDINANCE

- 1 - The Wall Street Journal reported on October 22, 1963 that some 30 states with 70% of the nation's population already have laws on their books forbidding discrimination in places of public accommodations, in addition to hundreds of cities.

Some of the cities and counties which have passed such ordinances include: Albuquerque, New Mexico; El Paso, Texas; Montgomery County, Maryland; Kansas City, Missouri; St. Joseph, Missouri; St. Louis, Missouri; Louisville, Kentucky; Washington, D. C.; Miami Beach, Florida, and Surf Side, Florida.

- 2 - Statements on effectiveness of public accommodations ordinances.

- A - KANSAS CITY, MISSOURI: From Mr. B. J. George, Sr., former chairman, Kansas City Commission on Human Relations:

"We do have a fair public accommodations ordinance which was passed on January 16, 1960 and upheld by the Missouri Supreme Court on April 9, 1962.....The ordinance was enacted after considerable groundwork had been done by various groups, including the Commission, and in my opinion, it has been quite successful, although the relatively few complaints before us indicate that public acceptance had been received even before its enactment."

Subsequent information from Kansas City states that as of the summer of 1963, 12 complaints had been received, and all had been settled by conference and conciliation.

- B - ST. LOUIS, MISSOURI: From Mr. W. J. Duford, Commissioner, St. Louis Council on Human Relations:

"The Public Accommodations Ordinance will have been in force two years on July 1, 1963. Although approximately 100 complaints have been filed, all have been resolved. Only one complaint was taken to court and was settled in favor of the complainant."

- C - PHILADELPHIA: Philadelphia's ordinance has been in effect for the past eight years. They report a total of 97 violations, most of them in the first two years. One-third of the complaints were dismissed. Two-thirds were settled by arbitration and the influence of the Human Relations Commission. None went to court.

- D - LOUISVILLE, KENTUCKY: Dr. Marlin M. Volz, Chairman of the Louisville Human Relations Commission, reported on December 2, 1963 that as of that date only 4 complaints had been made under Louisville's public accommodations ordinance and all of those were against tavern operators.

ORDINANCE NO. _____

AN ORDINANCE RELATING TO PLACES OF PUBLIC ACCOMMODATION; PROHIBITING DISCRIMINATORY PRACTICES ON ACCOUNT OF RACE, RELIGION, COLOR, ANCESTRY OR NATIONAL ORIGIN IN PLACES OF PUBLIC ACCOMMODATION; DEFINING CERTAIN TERMS; DEFINING UNLAWFUL DISCRIMINATORY PRACTICES; PROVIDING FOR DUTIES OF INVESTIGATION AND PROCEDURAL REQUIREMENTS OF THE COMMUNITY RELATIONS COMMISSION OF THE CITY OF OKLAHOMA CITY; PROVIDING FOR NOTICE AND HEARING UPON COMPLAINT; PROVIDING FOR APPEALS ON DECISIONS OF THE COMMUNITY RELATIONS COMMISSION OF THE CITY OF OKLAHOMA CITY RELATING TO DISCRIMINATORY PRACTICES; PROVIDING FOR CRIMINAL PENALTY AND INJUNCTIVE RELIEF AGAINST DISCRIMINATORY PRACTICES; AND PROVIDING AN EFFECTIVE DATE THIRTY (30) DAYS FROM ADOPTION AND PUBLICATION.

WHEREAS, The City Council of the City of Oklahoma City recognizes that the government of the municipality was organized to advance, protect, serve, benefit and promote the health, safety and general welfare of all persons within the corporate limits of the city; and

WHEREAS, the population of the City of Oklahoma City consists of people of every race, color, religion and ancestry and national origin; and

WHEREAS, the practice of discrimination in places of public accommodation within the City of Oklahoma City on account of race, religion, color, ancestry, or national origin would promote and result in breaches of the peace, intensify conflicts between groups and individuals, impair the peace and good order of the community, subject certain citizens of the community to indignities, hardships and deprivations which are detrimental to their physical and mental health, tend to increase juvenile delinquency and undermine the institutions of a free and democratic society; and

WHEREAS, any inhibiting condition caused by racial, religious or ancestral factors which threaten the rights and privileges of the citizens of this community is contrary to the policy of the City of Oklahoma City and the State of Oklahoma, the policy of the State of Oklahoma against such discrimination being expressed by the 1963 Oklahoma Legislature in adopting an act relating to human rights and declaring a policy of the State of Oklahoma, evidencing cognizance of the legislature's duty to give all citizens an opportunity to reach their full potential and providing that any inhibiting condition caused by racial, ethnic or religious factors are matters of concern to the state government as they threaten the rights and privileges of the citizens of the State of Oklahoma and the institutions of a free and democratic society (74 Okla. Stat. Supp. 1963, Sec. 951-954);

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OKLAHOMA CITY, OKLAHOMA:

Section 1. Declaration of Policy. It is hereby declared to be the policy of the City of Oklahoma City in the exercise of its police power for the advancement, protection, promotion, service and benefit of the public safety, health and general welfare, to insure equal opportunity to all persons in and to places of public accommodation, and to that end to prohibit discrimination on account of race, religion, color, ancestry, or national origin, in places of public accommodation within the City of Oklahoma City.

Section 2. Definitions. When used in this Ordinance, the following terms, words and phrases shall have the following meanings:

- (a) The term "person" includes individuals, partnerships, associations, corporations, legal representatives, or a combination thereof.
- (b) The term "Commission" means the Community Relations Commission of the City of Oklahoma City.

- (c) (One of these definitions is suggested. Either:)

"The phrase "place of public accommodation" means any place of business offering or holding out to the general public services or facilities for the peace, comfort, health, welfare, or safety of such general public, including public places providing food, shelter, recreation, entertainment or amusement."

(Or -)

"The phrase "place of public accommodation" means any place of business offering or holding out services or facilities to the general public, including but not limited to hotels, motels, cafeterias and restaurants or other places where food is offered for sale to the public generally for consumption upon the premises, swimming pools, skating rinks, bowling alleys, retail stores, local public transportation carriers, whether on land or water or in the air, and the stations or terminals thereof, amusement parks, theatres, barber shops and beauty parlors."

- (d) The "Anti-Discrimination Division" shall be that committee of the Commission concerned with charges of discrimination brought to the Commission under this ordinance.

Section 3. Discriminatory Practices Prohibited. The following practices by places of public accommodation are hereby declared to be prohibited and unlawful:

- (a) Refusal of Service. It shall be a discriminatory practice for the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee of a place of public accommodation within the City of Oklahoma City to deny, refuse or reject any privilege, facility, goods, merchandise, commodity, or accommodation on account of any person's race, religion, color, ancestry or national origin.
- (b) Segregation of persons. It shall be a discriminatory practice for the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee of a place of public accommodation with the City of Oklahoma City to segregate or require the placing of any person in any separate section or area of the premises or facilities of a place of public accommodation on account of any person's race, religion, color, ancestry or national origin.
- (c) Signs. It shall be a discriminatory practice to place, post, maintain or display any written or printed advertisement, notice or sign to the effect that any of the accommodations, advantages, facilities, privileges, goods or merchandise of any place of public accommodation will or may be refused, withheld from or denied to any person on account of that person's race, religion, color, ancestry or national origin.

Section 4. Administration. The administration of this Ordinance shall be the responsibility of the Community Relations Commission. The Anti-Discrimination Division shall have full operating responsibility under the supervision of the Commission for carrying out the provisions of this Ordinance. In addition to any powers, or duties heretofore conferred on said Commission, it shall have the power and duty to:

- (a) Initiate on its own or receive, investigate and seek to adjust all complaints or discriminatory practices prohibited by this Ordinance.
- (b) By itself or through its Anti-Discrimination Division, to hold public or private hearings, subpoena witnesses and compel their attendance, administer oaths, take the testimony of any person under oath relating to any matter under investigation or in question. The Commission may make rules as to the procedure for the issuance of subpoenas by the Anti-Discrimination Division.

Contumacy or refusal to obey a subpoena issued pursuant to this section may be certified to a City Court of the City of Oklahoma City for appropriate action.

Section 5. Procedure.

(a) Any person claiming to be aggrieved by a discriminatory practice prohibited by this Ordinance may make, sign and file with the Community Relations Commission a complaint in writing under oath, which shall state the name and address of the person alleged to have committed the discriminatory practice and which shall set forth the particulars thereof and contain such other information as may be required by the Commission. Such complaints shall be filed within thirty (30) days after the alleged discriminatory act is committed. The Commission, at any time it has reason to believe that any person has been engaged in discriminatory practices prohibited by this ordinance, may issue a complaint.

(b) If the Anti-Discrimination Division determines after investigation that probable cause exists for the allegations made in the complaint, the Anti-Discrimination Division shall attempt an adjustment by means of conference and conciliation. Sixty (60) days shall be allowed for this purpose. If the Anti-Discrimination Division determines that there is no probable cause for the allegations made in the complaint, then they shall dismiss the complaint and promptly notify the complainant and the respondent of this action. If no action is taken by the Anti-Discrimination Division within ninety (90) days after the complaint is filed, such complaint shall hereby be considered dismissed.

(c) In the case of failure of conference or conciliation to obtain compliance with this ordinance, the Anti-Discrimination Division may either certify the entire case to the City Counselor for prosecution, or cause to be issued and served in the name of the Council a written notice, together with a copy of such complaint, as the name may have been amended, requiring the person named in such complaint, hereinafter referred to as the respondent, to answer the charges of such complaint at a hearing before the Anti-Discrimination Division, at a time and place to be specified in such notice. The place of such hearing may be the office of the Commission or another place designated by it. The case in support of the complaint shall be presented at the hearing by a member of the City Counselor's office who shall be counsel for the Community Relations Commission; and no Commission member who previously made the investigation or caused the notice to be issued shall participate in the hearing except as a witness, nor shall he participate in the deliberations of the Anti-Discrimination Division in such case. Any endeavors or negotiations for conciliation or admission or statement made in connection therewith shall not be received in evidence. The respondent may file a written answer to the complainant and appear at such hearing in person or otherwise with or without counsel, and submit testimony and be fully heard. The Anti-Discrimination Division conducting any hearing may permit reasonable amendments to any complaint or answer and the testimony taken at such hearing shall be under oath and be transcribed at the request of either party or by direction of the Anti-Discrimination Division. If, upon all the evidence, the Anti-Discrimination Division finds that a respondent has engaged in any discriminatory practice as defined in Section Three (3), it shall state its findings of fact and shall issue and file with the Commission and cause to be served on the respondent an order requiring such respondent to cease and desist from such discriminatory practice or practices, or make such other order as the circumstances warrant. If, upon all the evidence, the Anti-Discrimination Division finds that the respondent has not engaged in any alleged discriminatory practice, it shall state its findings of fact and shall similarly issue and file an order dismissing the complaint. The Commission shall establish rules of practices to govern, expedite and effectuate the foregoing procedure.

(d) If either the complainant or the respondent is not satisfied with the determination of the Anti-Discrimination Division, he shall have the right to appeal such discrimination to the Commission with twenty (20) days after the date of such determination. No member of the Anti-Discrimination Division may participate in determination of an appeal. On appeal the Commission may dismiss the complaint, affirm the Anti-Discrimination Division's order or make such other appropriate order as shall effectuate the purposes of this ordinance.

(e) In the event the Anti-Discrimination Division shall have entered a cease and desist order from which no appeal is taken, and in those cases where such order is appealed and affirmed by the Commission, the Commission, in cases of non-compliance therewith, certify the entire case to the City Counselor for appropriate action. No prosecution shall be brought under this ordinance except

upon such certification, provided, however, that in cases dismissed by failure of the Anti-Discrimination Division to act as provided in Section Five (b), or if the Anti-Discrimination Division dismisses a complaint, such dismissal being affirmed on appeal to the Council, the complainant may present such complaint directly to the City Counselor for such action as he shall deem advisable.

(f) All complaints, answers, investigations, conferences and hearings held under the pursuant to this ordinance shall be held confidential by the Commission, the Anti-Discrimination Division and their agents and employees, provided, however, that the Anti-Discrimination Division may, at the request of the complainant, or on its own initiative, and shall, at the request of the respondent, declare the hearing provided for under Section Five (c) of this ordinance to be an open and public hearing.

(g) Within the limits of the above listed specifications, the Anti-Discrimination Division shall have the power to formulate its own rules of procedure.

Section 6. Notices. All notices required under the provisions of this ordinance to be served upon any person may be served personally upon said person or by mailing thereof by the use of United States mails, said mailing to be certified with a return-receipt requested.

Section 7. Reports. The Commission shall report to the City Council of the City of Oklahoma City annually the disposition of all complaints referred to it and any and all matters which it deems appropriate to be brought to the attention of the City Council of the City of Oklahoma City, including any recommendations it deems desirable and necessary to be made to carry out the purposes of this Ordinance.

Section 8. Penalty. Any person violating any provisions of this Ordinance shall be guilty of an offense against the City of Oklahoma City and upon being found guilty thereof by a court of competent jurisdiction shall be subject to a fine of not more than \$20.00 for each offense.

Section 9. Nuisance. One or more convictions of any person or violation of any of the provisions of this Ordinance shall, if such person be the owner or operator of any place of public accommodation, be deemed to constitute a public nuisance. In such event, and after recommendation and referral by the Commission, the City Attorney of the City of Oklahoma City shall be empowered to thereupon apply for appropriate injunctive relief in any court of competent jurisdiction.

Section 10. Severability. If any provisions of this Ordinance or portions thereof are declared invalid by any court of competent jurisdiction, such declaration of invalidity shall not affect any other provision of this Ordinance.

Section 11. Effective Date. This Ordinance shall become effective thirty (30) days from and after the date upon which it is adopted by the City Council of the City of Oklahoma City and published in a newspaper of general circulation in the County of Oklahoma, State of Oklahoma.

PASSED AND APPROVED this _____ day of _____, 1964.

PROPOSED "PUBLIC ACCOMMODATIONS" ORDINANCE
OKLAHOMA CITY, OKLAHOMA

*Rec'd & Referred
to Council
Committee
Mayor
Human Relations
Committee*

SECTION 1. DEFINITIONS. The below listed words and phrases, as used in this ordinance, unless a different meaning is plainly required by the context, shall have the following meanings:

(a) "Person" shall mean and include individuals, firms, partnerships, associations, groups, legal representatives, agents, employees, or any combination thereof.

(b) "Commission" shall mean the Community Relations Commission of The City of Oklahoma City, Oklahoma.

(c) "Place of Public Accommodation" shall mean any place of business, within the corporate limits of The City of Oklahoma City, offering or holding out services or facilities to the general public, including but not limited to hotels, motels, cafeterias, restaurants, and any place where food is offered for sale to the general public for consumption upon the premises; swimming pools, skating rinks, bowling alleys and retail stores; amusement parks, theatres, barber shops and beauty parlors; and all public transportation carriers and the stations, terminals, and facilities thereof.

(d) "Committee" shall mean the Anti-Discrimination Committee of the Commission which shall be concerned with charges of discrimination presented to the Commission under the provisions of this ordinance.

SECTION 2. Discriminatory Practices Prohibited.

(a) It shall be unlawful and an offense for any person, who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City, to deny

or refuse any privilege, facility, goods, merchandise, commodity, or accommodation because of any persons's race, religion, color, creed, ancestry, or national origin.

(b) It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City, to segregate or require the placing of any person in any separate section or area of the premises or facilities of said place of public accommodation because of any person's race, religion, color, creed, ancestry, or national origin.

(c) It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee, of a place of public accommodation within the corporate limits of The City of Oklahoma City to place, post, maintain, or display any written or printed advertisement, notice, or sign to the effect that any of the accommodations, facilities, privileges, goods, or merchandise of said place of public accommodation will or may be refused, withheld from, or denied to any person because of race, religion, color, creed, ancestry, or national origin.

SECTION 3. ADMINISTRATION. The Committee shall be appointed by the Commission and shall have full operating responsibility, under the supervision of the Commission, for carrying out the provisions of this ordinance. In addition to any powers or duties heretofore conferred upon the Commission, it shall have the additional power and duty to:

(a) Initiate on its own or receive, investigate and seek to adjust all complaints or discriminatory practices prohibited by this ordinance.

(b) By itself or through the Committee, to hold public or private hearings, subpoena witnesses and require their attendance, administer oaths, and take the testimony of any person under oath relating to any matter under investigation or in question.

(c) Make rules as to the procedure for the issuance of subpoenas by the Committee. Contumacy or refusal to obey a subpoena pursuant to this section may be certified to the Criminal Court of The City of Oklahoma City for appropriate action.

SECTION 4. PROCEDURE.

(a) Any person aggrieved by a discriminatory practice prohibited by this ordinance may file with the Commission a complaint in writing under oath. Said complaint shall be signed by the person claiming to be aggrieved, and shall state the name and address of the person alleged to have violated the provisions of this ordinance, and shall further set forth the particulars of said violation and may include such other information as may be required by the Commission. Complaints filed under this section must be filed within thirty (30) days after the alleged violation and failure to file within said time will be considered a waiver of the application of this ordinance. The Commission may issue a complaint on its own initiative at any time it is within the knowledge of the Commission that a person has violated any of the provisions of this ordinance.

(b) The Committee shall investigate each complaint filed with the Commission and shall attempt an adjustment of said complaint by means of conference and conciliation. Sixty (60) days shall be allowed for the purpose of investigation, conference and conciliation. Upon determination that a complaint is not well-founded, the Committee shall dismiss said complaint and notify the complainant and respondent in writing of said dismissal. If the Committee takes no action on a complaint within ninety (90) days of the filing of

said complaint, it shall be summarily dismissed by the Commission.

(c) If conference or conciliation does not result in compliance with this ordinance, the Committee may, at its discretion, certify the complaint to the Municipal Counselor for prosecution, or cause to be issued and served, in the name of the City Council of The City of Oklahoma City, a written notice, together with a copy of said complaint, requiring the person named in said complaint, hereinafter referred to as respondent, to answer the charges of said complaint at a hearing before the Committee at a time and place to be specified in said notice. The place of such hearing may be the office of the Commission or any other place designated by the Commission in said notice.

(d) At the hearing provided for in (c) above, the complaint will be presented by a member of the Municipal Counselor's Office who shall also be counsel for the Commission; and no Commission member who participated in the investigation of the complaint to be heard shall participate in the hearing, except as a witness, nor shall any such member participate in any deliberations or findings of the Committee at said hearing. Any endeavors or negotiations for conciliation, admission, or statement made in connection with the investigation of any complaint shall not be received in evidence at any hearing on said complaint. A respondent may file a written answer to the complaint and appear at the hearing on said complaint in person or by legal counsel. The Committee, when conducting any hearing pursuant to this section, may permit amendments to any complaint or answer and the testimony taken at said hearing shall be under oath and shall be transcribed at the request of either party or at the direction of the Committee. If the Committee finds at said hearing that a respondent has engaged in any discriminatory practice or practices prohibited by

this ordinance, it shall state its findings of fact and shall issue and file with the Commission and cause to be served on the respondent an order requiring respondent to cease and desist said discriminatory practice or practices, or make such other order as the circumstances warrant. If the Committee, upon hearing, finds that respondent has not engaged in any discriminatory practice, it shall state its findings of fact and shall issue and file an order dismissing the complaint. The Commission shall establish rules and regulations to govern, expedite and effectuate the foregoing procedure and shall maintain the files provided for herein.

(e) In the event a complainant or respondent is not satisfied with the findings of the Committee, either shall have the right to appeal said findings to the Commission within twenty (20) days after the date of said findings. No member of the Committee may participate in the determination of an appeal. On appeal the Commission may dismiss the complaint, affirm the findings, or enter such other appropriate order it deems necessary to effectuate the purposes of this ordinance.

(f) In the event the Committee shall enter a cease or desist order from which no appeal is taken and in those cases where such order is appealed and affirmed by the Commission, the Commission will, in cases of non-compliance with said order, certify the complaint to the Municipal Counselor for appropriate action. No prosecution shall be brought under this ordinance, except upon such certification, provided that in cases dismissed by failure of the Committee to act, or if the Committee dismisses a complaint, such dismissal being affirmed on appeal to the Commission, a complainant may present his complaint directly to the Municipal Counselor for such action as the Municipal Counselor may deem advisable.

(g) All complaints, answers, investigations, conferences

and hearings conducted under and pursuant to this ordinance, shall be held confidential by the Commission, the Committee and their agents and employees, provided that the Committee may, at the request of the complainant, or on its own initiative, and shall, at the request of the respondent, declare any hearing to be open and public.

(h) Within the limits of the foregoing listed specifications, the Committee shall have the power to formulate its own rules of procedure.

SECTION 5. NOTICES. All notices required under the provisions of this ordinance to be served upon any person may be served personally upon said person or by mailing a copy thereof, said mailing to be by certified mail with return receipt requested.

SECTION 6. REPORTS. The Commission shall report to the City of Oklahoma City annually the disposition of all complaints referred to it and any and all matters which it deems appropriate to be brought to the attention of the City Council, including any recommendations it deems desirable and necessary to the accomplishment of the purposes of this ordinance.

SECTION 7. PENALTY. It shall be unlawful and an offense for any person to violate any of the provisions of this ordinance, and any person violating any of said provisions shall be deemed guilty of an offense against The City of Oklahoma City, and upon being found guilty thereof by the Criminal Court of The City of Oklahoma City shall be subject to a fine of not more than \$19.00 and \$1.00 costs for each offense; and each day that any offense is continued in violation of this ordinance is to be construed as a separate offense.

SECTION 8. NUISANCE. In the event any person shall receive more than one conviction for the violation of any of the provisions

of this ordinance, and if said person so convicted is the owner or operator of any place of public accommodation, said place of public accommodation shall be deemed to constitute a public nuisance; and in such event, and after recommendation and referral by the Commission, the Municipal Counselor of The City of Oklahoma City shall be empowered to thereupon apply for appropriate injunctive relief in any court of competent jurisdiction for the abatement of said nuisance.

SECTION 9. PARTIAL INVALIDITY. If any part of this ordinance or any rule, regulation, or requirement herein, or any rule, regulation or requirement promulgated under the provisions hereof, shall be held to be invalid by a court of competent jurisdiction, such invalidity shall not affect the provisions of this ordinance or other rules, regulations or requirements herein, or promulgated under the provisions hereof which are not declared to be invalid, and said provisions not declared to be invalid shall remain in full force and effect.

SECTION 10. EMERGENCY.

PROPOSED "PUBLIC ACCOMMODATIONS" ORDINANCE
SUGGESTED ADDITIONAL SECTIONS

SECTION X. No provision of this ordinance is intended, nor should any provision hereof be construed to grant any person or persons a right of entry upon the premises of a place of public accommodation for any purpose other than the express and obvious purpose or purposes for which a place of public accommodation is open to the general public, and only during its normal hours of operation.

SECTION Y. No provision of this ordinance is intended, nor should any provision hereof be construed to grant a right of entry upon the premises of a place of public accommodation to any person or persons who are drunk, disorderly, vagrants, loitering, begging, disturbing the peace, soliciting, selling, advertising, vending goods, or presenting themselves for entry in any manner, state of dress, demeanor, or condition for which the general public, regardless of race, religion, color, creed, ancestry, or national origin, would be excluded by said place of public accommodation.

(Published in the Daily Law Journal-Record July 11, 1973.)

ORDINANCE NO. 13,647

AN ORDINANCE PROHIBITING DISCRIMINATION IN PUBLIC ACCOMMODATIONS, IN HOUSING AND IN MUNICIPAL EMPLOYMENT; PROVIDING EXCEPTIONS; PROVIDING FOR INVESTIGATION AND CONCILIATION OF COMPLAINTS; PROVIDING FOR AN ANNUAL REPORT ON COMPLAINTS; PROVIDING PENALTY FOR VIOLATION; REPEALING EXISTING ORDINANCES PERTAINING TO ALL OF THE ABOVE AND DECLARING AN EMERGENCY.

Emergency Ordinance

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

Section 1. That Chapter 21 of the 1970 Code of the City of Oklahoma City be amended by adding a new Article to read as follows:

Article VII. (New) Offenses Involving Discrimination.

Sec. 21-166.1. Definitions.

Place of Public Accommodations shall mean any of the following places of business offering or holding out services or facilities to the general public: hotels, motels, cafeterias, restaurants, and any place where food is offered for sale to the general public for consumption upon the premises; swimming pools, skating rinks, bowling alleys and retail stores; amusement parks and theatres; and all public transportation carriers and the stations, terminals, and facilities thereof.

Sec. 21-166.2. Discrimination In Public Accommodations Prohibited.

No person, who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee of a place of public accommodation shall because of a person's race, religion, color, creed, sex, ancestry or national origin:

(a) Deny or refuse any privilege, facility, goods, merchandise, commodity, or accommodation;

(b) Segregate or require the placing of any person in any separate section or area of the premises or facilities of the place of public accommodation or;

(c) Place, post, maintain, or display any written or printed advertisement, notice, or sign to the effect that any of the accommodations, facilities, privileges, goods, or merchandise of the place of public accommodation will or may be refused, withheld from, or denied to any person.

Sec. 21-166.3. Discrimination In Private Clubs.

It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee of any private club, which has publicly advertised its facilities or in which ownership is not an element of membership, to refuse either membership, or the privileges of membership, in such club to any person on the basis of race, religion, color, creed, sex, ancestry or national origin.

Sec. 21-166.4. Exceptions.

(a) The provisions of this Article shall not be construed to grant a right of entry upon the premises of a place of public accommodation or private club to any person who is drunk, disorderly, vagrant, loitering, begging, disturbing the peace, soliciting, selling advertising, vending goods, or presenting himself for entry in any manner, state of dress, demeanor, or condition for which the general public, or the general membership in the case of private clubs, regardless of race, religion, color, creed, sex, ancestry, or national origin, would be excluded by the place of public accommodation.

(b) The provisions of this Article shall not be construed to grant any person or persons a right of entry upon the premises of a place of public accommodation or private club for any purpose other than the express and ob-

vious purpose or purposes for which a place of public accommodation is open to the general public, or for which a private club is open to its general membership, and only during its normal hours of operation.

Sec. 21-166.5. Discrimination In Housing Prohibited.

No financial institution shall discriminate in the granting of any financial assistance sought by an applicant for the acquisition or construction of any housing unit because of race, color, sex, religion or national origin.

No person, real estate broker, salesman or agent shall do any of the following:

(a) Refusal to transfer property. Refuse to sell, lease, rent, assign or otherwise transfer the title or other interest in any housing, or real property upon which residential housing is to be constructed or located, to any person or to discriminate in the terms or conditions of the sale, rental or leasing of any residential housing unit or in the provision of services or facilities because of race, color, religion, sex or national origin.

(b) Refuse to negotiate transfer of property. Refuse to negotiate with any person for the sale, rental or leasing of any residential property or to represent that the property is not available for inspection, sale, rental or lease when in fact it is so available because of the person's race, religion, sex or national origin.

(c) Improper influence upon property owner. Solicit or induce, or attempt to solicit or induce, any person owning any interest in any residential housing to sell, rent or lease or not to sell, rent or lease such housing to any person on the ground of loss of value due to the present or prospective entry into the neighborhood of a person of another race, color, religion, sex or national origin, either by direct solicitation or inducement or by the purchase of other property in the neighborhood for the purpose of such inducement or to distribute or cause to be distributed material or statements designed to induce a residential property owner to sell or lease his property due to such change in the neighborhood.

(d) Filing false complaint. File a complaint alleging a violation of this Article with knowledge that the complaint is false in any material respect or to file the complaint for the sole purpose of harassment.

Sec. 21-166.6. Exceptions.

The provisions of this Article shall not apply to the following acts:

(a) To prohibit persons from giving preference to prospective buyers or tenants of housing for any reason other than race, color, religion, sex or national origin.

(b) To the rental of rooms in an owner-occupied residence or in a dwelling used exclusively as a rooming house.

(c) To the rental or leasing of a housing unit in a building containing no more than four (4) housing units, if the owner actually maintains and occupies one (1) of such housing units for his residence.

(d) To the rental or leasing of a dwelling or housing unit owned by any religion or fraternal organization or private club used and occupied for organizational purposes.

Sec. 21-166.7. Investigation And Conciliation Of Complaints.

At anytime before or after a complaint is filed, the City Manager is hereby authorized to make available to the complainant, the respondent, any City department, the Municipal Counselor and the Municipal Court any services of the Department of Human Resources or Ad hoc Committees that may be of assistance in the investigation and conciliation of complaints. The U.S. Department of Housing and Urban Development and the Human Rights Commission of the State of Oklahoma may refer complainants to the Department of Human Resources and the referring agency will be notified of the results of the investigation.

Sec. 21-166.8. Several Violations Constitute Public Nuisance.

If any person shall receive more than four (4) convictions for the violation of Sections 21-166.2 or 21-166.5 at the same location, the property or place of business where the violations occurred may be deemed to constitute a public nuisance. In such event and after recommendation and referral by the Department of Human Resources, the City Council may revoke any city licenses or permits applicable thereto and may direct the Municipal Counselor to apply for injunctive relief in any court of competent jurisdiction for the abatement of the nuisance.

