

RESOLUTION NO. 2016-53

RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF ROCKLIN APPROVING AND ADOPTING THE CITY'S UPDATED AMERICANS
WITH DISABILITIES ACT TRANSITION PLAN

WHEREAS, the Federal government enacted the Americans with Disabilities Act of 1990 (ADA) to prevent discrimination of the physically and mentally disabled relating to employment and access to public facilities; and

WHEREAS, Title II of the ADA requires that municipalities adopt a Transition Plan that documents barriers to accessibility, proposed structural modifications to remove those barriers, and a schedule to complete the modifications; and

WHEREAS, the City Council approved Resolution No. 92-210 on September 8, 1992, adopting an ADA Transition Plan in conformance with Title II requirements; and

WHEREAS, the City of Rocklin has increased the number of facilities and other infrastructure since 1992 that are not included under the 1992 Transition Plan; and

WHEREAS, ADA design standards have been modified by the Federal government since the adoption of the 1992 Transition Plan, and

WHEREAS, the City of Rocklin remains committed to the ADA and the elimination of barriers to public facilities: and

WHEREAS, staff has prepared an update to the 1992 Transition Plan that reflects current City infrastructure and ADA design standards, referred to as the "2016 ADA Transition Plan Update;"

NOW, THEREFORE, BE IT RESOLVED that

The City Council of the City of Rocklin does resolve as follows:

Section 1. The City Council of the City of Rocklin hereby approves and adopts the 2016 Americans with Disabilities (ADA) Transition Plan Update.

PASSED AND ADOPTED this 8th day of March, 2016, by the following vote:

AYES: Councilmembers: Yuill, Ruslin, Butler, Magnuson, Janda

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ABSTAIN: Councilmembers: None



Gregory A. Janda, Mayor

ATTEST:



Barbara Ivanusich, City Clerk

EXHIBIT A

City of Rocklin
Americans with Disability Act (ADA)

TRANSITION PLAN UPDATE



MARCH 2016

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1. SUMMMARY

1.1 Background

The Americans with Disabilities Act (ADA) is a federal law that took effect in 1990 and prohibits discrimination on the basis of disability in employment, state and local government, public accommodations, commercial facilities, transportation, and telecommunications. Title II of the ADA covers all activities of state and local governments regardless of the entity's size or receipt of federal funding. State and local governments are required to provide individuals with disabilities an equal opportunity to benefit from all of their programs, services, and activities.

The ADA requires that public agencies (local governments) with more than 50 employees conduct a self-evaluation of their programs, services and facilities to identify areas that are not in compliance with the ADA. Included in the plan is development of a grievance procedure, designation of an ADA Coordinator and development of a transition plan for any structural changes required to reach compliance. 28 Code of Federal Regulations (CFR) § 35.150 states that at a minimum, a Transition Plan shall:

1. identify physical obstacles in the public entity's facilities that limit the accessibility of its programs or activities to individuals with disabilities;
2. describe in detail the methods that will be used to make the facilities accessible;
3. specify the schedule for taking the steps necessary to achieve compliance (and if it is longer than one year, identify the steps to be taken each year of the transition period); and
4. indicate the official responsible for implementation of the plan.

On September 15, 2010, the Department of Justice published revised regulations for Titles II and III of the ADA. These regulations adopted revised, enforceable accessibility standards called the "2010 ADA Standards for Accessible Design". These 2010 Standards set minimum requirements for newly designed and constructed or altered State and local government facilities to be readily accessible to and usable by individuals with disabilities. Adoption of the 2010 Standards also establishes a revised reference point for Title II entities that choose to make structural changes to existing facilities to meet their program accessibility requirements. State and local government facilities must follow the requirements of the 2010 Standards, including both the Title II regulations at 28 CFR § 35.151; and the 2004 Americans with Disabilities Act Accessibility Guidelines (ADAAG) at 36 CFR Part 1191.

In 2012 staff moved forward with an ADA Self Evaluation and Transition Plan Update. The City contracted with SZS Consulting Group to conduct the assessment and evaluation and to prepare a draft report. Staff has utilized this assessment and evaluation to prepare this plan update.

1.2 2016 ADA Transition Plan Update

The 2016 ADA Transition Plan Update (2016 Update), includes the following:

- 1) An updated inventory of public facilities and improvements subject to ADA.
- 2) An assessment of the updated inventory against current ADA standards.
- 3) A list of non-compliant features and the improvements needed to achieve compliance.
- 4) A cost estimate of improvements.
- 5) Prioritization of the improvements.
- 6) Identification of funding sources and a funding plan to complete the improvements.
- 7) A schedule for completion of the improvements.
- 8) Standard Plans Update.

The 2016 Update in itself does not bring the City into compliance with current ADA standards. Full compliance will be achieved over a period of many years through the implementation of the improvements identified in the update.

The U.S. Access Board, which develops ADA design standards and coordinates implementation with government agencies, has developed a draft set of accessibility guidelines for the public right-of-way that were recently released for public review and comment. Although the guidelines are not yet in effect, it is likely that some version of these guidelines will ultimately be adopted by law as the design standard for new or altered improvements to the public right-of-way. The draft guidelines are utilized as the standard for the 2016 Update.

These design guidelines have been amended numerous times since the adoption of the Act in 1990, and as noted above new guidelines continue to be developed. It is likely that standards will change again during the implementation phase of the 2016 Update. Ongoing updates will likely be needed to keep the City's ADA Transition Plan in conformance with current standards.

