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CBFL [Coalition for Barrier Free Living] '82-'84 [2]

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COALITION FOR BARRIER FREE LIVING
HOUSTON CENTER FOR INDEPENDENT LIVING

BOARD MINUTES
MARCH 8, 1984

BOARD MEMBERS IN ATTENDANCE
JOYCE FRIEDEN
MICHELLE BAILEY
MARY SAWYER
LAURIE GERKEN
GUY BELL
KATHLEEN DE SILVA (BY TELEPHONE)
JEAN COLE

STAFF
QUENTIN SMITH

INTERPRETER
MARY REDMAN

THE BOARD MEETING WAS CALLED TO ORDER BY FRIEDEN AT 6:25 PM IN THE PROMETHEAN ROOM AT THE INSTITUTE FOR REHABILITATION AND RESEARCH. MINUTES OF THE THE FEBRUARY 8 MEETING WERE APPROVED AS WRITTEN.

CLASS ACTION COURT CASE:
JUANITA JEYS REPORTED ON THE STATUS OF LEGAL ACTION TO TEST THE CONSTITUTIONALITY OF THE TEMPORARY GUARDIANSHIP STATUTE WHICH ALLOWS PROBATE COURTS TO ESTABLISH SUCH GUARDIANSHIP FOR PERIODS UP TO 180 DAYS. THE PURPOSE OF THE COURT APPEAL IS TO DEFINE MORE CLEARLY THE PUPOSE OF TEMPORARY GUARDIANSHIP AND ESTABLISH LIMITS ON SITUATIONS WHEN IT CAN BE IMPLEMENTED. $300 IS NOW NEEDED FROM CBFL TO GET A TRANSCRIPT OF THE PREVIOUS TRIAL AT PROBATE COURT SO THAT THE APPEAL CAN BE PERFECTED. JEYS PREDICTED THAT LOSING THE APPEAL IS VERY UNLIKELY BECAUSE THE COURT OF CIVIL APPEALS HAS ALREADY INDICATED THAT THE STATUTE IS UNCONSTITUTIONAL. THE REMAINING ISSUES ARE TECHNICALITIES. MOTION WAS MADE BY DE SILVA, SECONDED BY GERKEN, TO ALLOCATE $300 FROM THE CBFL GENERAL FUND FOR THIS PURPOSE. MOTION CARRIED.

TREASURER'S REPORT:
SMITH REPORTED BALANCES AS OF MARCH 8 BEING $15,413.02 IN THE TITLE VII ACCOUNT, $2,466.62 IN THE HCIL GENERAL FUND, AND $9,485.36 IN THE CBFL GENERAL FUND. SAWYER MOVED TO ACCEPT THE REPORT, SECONDED BY BELL. MOTION CARRIED.

EQUILEASE REPORT:
SMITH INDICATED THAT HE IS CONFIDENT THE EQUILEASE ISSUE CAN BE RESOLVED WITH MINIMAL LOSS TO HCIL, ALTHOUGH EXACT LIABILITY IS STILL UNCLEAR. SMITH NEEDS TO TALK FURTHER WITH JACK EMMOTT TO PURSUE FURTHER RESOLUTION.

TRC REQUIREMENTS REPORT:
FOLLOWING A FEBRUARY AUDIT BY TRC PERSONNEL, THERE STILL REMAIN 9 ADMINSTRATIVE ISSUES ON WHICH HCIL IS NOT IN COMPLIANCE. THESE MUST BE RESOLVED BY MARCH 31. MAJOR AREAS STILL NEEDING WORK ARE PERSONNEL POLICIES AND FINANCIAL RECORD KEEPING. SOME FINANCIAL ISSUES MAY HAVE BEEN RESOLVED BY EARLIER WORK OF BILL RICHARDS. IT WAS ALSO SUGGESTED THAT SMITH TRY TO DETERMINE WHETHER PERSONNEL POLICY MATTERS HAD BEEN RESOLVED PREVIOUSLY BY A TRC CONSULTANT. GERKEN AND BELL BOTH URGED THAT SMITH UTILIZE CBFL BOARD MEMBERS TO ASSIST IN GETTING WORK COMPLETED FOR COMPLIANCE BY MARCH 31 DEADLINE.

HCIL REPORT:
SMITH REPORTED THAT OPERATIONS AT HCIL ARE GOING WELL. IL SKILLS CLASSES HAVE BEEN WELL RECEIVED, AND CLIENT CASELOAD HAS GREATLY INCREASED, TO THE POINT OF OVERLOADING. RECENT TELEVISION PUBLICITY HAS BEEN VERY FAVORABLE. BELL MOVED TO ACCEPT THE REPORT, SECONDED BY SAWYER. MOTION CARRIED.

COMMUNITY RELATIONS COMMITTEE:
GERKEN REPORTED THAT CORRECTIONS HAVE BEEN MADE IN NEW BROCHURE WHICH WILL GO TO PRESS NEXT WEEK. ALLOCATION OF FUNDS IS NEEDED TO PRINT 10,000 BROCHURES ($2,486) AND 5,000 ENVELOPES ($251). GERKEN MOVED THAT TOTAL OF $2,736 BE ALLOCATED FROM CBFL GENERAL FUND FOR THIS PUPOSE, SECONDED BY BELL. DISCUSSION ADDRESSED OTHER ANTICIPATED EXPENSES TO CBFL AND ANTICIPATED INCOME FROM BINGO. MOTION CARRIED.

CBFL/HCIL NEWSLETTER:
JAN-FEB ISSUE OF NEWSLETTER WAS WELL RECEIVED. MARCH/APRIL ISSUE IS NOW SCHEDULED FOR PUBLICATION, 4 MONTHS BEFORE ON/GOING FUNDING WILL BE RECEIVED FOR THIS PURPOSE. GERKEN AND SMITH PROPOSED THAT CBFL PAY FOR THE MARCH/APRIL ISSUE (APPROXIMATELY $400) AND HCIL ASSUME THE COST OF THE NEXT ISSUE. GERKEN MOVED THAT $400 BE ALLOCATED FOR THIS PURPOSE FROM CBFL GENERAL FUND, SECONDED BY BELL. DISCUSSION ADDRESSED POTENTIAL LIABILITY FOR EQUILEASE (POSSIBLY AS HIGH AS $4200) AND IMPLICATIONS OF THIS CONTINGENCY ON TOTAL CBFL FUND BALANCE. GERKEN ASKED THAT HER MOTION BE TABLED UNTIL EQUILEASE LIABILTY HAS BEEN RESOLVED, ACCEPTED BY BELL. IT WAS AGREED THAT IN THE INTERIM, HCIL SHOULD FUND THE MARCH-APRIL ISSUE FROM ITS PUBLICATONS AND PRINTING BUDGET, WITH CBFL FUNDING THE NEXT ISSUE IF FINANCIAL STATUS PERMITS AT THAT TIME.

ARCHITECTURAL BARRIERS COMMITTEE:
BELL REPORTED THAT TASK FORCE IS CONTINUING TO WORK ON RECOMMENDED CHANGES IN OLD CITY CODE AND AN IMPROVED ENFORCEMENT PROCESS. CODE PROVISIONS FOR COMMERCIAL AND PUBLIC BUILDINGS ARE EXPECTED TO HAVE SOLID SUPPORT IN CITY COUNCIL. HOWEVER, ESTABLISHING A QUOTA IN THE RESIDENTIAL CODE IS EXPECTED TO BE CONTROVERSIAL, WITH SOLID STATISTICS NEEDED TO JUSTIFY THIS PROVISION. HENCE DESIRED CHANGES IN THE RESIDENTIAL CODE ARE EXPECTED TO TAKE MUCH LONGER. BELL ALSO REPORTED THAT HE HAS CONTACTED COMMUNITY DEVELOPMENT CONCERNING SIDEWALKS FROM WILLOWWOODS TO SURROUNDING COMMUNITY. NOTHING HAS CHANGED ON THE STATUS OF THE PROPOSED GUIDEBOOK. BELL MOVED ACCEPTANCE OF REPORT, SECONDED BY GERKEN. MOTION CARRIED.

NOMINATIONS, ELECTIONS, AWARDS COMMITTEE:
SAWYER REPORTED THAT JEAN COLE IS NEW SECRETARY, WITH POSITIONS FOR EDUATION AND ADVOCACY REMAINING VACANT. IT HAS BEEN SUGGESTED THAT A FEW AT-LARGE POSITIONS BE CREATED ON THE BOARD AS A MEANS OF INITIATING NEW BOARD MEMBERS BEFORE THEY ASSUME RESPONSIBILITY FOR A COMMITTEE. IT WAS ALSO SUGGESTED THAT PERHAPS BOARD MEMBERSHIP SHOULD REFLECT BROADER DISABILITY REPRESENTATION. BOTH OF THESE CHANGES WOULD REQUIRE MODIFICATION OF THE BY-LAWS.

EDUCATION COMMITTEE:
SAWYER REPORTED THAT TAX PLANNING WORKSHIP PLANNED FOR MARCH HAS HAD A DISAPPOINTING NUMBER OF REGISTRATIONS. CANCELLATION IS ANTICIPATED, ALHOUGH THERE IS SOME CONCERN THAT WALK-IN PARTICIPANTS WHO HAVE NOT PRE-REGISTERED CANNOT BE NOTIFIED. FRIEDEN WILL CONTACT DON ROSSI TO CONSIDER TELEPHONE SURVEY OF POTENTIAL PARTICIPANTS. IF THIS IS UNFEASIBLE AND MORE REGISTRATIONS ARE NOT RECEIVED BY MONDAY, THE PROGRAM WILL BE CANCELLED.

GENERAL ASSEMBLY MEETING:
FRIEDEN ANNOUNCED THAT THE NEXT GENERAL ASSEMBLY MEETING WILL BE HELD ON MARCH 22 AT 6:30 PM IN THE CAFETERIA AT THE INSTITUTE FOR REHABILITAION AND RESEARCH (TIRR). A HIGHLY-RATED FILM "TELL THEM I'M A MERMAID" WILL BE SHOWN, IN ADDITION TO A DISABILITY AWARENESS PUPPET SHOW CALLED "KIDS ON THE BLOCK". THERE WILL ALSO BE A SHORT BUSINESS MEETING.

SAWYER MOVED FOR ADJOURNMENT, SECONDED BY GERKEN. MEETING ADJOURNED AT 7:10 PM.

MINUTES SUBMITTED BY JEAN COLE, SECRETARY

Union Services

14560 EASTEX FREEWAY HUMBLE, TEXAS 77338 713-441-9000 ® 41

LANNY ROGERS
President

SHARON YORK
Vice President

March 7, 1984

Ms. Joyce Frieden
President, CBFL
6910 Fannin, Suite 120
Houston, TX. 77030

Dear Joyce:

What a pleasure it is to send you this check in the amount of $3,377.48 representing donations from your Bingo Fund Raising projects. Congratulations on a great month.

If you have any questions, just give me a call.

Sincerely yours,

Lanny G. Rogers

Enclosures

COALITION FOR BARRIER FREE LIVING
HOUSTON CENTER FOR INDEPENDENT LIVING

MINUTES OF EXECUTIVE COMMITTEE MEETING
MARCH 6, 1984

A CALLED MEETING OF THE CBFL/HCIL BOARD EXECUTIVE COMMITTEE WAS HELD ON MARCH 6 AT 6:00 PM AT HCIL. PRESENT WERE JOYCE FRIEDEN, BILL RICHARDS, QUENTIN SMITH, AND JEAN COLE. THE PURPOSE OF THE MEETING WAS TO REVIEW PROGRESS MADE BY HCIL IN RESOLVING ADMINISTRATIVE AND FISCAL ISSUES IDENTIFIED BY TRC AS REQUIREMENTS FOR CONTINUED FUNDING OF THE CENTER. IN AN AUDIT BY TRC PERSONNEL CONDUCTED IN FEBRUARY, IT WAS AGREED THAT HCIL WOULD BE IN COMPLIANCE WITH ALL OF THESE RREQUIREMENTS BY MARCH 31, 1984.

THE EXECUTIVE COMMITTEE MADE AN ITEM-BY-ITEM REVIEW OF SEVERAL WRITTEN DOCUMENTS FROM TRC, INCLUDING PROGRAM REQUIREMENTS AND ADMINISTRATIVE AND FISCAL REQUIREMENTS ISSUED ON JULY 6, 1983 AND A PROGRAM EVALUATION REPORT DATED NOVEMBER 15, 1983. (REFERENCE COPIES ATTACHED.) FRIEDEN MADE NOTES ON THE STATUS OF EACH ITEM, INCLUDING EXPECTED DATE OF COMPLETION FOR 9 ITEMS STILL NEEDING WORK. BILL RICHARDS INDICATED THAT A NUMBER OF THE FISCAL ISSUES HAD BEEN ADDRESSED IN WRITING WHEN HE WAS STILL AT THE CENTER, AND QUENTIN SMITH WILL LOOK FOR THIS DOCUMENTATION WHICH WILL PREVENT DUPLICATION OF EFFORT. IT WAS ALSO AGREED THAT JOYCE FRIEDEN WILL CONTACT FRAN EARLY TO REQUEST THAT SHE ASSIST ON A VOLUNTEER BASIS TO DOCUMENT NEW PERSONNEL POLICIES AS SPECIFIED IN THE TRC REQUIREMENTS. IT WAS AGREED THAT WITHIN THE NEXT TWO WEEKS JOYCE FRIEDEN WILL SCHEDULE A MEETING WITH TED THAYER AND MAX ARRELL OF TRC TO INFORM THEM OF THE CBFL BOARD'S ACTIVE INTEREST IN ASSURING THAT THE OUTSTANDING ISSUES ARE RESOLVED AND TO REPORT ON THE CURRENT STATUS OF COMPLIANCE EFFORTS. AFTER ALL WORK ON THE REQUIREMENTS HAS BEEN COMPLETED, A LETTER WILL BE SENT TO TRC INDICATING THAT THE BOARD BELIEVES THAT THE CENTER IS IN COMPLIANCE IN ALL AREAS.

AFTER DISCUSSION OF MEETING TIMES FOR THE EXECUTIVE COMMITTEE, IT WAS AGREED THAT THIS GROUP WILL CONVENE FOR 30 MINUTES PRIOR TO EACH GENERAL ASSEMBLY MEETING ON FOURTH THURSDAYS OF EVERY MONTH. THIS COMMITEE NEEDS TO GIVE ATTENTION TO LONG-TERM GOALS AND PRIORITIES FOR CBFL. IT WAS ALSO AGREED THAT BILL RICHARDS WILL VISIT HCIL MONTHLY TO REVIEW FINANCIAL RECORD KEEPING ON AN ON-GOING BASIS.

MINUTES SUBMITTED BY JEAN COLE, SECRETARY

COALITION FOR BARRIER FREE LIVING

February 9, 1984

Mr. Vernon M. Arrell, Commissioner
Texas Rehabilitation Commission
118 E. Riverside Drive
Austin, Texas 78704

Dear Mr. Arrell:

The Board of the Coalition for Barrier Free Living (CBFL) is in receipt of the Program Evaluation of the Houston Center for Independent Living dated January 26, 1984 and has reviewed said document. It is obvious that a thorough and objective evaluation of center programs and procedures was completed. The Board is in general agreement with the findings of the reviewers, and the time and effort that went into the review process are sincerely appreciated.

Notwithstanding the positive tone of the evaluation, there is, however, one component of the evaluation with which the Board takes issue. Item number nine in the evaluation report deals with case management and documentation. Some legitimate deficiencies in past case management procedures were cited and are being addressed. Item number nine, however, also refers to the need to request ". . . medical and psychological information . . . from treatment resources . . ." In light of the mission and goals of HCIL and the training and qualifications of the counseling personnel in the Center, the Board questions the validity of requesting the aforementioned information.

The counseling personnel employed by the Center at this time function as peer counselors and are not qualified by either education or experience to interpret or utilize diagnostic information provided by medical and psychological professionals. Furthermore, HCIL's legal justification for requesting medical and psychological information is open to question. In the case of TRC clients, pertinent information required by the peer counselor should be available from the referring TRC counselor.

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

It is the assumption of the Board of CBFL that the Consumer Advisory Committee approved requesting psychological and medical information as part of the case management process. If this is the case the Board of CBFL would like to know the rationale for this decision. Because this is a substantive issue, the Board of CBFL is requesting a written response to this inquiry. Your attention to this matter is appreciated.

Sincerely,

Michele Bailey
CBFL Vice President

Mary Sawyer
Chairperson, CBFL Committee on
Service Provision

Quentin W. Smith
HCIL Executive Director

QWS:nw

CASH RECEIPTS, CASH DISBURSEMENTS
AND ACCOUNT BALANCES
8/31/83 thru 2/8/84

	TITLE VII	DEAF SERVICES	GENERAL	CBFL
Balance August 31, 1983	$ 1379.35	$ 483.76	$ 3231.95	$ 4668.37
Cash Receipts				
September	20384.00	2905.38	4262.95	3634.50
October	14197.00	5884.75	-	373.60
November	33988.00	1078.35	280.00	93.50
December	-	3866.50	2342.00	10178.00
January	33742.00	3763.50	692.50	51.50
TOTAL	$102311.00	$ 17498.48	$ 7577.45	$ 14331.10
Cash Disbursements				
September	$ 19737.59	$ 4568.50	$ 4591.45	$ 4685.95
October	14559.44	3285.25	1338.23	330.00
November	17374.33	2498.50	549.48	-
December	17054.71	3714.50	1157.31	5880.00
January	18159.33	2565.75	1669.83	-
TOTAL	$(86885.40)	$(16632.50)	$ (9306.30)	$(10895.95)
Balance January 31, 1984	$ 16804.95	$ 1349.74	$ 1503.10	8103.52
Cash Receipts				
February	-	2574.00	-	-
Cash Disbursements				
February	$ (3154.25)	$ (12.08)	$ (508.95)	-
Balance February 8, 1984	$ 13650.70	$ 3911.66	$ 994.15	$ 8103.52

STATEMENT OF INCOME AND EXPENSE
ONE MONTH ENDED JANUARY 31, 1984

INCOME	TITLE VII JAN.	TITLE VII YR. TO DATE	DEAF SERVICE JAN.	DEAF SERVICE YR. TO DATE	GENERAL JAN.	GENERAL YR. TO DATE	TOTAL HCIL JAN.	TOTAL HCIL YR. TO DATE	CBFL JAN.	CBFL YR. TO DATE	TOTAL FUNDS JAN.	TOTAL FUNDS YR. TO DATE
Grant (Title VII)	$33742	$33742	-	-	-	-	$33742	$33742	-	-	$33742	$33742
Contributions-General	-	-	-	-	-	-	-	-	-	-	-	-
Contributions-Restric	-	-	-	-	-	-	-	-	-	-	-	-
Fees/Dues			$3764	$3764	460	460	4224	4224	35	35	4259	4259
Other	-	-	-	-	233	233	223	223	17	17	250	250
	33742	33742	3764	3764	693	693	38199	38199	52	52	38251	38251
EXPENSES												
Training Modules	-	-	-	-	-	-	-	-	-	-	-	-
Salaries	$12001	$12001	-	-	667	667	$12668	$12668	-	-	$12668	$12668
Fringe Benefits	2945	2945	-	-	45	45	2990	2990	-	-	2990	2990
Travel-Out of Town	-	-	-	-	-	-	-	-	-	-	-	-
Travel-Local	-	-	-	-	230	230	230	230	-	-	230	230
Equip & Maintenance	-	-	168	168	-	-	168	168	-	-	168	168
Office Supplies	213	213	-	-	-	-	213	213	-	-	213	213
Rent	1760	1760	-	-	169	169	1929	1929	-	-	1929	1929
Telephone	967	967	-	-	-	-	967	967	-	-	967	967
Liability Insurance	-	-	-	-	-	-	-	-	-	-	-	-
Postage	200	200	-	-	-	-	200	200	-	-	200	200
Conf. Fees/Membership	75	75	-	-	-	-	75	75			75	75
Staff Development	-	-	-	-	-	-	-	-	-	-	-	-
Printing	-	-	-	-	320	320	320	320	-	-	320	320
Consultants	-	-	-	-	-	-	-	-	-	-	-	-
Admin. Expense	-	-	-	-	130	130	130	130	-	-	130	130
Interpreter Service	-	-	2393	2393			2393	2393	-	-	2393	2393
Outside Help	-	-	-	-	-	-	-	-	-	-	-	-
Miscellaneous	-	-	5	5	10	10	15	15	-	-	15	15
Total Expense	$18161	$18161	$2566	$2566	$1571	$1571	$22298	$22298	-	-	$22298	$22298
Net Income (Expense)	$15581	$15581	$1198	$1198	$(878)	$(878)	$15901	$15901	52	52	$15953	$15953

COALITION FOR BARRIER FREE LIVING

HOUSTON CENTER FOR INDEPENDENT LIVING

BOARD MINUTES
FEBRUARY 8, 1984

Board Members in Attandence			Staff
Michele Bailey	Bill Richard	Guy Bell	Quentin Smith
Don Rossi	Joyce Frieden		
Mary Sawyer	Lisa Dwight		Interpreter
Laurie Gerken	Jack Emmott		Shirley Fleck

The meeting was called to order by Joyce Frieden, President, at 6:06 p.m. in the Promethean Room at the Institute for Rehabilitation and Research. Minutes from the December 8, 1983 Board meeting approved as written. MOtion to accept Treasure's Report by Bill Richard, seconded by Mary Sawyer; motion passed. Bill requests that balance sheet should reflect transfers of funds. Title VII balance at $13,650.70, the CBFL balance at $8,103.52, the HCIL balance (General) at $994.15 and Deaf Services balance at $3,911.66.

Mueller Account -- Donation by Sally Logenbaugh enabled CBFL/HCIL to pay this in full. Board intends to show their appreciation to Mrs. Logenbaugh with a dinner. Suggestion for Awards committee to look into a possible commendation.

Equilease -- report by Quentin Smith that this dilema is as yet unresolved. Savin has taken over the situation and insists we still owe for the copier. Documentation needed to proceed with case to prove the machine has been in operable since it was delivered. Statement of Fact is needed to Savin with backup documentation. Suggestion that the Center wait until Savin responds before contracting for a new sopier.

HCIL Report -- TRC Review was held on November 15, 1983 and HCIL has received the detailed summation report which was generally favorable listing almost all items as improved. Item #9, which requests more diagnostic information be reviewed during the client interview process, is against Independent Living philosophy. Quentin Smith drafted letter to TRC expressing our concern and asking for clarification. M. Sawyer moves to accept letter, Lauri Gerken seconds, motion carried.
TRC financial audit to be held February 20-23, 1984. Bill Richard to get with Quentin Smith on the year end financial statement needed.

Quentin Smith is to be commended for the favorable TRC Report and the excellent response HCIL has had from the Staff members.

Resignation submitted by Lisa Dwight as Secretary on the Board of Directors. Motion by Laurie Gerken to accept resignation, seconded by Mary Sawyer, motion carried.