Sec. 21-166.9. Discrimination In City Employment.

No head of any department, official, agent, or employee of the City, or any department acting for or on behalf of the City in any manner involving employment by the City shall discriminate against any person otherwise qualified in employment or in tenure, terms, or conditions of employment, or adopt or enforce any rule or employment policy which discriminates between employees or prospective employees or seek information relating to race, creed, color, sex, national origin or ancestry for any person or employee as a condition of employment, tenure, term or in connection with conditions of employment, promotion or increase in compensation, or discriminate in the selection of personnel training. Willful violation of this section by any person within the Division of Public Management shall constitute grounds for appropriate disciplinary action or termination by the City Manager.

Sec. 21-166.10. Contractor's Certificate of Non-Discrimination As Condition Precedent For City Contract; Posting Of This Section.

No contract shall be awarded to any contractor or subcontractor until such time as the contractor or subcontractor has executed an approved form of a Certificate of Non-Discrimination to insure that employees are treated without regard to their race, creed, sex, color, national origin or ancestry. Such certificate shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruiting or recruitment, advertising, layoff or termination, rates of pay or other forms of compensation and selection for training, including apprenticeship. The contractor and subcontractor shall agree to post, in a conspicuous place available to employees and applicants for employment, notices to be provided by the City Clerk setting forth provisions of this Section.

Sec. 21-166.11. Enforcement Of Contract Provisions By City Council.

In the event the City Council determines that the contractor or subcontractor has failed to comply with the non-discrimination clause of his contract, the contract shall be cancelled, terminated or suspended in part by the City Council; and the contractor or subcontractor shall be declared by the City Council ineligible for further contracts with the City, until satisfactory proof of intent to comply with the provisions of this Division shall be made to the City Council.

Sec. 21-166.12. Semi-annual Reports on Non-Discrimination.

All departments of City government shall make reports to the City Manager at not less than six (6) month intervals at such other times as designated by him, showing compliance with the intent of this Article.

Sec. 21-166.13. Penalty. Any person who shall violate any of the provisions of this Article shall upon conviction be punished by a fine of forty (\$40.00) dollars together with the costs of such proceedings.

Sec. 21-166.14. Limitations. Complaining parties must give written notice to the Municipal Counselor of alleged violations of this ordinance within 30 days after a violation is alleged to have occurred and failure to give such

notice shall be considered a waiver of the application of this ordinance. Informations charging the violation of this ordinance may be filed in the Municipal Court within but not more than 90 days after the violation is alleged to have occurred. The Municipal Counselor will notify complaining parties whether or not an information has been filed in Municipal Court relative to the alleged discrimination.

Section 2. That Chapter 2, Article IV, Divisions 6 and 10, and Chapter 9, Article X, of the 1970 Code of The City of Oklahoma City, and Ordinance No. 13,182 be and are hereby repealed.

Section 3. (EMERGENCY)

WHEREAS, it being immediately necessary for the preservation of the peace, health and safety of The City of Oklahoma City and the inhabitants thereof, that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist, by reason whereof this ordinance shall take effect, and be in full force from and after its passage, as provided by law.

PASSED by the Council of The City of Oklahoma City this 10th day of July, 1973.

APPROVED by the Mayor of The City of Oklahoma City this 10th day of July, 1973.

EUGENE H. MATHEWS,

Vice Mayor

(Seal)

Attest:

E. Ray Long

City Clerk

THE CITY OF OKLAHOMA CITY
Office of the City Manager
January 9, 1980

MPAH 155A
JAN 15 1980

CITY COUNCIL JUDICIAL COMMITTEE MEETING
Wednesday, January 9, 1980 2:00 p.m.
Council Chambers

Purpose: Discussion of Animal Ordinance, Dance Hall Ordinance, Human Rights Commission

ATTENDING:

Councilman Ben Tipton, Chairman
Councilman Jerry Gilbert, member
Joe Van Bullard, City Manager's Office
Lynn Hyatt, Legal
Dan Brummett, Legal
Nancy Wellhousen, City Manager's Office
Joyce Plunkett, City Manager's Office
Kathie Wrights, Mayor's Office
Kenneth Nash, Criminal Justice
Jack Crockett, Principal Planner
Carl Friend, Code Administration
Norman Horn, Management Services
Charles Pfeiffer, Animal Welfare
Carri Mothershed, Citizen
Dorothy McClure, Citizen
Bruce Hunt, Citizen
Mary T. Hepp, Assoc. Classroom Teachers
Emanuel West, Citizen
Lon Jenkins, Citizen
Noble Crosby, Citizen
Earlene Tipton, Citizen
Casey Childs, II, Citizen
Clyde Carroll, Citizen
Eleanor Campbell, Citizen
Jake Engle, Citizen
Tom Keneda, Citizen
Leonard Benton, Urban League
J.R. Reid, Jr., Citizen
Mark McClure, Citizen
Dale A. Page, Citizen

Chairman Tipton called the meeting to order. He asked Charles Pfeiffer, Superintendent of Animal Welfare, to speak on the Animal Ordinance. Mr. Pfeiffer said he has spoken with the Fair Board, with regard to livestock shows, carnival shows and the animal prizes that are sometimes given away; the meatpackers; the Bantam Club and various interested citizens. He is in the process of setting up a meeting with those citizens who wish to be involved in the Animal Ordinance issue.

Chairman Tipton then threw the floor open to those citizens wishing to speak on the Animal Ordinance. Mrs. McClure spoke against allowing chickens. Mrs. Mothershed questioned what effect the new ordinances would have on those living in areas zoned Agricultural. Mrs. Campbell of the Kennel Club spoke in favor of hobby breeding of dogs. At this point Councilman Gilbert pointed out that kennels were covered under a separate ordinance. Jake Engle and Mr. Keneda spoke in favor of citizens being allowed to keep chickens.

Mr. Keneda stated that he felt the land use ordinance, animal control ordinance and all other items pertaining to this, should be brought together.

All those interested in the Animal Ordinance were advised by Chairman Tipton that the issue would be brought before Council on the 29th of January and they were all invited to attend.

The second item on the agenda was the Dance Hall Ordinance. Mr. Tipton invited those interested in that item to speak. First to speak was Mark McClure. Mr. McClure presently owns a teen operation in Tulsa, and has been attempting to get a teenage disco opened in Oklahoma City. Mr. McClure asked the Committee to consider changing the ordinances to allow him to have a teen disco a couple of nights a week, where no beer would be sold, and then the rest of the week operate as a private club.

Mr. Emanuel West, owner of the Silver Blue Disco, spoke to the Committee. He said there is an inconsistency in the way the ordinance on dance halls is interpreted by various police officers. He referred to Section 6-55 in the Oklahoma City code and stated that due to this ordinance, he received a ticket for having and unescorted female under the age of 21 on his premises.

Councilman Gilbert gave instructions that Mr. West be given a copy of Staff Report No. 1247, entitled, Teenage Disco, 1931 Northeast 23rd Street. Mr. West stated there were discrepancies in what the police reported as happening, and what he perceived as happening. Councilman Tipton assured him he was not on trial here and that a copy of the Staff Report was given to him because it concerned him.

Mr. West and Mr. McClure suggested that under Article V, Sections 6-49, 6-50, and 6-55 should be revised.

Councilman Gilbert suggested that those interested in having a teen disco meet with staff and begin to exchange ideas and give suggestions.

At this point, Chairman Tipton addressed the third item on the agenda, Human Rights Commission. Mr. Tipton made reference to a letter addressed to Mayor Latting from Mr. William Y. Rose, Director of the State Human Rights Commission. In this letter, Mr. Rose suggests Oklahoma City move expeditiously to create a commission to deal with the human rights issue in the community.

Leonard Benton of the Urban League stated that he has received information on how other cities have set up Human Rights Commissions. Mr. Benton has an appointment to meet with Casey Chiles and Lynn Hyatt on Friday regarding this matter.

Councilman Tipton read a list of cities that the City Manager has sent letters to asking for information as to how each individual city set up their Human Rights Commission, and for any suggestions they may have for the City of Oklahoma City.

Leonard Benton stated he felt there should be fifteen members on the Human Rights Commission, ten members from organizations which deal with human rights, and five which are appointed by Mayor and the City Council.

Judicial Committee Meeting
January 9, 1980
Page 3

Those approaching the Committee and expressing their desire to work together with a Human Rights Commission were: Mary Hepp, President of the Association of Classroom Teachers, Jim Shields, AFCOM, Reverends Reid and Carroll, and Noble Crosby.

Moved by Councilman Gilbert, seconded by Chairman Tipton, that the meeting be adjourned.

(Published in The Journal Record March 26, 1980)
and republished March 27, 1980 to correct typographical error.

ORDINANCE NO. 15,720

AN ORDINANCE AMENDING DIVISION 6 OF ARTICLE IV, CHAPTER 2 OF THE OKLAHOMA CITY CODE, 1970, SECTIONS 2-132, 2-133, 2-134, 2-135 AND 2-136, PROVIDING FOR CREATION, MEMBERSHIP, COMPENSATION, TERM OF OFFICE, REMOVAL FROM OFFICE, RULES, MEETINGS, QUORUM, DUTIES, AND STAFFING OF HUMAN RIGHTS COMMISSION; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. That Division 6, Article IV, Chapter 2, of the Oklahoma City Code, 1970, be amended to read as follows:

Division 6. ~~Community-Relations~~ Human Rights Commission.

Sec. 2-132. Human Rights Commission; creation; membership; compensation.

There is hereby created a Human Rights Commission consisting of fifteen (15) members to be appointed by the Mayor, with the consent and approval of the City Council, and at least one (1) member shall be appointed from each ward. The Commission shall include handicapped, older Americans, women, and at least a majority selected from the following racial minorities: Blacks, American Indians, Mexican-Americans, Indo-Chinese, and other racial minorities who have demonstrated an interest in human rights. All members of the Commission shall serve without compensation.

Sec. 2-133. Human Rights Commission; term of office; removal from office.

Members of the Human Rights Commission shall be appointed for a term of office of two (2) years or until successor is appointed and confirmed, except that seven (7) of the members first appointed shall be appointed for a term of one (1) year and eight (8) of the members for a term of two (2) years as designated by the Mayor and at least one (1) member each from Wards I, III, IV, and VII shall be appointed for a term of office of one (1) year, and at least one (1) member each from Wards II, V, VI, and VIII shall be appointed for a term of office of two (2) years. Each member of the Commission may be removed from office by order of the Mayor, upon approval of the City Council.

Sec. 2-134. Human Rights Commission; rules; meetings; quorum.

The Human Rights Commission shall adopt rules and regulations for the conduct of its business and the times and places of its meetings. Eight (8) members of the Commission shall constitute a quorum for transaction of business.

Sec. 2-135. Human Rights Commission; duties.

(a) The Human Rights Commission shall hear and consider the complaint of any person concerning discrimination and shall give the person against whom a complaint is made an opportunity to appear before the Commission and be heard.

(b) The Human Rights Commission shall cooperate with law enforcement agencies by calling attention to any violation, or apparent violation, of any City Code Section pertaining to discrimination and related matters of which it has knowledge. It shall make available to the law enforcement agencies all of the information and evidence it may have concerning these violations.

(c) The functions of the Human Rights Commission shall be supplemental to any other remedies provided. Law enforcement agencies within the City may act independently of the Commission in enforcing the provisions of the City Code pertaining to discrimination.

Sec. 2-136. Human Rights Commission; staffing.

The City Manager shall provide staff support and assistance so that the Human Rights Commission may properly carry out its duties.

SECTION 2. EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, and safety of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect, and be in full force from and after its passage, as provided by law.

INTRODUCED and READ in open meeting of the Council of The City of Oklahoma City on the 25 day of March, 1980.

PASSED by the Council of The City of Oklahoma City this 25 day of March, 1980.

APPROVED by the Mayor of The City of Oklahoma City this 25 day of March, 1980.

Patience Letting
MAYOR

ATTEST:

Thomas P. Hamby
CITY CLERK

APPROVED as to form and legality this 25th day of March, 1980.

Lynda R. Hyatt
Assistant Municipal Counselor

附：日本經濟團體聯合會關於「新經濟政策」的聲明

Sec. 2-131. Human Rights Commission
Commissioners Membership
Qualifications

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED
DATE 08-01-2010 BY 60322 UCBAW

THE HAWAIIAN

(9) The Human Rights Committee

10-10-68

Abstract

15-00000

100

Abstract

100-443887-100

1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 26

Sec. 2-132. Human Rights Commission; creation; membership; compensation.

There is hereby created a Human Rights Commission consisting of fifteen (15) members to be appointed by the Mayor, with the consent and approval of the City Council, and at least one (1) member shall be appointed from each ward. The Commission shall include handicapped, older Americans, women, ~~and at least a majority selected from the following racial minorities:~~ Blacks, American Indians, Mexican-Americans, and other minorities who have demonstrated an interest in human rights.

All members of the Commission shall serve without compensation.

A-1

Sec. 2-132. Human Rights Commission; creation; membership; compensation.

There is hereby created a Human Rights Commission consisting of fifteen (15) members to be appointed by the Mayor, with the consent and approval of the City Council, and at least one (1) member shall be ~~appointed from~~ reside in each ward. The Commission shall include handicapped, older Americans, women, ~~and at least a majority selected from the following racial minorities:~~ Blacks, American Indians, Mexican-Americans, and other minorities who have demonstrated an interest in human rights. All members of the Commission shall serve without compensation.

A-2

Sec. 2-132. Human Rights Commission; creation; membership;
compensation.

There is hereby created a Human Rights Commission consisting of fifteen (15) members to be appointed by the Mayor, with the consent and approval of the City Council, and at least one (1) member shall be appointed from each ward. The Commission shall include handicapped, older Americans, women, ~~and at least a majority selected from the following racial minorities:~~ Blacks, American Indians, Mexican-Americans, and other minorities who have ~~demonstrated an interest in~~ expressed a concern for human rights. All members of the Commission shall serve without compensation.

A-3

Sec. 2-132. Human Rights Commission; creation; membership; compensation.

There is hereby created a Human Rights Commission consisting of fifteen (15) members to be appointed by the Mayor, with the consent and approval of the City Council, and at least one (1) member shall be appointed from reside in each ward. ~~The Commission shall include handicapped, older Americans, women, and at least a majority selected from the following racial minorities: Blacks, American Indians, Mexican Americans, and other minorities who have demonstrated an interest in human rights.~~ All members of the Commission shall serve without compensation.

A-4

Sec. 2-132. Human Rights Commission; creation; membership; compensation.

There is hereby created a Human Rights Commission consisting of fifteen (15) members to be appointed by the Mayor, with the consent and approval of the City Council, and at least one (1) member shall be ~~appointed from~~ reside in each ward. The Commission shall include handicapped, older Americans, women, ~~and at least a majority selected from~~ ~~the following racial minorities:~~ Blacks, American Indians, Mexican-Americans, and other minorities who have ~~demonstrated an interest in~~ expressed a concern for human rights. All members of the Commission shall serve without compensation.

A-5

Sec. 2-133. Human Rights Commission; term of office; removal from office; vacancies.

The term of office of each member of the Human Rights Commission shall be ~~one (1) year~~ two (2) years or until successor is appointed and confirmed. Each member of the Commission may be removed from office by order of the Mayor, upon approval of the City Council. Any vacancies occurring shall be filled in the same manner as provided for the original appointment.

B-1

Sec. 2-133. Human Rights Commission; term of office; removal
from office; vacancies.

~~The term of office of each member~~ Members of the Human Rights
Commission shall be ~~one (1) year~~ appointed for a term of office of
two (2) years or until successor is appointed and confirmed, except
the members first appointed shall be appointed for a term of one (1)
or two (2) years as designated by the Mayor. Each member of the Com-
mission may be removed from office by order of the Mayor, upon approval
of the City Council. ~~Any vacancies occurring shall be filled in the~~
~~same manner as provided for the original appointment.~~

B-2

Sec. 2-133. Human Rights Commission; term of office; removal from office; ~~vacancies~~

~~The term of office of each member~~ Members of the Human Rights Commission shall be ~~one (1) year~~ appointed for a term of office of two (2) years or until successor is appointed and confirmed, ~~except~~ the members first appointed shall be appointed for a term of one (1) or two (2) years as designated by the Mayor and at least one (1) member each from Wards I, III, IV, and VII shall be appointed for a term of office of one (1) year, and at least one (1) member each from Wards II, V, VI, and VIII shall be appointed for a term of office of two (2) years. Each member of the Commission may be removed from office by order of the Mayor, upon approval of the City Council. ~~Any vacancies occurring shall be filled in the same manner as provided for the original appointment.~~

B-3

Ord. # 15,720

MAR 25 1980

March 24, 1980

MEMBER
DENOMINATIONS

- African Methodist Episcopal Church
- African Methodist Episcopal Zion Church
- American Lutheran Church
- Association of Evangelical Lutheran Churches
- Christian Church (Disciples of Christ)
- Christian Methodist Episcopal Church
- Church of the Brethren
- Cumberland Presbyterian Church
- Greek Orthodox Church
- Lutheran Church in America
- Presbyterian Church, U.S.
- Society of Friends
- The Episcopal Church
- The Roman Catholic Church
- United Church of Christ
- United Methodist Church
- United Presbyterian Church in the U.S.A.

Re: Agenda 8.M
March 25, 1980

Mr. Harold McEwen
Oklahoma City Council

Dear Mr. McEwen:

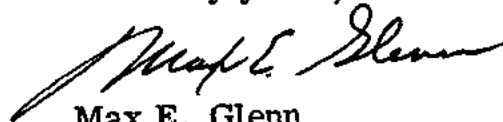
At its meeting on February 26, 1980, the Board of Directors of the Oklahoma Conference of Churches, which is composed of the Bishops and Chief Executives of 17 Protestant, Catholic, Orthodox and Black religious bodies, voted:

"That the Oklahoma Conference of Churches formally support the establishment of a Human Rights Commission in Oklahoma City, and that this Commission be composed of community leaders."

As a member of the City Council, we urge your support for such action. We feel strongly that such a Commission should include minority and also recognized community leaders with sufficient stature to add the necessary prestige to make the Commission's work effective.

Thank you for your concern and action.

Sincerely yours,



Max E. Glenn
Executive Director

MEG:mb

cc: Bishop Gerald N. McAllister, President
Mr. Frank E. Carey, Jr.

Oklahoma Conference of Churches
Rt. 13, 7501 N.W. Expressway
Oklahoma City, OK 73132

The Right Reverend Gerald N. McAllister
President

COUNCIL MEMO NO. 840-80

March 19, 1980

TO: Mayor and City Council
FROM: City Manager
SUBJECT: Human Rights Commission Ordinance

The attached ordinance establishing a Human Rights Commission is presented for final hearing.

Background: On March 11, 1980, the Council's Judiciary Committee submitted an ordinance for the establishment of a Human Rights Commission. The ordinance was introduced and a final hearing was set for March 25, 1980. Several amendments to the ordinance were suggested and are attached hereto.

A-1 through 5 address Section 2-132; creation, membership, and compensation. B-1 through 3 address Section 2-133; term of office, removal from office, and vacancies.

Recommendation: The proposed amendments and adoption of the ordinance with emergency be considered.

Respectfully submitted,

James J. Cook
James J. Cook
City Manager
JJB

Attachments

MAR - 4 1980

w/ord. #15720

THE CITY OF OKLAHOMA CITY
OFFICE OF
THE MUNICIPAL COUNSELOR

TO: Ben Tipton
Councilman, Ward VII

DATE: March 4, 1980

FROM: Walter M. Powell
Municipal Counselor


RE: Draft Ordinance - Human Rights Commission

Pursuant to your request as to the status of the preparation of an ordinance forming a Human Rights Commission for The City of Oklahoma City, the following is submitted.

Following your request on January 9, 1980, at the Council Judiciary Committee Meeting, a member of my staff has attended two meetings held at the headquarters of the Urban League of Greater Oklahoma City, Inc., and is continuing to work with a member of the City Manager's staff in reviewing responses from eight (8) cities that have sent information including ordinances regarding their Human Rights Commissions.

Based upon suggestions and recommendations received from the above sources, a draft of an ordinance which will be limited to the formation of an Oklahoma City Human Rights Commission consisting of thirteen (13) members will be ready to present to the Council Judiciary Committee on Thursday, March 6, 1980.

Respectfully submitted,



Walter M. Powell
Municipal Counselor

WMP:LRH:tb

Members of Judicial Committee (Courts, Municipal Counselor & Law Enforcement)
Ben Tipton, Chairman
Bill Bishop
Jerry Gilbert

cc: Mayor & City Council

Clerk
Pro # 59

JUN 3 1980

The City of Oklahoma City

Office of the Mayor

Proclamation

WHEREAS, the Urban League of Greater Oklahoma City, Inc., and the Oklahoma City-County Health Department are sponsoring a "Noise Awareness Event" on Tuesday, June 10, 1980, from 9:00 a.m. until 2:00 p.m., at the City-County Health Department building in Oklahoma City; and

WHEREAS, the event will feature demonstrations and exhibits by representatives of the National Environmental Protection Agency and other groups; and

WHEREAS, the event will also feature a panel discussion on the impact of noise on people; and

WHEREAS, the panel participants will include local members of the medical profession, local public health officials, members of private industries and municipal noise officers; and

WHEREAS, the Mayor and Council of The City of Oklahoma City desire to encourage the citizens of our community to participate in this event and to educate themselves concerning the effect of loud noise on the ability to hear.

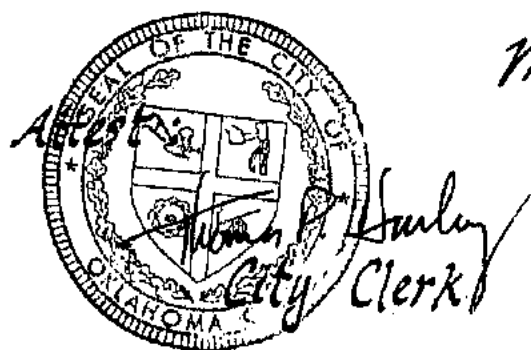
NOW, THEREFORE, I, Patience Latting, Mayor of The City of Oklahoma City, do hereby proclaim the day of Tuesday, June 10, 1980, to be

"QUIET DAY"

in The City of Oklahoma City and further urge all our citizens to attend the important "Noise Awareness Event" to be held at the Oklahoma City-County Health Department on that date.

Given under my hand and the Seal of the
City of Oklahoma City this 3rd day of June 1980.

Mayor Patience Latting



JUN 3 1980

CITY of OKLAHOMA CITY

OKLAHOMA CITY, 73102

MUNICIPAL BUILDING

200 NORTH WALKER

June 3, 1980



Mayor

PATIENCE LATING

TO: City Council
FROM: Mayor
SUBJECT: Appointments to the Human Rights Commission

I intend to appoint the following to serve as members of the Human Rights Commission, as listed below:

ONE YEAR TERMS

Ward 1

Ward 3	Gary Lombard 3033 SW 63rd 681-7704	Affirmative Action Officer South Okla. City Junior College 7777 S. May 682-1611
Ward 4	Edna Swindler (Mrs. Lewis) 1817 SW 17th 634-1202	Vice Chairman - Native American Center, Board of Directors 236-4677
Ward 7	Dr. Clarence Davis 2317 Mansfield 672-9548	Tabernacle Baptist Church (Nat'l) 515 N.E. 3rd 236-1921
At-Large	Fr. Louis V. Scagnelli 1125 South Walker 235-2037	Little Flower Church Post Office Box 26127 235-2037 73126
At-Large	Mrs. Jessye Moore 3000 Creston Drive 427-1962	Retired School Teacher
At-Large	Sylvia Marks Barnett 1804 N.W. 18th 528-0029	Attorney Chairman of Oklahoma Bar Assn, Family Life Section 217 N. Harvey 239-6707

Human Rights Commission Appointments
June 3, 1980
page 2

TWO YEAR TERMS

Ward 2	Rev. Mackenzie C. Thompson 613 N.E. 61st St. 842-6927	Executive Director Skyline Urban Ministry 701 N.W. 8th 236-0775
Ward 5	Phyllis Sapp (Mrs. J.D.) 7100 South Kentucky 685-3513	Former President Young Women's Christian Association
Ward 6	Richard Vallejo 2529 N.W. 17th 946-2888	Attorney Member State Human Rights Commission First Life Assurance Bldg, Suite 900 272-0761
Ward 8	Khoa D. Tran 4916 N. Cromwell 946-4286	Civil Engineer at IBM 1st Nat'l Center 272-1200 (former Vietnam Army Capt., highly decorated tank commander, attended Artillery Officers Advance Course at Ft. Sill; active in sponsoring Vietnamese)
At-Large	Rev. Morris Curry 10212 Little Pond Drive 721-6769	Faith Memorial Baptist (Independent) 3117 N. Kelley 427-6092
At-Large	Joe Semrod 1700 Bedford 842-3122	President of Liberty Corporation 100 Broadway 231-6153
At-Large	Greg Burns 2608 Drakestone Avenue 842-5024	Artist
At-Large	Sammy White (Tonekei) 2425 N. Thornton 737-8361	Native American Center 1212 N. Hudson 232-2512

Respectfully submitted,

Patience Latting

Patience Latting
Mayor

COUNCIL MEMO NO. 2179-80

July 17, 1980

TO: Mayor and City Council

FROM: City Manager

SUBJECT: Rules and Regulations for the Oklahoma
Human Rights Commission

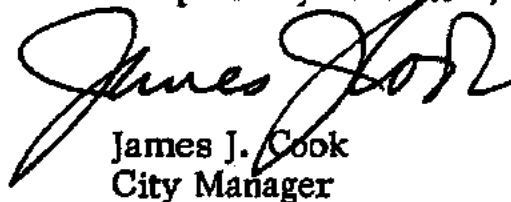
APPROVED
JUL 22 1980

BY THE CITY COUNCIL
H. P. Hardy CITY CLERK
Subject to Study Request
for David Smith, Member.

The attached rules and regulations were unanimously adopted by the Oklahoma City Human Rights Commission on July 11, 1980 for your consideration of its conduct of business.

Recommendation: The rules and regulations be considered.

Respectfully submitted,


James J. Cook
City Manager

Attachment

July 17, 1980

TO: Mayor and City Council

FROM: Reverend MacKenzie Thompson
Chairperson
Human Rights Commission

SUBJECT: Rules and Regulations

The Oklahoma City Human Rights Commission met on July 11, 1980, and unanimously recommended the attached rules and regulations be submitted for your consideration and approval, modification, or disapproval.



Attachments

RULES AND REGULATIONS OF OKLAHOMA CITY HUMAN RIGHTS COMMISSION

PURPOSE

The fundamental purpose of the Oklahoma City Human Rights Commission is the elimination of discrimination in all forms and to uphold the rights of everyone without distinction as to race, creed, sex, color, national origin, age, handicap, or ancestry, and to do this through hearing and investigating complaints; cooperating with city, state and other agencies concerned with human rights, studying institutionalized discrimination and seeking solutions that might lessen the potential dangers in such situations.

ORGANIZATION

The Commission shall elect a Chairperson and Vice Chairperson; and

- a) Officers shall be elected by and from the Commission in June of each year for a term of one year.
- b) Officers shall take office on the first day of July following their election, when new terms begin, and shall serve until their successors take office.
- c) No officer shall be permitted to serve in the same office for more than two full terms consecutively.
- d) Whenever a vacancy shall occur in an officer's position, the Commission shall elect a member to fill such office for the unexpired term.

MEETINGS

- a) Meetings shall be conducted according to Robert's Rules of Order.
- b) Meetings shall comply with the Oklahoma Open Meeting Law.
- c) Three (3) consecutive unexcused absences shall result in a recommendation to the Mayor that the position be declared vacant and a new commissioner appointed.
- d) Regularly scheduled meetings shall be held on the 4th Monday of each month.
- e) Evening meetings shall be held as necessary.

POWERS AND DUTIES OF THE COMMISSION ON HUMAN RIGHTS

The Commission shall have the power and it shall be its duty to:

- a) Receive, investigate and seek the satisfactory adjustment of complaints charging discrimination.
- b) Study and investigate by means of public hearings or otherwise any conditions having an adverse effect on intergroup relations in the City of Oklahoma City, to study the problems of prejudice, intolerance, bigotry and discrimination as they affect the public safety and general welfare of the City of Oklahoma City.
- c) Institute and conduct educational and other programs to promote the equal rights and opportunities of all persons, regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry, in order to promote understanding among persons and groups. In the performance of its duties, the

Commission may cooperate with interested citizens, private agencies and agencies of the federal, state and local governments.

- d) Assist in the enforcement of fair practices in City contracts.
- e) Recommend ordinances to promote and insure equal rights and opportunities for all persons regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry.
- f) Adopt such rules and regulations as may be necessary to carry out the purposes and provisions of this Ordinance.