2. ASSESSMENT

2.1 Assessment

The self-evaluation began in early 2012 and was completed in the Fall of 2013 by the SZS Consulting Group. This assessment was conducted for all of the city's physical assets such as public right-of-way (sidewalks, curb ramps, traffic signals, etc.), parks, and buildings. It also included non-physical assets such as the city web page, on-line registration, and recreation programs.

Two major components of this evaluation were the field investigation process and draft reports which identified the location and nature of each physical barrier in detail.

Each barrier was rated according to how severely it hinders access. These ratings were applied to each barrier automatically within the data entry process to provide for realistic comparison of barrier-to-barrier. An example of this step is how different the effect that a non-compliant Braille sign has on a person with a vision impairment, in comparison to the effect that a lack of an accessible parking stall has on a person using a wheelchair who visits a city building. Both are code violations but an existing sign with non-compliant Braille is a minor hindrance in comparison to how a lack of usable parking could prevent a person with a disability from reaching a city facility.

SZS Consulting prepared a report for each physical element and non-physical element. These reports are available for review by contacting Public Services.

2.2 ADA Standard Plans Update

The City standard plans are currently being updated, it is anticipated that this update will be completed in the Spring of 2016. The update includes new sidewalk and driveway standards that conform to current ADA guidelines.

The revised plans will be utilized in the design of all future City and private development projects. The City has been utilizing the draft plans since late 2013.

2.3 Funding Plan

Funding for ADA maintenance will be allocated during the normal budget process. Additional sources of funding include the City's Capital Investment Program (CIP) and private development. CIP projects will be designed according to current ADA standards and will correct any existing deficiencies within the limits of the project.

3. PUBLIC OUTREACH PROGRAM

3.1 Public Outreach Program

The City created a public outreach program to gather community input to identify areas where accessibility to public facilities is a concern. Staff sent letters to schools, churches, homeowner's associations and other public organizations requesting community input in 2012 and 2013. The community was provided with a contact person to discuss any concerns or questions they had regarding ADA accessibility to facilities, or if they knew anyone who had difficulties maneuvering in a particular area within City limits.

As part of the outreach program, the City posted a link on the City's website to provide the public with information about the ADA Transition Plan Update and to provide contact information. An article was also placed in the local newspaper, providing current information on the status of the ADA Transition Plan Update, including contact information. The City will

periodically post requests for community feedback as the plan is updated and as community priorities are adjusted.

3.2 Public Response

Despite the use of multiple public outreach pieces, the City has received very few public responses to date. Of the few responses the City did receive, most were concerned with accessibility to the new City Hall. One concern was with the path of travel from Rocklin Road from Interstate 80 to Granite Drive where the eastern side of Rocklin Road has no curb ramps and the sidewalk abruptly ends mid-block. This missing infrastructure has been identified as part of the Rocklin Road Right-of-Way project which is currently underway.

In addition to the concern with the path of access, the public stressed concerns with the ADA automatic door buttons located at the main entrance of the new City Hall. This work was scheduled and completed in 2014.

4. PRIORITIZATION & SCHEDULING

4.1 Prioritization

Improvements within City-owned buildings or parks are given the highest priority for completion. These facilities are used by the general public and expenditure of funds would provide the greatest benefit.

The next level of priority is improvements within the public right-of-way. Higher priority is given to routes that provide access to schools, parks, or other public facilities (for example, the Recreation Offices), commercial areas within walking distance of residential areas, high pedestrian traffic area, and high density senior residential areas. Routes to proposed projects which are anticipated to attract significant pedestrian traffic are also given priority.

The next level of priority is single-family residential areas, as pedestrian traffic is less concentrated in these areas. However, areas of known travel by citizens with disabilities have greater priority over other neighborhoods.

Prioritization will continue to be modified as the community needs change from year to year.

4.2 Prioritized Areas/Scheduling

FY 2016/17

Within the fiscal year 2016/17, the City proposes to do the following work as part of the 2016 Update:

Barriers:	Comments:
Policy and procedure updates	Updates to special event planning, policies for posting public notices, grievance procedures, and general communication need to be updated to address ADA standards and formats.
Removing Trip Hazards at various locations	Park and Right-of-Way inspections identify sidewalk that has been up-lifted or broken due to tree roots, water, etc. Each year these areas are identified and sidewalks are cut or removed and replaced to achieve compliance.
Rocklin Road Right of Way Project	Sidewalk, curb, gutter, ramps from I-80 to Granite Drive will be improved.
Play Equipment at Twin Oaks Community Park	Install ADA compliant play equipment.

Next 2 – 5 Years

Over the next 2 - 5 years, the City will continue to systematically remove barriers throughout the City. Some of the proposed Capital Investment Program projects that are on the horizon are identified below. Other barriers will be removed as part of regular maintenance activities.

Future CIP Projects	Comments:
Pacific Street: Dominguez to Sierra Meadows	This will complete the improvements for the Pacific Street corridor.
Quarry Park Phase II	Will connect adjacent projects to create an accessible pathway system within the park.
Front Street Park & Ride	This project will improve the path of travel along Front Street.
Johnson Springview Parking Lot Upgrade Project	Driveway ramps will be upgraded as part of this project.
Whitney Blvd and South Whitney Blvd Sidewalk Reconstruction Projects	Staff will continue to seek after Safe Route to School grant dollars to remove and replace the vertical curb and driveway cut-outs with rolled curb.

5 Years and Beyond

This is a living document and as such the City will update this transition plan every 2-3 years with approved CIP projects and projects/priorities as identified by the community.