Committee Reports

Architectural Barriers -- Guy Bell; attended meeting with City to review State codes for new city codes development... looking at incorporating residential codes with Goldie Waghalter in the Mayor's office. Plans to meet with the Architects to improve accessibility to the Astrodome. More seats to be made available behind home plate and additional seating areas in the pavilion -- double the seating capacity and 62 parking spaces in front of the Dome are planned withing the$33 Million revision packet.

Ramping in the district of Councilwoman Hartung is being recommended (South Willow area) where many wheelchair users live. Guy to look into a possible letter to Councilwoman Hartung.

Guide Book development with Community Development is a dead issue and requires no further consideration.

Community Relations -- Brochure layout final mechanical drawings reviewed by the Board. Method of payment for printing costs to be presented to the board in the mail and followed by a phone vote. Commendation to Nita Weil for initiating and ramrodding the basic project over the years. Motion by L. Gerken to approve design pending proofreading, Seconded by Guy, Carried. Second annual Barbara Jordan Media Awards to be in Austin this June. Nominations for media features to be in Austin by March 2.

Women's Valentine's Day Run to include a wheelchair division for more details ask Laurie Gerken.

CBFL/HCIL Newsletter has been produced and looks great however Center staff does not have time to do hand work necessary to mail out. Laurie to look into possible source to have this done for us each month.

Fund Raising -- Nita in the hospital, report given by Don Rossi in her absence. In 1985 CBFL/HCIL will be 10 years old need to begin to push for major activity. Received our first BINGO proceeds check for $1,345.16. and congrats again to Nita for the $10,000 donation from Sally Loganbaugh.

Legislative -- Letters to federal representatives on DOT transportation package received favorably by all but Senator Tower. Federal continuation of DOT funding thru 1986 appears to be close to passing.

Membership -- Don Rossi reports that he has had 10-15 renewals. Asks that each member sets a goal to recruit five new members apiece/month. Currently membership stands at 200.

Nominations, Elections & Awards -- Motion by Mary Sawyer to accept Jean Cole as the new Secretary replacing Lisa Dwight, seconded by Laurie Gerken, motion carried.

Committee Reports

Nominations, Elections & Awards --Cont.

Motion by Mary Sawyer to remove Gloria Merek as Advocacy Chair, seconded by Guy Bell, motion carried. Committee looking into replacement possibilities. Education Chair also vacant.

Transportation -- Kathleen DeSilva in hospital at TIRR, report by proxy. Meeting every 2 months with MTA, met in January with Mr. Rob _____ to discuss problems with tie downs in new vans.. a van was produced at the time and the problems pointed out, more tie downs have been installed as a result. Next meeting to be held March 21.

Other Business

Health insurance premiums have been raised for all Center staff by $13/month per staff member. Looking into 5 Independent Living Centers in Texas to combine to obtain greatly reduced rates with Trans American Insurance, however, at reduced coverage.

Multi-Service Center to have ground breaking in late summer.

Independent Living skills training for the Mentally disabled being proposed.

HCIL/CBFL/TIRR Tax workshop to be held March 15, 1984 at Stouffers Hotel from 6-8:30 p.m. $10.00. Discount rate to CBFL members -- CPA's will talk on deductions. IRS will be available at HCIL later.

Meeting adjourned at 7:30 p.m.

Respectfully submitted, Lisa Dwight - Secretary

Union Services

14560 EASTEX FREEWAY HUMBLE, TEXAS 77338 713-441-9000 ®41

LANNY ROGERS
President

SHARON YORK
Vice President

December 9, 1983

Ms. Joyce Frieden
Coalition for Barrier Free Living
9667 Meadowvale
Houston, TX. 77063

Dear Joyce:

This will provide you with a short report on your Bingo fund raising operation for the month of November.

Your balance at the end of November was $3785.00. This represents a very very good month even though Bingo was closed for two days during Thanksgiving. December is a slow month, and it does not appear that we will do as well as we did in November, and of course, we will be closed four days in December for Christmas. However, with the additional prizes that we are able to give through your licenses, I expect 1984 to be a extremely good year.

I really am excited for CBFL, and look forward to sending you the first check. If I can be of further service to you, please do not hesitate to contact me.

Sincerely yours,

Lanny G. Rogers

Lanny G. Rogers

HCIL HOUSTON CENTER FOR INDEPENDENT LIVING
(a service of the Coalition for Barrier Free Living)

December 5, 1983

Mr. Ted Thayer, Program Specialist
Texas Rehabilitation Commission
118 East Riverside Drive
Austin, TX 78704

Dear Ted:

Enclosed is HCIL's budget request for January, 1984. The amount requested is $18,775. Appropriate documentation is attached.

Although we are getting better with these budget requests, I will admit that there was an error on the previous budget request that apparently your people didn't catch either. In column two, Cummulative Requests To Date, I indicated the amount to be $65,617. I arrived at this amount by adding the Funds Received column on that form, $47,797, to the Amount Required column, $17,620. That was done erroneously. The amount that should have been added was the figure in Amount Requested column, $16,168. The actual amount that should have appeared in column two, Cummulative Requests To Date, should have been, $63,965.

Please accept my apologies for the error on the last request I will try to see that these errors do not occur again. Thank you for your cooperation.

Sincerely,

Quentin W. Smith
Executive Director

Enclosures

cc: Joyce Frieden
Jim Brindley
Rand Metcalfe
File

QWS/lf

TEXAS REHABILITATION COMMISSION
118 East Riverside Drive
Austin, Texas 78704

TITLE VII, PART B, CENTERS FOR INDEPENDENT LIVING GRANTS

REQUEST FOR FUNDS

Coalition for Barrier Free Living
(Name of Grantee)

December 5, 1983
(Date)

6910 Fannin, Suite 120
(Address)

TRC-IL-4-1- 83

Houston, Texas 77030
(City)

Classification of Cost	Column 1 Amount Approved in Grant	Column 2* Cumulative Requests To Date	Column 3** Amount Requested This Period
Total $212,500	$212,500	$82,740	$18,775

I certify that this report is true and correct to the best of my knowledge, that expenditures are made in accordance with the approved grant project, and the amount requested this period, as shown in Column 3, will be obligated or expended within 30 days after receipt.

Quintin R. Smith
(Signature)

Executive Director
(Title)

* Column 2. Cumulative receipts from date of grant approval to date of this report.
** Column 3. Amount of grant funds required for the month the report is prepared (dated).

Example: If report is dated August 7, 1980, grant funds requested are for the month of August, 1980. The request should be received by Texas Rehabilitation Commission no later than the 7th day of the month for which funds are requested.

Grant Period: July 16, 1983 - July 15, 1984
Grant Amount: $212,500

HOUSTON CENTER FOR INDEPENDENT LIVING
REQUEST FOR ADVANCE OR REIMBURSEMENT
TITLE VII (INDEPENDENT LIVING) PROGRAM

Payment Period: November 30, 1983

Category	Budgeted	November 30, 1983 Funds Received	Funds Expended	Unobligated Funds	January 1984 Amount Required	Amount Requested
Personnel	129,560	39,552	39,552	--	12,001	12,001
Fringe Benefits	22,000	6,618	6,706	(88)	1,920	2,008
Travel	3,400	929	986	(57)	150	207
Equipment & Maintenance	3,400	1,604	1,776	(172)	200	372
Office Supplies	2,500	416	495	(79)	100	179
Rent	22,800	7,920	7,920	--	1,760	1,760
Telephone	14,400	4,111	4,255	(144)	1,000	1,144
Liability Insurance	1,500	1,354	1,358	(4)	--	4
Postage	2,400	561	411	150	200	50
Fees for conference	600	110	60	50	60	10
Staff Development	1,000	112	112	--	50	50
Publication & Printing	2,000	552	202	350	1,350	1,000
Consultants	5,000	--	--	--	--	--
In-Town Travel	1,940	126	41	85	75	(10)
Totals	$212,500	63,965	63,874	91	18,866	18,775

MONTH January 1984

		COST	SUB-TOTAL	TOTAL
PERSONNEL	EXECUTIVE DIRECTOR	$ 1,833		
	ACCOUNTANT	$ 1,417		
	ADMIN. SECRETARY	$ 1,333		
	RECEPTIONIST/CLERK TYPIST	$ 1,083		
	DEAF SERVICES COORDINATOR	$ 1,417		
	EDUCATIONAL PROGRAMS COORD	$ 1,417		
	COMMUNITY SERVICES COORD.	$ 1,417		
	COMMUNITY SERVICES COORD.	$ 1,417		
	STAFF INTERPRETER (50%)	$ 667	$ 12,001	
FRINGE BENEFITS			$ 1,920	
TRAVEL			$ 150	
EQUIPMENT MAINTEN.			$ 200	
OFFICE SUPPLIES			$ 100	
RENT			$ 1,760	
TELEPHONE			$ 1,000	
LIABILITY INSURANCE			--	
POSTAGE			$ 200	
CONFERENCE FEES			$ 60	
STAFF DEVELOPMENT			$ 50	
PUBLICATION/PRINT.			$ 1,350	
CONSULTANTS			--	
IN-TOWN TRAVEL			$ 75	$ 18,866

COALITION FOR BARRIER FREE LIVING

November 1, 1983

Docket Clerk, Docket 56b
Department of Transportation
Room 10105
400 7th Street, S.W.
Washington, D.C. 20590

Gentlemen:

On July 20, 1981, the Department of Transportation issued an interim final rule (see 46 FR 37488) designed to implement Section 504 of the Rehabilitation Act prohibiting discrimination against disabled persons in federally-funded programs. The rule also purported to implement Section 16(a) of the Urban Mass Transit Act of 1964 and Section 165(b) of the Federal-Aid Highway Act of 1973. The disabled community voiced strong opposition to the interim rule claiming that it fell short of implementing the special efforts, effective utilization and anti-discriminatory mandate contained in the cited statutes. As a result, the Department of Transportation issued a new version of the rule in a notice of proposed rule making on September 8, 1983 (see 48 FR 40684). This letter of concern is in response to that rule, which persists in its failure to implement the letter and spirit of S504, UMTA and FHA.

The DOT proposed rule represents a serious retreat from guaranteeing that disabled persons have equal access to federally funded transit programs. In order to understand the magnitude of such retreat, it is necessary to examine the events which led to the issuance of the proposed DOT rule and the caselaw which the department relies upon to support it.

Back in 1979 the Department of Transportation issued its first round of regulations prohibiting discrimination on the basis of handicap. These regulations were promulgated primarily to implement S504, but in addition, specifically noted authority under UMTA and FHA. The 1979 regulations implemented the S504 equal opportunity mandate by requiring recipients to make all modes of public transit accessible to the disabled within timelines specified in the regulations. This included access to fixed bus routes, rapid and commuter rail systems, and light rail systems. The regulations further provided for transition plans and required community participation in the planning and implementation process.

The 1979 regulations were shortlived. In July, 1981, DOT withdrew Subpart E of the regulations under the guise of complying with a court order in American Public Transit Association v. Lewis, 655 F. 2d 1272 (D.C. Cir. 1981). APTA v. Lewis held that Subpart E could not be justified under S504 because it required "extensive modifications to existing systems and imposed extremely heavy financial burdens." However, the court did not invalidate the regulation, it merely remanded

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> to give the administrator an opportunity to explain whether these regulations are based on statutes other than Section 504. If, on remand . . . , the Secretary indicates that the regulations do enforce other statutes, he should identify the provisions of UMTA or the FHA — or any other act — that are enforced by the regulations, and he should justify the regulations in terms of the cited provisions.

During oral argument before the Circuit Court, DOT claimed that the 1979 regulations were authorized by a combination of S504 and UMTA. The remand was for the purpose of allowing DOT to substantiate this claim.

Instead, in a complete turnaround, DOT withdrew Subpart E in its entirety. The proposed regulations are offered in its place. However, these replacement regulations do not begin to resemble their predecessor. They do not require any mainline accessibility, they do not require equal access to any mode of transit within three years or even thirty years, they do not address rail transit or facilities, and they do not require ongoing community input. Clearly, APTA v. Lewis did not call for such action.

The DOT proposed regulations are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. Further, the rule does not even state a preference for integrated services. In addition to promoting segregation, DOT's rule places a cost cap on recipient spending so that effective alternative service (e.g. paratransit service) becomes practically impossible to provide. In other words, the DOT proposed rule sanctions separate and unequal transportation services for disabled people.

Further, the proposed rule abolishes the requirements contained in the 1979 rule, that purchases of equipment or new construction of transit facilities be accessible. APTA v. Lewis cannot be used to support DOT's move. APTA v. Lewis criticized the 1979 rule for requiring "extensive modifications to existing systems," not for requiring that future acquisitions and construction by recipients be accessible. In fact, a recent Second Circuit case discredits DOT's position, as follows:

> In the context of public transportation and the handicapped, denial of access cannot be lessened simply by eliminating discriminatory selection criteria; because the barriers to equal participation are physical rather than abstract, some sort of action must be taken to remove them, if only in the area of new construction or purchasing. As plaintiffs pointedly observe, 'It is not enough to open the door for the handicapped . . . a ramp must be built so the door can be reached.' (Emphasis added.)

The minimal costs imposed by requiring that all future acquisitions and construction be accessible are a small fraction of what it costs to try to go back and make an inaccessible system accessible. In addition, UMTA and FHA require that disabled people be able to "effectively utilize" transit systems. It is unconscionable for DOT to allow billions of dollars in federal aid to perpetuate fully inaccessible transit systems which are unusable by millions of disabled Americans.

DOT's proposed anti-discrimination regulation must be rewritten to provide for equal access and to require that equipment purchased or facilities constructed with federal funds be accessible.

The 1979 DOT regulations included sections which dealt with "Fixed facilities for the public" (S27.83), "Rapid and commuter rail systems" (S27.87), and "Light rail systems" (S27.89). All of these sections have been deleted from the current proposed rule. DOT offers no explanation for these deletions. Rail and fixed facilities are not covered elsewhere in the regulations. It is not acceptable for DOT to completely exempt these items from coverage under S504.

Further, S27.77(b) of the proposed rule specifies the types of service which must be made available to disabled consumers in meeting service requirements. The list of types of services includes: fixed route bus service; special paratransit services; or a mix of bus and paratransit services. Rapid commuter or light rail transit systems are not mentioned. Therefore, any efforts on the part of a transit district to make its rapid commuter or light rail system accessible would not count as part of the efforts required under the proposed rule. The absurdity of this provision is obvious.

The most distressing aspects of the DOT proposed rule are contained in sections 27.77(c) and (d). S27.77(c) sets forth service criteria which would require transportation services to be provided to disabled persons on a comparable basis to those provided to non-disabled persons. However, this provision cannot be read in isolation. S27.77(d) places a limit or cap on the amount of funds which need be expended in order to meet the service criteria. The regulation sets forth a planning procedure by which trade-offs can be made between the service criteria and the cost limitation.

The service criteria, according to the preamble in the proposed rule, were developed in response to S317(c) of the Surface Transportation Act of 1982. S317(c) provides:

> In carrying out subsection (a) of this section (Section 16(a) of UMTA), Section 165(b) of the (FHA) and section 504 . . . the Secretary shall . . . (establish) <u>minimum</u> <u>criteria</u> for the provision of transportation services to handicapped and elderly individuals by recipients of Federal financial assistance. (Emphasis added.)

The preamble also notes that the Congressional "sponsor's floor statements expressed concern that the Department's interim rule did not ensure adequate service for handicapped persons." The proposed "minimum service criteria" set forth in S27.77(c) are subject to cost limitations. The two concepts, minimum service criteria and spending limitations, are mutually exclusive. If service criteria can be traded-off for cost considerations there is no minimum level of service. This Catch-22 setup is a clear violation of the requirement of S317(c) and demonstrates DOT's blatant refusal to implement the access and anti-discrimination mandates contained in UMTA, FHA and S504.

Further, the cost limitation contained in S27.77(d) is at a ridiculously low level. The proposed rule sets the cost limitation at 7.1% of the total federal financial assistance to the recipient or at 3% of its overall operating budget. APTA v. Lewis only struck down those portions of the 1979 regulation which "imposed extremely heavy financial burdens on local transit authorities." Clearly the proposed percentages do not begin to approach such a burden. At the 7.1% or 3% rate, few recipients would be able to operate a program which both meets the service criteria and falls within the cost cap. These would most likely be programs presently operating integrated fixed bus route and accessible rapid transit systems. In fact, DOT is fully aware of a number of paratransit/special services programs throughout the country which currently operate in excess of the cost cap. See Comments on Transportation for Handicapped Persons, Department of Transportation (June 1980). For example, in 1980, Reading, Pennsylvania spent what would have amounted to 48% of its S5 UMTA funds on paratransit.

In addition, many special service systems provide inadequate services which fail completely to meet the service criteria set forth in the proposed rule. Some of these programs do so even though they expend monies which would be equal to or greater than the proposed cap. In fact, the preamble in the DOT proposed rule specifically notes that the GAO survey of transportation systems

> referred to 'widespread deficiencies' in paratransit services for handicapped persons, such as waiting lists, long advance notice requirements, priorities based on trip purpose, shorter hours and fewer days of service, denials of requests for service, smaller geographical area of service, and inaccessibility of paratransit vehicles.

DOT must either abolish or completely revamp the cost limitation section. The cap was developed by looking at one program, Milwaukee, Wisconsin. DOT admits, in the preamble to the proposed rule, that the cost information relied upon by the department is inadequate. Further, DOT concedes that Milwaukee "appeared to meet many (though not all) of the service criteria proposed in the rule." (Emphasis added.) DOT further implies that the other special service systems which it considered using as a model did not meet the service criteria or did so by incurring greater financial hardship. If DOT was unable to locate one special services/ paratransit program which was able to comply with the service criteria and still fall within the cost limitation, the viability of S27.77(d) of the proposed rule is seriously suspect.

In addition, the cost limitation does not take into account the considerable differences among American communities. A single cap applied across the board ignores the differences in cost which are attributable to varying labor markets, climate, residential patterns and road conditions. Further, communities which have refused to take any efforts in the past, under either UMTA or S504, should be required to expend additional monies in the future to make up for past discriminatory practices.

In sum, DOT's proposed service criteria, which are subject to the cost limitations set forth in S27.77(d), do not comply with the statutory mandates of S317(c), UMTA, FHA or S504 nor do they offer a viable alternative to the access requirements set forth in the 1979 rule.

S27.77(e) of the proposed rule describes the types of expenditures which may or may not be counted toward calculating the cost limitation set forth in S22.77(d). There are a number of difficulties which this section raises.

Setting aside for the moment the problems of the cost limitation in general, S27.77(e) allows costs to be charged to the disabled transit program, which should not be permitted. One such cost is the cost of constructing or modifying fixed facilities under the Architectural Barriers Act of 1968 (ABA). The proposed rule attempts to limit these eligible expenses to those which "directly relate to the actual provision of transportation service." Recipients should not be allowed to apply their ongoing legal duty to comply with the ABA toward meeting the cost limit. Further, the rule should be modified so that costs incurred for compliance with state architectural or transportation related laws are not considered eligible costs under S27.77(e).

The proposed rule does not make it clear that special transportation services directly related to the clientele of a particular agency or program (e.g. social services, recreational programs) cannot be counted as an eligible expenditure. Although this concept is mentioned in the preamble, the language of the proposed rule is unclear. Only costs incurred by the recipient itself in connection with providing transportation to the disabled general public should be considered allowable costs.

Section 27.77(f) sets forth requirements concerning the actual provision of services to disabled consumers. The section states that a recipient shall ensure that "equipment is maintained, (and) personnel are properly trained and supervised." The regulation is deficient in two major ways. First, the whole section is subject to a caveat which states that actual service should not "fall below the level set forth in the recipients' program." Clearly, this type of caveat encourages recipients to set low performance levels which enable them to avoid claims of non-compliance.

Further, DOT must be aware of the fact that numerous service problems have arisen in fixed bus route service systems. See Phase in of Accessible Buses: Six Case Studies, Booz-Allen, Hamilton, Inc. and Synergy Consulting Services (Jan. 1980). To address these problems, the rule should specify that as to fixed bus systems, recipients are required to maintain an equitable distribution of accessible buses on all lines, to maintain a sufficient reserve ratio of accessible buses and to operate an ongoing maintenance program. These requirements will help to ensure compliance with the service criteria set forth in S27.77(c).

S27.77(a) sets forth the certification process for recipients of DOT funds S22.77(g) sets forth the procedural requirements for community input and participation in the planning process, and S22.77(h) and (j) set forth the procedures for monitoring programs and dealing with non-compliance issues.

The certification process contains a number of deficiencies. S27.77(a) certification requirements only apply to recipients of UMTA funds. Compliance with S504 must apply to all recipients of DOT monies. Second, small recipients are only required

to certify that they meet "a significant fraction of the actual transportation needs of (handicapped) persons." This requirement is ambiguous and may lead to unjustifiably low levels of service in many small urban and rural areas. Finally, the rule assumes that merely following the certification process will ensure compliance with the requisite Acts. Unfortunately, the process, which is discussed below, is inadequate to ensure such compliance.

S27.77(g) deals with public participation and disabled community participation in the local planning of transit services. S317(c) of the Surface Transportation Assistance Act of 1982 specifically requires DOT to develop a mechanism for input by handicapped persons. Senators sponsoring S317(c) believed that the interim rule was deficit in this respect and that

> the absence of requirements for public participation in the formulation of transportation services for handicapped persons . . . impeded the provision of adequate services.

Further, the 1979 rule, which was withdrawn by DOT, required recipients to

> ensure continuing consultation, from initial planning through implementation, with handicapped persons, advocacy organizations of handicapped persons . . . , public and private operators of existing transportation for handicapped persons, public and private transportation operators, and other interested and concerned persons.

The 1979 rule also required a public hearing on the plan and on significant changes to the plan.

The DOT proposed rule does not provide for policy formulation by or ongoing input from disabled persons or advocacy groups. It merely provides for a sixty day comment period on the recipient's proposed plan and one public hearing. This does not constitute meaningful input into the planning process as required by S317(c). Limited consumer participation also makes it difficult to monitor and evaluate the quality of service delivery. The proposed rule should be changed to require recipients to develop and maintain an ongoing disability community advisory panel with significant input and decision making capabilities. Further, the rule does not require a hearing when significant changes to the program are made. This should be required.

Finally, the monitoring and non-compliance provisions contained in sections 27.77(h) and (j) are also deficient. These sections are dependent on the strength of the procedural requirements section and the quality of the local plan which is developed. Problems with these sections were previously discussed. Further, DOT

must be willing to look more critically at programs where recipients were unable to secure adequate community input or where there was major disagreement between recipients and disabled consumers during the local planning process concerning how S504 and UMTA should be implemented.

Respectfully,

Joyce Frieden

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

cc: Vernon M. Arrell, Commissioner, Texas Rehabilitation Commission
Linda Charrington, Metropolitan Transit Authority
Justin Dart, Jr.
Robert Funk, Disability Rights Education & Defense Fund, Inc.
Alan Kiepper, Director, Metropolitan Transit Authority
Robert Rouse, Director of Section 504, Dept. of Education
Richard Verville, White, Fine, and Verville

Coalition For Barrier Free Living/
Houston Center For Independent Living

Board of Directors Meeting -- October 13, 1983

Meeting was called to order at 6:06 pm in the Promethean Room at TIRR. Those in attendance were: Nita Weil, Bill Richards, Joyce Frieden, Michele Bailey, Mike Donoho, Kathy Donoho, Guy Bell, Don Rossi, Mary Sawyer, Kathleen DeSilva, Quentin Smith and Laurie Gerken. Interpreter was Michele Paoletti-Schelp.