Procedure

- a) A complaint alleging discrimination may be filed on the official form available in the City Manager's Office, Monday through Friday, 8:00 a.m. - 5:00 p.m.
- b) The complaint shall be in writing, signed, sworn or affirmed, including name and address of the person or persons alleged to have committed the discriminatory practice; and the particulars thereof and such other information as may be required by the Commission. The Commission shall take no formal action in any proceeding until such time as a sworn or affirmed complaint is filed by the complainant.
- c) A complaint charging that any person has engaged or is engaging in discriminatory practices as set forth in this Ordinance may be made by the Commission, by an aggrieved

person, or by an organization which has as one of its purposes the combating of discrimination or the promotion of equal opportunities, and any complaint may be amended by the complainant or the Commission at any time before final action has been taken by the Commission, in accordance with such rules and regulations as the Commission shall prescribe.

d) A properly filed complaint will be forwarded to the Commission Chairperson.

The Commission Chairperson shall designate a Commissioner to make a prompt preliminary investigation of the complaint. The designated Commissioner shall submit a recommendation to the full Commission based on findings from the preliminary investigation.

A preliminary investigation shall mean a designated Commissioner shall call all involved parties and attempt to obtain a sworn or affirmed statement in writing to determine whether a discriminatory practice has occurred.

e) If the Commission determines that a basis exists for the allegations made in the complaint, after preliminary investigation, the complaint will be placed on the agenda and all parties will be notified in writing as to the date of the hearing.

f) If upon all evidence presented, the Commission finds that the Respondent has not engaged in any discriminatory practice, it shall state its findings of fact in writing and recommend to the City Council that the complaint be dismissed. The complainant shall be notified in writing of the recommendation, and of the date the

City Council will act on the recommendation.

g) If upon all the evidence presented, the Commission finds that the Respondent has engaged or is engaging in discriminatory practices, it shall state its findings of fact in writing and shall forward a recommendation in writing to the City Council as the facts warrant to effectuate the purposes of this Ordinance.

OKLAHOMA CITY HUMAN RIGHTS COMMISSION

AFFIDAVIT

OCHRC Case # _____

THIS AFFIDAVIT IS PROVIDED FOR YOU TO LIST NAMES OF PERSONS, EVENTS AND PROBLEMS RELATING TO THE COMPLAINT. ANY PERSONS HAVING KNOWLEDGE OF THE COMPLAINT MAY ALSO LIST ON A SEPARATE AFFIDAVIT SUCH INFORMATION AS YOUR WITNESS.

Check One: Complainant _____ Witness _____ Respondent _____ Witness _____

Date _____, 19____. State of Oklahoma, County of _____

I, _____, OF LAWFUL AGE, AFTER BEING DULY SWORN, UPON MY OATH DEPOSE AND SAY:

I LIVE AT _____, CITY OF _____

COUNTY OF _____, STATE OF _____

MY TELEPHONE NUMBER IS _____, ~~AND MY SOCIAL SECURITY NO~~ _____

STATEMENT/RESPONSE:

What steps have you taken to resolve this complaint? _____

I SWEAR OR AFFIRM THAT I HAVE READ THE ABOVE STATEMENT AND THAT IT IS TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

DATE _____ SIGNATURE _____

SUBSCRIBED AND SWORN TO BEFORE ME THIS _____ DAY OF _____, 19 _____

MY COMMISSION EXPIRES _____, 19 _____.

NOTARY PUBLIC

SEP 30 1980

*Approved Amendment
under Attachment B*

COUNCIL MEMO NO. 2945-80

September 26, 1980

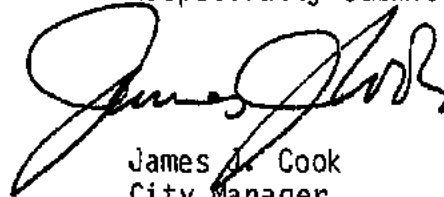
TO: Mayor and City Council #2
FROM: City Manager
SUBJECT: Rules and Regulations for the Oklahoma City Human Rights Commission

The City Council adopted on July 22, 1980 the Rules and Regulations for the Human Rights Commission. (Attachment A)

The Human Rights Commission met on September 12, 1980, reviewed procedural changes suggested by its Writing Committee and unanimously approved amending Sections e) thru m) of the Rules and Regulations. The changes as presented in Attachment B provide clarification in the area of handling a complaint received by the Commission.

Recommendation: The procedural changes within the Rules and Regulations be considered.

Respectfully submitted,

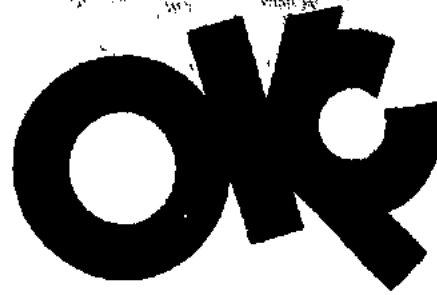


James L. Cook
City Manager

Attachments

Oklahoma City Human Rights Commission

Room 302 Municipal Bldg.
200 North Walker
Oklahoma City, OK 73102
Phone (405) 231-2588



Attachment A
Amend

RULES AND REGULATIONS OF OKLAHOMA CITY HUMAN RIGHTS COMMISSION

PURPOSE

The fundamental purpose of the Oklahoma City Human Rights Commission is the elimination of discrimination in all forms and to uphold the rights of everyone without distinction as to race, creed, sex, color, national origin, age, handicap, or ancestry, and to do this through hearing and investigating complaints; cooperating with city, state and other agencies concerned with human rights, studying institutionalized discrimination and seeking solutions that might lessen the potential dangers in such situations.

ORGANIZATION

The Commission shall elect a Chairperson and Vice Chairperson; and

- a) Officers shall be elected by and from the Commission in June of each year for a term of one year.
- b) Officers shall take office on the first day of July following their election, when new terms begin, and shall serve until their successors take office.
- c) No officer shall be permitted to serve in the same office for more than two full terms consecutively.
- d) Whenever a vacancy shall occur in an officer's position, the Commission shall elect a member to fill such office for the unexpired term.

MEETINGS

- a) Meetings shall be conducted according to Robert's Rules of Order.
- b) Meetings shall comply with the Oklahoma Open Meeting Law.
- c) Three (3) consecutive unexcused absences shall result in a recommendation to the Mayor that the position be declared vacant and a new commissioner appointed.
- d) Regularly scheduled meetings shall be held on the 4th Monday of each month.
- e) Evening meetings shall be held as necessary.

POWERS AND DUTIES OF THE COMMISSION ON HUMAN RIGHTS

The Commission shall have the power and it shall be its duty to:

- a) Receive, investigate and seek the satisfactory adjustment of complaints charging discrimination.

- b) Study and investigate by means of public hearings or otherwise any conditions having an adverse effect on intergroup relations in the City of Oklahoma City, to study the problems of prejudice, intolerance, bigotry and discrimination as they affect the public safety and general welfare of the City of Oklahoma City.
- c) Institute and conduct educational and other programs to promote the equal rights and opportunities of all persons, regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry, in order to promote understanding among persons and groups. In the performance of its duties, the Commission may cooperate with interested citizens, private agencies and agencies of the federal, state and local governments.
- d) Assist in the enforcement of fair practices in City contracts.
- e) Recommend ordinances to promote and insure equal rights and opportunities for all persons regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry.
- f) Adopt such rules and regulations as may be necessary to carry out the purposes and provisions of this Ordinance.

Procedure

- a) A complaint alleging discrimination may be filed on the official form available in the City Manager's Office, Monday through Friday, 8:00 a.m. - 5:00 p.m.
- b) The complaint shall be in writing, signed, sworn or affirmed, including name and address of the person or persons alleged to have committed the discriminatory practice; and the particulars thereof and such other information as may be required by the Commission. The Commission shall take no formal action in any proceeding until such time as a sworn or affirmed complaint is filed by the complainant.
- c) A complaint charging that any person has engaged or is engaging in discriminatory practices as set forth in this Ordinance may be made by the Commission, by an aggrieved person, or by an organization which has as one of its purposes the combating of discrimination or the promotion of equal opportunities, and any complaint may be amended by the complainant or the Commission at any time before final action has been taken by the Commission, in accordance with such rules and regulations as the Commission shall prescribe.
- d) A properly filed complaint will be forwarded to the Commission Chairperson. The Commission Chairperson shall designate a Commissioner to make a prompt preliminary investigation of the complaint. The designated Commissioner shall submit a recommendation to the full Commission based on findings from the preliminary investigation. A preliminary investigation shall mean a designated Commissioner shall call all involved parties and attempt to obtain a sworn or affirmed statement in writing to determine whether a discriminatory practice has occurred.

- e) If the Commission determines that a basis exists for the allegations made in the complaint, after preliminary investigation, the complaint will be placed on the agenda and all parties will be notified in writing as to the date of the hearing. The complainant and respondent shall receive not less than (7) days notice by certified mail of the date and time of the hearing.
- f) If upon all evidence presented, the Commission finds that the Respondent has not engaged in any discriminatory practice, it shall state its findings of fact in writing and recommend to the City Council that the complaint be dismissed. The complainant and respondent shall receive not less than seven (7) days notice by certified mail in writing of the recommendation, and of the date the City Council will act on the recommendation.
- g) If upon all the evidence presented, the Commission finds that the Respondent has engaged or is engaging in discriminatory practices, it shall state its findings of fact in writing and shall forward a recommendation in writing to the City Council as the facts warrant to effectuate the purposes of this Ordinance.

Approved by City Council 7-22-80
Amended and Approved by Human Rights Commission 7-28-80

**Oklahoma City
Human Rights
Commission**

Room 302 Municipal Bldg.
200 North Walker
Oklahoma City, OK 73102
Phone (405) 231-2559



Attachment B

Amended

RULES AND REGULATIONS OF OKLAHOMA CITY HUMAN RIGHTS COMMISSION

PURPOSE

The fundamental purpose of the Oklahoma City Human Rights Commission is the elimination of discrimination in all forms and to uphold the rights of everyone without distinction as to race, creed, sex, color, national origin, age, handicap, or ancestry, and to do this through hearing and investigating complaints; cooperating with city, state and other agencies concerned with human rights, studying institutionalized discrimination and seeking solutions that might lessen the potential dangers in such situations.

ORGANIZATION

The Commission shall elect a Chairperson and Vice Chairperson; and

- a) Officers shall be elected by and from the Commission in June of each year for a term of one year.
- b) Officers shall take office on the first day of July following their election, when new terms begin, and shall serve until their successors take office.
- c) No officer shall be permitted to serve in the same office for more than two full terms consecutively.
- d) Whenever a vacancy shall occur in an officer's position, the Commission shall elect a member to fill such office for the unexpired term.

MEETINGS

- a) Meetings shall be conducted according to Robert's Rules of Order.
- b) Meetings shall comply with the Oklahoma Open Meeting Law.
- c) Three (3) consecutive unexcused absences shall result in a recommendation to the Mayor that the position be declared vacant and a new commissioner appointed.
- d) Regularly scheduled meetings shall be held on the 4th Monday of each month.
- e) Evening meetings shall be held as necessary.

POWERS AND DUTIES OF THE COMMISSION ON HUMAN RIGHTS

The Commission shall have the power and it shall be its duty to:

- a) Receive, investigate and seek the satisfactory adjustment of complaints charging discrimination.
- b) Study and investigate by means of public hearings or otherwise any conditions having an adverse effect on intergroup relations in the City of Oklahoma City, to study the problems of prejudice, intolerance, bigotry and discrimination as they affect the public safety and general welfare of the City of Oklahoma City.

- c) Institute and conduct educational and other programs to promote the equal rights and opportunities of all persons, regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry, in order to promote understanding among persons and groups. In the performance of its duties, the Commission may cooperate with interested citizens, private agencies and agencies of the federal, state and local governments.
- d) Assist in the enforcement of fair practices in City contracts.
- e) Recommend ordinances to promote and insure equal rights and opportunities for all persons regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry.
- f) Adopt such rules and regulations as may be necessary to carry out the purposes and provisions of this Ordinance.

Procedure

- a) A complaint alleging discrimination may be filed on the official form available in the City Manager's Office, Monday through Friday, 8:00 a.m. - 5:00 p.m.
 - b) The complaint shall be in writing, signed, sworn or affirmed, including name and address of the person or persons alleged to have committed the discriminatory practice; and the particulars thereof and such other information as may be required by the Commission. The Commission shall take no formal action in any proceeding until such time as a sworn or affirmed complaint is filed by the complainant.
 - c) A complaint charging that any person has engaged or is engaging in discriminatory practices as set forth in this Ordinance may be made by the Commission, by an aggrieved person, or by an organization which has as one of its purposes the combating of discrimination or the promotion of equal opportunities, and any complaint may be amended by the complainant or the Commission at any time before final action has been taken by the Commission, in accordance with such rules and regulations as the Commission shall prescribe.
 - d) A properly filed complaint will be forwarded to the Commission Chairperson. The Commission Chairperson shall designate a Commissioner to make a prompt preliminary investigation of the complaint. A preliminary investigation shall mean a designated Commissioner shall call all involved parties and attempt to obtain a sworn or affirmed statement in writing to determine whether a discriminatory practice has occurred.
 - e) Upon completion of the preliminary investigation, the Commissioner(s) assigned to investigate the complaint shall report written findings of fact to the full Commission. The investigating Commissioner(s) shall report written recommendations to the Commission; the Commission shall modify, adopt or reject the recommendations.
- Handwritten note:* The complainant and respondent shall be given notice, as described in paragraph (f) of this section, of the Commission meeting at which the recommendations are to be considered. Other interested parties may also appear in opposition to or in favor of a dismissal recommendation in accordance with proper notice as described in paragraph (m) of this section.

- f) If the Commission determines that a basis exists for the allegations made in the complaint, after preliminary investigation, the complaint will be placed on the agenda and all parties will be notified in writing as to the date of the hearing. The complainant and respondent shall receive not less than (7) days notice by certified mail of the date and time of the hearing.

new { Upon a decision to adopt a Commissioner's written recommendation to hold a hearing on a complaint, the Commission shall prepare written findings and mail a copy of same to the parties by certified mail.

- g) If upon all evidence presented, the Commission finds that the Respondent has not engaged in any discriminatory practice, it shall state its findings of fact in writing and recommend to the City Council that the complaint be dismissed. The complainant and respondent shall receive not less than seven (7) days notice by certified mail in writing of the recommendation, and of the date the City Council will act on the recommendation.

- h) If upon all the evidence presented, the Commission finds that the Respondent has engaged or is engaging in discriminatory practices, it shall state its findings of fact in writing and shall forward a recommendation in writing to the City Council as the facts warrant to effectuate the purposes of this Ordinance.

- new* ✓ (i) Any person who desires to personally appear before the Commission to speak in favor of or against a properly filed complaint or Commission recommendation, shall be given an opportunity to do so at a hearing described in paragraph (e) and paragraph (f) of this section.

- new* ✓ (j) Confidentiality of all reports, exhibits, statements which are a part of an investigation shall be maintained; PROVIDED, that upon receipt of a recommendation from a Commissioner investigating a properly filed complaint, the recommendation, written findings, summaries, and any documents or exhibits relied on by the Commissioner and made a part of the record presented to the Commission shall become public records.

- new* ✓ (k) The written reports to the Commission or City Council described in paragraphs (e), (f), and (h) of this section may include but not be limited to:

1. A statement of the allegations in the complaint and a statement of the facts pertinent to substantiate the recommendations.
2. A list of exhibits relied upon to substantiate the recommendations.
3. Findings of fact based on the information contained in 1 and 2 of this paragraph.
4. Recommendations which shall include specific action sought.

- new* ✓ (l) Sworn testimony will be received at all hearings, to be administered by notary publics within the City Manager's Office.

- new* ✓ (m) Public notice of a hearing shall be given in accordance with the Oklahoma Public Meeting Law and by way of a press release in Oklahoma City newspapers.

ATTENDING:

Those Commissioners with excused absences: Cynthia Trussel, Joe Semrod (leaving).

Commissioner Sapp notified the Chairperson that she did not receive notice of the January meeting until the Thursday following the meeting. Chairperson Thompson requested that the minutes reflect Commissioner Sapp had an excused absence for the January meeting.

Chairperson Thompson stated to the Commission that he and the City Manager had discussed the question of staffing for the Human Rights Commission. Chairperson Thompson related that Mr. Cook said he could provide investigative help for non-police related cases. In cases regarding complaints against the Police Department, Mr. Cook could provide other non-administrative personnel in the City to aid the Commission.

Chairperson Thompson stated that this solution was reached as a result of discussing the political realities, financial situation, anticipated budget requests of the City and the unknown effect Federal budget cuts would have on city revenue.

Mr. Cook stated that when the Council originally set up the Human Rights Commission they wanted a group of private citizens who could hear and respond to citizen complaints about city government. Mr. Cook stated it was not the Council's intention to have a separate staff organization for the Human Rights Commission at its inception, and their perception of the problem has not changed. Mr. Cook reminded the Commission that they are appointed by Council and are responsible to the City Council with the right of direct access.

Chairperson Thompson asked Mr. Cook if the Human Rights Commission could receive a copy of the report compiled at the request of Council, assimilating information from various other cities with Human Rights Commissions. Mr. Cook said a report went to Council and he would be happy to supply the report to the Commission.

Commissioner Curry asked Mr. Cook if he foresaw the Commission going on indefinitely without a staff. Mr. Cook replied that he really had to be left out of it but that the Council had at an earlier time experienced problems with a similar situation and their main concern at the formation of this Commission was to create a group of people that would be available to provide the citizens with a non-organizationally-connected group who could be open-minded and give the citizenry an impartial hearing as to what really is happening. Mr. Cook stated he felt the Council determined in exploring the possible arrangements that with a pro-active staff there is a tendency for the Commission to become organizationally bound, rather than being organizationally apart from the staff and the City administration. His understanding is that the Council wants a group of people who are representative of the various elements of the community and who are open-minded, rather than a series of organizationally developed problems and valuations, studies and statistical analyses conducted by people on board who need something to do.

Commissioner Marks-Barnett asked Mr. Cook if the City Attorney's Office has an investigator who is not part of the Police Department. Mr. Cook stated that there is an investigator but his job is primarily that of a claims adjuster investigating water and sewer backups, city trucks running into objects, etc. Mr. Cook said that depending upon the nature of the matter, he would be more inclined to provide an investigator from the Human Resources Department or one of the investigators in Community Development who is more involved in obtaining facts and compiling an analysis of his study. Mr. Cook emphasized that the investigator out of

the City Attorney's Office works for the Municipal Counselor and he cannot volunteer their staff.

Mr. Kennedy from the Municipal Counselor's Office agreed with Mr. Cook and stated that the investigator in question works relatively small claims and does not have the background which would be needed to pursue the type of investigation needed by the Human Rights Commission.

It was determined that the Commission would have the right to make a request of the Municipal Counselor and the decision would be up to him.

Mr. Cook stated that in situations of charges of serious criminal misconduct the Human Rights Commission could avail itself of the services of the District Attorney's Office and Oklahoma State Bureau of Investigation which has a highly trained professional staff. Mr. Cook said that if the Commission felt a need for an investigator that they could contact him or Joyce Plunkett.

Chairperson Thompson expressed his appreciation for Mr. Cook's willingness to talk to the Commission regarding staffing.

There was discussion on the pending complaints being investigated by some of the Commissioners. Reverend Curry stated he felt Ray Kelly's complaint could be quickly dismissed, but he would not want to take that responsibility himself. Ms. Plunkett asked if Mr. Curry wanted help in getting a recommendation written up. Commissioner Curry answered in the affirmative but also said he wanted someone else to talk to Mr. Kelly and make a decision. Chairperson Thompson accepted the report and recommendation and stated that hopefully by the next meeting the Commission will have a recommendation.

Commissioner Tran is investigating a complaint by Mr. Harmon. Reverend Thompson said the complainant wanted the complaint held up until he had been to court on the problem. Mr. Tran asked for assistance. Mr. Tran also asked if the Commission should become involved in a complaint that has been settled by a court of law. Ms. Plunkett stated that she has spoken to Mr. Harmon since his court date. He was found guilty, but expressed a desire to have the Commission investigate his complaint. Reverend Thompson asked Mr. Tran to continue to work on the complaint in conjunction with Ms. Plunkett and the Chairperson.

The third complaint is being investigated by Mrs. Moore. Mrs. Moore stated that she had tried to contact Mrs. Eddie Douglas five times and each time her husband said she was not available. It was pointed out that the complainant was Mr. Eddie Douglas so Mrs. Moore stated she would again attempt to contact Mr. Douglas.

Chairperson Thompson stated he will expect to receive recommendations at the next meeting from the investigators of each complaint.

Chairperson Thompson assigned Commissioners Curry, Scagnelli, Davis, Swindler and Burns to a subcommittee to discuss ideas for the Commission to become pro-active. He asked that they get with other entities and citizens so as not to duplicate efforts of other groups which are proactionary. Dr. Davis was assigned to chair the committee.

Commissioner Davis brought up for discussion page 2 of the Bylaws, Item D under "Procedure" regarding preliminary investigation. According to Dr. Davis, the preliminary investigations have been full-scale and have caused problems in the past. Dr. Davis stated he felt the Commission has not been following its own procedure by having a few of the Commissioners launch into a full-scale investigation and make the recommendation to the full Commission.

Chairperson Thompson stated that some unclarity exists regarding the difference between a preliminary hearing and an informal hearing. The Chairperson suggested that a committee be formed to review the rules and regulations based on what has transpired during the first year's existence of the Human Rights Commission and revise the rules to provide only for a preliminary hearing or a formal hearing, not an informal hearing, and also to work with the Chairperson to prepare a report to be submitted to the City Council after the June meeting in light of the first year's existence with some recommendations. The Chairperson asked Commissioner Sapp to chair the committee and obtain from other Commission members a report of the number of hours spent on Commission business, investigation and whatever work such as telephone calls, interviews, talk shows, or anything that would add to the total number of volunteer hours spent by the Commissioners. Chairperson Thompson stated the cases need to be summarized and the recommendations compiled from all the minutes. He asked that Commissioners Marks-Barnett, Moore, and Lombard serve on this committee. Chairperson Thompson asked that the document be brought before the Commission at the next meeting.

Bryce Kennedy from the Municipal Counselor's Office stated that the report Chairperson Thompson called for would not violate the Bylaws if it was submitted for their information and not for a vote. According to Mr. Kennedy, the procedure which the Commission should follow is to get the complaint drawn up, have a group of Commissioners perform the preliminary investigation, have the full Commission vote on their findings at the next subsequent meeting. If no basis is found to exist, that is the end of the matter and a statement should be included at the end of the report to the effect it was rejected based on whatever findings determined the denial. If a basis is found, then an investigation should be begun with the preliminary investigation as a foundation. Chairperson Thompson asked Mr. Kennedy to work with the committee on revising the Bylaws. Mr. Kennedy noted that if the Bylaws are revised in any way, they must be resubmitted to Council for approval.

Chairperson asked Ms. Plunkett to obtain information from the City Manager's Office as to the complaints that have come to the Commission, telephone calls, etc. Commissioner Marks-Barnett was asked by the Chairperson to peruse the information and recommend to the subcommittee whether or not the Commission needs to ask the City Council for a change in the Bylaws, or whether the Commission can function within the present guidelines.

MOVED BY Commissioner Davis, SECONDED BY Commissioner Swindler that Ms. Plunkett write a letter of appreciation to Mr. Vallejo and Mr. Semrod for serving on the Human Rights Commission.
MEETING ADJOURNED.

7MCA #412-A
Council Agenda
Item No. IX. FF
6-30-81

JUN 30 1981

COUNCIL MEMO NO. 1837-81

June 24, 1981

To: Mayor and City Council

From: City Manager

Transmitted herewith is a summarization of the Oklahoma City Human Rights Commission's annual activities for 1980-81.

Recommendation: Acceptance of report from the Oklahoma City Human Rights Commission.


James V. Cook
City Manager

Attachment

June 22, 1981

TO: Mayor and City Council
From: Reverend MacKenzie Thompson Chairman
Subject: Oklahoma City Human Rights Commission Report on
First Year's Activities

The infant Human Rights Commission has made normal first year progress...starting, stumbling, starting again...gradually developing the ability to stand alone and communicate. Now it seems prepared to move ahead in a more deliberate manner.

The Commission respectfully submits to the Council of Oklahoma City the following condensed record of the year's activities:

Created on March 11, 1980, fifteen commissioners were appointed by the Mayor and approved by the Council.

Ward 1 Cynthia Trussell
Ward 2 Rev. MacKenzie Thompson
Ward 3 Gary Lombard
Ward 4 Edna Swindler
Ward 5 Phyllis Sapp
Ward 6 Richard Vallejo
Ward 7 Dr. Clarence Davis
Ward 8 Khoa D. Tran

AT LARGE
Greg Burns
Rev. Morris Curry
Sylvia Marks-Barnett
Jessye Moore
Father Louis Scagnelli
Joe Semrod
Sammy White (Toneki)

At an organizational meeting, June 23, Commissioner Thompson was elected Chairperson and Commissioner Davis elected Vice Chairperson. The Chair appointed Commissioners Vallejo, Davis, and Sapp as a writing committee to draft bylaws.

On June 30, Commissioner Vallejo presented the first draft of proposed bylaws. Suggestions for revisions and additions were received. Commissioners were invited to submit further suggestions in writing before July 7. Chairperson Thompson asked Commissioner Lombard to chair a committee for compiling statistical data about the minority groups in Oklahoma City. (This became a continuous project with Commissioner Lombard reporting on data available for Commission use.)

A final draft of the bylaws was unanimously approved as Rules and Regulations of the Human Rights Commission at a July 11 Commission meeting and submitted to the Council on July 22. Council approval included minor changes. The amended Rules and Regulations were approved by the Commission on July 28.

At the July 28 meeting, Mrs. Delois M. Bonner brought a complaint of racial discrimination against the police officer who shot her son, Fred Lewis Edwards, Jr., on April 14, 1980. The Chair assigned the investigation to Commissioners Davis, Marks-Barnett, Trussell, and Vallejo, asking them to report at the August meeting.

On August 1, Mrs. Hazel Gann filed a complaint alleging racial discrimination in the police department's investigation of the disappearance of her son Michael. The complaint was assigned to Commissioner Swindler.

At the August 25 meeting, Commissioner Swindler reviewed Mrs. Gann's affidavit. Mrs. Frances Wise, Director of the Native American Center, read her own affidavit relating details of the handling of Michael's disappearance. (The child's decomposed body had now been found.) Commissioner Swindler was not ready to make a recommendation and asked for assistance with the investigation. Commissioners Sapp and Lombard were appointed. Discussion followed about the Rules being vague in the area of timing, particularly in relation to when investigating commissioners should present their recommendations. The writing committee was asked to make clarification changes in the Rules and Regulations.

Police Chief Tom Heggy and four other officers appeared at the September 12 meeting to respond to Mrs. Gann's allegations. Since the investigators were not ready to make a recommendation, the officers were not heard. Investigators of the Bonner allegations reported insufficient information to make a recommendation. More time was granted.

The writing committee reported changes in the Rules and Regulations. Changes were approved with the recommendation that they be placed on the Council's September agenda. The Council approved the new Rules and Regulations on September 30.

The October 28 meeting was held at 7 p.m. at the request of Mrs. Gann. The investigating committee reported evidence of insensitivity and the possibility of neglect on the part of some police officers. Assistant Police Chief Loyd Gramling and Lt. Edwards answered commissioners' questions about procedures related to runaways and child abuse. The committee recommended careful review of these procedures, particularly in regard to communication with family members. The committee also recommended dismissal of the case for lack of evidence of racial discrimination. The Commission's vote was 6 to accept the recommendation for dismissal and 3 opposed.

On December 22 the Commission met to receive the report and recommendations of the investigating committee assigned to the Bonner complaint. Mrs. Bonner's attorney's request for a delay was granted until the January meeting. A complaint filed by Ray Kelly was assigned to Commissioner Curry. Commissioner White's resignation from the Commission was accepted.

Mrs. Bonner's complaint was heard at the Commission Meeting on January 26, 1981. The investigating committee recommended dismissal based upon lack of evidence to substantial charges of racial discrimination. It was also recommended that the police department review training procedures related to disabling automobiles carrying suspects and to administering first aid treatment to seriously wounded suspects. It was further recommended that the Police Department train its officers in dealing with families of wounded suspects at medical facilities and, in case of the death of a suspect, in the understanding of state laws and policies of the Oklahoma Medical Examiner's Office.

The Commission unanimously accepted the committee's recommendations.

With no other complaints ready to be heard, the Commission did not meet again until May 18, 1981. Resignations from Commissioners Vallejo and Semrod were accepted.

City Manager James Cook responded to Commission inquiries about staff assistance in making investigations. Mr. Cook said there were no funds budgeted for staff.

He explained that the Council's intent was to establish a Commission that would serve as an open forum to review the complaints of citizens who believed their human rights had been ignored or violated. He assured the Commission that investigative and administrative support could be provided by City staff.

Discussion about investigative procedures having been too involved resulted in a request for clarification related to preliminary, informal, and formal hearings. Chairperson Thompson suggested a committee to review the Rules and Regulations in light of the year's experiences, to suggest revisions, and to prepare a report for the City Council. Named to that committee were Commissioners Sapp, Marks-Barnett, Moore, and Lombard. Commissioners Davis, Scagnelli, Swindler, Curry and Burns were then appointed to a committee for planning ways the Commission might become more pro-active.

