

RESOLUTION NO. 032514-L

A RESOLUTION OF THE CITY COUNCIL OF
GEORGETOWN, TEXAS, ADOPTING AN ADA TRANSITION
PLAN FOR THE CITY OF GEORGETOWN.

WHEREAS, the Americans with Disabilities Act (ADA) was enacted on July 26, 1990 and provides comprehensive rights and protections for individuals with disabilities in the areas of employment, public accommodations, state and local government services, and telecommunications; and

WHEREAS, the ADA covers individuals with physical or mental impairments that substantially limit a major life activity, persons with a record of such impairment, and persons regarded or perceived as having such impairment; and

WHEREAS, the law was designed to ensure that persons of all abilities have equality of opportunity, economic self-sufficiency, full participation in American life, and independent living; and

WHEREAS, Title II of the ADA requires state and local governments to make their programs and services accessible to persons with disabilities, extending to physical access at government facilities, programs, and events, but also to policy changes that governmental entities must make to ensure that all people with disabilities can take part in, and benefit from, the programs and services of the state and local governments; and

WHEREAS, governmental entities must ensure effective communication, including the provision of necessary auxiliary aids and services so that individuals with disabilities can participate in civic life; and

WHEREAS, in providing access, city governments are not required to take any action that would result in a fundamental alteration to the nature of any program, service or activity or that would result in undue financial and administrative burdens, but if an action would result in such an alteration or such burdens, the City must take any other action it can to ensure that people with disabilities receive the benefits and services of the program or activity; and

WHEREAS, in 1992, the City Council passed Resolution No. 920035 establishing a policy regarding non-discrimination of individuals with disabilities and appointing an Advisory Task Force; and

WHEREAS, in April 2011, Council appointed an ADA Coordinator and an ADA Advisory Task Force to develop a Transition Plan to address City compliance with the ADA and report back to Council; and

WHEREAS, the ADA Advisory Task Force has developed an ADA Transition Plan and recommends that the City Council adopt the ADA Transition Plan.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL
OF THE CITY OF GEORGETOWN, TEXAS THAT:**

SECTION 1. VERIFICATION OF FACTS

The facts and recitations contained in the preamble of this resolution are hereby found and declared to be true and correct, and are incorporated by reference herein and expressly made a part hereof, as if copied verbatim.

SECTION 2. ADOPTION OF THE ADA TRANSITION PLAN

The ADA Transition Plan recommended by the ADA Advisory Task Force is hereby adopted.

SECTION 3. APPROVAL OF THE RECOMMENDATIONS

The ADA Advisory Task Force makes the following recommendations in the ADA Transition Plan that are hereby approved and shall be implemented:

FEASIBILITY STUDY. The City should conduct a feasibility study to obtain an analysis and evaluation for proposed projects to determine if the projects are technically feasible and to provide an estimated cost for project prioritization and budgeting. The Feasibility Study will provide recommendations for implementation of the ADA Transition Plan, including prioritization of projects, scheduling and integration of those projects into the City CIP and City Budget. The Feasibility Study has been included in the scope of services for the 2014 Sidewalk Study proposal. Once the Feasibility Study is complete it will be presented to the ADA Advisory Committee for review and recommendation to the City Council.

ADA ADVISORY COMMITTEE. The City should establish an ADA Advisory Committee. Membership on the Committee should include the ADA Coordinator and representatives of the following City departments: transportation, systems engineering, parks and recreation, facilities, communication, and legal. Citizen representatives should also be members of the Committee, including individuals with ADA mobility limitations, as well as the sight and hearing impaired. The ADA Advisory Committee

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would inform the City Council concerning Title II issues applicable to the City and provide ongoing recommendations concerning implementation and amendment of the ADA Transition Plan as necessary for compliance with the ADA. The ADA Advisory Committee would also allow for regular public participation from citizens and other interested persons, including individuals with disabilities or organizations representing individuals with disabilities.

DATA ORGANIZATION. Data should be collected and organized in a form to be included in the City's Asset Management System or other database to organize project data, including inspections and construction.

WEB PAGE. The City has created an ADA page on the City's website located at ada.georgetown.org. City Staff should work with the ADA Advisory Committee to develop the ADA page as an effective and meaningful resource for City residents with disabilities.

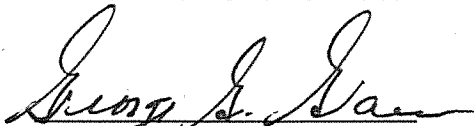
SECTION 4. EFFECTIVE DATE

This Resolution shall be effective immediately upon its approval.

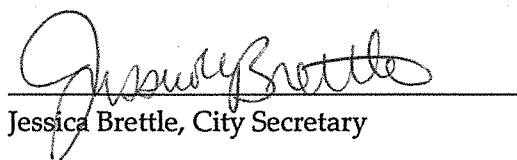
**PASSED AND APPROVED this 25 day of March, 2014 by the City Council
of the City of Georgetown.**

THE CITY OF GEORGETOWN:

Attest:

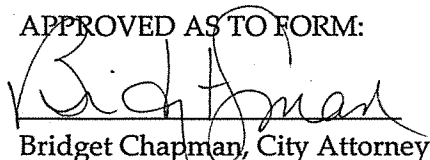


By: George G. Garver, Mayor



Jessica Brettle, City Secretary

APPROVED AS TO FORM:



Bridget Chapman, City Attorney

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