Minutes of the September 22nd, meeting of the Board was reviewed and approved as corrected.

Quentin Smith gave a report on HCIL's status.

- job descriptions for staff have been written and a the budget revised to reflect pay raises for some senior staff members

- Services now provided by the center include Deaf Services, Information and Referral, Peer Counseling and Independent Living Skills and Outreach.

Motion to accept Quentin Smith's report by Mary Sawyer, seconded by Nita Weil and carried unanimously.

TRC requirements were reviewed. Motion to accept report by Laurie Gerken, seconded by Nita Weil and carried unanimously.

Board Vacancies. Report by nominating committee chairperson, Mary Sawyer -- slate includes: Parlaimentarian - Avril Thompson, Treasurer - Bill Richards and Membership on Rossi.

Motion by Mary Sawyer to accept slate as presented, seconded by Nita Weil and carried unanimously.

Treasurer's Report. Given by newly elected treasurer - Bill Richards - Cash balance as of October 13, 1983 was $3,161.93. Motion to accept Treasurer's report on CBFL as corrected by Bill Richards, seconded by Laurie Gerken and carried unanimously.

verview of the Board and Expectations. Report given by Joyce Frieden and Michele Bailey - General version job descriptions and job descriptions of committees were handed out for board review, modification and or correction by the individual chairpersons and to be voted on at the November Board meeting. Cross disability awareness is needed.

Members given membership computer list for their confidential information.

Newsletter is to be a published bi-monthly, Quentin Smith is to be the editor. November 1st target for next issue.

Guidebook for disabled - jointly produced by CBFL and Community Development, passed out the updated budget - questions still on the responsibility CBFL will have for Guidebook sales return.

Motion to give Guidebook proposal to the Architectural Barriers Committee to continue handling and thereby dissolving the Ad Hoc Guidebook Committee, by Mary Sawyer, seconded by Laurie Gerken and carried unanimously.

Ad Hoc Committee - By-Laws - suggestion by Joyce Frieden that Laurel Richards chair this committee, with 2-4 other members on a 3 month basis to work on by-law problems i.e. mail-in ballots. Motion by Mary Sawyer, seconded by Laurie Gerken and carried unanimously.

Other matters - Bingo contracts -- permits in Austin could begin Bingo as early as January.

Report by Don Rossi on "Out of the Ordinary - Workshop." Motion to refer information to Education Committee by Nita Weil, seconded by Don Rossi and carried unanimously.

Handicapped Multi-Service Center - City of Houston - Motion to refer to Nominations Committee for Names for Center Planning Board from membership by Nita Weil, seconded by Laurie Gerken and carried unanimously.

Executive Committee - report given to Board members.

Motion to adjourn by Laurie Gerken and seconded by Mary Sawyer.

Respectfully submitted, Lisa Dwight,
Secretary CBFL

COALITION FOR BARRIER FREE LIVING

GENERAL ASSEMBLY MEETING

September 22, 1983

I. Meeting was called to order by President Jack Emmott III at 6:30 p.m.

II. Convocation was given by David Sharp.

III. Minutes of June General Assembly Meeting read. Motion to approve minutes as read by Joyce Frieden and seconded by Cephas Sword andcarried by a show of hands.

IV. Treasurer's Report for CBFL date ending September 15, 1983; cash balance of $5,577.00 as of 7/31/83, $4,668.37 as of August 31, 1983, $982.42 as of September 15. Motion that the Treasurer's report be accepted as read by Mike Donoho and seconded by Steve Masters carried by a show of hands.

V. Quentin Smith reception on Thursday September 29th at the Center. Quentin gave a brief statement of planned for changes at the Center and proposed fund raising plans with the Exxon Corp., Private Industry Council and Department of Human Resources. General Assembly was asked to come to the Center to see what is being done and to communicate with the Center to give input on programs.

VI. No Old Business to carry forward.

VII. New Business -
ByLaw Amendments --

A. Dissolution of Telephone Chairperson and incorporating that position under Membership Chairperson -- Motion by Lex Frieden, seconded by Mike Donoho and carried by a show of hands, opposed by one.

B. Dissolution of Newsletter Chair postion and incorporating that position under the Publice Relations Chairperson -- Motion by Joyce Frieden, seconded by Cephus Sword and carried by a show of hands.

C. Dissolution of Program Chairperson and incorporating that position under the Vice President -- Motion by Mike Donoho, seconded by Cephus Sword and carried by a show of hands.

D. Creation of Chair position for Nominations, Elections and Awards -- Motion by Laurie Gerken, seconded by Marty Horvis and carried by a show of hands.

E. Reducing the Quorum of the Board from Eight to Seven -- Motion by Joyce Frieden, seconded by Cephas Sword & carried by a show of hands.

F. Establish a procedure which by a majority of the Executive Committee can authorize a telephone poll of the Board Members to obtain approval on urgent matters that require prompt action by the Board -- Motion by Joyce Frieden, seconded by Cephas Sword and carried by a show of hands, one opposed.

VII. ELECTION OF NEW OFFICERS AND DIRECTORS

Motion to approve slate by the Nominations Committee as read by Laurie Gerken by Lex Frieden, seconded by Mike Donoho and carried by a show of hands.

Slate as follows:
President -- Joyce Frieden
Vice President -- Michele Bailey
Architectural Barriers -- Guy Bell
Legislative -- Carl Fasser
Nominations, Elections & Awards -- Mary Sawyer
Transportation -- Kathleen De Silva
Fund Raising -- Nita Weil
Public Relations -- Laurie Gerken
Education -- David Sharp
Treasurer -- Vacant

Nomination of Laurie Gerken for the Coalition of Texans with Disabilities for 1983-84 and Nomination of Michele Bailey for the American Coalitiion for Citizens with Disabilities. Elected by acclaimation by Lex Frieden, seconded by Ruby Gottlieb and carried by a show of hands -- Laurie Gerken for CTD. Elected by acclaimation by Vicki Harris, seconded by Cephas Sword and carried by a show of hands -- Michele Bailey for ACCD.

VIII. Protest against CBS Affiliate station by deaf community because of CBS's closed captioned policies. Protest scheduled for Channel 11, on Wednesday September 18th from 1:00 pm to 3:00 pm.

IX. Report by Ruby Gottlieb -- voter registration for the November elections. Registration forms available.

X. Comments by outgoing president Jack Emmott III -- Adjournment. 7:48 PM.

Respectfully submitted, Lisa Dwight Secretary

COALITION FOR BARRIER FREE LIVING
HOUSTON CENTER FOR INDEPENDENT LIVING

SPECIAL BOARD MINUTES

OCTOBER 27, 1983

Meeting was called to order by President, Joyce Frieden at 6:03PM in the Promethean Room at TIRR. Those in attendance were: Joyce Frieden, Bill Richard, David Sharp, Guy Bell, Laurie Gerken, Carl Fasser, Kathleen DeSilva, Jack Emmott III, Nita Weil, Quentin Smith and Mary Sawyer. Interpreter: Avril Thompson.

Report by Jack Emmott III on court case involving a learning disabled client of Juanita Jay's, whose being deprived of her civil rights. Motion by David Sharp that CBFL lend its name to class action suit for learning disabled woman; seconded by Carl Fasser and carried by a show of hands.

Executive Committee to write letter that CBFL has no liability for court costs or attorney fees.

BINGO Contract - Report by Joyce Frieden on the increase in price of fees necessary to begin BINGO fund raising. State of Texas has increased the BINGO fee from $50 to $2,000, and the Bond fee from $150 to $1350. The cost of running the BINGO establishment is $10,400/month, $600/month for Supplies and $600/month for Security, CBFL to receive the balance.

Better Business Bureau gives an unfavorable rating to fundraising Organizations that receive less than 50 percent from their fund raising activities. Nita and Quentin to look into separate ratings for CBFL and HCIL so as not to jeop dise the good credit rating of the Center. Motion by Fundraising Chair, Nita Weil to accept BINGO contract as is now priced , seconded by Carl Fasser, carried by a majority of Ayes. 2 Nays.

Evaluation Instrument is need for the Board to evaluate the Executive Director. Motion by Laurie Gerken that the Executive Committee design such an instrument with Carl Fasser to help, seconded by Carl Fasser and carried unanimously.

Motion by David Sharp to adjourn, seconded by Mary Sawyer.
Meeting adjourned.

Respectfully submitted, Lisa Dwight, Secretary

COALITION FOR BARRIER FREE LIVING/
HOUSTON CENTER FOR INDEPENDENT LIVING

GENERAL ASSEMBLY MINUTES

OCTOBER 27, 1983

Meeting was called to order at 6:40 PM by President, Joyce Frieden in the Cafeteria at TIRR.

The minutes from the September 22, 1983 General Assembly meeting were read by Secretary, Lisa Dwight. Motion by Nita Weil to accept minutes as read, seconded by Cephas Sword and carried unanimously.

Treasurer's Report - Bill Richard - Cash balance for CBFL as of this above mentioned date $3,636.92; Deaf Services balance $1,342.21, HCIL balance Title VII $6,484.25, HCIL General Fund balance $2,159.89. Motion by Jack Emmott III to accept Treasurer's report as read, seconded by Ginny Crain, carried unanimously.

Committee descriptions were given to the assembly, members are requested to contact the committee of your choice for suggestions and to volunteer time.

General Assembly survey was distributed to be filled out and returned to Joyce Frieden after member's review.

Bylaw Committee requests that if any member knows of a change that needs to be included please contact Laurel Richards or an Executive committee member to give your input.

Report by Quentin Smith on the Center's services: new organization into distinct areas of services; budget changes have been made and two job descriptions have been combined; 2 people to create instruction program for the hearing impaired; A housing project for the disabled is being coordinated with Vicki Harris through Counsel woman; Elenore Tinsley's office; Attendant training funds are being sought from the city and Exxon Corp; United Way,&department of Human Resources funds are being sought for Independent Living services. TRC recommendations review November 15 at the Center.

Quentin passed out mailing brochure for and Adjustment Conference to be held at TIRR for families of disabled individuals, on December 9, 1983.

Announcement that Metro Lift must know soon if you need transportation on Thanksgiving day or the day after.

Report on Section 504 of the Regulation on Federal financial assistance need for disabled/Community reaction against discriminatory provisions in this section revision which would abolish mainline Buss access for the disabled and low cost on services to disabled be maintained. No adequate disabled participation in these changes -- it is crucial that members write to their Congressmen.

CTD report -- Five people from Houston attended the last meeting. Vicki Harris was made chairman on the committee for "Disabled but able to VOTE" she has a stamp and posters and bumper stickers.

Program: Captioned film "A Different Approach"

Adjournment

Respectfully submitted, Lisa Dwight, Secretary CBFL

COALITION FOR BARRIER FREE LIVING/
HOUSTON CENTER FOR INDEPENDENT LIVING

BOARD MINUTES

NOVEMBER 10, 1983

Meeting was called to order by Michele Bailey. Those in attendance were Joyce Frieden, Michele Bailey, Bill Richard, Quentin Smith, Guy Bell, Mary Sawyer, Kathy Donoho, Kathleen DeSilva, Don Rossi, Mike Donoho, Laurie Gerken and Carl Fasser; Intrepreter: Mary Redman.

Minutes of the October 13, 1983 Board of Directors meeting were read by Secretary, Lisa Dwight. Motion to accept minutes as corrected by Guy Bell, seconded by Mary Sawyer, motion carried.

Treasurers Report was given by Bill Richard: Title VII balance as of this date, $6,484.25; HCIL General Fund balance $2,159.89; Deaf Services balance $1,342.21; and CBFL General Account balance $3,636.92. Motion by Bill to accept Treasurer's report as read, seconded by Carl Fasser and carried unanimously.

HCIL Report - by Quentin Smith - the Center has a new Adminstrative secretary, who happens tobe blind, the staff reorganization is shping up very nicely and the staff seems very positive. Pursuing United Way proposal for large grant to fund several projects. Center is to receive a $500 gift from the Houston Parking Association and a $500 grant from Baylor College of Medicine. HPA wants to know in advance where the money will be applied. Request for funds out to Exxon and GEMCO.

TRC Report on compliance by Quentin Smith; Monthly request for reimbursement on time; quarterly report to be mailed the end of October (Board Members to receive a copy of quarterly report). Client stats report late - TRC has been advised. Review of TRC compliance report, case management the only area still not up to par. Suggest advisors from Board to assist Center with case management. Motion that Guy Bell, Mary Sawyer and Carl Fasser lend expert advise by Kathleen DeSilva, seconded by Laurie Gerken, carried unanimously.

Committee Requirements & Guidelines

Committee Chairs absent: Advocacy, Education, Fundraising.

Architectural Barriers - Guy Bell, Motions to accept guidelines plus a #5 (See attachment #1), seconded by Don Rossi.

Report: Committee emphis to be on Advocacy and Education thru efforts like a consumer oriented training booklet for new construction accessibility. Guidebook - Venessa Aikins of Community Development has sent the proposal to her supervisor for review about the funding questions and should get back with Guy the week of the 14th.

Architectural Barriers - cont.: Meeting with Elenore Tinsley's aide, Goldie, re: Service agency and City combine to develop a City Architectural Barrier Code, they have asked CBFL for the"ideal" codes by December 2, 1983. Proposed codes to be mailed to Board Members for review prior to that date.

Community Relations - Laurie Gerken, motions to accept 4pt guidelines as written, seconded by Kathleen DeSilva, carried unanimously.

Report: Proposed advertising rate card for newsletter to be as follows:

3 lines - $5.00	1/8 Page - $25.00
1/2 Page - $75.00	1/4 Page - $40.00
Full Page - $100	

Motion by Laurie Gerken to accept newsletter rate card, seconded by Carl Fasser, carried unanimously. Christmas party December 16, Friday from 4 - 7:30pm. Motion by Laurie Gerken to allocate up to $150 towards expenses for party to be held at the Center, seconded by Guy Bell and carried unanimously. Motion by Laurie Gerken to allocate the $500 gift from the Houston Parking Association to the CBFL Brochure printing costs (acknowledgement to be printed in brochure, Laurie to contact agency), seconded by Guy Bell, carried unanimously.

Legislative - Carl Fasser, motions to accept thrust of five point guidelines, however more definition to come, seconded, Mary Sawyer, carried unanimously.

Report: Carl will be in Washington this month and will report back as to the transportation for the disabled issue.

Membership - Don Rossi, motions to accept four point guidelines , seconded by Carl Fasser, carried unanimously.

Report: membership forms are on display at the Center. Telephoning members to get committee members.

Nominations, Elections & Awards - Mary Sawyer, motions to accept four point guidelines, seconded by Carl Fasser, carried unanimously.

Report: Laurel Richards to chair Bylaws Committee which will include a cross-section of disabilities. Lex Frieden and Carl Fasser to look into the city's Multi Service Center.

Transportation - Kathleen DeSilva, motions to accept three point guidelines, seconded by Mary Sawyer, carried unanimously.

Report: Meeting to be held with MetroLift soon.

Equilease report - Quentin Smith, wrote letter to Savin to have copier removed from the Center as it has never worked properly. Company to respond soon.

Mueller and Company, motion by Bill Richard to pay $1,000 to Mueller from CBFL funds, seconded by Carl Fasser, carried unanimously.

General Assembly Meeting Holiday Schedule as follows: November 22nd and December 16th (Christmas party combination at Center 4 to 7:30PM).

Other business - Medical Supplies at inexpensive prices will soon be available through Guy Bell, questionnaire to go out to members on supplies most needed. Vista Stipend is up for review again,

Adjournment - motion to adjourn by Mary Sawyer, seconded by Guy Bell, meeting adjourned.

Respectfully submitted by Lisa Dwight, Secretary.

COALITION FOR BARRIER FREE LIVING
EXECUTIVE COMMITTEE MEETING
NOVEMBER 29, 1983

Meeting was called to order at 5:35 PM by Joyce Frieden, President. Those in attendance were Joyce Frieden, Michele Bailey and Lisa Dwight.

Executive Director Evaluation -- Carl Fasser, Laurie Gerken to help create an ED evaluation form for HCIL along with the Executive Committee members. Other suggested "expert" advisers were TRC (other ED evaluations), a professional Personnel director (Michele to inquire at her work). Executive Committee meeting scheduled for December 6 with the above advisers to review forms and create new form for HCIL ED. -- Vice President will report to Board on this form.

Executive Committee job descriptions -- Recommendations to Bylaws Committee Chapter VI Article II be changed to include President, Vice President, Secretary, Treasurer, Past President and Ex-Officio Executive Director of the Center.

Meeting was adjourned at 6:30 pm.

Respectfull submitted by Lisa Dwight , Secretary CBFL

CBFL BOARD MINUTES

SEPTEMBER 22,1983

MEMBERS PRESENT:

JACK EMMOTT, III
RUBY GOTTLIEB
DOROTHY YELLON
MICHELLE BAILEY
LAURIE GERKEN
JOYCE FRIEDEN
DAVID SHARP
LEO DAWSEY
NITA WEIL BY PROXY

STAFF PRESENT:

QUENTIN SMITH
BILL RICHARDS
JOHANN PAOLETTI-SCHELP

INTERPRETER:
MARY REDMAN

THE MEETING WAS CALLED TO ORDER AT 5:35 p.m. IN THE INSTITUTE FOR REHABILITION AND RESEARCH CAFETERIA, BY JACK EMMOTT. A MOTION WAS MADE BY DAVID SHARP AND SECONDED BY DOROTHY YELLON TO ACCEPT THE MINUTES OF THE AUGUST 29,1983 AS CORRECTED. THE MOTION PASSED.

THE TREASURERS REPORT WAS GIVEN BY DAVID SHARP (see attached). A MOTION WAS MADE BY JOYCE FRIEDEN AND SECONDED BY LAURIE GERKEN TO RATIFY THE $3,600.00 ADVANCE TO THE HOUSTON CENTER FOR INDEPENDENT LIVING ON SEPTEMBER 15 FROM CBFL. THE MOTION PASSED. A MOTION TO ACCEPT THE TREASURERS REPORT WAS MADE BY DAVID SHARP AND SECONDED BY DOROTHY YELLON. THE MOTION PASSED.

THE HCIL REPORT WAS GIVEN BY QUENTIN SMITH. AREAS COVERED IN THE REPORT WERE: CHANGING STAFF JOB DESCRIPTIONS, NEW ACCOUNTANT, TALKS WITH THE VA ON REVIVING THE CONTRACT, A PROPOSAL TO THE PRIVATE INDUSTRY COUNCIL, THE NEED OF AN ADVISORY COUNCIL TO PLAN ACCESSIBLITY OF HISTORIC SITES IN HOUSTON, AND THE INCOME AND EXPENSES OF HCIL (see attached).

JACK EMMOTT REPORTED THAT THE GUIDEBOOK PROPOSAL WAS DELAYED FOR BUDGET REVISIONS. MR. EMMOTT, REPORTING ON HIS NEGOTIATIONS WITH MUELLER, SAID THE $5,090.00 AMOUNT WAS FIRM AND NEEDED TO BE PAID BY THE END OF THE YEAR AND STRONGLY SUGGESTED A $1,000.00 PAYMENT BE MADE IMMEDIATELY. A MOTION WAS MADE BY DAVID SHARP AND

SECONDED BY LAURIE GERKEN TO PAY MUELLER $1,000.00 OUT OF CBFL FUNDS, IMMEDIATELY. THE MOTION PASSED.

COMPLIANCE WITH THE TEXAS REHABILITATION COMMISSION REQUIREMENTS WAS DISCUSSED AND A WRITTEN REPORT WAS CIRCULATED (see attached). IT WAS NOTED AT THIS TIME THAT THE ANNUAL REPORT WAS DUE ON OCTOBER 7. MR. SMITH STATED THAT HE COULD FORSEE NO PROBLEMS TO MEETING THE DUE DATE.

A FUNDRAISING PROJECT OF BINGO WAS DISCUSSED. A MOTION WAS MADE BY LAURIE GERKEN AND SECONDED BY LEO DAWSEY TO ENTER INTO A CONTRACT WITH LANNY ROGERS FOR BINGO AS A FUNDRAISING PROJECT FOR CBFL. THE MOTION PASSED. JACK EMMOTT, III AGREED TO ASSIST WITH THE CONTRACTS AND APPLICATIONS PAST SEPTEMBER 30.

MR. EMMOTT READ THE SUGGESTED BYLAWS AMMENDMENTS THAT WOULD BE CONSIDERED AT THE GENERAL ASSEMBLY MEETING. MICHELLE BAILEY DISCUSSED A RALLY TO BRING ATTENTION TO THE FACT THAT CBS IS NOT COOPERATING WITH THE CAPTIONING PROJECT. DISCUSSION FOLLOWED ON APPROPRIATE ACTION TO BE TAKEN. A MOTION WAS MADE BY JOYCE FRIEDEN FOR CBFL TO SUPPORT THE RALLY. LAURIE GERKEN SECONDED THE MOTION, AND THE MOTION PASSED. QUENTIN SMITH DISCUSSED HCIL's APPROACH TO THE PROBLEM.

JACK EMMOTT DISCUSSED THE BROWN/JORDAN BILL, THE SAVIN LEASE, AND THE RECEPTION FOR QUENTIN SMITH. RUBY GOTTLIEB DISCUSSED VOTER REGISTRATION AND THAT SHE WOULD HAVE REGISTRATION APPLICATIONS AT THE GENERAL ASSEMBLY. THE MEETING WAS ADJOURNED AT 6:25 p.m.

COALITION FOR BARRIER FREE LIVING (CBFL)
PROJECT: Houston Center for Independent Living (HCIL)

NOTICE OF POSITION VACANCY

TITLE: EXECUTIVE DIRECTOR

GENERAL FUNCTION: To guide and control operation of the program through day-by-day decisions; to authorize expenditures and carry out other procedures and policies established by the Board of Directors.

RESPONSIBILITIES AND DUTIES: ADMINISTERS AND SUPERVISES ENTIRE PROGRAM

1.) Personnel supervision
2.) Financial management
3.) Grant writing and fund raising
4.) Coordination, planning and expansion of program
5.) Reports to Board of Directors and granting agencies
6.) Community relations

QUALIFICATIONS AND REQUIREMENTS:

Demonstrated personnel management and supervisory skills
Demonstrated financial management and grant writing skills
Experience in Independent Living Center Programs
Effective communication skills
Resource development skills
Personal experience with cross-disability problems and awareness
Knowledge of sign language, braille skills and Spanish, perferred

PRESENT PROGRAM:

Budget Approximately - $200,000
Eight (8) staff positions

SALARY:

$22,000 per year with potential for growth

TO APPLY:

ATTN: Search Committee
Houston Center for Independent Living
6910 Fannin, Suite 120
Houston, TX 77030

RESUMES MUST BE RECEIVED BY JUNE 24, 1983.

EQUAL OPPORTUNITY EMPLOYER

370

DRAFT

1-10

Proposed Interview Questions

2 1. How would you define independent living?