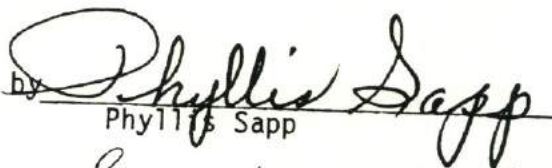
Commissioners Tran, Moore, and Curry reported briefly on complaints they were currently investigating.

Other Human Rights groups have assisted with this formative year. Much help has been received from the Oklahoma Human Rights Commission. The Southwest Center for Human Relations Study sent representatives to meet with and advise the Oklahoma City Commission. Several Commissioners attended the Center's workshop at the University of Oklahoma. Both the Norman and Tulsa commissions have shared their experiences and materials with our commission members.

The Oklahoma City Human Rights Commission members have:
conducted interviews
carefully researched complaints assigned to them
attended meetings and seminars
worked on various committees
spoken to various groups about the work of the Commission.

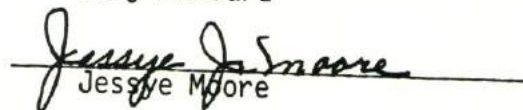
There has been, during this first year, a total investment of more than twenty-five hundred volunteer hours.

Report prepared by


Phyllis Sapp


Sylvia Marks-Barnett

Gary Lombard


Jessye Moore

Dated: June 22, 1981

OKLAHOMA CITY
HUMAN RIGHTS COMMISSION MEETING
City Council Chambers
Monday, December 22, 1980
3:35 p.m. - 3:55 p.m.

H-2
JAN 13 1981

PURPOSE: To Receive Report and Recommendation of Investigating Committee Relative to the Complaint of Discrimination lodged by Mrs. Delois Marie Bonner.

ATTENDING:

Reverend MacKenzie Thompson, Chairperson
Cynthia Trussel, Ward 1
Father Louis Scagnelli, At Large
Gary Lombard, Ward 3
Jessye Moore, At Large
Reverend Morris Curry, At Large
Joe Semrod, At Large
Richard Vallejo, Ward 6
Dr. Clarence Davis, Ward 7
Khoa Tran, Ward 8
Ramona Vanderlinde, Municipal Counselor's Office
Joyce Plunkett, City Manager's Office
Marthann Johnson, City Manager's Office
Press

Absent were Commissioners Sylvia Marks-Barnett and Phyllis Sapp. EXCUSED ABSENCES:
Commissioners Greg Burns, Edna Swindler.

Father Louis Scagnelli gave the invocation.

MOVED BY Commissioner Davis, SECONDED BY Commissioner Curry that the minutes of the October 28, 1980 Human Rights Commission meeting be accepted and approved as written.

MOVED BY Commissioner Davis, SECONDED BY Commissioner Curry that a delay be granted in the presentation of the report of the investigating committee, for a stated period of time, based upon the statement by Mrs. Bonner's attorney that there is data and information available which the investigating committee did not have.

Commissioner Vallejo inquired as to what length of time is involved and what sort of information will be forthcoming.

Mrs. Bonner's attorney, Douglas Parr, addressed the question made by Commissioner Vallejo. In addition to Commissioner Davis' request for a delay, Mr. Parr also asked the Commission to defer its decision in consideration of the investigating committee's report. Mr. Parr stated that he was provided a copy of the committee's report only yesterday (December 21, 1980) and would like to have time to go over the report and exhibits and also provide the Commission with additional documents which he is in the process of obtaining at the present. Mr. Parr stated that he has access to a few eyewitnesses to the shooting incident and can also obtain AmCare records and statements from AmCare attendants which will clarify some of the factual questions surrounding the actual shooting. Mr. Parr stated he and his client, Mrs. Bonner, are not in a hurry to have the matter resolved immediately. Mr. Parr said he could have the evidence and documents available to present to the Commission prior to the next regularly scheduled meeting.

It was pointed out by Mrs. Plunkett of the City Manager's Office, that there is a letter on file dated December 11, 1980, received in the City Manager's Office on December 16, 1980, from Opio Toure, withdrawing as legal counsel from Mrs. Bonner's case and asking that all material be directed to her at her home address and also stating that Mr. Parr would be retained by Mrs. Bonner. Mrs. Plunkett stated that on December 16, 1980, another copy of the Investigating Committee's study and recommendation was mailed by certified mail to Mrs. Bonner at her home address.

Mr. Parr responded that his not receiving the information prior to yesterday was due to the fact he and Mr. Toure could not arrange a meeting time which was mutually acceptable before that time.

Chairperson Thompson asked Mr. Parr if he could submit the information to the City Manager's Office by January 15, 1981. Mr. Parr said he would get the information to the Manager's Office by January 15th.

The vote of the Commission was UNANIMOUS that the recommendation on the Bonner case be delayed until the next regularly scheduled meeting (January 26, 1981) with the promise from Mr. Parr that the information he has will be given to Commissioner Vallejo and the other members of the Investigating Committee at which time they will make a determination to abide by the Open Meeting Law and the Bylaws of the Human Rights Commission.

Chairperson Thompson asked Mr. Vallejo to work with Mr. Parr as a contact person in supplying the additional information for the Investigating Committee.

Chairperson Thompson assigned a complaint by Ray Kelly to Reverend Curry. Reverend Thompson mentioned another complaint which has been filed, but withheld assignment pending the outcome of a court case which has bearing on the complaint.

Dr. Davis addressed a concern about the inability of the Commissioners to devote adequate amounts of time to investigating, stating that a paid staff is necessary to be more professional. He asked that the Commission give serious consideration to making a recommendation to the City Council that investigators or some sort of paid staff be assigned to the Commission. The Commission gave Reverend Thompson permission to speak with the City Manager regarding this.

Chairperson Thompson expressed agreement with Dr. Davis and stated that he hoped the Human Rights Commission could move rather quickly to a more proactive stance to do conciliatory activity in the community, rather than limiting itself to an investigating body of possible discrimination that has already occurred.

Chairperson Thompson stated that At-Large member Sammy White indicated a desire to not serve on the Commission. Chairperson Thompson stated he would ask the Mayor to consider another appointee to replace Mr. White.

Meeting adjourned.

ATTENDING:

MacKenzie Thompson, Chairperson
Cynthia Trussel, Ward 1
Gary Lombard, Ward 3
Edna Swindler, Ward 4
Phyllis Sapp, Ward 5
Richard Vallejo, Ward 6
Dr. Clarence Davis, Ward 7
Khoa D. Tran, Ward 8
Father Louis Scagnelli, At-Large
Jessye Moore, At-Large
Sylvia Marks-Barnett, At-Large
Rev. Morris Curry, At-Large
Greg Burns, At-Large
Sammy White, At-Large

Those absent: Joe Semrod (excused)

Chairperson Thompson called the meeting to order. The invocation was given by Dr. Davis.

The minutes of the July 28, 1980 Human Rights Commission Meeting reflect unexcused absences for Commissioners Greg Burns and Phyllis Sapp. Let the record reflect these two Commissioners had excused absences. MOVED BY Commissioner Vallejo, SECONDED BY Commissioner Davis that the minutes of the July 28, 1980 meeting be accepted as corrected.

Commissioner Lombard reported the progress made by his Data Gathering Committee. He said the completed material which will be in the form of a loose leaf folder to which supplements may be added, is nearing completion. Commissioner Vallejo asked for a draft of the material pertaining to the Mexican-American people as soon as the material has been compiled. Commissioner Davis asked for a copy pertaining to material relating to the Afro-American community. Commissioner Lombard stated that any Commissioner requesting a draft copy on the area of his or her involvement can call him and he will provide a draft.

Chairperson Thompson stated that the meeting presently being conducted is not an official hearing. He asked Commissioner Vallejo to report to the Commission the progress on the investigation of Mrs. Bonner's discrimination complaint.

Commissioner Vallejo said Commissioners Davis and Trussel are following up on the police reports, Commissioner Marks-Barnett is delving into the medical reports and he is talking with Mrs. Bonner. He went on to say that the Commissioners have several more people to interview in connection with the complaint and are hoping to be able to make a recommendation at the September meeting.

There was some discussion regarding to whom information obtained during an investigation should go. Commissioner Vallejo stated that information obtained by the investigating Commissioner(s) should not be circulated to the entire Commission prior to making a recommendation to the full body since the Bylaws provide for the assigning of a Commissioner(s) for the purpose of making a recommendation to the Commission. He further suggested that a copy of all information be kept in the City Manager's Office and that any interested Commissioner could view the material.

Commissioner Swindler addressed the Commission regarding an investigation she is conducting on a complaint from Mrs. Gann regarding her deceased child, Michael Gann.

Chairperson Thompson read the original complaint Mrs. Gann filed with the Office of the City Manager August 1, 1980.

Commissioner Swindler reviewed the affidavit submitted by Mrs. Thompson, the cousin of Mrs. Gann. Mrs. Gann had asked that the statement from Mrs. Thompson be accepted as Mrs. Gann's statement. Commissioner Swindler had not included a recommendation with her report because she was not aware it was supposed to be with her report.

There was a certain amount of incertitude surrounding the procedures to be followed for hearing interested parties on a case under investigation. It was decided that the investigator should submit something to the Commission in writing and attach whatever references to the report the investigator wishes to make, and at the conclusion, make a recommendation for a formal hearing if discrimination has been found.

Commissioner Davis stated the Commission should hear anyone who wishes to speak on a discrimination complaint, but not respond to the data presented at the time it is given.

Commissioner Davis reported that the Writing Committee will be meeting again to further define the procedure to be followed in hearing testimony or taking statements regarding a particular complaint. He said the committee will present proposals to the Commission.

MOVED BY Chairperson Thompson, SECONDED BY Commissioner Sapp, that Commissioner Swindler make a formal recommendation at the next meeting; and that Commissioner Vallejo's progress report on the Bonner case be accepted, with the understanding a formal recommendation will be made at the next meeting also.

It was agreed that a meeting be called for September 12, 1980, at 3:30 p.m. to be held in the City Council Chambers. The following meeting is scheduled for September 22, 1980, at 3:30 p.m., also to be held in the Council Chambers.

Ms. Frances Wise of the Native American Center read her affidavit to the Commission regarding the Michael Gann case. Ms. Wise said Mrs. Gann and those accompanying Mrs. Gann decided to wait and give testimony at a formal hearing.

Commissioner Vallejo suggested it would be helpful to the investigating Commissioner to have a copy of the medical examiner's report.

Meeting adjourned.

AUG 12 1980^{H-2}

ATTENDING:

MacKenzie Thompson, Chairperson
Cynthia Trussel, Ward 1
Gary Lombard, Ward 3
Edna Swindler, Ward 4
Richard Vallejo, Ward 6
Dr. Clarence Davis, Ward 7
Khoa D. Tran, Ward 8
Father Louis Scagnelli, At Large
Reverend Morris Curry, At Large
Sylvia Marks-Barnett, At Large

Those absent: Sammy White (excused), Joe Semrod (excused), Jessye Moore (excused), Greg Burns, Phyllis Sapp.

Reverend Curry gave the invocation.

There were no corrections or additions to the minutes of the July 15, 1980 meeting; minutes were approved. MOVED BY Gary Lombard, SECONDED BY Rev. Curry that the minutes be accepted.

Chairperson Thompson reported to the full Commission that he, Dr. Davis, Mr. Vallejo, and Father Scagnelli appeared before the City Council as representatives of the Commission on July 22, 1980, to present the Bylaws of the Human Rights Commission. With only a few minor suggested changes, the Bylaws were approved as presented.

The Oklahoma City Human Rights Commission is hereby empowered to function under the rules and regulations adopted by the Commission, presented to the Council July 22, 1980, with the recommendation by Council that (1) on the affidavit the social security number be removed, and (2) that the complainant and respondent shall receive not less than seven (7) days notice by certified mail of the date and time of the hearing.

Chairperson Thompson relayed to the Commission Councilman Ben Tiptons' appreciation of the Writing Committee and all the work they did in composing the Bylaws.

Commissioner Lombard stated that he and his committee on data gathering are still working to refine and compile information which will be completed by the end of August, he hopes.

Chairperson Thompson suggested postponing the designation of an evening meeting time.

Chairperson Thompson recognized Mrs. Dorris M. Bonner who voiced a complaint to the Commission regarding discrimination based on race against her son Fred Lewis Edwards, Jr., who was killed April 14, 1980. Mrs. Bonner expressed concern that (1) she was not able to see her son before or after he died, (2) no information was given the family regarding the shooting, (3) when she did get information, there were conflicting reports from AmCare, the Medical Examiners' Office and the Police Department.

Chairperson Thompson thanked Mrs. Bonner for her testimony and assured her the Human Rights Commission would investigate her complaint. Chairperson Thompson assigned Commissioners Davis, Trussel, Vallejo, Marks-Barnett to investigate the allegations.

Chairperson Thompson asked if there were others who would like to speak. The following citizens addressed the Commission asking it to look into the situation surrounding

the death of Fred Lewis Edwards, Jr.: Opio Toure, Barbara True, Casey Childs, II, Mrs. Carzelle, Robert Wiley, David Mitchell and Duane Cudjoe.

Citizens voiced the following concerns:

- How many citizens have been killed at N.E. 30th and Prospect by Police.
- Picture circulating at OCPD of a "running nigger".
- What procedure Police use when approaching a suspect.
- Why Police are always found innocent regardless of witnesses.

Chairperson Thompson asked that the results of the investigation of Mrs. Bonners' complaint be placed on the agenda for the next regularly scheduled meeting of the Human Rights Commission.

Assistant Police Chief Gerald Emmett addressed the Commission in response to an inquiry by Councilman Ben Tipton regarding the use of flashlights used by Police Officers to strike citizens they are arresting. Chief Emmett stated that the purpose of the flashlight is illumination and that Police Officers often use that in lieu of a night stick which might be construed as an intimidating object when attempting to make an arrest.

Commissioner Marks-Barnett questioned why the subject of the use of flashlights was brought before the Human Rights Commission and wondered how it related to a discrimination complaint. Commissioner Marks-Barnett stated that if the Commission was supposed to be a forum for hearing complaints against the Police Department she would like more instruction from the City Council as to how this is to be done.

Press release regarding the Human Rights Commission will be made by the Chairperson with the assistance of Lynn Hyatt, Assistant Municipal Counselor.

August 25th was established as the next regular meeting time for the Human Rights Commission.

Meeting ajourned.

RULES AND REGULATIONS OF OKLAHOMA CITY HUMAN RIGHTS COMMISSION

PURPOSE

The fundamental purpose of the Oklahoma City Human Rights Commission is the elimination of discrimination in all forms and to uphold the rights of everyone without distinction as to race, creed, sex, color, national origin, age, handicap, or ancestry, and to do this through hearing and investigating complaints; cooperating with city, state and other agencies concerned with human rights, studying institutionalized discrimination and seeking solutions that might lessen the potential dangers in such situations.

ORGANIZATION

The Commission shall elect a Chairperson and Vice Chairperson; and

- a) Officers shall be elected by and from the Commission in June of each year for a term of one year.
- b) Officers shall take office on the first day of July following their election, when new terms begin, and shall serve until their successors take office.
- c) No officer shall be permitted to serve in the same office for more than two full terms consecutively.
- d) Whenever a vacancy shall occur in an officer's position, the Commission shall elect a member to fill such office for the unexpired term.

MEETINGS

- a) Meetings shall be conducted according to Robert's Rules of Order.
- b) Meetings shall comply with the Oklahoma Open Meeting Law.
- c) Three (3) consecutive unexcused absences shall result in a recommendation to the Mayor that the position be declared vacant and a new commissioner appointed.
- d) Regularly scheduled meetings shall be held on the 4th Monday of each month.
- e) Evening meetings shall be held as necessary.

POWERS AND DUTIES OF THE COMMISSION ON HUMAN RIGHTS

The Commission shall have the power and it shall be its duty to:

- a) Receive, investigate and seek the satisfactory adjustment of complaints charging discrimination.
- b) Study and investigate by means of public hearings or otherwise any conditions having an adverse effect on intergroup relations in the City of Oklahoma City, to study the problems of prejudice, intolerance, bigotry and discrimination as they affect the public safety and general welfare of the City of Oklahoma City.
- c) Institute and conduct educational and other programs to promote the equal rights and opportunities of all persons, regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry, in order to promote understanding among persons and groups. In the performance of its duties, the

Commission may cooperate with interested citizens, private agencies and agencies of the federal, state and local governments.

- d) Assist in the enforcement of fair practices in City contracts.
- e) Recommend ordinances to promote and insure equal rights and opportunities for all persons regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry.
- f) Adopt such rules and regulations as may be necessary to carry out the purposes and provisions of this Ordinance.

Procedure

- a) A complaint alleging discrimination may be filed on the official form available in the City Manager's Office, Monday through Friday, 8:00 a.m. - 5:00 p.m.
- b) The complaint shall be in writing, signed, sworn or affirmed, including name and address of the person or persons alleged to have committed the discriminatory practice; and the particulars thereof and such other information as may be required by the Commission. The Commission shall take no formal action in any proceeding until such time as a sworn or affirmed complaint is filed by the complainant.
- c) A complaint charging that any person has engaged or is engaging in discriminatory practices as set forth in this Ordinance may be made by the Commission, by an aggrieved

person, or by an organization which has as one of its purposes the combating of discrimination or the promotion of equal opportunities, and any complaint may be amended by the complainant or the Commission at any time before final action has been taken by the Commission, in accordance with such rules and regulations as the Commission shall prescribe.

d) A properly filed complaint will be forwarded to the Commission Chairperson.

The Commission Chairperson shall designate a Commissioner to make a prompt preliminary investigation of the complaint. The designated Commissioner shall submit a recommendation to the full Commission based on findings from the preliminary investigation.

A preliminary investigation shall mean a designated Commissioner shall call all involved parties and attempt to obtain a sworn or affirmed statement in writing to determine whether a discriminatory practice has occurred.

e) If the Commission determines that a basis exists for the allegations made in the complaint, after preliminary investigation, the complaint will be placed on the agenda and all parties will be notified in writing as to the date of the hearing.

f) If upon all evidence presented, the Commission finds that the Respondent has not engaged in any discriminatory practice, it shall state its findings of fact in writing and recommend to the City Council that the complaint be dismissed. The complainant shall be notified in writing of the recommendation, and of the date the

City Council will act on the recommendation.

g) If upon all the evidence presented, the Commission finds that the Respondent has engaged or is engaging in discriminatory practices, it shall state its findings of fact in writing and shall forward a recommendation in writing to the City Council as the facts warrant to effectuate the purposes of this Ordinance.

COUNCIL MEMO NO. 2179-80

July 17, 1980

TO: Mayor and City Council
FROM: City Manager
SUBJECT: Rules and Regulations for the Oklahoma City Human Rights Commission

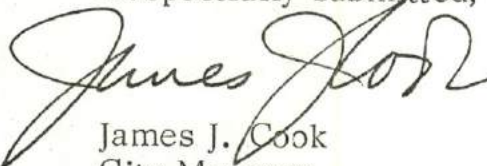
APPROVED
JUL 23 1980

CITY THE CITY COUNCIL
Thomas P. Hensley CITY CLERK
Subject to Study Request
for David Santos Review.

The attached rules and regulations were unanimously adopted by the Oklahoma City Human Rights Commission on July 11, 1980 for your consideration of its conduct of business.

Recommendation: The rules and regulations be considered.

Respectfully submitted,


James J. Cook
City Manager

Attachment

July 17, 1980

TO: Mayor and City Council

FROM: Reverend MacKenzie Thompson
Chairperson
Human Rights Commission

SUBJECT: Rules and Regulations

The Oklahoma City Human Rights Commission met on July 11, 1980, and unanimously recommended the attached rules and regulations be submitted for your consideration and approval, modification, or disapproval.

A handwritten signature in dark ink, appearing to read 'MacKenzie Thompson', with a long horizontal flourish extending to the right.

Attachments

JUL 22 1980

COUNCIL MEMO NO. 2179-80

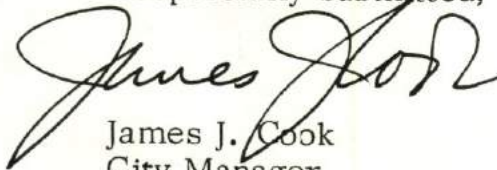
July 17, 1980

TO: Mayor and City Council
FROM: City Manager
SUBJECT: Rules and Regulations for the Oklahoma City
Human Rights Commission

The attached rules and regulations were unanimously adopted by the Oklahoma City Human Rights Commission on July 11, 1980 for your consideration of its conduct of business.

Recommendation: The rules and regulations be considered.

Respectfully submitted,



James J. Cook
City Manager

Attachment

July 17, 1980

TO: Mayor and City Council

FROM: Reverend MacKenzie Thompson
Chairperson
Human Rights Commission

SUBJECT: Rules and Regulations

The Oklahoma City Human Rights Commission met on July 11, 1980, and unanimously recommended the attached rules and regulations be submitted for your consideration and approval, modification, or disapproval.

A handwritten signature in black ink, appearing to read "MacKenzie Thompson", with a long horizontal line extending to the right.

Attachments

RULES AND REGULATIONS OF OKLAHOMA CITY HUMAN RIGHTS COMMISSION

PURPOSE

The fundamental purpose of the Oklahoma City Human Rights Commission is the elimination of discrimination in all forms and to uphold the rights of everyone without distinction as to race, creed, sex, color, national origin, age, handicap, or ancestry, and to do this through hearing and investigating complaints; cooperating with city, state and other agencies concerned with human rights, studying institutionalized discrimination and seeking solutions that might lessen the potential dangers in such situations.

ORGANIZATION

The Commission shall elect a Chairperson and Vice Chairperson; and

- a) Officers shall be elected by and from the Commission in June of each year for a term of one year.
- b) Officers shall take office on the first day of July following their election, when new terms begin, and shall serve until their successors take office.
- c) No officer shall be permitted to serve in the same office for more than two full terms consecutively.
- d) Whenever a vacancy shall occur in an officer's position, the Commission shall elect a member to fill such office for the unexpired term.

MEETINGS

- a) Meetings shall be conducted according to Robert's Rules of Order.
- b) Meetings shall comply with the Oklahoma Open Meeting Law.
- c) Three (3) consecutive unexcused absences shall result in a recommendation to the Mayor that the position be declared vacant and a new commissioner appointed.
- d) Regularly scheduled meetings shall be held on the 4th Monday of each month.
- e) Evening meetings shall be held as necessary.

POWERS AND DUTIES OF THE COMMISSION ON HUMAN RIGHTS

The Commission shall have the power and it shall be its duty to:

- a) Receive, investigate and seek the satisfactory adjustment of complaints charging discrimination.
- b) Study and investigate by means of public hearings or otherwise any conditions having an adverse effect on intergroup relations in the City of Oklahoma City, to study the problems of prejudice, intolerance, bigotry and discrimination as they affect the public safety and general welfare of the City of Oklahoma City.
- c) Institute and conduct educational and other programs to promote the equal rights and opportunities of all persons, regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry, in order to promote understanding among persons and groups. In the performance of its duties, the

Commission may cooperate with interested citizens, private agencies and agencies of the federal, state and local governments.

- d) Assist in the enforcement of fair practices in City contracts.
- e) Recommend ordinances to promote and insure equal rights and opportunities for all persons regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry.
- f) Adopt such rules and regulations as may be necessary to carry out the purposes and provisions of this Ordinance.

Procedure

- a) A complaint alleging discrimination may be filed on the official form available in the City Manager's Office, Monday through Friday, 8:00 a.m. - 5:00 p.m.
- b) The complaint shall be in writing, signed, sworn or affirmed, including name and address of the person or persons alleged to have committed the discriminatory practice; and the particulars thereof and such other information as may be required by the Commission. The Commission shall take no formal action in any proceeding until such time as a sworn or affirmed complaint is filed by the complainant.
- c) A complaint charging that any person has engaged or is engaging in discriminatory practices as set forth in this Ordinance may be made by the Commission, by an aggrieved

person, or by an organization which has as one of its purposes the combating of discrimination or the promotion of equal opportunities, and any complaint may be amended by the complainant or the Commission at any time before final action has been taken by the Commission, in accordance with such rules and regulations as the Commission shall prescribe.

d) A properly filed complaint will be forwarded to the Commission Chairperson.

The Commission Chairperson shall designate a Commissioner to make a prompt preliminary investigation of the complaint. The designated Commissioner shall submit a recommendation to the full Commission based on findings from the preliminary investigation.

A preliminary investigation shall mean a designated Commissioner shall call all involved parties and attempt to obtain a sworn or affirmed statement in writing to determine whether a discriminatory practice has occurred.

e) If the Commission determines that a basis exists for the allegations made in the complaint, after preliminary investigation, the complaint will be placed on the agenda and all parties will be notified in writing as to the date of the hearing.

f) If upon all evidence presented, the Commission finds that the Respondent has not engaged in any discriminatory practice, it shall state its findings of fact in writing and recommend to the City Council that the complaint be dismissed. The complainant shall be notified in writing of the recommendation, and of the date the

City Council will act on the recommendation.

g) If upon all the evidence presented, the Commission finds that the Respondent has engaged or is engaging in discriminatory practices, it shall state its findings of fact in writing and shall forward a recommendation in writing to the City Council as the facts warrant to effectuate the purposes of this Ordinance.

OKLAHOMA CITY HUMAN RIGHTS COMMISSION

AFFIDAVIT

OCHRC Case # _____

THIS AFFIDAVIT IS PROVIDED FOR YOU TO LIST NAMES OF PERSONS, EVENTS AND PROBLEMS RELATING TO THE COMPLAINT. ANY PERSONS HAVING KNOWLEDGE OF THE COMPLAINT MAY ALSO LIST ON A SEPARATE AFFIDAVIT SUCH INFORMATION AS YOUR WITNESS.

Check One: Complainant _____ Witness _____ Respondent _____ Witness _____

Date _____, 19____. State of Oklahoma, County of _____

I, _____, OF LAWFUL AGE, AFTER BEING DULY SWORN, UPON

MY OATH DEPOSE AND SAY:

I LIVE AT _____, CITY OF _____

COUNTY OF _____, STATE OF _____

MY TELEPHONE NUMBER IS _____, AND MY SOCIAL SECURITY NO _____

STATEMENT/RESPONSE:

What steps have you taken to resolve this complaint?

I SWEAR OR AFFIRM THAT I HAVE READ THE ABOVE STATEMENT AND THAT IT IS TRUE TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

DATE

SIGNATURE

SUBSCRIBED AND SWORN TO BEFORE ME THIS DAY OF , 19

MY COMMISSION EXPIRES , 19 .

NOTARY PUBLIC

JUL 22 1980

H-2

HUMAN RIGHTS COMMISSION MEETING
Friday, July 11, 1980
City Council Chambers 3:30 P.M.

Members Present:

MacKenzie Thompson, Ward 2, Chairperson
Cynthia Trussell, Ward 1
Father Louis Scagnelli, At Large
Gary Lombard, Ward 3
Edna Swindler, Ward 4
Richard Vallejo, Ward 6
Dr. Clarence Davis, Ward 7
Khoa Tran, Ward 8
Greg Burns, At Large
Joe Semrod, At Large
Sylvia Marks Barnett, At Large

PURPOSE: Receive reports from Writing Committee and Data Gathering Committee.

Chairperson Thompson called the meeting to order.

The minutes from the previous Human Rights Commission meeting were accepted by the Commission.

Chairperson Thompson asked Commissioner Vallejo for a report on the Bylaws which are being formulated by the Writing Committee. Commissioner Vallejo went over the document and pointed out several changes which should be made. They are as follows:

Page 2 (Meetings) subparagraph C, ...three consecutive absentees should be changed to "three consecutive unexcused absences".

Page 2 (Meetings) subparagraph E, after "evening meeting" insert "as necessary".

Page 4 (Preliminary Investigation) subparagraph D, insert, "A preliminary investigation shall mean a designated Commissioner shall call all involved parties and attempt to obtain a sworn or affirmed statement in writing to determine whether a discriminatory practice has occurred".

Commissioner Marks-Barnett asked about there being nothing in the Bylaws spelling out enforcement power to assist in investigations and Commissioner Vallejo responded that the Human Rights Commission has no enforcement powers. Commissioner Vallejo stated that the Commission could refer complaints that need some type of enforcement to the various bodies that do have enforcement powers such as in the case of employment, EEOC or the State Human Rights Commission. Chairperson Thompson added that the Commission may also make a recommendation to the City Council for action. He went on to say that the general consensus among the Commissioners was that at a later time the Commission could petition the City Council to expand its powers as the need arises.

Chairperson Thompson took the draft Bylaws and asked for discussion page by page, for amendments or changes. It was emphasized by the Chairperson that the complaints will be taken in written form and not over the phone. A number will be provided by the City Manager's Office for use in answering questions regarding filing complaints. It was stated that the procedure required to file a complaint will not be a hinderance to anyone attempting to file. If the complainant does not write or speak in English, Mr. Tran has offered to assist Vietnamese people, and other Commissioners familiar with languages not English will also assist the complainant. Dr. Davis pointed out that some people educated in English are not able to read on a level of comprehension that would enable them to complete the form. These people will be assisted also.

