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City of South Gate

Item No. 6

CITY COUNCIL

APR 23 2020

AGENDA BILL

CITY OF SOUTH GATE
OFFICE OF THE CITY MANAGER

1:10pm

For the Regular Meeting of: April 28, 2020

Originating Department: Public Works

Department Director:

Arturo Cervantes
Arturo Cervantes

City Manager:

Michael Flad
Michael Flad

SUBJECT: PROPOSED AMERICANS WITH DISABILITIES ACT SELF EVALUATION AND TRANSITION PLAN, CITY PROJECT NO. 538-ARC

PURPOSE: To CONTINUE the scheduled PUBLIC HEARING regarding the proposed Americans with Disabilities Act (ADA) Self Evaluation and Transition Plan (ADA Transition Plan). THIS ITEM WILL BE POSTPONED AND WILL NOT BE CONSIDERED UNTIL THE REGULARLY SCHEDULED CITY COUNCIL MEETING OF MAY 26, 2020.

RECOMMENDED ACTIONS: The City Council will open the public hearing regarding the proposed Americans with Disabilities Act Self Evaluation and Transition Plan, City Project No. 538-ARC, and will continue said public hearing to the regularly scheduled City Council Meeting of May 26, 2020.

FISCAL IMPACT: The ADA Transition Plan recommends a total of \$28,444,670 Million in improvements over a 40-year period to comply with ADA requirements. The ADA Transition Plan includes a 10-year priority list that recommends \$8,934,670 in improvements for curb ramps, transit and signalized intersections, sidewalks and facilities. It may be necessary to fund some of the improvements proposed in the plan with General Funds when local return funds, grant funds or other funds are not available.

NOTICING REQUIRMENTS: Title II of ADA, 28 CFR, Part 35 [§ 35.105 Self-evaluation, (b)] requires a public entity to provide an opportunity to interested persons, including individuals with disabilities or organizations representing individuals with disabilities, to participate in the self-evaluation process by submitting comments. The public hearing meets this requirement, and was published in the *Los Angeles Wave* newspaper on March 12, 2020.

ANALYSIS: The ADA was originally enacted on July 26, 1990, as Public Law [101- 336 (42 U.S.C. Sec. 12101 et seq.)] and became effective on January 26, 1992. The fundamental goal of the ADA is to ensure equal access to civic life to persons with disabilities. Title II of ADA, 28 CFR, Part 35 requires public entities to conduct a self-evaluation and certain public entities to prepare a transition plan, to make their services, policies, procedures, programs and activities accessible to persons with disabilities. The proposed ADA Transition Plan meets this requirement.

BACKGROUND: The proposed ADA Transition Plan is the City's planning document to ensure the City's services, policies, practices, programs and activities are accessible to persons with disabilities, and that public facilities meet physical access requirements for ADA. The proposed plan consist of the following:

- a) ADA Self Evaluation Plan: This section evaluates the City's services, policies, practices, programs and activities, and provides recommendations to comply with ADA.

- b) Transition Plan: This section identifies the physical barriers in public facilities that limit accessibility to programs or activities to individuals with disabilities. Examples of public facilities include buildings, parks, streets, intersections, crosswalks, pathways, and curb ramps (Public Facilities). It includes a 40-year action plan to remove the physical barriers, with a 10-year priority list.
- c) ADA Toolkit: ADA requirements generally change over time. The ADA Transition Plan provides guidance for managing changing requirements.

The proposed ADA Transition Plan may be adopted by the City Council. Prior to its approval, the City must give the public an opportunity to provide comments. However, it is recommended that City Council action and public input be re-scheduled to the May 26, 2020 City Council Meeting.

ATTACHMENTS: A. Proposed ADA Transition Plan (available for review at the City Clerk's Office) and on City Web Site
B. Notice of Public Hearing

ES:lc

Office of the
South Gate City Clerk

MAR - 9 2020

FILED

CITY OF SOUTH GATE
NOTICE OF PUBLIC HEARING

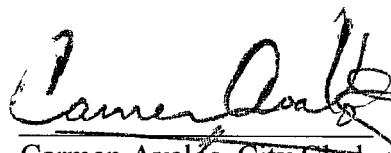
NOTICE IS HEREBY GIVEN that the City Council of South Gate, California will conduct a public hearing for the adoption of the Americans with Disabilities Act (ADA) Self Evaluation and Transition Plan, City Project No. 538-ARC, to protect qualified individuals with disabilities from discrimination on the basis of disability in the services, programs and activities of all local governments.

All cities with greater than 50 employees are legally required to comply with Americans with Disabilities Act (ADA) Title II (28CFR part 35) to actively plan for equal access for people with disabilities. A copy of the proposed Americans with Disabilities Act Self Evaluation and Transition Plan can be reviewed in the City Clerk's office during normal business hours.

DATE: Tuesday, March 24, 2020
TIME: 6:30 p.m.
LOCATION: Council Chambers
South Gate City Hall
8650 California Avenue
South Gate, CA 90280

NOTICE IS HEREBY GIVEN that any and all persons interested in the matter herein above set forth are privileged to attend said hearing and then there testify or present evidence upon any matter relating thereto.

NOTICE IS HEREBY GIVEN by order of the City Clerk of said City and is dated March 9, 2020.


Carmen Avalós, City Clerk

Publication date: Thursday, March 12, 2020

Account Number: 212-713-31-6101