3 2. Do you have knowledge/experience of the field of independent living?

3 3. Do you have personal experience or awareness of disability related issues?

3 4. Do you have knwoledge/awareness of cross-disability related issues?

2 5. Do you have knowledge of legislation including civil rights concerning disabled persons?

3 6. Do you have experience with personnel management experience?
How many employees have you supervised in the past?
Have you ever fired/hired anyone?

3 7. Do you have experience with managing grant funded programs?
Reporting procedures, requirements, etc.? What was the bueget?

2 8. Do you have experience with grant writing? Were any of your proposals funded? How much? What agency?

1 9. Do you have expereince with fundraising activities other than grant proposals? What's your opinion of fundraising strategies such as telethons, leaving jars in stores, etc?

3 10. What kind of experience do you have in"
a. planning programs
b. coordinating programs
c. expanding programs

2 11. Do you have experience in working with a board of directors of a non-profit organization?

Please define you role as E.D. in a non-profit organization relative to the board.

1 12. Do you have experience with community relations?

networking?
Use of media?
advisory committees?
graphics?

2 13. Do you have knowledge of sign language, braille skills and/or Spanish?

DRAFT

14. What kinds of personnel problems, funding problems, board problems have you experienced in the past? How were they addressed?

15. What is the role of advocacy and services in an ILP?

Open ended questions

How would you respond if

Who would you handle a situation in which

What did you like or dislike about your previous job?

What do you see are the advantages or disadvantages to this position?

HCIL/CBFL

BOARD OF DIRECTORS MEETING

JULY 14, 1983

I. Meeting called to order at 6:13PM -- those in attendance where Michele Bailey, Sandi Posada, Dorothy Yellon, Ruby Gottlieb, Lauri Gerken, Joyce Frieden, Jack Emmott III, Nita Weil, Lisa Dwight, Gloria Marek, Vicki Urby, Steve Masters and Van Gunn and Debbie Gunter (interpreters).

II. Motion to accept Minutes of June Board meeting with correction of typos and insertion of those present; moved by Joyce Frieden and seconded by Nita Weil, carried by a show of hands.

III. Treasurers report -- (See attached A) [Bill Richards on vacation] Motion to accept CBFL Cash Statement as submitted by Nita Weil, seconded by Dorothy Yellon and carried by a show of hands. *

IV. HCIL Report-- (See Attached B) Sheets include funds to July 15, end of fiscal year, July 16-31, and August Cash Projections.

Motion to pay $4,456 to TRC by August 15, 1983 from unexpended Center general funds, by Lauri Gerken, seconded by Nita Weil, carried by a show of hands, opposed by Joyce Frieden.

Motion to approve and accept HCIL Cash Projections as submitted (Sheets B) by Nita Weil, seconded by Gloria Marek and carried by a show of hands.

Motion that President, Jack Emmott be authorized to borrow $8,000, in addition to the $5,000 which was authorized in the June minutes, to cover the August Center expenses as shown on HCIL Cash Projections -- sheets B -- for Title VII Grant expenses by Gloria Marek, seconded by Nita Weil and carried by a show of hands.

V. Old Business

A. Center Group Insurance -- Motion that Joyce Frieden go to Dallas to attend the Regional meetion of Independent Living Programs, specifically to discuss group insurance for the Center, by Gloria Marek, seconded by Vicki Urby and carried by a show of hands.

* 3rd Quarter report has been mailed. Note: Kathy Donoho is requested to do the 4th Quarter report so that it will be done in a timely manner.

V. B. Board vacancies -- Appointment of Michele Bailey to chair search committee to fill Community Relations and Newsletter positions with professionals from the community. Michele to be aided by Joyce Frieden and Lauri Gerken. Also, advised that a description of duties be drafted for these positions.

C. Steve Masters reported on the status of funding proposal for the Guide Book for Board review. Motion to table Guide Book by Laurie Gerken and seconded by Dorothy Yellon, until Steve can get some answers from Community Development about Center's obligations in regard to sales quota and timing of such payment. Note: Board members to be mailed a copy of the Guide Book proposal (Lisa, Lauri and Gloria have their copies).

VI. New Business

A. Savin Report - Jack Emmott wrote a letter to Savin in regard to the payment dispute and hopes to have a response by the next meeting.

B. Mueller Report - CPA dispute -- Motion to contact Mr. Mueller and explain fiscal situation of Center and have Jack Emmott arrange for payment plan after August Board of Directors meeting by Nita Weil, seconded by Joyce Frieden and carried by a show of hands.

C. TRC letter and report - Motion to accept Jack Emmott's letter to TRC as written by Joyce Frieden, seconded by Vicki Urby and carried by a show of hands.

D. Search Committee - Selection of E.D. -- out of 40 resumes 7 were chosen for interviews. Questions were asked and answers were scored on a scale from 1 to 10. The search committee members unanimously suggest the appointment of Quentin Smith as the Center's new E.D. Motion to offer Quentin Smith the position as Executive Director for CBFL effective as soon as possible and that Jack Emmott III be authorized to finalize the agreement and sign same, salary not to exceed budgeted $22,000; by Nita Weil, seconded by Joyce Frieden.

E. Donoho Matters -- Interpreter consultant services to the Greater Houston Services for the Hearing Impaired proposal tabled for consideration at the August Board meeting.

Motion that Kathy Donoho be authorized to interview the JVC person to work at the Center at a rate of pay to JVC contract not to exceed $200/month for grant year '83-'84; by Joyce Frieden, seconded by Ruby Gottlieb and carried by a show of hands.

VI.F. Request For Proposal was not done due to lack of lead time.

G. Resignation of Sue Weber, Dorothy Yellon to look for another associate chair person to work with her.

H. July General Assembly will be cancelled, notice to go to all members. August GA meeting to be a reception for Quentin Smith, suggestion for a speaker from the Multi-Handicapped Center and that entertainment from the Multi Media Center be arranged. Nita Weil will contact the Multi Media Center.

VII. Adjournment

Respectfully submitted, Lisa Dwight, Secretary

(A)

CBFL
Cash Statement
June 30, 1983

7-13-83

Cash Balance, 5-31-83		5438.87
Add- June Receipts:		
Contributions	-	
Dues	60 00	
Stickers	69 00	
other	-	
Total		129 00
Deduct - June Payments:		
Postage		
Supplies		
Newsletter		
other (NCIL-General)	15 00	
Total		(15 00)
Cash Balance, 6-30-83		5,552 87
Add- ____ Receipts (thru)		
Contributions		
Dues		
Stickers		
other		
Total		
Deduct- ____ payments (thru)		
Postage		
Supplies		
Newsletter		
other		
Total		
Cash Balance, ____		

HCIL

(B1)

Cash Projection - Title VII

July 15 1983

7-11-83

CASH BALANCE, June 30, 1983				$ 650
ADD - July (1-15) GRANT				6796
Advance from HCIL - Council				2000
Total Available				$ 9446
		Payroll July 15		
DEDUCT - July (1-15) PAYMENTS	New Grant Year	ACTUAL	ANTICIPATED	
Payroll		$ 3773	$ -	
Benefits (P/R tax, BC, SUT)	340	1795	-	
Travel - out of town		-	-	
Travel - Local		-	-	
Equipment and Maintenance		275	-	
Office Supplies		87	-	
Rent + rebate HCIL	560	(397) 880	-	
Telephone	24	564	125	
Liability Insurance		-	-	
Postage		10	-	
Conference fees/Memberships		-	-	
Staff Development		-	-	
Printing		-	-	
Consultants		-	-	
TOTAL	1244	$ 7495	$ 125	(8054)
PROJECTED CASH BALANCE, 7-15-83				$ 592

HCIL

B2

Cash Projection - Title VII

July 31 1983

7-11-83

CASH BALANCE, July 15 1983 (1) $ 592 (1)

ADD - _____ GRANT _____

Total Available $

DEDUCT - July 16-31 PAYMENTS	ACTUAL	ANTICIPATED	
Payroll	$	$ 3917	
Benefits (P/R tax, BC, SUT)		185	
Travel - out of town (		300	
Travel - Local (		100	
Equipment and Maintenance		-	
Office Supplies		-	
Rent		-	
Telephone		-	
Liability Insurance			
Postage		-	
Conference Fees/Memberships		-	
Staff Development		-	
Printing		-	
Consultants			
TOTAL	$	$ 4502	(4502)

PROJECTED CASH BALANCE, July 31 1983 $ (3910)

↓ allows Cash advances from HCIL-Council

Note:
Cash Balances e 7/11:

HCIL - Council	3417
CBFL	5553
	8970

B3

HCIL

Cash Projection - Title VII

August 21 1983

7-11-83

CASH BALANCE, July 31 1983			$ (3910)
ADD - _____ GRANT			_____
Total Available			$
DEDUCT - August PAYMENTS	ACTUAL	ANTICIPATED	
Payroll	$	$ 7834	
Benefits (P/R tax, BC, SUT)		1052	
Travel - out of town		-	
Travel - Local		200	
Equipment and Maintenance		250	
Office Supplies		100	
Rent		761	
Telephone		1015	
Liability Insurance		-	
Postage		100	
Conference fees/Memberships		-	
Staff Development		-	
Printing		-	
Consultants		-	
TOTAL	$ _____	$ _____	(12 311)
PROJECTED CASH BALANCE, Aug 31 1983			$ (16 221)

Note: Cash Balance 7/11

HCIL Comm	3417
CBFL	5553
Total	8970
Less Rec d this (1115)	(4456)
Net Available	4514

HCIL/CBFL
Board of Directors Meeting
June 9, 1983 (June 20)

I. Meeting commenced at 6:40 pm and was brought to order by Jack Emmott III.

II. Reading of minutes of previous meeting - Corrections to minutes should read in regards to "Policy statement" the word"against" should be stricken from the record in regards to fundraising. Also the statement about a "5% pay raise" should also, be stricken from the record. Minutes approved as corrected moved by Joyce Frieden and seconded by Vicki Urby.

III. Note: Minutes to reflect that the Board requests written statement of form of the CBFL/HCIL general operating account be provided to each member on a monthly basis.

Treasurer's Report as of May 31, 1983, CBFL $5,541.37

Motion to approve and recieve Treasurer's Report by Lauri Gerkin and seconded by Joyce Frieden, carried by show of hands.

IV. HCIL Report:

A. Executive Director - Charles Poor resigned as of the 17th of June to take full time position.

B. Bill Richards reports that the revised '82-'83 budget has been sent to Austin and approved; all financial reports are current and approved. Budget for next fiscal year is in Austin and should be approved soon. 1st and 2nd quarterly reports have been sent; 3rd quarter past due needs to be done. Board members received copies of Statement of Income and Expense; HCIL Cash Projection - Title VII for June 1983 -$4,623 deficit; HCIL Cash Projection - Title VII for July 15th fiscal year end -$7,084 deficit projection. HCIL Cash Projection July 16th thru 31st -$14,529.

Recommend that HCIL borrow money from bank to cover post July 15 expenses until 1983-84 grant monies arrive

Motion by Gloria Merek to move funds from HCIL General to cover the exact amount of Title VII deficit as of July 15. seconded by Joyce Frieden, carried by show of hands.

Motion by Nita Weil that President be authorized to negotiate a bank loan at most favorabel rate of interest available, to cover cash flow problems which may arise because of delay in draw down for newly authorized Title VII funds, after HCIL and CBFL General funds are, for the most part, exhausted, and to a maximum of $5,000. seconded by Sandra Posada, carried by a show of hands.

Note: Jack to request of Hamilton Brown CPA Firm that the management report be sent to him to be given to the Board.

V. Old Business:

A. TIRR - Jogarama has decided to defer plans until Spring. Need 10 working individuals to accomplish aims.

Fund Raising committee gave policy statement to all board members present for review and discussion at the next meeting.

Prudential is willing to give CBFL a $999 grant if we would send them a letter by July 6th as to what we would do with the money.

Motion by Gloria Merek to have Sandra Posada pursue and accept grant money to be used for Modules regarding independent Living; seconded by Nita Wiel; carried by a show of hands.

Motion by Joyce Frieden to have $1,000 is special "House" fund from Tenneco be used for Independent Living Modules; seconded by Vicki, carried by a show of hands.

B. UC claim by Don Grazier - UC claim appellate court to be June 21, Gloria, Jack and Kathy to be there to plead our case against the awarding of Unemployment Benefits to Don Grazier.

C. Richard Staff - action taken rejecting Mr. Staff's letter of agreement with Don Grazier for fund raising services.

D. General Assembly approved by-law changes at the last meeting in May. Cofee and pastries were great; pastries donated by Myra Reich, Jack Emmott to write a letter of appreciation.

E. Group Insurance Report- Bill Richards contacted TRC and was forwarded to Arcil and Sail for Insurance information on coverage at other centers. Their coverage is much cheaper than what is being used at the Houston Center and it has been suggested that the 4 Texas centers combine and decide on the type of coverage they will all get.

Board to send Executive Director to Regional Meeting of Independent Living programs in Dallas at the end of July for further discussion on insurance, etc.

F. Vacancies: Board members are needed in Community relations and the newsletter.

G. Free Mailing by Coalition is available. No permit is necessary we only have to use a 14 point pica type face and cannot seal the envelopes. Stamp in the right hand corner should be typed in 14 point pica to read for the handicapped.

VI. New Business:

A. Search Committee for Executive Director has placed a notice of positon with all IL Centers in USA and a notice was printed in the newspaper. the next meeting will be June 27 at 4:30pm.

B. See IV. A

C. June General Assembly beeting will have Mr. Jim Gatlin on the accessibility of the Civic Center.

D. Jack would like to set up a personnel policy and procedures committee; need to suggest a set of policy and procedures for the professionals we aspire to be.

Motion by Lauri Gerkin that a personnel policy and procedures committee be established and should have a personnel expert on the committee; seconded by Gloria Merek, carried by a show of hands.

E. Interim staff responsibility and financial mamagement responsibility needs coordination until a new Executive Director is found.

Motion by Joyce Frieden that the Executive Acting Director function for stafff problems be handled by Kathy Donoho and that fiscal direction be handled by Bill Richards; seconded by Avril Thompson, carried by a show of hands.

VII. Reports:

Funding availabel for Independent Living training for severely disabled youths and deaf/blind individuals...deadline is July 15.

Need to develop a grant proposal. Lauri to write for application.

Executive Committee meeting June 29 at 5:45 pm and the Center and Fund raising committee.

VIII. Meeting adjourned

Those in attendance: Lisa Dwight, Gloria Merek, Joyce Frieden, Vicki Urby, Michele Bailey, Sandra Posada, Kathy Donoho, Jack Emmott III, Nita Wiel, Bill Richards, Avril Thompson, Lauri Gerkin, Margaret Brooks (guest); Mary Readman (interpreter), Mike Donoho, and Steve Friedman.

Respectfully submitted: Lisa Dwight, Secretary

MINUTES OF BOARD OF DIRECTORS MEETING

APRIL 14, 1983

I. Commencement - Meeting was called to order at 6:46 p.m. Those in attendance were Gloria Marek, Nita Weil, Vicky Urby, Sandra Posada, Sue Webber, Ruby Gottlieb, Dorothy Yellon, Avril Thompson, Joyce Frieden, Michelle Bailey, Deborah Gunter, Vicky Sorrells Harris, Kelly & Jennifer DeRiemer, Johann Paoletti-Schelp (interpreter), Laurie Gerkin, Jack Emmott, and Lisa Dwight.

II. President's Comments - Resignation of Don Grazier was reviewed and noted by the Board. Kathy Donoho has gone to work for the Center and therefore, resigned the Newsletter Directorship. A new member is needed to fill this position.

III&IV. Treasurer's Report - Center funding in good standing for Title VII money. TRC indicates that it will be easier to get more once the first funding is granted. CBFL Cash Statement - Cash balance as of this date is $5,447.35; HCIL Cash Projection - Title VII as of this date $5,428.00 deficit. (Copies of both were given to all board members at this meeting.) Lisa Dwight moved to approve Treasurer's report, seconded by Laurie Gerkin, and motion carried. Treasurer's report was not complete, Bill Richards to prepare budget revision. Line item budgets are showing deficits due to several areas that were grossly underestimated, i.e., benefits and accrued vacation. TRC will not pay over line item budget after reaching the maximum. Suggestion by Bill Richards to remove monies from line items that show balances and reappropriate to line items showing a deficit. A motion was made to effectuate a temporary personnel job combining duties for period left on this budget to help curtail deficit. The motion was made by Avril Thompson to accept revised budget for remainder of Title VII year, seconded by Gloria Marek, and motion carried. (Michelle Bailey abstained from the vote.)

V. Reading and Approval of Minutes - Changes under Part VI.D. to read "Policy changes on employee benefits to <u>help reduce projected deficits.</u>" Further, discussion was had on failure to reflect policy changes as to employee benefits approved by Board at March 1983 meeting as to mandatory taking of accrued vacation and sick leave time, policy on amount of sick leave accruing each month of service, and deletion of dependent coverage at expense of CBFL. Motion was made by _____ and seconded by _____

and carried. Part VII.A. to read "Election of New Co-chairperson fund raising, Vicki Urby, motioned, seconded and carried by all members present."

VI. Old Business -

Media Awards Banquet - Lauri Gerkin gave a brief report on the tremendous success of the event.

Mobility Awareness Day to be held April 22nd, and TIRR with a parade beginning at 10:00 a.m. Nita Weil gave a brief report on the planned festivities.

General Assembly Meeting scheduled for April 28th. Guest Speakers to be Jan Redeker of MTA and John Sedlak, Design Architect for the Rapid Rail System planned by MTA.

Benefit changes for Center employees reiterated that all vacation time must be used and not accrued past current funding year. Sick time policy was to pay 1/2 sick time at the time of termination. After February 1, 1983, this will not be paid.

Insurance for Center employees changed at previous meeting discussed. Center used topay for dependents, now costs an additional $150.00 per month for one dependent. Board members expressed concern that this is much too high. Insurance Agent looked into 2 different companies of health coverage. Insurance for small groups is high. Suggestion by Lauri Gerkin that other Independent Living Centers should be contacted as to their insurance packages and suggested that we combine with other agencies to get a better package, possibly a regional package for all IL's in region. Bill Richards to report on combined insurance coverage at next meeting.

VII. Committee Reports -

Advocacy Committee - Gloria Marek gave a brief report on Rodney Gothart, a disabled verteran who was called for jury duty and encountered difficulty in parking. He called the Center asking for help in his complaint and went to Commissioner's Court to state his case. Three points (1) tell the police officers about handicapped needs; (2) there should be temporary handicapped spaces available; and (3) access to Courthouse doors should be easier. Agreement was given by Eckols that jurors must have access and Heard indicated that he would instruct his staff on parking matters.

Center Computer - Don Rossi, Don Grazier and Joyce Freiden were on the computer committee. The priorities set for now are business and financial needs first, information and referral second, and word processing third. Share on I&R services being reviewed, several experts were consulted from several areas. Computer has arrived.

Membership - Joyce Freiden brought forth membership dues revisions to the Board for recommendation. Dues need by-law changes to go to General Assembly meeting for vote. Motion by Joyce to accept recommendations striking item 1b ($10.00 family associate member) and including 3 votes for organization memberships. Voting for organizations must be by official representative - no proxy in by-laws, this to be changed and brought to General Assembly. Motion seconded by Lauri Gerkin and carried by the Board.

Report by Gloria and Joyce to be presented at the next meeting.

VIII. Search committee formed to screen applicants for Center Director. Committee members to include Bill Richards, Sandra Posada, Jack Emmott, Lauri Gerkin, Michelle Bailey, and Joyce Freiden. (Note: Kelly needs to arrange for interpreter for meetings.) Motion by Dorothy Yellon to accept search committee, seconded by Avril Thompson and carried by all.

Johann Paoletti-Schelp is now a full-time freelance interpreter. Interpreter coordinator very busy, this freelance positino can help out in TTY. Position analysis until July 15th as an experimental position. Interpreters are on 24-hour call, Kelly days and Johann weekends.

Funds available in the City for 100 curb cuts. Call Vanessa Aakin Community Development. She needs list of street and specific curb location by Wednesday, April 20th.

Private Contract revised - Interpreter pay scale report by Kelly DeRiemer. Contract agreement for private interpreter services form revision to Texas Commission on the Deaf standards. New agreements for services will have a new rate. Referral fees are now $5.00 and will be changed to $7.50 which is the standard in Texas. Rates are recommended by Texas Commission for the Deaf depending onthe level of the interpreter. Level 4 goes as high as $14/hour. It is now at $11.50/hour. If contract is made, there is a $7.50

session request; a 2 hour minimum to include a $2.50 administration fee. Center on Deafness set rates 3 years ago. Therefore, it seems appropriate to raise our rates. Court fees are $50.00 per one-half day and $100.00 full day.

Most businesses are surprised at the low ratesfor interpreters. Interpreters an make more money with TRC than with HCIL/CBFL. Therefore, we need to be a bit more competitive. Fee schedules and pay scales should be brought up each year. Motion to raise fees per attached schedule as suggested by Avril Thompson, seconded by Joyce Freiden, and carried by the Board.

Announcement that Texas Commission for the Deaf and Houston Independent School District to provide basic life skills for 18 deaf students - teaching will be by successful deaf individuals.

IX. Closed. Charles Poor - for 60 days

X. Adjournment.

EXECUTIVE BOARD MEETING MARCH 10, 1983

I. Meeting called to order 6:38p.m. by Jack Emmett III. Visiting guests and position nominees were introduced. Ingegerd Haglund from Sweden, worked with the handicapped in Sweden was here to view CBFL in action. Lisa Dwight and Vicky Urby were intorduced as nominees for secretary and co-chairperson of the fund raising committee respectively.

II. A. Guidebook meeting with Steve Master will be held on March 14, 1983, at Nita Wiels'. IYDP funds to be matched with CBFL funds for guidebook.

B. Comments on General Assembly Meeting in February; all felt it was an excellent turnout with many worthwhile comments and advice by guest speaker Ted Thaver of TMC.

C. March General Assembly Meeting scheduled for March 24, Nita to bring PA system. Passport travel, Continental Airlines and TJ Gammon will be the guest speakers for this meeting.

D. March 17th HCIL Staff Appreciation Day--Green Beer--planning reports keg of beer too much for small gathering will have beer in green bottles. Avril Thompson reports snack platter to cost $45 plus donated foods, $100 was motioned and carried by all in attendace for expenses to cover costs. Don Grazier to try to have air conditioner on.

E. Media Awards Banquet - Laurie Gerkin reported that this event has been organized and implemented by disabled people and the response seems to be very encouraging. Many big name personalities are expected to attend. Motion was made for CBFL to buy a table either with a sponsor or by matching donation with CBFL funds if necessary. Sandra and Vickie and Laurie to locate possible sponsor. This table is to be for volunteers and or special guests of CBFL over and above those intending to purchase their own tickets. Tables front of coalition members desired. Motion seconded and carried by entire board. March 25, deadline for tickets.

problems entailing participants who are dependent on METRO LIFT for all transportation in that METRO discontinues service after 9:30p.m. and dinner will last past that time period. Suggestion that Mayor Whitmire should be informed and we should be on hand for METRO meeting March 23, 9:00a.m. to make our needs known. Dorothy to handle letter to Mayor.