Commissioner Scagnelli MOVED that page 3 under Procedure, point B should be changed to say, "The complaint shall be in writing, signed, sworn or affirmed, including name and address of the person or persons alleged to have committed the discriminatory practice and the particulars thereof, and that a prior honest attempt has been instituted by the parties involved to bring about an equitable solution to the case in question".

Commissioner Scagnelli withdrew his motion based on the agreement of the Writing Committee to include on the affidavit a section where the complainant lists what, if any, steps have been taken to resolve the problem.

The Commission voted for approval of the draft Bylaws and affidavit, contingent upon the Writing Committee making prescribed changes which were discussed in the meeting. (Attached is a copy of the finished document).

Commissioner Trussell asked that a form be drawn up for use by the Commissioner in notifying the respondent of the initial complaint, and explaining that the particular Commissioner has been assigned to investigate the complaint.

Chairperson Thompson expressed appreciation on the behalf of the rest of the Commissioners to Commissioners Vallejo, Sapp and Davis for their work on the Bylaws.

The Commission unanimously approved that the Rules and Regulations for the Human Rights Commission be submitted to the City Council on July 22, 1980, for their consideration and approval. The Commission plans to begin hearing complaints at the July 28, 1980 meeting.

Commissioner Lombard gave a brief report to the Commission on his Data Gathering Committee and stated that he would need more time to compile and perfect the information. He did mention that the information will be available to each Commissioner and will be in a format which can be updated, with a mastercopy on file in the City Manager's Office for reference. Commissioner Lombard also stated he is considering establishing a library to be located in the City Manager's Office to keep additional documents for the Commissioners' reference.

Joyce Plunkett, Administrative Specialist for the City Manager's Office called the roll. Those present are listed on the previous page. Those absent are: Ms. Sapp (called to say she was ill), Ms. Jessye Moore, (no response), Rev. Curry(Dr. Davis said he is on vacation), Sammy White (called to say he had a conflict).

No one responded to the call for Citizen's To Be Heard.

Dr. Davis asked that someone contact Mrs. Moore to see if she is receiving notification of the meetings, or if there is something keeping her from attending the Commission meetings.

Meeting adjourned.

MEETING NOTICE

JUL 29 1980^{H-2}

OKLAHOMA CITY HUMAN RIGHTS COMMISSION

DATE: MONDAY, JULY 28, 1980

TIME: 3:30 P.M.

PLACE: COUNCIL CHAMBERS

AGENDA: CALL TO ORDER
INVOCATION
APPROVAL OF MINUTES
REPORT OF THE SUBMISSION TO COUNCIL THE PROPOSED BYLAWS,
RULES AND REGULATIONS OF THE HUMAN RIGHTS COMMISSION
(COMMISSIONER THOMPSON)
REPORT OF PROGRESS MADE BY DATA GATHERING COMMITTEE
(COMMISSIONER LOMBARD)
SETTING A REGULAR EVENING MEETING TIME
CITIZENS TO BE HEARD
OTHER BUSINESS
ADJOURNMENT

HUMAN RIGHTS COMMISSION MEETING

Friday, July 11, 1980

City Council Chambers 3:30 P.M.

Members Present:

MacKenzie Thompson, Ward 2, Chairperson
Cynthia Trussell, Ward 1
Father Louis Scagnelli, At Large
Gary Lombard, Ward 3
Edna Swindler, Ward 4
Richard Vallejo, Ward 6
Dr. Clarence Davis, Ward 7
Khoa Tran, Ward 8
Greg Burns, At Large
Joe Semrod, At Large
Sylvia Marks Barnett, At Large

PURPOSE: Receive reports from Writing Committee and Data Gathering Committee.

Chairperson Thompson called the meeting to order.

The minutes from the previous Human Rights Commission meeting were accepted by the Commission.

Chairperson Thompson asked Commissioner Vallejo for a report on the Bylaws which are being formulated by the Writing Committee. Commissioner Vallejo went over the document and pointed out several changes which should be made. They are as follows:

Page 2 (Meetings) subparagraph C, ...three consecutive absentees should be changed to "three consecutive unexcused absences".

Page 2 (Meetings) subparagraph E, after "evening meeting" insert "as necessary".

Page 4 (Preliminary Investigation) subparagraph D, insert, "A preliminary investigation shall mean a designated Commissioner shall call all involved parties and attempt to obtain a sworn or affirmed statement in writing to determine whether a discriminatory practice has occurred".

Commissioner Marks-Barnett asked about there being nothing in the Bylaws spelling out enforcement power to assist in investigations and Commissioner Vallejo responded that the Human Rights Commission has no enforcement powers. Commissioner Vallejo stated that the Commission could refer complaints that need some type of enforcement to the various bodies that do have enforcement powers such as in the case of employment, EEOC or the State Human Rights Commission. Chairperson Thompson added that the Commission may also make a recommendation to the City Council for action. He went on to say that the general consensus among the Commissioners was that at a later time the Commission could petition the City Council to expand its powers as the need arises.

Chairperson Thompson took the draft Bylaws and asked for discussion page by page, for amendments or changes. It was emphasized by the Chairperson that the complaints will be taken in written form and not over the phone. A number will be provided by the City Manager's Office for use in answering questions regarding filing complaints. It was stated that the procedure required to file a complaint will not be a hinderance to anyone attempting to file. If the complainant does not write or speak in English, Mr. Tran has offered to assist Vietnamese people, and other Commissioners familiar with languages not English will also assist the complainant. Dr. Davis pointed out that some people educated in English are not able to read on a level of comprehension that would enable them to complete the form. These people will be assisted also.

Commissioner Scagnelli MOVED that page 3 under Procedure, point B should be changed to say, "The complaint shall be in writing, signed, sworn or affirmed, including name and address of the person or persons alleged to have committed the discriminatory practice and the particulars thereof, and that a prior honest attempt has been instituted by the parties involved to bring about an equitable solution to the case in question".

Commissioner Scagnelli withdrew his motion based on the agreement of the Writing Committee to include on the affidavit a section where the complainant lists what, if any, steps have been taken to resolve the problem.

The Commission voted for approval of the draft Bylaws and affidavit, contingent upon the Writing Committee making prescribed changes which were discussed in the meeting.
(Attached is a copy of the finished document).

Commissioner Trussell asked that a form be drawn up for use by the Commissioner in notifying the respondent of the initial complaint, and explaining that the particular Commissioner has been assigned to investigate the complaint.

Chairperson Thompson expressed appreciation on the behalf of the rest of the Commissioners to Commissioners Vallejo, Sapp and Davis for their work on the Bylaws.

The Commission unanimously approved that the Rules and Regulations for the Human Rights Commission be submitted to the City Council on July 22, 1980, for their consideration and approval. The Commission plans to begin hearing complaints at the July 28, 1980 meeting.

Commissioner Lombard gave a brief report to the Commission on his Data Gathering Committee and stated that he would need more time to compile and perfect the information. He did mention that the information will be available to each Commissioner and will be in a format which can be updated, with a mastercopy on file in the City Manager's Office for reference. Commissioner Lombard also stated he is considering establishing a library to be located in the City Manager's Office to keep additional documents for the Commissioners' reference.

Joyce Plunkett, Administrative Specialist for the City Manager's Office called the roll. Those present are listed on the previous page. Those absent are: Ms. Sapp (called to say she was ill), Ms. Jessye Moore, (no response), Rev. Curry(Dr. Davis said he is on vacation), Sammy White (called to say he had a conflict).

No one responded to the call for Citizen's To Be Heard.

Dr. Davis asked that someone contact Mrs. Moore to see if she is receiving notification of the meetings, or if there is something keeping her from attending the Commission meetings.

Meeting adjourned.

JUL 15 1980

HUMAN RIGHTS COMMISSION MEETING
Monday, June 30, 1980
City Council Chambers 3:30 P.M.

Members Present:

Mackenzie Thompson, Ward 2, Chairperson
Cynthia Trussell, Ward 1
Father Louis Scagnelli, At Large
Gary Lombard, Ward 3
Edna Swindler, Ward 4
Phyllis Sapp, Ward 5
Richard Vallejo, Ward 6
Dr. Clarence Davis, Ward 7
Khoa Tran, Ward 8
Greg Burns, At Large
Sammy White, At Large
Joe Semrod, At Large

Chairperson Thompson called the meeting to order. He asked that Joyce Plunkett, Administrative Specialist from the City Manager's Office, call the roll. Those present are listed above. Those absent were: Reverend Morris Curry, Ms. Sylvia Marks Barnett, Mrs. Jessye Moore.

Father Scagnelli gave the invocation.

APPROVED BY Dr. Davis, SECONDED BY Mr. Lombard, that the minutes of the last Commission meeting be approved.

Lynn Hyatt suggested that the following preliminary refinements of the draft be made:

(Under Duties and Organization, Page 1)

- Commissioners be elected in June of each year, instead of March
- Commissioners shall take office on the first day of July, instead of April
- Additional statement to clarify what action is to be taken if the Chairperson is not present on a permanent basis (should the Vice-Chairperson become the Chairperson with a re-election to fill the Vice-Chairperson's office?)

(Under Procedure, Page 2, Paragraph B)

- Delete word "unlawful" practice and replace with "discriminatory" practice wherever it appears in the Bylaws.

(Under Page 2, Paragraph F)

- The Commission should state its findings of fact in writing (and include phrase, "and recommend to the City Council that they dismiss the complaint"), rather than having the Commission dismiss the complaint without sending that recommendation to the Council.

Chairman Thompson asked that Mr. Vallejo, the Chairperson of the Bylaws Committee, present the document to the Commission.

Mr. Vallejo explained that the committee used as a guideline the bylaws of the City of Norman Human Rights Commission. It was suggested to the committee by Leonard Benton that the Southwest Center for Human Relations write the Bylaws for the Oklahoma City Human Rights Commission. Mr. Vallejo stated that in the absence of more direct guidance as to what the Commission should do other than hear complaints, the committee took the position that the Commission will take sworn testimony and then the Commissioners will investigate alleged discrimination. The committee would like for the Commission to submit its proposals to the City Council with the understanding that the Council will either accept the recommendations or make definite suggestions as to what power the Human Rights Commission will have in the realm of investigation.

Mrs. Sapp stated that the committee neglected to include in the Bylaws what officers the Commission will have. She suggested that it be added to the Bylaws that the offices to be held are Chairperson and Vice-Chairperson.

Discussion was generated by Mr. Vallejo's question as to whether or not the Commission will have the authority to dismiss a complaint. His feeling is that if the Commission gets an inordinate amount of complaints, the Council may be inundated with follow up.

Mr. Lombard stated he would like to see the Commission distinguish between formal and informal complaints.

Father Scagnelli said he would rather not operate on a temporary set of rules, but would prefer to wait until the final draft is approved by the City Council.

Reverend Thompson called for another Human Rights Commission meeting on Friday, July 11, 1980, at 3:30 p.m. in the Council Chambers. He also recommended that after the July 11th meeting the Commission submit to the City Council on July 22, 1980 the refined document of proposed Bylaws and prior to the Human Rights Commission meeting of July 28, 1980 the Commission have a press conference in which it is announced the Human Rights Commission is ready to meet in an official capacity and hear complaints.

Mr. Vallejo called for a deadline of Monday, July 7th as the time for fellow Commissioners to give their suggestions to him to be considered at the meeting of the Bylaws committee.

Reverend Thompson asked for the formation of a subcommittee to compile data regarding each area covered by the Human Rights Commission, i.e., handicapped, Hispanic, Native Americans, Blacks, Asian, etc., with Mr. Lombard being placed in charge of assembling all of the information. Reverend Thompson asked for a report to be given by Mr. Lombard at the next meeting of the Commission, July 11, 1980.

Meeting adjourned.

THE CITY OF OKLAHOMA CITY
Office of the City Manager
June 25, 1980

H-2
JUL 01 1980

HUMAN RIGHTS COMMISSION MEETING
Monday, June 23, 1980
City Council Chambers 3:30 P.M.

Members Present:

Mackenzie Thompson, Ward 2 (Acting Chairperson)
Cynthia Trussell, Ward 1
Father Louis Scagnelli, At Large
Gary Lombard, Ward 3
Edna Swindler, Ward 4
Phyllis Sapp, Ward 5
Richard Vallejo, Ward 6
Dr. Clarence Davis, Ward 7
Khoa Tran, Ward 8
Reverend Morris Curry, At Large
Greg Burns, At Large
Sammy White, At Large

Acting Chairperson Reverend Thompson called the meeting to order. He asked that Joyce Plunkett, Administrative Specialist from the City Manager's Office, call the roll. Those present are listed above. Those absent were: Mrs. Jessye Moore, Ms. Sylvia Marks Barnett, and Mr. Joe Semrod.

Reverend Morris Curry gave the invocation.

Mayor Patience Latting addressed the Commission stating that she and the Council felt the forming of the Human Rights Commission was very important. She extended her appreciation to each member of the Commission for consenting to serve. Mayor Latting further stated that the composition of the Human Rights Commission is broadly representative of the City of Oklahoma City.

Reverend Thompson asked that each member of the Commission introduce themselves.

Reverend Thompson led a discussion of the responsibilities and functions of the Human Rights Commission. There were four possible committees discussed that the Commission might want to form. These being; Justice, Housing, Education, and Employment. July 28, 1980, was set for the time of the next month's (July) meeting. It will be held in the Council Chambers at 3:30 p.m.

Reverend Curry asked if the Commission will have power to do anything more than just listen and, after listening, what are they to do?

Mayor Latting addressed his question by saying that after the Commission has heard the facts, whatever recommendations the Commission chooses to make will then be forwarded to Mayor and Council. The Mayor stated that the Council will weigh heavily the recommendations made by the Commission. If the Commission ascertains that a discriminatory action has taken place, then the proper law enforcement agency is to be informed by the Commission and the Council will be interested in following through to see that the necessary action is taken. The Mayor also suggested that since the Commission falls under the Open Meeting Law, there be added to the agenda an item called "Citizens To Be Heard", which would enable citizens to address their grievances to the Commission.

There was discussion of having two meetings a month; one on the fourth Monday and then an evening meeting which would make the Commission more accessible to the general public.

Dr. Davis stated that it was his understanding that the Commission was placed into effect through an emergency ordinance. It was his feeling that the Commission needs to meet again to decide all the activities in which it will be involved and to immediately allow the citizens to bring whatever complaints they have to the Commission. Dr. Davis spoke of a situation already in existence which is in need of being aired before the Commission and he stressed the need to proceed with developing bylaws to govern the Commission.

Reverend Thompson set the next meeting for Monday, June 30, 1980, at 3:30 p.m. in the Council Chambers. A vote was taken and the meeting time was approved by a unanimous vote.

It was agreed that Richard Vallejo, Phyllis Sapp and Dr. Clarence Davis would serve on a writing committee with the express purpose of devising bylaws for the Commission.

Mr. Vallejo moved, seconded by Ms. Trussell, that the number of officers be limited to a Chairperson and a Vice Chairperson. He then nominated Reverend Thompson as the Chairperson. Mr. White acted as Chairperson as the Commission voted on the nomination. Reverend Thompson was voted Chairperson. He then accepted nominations for Vice Chairperson. Ms. Trussell was nominated as was Dr. Davis and Mrs. Swindler. Mrs. Swindler declined the nomination. Those in favor of Ms. Trussell were: Father Scagnelli, Mrs. Swindler, Reverend Curry and Mrs. Sapp. Those in favor of Dr. Davis were: Mr. Vallejo, Mr. Lombard, Mr. White, Mr. Burns and Mr. Tran. Dr. Clarence Davis was elected as Vice Chairman.

Mr. Lombard re-emphasized how important the Human Rights Commission is.

Meeting was adjourned.

MEETING NOTICE

#2
JUN 17 1980

HUMAN RIGHTS COMMISSION

DATE: MONDAY, JUNE 23, 1980

TIME: 3:30 P.M.

PLACE: COUNCIL CHAMBERS

AGENDA: ATTACHED AGENDA

AGENDA

- I. Call to Order (MacKenzie Thompson, Temporary Chairperson)
- II. Invocation - Reverend Morris Curry
- III. Comments - Mayor Patience Latting
- IV. Introducing Ourselves
- V. Review of Human Rights Commission Responsibilities/Functions
- VI. Need for Rules, Regulations, Bylaws

- A) Possible Committees

- 1. Justice
- 2. Housing
- 3. Education
- 4. Employment

Committee assignments to be made at the next scheduled meeting after writing committee makes their report.

- B) Regular Meeting Scheduled Time

- C) Open Forum

- VII. Assignment of Writing Committee after discussion and consensus.

- VIII. Organization of Officers

- A) Chairperson
- B) Vice Chairperson
- C) Secretary
- D) Others

- IX. Other Business

- X. Adjournment

HUMAN RIGHTS COMMISSION

<u>Ward</u>	<u>Name</u>		<u>Term Expires</u>
1	Cynthia A. Trussel 5840 Hefner Village Ct. 722-3360 73132	District Mgr., Telephone Co. 5300 North Independence 943-6080	3-25-81
3	Gary Lombard 3033 SW 63rd 681-7704	Affirmative Action Officer South Okc. Junior College 7777 S. May 682-1611	3-25-81
4	Edna Swindler (Mrs. Lewis) 1817 SW 17th 634-1202	Vice-Chairman - Native American Center, Board of Directors 236-4677	3-25-81
7	Dr. Clarence Davis 2317 Mansfield 672-9548	Tabernacle Bapt. Church 515 N.E. 3rd 236-1921	3-25-81
At-Large	Fr. Louis V. Scagnelli 1125 South Walker 235-2037	Little Flower Church Post Office Box 26127 235-2037 73126	3-25-81
At-Large	Mrs. Jessye Moore 3000 Creston Drive 427-1962	Retired School Teacher	3-25-81
At-Large	Sylvia Marks Barnett 1804 N.W. 18th 528-0029	Attorney 217 N. Harvey 239-6707	3-25-81
2	Rev. MacKenzie Thompson 613 N.E. 61st St. 842-6927	Skyline Urban Ministry 701 N.W. 8th 236-0775	3-25-82
5	Phyllis Sapp (Mrs. J.D.) 7100 S. Kentucky 685-3513	Former President YWCA	3-25-82
6	Richard Vallejo 2529 N.W. 17th 946-2888	Attorney First Life Assurance Bldg. 272-0761	3-25-82
8	Khoa D. Tran 4916 N. Cromwell 946-4286	Customer Engineer - IBM 1st Nat'l Center 272-3493	3-25-82

<u>Ward</u>	<u>Name</u>		<u>Term Expires</u>
At-Large	Rev. Morris Curry 10212 Little Pond Dr. 721-6769	Faith Memorial Baptist 3117 N. Kelley 427-6092 73111	3-25-82
At-Large	Joe Semrod 1700 Bedford 842-3122	President of Liberty Corp. 100 Broadway 231-6153	3-25-82
At-Large	Greg Burns 2608 Drakestone Avenue 842-5024	Artist	3-25-82
At-Large	Sammy White (Tonekei) 2425 N. Thornton 737-8361 73110	Native American Center 1212 N. Hudson 232-2512	3-25-82

Ordinance 15,720, dated March 25, 1980, provides for fifteen (15) members to be appointed by the Mayor with the consent and approval of the City Council; providing for one (1) member appointed from each ward. Members shall serve for two (2) year terms or until successor is appointed. The initial terms shall be staggered with seven (7) members serving one (1) year terms, and the remaining eight (8) members serving two (2) year terms.

H-2
JUN 17 1980

CITY of OKLAHOMA CITY

OKLAHOMA CITY, 73102

MUNICIPAL BUILDING

200 NORTH WALKER



Mayor

PATIENCE LATTING

June 13, 1980

TO: City Council
FROM: Mayor
SUBJECT: Appointment of One (1) Member to the Human Rights Commission

I intend to appoint the following to serve as a member of the Human Rights Commission with term expiring in 1981:

Cynthia A. Trussel WARD 1
5840 Hefner Village Court
722-3360

Office - 5300 N. Independence
943-6080

Employed by Southwestern Bell Telephone as a District Manager. Is an officer on the Boards of Harbinger, Altrusa and Variety Health Center. Member of the Chamber of Commerce Committee and works on the United Fund Drive and the Allied Arts Fund Drive.

Respectfully submitted,

Patience Latting
Patience Latting
Mayor

HUMAN RIGHTS COMMISSION

H-2
6-3-80

<u>Ward</u>	<u>Name</u>		<u>Term Expires</u>
	Cynthia A. Trussel 5840 Hefner Village Court OKC 73182 (722-3360)	SWBT District Manager 5300 N. Independence OKC (943-6080)	3-25-81
2	*Rev. MacKenzie Thompson 613 N.E. 61st St. OKC (842-6927)	Skyline Urban Ministry 701 N.W. 8th OKC (236-0775)	3-25-82
3	Gary Lombard 3033 S.W. 63rd OKC (681-7704)	Affirmative Action Officer South OKC Junior College 7777 S. May (682-1611)	3-25-81
4	Mrs. Lewis (Edna) Swindler 1817 S.W. 17th OKC (634-1202)	Vice-Chairman - Native American Center, Board of Directors (236-4677)	3-25-81
5	Phyllis Sapp (Mrs. J.D.) 7100 S. Kentucky OKC (685-3513)	Former President YMCA Sapp Realty 5906 S. Agnew OKC (685-6613)	3-25-82
6	Vacant Vallejo		
	*Dr. Clarence Davis 204 W. Michael Drive MWC (733-8841)	Tabernacle Baptist Church 515 N.E. 3rd OKC (236-1921)	3-25-81
8	Khoa D. Tran 4916 N. Cromwell OKC 73112 (946-4286)	Customer Engineer IBM 1st National Center OKC (232-3493)	3-25-82
At-Large	Father Louis Scagnelli 1125 South Walker OKC (235-2037)	Little Flower Church P.O. Box 26127 OKC 73126 (235-2037)	3-25-81
At-Large	Mrs. Jessye Moore 3000 Creston Drive OKC (427-1962)	Retired School Teacher	3-25-81
At-Large	Sylvia Marks Barnett 1804 N.W. 18th OKC (528-0029)	Attorney 217 N. Harvey OKC 73102 (239-6707)	3-25-81
At-Large	Rev. Morris Curry 10212 Little Pond Drive OKC (721-6769)	Faith Memorial Baptist 3117 N. Kelly OKC 73111 (427-6092)	3-25-82

<u>Ward</u>	<u>Name</u>	<u>Term Expires</u>
At-Large	Vacant Semrod	
At-Large	Greg Burns 2608 Drakestone Avenue OKC (842-5024)	Artist
At-Large	VACANT White	
6-23-80	*Commission elected as Chairman, Rev. MacKenzie Thompson Vice-Chairman, Dr. Clarence Davis	

Ordinance 15,720, dated March 25, 1980, provides for fifteen (15) members to be appointed by the Mayor with the consent and approval of the City Council; providing for one (1) member appointed from each ward. Members shall serve for two (2) year terms or until successor is appointed. The initial terms shall be staggered with seven (7) members serving one (1) year terms, and the remaining eight (8) members serving two (2) year terms.

FILED
NOV 18 10 04 AM 1981
CITY OF
OKLAHOMA CITY
OFFICE OF
CITY CLERK

H-2
JUN 03 1980

CITY of OKLAHOMA CITY

OKLAHOMA CITY, 73102

MUNICIPAL BUILDING

200 NORTH WALKER

June 3, 1980



Mayor

PATIENCE LATTING

TO: City Council
FROM: Mayor
SUBJECT: Appointments to the Human Rights Commission

I intend to appoint the following to serve as members of the Human Rights Commission, as listed below:

ONE YEAR TERMS

Ward 1

Ward 3	Gary Lombard 3033 SW 63rd 681-7704	Affirmative Action Officer South Okla. City Junior College 7777 S. May 682-1611
Ward 4	Edna Swindler (Mrs. Lewis) 1817 SW 17th 634-1202	Vice Chairman - Native American Center, Board of Directors 236-4677
Ward 7	Dr. Clarence Davis 2317 Mansfield 672-9548	Tabernacle Baptist Church (Nat'l) 515 N.E. 3rd 236-1921
At-Large	Fr. Louis V. Scagnelli 1125 South Walker 235-2037	Little Flower Church Post Office Box 26127 235-2037 73126
At-Large	Mrs. Jessye Moore 3000 Creston Drive 427-1962	Retired School Teacher
At-Large	Sylvia Marks Barnett 1804 N.W. 18th 528-0029	Attorney Chairman of Oklahoma Bar Assn, Family Life Section 217 N. Harvey 239-6707

TWO YEAR TERMS

Ward 2	Rev. MacKenzie C. Thompson 613 N.E. 61st St. 842-6927	Executive Director Skyline Urban Ministry 701 N.W. 8th 236-0775
Ward 5	Phyllis Sapp (Mrs. J.D.) 7100 South Kentucky 685-3513	Former President Young Women's Christian Association
Ward 6	Richard Vallejo 2529 N.W. 17th 946-2888	Attorney Member State Human Rights Commission First Life Assurance Bldg, Suite 900 272-0761
Ward 8	Khoa D. Tran 4916 N. Cromwell 946-4286	Civil Engineer at IBM 1st Nat'l Center 272-1200 (former Vietnam Army Capt., highly decorated tank commander, attended Artillery Officers Advance Course at Ft. Sill; active in sponsoring Vietnamese)
At-Large	Rev. Morris Curry 10212 Little Pond Drive 721-6769	Faith Memorial Baptist (Independent) 3117 N. Kelley 427-6092
At-Large	Joe Semrod 1700 Bedford 842-3122	President of Liberty Corporation 100 Broadway 231-6153
At-Large	Greg Burns 2608 Drakestone Avenue 842-5024	Artist
At-Large	Sammy White (Tonekei) 2425 N. Thornton 737-8361	Native American Center 1212 N. Hudson 232-2512

Respectfully submitted,

Patience Latting

Patience Latting
Mayor

HUMAN RIGHTS COMMISSION

<u>Ward</u>	<u>Name</u>	<u>Term Expires</u>
1	Cynthia A. Trussel (722-3360) SWBT District Manager 5840 Hefner Village Court 5300 N. Independence Okla. City, Okla. 73132 943-6080	3-25-81
3	Gary Lombard Affirmative Action Officer 3033 SW 63rd South Okc. Junior College 681-7704 7777 S. May 682-1611	3-25-81
4	Edna Swindler (Mrs. Lewis) Vice-Chairman - Native 1817 SW 17th American Center, Board of 634-1202 Directors 236-4677	3-25-81
7	Dr. Clarence Davis Tabernacle Bapt. Church 2317 Mansfield 515 N.E. 3rd 672-9548 236-1921	3-25-81
At-Large	Fr. Louis V. Scagnelli Little Flower Church 1125 South Walker Post Office Box 26127 235-2037 73126	3-25-81
At-Large	Mrs. Jessye Moore Retired School Teacher 3000 Creston Drive 427-1962	3-25-81
At-Large	Sylvia Marks Barnett Attorney 1804 N.W. 18th 217 N. Harvey 528-0029 239-6707	3-25-81
2	Rev. MacKenzie Thompson Skyline Urban Ministry 613 N.E. 61st St. 701 N.W. 8th 842-6927 236-0775	3-25-82
5	Phyllis Sapp (Mrs. J.D.) Former President YWCA 7100 S. Kentucky 685-3513	3-25-82
6	Richard Vallejo Attorney 2529 N.W. 17th First Life Assurance Bldg. 946-2888 272-0761	3-25-82
8	Khoa D. Tran Civil Engineer - IBM 4916 N. Cromwell 1st Nat'l Center 946-4286 272-1200	3-25-82

<u>Ward</u>	<u>Name</u>		<u>Term Expires</u>
At-Large	Rev. Morris Curry 10212 Little Pond Dr. 721-6769	Faith Memorial Baptist 3117 N. Kelley 427-6092 73111	3-25-82
At-Large	Joe Semrod 1700 Bedford 842-3122	President of Liberty Corp. 100 Broadway 231-6153	3-25-82
At-Large	Greg Burns 2608 Drakestone Avenue 842-5024	Artist	3-25-82
At-Large	Sammy White (Tonekei) 2425 N. Thornton 737-8361 73110	Native American Center 1212 N. Hudson 232-2512	3-25-82

Ordinance 15,720, dated March 25, 1980, provides for fifteen (15) members to be appointed by the Mayor with the consent and approval of the City Council; providing for one (1) member appointed from each ward. Members shall serve for two (2) year terms or until successor is appointed. The initial terms shall be staggered with seven (7) members serving one (1) year terms, and the remaining eight (8) members serving two (2) year terms.

June 13, 1980

TO: Members of Human Rights Commission
FROM: MacKenzie Thompson
Temporary Chairperson

This is to notify you of the first organizational meeting of the Human Rights Commission to be held on:

Date: June 23, 1980
Time: 3:30 p.m.
Place: City Council Chambers
200 North Walker, 3rd Floor

If you are unable to attend this organizational meeting, please contact Joyce Plunkett at 231-2569.