H. New and Old directions -- Jack Emmett asks for more assistance in carrying out his duties and will be calling on the board members in the future for jobs to be handled as needed. Coalition has evolved to the point that job clarification of duties and responsibilities need to spelled out in better detail. Advocacy chair, Gloria Marek suggested a Saturday workshop for committee chairpersons on the order of what is each chairs function to CBFL and to each other. April 9, is the suggested meeting date, Nita Wiel to check on facilities availability at TIRR from 10am to 2pm with sack linch.

I. Police Chief Brown/Judge Felix Stanley are being invited to future general assembly meeting to aire our views and to the Houston Police department personnel ticketing handicapped marked vehicles parked in non-handicapped zones where non were available. Suggestion made to write first, make calls and try to remedy situation through traditional channels, if no response forthcoming a demonstration might be in order to make our point clear. Similar problems being experienced in getting jury personnel to call CBFL for an interpreter for a deaf jury member. Law states one is necessarf for witness of defendent but nothing is stated about a juror. Jack Emmett to try to handle.

Mark up Day at the Texas State Legislature was last week and response was needed to legislators on $1.5 mil TRC appropriations. $995,000 seems to be left on the budget after this session and this is to be pulled from other service funds in TRC budget. TRC in anticipation of this move padded their budget accordingly, there is reason to believ that IL Centers will be funded for another year. Need a massive letter campaigne to Senators who still have budget cutting to do.

III. Approval of Previous Minutes - respectfully submitted by Gloria Merek - no corrections needed approved as read.

IV. HCIL Report given by Don Grazier - printed in packet given to members waived reading at meeting. If any discrepencies found by members, please contact Don Grazier. Donations received $4510.00 with $1000 restricted for specific useage. Outreach modules doing quite well. New staff member Van Gunn doing good job has also become co-editor of newsletter. Hearing impaired living skills to be taught ie. banking. Sign language classes for the deaf ($35.00) to be taught in the near future. National Council for IL has recommended Don Grazier to go to Washington, D.C. Motion made to allocate monies to send Don and attendent to Washington for meeting to include air fare, per diem of $16./day and 3 nites hotel for Don and attendant. Motion seconded and carried by all members present.

V. Treasurer's Report - Jan. balance $5,669; Feb. receipts $119, payments $169 Feb. balance $5,618.59. Mar. receipts $29, payments $17.33 balance to date $5,630.26.

VI. Old business
- A. Award and lunch for Mrs Longenbaugh in the planning stages.
- B. JOGARAMA - discussion postponed to next meeting. Solictation policy questioned.
- C. ED Evaluation - Don Grazier comments on freedom of action on problem areas revealed in evaluation process. Discussinn to be between Don and Jack Emmett.
- D. Policy changes on employee benefits to save CBFL $15,000/year. Changes to bring benefits in line with what is normal in other businesses. Board members agree to continued implementation of changes. Complaints by staff reviewed and noted.
- E. Chris - computer - to be taken up at next meeting.

VII. New Business
- A. Election of new Secretary, Lisa Dwight motioned, seconded and carried by all members. Election of new Co-chairperson fund raising motioned, seconded and carried by all members present.
- B. Committee Reports
  1. Mobility Awareness Day/Week and Month in conjunction with TIRR, UH, SWA. To have a silent parade in Medical Center on sidewalk. 12-2:30 able bodied wheelchair paths.
  2. Nita Wiel reported on difficulty in access to General Cinema at Galleria III. Manager felt embarrased at the difficulty of access suggests that another demonstration should be tried as before. Letter and calls to be made first then demonstration, media event staged.

VIII. Adjournment - all other items held over for next meeting.

Respectfully submitted Lisa Dwight, Secretary

Texas Governor's Committee on Employment of the Handicapped

Mark White, Governor - Justin W. Dart, Jr., Chairperson
Virginia Roberts, Executive Director
118 East Riverside Drive, Austin, Texas 78704 Telephone (512) 445-8276 - TDD (512) 447-8346

February 20, 1983

Attached are some materials on the Texas Disability Rally Day activities, February 1-2. The event involved a series of meetings with legislators, government officials and civic leaders culminating in a Rally on the State Capitol grounds attended by more than 1,000 persons. A petition bearing more than 20,000 signatures was presented to public officials and the press. In my opinion this was an outstanding example of effective, unified advocacy--supported by virtually every major disability-related organization in the state including the Governor's Committee on Employment of the Handicapped. Coalition of Texans with Disabilities President Larry Johnson was the principal speaker. The event was organized by numerous volunteers under the very able leadership of Frances Hornung and David Sloane of Advocacy, Inc. Pike Powers of the Office of the Governor presented Governor's Committee awards to outstanding advocates for individuals with disabilities: Betty Button, Bob Simpson, and David Sloane. This is totally positive advocacy--advocating the short- and long-range goals of disabled people, without expressing hostility to anyone.

Yours for a barrier free society,

Justin Dart, Jr.
2012 Lear Lane
Austin, TX 78745
512/442-9755

yn

Att.

Bush Library Photocopy Preservation

Thursday morning

Austin American-Statesman

February 3, 1983 ☆ Vol. 112 - No. 191

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Staff Photo by Barbara Laing

Texas disabled and their supporters rally on the Capitol grounds in support of legislation to aid the handicapped.

Disabled lift voices in cry for freedom

By JAMES PINKERTON

MANY OF THOSE at the noon ral-

Texas disabled and their supporters rally on the Capitol grounds in support of legislation to aid the handicapped.

Staff Photo by Barbara Laing

Disabled lift voices in cry for freedom

BY JAMES PINKERTON
American-Statesman Staff

More than a thousand Texans — some of them blind, deaf, mute or retarded and many others in wheelchairs or on crutches — converged on the Capitol Wednesday to warn legislators that they and a million like them won't be shortchanged.

At issue is a $98 million legislative agenda supported by the Coalition of Texans with Disabilities, which represents many of the 30 organizations that sponsored the Disability Day Rally. Most of the programs supported by the coalition stress independent living by disabled people, which the coalition numbers at 1.2 million in Texas.

THERE WERE SPEECHES by top Texas politicians, music by the University of Texas Longhorn Band, colored balloons and placards.

But above all, there was a unity of purpose expressed by those attending.

"I think by being here we're visibly communicating an idea, we're coming out of the closets and off the street corners," said Willie Mae Clay, a cerebral palsy victim who works for Goodwill Industries in San Antonio.

"We're showing them (lawmakers) that we have the same needs as 'normal' people do," said Clay, whose job is arranging independent living for disabled people.

MANY OF THOSE at the noon rally, such as Clay's boss, were encouraged by the diversity of handicapped groups who showed up.

"If we get the deaf lobbying for the blind, and the blind lobbying for the mentally retarded, we could do just about whatever we want," said Willis Williams, public relations director for Goodwill in San Antonio.

Williams, 51, has cerebral palsy and has worked for Goodwill for 27 years. He owns his own home, has a wife and two daughters, and is putting his oldest daughter through Texas Tech University.

"WHAT WE REALLY want is that disabled people be able to live their own lives and determine for themselves how they're going to live," he said. "Some may choose an institution, and that's fine. We want them to be able to choose for themselves."

Rick Major, president of the Houston-area chapter of Paralyzed Veterans of America, lost the use of his legs in an oil field accident four years ago.

"We want to try to get legislators to see we are serious about our rights and the rights of other disabled persons," Major said. "We also want to make sure there's no cutting of the budgets of programs for the handicapped."

ONE OF THE MOST impressive

See Freedom, A24

Freedom

From A1

groups turned out to be the jazz combo from the Texas School for the Blind, which entertained the crowd without its pianist and singer.

Cheering his schoolmates on was Larry Tijerina, 17, a blind student who was impressed by the rally. "I think it's great, and it's about time we got something like this going," he said.

The drummer of the Texas School for the Blind combo is 15-year-old Rodney Hyder, an Austin native who plans to attend college, possibly the University of Texas, when he finishes school.

"I think this is great," Hyder said. "I didn't think there'd be so many people — it sort of suprised me."

AFTER THE RALLY, Nancy Crowther headed her motorized wheel chair north on Congress Avenue toward her UT dormitory.

Crowther, a 24-year-old social work major who will graduate in May, has joined a federal lawsuit charging that the UT shuttle bus system denies her equal access to transportation services other students use.

Because the muscular dystrophy victim has no way to get to and from campus, she lives in a dormitory instead of an apartment.

"SOME DISABLED PEOPLE actually like living on campus because it is a protected environment," she said. "Those of us who are more independent-minded would like to live off campus, but the transportation is not available."

Crowther, who has had muscular dystrophy for 22 years, said she joined the suit because she wants the freedom to decide where she can live.

"The point I'm trying to bring out is I'm being restricted to one location," she said. "I'm losing my independence."

Austin History Center Photocopy Preservation

Austin American-Statesman Wednesday, February 2, 1983 Section B

Disabled Texans push for legislative support

By JAMES PINKERTON
American-Statesman Staff

An unprecedented coalition of groups representing disabled and handicapped Texans plans a noontime rally today at the Capitol to tell the Legislature not to scrimp on programs they say can make them more independent.

The Disability Rally Day, organized by 29 groups, is expected to attract more than 1,000 people to the Capitol in a show of strength aimed at winning increased funding for dozens of special programs.

Hundreds of coalition members gathered at the Hyatt Regency Tuesday afternoon to hear how officials in major state service agencies fared during budget hearings with the Legislative Budget Board.

"PEOPLE HAVE been working for this kind of coalition for five years, and you could say this is the fruit of those efforts," said Charlotte Ferris, who works for the Austin Resource Center for Independent Living.

The success of the effort will hinge on turnout, she said.

"It depends on how many visibly disabled people show up," Ferris said. "If we have lots of people in wheelchairs and lots of blind people, it will make the Legislature profoundly aware of our existence."

The Austin resource center and four others in San Antonio, Dallas, Houston and El Paso have asked the state to pick up their combined $1.5 million operating budget when federal funding stops. So far the Legislature has agreed to $159,000, said Bernie Cantu, who runs an independent resource center in San Antonio.

CANTU, LIKE Ferris, is confined to a wheelchair. His program and the other four provide support services for disabled people who live on their own.

"The idea here is it's cheaper and the quality of life is much better when a disabled person can live by himself in the community, and not in a nursing home," said Cantu.

Another group in the coalition is United Cerebral Palsy of Texas. President Bob Hester said all the groups want to preserve the legal rights that the disabled won in the 1960s and '70s.

"I think we're going to see more activism, not militancy, on the part of the disabled. We're becoming aware we have to fight to keep those rights we won," said Hester, an assistant district attorney in Fort Worth.

ONE OF THE sponsors of the rally is Advocacy Inc., a federally funded group which tries to safeguard the legal rights of disabled and handicapped citizens.

"It's a public lobby seeking political power," said David Sloane, a director of the agency.

"The purpose is to get all of the disability groups together and demonstrate to the Legislature and public the kind of programs they need in order to be self-sufficient citizens," Sloane said.

DISABILITY RALLY DAY

February 1 and 2, 1983

OFFICIAL SPONSORING ORGANIZATIONS

Advocacy, Incorporated
American Council of the Blind
American Foundation for the Blind, Incorporated
Association for Retarded Citizens/Texas
Coalition on Mental and Developmental Disabilities
Coalition of Texans with Disabilities
Deaf-Blind Multihandicapped Association of Texas
Disabled Student Services Office - The University of Texas at Austin
Governor's Committee on Employment of the Handicapped
Governor's Council on Developmental Disabilities
Launch, Incorporated - Coalition of Learning Disabled Adults
Mental Health Association in Texas
Muscular Dystrophy Association
Southwest Wheelchair Athletic Association
Spina Bifida Association of Texas, Incorporated
Texas Association of Children and Adults with Learning Disabilities
Texas Association of the Deaf
Texas Committee of Organizations for the Handicapped
Texas Council of Community Mental Health Mental Retardation Centers
Texas Easter Seal Society
Texas Occupational Therapy Association, Incorporated
Texas Paralyzed Veterans Association
Texas Physical Therapy Association
Texas School for the Blind
Texas School for the Deaf
Texas Society for Autistic Citizens
Texas Special Olympics, Incorporated
Texas Speech-Language-Hearing Association
United Cerebral Palsy of Texas, Incorporated

P R O G R A M

LEGISLATIVE BRIEFING ON DISABILITY ISSUES

Tuesday, February 1, 1983
12 Noon to 4:30 P.M.
Hyatt Regency Ballroom

12:00-12:15 BRIEFING ORIENTATION
Dave Sloane, Chairman
Coalition on Mental & Developmental Disabilities

12:15-12:30 WELCOMING AND OPENING REMARKS
James W. Cooper, D.D.S.
Chairman, Governor's Council on
Developmental Disabilities

12:30-1:30 SPECIAL REPORTS PANEL
Chair: Betty Button
Members:
Paul Wrotenbery, Vice Chairperson
Governor's Long Range Planning Group
for Texans with Disabilities
Helen Farabee, Chairperson
Mental Health Code Task Force
Emily Untermeyer, M.P.H., Coordinator
Interim Committee on Autism (SCR 100)
Betty Button, Executive Director
Senate Human Resource Committee
(SR 764 Studies)

1:30-2:00 BREAK

2:00-4:00 APPROPRIATIONS PRIORITY PANEL
Chair: Dennis Thomas, Director
Governor's Office of Management & Budget
Members:
Max Arrell, Commissioner
Texas Rehabilitation Commission
William Kirby, Deputy Commissioner
for Finance & Administration
Texas Education Agency
Merle E. Springer, Executive Deputy Commissioner
Texas Department of Human Resources
Fred Tammen, Executive Director
Texas Commission for the Deaf
John C. Wilson, Executive Director
Texas Commission for the Blind
Robert Bernstein, Commissioner
Texas Department of Health
Gary E. Miller, M.D., Commissioner
Texas Department of MH and MR

4:00-4:30 REPORT ON SENATE & HOUSE BILLS
AND KEY COMMITTEES
Dave Sloane, Chairman
Coalition on Mental & Developmental Disabilities

DISABILITY RALLY DAY OPENING EVENTS
4:30 to 7:30 P.M.
Hyatt Regency Ballroom

4:30-5:00 WELCOME & OPENING REMARKS
Max Sherman, Chief Legislative Liaison
for Governor Mark White

5:30-7:30 INFORMAL RECEPTION & SOCIAL HOUR
HONORING
MEMBERS OF THE TEXAS LEGISLATURE

P R O G R A M

CEREMONIES AT THE STATE CAPITOL

Wednesday, February 2, 1983
12:00 noon to 1:30 p.m.
West Back, Texas State Capitol, 14th & Congress

12:00-12:10 University of Texas Longhorn Band
Paula Crider, Director

"Yellow Rose of Texas"
"Wabash Cannon Ball"

12:10-12:20 Singing and Signing Choir, Texas School for the Deaf
Jeanette A. Garry, Director

"You Light Up My Life"
"I Can See Clearly Now"
"Tomorrow"

12:20-12:25 Rally Day at the State Capitol and throughout the State

Dayle Bebee, Executive Director
Advocacy, Incorporated
Master of Ceremonies

12:25-12:30 Presentation of Resolutions of Support

Frances T. Hornung, Chairperson
Disability Rally Day Steering Committee

12:30-12:50 Welcoming Remarks by Legislative Leaders

William P. Hobby, Lt. Governor of Texas
on behalf of the Texas Senate
Representative Gibson Lewis, Speaker of the House
on behalf of the House of Representatives
Senator Lloyd Doggett
on behalf of Austin Legislators

12:50-1:05 Keynote Address - "Looking Back on a Decade of Change"

Larry Johnson, President
Coalition of Texans with Disabilities

1:05-1:15 Governor's Committee on Employment of the Handicapped - Awards Presentation

Pike Powers, Special Executive Assistant
to Governor Mark White

1:15-1:20 Presentation of Gift to the Capitol

To: **Dorman H. Winfrey, Director**
Texas State Library
and
David B. Gracy, II, Director
Texas State Archives

By: Betty Jo Meyer and Danny Riddle
Self-Advocates
Association for Retarded Citizens/Texas

1:20-1:30 Jazz Ensemble, Texas School for the Blind
Gary Bailey, Director

"This Masquerade"
"God Bless the Child"
"Blue Bird"

RALLY DAY RESOLUTION
ADOPTED BY THE TEXAS LEGISLATURE

WHEREAS, Over Two and One-Half Million citizens in Texas are directly affected by physical, mental or developmental disabilities; and

WHEREAS, All persons, including those with disabilities, are entitled to dignity and respect and have fundamental rights to equal opportunity and full participation in the mainstream of society; and

WHEREAS, Individuals who have disabilities can achieve these goals through effective programs which promote independent living, job training, job placement and the development of community living alternatives such as accessible housing, supervised apartment living and group homes; and

WHEREAS, More than Nine Thousand citizens have forwarded resolutions to support all initiatives which help develop the maximum potential of every disabled citizen; and

WHEREAS, Twenty-Nine Statewide Disability Organizations are officially sponsoring Disability Rally Day throughout the State on February 2, 1983 as an unprecedented effort of public education to recognize the rights of citizens who are disabled to participate in and contribute to our society; now, therefore, be it

RESOLVED by the Senate of the State of Texas, the House of Representatives concurring, That the 68th Legislature hereby recognize and commend all those organizations which are sponsoring and participating in Disability Rally Day; and be it further

RESOLVED, That, in recognition of the initiative of Texans with disabilities, the Legislature rededicate its commitment to support community programs and services which will increase the independent capacities and quality of life of persons with disabilities; and, be it further

RESOLVED, That the Legislature recognize February 2, 1983 as Disability Rally Day in Texas and encourage all Texans to join persons with disabilities in the support of state and local Rally Day activities to develop a better understanding of programs and services for citizens who are disabled; and be it further

RESOLVED, That a copy of this Resolution be presented by an official delegation from the Senate and House at Disability Rally Day ceremonies at the Capitol on Wednesday, February 2, 1983.

SPECIAL RECOGNITION

ABILENE

KRBC-TV
KACB-TV (San Angelo)

AMARILLO

Amarillo News and Globe Times
KAMR-TV
KFDA-TV
KGNC Radio

AUSTIN

ACT-TV
Alpha Xi Delta
Aus-Tex Printing and Mailing
Bonanza Family Restaurants
KLBJ Radio
KLRN-TV
KLRU-TV
KTBC-TV
KTVV-TV
KVUE-TV
Lambda Chi Alpha
Pete's BBQ
Precision Arts, Incorporated
Tom Padgitt, Incorporated
Turner of Texas Company
University of Texas Cowboys

BEAUMONT

KBMT-TV

BROWNSVILLE

Bonanza Family Restaurants
KVEO-TV

BRYAN

KBTX-TV

COLLEGE STATION

KAMU-TV

CORPUS CHRISTI

KIII-TV

DALLAS

Jerry's BBQ
KDFW-TV
WFAA-TV

EL PASO

KDBC-TV
KTSM-TV

FORT WORTH

KXAS-TV

HARLINGEN

KELT Radio FM
KGBT-TV

HOUSTON

Adams Petroleum Company
Houston Chronicle Newspaper
J. Harding & Company
KHOU-TV
KPRC-TV
KTRK-TV
Tick Tock Groceries

LUBBOCK

KAMC-TV
KCBD-TV
St. John's United Methodist Chruch

MIDLAND

KTPX-TV

SAN ANTONIO

KLRN-TV
KMOL-TV
KSAT-TV

TEMPLE

KCEN-TV

VICTORIA

KXIX-TV

WACO

KWTX-TV

WICHITA FALLS

KAUZ-TV

DISABILITY DAY STEERING COMMITTEE
5555 North Lamar, Suite K-109
Austin, Texas 78751
(512) 475-5543

No. 8301041

MEMORANDUM

Date: January 22, 1983
To: Frances Hornung, Texas Rally Day Steering Committee Members
From: Justin and Yoshiko Dart
Subject: Texas Disability Rally Day BBQ Report

We have completed the eight Texas Disability Rally Day BBQs as planned. We feel that the response was excellent--thank you for your good support of this project.

BBQs were held on January 7 in Austin, attendance 150; on January 9 in San Antonio, attendance 165; on January 11 in Dallas, attendance 85; on January 13 in Amarillo, attendance 65; on January 14 in Lubbock, attendance 125; on January 15 in El Paso, attendance 70; on January 20 in Brownsville, attendance 60; on January 21 in Houston, attendance 120.

Enclosed are a number of filled out petition forms. Many individuals indicated that they were continuing to collect signatures and would mail forms to you.

Yours for a barrier free society.

yn

Encl.

STEERING COMMITTEE

VOCACY, INC.
OCIATION FOR RETARDED CITIZENS/TEXAS
LUTION OF TEXANS WITH DISABILITIES
MENTAL HEALTH ASSOCIATION IN TEXAS
GOVERNOR'S COMMITTEE ON EMPLOYMENT OF THE HANDICAPPED
GOVERNOR'S COUNCIL ON DEVELOPMENTAL DISABILITIES
TEXAS ASSOCIATION FOR CHILDREN AND ADULTS WITH LEARNING DISABILITIES
TEXAS COMMITTEE OF ORGANIZATIONS FOR THE HANDICAPPED
TEXAS COUNCIL OF COMMUNITY MHMR CENTERS, INC.
TEXAS SOCIETY FOR AUTISTIC CITIZENS
UNITED CEREBRAL PALSY OF TEXAS, INC.

MINUTES OF THE MEETING OF THE
BOARD OF DIRECTORS FOR THE
COALITION FOR BARRIER-FREE LIVING

January 20, 1983

The following members were present at the meeting of the Board of Directors for the Coalition for Barrier-Free Living:

Jack Emmott III, Nita Weil, David Sharp, Sue Webber, Joyce Frieden, Dorothy Yellon, Avril Thompson, Kathy Donoho, Laurie Gerken, Gloria Marek, Ruby Gottlieb, and Terry Blackburn.

Others present were:

Mike Donoho, Sandra Posada, Bill Richards, Michelle Baily, Bob Kafka, and Pete Martinez.

The meeting was called to order by Jack H. Emmott III.

The minutes of the previous meeting were read by Terry Blackburn and were corrected as follows:

On page 2 TRC was ready for audit; CBFL was not.

The President was to be added as official spokesman along with the Executive Director.

A motion that the minutes be approved as corrected was made by David Sharp, was seconded by Joyce Frieden, and was carried.

The following donations were made to the HCIL and the CBFL:

$15,000 was donated by Mrs. Sally Longenbaugh; $10,000 to go to the HCIL and $5,000 to go to the CBFL.

The total CBFL balance to date is $5,669.34.

On a motion made by Joyce Frieden, as amended by Nita Weil, and seconded, and carried, the Executive Committee will take Mrs. Longenbaugh to lunch, ~~unceremoniously~~ present her with a plaque and will send her a letter signed by the Board of Directors.

The following are changes made to the staff of the CBFL:

Tony Koosis submitted his resignation.

committee
computerized
study

Kelly DeReimer was appointed new Administrative Assistant to replace Joan Lathrop who resigned in December.

The following miscellaneous matters were discussed:

People are needed to help get mail out, perhaps by using the phone or another committee.

An updated membership list is needed to cut costs of sending material to non-current members.

A decision needs to be made on who will pay for an interpreter for the CBFL meetings.

The audit report for 1981 has been received.

A discussion was had as to the following general matters:

1. Veterans Administration.
2. Auditor Information.
3. Entertainment 83.
4. Computer Proposal.
5. E. D. Report Format.
6. Max Arrell Visit.
7. Financial Workshop.
8. Financial Report by Bill Richards.

Funds for the ACCD Representative were discussed.

On motion made by Joyce Frieden, seconded by Laurie Gerken, and carried, a CBFL authorized representatives will be furnished with expense funds for reasonable hotel rate and same per diem rate as the HCIL policy, plus the same mileage rate as HCIL, and any special charges will be left to the discression of the Executive Committee.

It was discussed that the February General Assembly will be held on February 24, 1983; Ted Thayer to be guest speaker.

Further discussion was had as to the Disability Rally and Bar B-Q.

Further discussion was had as to the postage permit, and the joint HCIL and CBFL Newsletter format. On the motion of David Sharp, Seconded by Joyce Frieden, and unanimously approved, the HCIL and CBFL Newsletter will be combined.

A request was made for the Board members to discuss names of candidates for vacant Board positions with Jack H. Emmott III.

A motion to adjourn the meeting was made by Nita Weil and seconded by Terry Blackburn. The motion carried and the meeting was adjourned.

Dated:_____

_____
Secretary

MINUTES OF THE MEETING OF THE BOARD OF DIRECTORS OF THE COALITION FOR BARRIER FREE LIVING

Date: December 9, 1982

Members Present: Jack Emmott, David Sharp, Gloria Marek, Sue Webber, Dorothy Yellon, Charles Poor, Avril Tompson, Leo Dawsey, Laurie Gerken, Joyce Frieden, and Terry Blackburn.

Visitors Present: Tony Koosis, Bill Richards, and Michelle Bailey.

The meeting was called to order by President Jack Emmott.

The minutes of the previous Meeting of the Board of Directors were read by Terry Blackburn. A motion was made by David Sharp to accept the Minutes as read. The motion was seconded by Dorothy Yellon and the motion carried.

The Treasurer's Report was given by David Sharp.

The following Committee Reports were given:

Executive Director Evaluation Committee report was given by Gloria Marek. It included methods and time line for the E.D. evaluation.

Short-term and Long-term Planning Committee report was given by Gloria Marek. It included 5 goals which have been identified for H.C.I.L.

By-Law and Amendments Committee report was given by Jack Emmott. This report dealt with the General Assembly vote on the Amendments. The President requested that a motion be made to allow signatories other than Board Members on H.C.I.L. accounts. The motion was made by Gloria Marek to allow the Executive Director and one office of the Board to sign H.C.I.L. checks. As there was no second, further discussion followed. Gloria Marek introduced a motion that the Board authorize as signatories for H.C.I.L. accounts the Executive Director, Supervisor of Services, and Administrative Assistant. Of these three only two signatures would be required for H.C.I.L. checks. The motion was seconded by David Sharp, and the motion carried.

A Guide Book Committee report was given by Terry Blackburn.

The Advocacy Committee report was given by Gloria Marek. She presented two ideas. One was utility rates and the other was the Legislative Rally Day in Austin on February 1st and 2nd which would include a media event in Houston to

call attention to the Rally Day. Gloria also stated she thought that C.B.F.L. should stay strongly involved with advocacy. Further discussion was held on staff opinions on needs for advocacy and on C.B.F.L.'s goal for strong advocacy and its affect on funding sources.

The Membership Report was given by Joyce Frieden. Vice-Chairmen have been appointed to include Don Rossie (Tech.) and Bob Kafka (Agencies) to assist with membership. As of December 9, 1982, there were 437 active members. After December 31, 1982, all but 47 will owe dues for 1983. Discussion followed.

There was no status on the Newsletter.

Old Business was discussed. Jack Emmott reported that he had talked with Ted Thayer with T.R.C. regarding the changes to be made in the contract with T.R.C. and Mr. Thayer said that the changes were just a formality which all service organizations had to make.

Bill Richards, H.C.I.L. bookkeeper, reported that T.R.C. is not yet ready for the audit. Bill also said that he has reviewed the records and does not see any possible exceptions.

New Business was discussed. Tony Koosis, H.C.I.L. Outreach Staff, gave a presentation regarding the proposed Joint Newsletter, which included a history of the H.C.I.L. News. Tony stated his reservations on combining C.B.F.L. and H.C.I.L. Newsletters. Several Board Members expressed their desire to combine the Newsletters. Jack Emmott suggested that he and Tony Koosis and any other interested Board Members get together in January to work-out any problems. Tony also mentioned that H.C.I.L. is selling Entertainment 83 Books for fund raising.

Gloria Marek reported that the H.C.I.L. Planning Committee suggested that a committee be formed by Jack Emmott to study the CHRIS proposal further.

Jack Emmott expressed a desire to open the dialogue with the rapid-rail program as soon as possible to get as much input as we can. Discussion followed.

Jack Emmott suggested that the official spokesperson for C.B.F.L. be the President of C.B.F.L. rather than the Executive Director of H.C.I.L. Joyce Frieden moved that the President of C.B.F.L. be the spokesperson for C.B.F.L. A friendly amendment was made by Jack Emmott that it read President or any other person designated by the President. The amendment was accepted. Second was made by Laurie Gerkin. Motion carried.

The following miscellaneous matters were discussed. The next Board Meeting will be January 13, 1983. The General Assembly

meetings will be held on the 4th Thursday of every other month at 6:30 p.m. at the APC Building. Discussion followed concerning social meetings with the General Assembly.

Announcements were made as follows. The H.C.I.L. Christmas Party was scheduled for Wednesday, December 15th from 2:00 p.m. to 4:00 p.m. The Board Christmas Social was scheduled for Tuesday, December 14 at 6:30 p.m. at the Inn-on-the-Park.

A motion to adjourn the meeting was made by David Sharp and seconded by Jack Emmott. The motion carried and the meeting was adjourned.

DATED: _____

_____
Secretary

Joyce Frieden

MINUTES OF THE MEETING OF THE
BOARD OF DIRECTORS FOR THE
COALITION FOR BARRIER-FREE LIVING

November 11, 1982

The following board members were present at the meeting of the Board of Directors for the Coalition for Barrier-Free Living:

Jack H. Emmott III, Nita Weil, David Sharp, Dorothy Yellon, Laurie Gerken, Sue Webber, Gloria Marek, Cynthia Gilbar, Joyce Frieden, Larry Roser, and Terry Blackburn.

Other present were:

Don Grazier, Bob Kafka, Alberta Anderson.

I.
President's Comments

The President, Jack H. Emmott III, called the meeting to order, made brief general comments including a call for written notes on each board member's ideas of what their positions require of them for the next board meeting. The purpose of these notes will be to help other members understand the individual duties of other positions. Also, for the next board meeting, committee chairpersons should give an up-date on committee activities. The President also had comments on E.D. evaluation, H.C.I.L. goals, and guidebook committees.

II.
Reading and Approval of
Previous Meeting Minutes

Changes to be made:

(1) E. D. evaluation Committee--remove Cynthia Gilbar's name and replace with Jack H. Emmott III;

(2) Reflect the presence at meeting of Sandra Posada and Mike Donoho;

(3) Change reference on page 4 to Department of Human Services to Department of Human Resources.

Motion to Accept Minutes as Corrected was made by David Sharp and seconded by Dorothy Yellon. Vote carried.

III.
Treasurer's Report

$160.00 from membership fees was deposited to C.B.F.L. account since last meeting.

IV.
H.C.I.L. Executive Director's Report

Executive Director of H.C.I.L., Don Grazier, gave a report. Current report will be delivered in old format, however, within the next few months report will be given in a shorter format. Don announced that Atlantic Richfield Company has donated $1,000 and that the Houston Parking Association has given $500.00 which they hope to give annually as well as other donations from individual members. Bill Richards, who assisted Don Grazier in the report, explained the financial report format and individual report statistics. Bill also asked for the Board to grant signatories within the Center because current system is very hard with which to deal. Jack Emmott agreed with Bill, but explained that the Board could not act on that request without a By-Law change, which change must be dealt with at a General Assembly meeting. Jack also commended Bill on the good job he has been doing and passed on to the rest of the Board positive comments from T.R.C. regarding Bill's performance.

Don Grazier, as a final comment, gave details of progress on the T.R.C. audit which included the fact that according to T.R.C. the records are in a form which can be audited, although there may be a few audit exceptions. A brief discussion by the Board followed Don's comments. Don requested suggestions on information in the E.D.'s Report and Board members responded with several ideas:

(1) Financial report;

(2) Service statistics;

(3) Major happenings;

(4) Major correspondence;

(5) General public attitude and image;

(6) Major interactions with funding sources;

(7) Important staff interactions.

V.
Old Business

Laurie Gerkin gave a status report on the progress of the Media Awards Banquet. Larry Roser moved, with a second by Nita Weil, that C.B.F.L. co-sponsor the Media Awards. The Motion carried.

Alberta Anderson of the Children's Resource Information Center (C.H.R.I.S.) gave a proposal on a co-operative grant with H.C.I.L. for a computer system and information and referral taxonomy program. After discussion by the Board on the issues such as conflict with system to be used by Multi-Service Center and other possible conflicts, a Motion was made by Gloria Marek to refer C.H.R.I.S. proposal to a long-range planning committee. The Motion was seconded by Nita Weil and was carried.

VI.
New Business

Because of time limitations, Jack Emmott decided to delete the remaining items on the agenda in order to get to Item VI.C.

Bob Kafka, President of Southwest Wheelchair Athletics Association (SWAA), proposed that C.B.F.L. encourage its members and friends to help recruit participants for the SWAA Jog-Arama to be held December 11, 1982, at the University of Houston. For each participant C.B.F.L. recruits, SWAA will give $10.00 to C.B.F.L. Discussion by the Board followed with some members indicating their support but no motion was made.

New business not listed on the agenda was then taken-up. Jack Emmott read a letter from Ted Theyer of T.R.C. on contract amendments to bring agreements into compliance with Department of Education regulations. These were Section II.P. which changes the time required to retain records after program is completed from 3 years to 5 years; and Section X under general provisions which covers repayment of any audit exceptions agreed upon by both the T.R.C. and C.B.F.L. After discussion by the Board, David Sharp moved that the amendments be approved with the provision that Jack Emmott first consults with Ted Thayer regarding the changes. The Motion was seconded by Joyce Frieden and carried.

Discussion concerning the General Assembly meeting to be held on December 7, 1982, at 6:30 p.m. primarily to deal with By-law revisions.

Discussion regarding Newsletter included a postage bulk rate permit.

Joyce Frieden moved the meeting be adjourned, Terry Blackburn seconded, and the Motion carried.

Adjournment.

DATED: _____, 1982.

_____
Secretary

MINUTES OF THE MEETING OF THE
BOARD OF DIRECTORS FOR THE
COALITION FOR BARRIER-FREE LIVING

October 14, 1982

The following members were present at the meeting of the Board of Directors for the Coalition for Barrier-Free Living:

David Sharp, Larry Roser, Jack Emmott III, Cathy Donoho, Cynthia Gilbar, Ruby Gottlieb, Leo Dawsey, Sue Webber, Charles Poor, Dorothy Yellon, Nita Weil, Terry Blackburn, Laurie Gerken, Gloria Marek, and Joyce Frieden.

Others present were:

Don Grazier, Vicki Harris, and Bill Richard. & Sandra Posada & Mike Donoho

I.
President's Comments

The President, Jack H. Emmott III, called the meeting to order, and in opening comment suggested the establishment of an awards program, HCIL Task Force for Comprehensive Short and Long Term Planning and Goals, and examination of needs for funds of HCIL and CBFL.

II.
History of CBFL

Vice-President, Nita Weil, gave a brief history of CBFL and expressed a desire to revive the role of advocacy in the organization.

III.
History of HCIL

Executive Director, Don Grazier, gave the history of HCIL and discussed future plans and goals of HCIL. He also stated his expectations of the Board and expressed a desire for guidance and direction as to Board policy. As Director of HCIL, he would appreciate any negative remarks or problems be referred back to him for attention before any action or discussion was taken by the Board.

The Executive Director also introduced the new staff bookkeeper, Bill Richard.

IV.
Directions - Comments from the Board

Joyce Frieden made a motion, seconded by David Sharp, for the regular evaluation of the Executive Director. After discussion, no vote was taken on this motion.

Joyce Frieden moved, seconded by Laurie Gerken, to establish a five (5) member committee to evaluate the current Executive Director for the committee to file a written report with the Board and that said report be kept confidential and disclosed only to the Executive Director and to the Board members. After discussion, the motion was sustained.

Committee members for the Executive Director evaluation are: David Sharp, Gloria Marek, Cynthia Gilbar, Terry Blackburn, and Laurie Gerken.

A motion was made by Joyce Frieden, seconded by David Sharp, to set up an HCIL goals and evaluation committee. Discussion was held and possible membership to include: Gloria Marek, Cynthia Gilbar, Terry Smith, Vicki Harris, Don Grazier, Nita Weil, and Joyce Frieden. Formal make up of the committee was tabled. The motion carried.

A further motion was made by Gloria Marek, seconded by Cynthia Gilbar, that the purpose of the HCIL evaluation committee is for short and long term range planning, including budgeting, fund raising, and evaluation. After discussion, the motion was carried.

Next, the guide book was discussed. A motion was made, seconded by Nita Weil, that a guide book committee be established. A discussion of possible members included, Cathy Donoho, Jack Emmott, Nita Weil, Mike Donoho, Sandra Posada, Terry Blackburn, and Steve Master. The motion carried.

V.
Old Business Carried Forward

Nita Weil discussed that a news letter needs to be distributed soon to tell CBFL members of the ideas of the new Board and to solicite assistance.

Joyce Frieden pointed out the need for representation to CTD and ACCD conventions. Discussion was made by the Board that Don Grazier be appointed as the CTD representative of CBFL since no general assembly meeting was scheduled until after the CTD convention. The representative for ACCD convention would be chosen at the next general assembly meeting.

Jack Emmott, as President, requested of the Executive Director that at the next Board of Directors meeting the previous months cash flow statement and performance data be given to the Board members as well as a budget for the month next following the next Board meeting.

Leo Dawsey requested CBFL membership lists to send questionnaires on ideas and problems for the Architectural Barriers Committee. Nita Weil suggested that the questionnaire be integrated into the first issue of the news letter.

VI.
New Business

Jack Emmott mentioned that under the Bylaws CBFL checks can only be signed by two of three officers. The Executive Director could not sign lawfully any of the checks. Therefore, a motion was made by Gloria Marek, seconded by Joyce Frieden, that the signatory cards be changed as of October 15, 1982, so that Jack Emmott, Nita Weil, and David Sharp are the only authorized signatories for CBFL or HCIL. After discussion, the motion carried. Further, a motion was made by Gloria Marek, seconded by Joyce Frieden, that the prior acts of the Executive Director and bookkeeper in signing HCIL and CBFL checks be ratified, provided such acts were done in good faith and in furtherance of their responsibilities. After discussion, the vote carried.

Further, the motion was made by Charles Poor, seconded by Gloria Marek, that David Sharp's actions, as President, in signing checks between October 1, 1982 and October 14, 1982, be ratified and approved provided such actions were done in good faith and in furtherance of his responsibilities. After discussion, the motion carried.

A further motion was made by Gloria Marek, seconded by Joyce Frieden, that a parlimentary committee for Bylaws revision be established. After discussion, the motion carried.

A motion was made by Gloria Marek, seconded by Joyce Frieden, that a nominating committee be established to continue as a standing committee in case of vacancies of Board members. After discussion, the motion carried.

A motion was made by Gloria Marek for the Executive Director to be authorized to sign checks for up to $1,000.00 when time does not permit other signatories. After the President pointed out that the Bylaws do not confer this power on the Executive Director and that the motion could not be considered for a vote, the motion was tabled.

A motion was made by Charles Poor, seconded by Cathy Donoho, that HCIL and CBFL accounts be moved to Fannin Bank. After discussion by various Board members, including Joyce Frieden, and after input from the Executive Director, Don Grazier, the motion carried. Therefore, the officers of CBFL were authorized to do whatever actions were necessary to transfer the accounts.

Further discussion was had on the possibility that TRC funding would not come in time to make the October 15, 1982 payroll, for HCIL. The Executive Director promised the members of the Board of Directors that this would not be a problem again and reported the existing bank had agreed to permit an overdraft.

A motion was made by Larry Roser, seconded by David Sharp, that current contracts under consideration between HCIL and the Department of Human Services for Interpreter Services for Children referred by DHR to other agencies and a second contract with the Deaf Council of Greater Houston for deaf services including information and referal, TTY, voice exchange, and interpreter services be approved by the Board. After discussion, the Board unanimously approved for the contracts to be signed by the appropriate officer of CBFL.

Laurie Gerken spoke on the upcoming Media Relations Awards Banquet sponsored by the Governor's Committee on Employment of the Handicapped. The Board expressed an interest in considering sponsoring the banquet. The matter was tabled, and Laurie

Gerken was directed to report to the Board at the November Board meeting on progress in this regard.

Adjournment.

Dated: _____, 1982.

_____
Secretary

COALITION FOR BARRIER FREE LIVING

Monthly Meeting of Board of Directors
July 8, 1982

Members Present:
David Sharp
Cynthia Gilbar
Jack Emmet
Nita Weil
Avril Thompson
Lucy Chimelak
Terry Blackburn

Staff Present:
Don Grazier

Meeting called to order - 7p.m.
Review minutes to accept-Terry Blackburn's name in error. Changed.
Motion to accept Motion carries.

No treasurer's report. Comment: CBFL account status is about the same as reported in April.

Discussion about mailout to the general assembly meeting in July.
1) cost of postage 2) labels 3) additional information from A. Brassie

Executive Director Report: No financial statement available because because of audit. There is another situation with the payroll as well as a problem with accounting system. Second monthly request just now being submitted. To request an overdraft permission for the bank. Need $9,00 for two pay periods. TRC has given verbal information that funding is coming through for next year. Have had word that there is a good possibiiity of funding from other soucrces.

Board response: David Sharp will contact InterFirst Bank and also talk to Ted Thayer of TRC.

Survey of Inaccessible Buildings in Houston: Lex Frieden meeting with Scout Troop to form a task force for survey of inaccessible buildings. There is a meeting on Monday, July 12, 1982 at the TLRU Building for the formation of plans for the project. CBFL should be involved. Lex Frieden to get state and city accessibility regulations.
Objective: To public Guide Book. Don Grazier has the proposal and is working it over to be submitted to the Community Development people for funding. Jack Emmet has compiled information through various prior activities (prior). Information is available for the project.
Discussion: Staff time to write proposal or will CBFL take over? Jack Emmet and Don Grazier to meet to discuss project. Information to be submitted to Vanessa Aikens at Community Development by July 15. Terry Blackburn to have proposal typed at Association of Secretary Services, 6250 Wesk Park, Telephone-783-1872 (ask for Debbie or Martha). Guide Book information and Scout project are really two projects:one for accessibility information in Guidebook and the other for inaccessible places to be encouraged to access to disabled citizens(customers).

Curb Cuts Project: Need updated list on curb cuts for Community Development. There is compilation, however, it needs additional listings. Deadline by July 15, 1982. Lucy Chimelak to survey medical center area by Monday, July 12.

Accessibility Consultants to City Project: To propose to John Deskins, Public Works, that CBFE be paid consultants to the city of Houston for accessability. Terry Blackburn has agreed to act for CBFL in this matter(as a volunteer)

President's Report: Time to establish the nominating committee. Volunteers are Cynthia Gilbar, Terry Blackburn, and Jack Emmet. People who have expresses an interest are: Gloria Merrick, Scott Scheider, and Richard Bitti.
Bylaws committee to meet at Nita Weil's on Sunday, July 11, 1982 at 2p.m. 1800 Holcombe, Apt. 114. Committee members are: David Sharp, Avril Thompson, Cynthia Gilbar, Lucy Chimelak, Don Grazier, and Steve Master. 1) meet to draft changes 2) notify members 10 days prior to General Assembly meeting 3) inform members of recommendations 4) vote General Assembly to set at a later date. Program to cover current CBFL projects as well as HCIL services.

Discussion of CBFL Board Direction: philosophy, workings and direction of the board. Discussion of unpaid volunteer coordinator. Additional comments deferred to August meeting.

Announcement: MetroLift meeting at Easter Seals on July 20 at 7 p.m. CBFL representative not yet announced.

Meeting Adjourned

Minutes by Lucy Chimelak, Sec/Treas.

CBFL Minutes

COALITION FOR BARRIER FREE LIVING

Board of Directors Meeting
June 10, 1982

Members Present:
Natid Sharp
Nita Weil
Steve Master
Avril Thompson
Frank Sharp
Cynthia Gilbar

Staff Present:
Don Grazier
Clarence Russel
Debbie Gunter

Guest:
Kathy

Meeting called to order.
Lucy Chimelak absent, no minutes to present and accept.
Discussion on the minutes, newsletter, committee meetings informations. Director suggested for the secretary to submit the original to HCIL to be typed. There is no treasurer's report because of Chimelak's absence. Avril Thompson to get in touch with Chimelak. Discussion on how other organizations handle their minutes.

Presentation by Kathy_____.
Proposal for a "Women on Wheels Organization" to possibly affiliate with CBFL/HCIL. To be a peer organization to help each other. There is no other organization of this kind in the Houston area. Ground work has started. Will include all kinds of activities and foremat for discussion group. It will be primarily for women;however, men will not be excluded. The groups will also be an outreach group for young women. Reasnn to affiliate with CBFL/HCIL is for name identification and credibility.

Suggestion made to presenter to look statewide as well as to become a part of the HCIL activities.

Executive Director recommends that the groups be given the use of space and any other help the Center is able to provide.

The idea was well received by all members present. Information was given to Kathy that CBFL/HCIL could not participate in any political activity and to bear that in mind when organizing the group.

Executive Director's Report:
There has been much activity, staff changes, etc. Reports will go out by the second day of the month to allow board members to read reports before the monthly meeting. The move to the new cente r has used a lot of staff time. Dealing with all the ramifications of such a move has been time-consuming. Bud Adams and his organization has been very helpful and has taken us "under his wing".

Mr. Cahall wants to be more helpful but will stay in the background because of the media. Will help with publicity and will provide the printing free or at low cost.

Staff has functioned above and call of duty. Cynthis Gilbar has also helped with the WDRES organization. Bud Adams organization has made more entrances accessible.

Board makes a recommendation that thank you letters be sent out to all people who were helpful in the move.

Open House

Financially we need some help from the board members. Discussion followed on the plans for the open house. Dr. Spencer from TIIR will be the guest speaker. Two films will be shown. Asking all board members to be present, especially during the noon hour when a large group of people is expected. Open House to be on June 22, 1982 and announce ments will be sent out soon. Steve Master will get donations for the refreshments.