A handwritten signature in dark ink, appearing to read 'MacKenzie Thompson', with a long horizontal flourish extending to the right.

Mackenzie Thompson
Temporary Chairperson

AGENDA

- I. Call to Order (MacKenzie Thompson, Temporary Chairperson)
- II. Invocation - Reverend Morris Curry
- III. Comments - Mayor Patience Latting
- IV. Introducing Ourselves
- V. Review of Human Rights Commission Responsibilities/Functions
- VI. Need for Rules, Regulations, Bylaws

- A) Possible Committees

- 1. Justice
- 2. Housing
- 3. Education
- 4. Employment

Committee assignments to be made at the next scheduled meeting after writing committee makes their report.

- B) Regular Meeting Scheduled Time

- C) Open Forum

VII. Assignment of Writing Committee after discussion and consensus.

VIII. Organization of Officers

- A) Chairperson
- B) Vice Chairperson
- C) Secretary
- D) Others

IX. Other Business

X. Adjournment

HUMAN RIGHTS COMMISSION

H-2
6-3-80

<u>Ward</u>	<u>Name</u>		<u>Term Expires</u>
1	Cynthia A. Trussell 5840 Hefner Village Court OKC 73132 (722-3360)	SWBT District Manager 5300 N. Independence OKC (943-6080)	3-25-81
2	*Rev. MacKenzie Thompson 613 N.E. 61st St. OKC (842-6927)	Skyline Urban Ministry 701 N.W. 8th OKC (236-0775)	3-25-82
3	Gary Lombard 3033 S.W. 63rd OKC (681-7704)	Affirmative Action Officer South OKC Junior College 7777 S. May (682-1611)	3-25-81
4	Mrs. Lewis (Edna) Swindler 1817 S.W. 17th OKC (634-1202)	Vice-Chairman - Native American Center, Board of Directors (236-4677)	3-25-81
5	Phyllis Sapp (Mrs. J.D.) 7100 S. Kentucky OKC (685-3513)	Former President YWCA Sapp Realty 5906 S. Agnew OKC (685-6613)	3-25-82
6	Richard Vallejo 2529 N.W. 17th OKC (946-2888)	Attorney 900 First Life Assurance Bldg. OKC (272-0761)	3-25-82
7	*Dr. Clarence Davis 204 W. Michael Drive MWC (733-8841)	Tabernacle Baptist Church 515 N.E. 3rd OKC (236-1921)	3-25-81
8	Khoa D. Tran 4916 N. Cromwell OKC 73112 (946-4286)	Customer Engineer IBM 1st National Center OKC (232-3493)	3-25-82
At-Large	Father Louis Scagnelli 1125 South Walker OKC (235-2037)	Little Flower Church P.O. Box 26127 OKC 73126 (235-2037)	3-25-81
At-Large	Mrs. Jessye Moore 3000 Creston Drive OKC (427-1962)	Retired School Teacher	3-25-81
At-Large	Sylvia Marks Barnett 1804 N.W. 18th OKC (528-0029)	Attorney 217 N. Harvey OKC 73102 (239-6707)	3-25-81
At-Large	Rev. Morris Curry 10212 Little Pond Drive OKC (721-6769)	Faith Memorial Baptist 3117 N. Kelly OKC 73111 (427-6092)	3-25-82

<u>Ward</u>	<u>Name</u>	<u>Term Expires</u>
At-Large	Joe Semrod 1700 Bedford 842-3122	President of Liberty Corp. 100 Broadway OKC 73102 (231-6153) 3-25-82
At-Large	Greg Burns 2608 Drakestone Avenue OKC (842-5024)	Artist 3-25-82
At-Large	Sammy White (Tonekei) 2425 N. Thornton MWC 73110 (737-8361)	Native American Center 1212 N. Hudson OKC (232-2512) 3-25-82
6-23-80	*Commission elected as Chairman, Rev. MacKenzie Thompson Vice-Chairman, Dr. Clarence Davis	

For your information and assistance, if you should need to contact any of the staff:

Joyce Plunkett - Administrative Specialist, City Manager's Office
Office - 231-2569, Home - 528-7477

Lynn Hyatt - Assistant Municipal Counselor
Office - 231-2689, Home - 528-7198

Marthann Johnson - Secretary to the City Council, City Manager's Office
Office - 231-3884, Home - 235-9729

Ordinance 15,720, dated March 25, 1980, provides for fifteen (15) members to be appointed by the Mayor with the consent and approval of the City Council; providing for one (1) member appointed from each ward. Members shall serve for two (2) year terms or until successor is appointed. The initial terms shall be staggered with seven (7) members serving one (1) year terms, and the remaining eight (8) members serving two (2) year terms.

(38603)

(Published in The Journal Record
March 26th, 1980,
and republished
March 27th to correct
typographical error.)

ORDINANCE NO. 15,720

AN ORDINANCE AMENDING DIVISION 6 OF ARTICLE IV, CHAPTER 2 OF THE OKLAHOMA CITY CODE, 1970, SECTIONS 2-132, 2-133, 2-134, 2-135 AND 2-136, PROVIDING FOR CREATION, MEMBERSHIP, COMPENSATION, TERM OF OFFICE, REMOVAL FROM OFFICE, RULES, MEETINGS, QUORUM, DUTIES, AND STAFFING OF HUMAN RIGHTS COMMISSION; AND DECLARING AN EMERGENCY.

Emergency Ordinance

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:
Section 1. That Division 6, Article IV, Chapter 2, of the Oklahoma City Code, 1970, be amended to read as follows:
Division 6. Human Rights Commission.

Sec. 2-132. Human Rights Commission; creation; membership; compensation.

There is hereby created a Human Rights Commission consisting of fifteen (15) members to be appointed by the Mayor, with the consent and approval of the City Council, and at least one (1) member shall be appointed from each ward. The Commission shall include handicapped, older Americans, women, and at least a majority selected from the following racial minorities: Blacks, American Indians, Mexican-Americans, Indo-Chinese, and other racial minorities who have demonstrated an interest in human rights. All members of the Commission shall serve without compensation.

Sec. 2-133. Human Rights Commission; term of office; removal from office.

Members of the Human Rights Commission shall be appointed for a term of office of two (2) years or until successor is appointed and confirmed, except that seven (7) of the members first appointed shall be appointed for a term of one (1) year and eight (8) of the members for a term of two (2) years as designated by the Mayor and at least one (1) member each from Wards I, III, IV, and VII shall be appointed for a term of office of one (1) year, and at least one (1) member each from Wards II, V, VI, and VIII shall be appointed for a term of office of two (2) years. Each member of the Commission may be removed from office by order of the Mayor, upon approval of the City Council.

Sec. 2-134. Human Rights Com-

mission; rules; meetings; quorum.

The Human Rights Commission shall adopt rules and regulations for the conduct of its business and the times and places of its meetings. Eight (8) members of the Commission shall constitute a quorum for transaction of business.

Sec. 2-135. Human Rights Commission; duties.

(a) The Human Rights Commission shall hear and consider the complaint of any person concerning discrimination and shall give the person against whom a complaint is made an opportunity to appear before the Commission and be heard.

(b) The Human Rights Commission shall cooperate with law enforcement agencies by calling attention to any violation, or apparent violation, of any City Code Section pertaining to discrimination and related matters of which it has knowledge. It shall make available to the law enforcement agencies all of the information and evidence it may have concerning these violations.

(c) The functions of the Human Rights Commission shall be supplemental to any other remedies provided. Law enforcement agencies within the City may act independently of the Commission in enforcing the provisions of the City Code pertaining to discrimination.

Sec. 2-136. Human Rights Commission; staffing.

The City Manager shall provide staff support and assistance so that the Human Rights Commission may properly carry out its duties.

Section 2. Emergency. WHEREAS, it being immediately necessary for the preservation of the peace, health, and safety of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect, and be in full force from and after its passage, as provided by law.

INTRODUCED and **READ** in open meeting of the Council of The City of Oklahoma on the 11th day of March, 1980.

PASSED by the Council of The City of Oklahoma City this 25th day of March, 1980.

APPROVED by the Mayor of The City of Oklahoma City this 25th day of March, 1980.

PATIENCE LATTING,
Mayor

Attest:
THOMAS P. HURLEY
City Clerk

COUNCIL MEMO NO. 3677-81

December 2, 1981

TO: Mayor and City Council

FROM: City Manager

The Human Rights Commission met on October 26, 1981, reviewed procedural changes suggested by its Writing Committee and unanimously approved amending Chapter 2, Section 2-134 of the Oklahoma City Code which requires that eight (8) members of the Human Rights Commission shall constitute a quorum for the transaction of business.

In order to better clarify these changes, the Human Rights Commission at its November 23, 1981 meeting, approved an additional amendment to Section 2-134 which defines the term "majority vote". This definition represents a change in language from that originally set for introduction November 17, 1981.

As amended, for your consideration, Section 2-134 provides that one-half or more of the commissioners currently serving shall constitute a quorum. Action taken at any meeting will require a majority vote. Majority vote shall mean at least six (6) votes or a majority vote of those present at the meeting, whichever is larger. The purpose of this amendment is to facilitate transaction of business at meetings when the total number of commissioners currently serving falls below the recommended number of fifteen. (Attachment A)

Secondly, commissioners hereby submit for your consideration amended rules and regulations in order to provide clarification in the area of handling complaints. (Attachment B)

Recommendation: The emergency ordinance and procedural changes of Section 2-134, as amended, be approved.


Scott Johnson
City Manager

Attachments

RULES AND REGULATIONS OF OKLAHOMA CITY HUMAN RIGHTS COMMISSION

Attachment B

PROPOSED REVISIONS OF BY-LAWS

REVISED OCTOBER 26, 1981

PURPOSE

APPROVED
DEC 8 1981
BY THE CITY COUNCIL
[Signature] CITY CLERK

The fundamental purpose of the Oklahoma City Human Rights Commission is the elimination of discrimination in all forms and to uphold the rights of everyone without distinction as to race, creed, sex, color, national origin, age, handicap, or ancestry, and to do this through hearing and investigating complaints; cooperating with city, state and other agencies concerned with human rights, studying institutionalized discrimination and seeking solutions that might lessen the potential dangers in such situations.

ORGANIZATION

The Commission shall elect a Chairperson and Vice Chairperson; and

- a) Officers shall be elected by and from the Commission in June of each year for a term of one year.
- b) Officers shall take office on the first day of July following their election, when new terms begin, and shall serve until their successors take office.
- c) No officer shall be permitted to serve in the same office for more than two full terms consecutively.
- d) Whenever a vacancy shall occur in an officer's position, the Commission shall elect a member to fill such office for the unexpired term.
- e) The Clerk of the Commission shall conduct official correspondence, shall keep minutes and record business of the Commission at its meetings, and perform all other duties required by this Ordinance, these Rules, or the Commissioners.

W/Ord. #16,478

MEETINGS

- a) Meetings shall be conducted according to Robert's Rules of Order.
- b) Meetings shall comply with the Oklahoma Open Meeting Law.
- c) Three (3) consecutive unexcused absences shall result in a recommendation to the Mayor that the position be declared vacant and a new commissioner appointed.
- d) Regularly scheduled meetings shall be held on the 4th Monday of each month.
- d) Regularly scheduled meetings shall be held on the fourth Monday of each month and special meetings may be held as needed when called by the chairperson.
- e) Evening meetings shall be held as necessary.
- f) One-half or more of the commissioners currently serving shall constitute a quorum.
Action taken at any meeting will require a majority vote of those in attendance.

POWERS AND DUTIES OF THE COMMISSION ON HUMAN RIGHTS

The Commission shall have the power and it shall be its duty to:

- a) Receive, investigate and seek the satisfactory adjustment of complaints charging discrimination.
- b) Study and investigate by means of public hearings or otherwise any conditions having an adverse effect on intergroup relations in the City of Oklahoma City, to study the problems of prejudice, intolerance, bigotry and discrimination as they affect the public safety and general welfare of the City of Oklahoma City.

POWERS AND DUTIES OF THE COMMISSION OF HUMAN RIGHTS (CONT'D)

- c) Institute and conduct educational and other programs to promote the equal rights and opportunities of all persons, regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry, in order to promote understanding among persons and groups. In the performance of its duties, the Commission may cooperate with interested citizens, private agencies and agencies of the federal, state and local governments.
- d) Assist in the enforcement of fair practices in City contracts.
- e) Recommend ordinances to promote and insure equal rights and opportunities for all persons regardless of their race, creed, sex, color, national origin, age, handicap, or ancestry.
- f) Adopt such rules and regulations as may be necessary to carry out the purposes and provisions of this Ordinance.

PROCEDURE

- a) A complaint alleging discrimination may be filed on the official form available in the City Manager's Office, Monday through Friday, 8:00 a.m. - 5:00 p.m.
- b) The complaint shall be in writing, signed, sworn or affirmed, including name and address of the person or persons alleged to have committed the discriminatory practice; and the particulars thereof and such other information as may be required by the Commission. The Commission shall take no formal action in any proceeding until such time as a sworn or affirmed complaint is filed by the complainant.
- b) The complaint shall be in writing, signed, sworn or affirmed, and filed with the Clerk

PROCEDURE (CONT'D)

of the Commission. It shall include the name and address of the person(s) alleged to have committed the discriminatory practice and of witnesses who have knowledge about the discriminatory practice. The Complainant may attach to his or her complaint written statements of any such witnesses.

- c) A complaint charging that any person has engaged or is engaging in discriminatory practices as set forth in this Ordinance may be made by the Commission; by an aggrieved person; or by an organization which has as one of its purposes the combating of discrimination or the promotion of equal opportunities; and any complaint may be amended by the complainant or the Commission at any time before final action has been taken by the Commission; in accordance with such rules and regulations as the Commission shall prescribe.

- c) A complaint alleging discriminatory practice as set forth in this Ordinance may be made by the Commission, by an aggrieved person, or by an organization which has as one of its purposes the elimination of discrimination or the promotion of equal opportunities. A complaint may be amended before final action has been taken by filing a written amendment in the same form and following the same procedure required for the complaint. The amendment shall then be forwarded to the Commission Chairperson to be incorporated into the complaint.

The Complainant may make an initial oral presentation, limited to 20 minutes, at the next regular meeting of the Commission. The Complainant shall be notified in writing as to the meeting date.

- d) A properly filed complaint will be forwarded to the Commission Chairperson. The Commission Chairperson shall designate a Commissioner to make a prompt preliminary investigation of the complaint. A preliminary investigation shall mean a designated

PROCEDURE (CONT'D)

Commissioner shall call all involved parties and attempt to obtain a sworn or affirmed statement in writing to determine whether a discriminatory practice has occurred.

- d) A properly filed complaint will be forwarded to the Commission Chairperson. The Commission Chairperson shall designate a Commissioner to make a prompt preliminary investigation of the complaint. The investigating Commissioner shall contact the Respondent and provide a copy of the complaint. The investigator shall obtain a sworn or affirmed statement, in writing, from the respondent, to determine whether a discriminatory practice may have occurred.
- e) Upon completion of the preliminary investigation, the Commissioner(s) assigned to investigate the complaint shall report written findings of fact to the full Commission. The investigating Commissioner(s) shall report written recommendations to the Commission; the Commission shall modify, adopt or reject the recommendations. The complainant and respondent shall be given notice, as described in paragraph (f) of this section, of the Commission meeting at which the recommendations are to be considered. Other interested parties may also appear in opposition to or in favor of a dismissal recommendation in accordance with proper notice as described in paragraph (m) of this section.
- e) Upon completion of the preliminary investigation, the investigating Commissioner(s) shall provide written recommendations to the Commission, including reasons for recommending dismissal or initiation of a full investigation. The Commission shall modify, adopt or reject the recommendations.
- f) If the Commission determines that a basis exists for the allegations made in the complaint, after preliminary investigation, the complaint will be placed on the agenda

PROCEDURE (CONT'D)

and all parties will be notified in writing as to the date of the hearing. The complainant and respondent shall receive not less than (7) days notice by certified mail of the date and time of the hearing. Upon a decision to adopt a Commissioner's written recommendation to hold a hearing on a complaint, the Commission shall prepare written findings and mail a copy of same to the parties by certified mail.

- f) If the Commission determines that a full investigation shall be initiated, the investigating Commissioner(s) shall then proceed to obtain evidence necessary for a fair determination, such as interviewing witnesses, reviewing documents, exhibits, or physical scenes, etc.

The Investigator's Findings will be presented in writing to Commission members, together with any recommendations that might further the purpose of the Human Rights Commission. The Findings will contain a statement of the allegations in the complaint, a statement of the facts pertinent to substantiate the complaint, and a list of exhibits relied upon.

Within 10 days, the Chairperson will set a meeting for consideration of the findings and will give seven days notice by certified mail to the Complainant and the Respondent. Such notice shall advise of the following (1) The date and time for the hearing; (2) The opportunity to present witnesses; and (3) A limitation of 10 minutes for each witness, and no more than a total of 40 minutes per party.

- g) If upon all evidence presented, the Commission finds that the respondent has not engaged in any discriminatory practice, it shall state its findings of fact in writing and recommend to the City Council that the complaint be dismissed. The complainant and respondent shall receive not less than seven (7) days notice by certified mail in writing of the recommendation, and of the date the City Council will act on the recommendation.

PROCEDURE (CONT'D)

- g) If, upon consideration of the evidence presented, the Commission concludes that the Respondent has not engaged in a discriminatory practice as alleged, it shall dismiss the complaint. It might, however, accept other recommendations which would further the purpose of the Human Rights Commission. These shall be forwarded to the City Council to be docketed for information or action.
- h) If upon all the evidence presented, the Commission finds that the Respondent has engaged or is engaging in discriminatory practices, it shall state its findings of fact in writing and shall forward a recommendation in writing to the City Council as the facts warrant to effectuate the purposes of this Ordinance.
- h) If, upon consideration of the evidence presented, the Commission concludes that the Respondent has engaged or is engaging in discriminatory practices, it shall attempt to reconcile the parties. If attempts at reconciliation fail, the Commission shall forward to the City Council its Findings and its conclusion, together with any recommendations that would further the purpose of the Human Rights Commission.
- i) Any person who desires to personally appear before the Commission to speak in favor of or against a properly filed complaint or Commission recommendation, shall be given an opportunity to do so at a hearing described in paragraph (f) of this section.
- j) Confidentiality of all reports, exhibits, statements which are a part of an investigation shall be maintained; provided, that upon receipt of a recommendation from a

PROCEDURE (CONT'D)

Commissioner investigating a properly filed complaint, the recommendation, written findings, summaries, and any documents or exhibits relied on by the Commissioner and made a part of the record presented to the Commission shall become public records.

j) All investigative reports, exhibits, statements and Findings shall be treated confidentially until they become a matter of public record.

k) The written reports to the Commission or City Council described in paragraphs (e), (f), and (h) of this section may include but not be limited to:

1. A statement of the allegations in the complaint and a statement of the facts pertinent to substantiate the recommendations.

2. A list of exhibits relied upon to substantiate the recommendations.

3. Findings of fact based on the information contained in 1 and 2 of this paragraph.

4. Recommendations which shall include specific action sought.

l) Sworn testimony will be received at all hearings, to be administered by notary publics within the City Manager's Office.

1) Only sworn testimony will be received at hearings.

m) Public notice of a hearing shall be given in accordance with the Oklahoma Public Meeting Law and by way of a press release in Oklahoma City newspapers.

(Published in the Journal Record Dec. 9, 1981)
and republished December 12, 1981, to correct typographical error.
ORDINANCE NO. 16,478

AN ORDINANCE AMENDING CHAPTER 2, SECTION 2-134 OF THE OKLAHOMA CITY CODE 1970, BY DELETING LANGUAGE REQUIRING EIGHT (8) MEMBERS OF THE HUMAN RIGHTS COMMISSION TO BE PRESENT AS A QUORUM FOR THE TRANSACTION OF BUSINESS, AND PROVIDING THAT ONE-HALF OR MORE OF THE COMMISSIONERS CURRENTLY SERVING SHALL CONSTITUTE A QUORUM. ACTION TAKEN AT ANY MEETING WILL REQUIRE A MAJORITY VOTE. MAJORITY VOTE SHALL MEAN AT LEAST SIX (6) VOTES OR A MAJORITY VOTE OF THOSE PRESENT AT THE MEETING, WHICHEVER IS LARGER.

EMERGENCY ORDINANCE *TA*

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 2. Chapter 2, Section 2-134 is hereby amended to read as follows:

Sec. 2-134. Human Rights Commission: rules; meetings, quorum.

The Human Rights Commission shall adopt rules and regulations for the conduct of its business and the times and places of its meetings. One-half or more of the Commissioners currently serving shall constitute a quorum. Action taken at any meeting will require a majority vote. Majority vote shall mean at least six (6) votes or a majority vote of those present at the meeting, whichever is larger.

SECTION 2. Severability The invalidity of any section or provision of this ordinance shall not invalidate the other sections or provisions thereof.

SECTION 3. Emergency. WHEREAS, it being immediately necessary for the *TH* preservation of the public peace, health, and safety of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect, and be in full force from and after its passage, as provided by law.

INTRODUCED and READ in open meeting of the Council of The City of Oklahoma City, Oklahoma on the 8 day of December, 1981.

PASSED by the Council and APPROVED by the Mayor of The City of Oklahoma City, Oklahoma, this 8 day of December, 1981.

Patricia Letting
MAYOR

(Seal)
Attest:

Thomas R. Huley
CITY CLERK

APPROVED as to form and legality this 30 day of November, 1981.

Samuel J. [Signature]
Assistant Municipal Counselor

(Published in The Journal Record January 19, 1983)

ORDINANCE NO. 17,037

AN ORDINANCE AMENDING CHAPTER 21, SECTION 21-166.13 OF
THE OKLAHOMA CITY CODE, REVISED 1970, RELATING TO
PENALTY FOR VIOLATION OF CITY ORDINANCE ~~AND~~
~~DECLARING AN EMERGENCY~~

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

Section 1. That Chapter 21, Section 21-166.13 of the Oklahoma City Code, revised
1970, is hereby amended to read as follows:

Sec. 21-166.13 Penalty.

Any person who shall violate any of the provisions of this article shall upon
conviction thereof ~~upon conviction be~~ punished by a fine of forty (\$40.00) dollars
~~together with the costs of such proceedings be guilty of an offense against The~~
City.

Section 2. EMERGENCY. WHEREAS, it being immediately necessary for the
preservation of the peace, health, safety and public good of Oklahoma City and the
inhabitants thereof that the provisions of this ordinance be put into full force from and after
its passage, as provided by law.

INTRODUCED and READ in open meeting of the Council of The City of Oklahoma
City, Oklahoma on the 4 day of January, 1983.

PASSED by the Council of The City of Oklahoma City, Oklahoma, this 18 day of

January, 1983.

Patience Sattin
MAYOR

(SEAL)
ATTEST:

Harrison P. Stanley
City Clerk

APPROVED as to form and legality this 22 day of December, 1982.

Paul Walsingham
Assistant Municipal Counselor



MEMORANDUM

The City of
OKLAHOMA CITY

Council Agenda
Item No. VIII. B.
10/5/93

TO: Mayor and City Council

FROM: Donald D. Bown, City Manager

Ordinance amending Articles II, III, and IV of Chapter 25 of the Oklahoma City Municipal Code, 1980, pertaining to Human Rights; and declaring an emergency.

Background

The Oklahoma City Human Rights Commission was re-established in November, 1988. The Commission began receiving complaints from citizens alleging discrimination based on intimidation and harassment in private employment. The jurisdiction of the Commission was limited under the provisions of Chapter 25, Article IV, relating to "Intimidation or Harassment". Subsequently, the Commission voted unanimously to submit a recommendation to amend Chapter 25 of the Oklahoma City Municipal Code to expand the authority under which the Commission could process allegations of discrimination.

The proposed ordinance will prohibit discrimination based on age, disability, sexual orientation, and familial status, in addition to race, religion, color, creed, sex, ancestry, or national origin which are included in the existing ordinance. Article IV of Chapter 25 previously included sexual orientation.

The Commission on July 26, 1993, administratively closed eight private employment complaints based on intimidation and harassment because of the recent Supreme Court decision that rendered the current ordinance ineffective.

The proposed ordinance would create a new section entitled "discrimination in private employment" for the purpose of processing allegations of discrimination filed with the Human Rights Commission. The Commission does not hear allegations of discrimination in housing related matters. These allegations will continue to be heard by the Metropolitan Fair Housing Council, or may be filed with the Oklahoma Human Rights Commission. The Commission also does not hear allegations involving City officials or City employees.

Under the existing ordinances of Chapter 25, Article IV, Sections 25-54, 25-55, and 25-56 made intimidation, harassment, damage, destruction or vandalism of real or personal property of another, and assault and battery unlawful when directed toward a member of a protected group, and provided for a penalty.

The Commission recommends Sections 25-54, 25-55, and 25-56 of Article IV be repealed. Currently, assault and battery, and destruction of private property are prohibited acts under Chapter 30, Sections 30-17 and 30-35 of the Oklahoma City Municipal Code. A provision under Sec. 25-46 is proposed for violations and penalty under this Chapter.

The proposed ordinance will bring the current ordinance into compliance with the congressional 1988 amendments of the Fair Housing Act of 1968 that prohibits discrimination because of disability or familial status, and will prohibit discrimination in housing advertising.

The proposed ordinance change adds places of beverage consumption to the prohibition against discrimination in places of public accommodation, and defines familial status and sexual orientation in Chapter 25.

The Human Resources Department reference has been amended to reflect the name change to the Human Rights Commission.

Review

Human Rights Commission, City Manager's Office, Personnel, Metropolitan Fair Housing Council, and Municipal Counselor's Office.

Recommendation: Human Rights Commission recommends adoption with the emergency.

Attachments

ORDINANCE NO. _____

AN ORDINANCE AMENDING ARTICLES II, III, AND IV OF CHAPTER 25 OF THE OKLAHOMA CITY MUNICIPAL CODE 1980, PERTAINING TO HUMAN RIGHTS; AMENDING SECTIONS 25-21, 25-23, AND 25-24, OF ARTICLE II, TO AUTHORIZE THE HUMAN RIGHTS COMMISSION JURISDICTION UNDER THE PROVISIONS OF CHAPTER 25 EXCEPT FOR HOUSING DISCRIMINATION, AND COMPLAINTS INVOLVING CITY OFFICIALS OR CITY EMPLOYEES; AMENDING SECTION 25-36 OF ARTICLE III PERTAINING TO DEFINITIONS; ADDING DEFINITIONS OF "FAMILIAL STATUS" AND "SEXUAL ORIENTATION"; AMENDING SECTIONS 25-37, 25-38, 25-39, 25-40, AND 25-45 OF ARTICLE III TO PROHIBIT CERTAIN DISCRIMINATION ON THE BASIS OF RACE, COLOR, RELIGION, CREED, ANCESTRY, AGE, SEX, SEXUAL ORIENTATION, ETHNICITY, NATIONAL ORIGIN, DISABILITY OR FAMILIAL STATUS, AND TO PROVIDE EXCEPTIONS TO SAID PROHIBITION; AMENDING ARTICLE III TO ENACT SECTION 25-39(b)(5) PROHIBITING DISCRIMINATION IN HOUSING ADVERTISING; AMENDING SECTIONS 25-44 AND 25-46 OF ARTICLE III TO REFLECT THE HUMAN RIGHTS COMMISSION RATHER THAN THE DEPARTMENT OF HUMAN RESOURCES; AMENDING SECTIONS 25-46 OF ARTICLE III TO PROVIDE FOR A PENALTY; AMENDING ARTICLE III TO ENACT SECTION 25-40.1 PROHIBITING DISCRIMINATION IN PRIVATE EMPLOYMENT; REPEALING SECTIONS 25-54, 25-55 AND 25-56 OF ARTICLE IV; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. That Section 25-21 of Article II of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-21. Functions.

(a) The Human Rights Commission shall hear and consider the complaint of any violation of the provisions Article IV of this chapter, except as provided in Sec. 25-24. The person against whom a complaint is made shall be given an opportunity to appear before the Commission and be heard.

(b) The Human Rights Commission shall cooperate with law enforcement agencies by calling attention to any violation, or apparent violation, of the provisions Article IV of this chapter, except as provided in Sec. 25-24, and of any ordinance pertaining to discrimination and related matters of which it has knowledge. It shall make available to the law enforcement agencies all of the information and evidence it may have concerning these violations.

(c) The functions of the Human Rights Commission shall be supplemental to any other remedies provided. Law enforcement agencies within The City may act independently of the Commission in enforcing the provisions of this Code pertaining to discrimination.

(d) The Human Rights Commission shall form committees to address human rights issues. The Commission shall establish as many committees as it deems necessary to review concerns, and adopt policies as they relate to individual racial, religious or minority group interests. Committee members shall be appointed by the Commission, with at least one Commission member serving as chairperson of such committee. The Committees shall meet on regular dates as established by the Commission.

(e) The Human Rights Commission Members shall participate in forums designed to educate the public regarding the human rights concerns of racial and other minorities.