President Sharp asked the Executive Director to convey to the staff the appreciation from the board for all the work and dedication.

Nita Weil

Television stations doing another logo for CBFL/HCIL. Old TV spots will soon be changed.

President's Report:

The Coalition of Texans with Disabilities (CTD) called 2 weeks ago and informed about participating with them in a fund-raising activity. They have contacted a professionsal fund-raiser from Houston and they propose that CBFL split the cost on a 50/50 basis to help raise funds for our organizations. We are to receive additional information about the fund-raiser and the board will have access to this information.

Board members asked questions about the details of fundrasing and were told that as soon the information is available it will passed on. Members are requesting the name of the fundraiser and names of other organizations with whom he has worked. Bob Trip is an Austin person who knows the fundraiser.

Community Development has asked HCIL for an updated list of needed curb cuts by July 15, 1982.
Guide Book to Houston proposal needs to be worked on. We are to subcontract with Paralyzed Veterans Organization to print the brochures. Discussion about true accessiblity about places that advertise as such.
Will need to discuss with board members when the proposal is updated. There is no budget limitation on guidebook.

Board discussed that job is worth doing if done well. Steve Master to head up an adhoc committee.

Texas Rehabilitation Commission

Another situtation has occurred which prevented HCIL staff to receive their pay. It was a misunderstanding and has been resolved. InterFirst Bank approved an overdraft for the payroll. Need to find other funding sources to offer a cushion to resolve situations like this. The other problem with Thayer's inability to respond to HCIL was that he was involved in securing funds on the federal level, preventing him from dealing with HCIL business.

Idea was discussed about possiblity of forming a groups of people from other independent centers to meet and discuss mutual problems having to do with funding sources such as the one encountered with TRC.

ARCIL of Austin has made a 15-18 minute video film presenting their center to organizations or other interested parties. Perhaps HCIL could also do the same thing.

Newsletter and other activities

President to head up a committee to put together the newletter previously discussed. There is a need to inform the membership.
Director tried to get the membership and CBFL funding needs met through funding from Title VII, but met with opposition from TRC. There is need for unrestricted funds for those activities.

Newsletter committee to meet on June 17 at the new center
Bylaws committe also to meet on the same night and place.

Discussion of the importance of board members, especially when making a presentation to funding sources.

Question about secretary's responsibility to inform board members of meetings, even if the meeting is a regularly scheduled one.

Request for agenda to be sent out as well as a card of notification of the meeting. Next meeting to be on July 9,1982.

Request to set a goal to fill in the empty boare seats by the next board meeting. Some people have been asked; some declined; some have not yet responded.

Continued discussion about the management of board business. Is it the sole responsibility of the board or does HCIL staff help in this area.

Response: CBFl is a policay making board. If member wants to know more, then it is up to the member to initiate meetings to become informed. Next General Meeting will be on July 15, 1982 at 6:30 p.m. at the HCIL A mailout will be needed.

Board members will get together to sort out CBFL papers on June 12, 1982. at 10 a.m. Meeting adjourned.

CBFL Minutes

COALITION FOR BARREIR-FREE LIVING

April 8, 1982
Board of Directors Meeting

Members:	Staff;
David Sharp	Don Grazier
Steve Master	Clarence Russell
Avril Thonpson	Terry Dobson
Nita Weil	Van Gunn
Frank Shaw	
Lucy Chimelak	

Metting called to order - 6:40
Motion to accept minutes - Motion second - Motion passed

Treasurer's Report:
Balance in the CBFL general fund - $394
Question if the amount includes amount from membership donations.
Director to investigate

Executive Director Report:
New offices contract signed with Mr. Kahill.' The address is in the APC Building on the corner of Fannin and Holcombe. Walls to be modified. Will move on about May 1. If early move, no rent will be paid. It is part of the agreement. Will keep skeleton staff at HCIL during move. Expense of $400 to keep two sets of phones.
TTY phones will keep the same phone numbers.
Request to director to consider more lines when possible. Discussion on ability to have a call forwarding system.
Director will use least expensive method for TTY and other phone system.
Actual cost for move is about $6,000;however, $1,012 move donated by Pioneer Contract Service. Vickie Harris responsible for donation.
HCIL involved with Governor's Committee on Employment for the Handicapped . There will be a media blitz.
Fundraising activities Some grants are out; the most promising is the Southwestern Bell-Sandra Posada Proposal. It is for 2 staff and some TTY equipment. There was a phone call notifying us that it is still being considered. Best Products sent $100. Due to the move, the fund raising efforts less active.
TRC TITLE VII _ Continuation on relationship with TRC. Third quarter report done. Funding still lagging. Payroll late. Mike Nesbith (bank) approved $6,000 overdraft due on April 26. Need to smooth the problem. Bank is requesting for TRC to wire funds directly to the bank. Have called Senator Chet Brooks to help on a governmental level. TRC funds due HCIL $44,000. ARCIL is allowed advance funds as a cushion. HCIL has not had this extra money. Prior to this time, HCIL has not experienced difficulty because of the Youthworks grant.
HCIL financial position needs to improve.

Board appreciates the Executive Director's problems, and trust Don to keep us in good stead with TRC.

Thayer says to assume $200,000 grant will be continued next year. E.D. will work on the overall budget and will be in touchwith board members.

Discussion on employee benefits, as compared to other independent living centers.

Van Gunn reporting on the Deaf WEek Activities. Basically the same as last year with Deaf Council sponsoring the activities.
Picnic on May 8, 1982 Sam Houston Park.
Other activities include the play "Children of a Lessor God"at the Music Hall. The are 20 wheelchair ramps.

More discussion on Title VII grant and the importance of justifying the items asked for when asking for continuation.

Presdiint Report

Bookeeping procedures cmmpared to ARCIL and requesting for CR or Don to get together with ARCIL staff to compare notes.
Suggestion made to share information because of mutual problems and same kind of funding.

Board Appointments

Terry Dobson appointed to the volunteer coordinator position.
Still considering the finance chairperson position. Charles Poor and Lex Frieden still considering.

CTD Report

Stamps, posters, and PSAs available for the Houston area.

Legislative activities

Avril Thompson to volunteer for legislative committee. Lucy Chimelak ean help people draft letter. Terry Dobson to help as well.

Newsletter

Format change requested from newspaper type to letter type.
Nita, Steve, and Terry to work on newsletter.

Nita Weil
IYPD report - report on current activity and laision with the mayor's connittee.

Need to set up a meeting for the bylaws committee. The newsletter committee will meet on April 15 at Nita Weil's apartment at 6:30 p.m. Members: Steve Master, Avril Thompson, Nita Weil, David Sharp, Terry dobson.

Legislative committee to meet in May. Members are Jack Emmet, Terry Dobson, Lucy Chimelak, Nita Weil, and Avril Thompson.

Next meeting of CBFL to be on May 13, 1982.

Meeting adjourned.

Lucy Chimelak

COALITION FOR BARRIER-FREE LIVING
Board of Directors Meeting

March 11, 1982

Members Present:	Staff Members Present:
David Sharp	Don Grazier
Avril Thompson	Clarence Russel
Cynthia Gilbar	Debbie Gunter
Jack Emmet	Earl Day
Lucy Chimelak	

Quoram not established; President Sharp conducted an informal meeting.

Executive Director Report

Financial report reflects the Texas Rehabilitation Commission from February. Borrowed money has peen paid. Interest will be paid out general funds. Will get correct interest figures in the April bank statement. Question rises whether CBFL or TRC will pay for the interest because of the 3-month difference of opinion about reporting practices.

Invitation from Lex Freiden for the Executive Director to give the State of the Center report to TRC Advisory Board.

TRC reports and summaries will be submitted in March when due.

Discussion of request from a woman paraplegic who wishes to rent the HCIL van for 2 days. Recommendation to check the liability insurance coverage. Should have at least $100,00, and fees should only cover expences because of non-profit status.

Discussion on new rental location at 1700 block of Seamist and West 18th Street. Ramping and widening discussed. Contract by Friday. There is another location at the corner of Main and Alabama. Investigating possibility.

Executive Director requesting to close the Center 1 week before and 1 week after the move. There is to be an announcement in the newpaper. Comments: Need to comply with TRC and the Interpeter Coordination and TTY/Voice telephone service needs to continue during the 2 weeks.

Executive has talked to 3 city council members about the possibility of obtaing city funding. Will make more contacts of council members.

Announcment about an Emplyee Workshop to be held at the Central Branch Library.

Studying the possibility of affiliating with the Commission on Accreditation of Rehabilitative Services.

Executive Director Report continued.

Researching ability to charge fee for services to community agencies. Veterans Administration has received a mandate to provide independent-living services. VA has asked for a cost for unit of service dollar figure. The CPA will provide us with the information needed.

Recommendation from Lex Frieden for Don Grazier, Executive Director to travel to South Carolina to visit Independent Living Center.

Proposal for Title VII will be ready in July; will incorporate CBFL Board needs in the proposal.

Board member has sumitted information about a support center from Washington, DC. They are in the process of opening an office in Houston. They act as consultants to non-profit organizations and charge on a sliding scale. They provide budgetary, financial, and social services.

Reports have been submitted to TRC. No reply yet.

President's Report

Discussion on Board vacancies. Executive Director asked how Board feels about an Advisory Board made up of business people from various disciplines.
Comment: Would feel comfortable with people with backgrounds in law, finance,ect. E.D. will find out the function of an advisory board.

Announcements:

General Assembly meeting at the regularly scheduled time.
Program to be on the task force to work with Whitmire administration.

Executive Director to be evaluated.

Contacted Mrs. Cal Banks to notify that the CBFL Board had not accepted the proposal for the donated land.

Next meeting to be held at regular time on April 8, 1982.

Meeting Adjourned

Minutes respectfully submitted by,

Lucy Chimelak

Lucy Chimelak, Sec/Treas.

COALITION FOR BARRIER-FREE LIVING

Board of Directors Meeting
January 28, 1982

Members Present	Members Absent	Staff Present
David Sharp	Father Flores	Don Grazier Exec.Dir.
Steve Master	Avril Thompson	Earl Day Dep. Dir.
Adelle Bressie	Joe Shade	Van Gunn, Interpreter
Cynthia Gilbar		
Jack Emmet	Guest Present	
Lucy Chimelak		
Nita Weil	Fred Clifton, Pres.	
Danny Walker	Deaf Council of Greater Houston	

Meeting was called to order - 6:45

Approval of minutes
Motion to approve - David Sharp Second - Jack Emmet
Motion carries

Treasurer's Report
November/December reports to be approved.
Discussion - Examination of methods to better understand and examine reports in a timely manner. Approval postponed to February.

Executive Director's Report
Mission statement and slogan submitted in writing as follows:

> In order to minimize attitude, physical, and communication barriers, the Houston Center for Independent Living, serving the Greater Houston Area, acts as liaison agency providing information, referral, and direct services to assist individuals in taking control over their lives and accepting responsibility to achieve full, complete and useful lives.
>
> Slogan: Don't make our difference a handicap.

The executive director informed the board that the above statement and slogan are the cooperative effort and philosphical expression of the HCIL staff.
Motion to accept mission statement and slogan - David Sharp
Second - Lucy Chimelak
Discussion - Review possibility of including Mission Statement in the CBFL bylaws.
Motion passes unaminously

Staff changes - Youthworks grant discontinued.
Terminated - Molly Vickery
Hired - Joan Brisnehan as Administrative Assist./Interpreter under Title VII and COD funds. Job description submitted.
Board recommendation - Consider deleting the telephone answering duties from the above position.

Center Relocation
Inspected various location. APC Building being considered. Accessability not a problem.

Grants, Fundraising
Executive Director needs a vehicle for fast resolution for grant opportunities.
Discussion - Submit proposal summary in advance.
Board Resolution - No prior board approval will be necessary for the Executive Director to submit a grant proposal; however, upon acceptance of the proposal, the Executive Director shall obtain full board approval.

Interpreter break - 8 pm

Announcement made on HCIL Benefit progress.

Program Reports
Title VII statistical reporting format change required by Texas Rehabilitation Commission. Funds to be withheld until compliance.
Board recommendation
Place a call to TRC to imform of plans to comply in the future and explain the situation about past reporting. Follow up with a letter. Inform board contact about results.

Executive Director needs permission from the Board to obtain a bank loan to cover payroll until Title VII funds are received.
Motion - Nita Weil
Give Executive Director authority to borrow $15,400 to cover February 5 and February 20 payroll periods until money from Title VII has been issued.
Second-Steve Master Motion carries unanimously

President's Report

By-laws revision - Committee met and partly revised the by-laws. Revision will be completed by next month.

HUD Loan - CBFL has been approached by Mrs. Cal Banks about an idea to be developed concerning a loan application by CBFL to HUD, for building an accessible home for disabled persons to be built on land owned by Mrs. Banks. Land to be deeded to CBFL.
Discussion - Need information from HUD on process for obtaining a loan. More data needed about land area and feasibility of proposal. David Sharp, Steve Master, and Danny Walker to investigate. Jack Emmet to lend legal opinion.

COD Subcontract - Fred Clifton presented the contract for board review.
Motion by Jack Emmet to give CBFL president the authority to sign the contract.
Second by Nita Weil Motion carries unanimously

Vista Contract
Dell Bressie position terminated.

President wants to thank Dell on behalf of the Board for the many hours of work and dedication.

Comment by Dell: There is need for that position to be full time paid staff because of the complexity of the job.

Board Resignation - Father Flores is no longer able to serve on the board. Letter is forthcoming.

A Word to the Board - Discussion on board participation and membership involvement. Board members need to be involved with the membership committee. CBFL membership needs to be called and reactivated.

Next board meeting will be on February 18, 1982.

Meeting adjourned - 9:45 pm

Respectfully submitted by,

Lucy Chimelak

Lucy Chimelak - Sec/Treas.

AGENDA 3-6-80

7:00 I Call to order

II Treasurers report

a) hired bookkeeper (flexible payments)

b) accounts

1) HOUSE $ 1,000.

2) ATRIP $ 2,554.

3) gen check 527.

4) gen sav. 2,213. — withdraw 596.85 to HOUSE

(5) GHCSHI $ 10.)

III Grants and structure

a) handouts

b) monies

1) ATRIP - ceta approved 106,000

---

recieved from other sources 7,900.

will be spent from ceta 26,577.00

---

application to TRC 20,000.

application to DDA 20,000.

2) HOUSE - application for $87,000.

---

recieved from other sources 2,000.

spent 403.15 on copies + 596.85

3) Community Independent Living Project - Youthwork

negotiating $369,400.

4) Independent Living Project - TRC

if TRC is awarded by Feds $115,000.

5) Communication Services

application to TRC for $150,000

application to private foundations matching

recieved from other sources $10.

6) Newspaper

in progress $45,000.

c) structure and flow - Exec. Dir.? (change bylaws)

IVProject reports

V Committee reports

VI Other business

VII Adjourn

Union Services

14560 EASTEX FREEWAY HUMBLE, TEXAS 77338 713-441-9000

LANNY ROGERS
President
SHARON YORK
Vice President

November 16, 1984

Coalition for Barrier Free Living
6910 Fannin Suite 120
Houston, TX. 77030

Dear Coalition:

October ended as a generally bad month for Bingo. Competition has sharpened, prices have generally declined, and along with low attendance, it has resulted in the first losing month of your Bingo operation.

The losses were held to a minimum, and your balance is presently $13,518.48, with a net loss of $28.53 for the month.

I would like to take this opportunity to say that it has been a pleasure working with you for the past year, and if I can be of any service to you in any way, please freel free to call me.

Sincerely yours,

Lanny G. Rogers

cc: Bill Richard, Treasurer
Joyce Frieden, President

Enclosures: Recap of Disbursements
Report on CBFL

COALITION FOR BARRIER FREE LIVING

Balance Fwd. 9/30/84		$ 13,547.07
Receipts October 84	$42,481.00	
Disbursements	$12,509.59	
Prizes	30,000.00	
Balance 10/31/84		$ 13,518.48

DISBURSEMENTS

CBFL Oct 84

Check No.	Date	Payable To	Description	Amount
1252	10/03/84	U. S. Post Master	Postage	$ 500.00
1253	10/03/84	Bingo Plus	Supplies	1158.22
1254	10/03/84	Travel Host	Advertising	149.34
1255	10/03/84	U. S. Post Master	Postage	500.00
1256	10/15/84	State Treasurer	Gross Receipts Tax	904.16
1257	10/15/84	Kwik Kopy	Bulletin Printing	65.43
1258	10/15/84	Gestetner Corp	Paper	44.92
1259	10/15/84	Hou-Tex	Supplies	74.85
1260	10/15/84	Houston Post	Advertising	438.10
1261	10/15/84	Union Services	Rent 10/1 - 10/15	3000.00
1262	10/15/84	Union Services	Bookkeeping	300.00
1263	10/15/84	Houston Chronicle	Advertising	434.83
1264	10/15/84	CR Fuller	Payroll/Security	150.00
1265	10/23/84	Arrow Signs	Advertising	62.24
1266	10/31/84	Union Services	Rent 10/16 - 10/31/84	3500.00
1267	10/31/84	D Brister	Payroll/Security	50.00
1268	10/15/84	D Gates	Payroll/Caller	87.50
1269	10/15/84	T McClanahan	Payroll/Security	30.00
1270	10/15/84	Lazelle Weda	Payroll/Cashier	150.00
1271	10/15/84	Angelo Weda	Payroll/Usher	150.00
1272	10/15/84	Sharon York	Payroll/Cashier	127.50
1273	10/15/84	CR Fuller	Payroll/Security	60.00
1274	10/31/84	D Gates	Payroll/Caller	87.50
1275	10/31/84	T McClanahan	Payroll/Security	90.00
1276	10/31/84	Angelo Weda	Payroll/Usher	100.00
1277	10/31/84	Lazelle Weda	Payroll/Cashier	125.00
1278	10/31/84	Sharon York	Payroll/Cashier	170.00
		Total		$ 12,509.59

COALITION FOR BARRIER FREE LIVING/
HOUSTON CENTER FOR INDEPENDENT LIVING
6910 FANNIN, SUITE 120
HOUSTON, TEXAS 77030

OCTOBER 7, 1983

DEAR Joyce,

THE FIRST BOARD MEETING FOF THE NEW YEAR WILL BE HELD THURSDAY, OCTOBER 13, 1983, AT 6:00 P.M. IN THE INSTITUTE FOR REHABILITATION AND RESEARCH (TIRR) IN THE PROMETHEAN ROOM WEST. THE ADDRESS FOR TIRR IS 1333 MOURSUND, IN THE MEDICAL CENTER. I HAVE ENCLOSED AN AGENDA FOR OUR MEETING NEXT THURSDAY, A LIST OF THE NEW BOARD, AND MINUTES FROM THE LAST BOARD MEETING. AT THE BOARD MEETING ON THURSDAY YOU RECIEVE UPDATED BYLAWS AND AN ORGANIZATIONAL CHART. LOOKING FORWARD TO SERVING WITH YOU.

SINCERELY,

Joyce Frieden

JOYCE FRIEDEN

Letter to General Assembly

we are currently working on:
Bylaws Board member descriptions
*Organizational chart
Staff descriptions & chart
Letter for General Assembly will notify you if your dues are due.
Committee descriptions to be mailed with request to pick one and join.

COALITION FOR BARRIER FREE LIVING

November 1, 1983

The Honorable Jack Fields
U.S. House of Representatives
Washington, D.C. 20515

Dear Representative Fields:

I am writing to seek your assistance in bringing about reconsideration of the proposed regulations issued on September 8, 1983 by the Department of Transportation concerning access by the disabled community to public transportation.

Under the 1979 regulations promulgated to implement Section 504 of the Rehabilitation Act, recipients of Federal funds were required to make all modes of public transportation accessible to the disabled. The replacement regulations (see 48 FR 40684) are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. They abolish earlier requirements that purchases of equipment or new construction of transit facilities be accessible, and allow for trade-offs between service criteria and cost considerations to where there exists the potential for no minimum level of service. Lastly, the regulations fail to provide for meaningful input from disabled persons and advocacy groups to the processes of planning and implementation.

For the many Texans representing a segment of the millions of disabled Americans who must rely solely on some form of public transit, the implementation of these replacement regulations represents a significant step towards reinstituting discrimination on the basis of handicap. To avoid this situation, the Department of Transportation's proposed anti-discrimination regulations should be rewritten to provide for equal access and that equipment purchased or facilities constructed with Federal funds be accessible. Without your assistance in this matter, the use of future systems of public transit will not be an option for the community of disabled voters in Houston and the State of Texas.

Respectfully,

Joyce Frieden

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

COALITION FOR BARRIER FREE LIVING

November 1, 1983

The Honorable John Tower
142 Russell Senate Office Building
Washington, D.C. 20510

Dear Senator Tower:

I am writing to seek your assistance in bringing about reconsideration of the proposed regulations issued on September 8, 1983 by the Department of Transportation concerning access by the disabled community to public transportation.

Under the 1979 regulations promulgated to implement Section 504 of the Rehabilitation Act, recipients of Federal funds were required to make all modes of public transportation accessible to the disabled. The replacement regulations (see 48 FR 40684) are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. They abolish earlier requirements that purchases of equipment or new construction of transit facilities be accessible, and allow for trade-offs between service criteria and cost considerations to where there exists the potential for no minimum level of service. Lastly, the regulations fail to provide for meaningful input from disabled persons and advocacy groups to the processes of planning and implementation.

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Respectfully,

Joyce Frieden

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

COALITION FOR BARRIER FREE LIVING

November 1, 1983

The Honorable Lloyd Bentsen
240 Russell Senate Office Building
Washington, D.C. 20510

Dear Senator Bentsen:

I am writing to seek your assistance in bringing about reconsideration of the proposed regulations issued on September 8, 1983 by the Department of Transportation concerning access by the disabled community to public transportation.

Under the 1979 regulations promulgated to implement Section 504 of the Rehabilitation Act, recipients of Federal funds were required to make all modes of public transportation accessible to the disabled. The replacement regulations (see 48 FR 40684) are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. They abolish earlier requirements that purchases of equipment or new construction of transit facilities be accessible, and allow for trade-offs between service criteria and cost considerations to where there exists the potential for no minimum level of service. Lastly, the regulations fail to provide for meaningful input from disabled persons and advocacy groups to the processes of planning and implementation.

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Joyce Frieden

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

COALITION FOR BARRIER FREE LIVING

November 1, 1983

The Honorable William R. Archer
1024 Longworth House Office Building
Washington, D.C. 20515

Dear Representative Archer:

I am writing to seek your assistance in bringing about reconsideration of the proposed regulations issued on September 8, 1983 by the Department of Transportation concerning access by the disabled community to public transportation.

Under the 1979 regulations promulgated to implement Section 504 of the Rehabilitation Act, recipients of Federal funds were required to make all modes of public transportation accessible to the disabled. The replacement regulations (see 48 FR 40684) are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. They abolish earlier requirements that purchases of equipment or new construction of transit facilities be accessible, and allow for trade-offs between service criteria and cost considerations to where there exists the potential for no minimum level of service. Lastly, the regulations fail to provide for meaningful input from disabled persons and advocacy groups to the processes of planning and implementation.

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Respectfully,

Joyce Frieden

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

COALITION FOR BARRIER FREE LIVING

November 1, 1983

The Honorable Mickey Leland
419 Cannon House Office Building
Washington, D.C. 20515

Dear Representative Leland:

I am writing to seek your assistance in bringing about reconsideration of the proposed regulations issued on September 8, 1983 by the Department of Transportation concerning access by the disabled community to public transportation.

Under the 1979 regulations promulgated to implement Section 504 of the Rehabilitation Act, recipients of Federal funds were required to make all modes of public transportation accessible to the disabled. The replacement regulations (see 48 FR 40684) are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. They abolish earlier requirements that purchases of equipment or new construction of transit facilities be accessible, and allow for trade-offs between service criteria and cost considerations to where there exists the potential for no minimum level of service. Lastly, the regulations fail to provide for meaningful input from disabled persons and advocacy groups to the processes of planning and implementation.

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Respectfully,

Joyce Frieden

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

COALITION FOR BARRIER FREE LIVING

November 1, 1983

The Honorable J. J. Pickle
U.S. House of Representatives
Washington, D.C. 20515

Dear Representative Pickle:

I am writing to seek your assistance in bringing about reconsideration of the proposed regulations issued on September 8, 1983 by the Department of Transportation concerning access by the disabled community to public transportation.

Under the 1979 regulations promulgated to implement Section 504 of the Rehabilitation Act, recipients of Federal funds were required to make all modes of public transportation accessible to the disabled. The replacement regulations (see 48 FR 40684) are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. They abolish earlier requirements that purchases of equipment or new construction of transit facilities be accessible, and allow for trade-offs between service criteria and cost considerations to where there exists the potential for no minimum level of service. Lastly, the regulations fail to provide for meaningful input from disabled persons and advocacy groups to the processes of planning and implementation.

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Respectfully,

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

COALITION FOR BARRIER FREE LIVING

November 1, 1983

The Honorable Kent Hance
U.S. House of Representatives
Washington, D.C. 20515

Dear Representative Hance:

I am writing to seek your assistance in bringing about reconsideration of the proposed regulations issued on September 8, 1983 by the Department of Transportation concerning access by the disabled community to public transportation.

Under the 1979 regulations promulgated to implement Section 504 of the Rehabilitation Act, recipients of Federal funds were required to make all modes of public transportation accessible to the disabled. The replacement regulations (see 48 FR 40684) are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. They abolish earlier requirements that purchases of equipment or new construction of transit facilities be accessible, and allow for trade-offs between service criteria and cost considerations to where there exists the potential for no minimum level of service. Lastly, the regulations fail to provide for meaningful input from disabled persons and advocacy groups to the processes of planning and implementation.

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Respectfully,

Joyce Frieden

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

COALITION FOR BARRIER FREE LIVING

November 1, 1983

The Honorable John Bryant
U.S. House of Representatives
Washington, D.C. 20515

Dear Representative Bryant:

I am writing to seek your assistance in bringing about reconsideration of the proposed regulations issued on September 8, 1983 by the Department of Transportation concerning access by the disabled community to public transportation.

Under the 1979 regulations promulgated to implement Section 504 of the Rehabilitation Act, recipients of Federal funds were required to make all modes of public transportation accessible to the disabled. The replacement regulations (see 48 FR 40684) are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. They abolish earlier requirements that purchases of equipment or new construction of transit facilities be accessible, and allow for trade-offs between service criteria and cost considerations to where there exists the potential for no minimum level of service. Lastly, the regulations fail to provide for meaningful input from disabled persons and advocacy groups to the processes of planning and implementation.

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Respectfully,

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

COALITION FOR BARRIER FREE LIVING

November 1, 1983

Docket Clerk, Docket 56b
Department of Transportation
Room 10105
400 7th Street, S.W.
Washington, D.C. 20590

Gentlemen:

On July 20, 1981, the Department of Transportation issued an interim final rule (see 46 FR 37488) designed to implement Section 504 of the Rehabilitation Act prohibiting discrimination against disabled persons in federally-funded programs. The rule also purported to implement Section 16(a) of the Urban Mass Transit Act of 1964 and Section 165(b) of the Federal-Aid Highway Act of 1973. The disabled community voiced strong opposition to the interim rule claiming that it fell short of implementing the special efforts, effective utilization and anti-discriminatory mandate contained in the cited statutes. As a result, the Department of Transportation issued a new version of the rule in a notice of proposed rule making on September 8, 1983 (see 48 FR 40684). This letter of concern is in response to that rule, which persists in its failure to implement the letter and spirit of S504, UMTA and FHA.

The DOT proposed rule represents a serious retreat from guaranteeing that disabled persons have equal access to federally funded transit programs. In order to understand the magnitude of such retreat, it is necessary to examine the events which led to the issuance of the proposed DOT rule and the caselaw which the department relies upon to support it.

Back in 1979 the Department of Transportation issued its first round of regulations prohibiting discrimination on the basis of handicap. These regulations were promulgated primarily to implement S504, but in addition, specifically noted authority under UMTA and FHA. The 1979 regulations implemented the S504 equal opportunity mandate by requiring recipients to make all modes of public transit accessible to the disabled within timelines specified in the regulations. This included access to fixed bus routes, rapid and commuter rail systems, and light rail systems. The regulations further provided for transition plans and required community participation in the planning and implementation process.

The 1979 regulations were shortlived. In July, 1981, DOT withdrew Subpart E of the regulations under the guise of complying with a court order in American Public Transit Association v. Lewis, 655 F. 2d 1272 (D.C. Cir. 1981). APTA v. Lewis held that Subpart E could not be justified under S504 because it required "extensive modifications to existing systems and imposed extremely heavy financial burdens." However, the court did not invalidate the regulation, it merely remanded

6910 Fannin, Suite 120, Houston, TX 77030 (713) 795-4252 Voice or TTY

> to give the administrator an opportunity to explain whether these regulations are based on statutes other than Section 504. If, on remand . . . , the Secretary indicates that the regulations do enforce other statutes, he should identify the provisions of UMTA or the FHA — or any other act — that are enforced by the regulations, and he should justify the regulations in terms of the cited provisions.

During oral argument before the Circuit Court, DOT claimed that the 1979 regulations were authorized by a combination of S504 and UMTA. The remand was for the purpose of allowing DOT to substantiate this claim.

Instead, in a complete turnaround, DOT withdrew Subpart E in its entirety. The proposed regulations are offered in its place. However, these replacement regulations do not begin to resemble their predecessor. They do not require any mainline accessibility, they do not require equal access to any mode of transit within three years or even thirty years, they do not address rail transit or facilities, and they do not require ongoing community input. Clearly, APTA v. Lewis did not call for such action.

The DOT proposed regulations are surprisingly void of any requirement for mainline or equal access by disabled consumers to public transit. Further, the rule does not even state a preference for integrated services. In addition to promoting segregation, DOT's rule places a cost cap on recipient spending so that effective alternative service (e.g. paratransit service) becomes practically impossible to provide. In other words, the DOT proposed rule sanctions separate and unequal transportation services for disabled people.

Further, the proposed rule abolishes the requirements contained in the 1979 rule, that purchases of equipment or new construction of transit facilities be accessible. APTA v. Lewis cannot be used to support DOT's move. APTA v. Lewis criticized the 1979 rule for requiring "extensive modifications to existing systems," not for requiring that future acquisitions and construction by recipients be accessible. In fact, a recent Second Circuit case discredits DOT's position, as follows:

> In the context of public transportation and the handicapped, denial of access cannot be lessened simply by eliminating discriminatory selection criteria; because the barriers to equal participation are physical rather than abstract, some sort of action must be taken to remove them, if only in the area of new construction or purchasing. As plaintiffs pointedly observe, 'It is not enough to open the door for the handicapped . . . a ramp must be built so the door can be reached.' (Emphasis added.)

The minimal costs imposed by requiring that all future acquisitions and construction be accessible are a small fraction of what it costs to try to go back and make an inaccessible system accessible. In addition, UMTA and FHA require that disabled people be able to "effectively utilize" transit systems. It is unconscionable for DOT to allow billions of dollars in federal aid to perpetuate fully inaccessible transit systems which are unusable by millions of disabled Americans.

DOT's proposed anti-discrimination regulation must be rewritten to provide for equal access and to require that equipment purchased or facilities constructed with federal funds be accessible.

The 1979 DOT regulations included sections which dealt with "Fixed facilities for the public" (S27.83), "Rapid and commuter rail systems" (S27.87), and "Light rail systems" (S27.89). All of these sections have been deleted from the current proposed rule. DOT offers no explanation for these deletions. Rail and fixed facilities are not covered elsewhere in the regulations. It is not acceptable for DOT to completely exempt these items from coverage under S504.

Further, S27.77(b) of the proposed rule specifies the types of service which must be made available to disabled consumers in meeting service requirements. The list of types of services includes: fixed route bus service; special paratransit services; or a mix of bus and paratransit services. Rapid commuter or light rail transit systems are not mentioned. Therefore, any efforts on the part of a transit district to make its rapid commuter or light rail system accessible would not count as part of the efforts required under the proposed rule. The absurdity of this provision is obvious.

The most distressing aspects of the DOT proposed rule are contained in sections 27.77(c) and (d). S27.77(c) sets forth service criteria which would require transportation services to be provided to disabled persons on a comparable basis to those provided to non-disabled persons. However, this provision cannot be read in isolation. S27.77(d) places a limit or cap on the amount of funds which need be expended in order to meet the service criteria. The regulation sets forth a planning procedure by which trade-offs can be made between the service criteria and the cost limitation.

The service criteria, according to the preamble in the proposed rule, were developed in response to S317(c) of the Surface Transportation Act of 1982. S317(c) provides:

> In carrying out subsection (a) of this section (Section 16(a) of UMTA), Section 165(b) of the (FHA) and section 504 . . . the Secretary shall . . . (establish) <u>minimum criteria</u> for the provision of transportation services to handicapped and elderly individuals by recipients of Federal financial assistance. (Emphasis added.)

The preamble also notes that the Congressional "sponsor's floor statements expressed concern that the Department's interim rule did not ensure adequate service for handicapped persons." The proposed "minimum service criteria" set forth in S27.77(c) are subject to cost limitations. The two concepts, minimum service criteria and spending limitations, are mutually exclusive. If service criteria can be traded-off for cost considerations there is no minimum level of service. This Catch-22 setup is a clear violation of the requirement of S317(c) and demonstrates DOT's blatant refusal to implement the access and anti-discrimination mandates contained in UMTA, FHA and S504.

Further, the cost limitation contained in S27.77(d) is at a ridiculously low level. The proposed rule sets the cost limitation at 7.1% of the total federal financial assistance to the recipient or at 3% of its overall operating budget. APTA v. Lewis only struck down those portions of the 1979 regulation which "imposed extremely heavy financial burdens on local transit authorities." Clearly the proposed percentages do not begin to approach such a burden. At the 7.1% or 3% rate, few recipients would be able to operate a program which both meets the service criteria and falls within the cost cap. These would most likely be programs presently operating integrated fixed bus route and accessible rapid transit systems. In fact, DOT is fully aware of a number of paratransit/special services programs throughout the country which currently operate in excess of the cost cap. See Comments on Transportation for Handicapped Persons, Department of Transportation (June 1980). For example, in 1980, Reading, Pennsylvania spent what would have amounted to 48% of its S5 UMTA funds on paratransit.

In addition, many special service systems provide inadequate services which fail completely to meet the service criteria set forth in the proposed rule. Some of these programs do so even though they expend monies which would be equal to or greater than the proposed cap. In fact, the preamble in the DOT proposed rule specifically notes that the GAO survey of transportation systems

> referred to 'widespread deficiencies' in paratransit services for handicapped persons, such as waiting lists, long advance notice requirements, priorities based on trip purpose, shorter hours and fewer days of service, denials of requests for service, smaller geographical area of service, and inaccessibility of paratransit vehicles.

DOT must either abolish or completely revamp the cost limitation section. The cap was developed by looking at one program, Milwaukee, Wisconsin. DOT admits, in the preamble to the proposed rule, that the cost information relied upon by the department is inadequate. Further, DOT concedes that Milwaukee "appeared to meet many (though not all) of the service criteria proposed in the rule." (Emphasis added.) DOT further implies that the other special service systems which it considered using as a model did not meet the service criteria or did so by incurring greater financial hardship. If DOT was unable to locate one special services/ paratransit program which was able to comply with the service criteria and still fall within the cost limitation, the viability of S27.77(d) of the proposed rule is seriously suspect.

In addition, the cost limitation does not take into account the considerable differences among American communities. A single cap applied across the board ignores the differences in cost which are attributable to varying labor markets, climate, residential patterns and road conditions. Further, communities which have refused to take any efforts in the past, under either UMTA or S504, should be required to expend additional monies in the future to make up for past discriminatory practices.

In sum, DOT's proposed service criteria, which are subject to the cost limitations set forth in S27.77(d), do not comply with the statutory mandates of S317(c), UMTA, FHA or S504 nor do they offer a viable alternative to the access requirements set forth in the 1979 rule.

S27.77(e) of the proposed rule describes the types of expenditures which may or may not be counted toward calculating the cost limitation set forth in S22.77(d). There are a number of difficulties which this section raises.

Setting aside for the moment the problems of the cost limitation in general, S27.77(e) allows costs to be charged to the disabled transit program, which should not be permitted. One such cost is the cost of constructing or modifying fixed facilities under the Architectural Barriers Act of 1968 (ABA). The proposed rule attempts to limit these eligible expenses to those which "directly relate to the actual provision of transportation service." Recipients should not be allowed to apply their ongoing legal duty to comply with the ABA toward meeting the cost limit. Further, the rule should be modified so that costs incurred for compliance with state architectural or transportation related laws are not considered eligible costs under S27.77(e).

The proposed rule does not make it clear that special transportation services directly related to the clientele of a particular agency or program (e.g. social services, recreational programs) cannot be counted as an eligible expenditure. Although this concept is mentioned in the preamble, the language of the proposed rule is unclear. Only costs incurred by the recipient itself in connection with providing transportation to the disabled general public should be considered allowable costs.

Section 27.77(f) sets forth requirements concerning the actual provision of services to disabled consumers. The section states that a recipient shall ensure that "equipment is maintained, (and) personnel are properly trained and supervised." The regulation is deficient in two major ways. First, the whole section is subject to a caveat which states that actual service should not "fall below the level set forth in the recipients' program." Clearly, this type of caveat encourages recipients to set low performance levels which enable them to avoid claims of non-compliance.

Further, DOT must be aware of the fact that numerous service problems have arisen in fixed bus route service systems. See Phase in of Accessible Buses: Six Case Studies, Booz-Allen, Hamilton, Inc. and Synergy Consulting Services (Jan. 1980). To address these problems, the rule should specify that as to fixed bus systems, recipients are required to maintain an equitable distribution of accessible buses on all lines, to maintain a sufficient reserve ratio of accessible buses and to operate an ongoing maintenance program. These requirements will help to ensure compliance with the service criteria set forth in S27.77(c).

S27.77(a) sets forth the certification process for recipients of DOT funds S22.77(g) sets forth the procedural requirements for community input and participation in the planning process, and S22.77(h) and (j) set forth the procedures for monitoring programs and dealing with non-compliance issues.

The certification process contains a number of deficiencies. S27.77(a) certification requirements only apply to recipients of UMTA funds. Compliance with S504 must apply to all recipients of DOT monies. Second, small recipients are only required

to certify that they meet "a significant fraction of the actual transportation needs of (handicapped) persons." This requirement is ambiguous and may lead to unjustifiably low levels of service in many small urban and rural areas. Finally, the rule assumes that merely following the certification process will ensure compliance with the requisite Acts. Unfortunately, the process, which is discussed below, is inadequate to ensure such compliance.

S27.77(g) deals with public participation and disabled community participation in the local planning of transit services. S317(c) of the Surface Transportation Assistance Act of 1982 specifically requires DOT to develop a mechanism for input by handicapped persons. Senators sponsoring S317(c) believed that the interim rule was deficit in this respect and that

> the absence of requirements for public participation in the formulation of transportation services for handicapped persons . . . impeded the provision of adequate services.

Further, the 1979 rule, which was withdrawn by DOT, required recipients to

> ensure continuing consultation, from initial planning through implementation, with handicapped persons, advocacy organizations of handicapped persons . . . , public and private operators of existing transportation for handicapped persons, public and private transportation operators, and other interested and concerned persons.

The 1979 rule also required a public hearing on the plan and on significant changes to the plan.

The DOT proposed rule does not provide for policy formulation by or ongoing input from disabled persons or advocacy groups. It merely provides for a sixty day comment period on the recipient's proposed plan and one public hearing. This does not constitute meaningful input into the planning process as required by S317(c). Limited consumer participation also makes it difficult to monitor and evaluate the quality of service delivery. The proposed rule should be changed to require recipients to develop and maintain an ongoing disability community advisory panel with significant input and decision making capabilities. Further, the rule does not require a hearing when significant changes to the program are made. This should be required.

Finally, the monitoring and non-compliance provisions contained in sections 27.77(h) and (j) are also deficient. These sections are dependent on the strength of the procedural requirements section and the quality of the local plan which is developed. Problems with these sections were previously discussed. Further, DOT

must be willing to look more critically at programs where recipients were unable to secure adequate community input or where there was major disagreement between recipients and disabled consumers during the local planning process concerning how S504 and UMTA should be implemented.

Respectfully,

Joyce Frieden

Joyce Frieden
President

C. Emil Fasser, Chairperson
Legislative Committee

JF:CEF:nw

cc: Vernon M. Arrell, Commissioner, Texas Rehabilitation Commission
Linda Charrington, Metropolitan Transit Authority
Justin Dart, Jr.
Robert Funk, Disability Rights Education & Defense Fund, Inc.
Alan Kiepper, Director, Metropolitan Transit Authority
Robert Rouse, Director of Section 504, Dept. of Education
Richard Verville, White, Fine, and Verville

January 6, 1982 1983

Joyce Frieden
9667 Meadowvale
Houston, TX 77063

Dear Jack,

There are several problems that I have encountered in trying to be a responsible board member. I feel that there is a lack of communication from the staff, the executive director, to the board. There has also been times when the staff, the executive director, has brought the board recommendations which it seemed we were expected to make immediate decisions on without research or background on the item. Finally the responsiveness of our staff is shockingly inadequate to requests of the board.

The lack of communication was apparent almost immediately after our election. It seems obvious that if we are to be responsible for HCIL, which we are legally, we must know not only what services are being offered, but to what extent and quantity they are offered and used. This information should be given in a managers report at every board meeting. Reports on activities such as speaking engagements, appeals for smaller donations as well as grant applications, changes in representation as in logos, audits, site visits, etc., should be reported in the earliest stages possible and the board should be kept alert of progress all along on each.

Before a decision of any sort can be made in a responsible manner, board members must be briefed appropriately on the issue. For example: to bring up the subject of a computer and taxonomy to the board without an explanation of what a taxonomy is; without an explanation of why our organization would need a computer; and with no research offered on which computer might best meet our needs (other than a report handed to our staff by a person with a vested interest); and then to expect the board to vote in a rational manner on a relevant proposal is absurd. I believe that our staff should be made to realize the board expects adequate research on issues or questions brought before it.

The lack of responsiveness to requests of the board has surprised me. Such a simple request as a copy of a letter being sent to all board members should be easily taken care of within a few days. I has now been more than three weeks since the board requested the letter from TRC on articles needed for our audit. At this point, I have not received the letter in question nor have I received an explanation as to why it has not been mailed.

I feel that these problems are major in magnitude. They reflect a certain ineptitude, a lack of professionalism, and generally inadequate management of our organization. It is our responsibility as board members to address the underlining roots of these problems and to resolve the potentially liabilous issues which confront us. I am willing to help resolve these problems, if we are going to do so in a timely manner. However, if we continue to drag our feet, glossing over issues, failing to demand staff responsiveness, accepting excuses for poor communication, and not recognizing the serious nature of problems which we face, I will be unable to continue bearing my share of the responsibility which we have accepted as board members.

Sincerely,

Joyce Frieden
Board Member
CBFL

cc: CBFL Board Members

(1)

1/6/83

Dear Jack,

There are several problems that I have encountered in trying to be a responsible board member. I feel that there is lack of communication ~~between~~ from the staff, ~~through~~ the executive director, to the board. There has also been times when the staff, the executive director, has brought the board ideas or suggestion which - it seemed we were expected to make immediate decisions on without research or background on the idem. ~~Although committees have been formed~~ on such matters as Long Range Planning, ~~no responsible party, the chairperson or~~ a representative, official has ~~been~~ made report in a timely manner although I know recommendations were ~~made to go to the board~~

The lack of communication ~~problem~~ was apparent almost immediately after our election. ~~Although we~~ It seems obvious that we are to be responsible for HCIL, which we are legally, we must know not only what services are being offered, but ~~how~~ to what extent and quantity they are offered and used.

This information should be given in a managers report at every board meeting, ~~along with~~ Reports on ~~what~~ activities such as speaking engagements, appeals for smaller donations as well as grant applications, ~~suggested~~ changes in representation as in logos, ~~and~~ audits, site visits, etc should be reported in the earliest stages possible and the board should be kept alert of progress all along each.

Before a decision of any sort can be made in a responsible manner, Board members must be briefed appropriately on the issue. For example; to bring up the subject of a computer and taxonomy to the board without and explination of what a taxonomy is; ~~and~~ why our organization would need a computer; ~~and~~ no research offered on which computer might best meet our needs (other than ~~a sale~~ a report handed to our staff by a person with a vested interest); and then to expect the board to vote ~~on a~~ in a rational manner on a relevant proposal is ~~ludicrous~~ absurd. I believe that our

(3) Finally, the responsiveness of our staff is shockingly inadequate to ~~xxx~~ requests of the Board.

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→ The lack of responsiveness to requests of the board has suprised me. Such a simple request ~~xxxx~~ as a copy of a letter being sent to all board members should be easily taken care of ~~in~~ ~~less than one week~~. ~~xxx~~ within a few days. It has now been more than three weeks sense the board requested the letter from TRC on articles needed for our audit, ~~without the letter being recieved or explanation~~. At this point, I have not recieved the letter in question nor have I recieved an explination of why it has not been mailed out. ~~This~~

I feel that these problems are major in magnitude. ~~Orientation to the services and I will not be so presumtuous as to try and identify the specific cause or causes~~ They reflect a certain ineptitude, a lack of professionalism, and generally ~~poor~~ inadequate

(4)

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It it our responsibility as board
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am willing to help resolve these
~~issues~~ problems, ~~and~~ ~~but~~ ~~I believe~~
~~we can not wait any longer to~~
~~begin~~

if we are going to do so
in a timely manner. However, ~~#~~ if
we continue to drag our feet, ~~by appointing~~
~~more committees~~, glossing over issues,
~~ignoring basic problems~~, failing to
demand ~~needed~~ staff responsiveness,
accepting excuses for poor communication,
and not recognizing the serious nature of
which we face, I will be unable
to continue having my share of the
responsibility which we have
accepted as board members.

Laurier 651-6413
641-6513