(f) The Human Rights Commission shall adopt a policy which is consistent with the belief that prejudice, intolerance, bigotry and discrimination and disorder occasioned thereby threaten the rights and proper privileges of the inhabitants of The City of Oklahoma City and are a menace to the institutions and foundations of freedom.

SECTION 2. That Section 25-23 of Article II of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-23. Prosecution by the Municipal Counselor.

Violations of the provisions of ~~Article IV~~ of this chapter may be referred by the Human Rights Commission to the Municipal Counselor for prosecution, except as provided in Sec. 25-24.

SECTION 3. That Section 25-24 of Article II of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-24. Prohibitions.

(a) Allegations of discrimination in housing related matters shall not be heard by the Human Rights Commission, but shall continue to be heard by the Metropolitan Fair Housing Council.

(b) The Human Rights Commission shall not hear complaints of violations of the provisions ~~Article IV~~ of this chapter if the allegation occurs from an incident involving a City official or employee acting in his/her capacity as a City official or employee. Complaints against City employees and officers shall be heard pursuant to existing City personnel/departmental procedures.

SECTION 4. That Section 25-36, Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-36. Definitions. As used in this article Chapter, the terms defined in this section shall have the meanings ascribed to them as set forth below:

- a. As used in this article the term "Place of public accommodations" shall means any of the following places of business offering or holding out services or facilities to the general public: hotels, motels, cafeterias, restaurants, and any place where food or beverage is offered for sale to the general public for consumption upon the premises; swimming pools, skating rinks, bowling alleys and retail stores; amusement parks and theatres; and all public transportation carriers and the stations, terminals, and facilities thereof.
- b. "Familial status" means the person who is the subject of discrimination is:
 - a. pregnant,
 - b. domiciled with an individual less than eighteen (18) years of age in regard to whom the person: (1) is the parent or legal custodian, or (2) has the written permission of the parent or legal custodian for domicile with that person, or
 - c. in the process of obtaining legal custody of an individual less than eighteen (18) years of age.
- c. "Sexual orientation" means the condition of being heterosexual, homosexual or bisexual, or having a history of such identification.

SECTION 5. That Sections 25-37 of Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-37. Discrimination in public accommodations prohibited.

No person, who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee of a place of public accommodation shall because of a person's race, religion, color, creed, sex, ancestry or national origin; race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status.

(1) Deny or refuse any privilege, facility, goods, merchandise, commodity, or accommodation;

(2) Segregate or require the placing of any person in any separate section or area of the premises or facilities of the place of public accommodation, or;

(3) Place, post, maintain, or display any written or printed advertisement, notice, or sign to the effect that any of the accommodations, facilities, privileges, goods, or merchandise of the place of public accommodation will or may be refused, withheld from, or denied to any person.

SECTION 6. That Section 25-38, Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read to read as follows:

Sec. 25-38. Discrimination in private clubs.

It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee of any private club, which has publicly advertised its facilities or in which ownership is not an element of membership, to refuse either membership or the privileges of membership, in such club to any person ~~on the basis of race, religion, color, creed, sex, ancestry or national origin.~~ because of a person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status.

SECTION 7. That Section 25-39, Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended as follows:

Sec. 25-39. Discrimination in housing.

(a) No financial institution shall discriminate in the granting of any financial assistance sought by an applicant for the acquisition or construction of any housing unit ~~because of race, color, sex, religion or national origin.~~ a person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status.

(b) No person, real estate broker, salesman or agent shall do any of the following:

(1) Refuse to sell lease, rent, assign or otherwise transfer the title or other interest in any housing, or real property upon which residential housing is to be constructed or located, to any person or to discriminate in the terms or conditions of the sale, rental or leasing of any residential housing unit or in the provision of services or facilities ~~because of race, color, religion, sex or national origin.~~ a person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status.

(2) Refuse to negotiate with any person for the sale, rental or leasing of any residential property or to represent that the property is not available for inspection, sale, rental or lease when in fact it is so available because of the person's race, religion, sex or national origin, a person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status.

(3) Solicit or induce, or attempt to solicit or induce, any person owning any interest in any residential housing to sell, rent or lease or not to sell, rent or lease such housing to any person on the ground of loss of value due to the present or prospective entry into the neighborhood of ~~a person of another race, color, religion, sex or national origin,~~ because of a person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status, either by direct solicitation or inducement or by the purchase of other property in the neighborhood for the purpose of such inducement or to distribute or cause to be distributed material or statements designed to induce a residential property owner to sell or lease his property due to such change in the neighborhood.

(4) File a complaint alleging a violation of this article with knowledge that the complaint is false in any material respect or to file the complaint for the sole purpose of harassment.

(5) Make, print, publish or cause to be made, printed, or published any notice, statement, or advertisement, with respect to the sale or rental of housing that indicates any preference, limitation, discrimination, or intention to make any such preference, limitation or discrimination because of race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status.

SECTION 8. That Section 25-40, Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-40. Discrimination in City Employment.

No head of any department, official, agent, or employee of The City, or any department acting for or on behalf of The City in any manner involving employment by The City shall discriminate against any person otherwise qualified in employment or in tenure, terms, or conditions of employment, or adopt or enforce any rule or employment policy which discriminates between employees or prospective employees or seek information relating to ~~race, creed, color, sex, national origin or ancestry~~ because of a person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status for any person or employee as a condition of employment, tenure, term or in connection with conditions of employment, promotion or increase in compensation; or discriminate in the selection of personnel training.

Willful violation of this section by any person within the Division of Public Management shall constitute grounds for appropriate disciplinary action or termination by the City Manager.

SECTION 9. That Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended by enacting Section 25-40.1, to read as follows:

Sec. 25-40.1. Discrimination in Private Employment.

1. (a) It shall be unlawful for an employer to fail or refuse to hire, to discharge, or otherwise discriminate against an individual with respect to compensation or the terms, conditions, privileges or responsibilities of employment because of a person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status unless such action is related to a bona fide occupational qualification reasonably necessary to the normal operation of the employer's business or enterprise; or

(b) To limit segregate, or classify an employee in a way which would deprive or tend to deprive an individual of employment opportunities or otherwise adversely affect the status of an employee, because of a person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status unless such action is related to a bona fide occupational qualification reasonably necessary to the normal operation of the employer's business or enterprise.

2. (A) This section shall not apply to the employment of an individual by his parents, spouse, or child or to employment in the domestic service of the employer.

SECTION 10. That Section 25-44 of Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-44. Investigation and conciliation of complaints.

At any time before or after a complaint is filed, the City Manager is hereby authorized to make available to the complainant, the respondent, any City Department, the Municipal Counselor and the Municipal Court any services of the ~~Department of Human Resources~~ Human Rights Commission or Ad hoc Committees that may be of assistance in the investigation and conciliation of complaints. The U.S. Department of Housing and Urban Development and the Oklahoma Human Rights Commission of the State of Oklahoma may refer complainants to the ~~Department of Human Resources~~ Human Rights Commission and the referring agency will be notified of the results of the investigation.

SECTION 11. That Section 25-45 of Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-45. Exceptions.

(a) The provisions of this article shall not be construed to grant a right of entry upon the premises of a place of public accommodation or private club to any person who is drunk, disorderly, vagrant, loitering, begging, disturbing the peace, soliciting, selling advertising, vending goods, or presenting himself for entry in any manner, state of dress, demeanor, or condition for which the general public, or the general membership in the case of private clubs, ~~regardless of race, religion, color, creed, sex, ancestry, or national origin,~~ would be excluded by the place of public accommodation.

(b) The provisions of this article shall not be construed to grant any person or persons a right of entry upon the premises of a place of public accommodation or private club for any purpose other than the express and obvious purpose or purposes for which a place of public accommodation is open to the general public, or for which a private club is open to its general membership, and only during its normal hours of operation.

(c) The provisions of this article shall not apply:

(1) To prohibit persons from giving preference to prospective buyers or tenants of housing for any reason other than ~~race, color, religion, sex or national origin.~~ race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin, disability, or familial status.

(2) To the rental of rooms in an owner occupied residence or in a dwelling used exclusively as a rooming house.

(3) To the rental or leasing of a housing unit in a building containing no more than four (4) housing units, if the owner actually maintains and occupies one of such housing units for his residence.

(4) To the rental or leasing of a dwelling or housing unit owned by any religion or fraternal organization or private club used and occupied for organizational purposes.

SECTION 12. That Section 25-46 of Article III of Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-46 Violations and penalty.

(a) Any person who shall violate any of the provisions of this ~~article~~ chapter shall upon conviction thereof be deemed guilty of an offense against The City, and shall be punished by a fine in an amount not to exceed five hundred dollars (\$500.00), plus costs, and/or imprisonment in the City jail not to exceed ninety (90) days.

(b) If any person shall receive more than four (4) convictions for the violation of Section 25-37 or 25-39 at the same location, the property or place of business where the violations occurred may be deemed to constitute a public nuisance. In such event and after recommendation and referral by the ~~Department of Human Resources~~ Human Rights Commission, the Council may revoke after notice and hearing any City licenses or permits applicable thereto and may direct the Municipal Counselor to apply for injunctive relief in any court of competent jurisdiction for the abatement of the nuisance.

SECTION 13. That Sections, 25-54, 25-55 and 25-56 of Article IV of Chapter 25 of the Oklahoma City Municipal Code, 1980, are hereby repealed.

~~Sec. 25-54. Intimidation; harassment; damage, destruction or vandalism of real or personal property of another.~~

~~No person shall maliciously and with the specific intent to intimidate or harass another person because of that person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin or disability, damage, destroy, vandalize or deface any real or personal property of another person or of any religious organization or institution.~~

~~Sec. 25-55. Assault or battery.~~

~~No person shall, maliciously and with the specific intent to intimidate or harass another person because of that person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin or disability, assault or batter another person.~~

~~Sec. 25-56. Penalty~~

~~Any person who shall violate any of the provisions of this article shall be guilty of an offense and, upon conviction thereof, shall be punished by a fine in an amount not to exceed five hundred dollars (\$500.00) and/or imprisonment in the City jail not to exceed ninety (90) days.~~

SECTION 14. EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety, and public good of The City of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect, and be in full force from and after its passage, as provided by law.

INTRODUCED AND CONSIDERED in open meeting of the Council of The City of Oklahoma City on the 28 day September, 1993.

PASSED by the Council of The City of Oklahoma City this _____ day of _____, 1993.

SIGNED by the Mayor of The City of Oklahoma City this _____ day of _____, 1993.

MAYOR

ATTEST:

CITY CLERK

APPROVED as to form and legality this 1 day of October, 1993.

Wita Douglas Gail
Assistant Municipal Counselor



MEMORANDUM

The City of OKLAHOMA CITY

SUMMARY OF PROPOSED CHANGES TO CHAPTER 25, OKLAHOMA CITY MUNICIPAL CODE, 1980

SECTION 1.

Sections 25-21(a) and (b) expand the authority of the Commission to sections of the provisions of Chapter 25. Under the existing ordinance, the Commission has authority only under Article IV, which pertains to intimidation and harassment of members of protected groups. Sections 25-54, 25-55, and 25-56 of Article IV are proposed to be repealed by the ordinance being presented to the Council.

SECTION 2.

Section 25-23 expands the authority of the Commission to refer complaints to the Municipal Counselor for prosecution.

SECTION 3.

Section 25-24 exempts from hearing by the Oklahoma City Human Rights Commission complaints regarding housing, city officials or employees.

SECTION 4.

Section 25-36 expands the number of terms defined in the Chapter to include familial status and sexual orientation. The section previously defined only public accommodation. The definition for "familial status" is taken from an adaptation of HUD regulations as set forth at 25 Okla. Stat. 1992 §1451 (17), and for "sexual orientation" provided by the International Association of Official Human Rights Agencies.

SECTION 5.

Section 25-37 adds age, disability, sexual orientation, and familial status to the prohibition against discrimination in public accommodations.

SECTION 6.

Section 25-38 adds age, disability, sexual orientation, and familial status to the prohibition against discrimination in private clubs.

SECTION 7.

Section 25-39 adds age, disability, sexual orientation, and familial status to the prohibition against discrimination in housing, and housing advertising.

SECTION 8.

Section 25-40 adds age, disability, sexual orientation, and familial status to the prohibition against discrimination in City employment.

SECTION 9.

Section 25-40.1 is a new section which prohibits discrimination in private employment.

SECTION 10.

Section 25-44 reflects the change in the name from the Department of Human Resources to the Human Rights Commission.

SECTION 11.

Section 25-45 deletes the group of protected persons in the Exceptions portion of the ordinance for clarification.

SECTION 12.

Section 25-46(a) creates a penalty provision for conviction in Municipal Court of a violation of Chapter 25 in the amount of five hundred (\$500.00) dollars and/or ninety (90) days in the City Jail. The dollar amount and jail time specified in this Section is now in Article IV, which is proposed to be repealed.

Section 25-46(b) reflects the change of the name Department of Human Resources to the Human Rights Commission.

SECTION 13.

Repeals Sections 25-54, 25-55, and 25-56 of Article IV which prohibits intimidation or harassment because of membership in a protected group, which results in assault and battery or destruction of property. Existing Sections 30-17 and 30-35 of the code currently provide penalties for conviction of assault and battery, and destruction of property.

Chapter 25

HUMAN RIGHTS*

- Art. I. In General, §§ 25-1-25-15
Art. II. Human Rights Commission, §§ 25-16-25-35
Art. III. Discrimination, §§ 25-36-25-52
Art. IV. Intimidation or Harrassment, §§ 25-53-25-56

ARTICLE I. IN GENERAL

Secs. 25-1-25-15. Reserved.

ARTICLE II. HUMAN RIGHTS COMMISSION†

Sec. 25-16. Created.

There is hereby created a Human Rights Commission.

(Ord. No. 15,720, § 1(2-132), Mar. 25, 1980)

State law reference—Authority to create Human Rights Commission, § 25 O.S. § 1703.

Sec. 25-17. Status.

The Human Rights Commission shall be a part of the Division of Public Affairs.

(Code 1970, § 2-6)

Charter reference—Division of Public Affairs, Art. IV, §§ 5, 6.

Sec. 25-18. Size, composition and compensation.

The Human Rights Commission shall consist of nine (9) members to be appointed by the Mayor, with the consent and approval of the Council, with one member appointed from each ward. The Commission shall include handicapped, older Americans, women, and at least a majority selected from racial and religious minorities and other persons who have demonstrated an interest in human rights. All members of the Commission shall serve without compensation.

(Ord. No. 15,720, § 1(2-132), Mar. 25, 1980; Ord. No. 18,950, § 1, March 15, 1988, emergency)

Charter reference—Appointment of members to boards, commissions, etc. in Division of Public Affairs, Art. IV, § 6.

Sec. 25-19. Term of members; removal from office.

Members of the Human Rights Commission shall be appointed for a term of office of two (2) years or until a successor is appointed and confirmed, except that initially, those members appointed from odd-numbered wards or at-large shall serve a term of two (2) years and those appointed from even-numbered wards shall serve a term of one year. Thereafter, all terms shall be for a period of two (2) years. Each member of the Commission may be removed from office by order of the Mayor, upon approval of the City Council.

(Ord. No. 15,720, § 1(2-133), Mar. 25, 1980; Ord. No. 18,950, § 1, March 15, 1988, emergency)

Sec. 25-20. Rules; meetings; quorum.

The Human Rights Commission shall adopt rules and regulations for the conduct of its business and the times and places of its meetings, which shall take place at least every other month. One-half or more of the Commissioners currently serving shall constitute a quorum. Action taken at any meeting will require a majority vote. The term "majority vote" shall mean at least five (5) votes or a majority vote of those present at the meeting, whichever is larger.

(Ord. No. 15,720, § 1(2-134), Mar. 25, 1980; Ord. No. 16,478, § 2, Dec. 8, 1981; Ord. No. 18,950, § 1, March 15, 1988, emergency)

State law reference—Oklahoma Open Meetings Act, 25 O.S. § 301 et seq.

Sec. 25-21. Functions.

(a) The Human Rights Commission shall hear and consider the complaint of any violation of Article IV of this chapter. The person against whom a complaint is made shall be given an op-

*Cross references—Definitions and rules of construction generally, § 1-2; Department of Human Resources, § 2-381 et seq.

†Cross reference—Boards and commissions generally, § 2-411 et seq.

portunity to appear before the Commission and be heard.

(b) The Human Rights Commission shall cooperate with law enforcement agencies by calling attention to any violation, or apparent violation, of Article IV of this chapter and of any ordinance pertaining to discrimination and related matters of which it has knowledge. It shall make available to the law enforcement agencies all of the information and evidence it may have concerning these violations.

(c) The functions of the Human Rights Commission shall be supplemental to any other remedies provided. Law enforcement agencies within The City may act independently of the Commission in enforcing the provisions of this Code pertaining to discrimination.

(d) The Human Rights Commission shall form committees to address human rights issues. The Commission shall establish as many committees as it deems necessary to review concerns, and adopt policies as they relate to individual racial, religious or minority group interests. Committee members shall be appointed by the Commission, with at least one Commission member serving as chairperson of such committee. The Committees shall meet on regular dates as established by the Commission.

(e) The Human Rights Commission Members shall participate in forums designed to educate the public regarding the human rights concerns of racial and other minorities.

(f) The Human Rights Commission shall adopt a policy which is consistent with the belief that prejudice, intolerance, bigotry and discrimination and disorder occasioned thereby threaten the rights and proper privileges of the inhabitants of The City of Oklahoma City and are a menace to the institutions and foundations of freedom. (Ord. No. 15,720, § 1(2-135), Mar. 25, 1980; Ord. No. 18,950, § 1, March 15, 1988, emergency)

Sec. 25-22. Staff.

The City Manager shall provide staff support and assistance so that the Human Rights Commission may properly carry out its duties. (Ord. No. 15,720, § 1(2-136), Mar. 25, 1980)

Supp. No. 6

Secs. 25-23. Prosecution by the Municipal Counselor.

Violations of the provisions of Article IV of this chapter may be referred by the Human Rights Commission to the Municipal Counselor for prosecution.

(Ord. No. 18,950, § 2, March 15, 1988, emergency)

Sec. 25-24. Prohibitions.

(a) Allegations of discrimination in housing related matters shall not be heard by the Human Rights Commission, but shall continue to be heard by the Metropolitan Fair Housing Council.

(b) The Human Rights Commission shall not hear complaints of violations of Article IV of this chapter if the allegation occurs from an incident involving a City official or employee acting in his/her capacity as a City official or employee. Complaints against City employees and officers shall be heard pursuant to existing City personnel/departmental procedures.

(Ord. No. 18,950, § 2, March 15, 1988, emergency)

Secs. 25-25—25-35. Reserved.

ARTICLE III. DISCRIMINATION*

Sec. 25-36. Definition.

As used in this article the term "place of public accommodations" shall mean any of the following places of business offering or holding out services or facilities to the general public: hotels, motels, cafeterias, restaurants, and any place where food is offered for sale to the general public for consumption upon the premises; swimming pools, skating rinks, bowling alleys and retail stores; amusement parks and theatres; and all public transportation carriers and the stations, terminals, and facilities thereof.

(Code 1970, § 21-166.1)

*Cross reference—Broadband telecommunications network franchise not to discriminate in employment, § 11-89.

State law references—Discrimination generally, 25 O.S. § 1101 et seq.; municipal authority to prohibit discrimination 25 O.S. § 1702.

Sec. 25-37. Discrimination in public accommodations prohibited.

No person, who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee of a place of public accommodation shall because of a person's race, religion, color, creed, sex, ancestry or national origin:

- (1) Deny or refuse any privilege, facility, goods, merchandise, commodity, or accommodation;
- (2) Segregate or require the placing of any person in any separate section or area of the premises or facilities of the place of public accommodation, or;
- (3) Place, post, maintain, or display any written or printed advertisement, notice, or sign to the effect that any of the accommodations, facilities, privileges, goods, or merchandise of the place of public accommodation will or may be refused, withheld from, or denied to any person.

(Code 1970, § 21-166.2)

State law reference—Discrimination in public accommodations, 25 O.S. § 1402.

Sec. 25-38. Discrimination in private clubs.

It shall be unlawful and an offense for any person who is the owner, lessee, manager, proprietor, concessionaire, custodian, agent or employee of any private club, which has publicly advertised its facilities or in which ownership is not an element of membership, to refuse either membership or the privileges of membership, in such club to any person on the basis of race, religion, color, creed, sex, ancestry or national origin.

(Code 1970, § 21-166.3)

State law reference—Private club discrimination, 25 O.S. § 1401(i).

Sec. 25-39. Discrimination in housing.

(a) No financial institution shall discriminate in the granting of any financial assistance sought by an applicant for the acquisition or construction of any housing unit because of race, color, sex, religion or national origin.

(b) No person, real estate broker, salesman or agent shall do any of the following:

- (1) Refuse to sell lease, rent, assign or otherwise transfer the title or other interest in any housing, or real property upon which residential housing is to be constructed or located, to any person or to discriminate in the terms or conditions of the sale, rental or leasing of any residential housing unit or in the provision of services or facilities because of race, color, religion, sex or national origin.
- (2) Refuse to negotiate with any person for the sale, rental or leasing of any residential property or to represent that the property is not available for inspection, sale, rental or lease when in fact it is so available because of the person's race, religion, sex or national origin.
- (3) Solicit or induce, or attempt to solicit or induce, any person owning any interest in any residential housing to sell, rent or lease or not to sell, rent or lease such housing to any person on the ground of loss of value due to the present or prospective entry into the neighborhood of a person of another race, color, religion, sex or national origin, either by direct solicitation or inducement or by the purchase of other property in the neighborhood for the purpose of such inducement or to distribute or cause to be distributed material or statements designed to induce a residential property owner to sell or lease his property due to such change in the neighborhood.
- (4) File a complaint alleging a violation of this article with knowledge that the complaint is false in any material respect or to file the complaint for the sole purpose of harassment.

(Code 1970, § 21-166.5)

Sec. 25-40. Discrimination in City employment.

No head of any department, official, agent, or employee of The City, or any department acting for or on behalf of The City in any manner involving employment by The City shall discriminate against any person otherwise qualified in employment or in tenure, terms, or conditions of employment, or adopt or enforce any rule or employment policy which discriminates between employees or prospective employees or seek information relating to race, creed, color, sex, national origin

or ancestry for any person or employee as a condition of employment, tenure, term or in connection with conditions of employment, promotion or increase in compensation, or discriminate in the selection of personnel training. Willful violation of this section by any person within the Division of Public Management shall constitute grounds for appropriate disciplinary action or termination by the City Manager.
(Code 1970, § 21-166.9)

Sec. 25-41. Non-discrimination as condition precedent for City contract.

(a) No contract shall be awarded to any contractor or subcontractor until such time as the contractor or subcontractor has executed an approved form of a certificate of nondiscrimination to insure that employees are treated with regard to their race, creed, sex, color, national origin or ancestry. Such certificate shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruiting or recruitment, advertising, layoff or termination, rates of pay or other forms of compensation and selection for training, including apprenticeship. The contractor and subcontractor shall agree to post, in a conspicuous place available to employees and applicants for employment, notices to be provided by the City Clerk setting forth provisions of this subsection.

(b) In the event the Council determines that the contractor or subcontractor has failed to comply with the nondiscrimination clause of his contract, the contract shall be cancelled, terminated or suspended in part by the Council, the contractor or subcontractor shall be declared by the Council ineligible for further contracts with The City, until satisfactory proof of intent to comply with the provisions of this article shall be made to the City Council.
(Code 1970, §§ 21-166.10, 21-166.11)

Sec. 25-42. Annual reports by City Departments.

All departments of City Government shall make reports to the City Manager at not less than six-month intervals at such other time as designated

by him, showing compliance with the intent of this article.
(Code 1970, § 21-166.12)

Sec. 25-43. Complaints generally.

Complaining parties must give written notice to the Municipal Counselor of alleged violations of this article within thirty (30) days after a violation is alleged to have occurred and failure to give such notice shall be considered a waiver of the application of this ordinance. Information charging the violation of this article may be filed in the Municipal Court within but not more than ninety (90) days after the violation is alleged to have occurred. The Municipal Counselor will notify complaining parties whether or not any information has been filed in Municipal Court relative to the alleged discrimination.
(Code 1970, § 21-166.14)

Sec. 25-44. Investigation and conciliation of complaints.

At any time before or after a complaint is filed, the City Manager is hereby authorized to make available to the complainant, the respondent, any City Department, the Municipal Counselor and the Municipal Court any services of the Department of Human Resources or Ad hoc Committees that may be of assistance in the investigation and conciliation of complaints. The U.S. Department of Housing and Urban Development and the Human Rights Commission of the State of Oklahoma may refer complainants to the Department of Human Resources and the referring agency will be notified of the results of the investigation.
(Code 1970, § 21-166.7)

Sec. 25-45. Exceptions.

(a) The provisions of this article shall not be construed to grant a right of entry upon the premises of a place of public accommodation or private club to any person who is drunk, disorderly, vagrant, loitering, begging, disturbing the peace, soliciting, selling advertising, vending goods, or presenting himself for entry in any manner, state of dress, demeanor, or condition for which the general public, or the general membership in the

case of private clubs, regardless of race, religion, color, creed, sex, ancestry, or national origin, would be excluded by the place of public accommodation.

(b) The provisions of this article shall not be construed to grant any person or persons a right of entry upon the premises of a place of public accommodation or private club for any purpose other than the express and obvious purpose or purposes for which a place of public accommodation is open to the general public, or for which a private club is open to its general membership, and only during its normal hours of operation.

(c) The provisions of this article shall not apply:

- (1) To prohibit persons from giving preference to prospective buyers or tenants of housing for any reason other than race, color, religion, sex or national origin.
- (2) To the rental of rooms in an owner-occupied residence or in a dwelling used exclusively as a rooming house.
- (3) To the rental or leasing of a housing unit in a building containing no more than four (4) housing units, if the owner actually maintains and occupies one of such housing units for his residence.
- (4) To the rental or leasing of a dwelling or housing unit owned by any religion or fraternal organization or private club used and occupied for organizational purposes.
(Code 1970, §§ 21-166.4, 21-166.6)

Sec. 25-46. Violations and penalty.

(a) Any person who shall violate any of the provisions of this article shall upon conviction thereof be guilty of an offense against The City.

(b) If any person shall receive more than four (4) convictions for the violation of Section 25-37 or 25-39 at the same location, the property or place of business where the violations occurred may be deemed to constitute a public nuisance. In such event and after recommendation and referral by the Department of Human Resources, the Council may revoke any City licenses or permits applicable thereto and may direct the Municipal Counselor to apply for injunctive relief in any

court of competent jurisdiction for the abatement of the nuisance.

(Code 1970, §§ 21-166.8, 21-166.13; Ord. No. 17,037, § 1, Jan. 18, 1983)

State law reference—Penalty for ordinance violations, 11 O.S. § 14-111.

Secs. 25-47—25-52. Reserved.

ARTICLE IV. INTIMIDATION OR HARASSMENT

Sec. 25-53. Purpose.

The Council finds that acts of vandalism, degradation and brutality intended to intimidate and harass other persons because of their membership in a particular racial, religious or minority group, is unacceptable in a democratic society such as ours.

It is the intent of Council that such acts shall not be tolerated within The City of Oklahoma City but shall be punished to the full extent that the law allows.

(Ord. No. 18,949, § 1, March 15, 1988, emergency)

Sec. 25-54. Intimidation; harassment; damage, destruction or vandalism of real or personal property of another.

No person shall, maliciously and with the specific intent to intimidate or harass another person because of that person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin or disability, damage, destroy, vandalize or deface any real or personal property of another person or of any religious organization or institution.

(Ord. No. 18,949, § 1, March 15, 1988, emergency)

Sec. 25-55. Assault or battery.

No person shall, maliciously and with the specific intent to intimidate or harass another person because of that person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin or disability, assault or batter another person.

(Ord. No. 18,949, § 1, March 15, 1988, emergency)

Sec. 25-56. Penalty.

Any person who shall violate any of the provisions of this article shall be guilty of an offense and, upon conviction thereof, shall be punished by a fine in an amount not to exceed five hundred dollars (\$500.00) and/or imprisonment in the City jail not to exceed ninety (90) days.
(Ord. No. 18,949, § 1, March 15, 1988, emergency)

OKLAHOMA Gazette

November 23, 1993

Mayor Ronald J. Norick
200 N. Walker
Oklahoma City, OK 73102

Dear Mayor Norick:

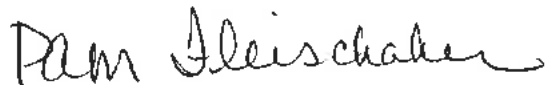
Thank you for your letter of November 9 telling me of my reappointment to the Oklahoma City Human Rights Commission.

I agree with you that this is an "important civic responsibility." Ironically, it is one I may not be able to fulfill if there is no ordinance under which we can operate.

This issue has become needlessly muddled, but I hope that over the course of the next few weeks, you will come to believe - as I do - that a strong Human Rights Commission can be a valuable tool toward correcting the injustices of discrimination in our city.

I look forward to working with you on this and would like to meet with you sometime between Thanksgiving and Christmas to hear your perspective and share mine.

Best regards,



Pam Fleischaker
Associate Editor

PF:mh



LRAN

H-2

11720 Hackney Lane
Yukon, OK 73099

April 5, 1993

The Honorable Ronald J. Norick
Mayor
200 North Walker
Oklahoma City, Oklahoma 73102

RE: OKLAHOMA CITY
HUMAN RIGHTS COMMISSION
WARD I - COMMISSIONER

Dear Mayor Norick:

By letter dated September 20, 1992, I advised Councilman I. G. Purser that the term of office for M. E. (Mel) Reid, representing Ward I on the Oklahoma City Human Rights Commission would (and did) expire November 22, 1992. Also, I requested that someone other than me be appointed to fulfill this position on the date of expiration of the term recited above.

I respectfully request that as soon as possible someone other than me be appointed to represent Ward I on this commission.

I thank the administration and the citizens of Oklahoma City for your trust in me to serve on this commission for Oklahoma City.

yes { I strongly urge whoever is appointed to this position in the future and all other members of the commission, City Council and the administration to encourage that all our citizens be referred to as "Neighbors", "Friends", "Residents" or "Americans" - which is the greatest majority on earth - of which all of us are privileged to be a part. In that context, I urge that all persons should be discouraged from referring to any citizens as "minorities", "a member of any minority group" or any other similar reference that I have heard while serving on this commission. Instead, let us all prove by our actions and words that we truly are Americans, good Oklahomans and good neighbors.

I also thank the other Commissioners and the staff for their friendliness and support they have shown me during my terms on this commission. Additionally, Captain Tom Bevel of the Oklahoma City Police Department has been a very effective Liaison and I thank him for his courtesy and support shown me during my tenure.

Sincerely,



M. E. (Mel) Reid
Human Rights Commission

cc: City Council Member - Ward I
Human Rights Commission
Joyce Plunkett, Human Rights Coordinator
Mike Randall, Neighborhood and Community Planning
Rita Douglas Talley, Ass't. Municipal Counselor
Capt. Tom Bevel, Oklahoma City Police Department

October 6, 1993

Ronald J. Norick, Mayor
The City of Oklahoma City
200 N. Walker
Oklahoma City, OK 73102


Dear Mayor Norick,

I hereby submit my resignation as a member of the Human Rights Commission of the City of Oklahoma City. I do not believe that I can continue with integrity to serve on the Commission after the action taken by the City Council on October 5 in the matter of the new human rights ordinance.

My principle concern is that the emasculated status of the Human Rights Commission after the striking of the proposed statute might enable political forces to claim that Oklahoma City stands for human rights when the majority of its City Council believes that human rights are either already adequately protected or are unimportant relative to other concerns.

I am proud of the work done by the Human Rights Commission since I became a member of it in 1988. I hope the day will come when the City Council will again see the need to defend the rights of all the citizens of the City.

Sincerely,



Patricia A. Keefe

cc: Councilwoman Beverly Hodges, Ward 6
Bill Rogers, Chair
Mike Randall, Neighborhood and Community Planning Director
Joyce Plunkett, Human Rights Coordinator
Rita Talley, Assistant Municipal Counselor



ORDINANCE NO. 18,949

AN ORDINANCE AMENDING CHAPTER 25 OF THE OKLAHOMA CITY MUNICIPAL CODE, 1980, HUMAN RIGHTS, BY THE ENACTMENT OF A NEW ARTICLE IV, SECTIONS 25-53 THROUGH 25-56; DECLARING THE PURPOSE OF THE COUNCIL; PROHIBITING MALICIOUS ACTS OF INTIMIDATION AND HARASSMENT AGAINST A MEMBER OF A RACIAL, RELIGIOUS OR MINORITY GROUP, PROVIDING A PENALTY; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

WHEREAS, in the City of Oklahoma City, where there are large numbers of people of various racial and religious groups, there is no greater danger to the health, morals, safety and welfare of the City, and its inhabitants than the existence of groups prejudiced against one another and antagonistic to one another because of these racial and religious differences.

WHEREAS, the Council hereby finds and declares that prejudice, intolerance, bigotry and discrimination and disorder occasioned thereby threaten the rights and proper privileges of its inhabitants and menace the institutions and foundations of a free democratic state.

WHEREAS, the Council hereby sets forth the following ordinance to eliminate and prevent the acts of prejudice, intolerance, bigotry and discrimination herein described.

SECTION 1. The Chapter 25 of the Oklahoma City Code, 1980, as amended is hereby amended by the enactment of a new Article IV, and Section 25-53 through 25-56, inclusive, to read as follows:

ARTICLE IV

Intimidation Or Harassment

Sec. 25-53. Purpose.

The Council finds that acts of vandalism, degradation and brutality intended to intimidate and harass other persons because of their membership in a particular racial, religious or minority group, is unacceptable in a democratic society such as ours.

It is the intent of Council that such acts shall not be tolerated within The City of Oklahoma City but shall be punished to the full extent that the law allows.

Sec. 25-54. Intimidation; harassment; damage, destruction or vandalism of real or personal property of another.

No person shall, maliciously and with the specific intent to intimidate or harass another person because of that person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin or disability; damage, destroy, vandalize or deface any real or personal property of another person or of any religious organization or institution.

1 7 6 0 0 0 0 4 7 9 6

Sec. 25-55. Assault or battery.

No person shall, maliciously and with the specific intent to intimidate or harass another person because of that person's race, color, religion, creed, ancestry, age, sex, sexual orientation, ethnicity, national origin or disability, assault or batter another person.

Sec. 25-56. Penalty.

Any person who shall violate any of the provisions of this article shall be guilty of an offense and upon conviction thereof shall be punished by a fine in an amount not to exceed five hundred dollars (\$500.00) and/or imprisonment in the City jail not to exceed ninety (90) days.

SECTION 2. CUMULATIVE. The provisions of this ordinance shall be cumulative to and shall not operate to repeal any ordinances or parts thereof.

SECTION 3. CODIFICATION. The provisions of Section 1 of this ordinance shall be codified as Article IV, Section 25-53 through 25-56, inclusive, of Chapter 25 of the Oklahoma City Municipal Code, 1980.

SECTION 4. EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety, and public good of The City of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect, and be in full force from and after its passage, as provided by law.

INTRODUCED and CONSIDERED in open meeting of the Council of The City of Oklahoma City on the 15 day of March, 1988.

PASSED by the Council of The City of Oklahoma City this 15 day of March, 1988.

SIGNED by the Mayor of The City of Oklahoma City this 15 day of March, 1988.

Ronald J. Nail
MAYOR

ATTEST:

Thomas P. Hurley
CITY CLERK

APPROVED as to form and legality this 15th day of March, 1988.

Beta L. Galle
Assistant Municipal Counselor

REVIEWED for Codification Kathleen Wright

1 7 6 0 0 0 0 4 7 9 7

Council Agenda
Item No. VI. D. 2.
03/15/88

THE CITY OF OKLAHOMA CITY
OFFICE OF
THE MUNICIPAL COUNSELOR

TO: Mayor and Council

DATE: March 11, 1988

FROM: Robert D. Allen
Municipal Counselor

RE: Ordinance prohibiting malicious acts
of intimidation and harassment

Due to recent incidents of vandalism, degradation and brutality within Oklahoma City which were committed with the intent to intimidate and harass other persons because of their race, religion or membership in a minority group, Councilman Schwartz has asked this office to prepare an ordinance amending the functions and policies of the Human Rights Commission and providing for referral of alleged ordinance violations to the Municipal Counselor.

Such an ordinance amending Chapter 25 of the Oklahoma City Municipal Code, 1980, Human Rights, is presented herewith for your consideration.


Robert D. Allen
Municipal Counselor

RDA:RDT:li

Ordinance 18,950

amending Chap 25, pertaining
to viz, composition, composition
ion of the Human Rights Comm.

3/15/88

1 7 6 0 0 0 4 7 9 4

Council Agenda
Item No. VI. D. 1.
03/15/88

*Proposed - Amended to include language
in 25-54 & 25-55.*
yet

THE CITY OF OKLAHOMA CITY
OFFICE OF
THE MUNICIPAL COUNSELOR

TO: Mayor and Council

DATE: March 11, 1988

FROM: Robert D. Allen
Municipal Counselor

RE: Ordinance prohibiting malicious acts
of intimidation and harassment

Due to recent incidents of vandalism, degradation and brutality within Oklahoma City which were committed with the intent to intimidate and harass other persons because of their race, religion or membership in a minority group, Councilman Schwartz has asked this office to prepare an ordinance specifically prohibiting this type conduct and providing the maximum penalty permitted by law for persons convicted of perpetration of such acts.

Such an ordinance amending Chapter 25 of the Oklahoma City Municipal Code, 1980, Human Rights, is presented herewith for your consideration.

Robert D. Allen
Robert D. Allen
Municipal Counselor

RDA:RDT:li

Ordinance 18, 949

2/23/88

ORDINANCE NO. 18,950

AN ORDINANCE AMENDING CHAPTER 25 OF THE OKLAHOMA CITY MUNICIPAL CODE, 1980, BY AMENDING ARTICLE II, SECTIONS 25-18 THROUGH 25-21 AND ENACTING SECTIONS 25-23 AND 25-24; PROVIDING FOR THE SIZE, COMPOSITION AND COMPENSATION OF THE HUMAN RIGHTS COMMISSION; PROVIDING FOR TERM OF MEMBERS AND REMOVAL FROM OFFICE; PROVIDING FOR RULES GOVERNING MEETINGS AND ESTABLISHING QUORUM; SETTING FORTH FUNCTIONS; PROVIDING FOR PROSECUTION ON ITS RECOMMENDATION BY THE MUNICIPAL COUNSELOR; PROVIDING FOR CODIFICATION; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

WHEREAS, in the City of Oklahoma City, where there are large numbers of people of various racial and religious groups, there is no greater danger to the health, morals, safety and welfare of the City, and its inhabitants than the existence of groups prejudiced against one another and antagonistic to one another because of these racial and religious differences.

WHEREAS, the Council hereby finds and declares that prejudice, intolerance, bigotry and discrimination and disorder occasioned thereby threaten the rights and proper privileges of its inhabitants and menace the institutions and foundations of a free democratic state.

WHEREAS, the Council hereby sets forth a Human Rights Commission, with full power to eliminate and prevent the acts of prejudice, intolerance, bigotry and discrimination herein described.

SECTION 1. That Sections 25-18, 25-19, 25-20 and 25-21, Article II, Chapter 25 of the Oklahoma City Code, 1980, are hereby amended to read as follows:

Section 25-18. Size, composition and compensation.

The Human Rights Commission shall consist of nine (9) ~~fifteen--(15)~~ members to be appointed by the Mayor, with the consent and approval of the Council, with one member appointed from each ward. The Commission shall include handicapped, older Americans, women, and at least a majority selected from racial and religious minorities and other persons who have demonstrated an interest in human rights. ~~the following racial minorities: Blacks, American Indians, Mexican Americans, Indo-Chinese, and other racial minorities who have demonstrated an interest in human rights.~~ All members of the Commission shall serve without compensation.

Section 25-19. Term of members; removal from office.

Members of the Human Rights Commission shall be appointed for a term of office of two (2) years or until a successor is appointed and confirmed, except that initially, those members appointed from odd numbered wards or at-large, shall serve a term of two years and those appointed from even numbered wards shall serve a term

of one year. Thereafter, all terms shall be for a period of two (2) years. ~~or until successor is appointed and confirmed, except that seven (7) of the members first appointed shall be appointed for a term of one year and eight (8) of the members for term of two (2) years as designated by the Mayor and at least one member each from Wards One, Three, Four, and Seven shall be appointed for a term of office of one year, and at least one member each from Wards Two, Five, Six, and Eight shall be appointed for a term of office of two (2) years.~~ Each member of the Commission may be removed from office by order of the Mayor, upon approval of the City Council.

Section 25-20. Rules; meetings; quorum.

The Human Rights Commission shall adopt rules and regulations for the conduct of its business and the times and places of its meetings, which shall take place at least every other month. One-half or more of the Commissioners currently serving shall constitute a quorum. Action taken at any meeting will require a majority vote. The term "majority vote" shall mean at least ~~six (6)~~ five (5) votes or a majority vote of those present at the meeting, whichever is larger.

Section 25-21. Functions.

(a) The Human Rights Commission shall hear and consider the complaint of any violation of Article IV of this Chapter. ~~person concerning discrimination and shall give the person against whom a complaint is made an opportunity to appear before the Commission and be heard.~~ The person against whom a complaint is made shall be given an opportunity to appear before the Commission and be heard.

(b) The Human Rights Commission shall cooperate with law enforcement agencies by calling attention to any violation, or apparent violation, of Article IV of this Chapter and of any ordinance pertaining to discrimination and related matters of which it has knowledge. It shall make available to the law enforcement agencies all of the information and evidence it may have concerning these violations.

(c) The functions of the Human Rights Commission shall be supplemental to any other remedies provided. Law enforcement agencies within The City may act independently of the Commission in enforcing the provisions of this Code pertaining to discrimination.

(d) The Human Rights Commission shall form committees to address Human Rights issues. The Commission shall establish as many committees as it deems necessary to review concerns, and adopt policies as they relate to individual racial, religious or minority group interests. Committee members shall be appointed by the Commission, with at least one Commission member serving as chairperson of such committee. The Committees shall meet on regular dates as established by the Commission.

(e) The Human Rights Commission Members shall participate in forums designed to educate the public regarding the Human Rights concerns of racial and other minorities.

(f) The Human Rights Commission shall adopt a policy which is consistent with the belief that prejudice, intolerance, bigotry and discrimination and disorder

1 7 6 0 0 0 0 4 8 0 0

occasioned thereby threaten the rights and proper privileges of the inhabitants of The City of Oklahoma City and are a menace to the institutions and foundations of freedom.

SECTION 2. That Article II, Chapter 25, of the Oklahoma City Municipal Code, 1980, is hereby amended by the enactment of Sections 25- 23 and 25-24 to read as follows:

Section 25-23. Prosecution by the Municipal Counselor.

Violations of the provisions of Article IV of this Chapter may be referred by the Human Rights Commission to the Municipal Counselor for prosecution.

Section 25-24. Prohibitions.

(a) Allegations of discrimination in housing related matters shall not be heard by the Human Rights Commission, but shall continue to be heard by the Metropolitan Fair Housing Council.

(b) The Human Rights Commission shall not hear complaints of violations of Article IV of this Chapter if the allegation occurs from an incident involving a City official or employee acting in his/her capacity as a City official or employee. Complaints against City employees and officers shall be heard pursuant to existing City personnel/departamental procedures.

SECTION 3. SEVERABILITY. If any section, sub-section, sentence, clause, phrase, or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. CODIFICATION. The provisions of Section 2 of this Ordinance are hereby codified as Sections 25-23 and 25-24 of Article II, Chapter 25 of the Oklahoma City Municipal Code, 1980.

SECTION 5. EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of The City of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect, and be in full force from and its passage, as provided by law.

INTRODUCED and CONSIDERED in open meeting of the Council of The City of Oklahoma City on the 15 day of March, 1988.

PASSED by the Council of The City of Oklahoma City on this 15 day of March, 1988.

1 7 6 0 0 0 0 4 3 0 1

SIGNED by the Mayor of The City of Oklahoma City this 15 day
of March, 1988.

Ronald J. Nail
MAYOR

ATTEST:

William P. Hensley
City Clerk

APPROVED as to form and legality this 11th day of March, 1988.

Rita S. Valley
Assistant Municipal Counselor

Reviewed for codification by _____

(Published in the Journal Record May 13, 1992)

ORDINANCE NO. 19,750

AN ORDINANCE AMENDING CHAPTER 25, ARTICLE III, SECTION 25-41 OF THE OKLAHOMA CITY MUNICIPAL CODE, 1980, BY REQUIRING CERTIFICATES OF NONDISCRIMINATION ON CITY CONTRACTS TO INSURE EMPLOYEES AND APPLICANTS ARE TREATED WITHOUT REGARD TO RACE, CREED, SEX, COLOR, NATIONAL ORIGIN, ANCESTRY, AGE, OR DISABILITY; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. That Section 25-41, Article III, Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-41. Non-discrimination as condition precedent for City contract.

(a) No contract shall be awarded to any contractor or subcontractor until such time as the contractor or subcontractor has executed an approved form of a certificate of nondiscrimination to insure that employees or applicants for employment are treated ~~with~~ without regard to their race, creed, sex, color, national origin ~~or~~ ancestry, age, or disability as defined by the Americans with Disabilities Act of 1990, Section 3(2). Such certificate shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruiting or recruitment, advertising, layoff or termination, rates of pay or other forms of compensation and selection for training, including apprenticeship. The contractor and subcontractor shall agree to post, in a conspicuous place available to employees and applicants for employment, notices to be provided by the City Clerk setting forth provisions of this subsection.

(b) In the event the Council determines that the contractor or subcontractor has failed to comply with the nondiscrimination clause of his contract, the contract shall be cancelled, terminated or suspended in part by the Council, the contractor or subcontractor shall be declared by the Council ineligible for further contracts with The City, until satisfactory proof of intent to

comply with the provisions of this article shall be made to the City Council.

SECTION 2. EMERGENCY: WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of The City of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect and be in full force from and after its passage, as provided by law.

INTRODUCED and CONSIDERED in open meeting of the Council of The City of Oklahoma City on the 5 day of May, 1992.

PASSED by the Council of The City of Oklahoma City on this 12 day of May, 1992.

SIGNED by the Mayor of The City of Oklahoma City this 12 day of May, 1992.

Russell J. Noid
MAYOR

ATTEST:

Thomas P. Hurley
City Clerk

APPROVED as to form and legality this 29th day of April, 1992.

Manfred T. Gordon
Assistant Municipal Counselor



MEMORANDUM

The City of
OKLAHOMA CITY

Council Agenda
Item No. VIII. C.
5/12/92

TO: Mayor and City Council

FROM: Donald D. Bown, City Manager 00316

Ordinance amending Chapter 25, Article III, Section 25-41 of the Oklahoma City Municipal Code, 1980, by requiring certificates of nondiscrimination on City Contracts to insure employees and applicants are treated without regard to race, creed, sex, color, national origin, ancestry, age, or disability; and declaring an emergency.

Background The City currently requires that all contractors or subcontractors execute a certificate of nondiscrimination insuring that their employees be treated the same regardless of race, sex, creed, color, national origin, or ancestry.

The proposed changes would update this ordinance by adding prohibitions to discrimination with regard to age and disability as defined in the Americans with Disabilities Act. The amendment also clarifies that a contractor's or subcontractor's employees or applicants for employment should be treated without regard to race, sex, creed, color, national origin, or ancestry, age, or disability.

Review City Manager's Office and Municipal Counselor's Office

Recommendation: Ordinance be adopted with emergency.

Attachment

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 25, ARTICLE III, SECTION 25-41 OF THE OKLAHOMA CITY MUNICIPAL CODE, 1980, BY REQUIRING CERTIFICATES OF NONDISCRIMINATION ON CITY CONTRACTS TO INSURE EMPLOYEES AND APPLICANTS ARE TREATED WITHOUT REGARD TO RACE, CREED, SEX, COLOR, NATIONAL ORIGIN, ANCESTRY, AGE, OR DISABILITY; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. That Section 25-41, Article III, Chapter 25 of the Oklahoma City Municipal Code, 1980, is hereby amended to read as follows:

Sec. 25-41. Non-discrimination as condition precedent for City contract.

(a) No contract shall be awarded to any contractor or subcontractor until such time as the contractor or subcontractor has executed an approved form of a certificate of nondiscrimination to insure that employees or applicants for employment are treated with without regard to their race, creed, sex, color, national origin or, ancestry, age, or disability as defined by the Americans with Disabilities Act of 1990, Section 3(2). Such certificate shall include, but not be limited to, the following: employment, upgrading, demotion or transfer, recruiting or recruitment, advertising, layoff or termination, rates of pay or other forms of compensation and selection for training, including apprenticeship. The contractor and subcontractor shall agree to post, in a conspicuous place available to employees and applicants for employment, notices to be provided by the City Clerk setting forth provisions of this subsection.

(b) In the event the Council determines that the contractor or subcontractor has failed to comply with the nondiscrimination clause of his contract, the contract shall be cancelled, terminated or suspended in part by the Council, the contractor or subcontractor shall be declared by the Council ineligible for further contracts with The City, until satisfactory proof of intent to

CERTIFICATE OF NONDISCRIMINATION

In connection with the performance of work under this Bid and the resulting Contract, the Bidder agrees as follows:

- A. The Bidder agrees not to discriminate against any employee or applicant for employment because of race, color, creed, sex, national origin, ancestry, age or disability. The Bidder shall take affirmative action to insure that employees are treated without regard to their race, creed, color, national origin, sex, ancestry, age or disability, as defined by the Americans with Disabilities Act of 1990, Section 3(2). Such actions shall include, but not be limited to, the following: employment, upgrading, demotion, or transfer, or pay or other forms of compensation and selection for training, including apprenticeship. The Bidder and Subcontractors shall agree to post in a conspicuous place, available to employees and applicants for employment, notices to be provided by the City Clerk of The City of Oklahoma City setting forth the provisions of this Section.
- B. In the event of the Bidder's noncompliance with this Nondiscrimination Clause, the Contract may be canceled or terminated by the Contracting Public Entity. The Bidder may be declared ineligible by the Contracting Public Entity for further contracts until satisfactory proof of intent to comply shall be made by the Bidder and/or Subcontractors.
- C. The Bidder agrees to include the requirements of this Nondiscrimination Certificate in any subcontracts connected with the performance of this Contract.

I have read the above clause and agree to abide by its requirements.

ATTEST: (Corporate Seal)

Name of Corporation or Firm

Signature

Signature

*

*

*On these lines, type or print the name and title of each person who signed above.

If Bidder's company is not incorporated, no corporate seal is required; however, the following statement must be executed.

STATE OF _____)
COUNTY OF _____) ss

Subscribed and sworn to before me this ____ day of _____, 19____.

Notary Public

My Commission Expires:

(Published in the Journal Record 04/25, 1995)

ORDINANCE NO. 20,455

AN ORDINANCE RELATING TO HUMAN RIGHTS; AMENDING CHAPTER 25, SECTION 25-56, OF THE OKLAHOMA CITY MUNICIPAL CODE, 1993, BY AMENDING THE PENALTY PROVISIONS TO CONFORM TO SENATE BILL 161 OF THE 45TH LEGISLATURE; BY PROVIDING FOR A NEW CLASSIFICATION OF THE OFFENSES; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. That chapter 25, section 25-56, of the Oklahoma City Municipal Code, 1993, is hereby amended to read:

Section 25-56. Penalty.

Any person who shall violate any of the provisions of this article shall be guilty of an class "b" offense and, upon conviction thereof, shall be punished by a fine in an amount not to exceed ~~\$500.00~~ \$750.00, excluding costs and/or imprisonment in the city jail not to exceed ~~90 days~~ six months.

SECTION 2. EFFECTIVE DATE. The provisions of section 1 of this ordinance shall be effective on November 1, 1995.

SECTION 3. EMERGENCY. WHEREAS, it being immediately necessary, for the preservation of the peace, health, safety and public good of the City of Oklahoma City and the inhabitants thereof, that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist, by reason whereof, this ordinance shall take effect, and be in full force, from and after its passage, as provided by law.

INTRODUCED AND CONSIDERED in open meeting of the Council of the City of Oklahoma City this 24 day of October, 1995.

PASSED by the Council of the City of Oklahoma City this 24 day of October, 1995.

SIGNED by the Mayor of the City of Oklahoma City this 24 day of October, 1995.

Ronald S. Nix
MAYOR

ATTEST (Seal)

Thomas P. Hurley
City Clerk

APPROVED as to form and legality this 16 day of Oct, 1995.

[Signature]
Assistant Municipal Counselor

REVIEWED for codification this 16 day of Oct, 1995.

[Signature]
Assistant Municipal Counselor

**THE CITY OF OKLAHOMA CITY
OFFICE OF
THE MUNICIPAL COUNSELOR**

Council Agenda
Item No. VIII. C. 14.
10/24/95

TO: Mayor and Council
FROM: William O. West
Municipal Counselor

An ordinance relating to human rights; amending chapter 25, section 25-56, of the Oklahoma City Municipal Code, 1993, by amending the penalty provisions to conform to Senate Bill 161 of the 45th Legislature; by providing for a new classification of the offenses; providing an effective date; and declaring an emergency.

Background

The 45th Oklahoma Legislature passed Senate Bill 161, signed by the Governor on May 19, 1995, which becomes effective November 1, 1995 and significantly increases the amount of fines and imprisonment which may be assessed against a defendant in municipal court.

Because of the varied penalties found in the Municipal Code, the offenses have been classified as either class "a" offenses which have a fine of up to \$200.00 or class "b" offenses upon which a fine may be imposed up to a maximum of \$750.00, excluding costs and a maximum imprisonment of up to six months in the city jail or both such fine and imprisonment. These classifications, with a few exceptions should insure uniformity among the various offenses which are found in the Code.

Each chapter which indicated a fine or penalty was amended to conform to either the "a" or "b" classification. In some instances, it was not possible to increase the penalty provisions because of the constrictions of state law.

A series of ordinance amendments have been prepared by this office to conform to the new penalty provisions.

Review

Municipal Counselor's Office

Recommendation:

Ordinance be introduced and adopted with an effective date of
November 1, 1995.

h Diane Leurs

William O. West
Municipal Counselor

Attachment

Published In The Journal Record January 24, 1996)

ORDINANCE NO. 20,514

AN ORDINANCE REPEALING ARTICLE II OF CHAPTER 25 OF THE OKLAHOMA CITY MUNICIPAL CODE, 1993, PERTAINING TO THE CREATION, STATUS AND FUNCTIONS OF THE HUMAN RIGHTS COMMISSION, AND ~~DECLARING AN EMERGENCY.~~

~~EMERGENCY ORDINANCE~~

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. That Article II of Chapter 25 of the Oklahoma City Municipal Code, 1993, is hereby repealed.

SECTION 2. EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of the City of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect and be in full force from and after the date provided herein as provided by law.

INTRODUCED and CONSIDERED in open meeting of the Council of The City of Oklahoma City this 16 day of January, 1996.

PASSED by the Council of The City of Oklahoma City this 23 day of

January, 1996.

SIGNED by the Mayor of The City of Oklahoma City this 23 day of


January, 1996.

Ronald S. Noil
MAYOR

ATTEST:

Thomas P. Hardy
CITY CLERK

APPROVED as to form and legality this 9th day of January
1996.


Municipal Counselor

j:\wp51\ordinance\chap16-3\huricomm.dtb

THE CITY OF OKLAHOMA CITY
OFFICE OF
THE MUNICIPAL COUNSELOR

Council Agenda
Item No. VIII. C.
1/23/96

TO: Mayor and Council

FROM: William O. West
Municipal Counselor

DATE: January 9, 1996

RE: Human Rights Commission

At the City Council Meeting of January 9, 1996, Councilman Peak requested that an ordinance be prepared to repeal Article II, Chapter 25 of Oklahoma City Municipal Code, 1993, which would have the effect of eliminating the City's Human Rights Commission.

This office has prepared such an ordinance which is presented herewith for Council's consideration.



William O. West
Municipal Counselor

WOW:fc

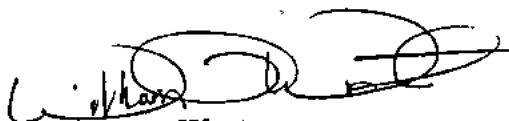
THE CITY OF OKLAHOMA CITY
OFFICE OF
THE MUNICIPAL COUNSELOR

Council Agenda
Item No. VIII. C.
1/23/96

TO: Mayor and Council
FROM: William O. West
Municipal Counselor
DATE: January 9, 1996
RE: Human Rights Commission

At the City Council Meeting of January 9, 1996, Councilman Peak requested that an ordinance be prepared to repeal Article II, Chapter 25 of Oklahoma City Municipal Code, 1993, which would have the effect of eliminating the City's Human Rights Commission.

This office has prepared such an ordinance which is presented herewith for Council's consideration.



William O. West
Municipal Counselor

WOW:fc

Published In The Journal Record _____, 1996)

ORDINANCE NO. _____

AN ORDINANCE REPEALING ARTICLE II OF CHAPTER 25 OF THE OKLAHOMA CITY MUNICIPAL CODE, 1993, PERTAINING TO THE CREATION, STATUS AND FUNCTIONS OF THE HUMAN RIGHTS COMMISSION; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OKLAHOMA CITY:

SECTION 1. That Article II of Chapter 25 of the Oklahoma City Municipal Code, 1993, is hereby repealed.

SECTION 2. **EMERGENCY.** WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of the City of Oklahoma City and the inhabitants thereof that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist by reason whereof this ordinance shall take effect and be in full force from and after the date provided herein as provided by law.

INTRODUCED and **CONSIDERED** in open meeting of the Council of The City of Oklahoma City this ____ day of _____, 1996.

PASSED by the Council of The City of Oklahoma City this ____ day of _____, 1996.

SIGNED by the Mayor of The City of Oklahoma City this ____ day of _____, 1996.

ATTEST:

MAYOR

CITY CLERK