

Date:	Reference No.:	Agenda Item No.:
11/17/2011	Resolutions 2011-41, 2011-42, 2011-43	08.02, 08.03, and 08.04

Subject: Resolutions Adopting the ADA Accessibility Guidelines for Accessible Design

Summary of Request:

The Indianapolis Metropolitan Planning Organization (MPO) is required to certify that the metropolitan transportation planning process is carried out in accordance with all applicable requirements including the provisions of the Americans with Disabilities Act (ADA) of 1990 and Section 504 of the Rehabilitation Act of 1973. The authority requiring public agencies to make public right-of-way accessible for all pedestrians with disabilities is:

- Section 504 of the Rehabilitation Act of 1973 (29 USC §794)
- Title II of the Americans with Disabilities Act of 1990 (ADA) (42 USC §12131-12164)

For a local public agency to receive federal monies, through the Federal Highway Administration or any other federal agency, an ADA Transition Plan must be in place or under development.

These three Resolutions are phases of the Milestones that must be completed prior to 12/31/2011.

Financial Summary:

Budget Funds Available	If Yes, Amount	Future Needs To Be Determined
<input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/A		

	Line Item Name	Line Item Number
Budget Fund Information:		

Recommend Bid/Contract Amount: N/A

Estimated Project Costs: (whole numbers)	Architecture/Engineering	N/A
	Construction/Procurement	N/A
	Contingency	N/A
	Miscellaneous Costs	N/A
	TOTAL ESTIMATE	N/A
	Future Expenses (if any)	N/A
	Revenue Generated (if any)	N/A

Department Head Approval: 

Date: 11/7/2011

Assistant Town Manager Approval: *Shant A. Robinson*

Date: 11/10/2011

ATM Comments:

After reviewing the required documents, all appears to be in order and I recommend of these policies required by the Metropolitan Planning Organization for the Town to receive federal highway funding.

Supporting Documentation:

1. ADA Transition Planning Emphasis Area Guidance - Milestones; 2. ADA Transition Plans: A Guide to Best Maangement Practices; 3. ADA Notice & Grievance Procedure Notice

Action Requested:

Approval of Resolutions 2011-41, 2011-42, and 2011-43 prior to 12/31/2011.

Town Manager Approval:

Shant A. Robinson

Date: 10 Nov 11

TM Comments:

RESOLUTION 2011-42

A RESOLUTION OF THE TOWN COUNCIL
OF THE TOWN OF BROWNSBURG, INDIANA
ADOPTING THE AMERICANS WITH DISABILITIES ACT (ADA)
ADA COORDINATOR AND PROCEDURES

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, in compliance with Title II of the ADA the Town of Brownsburg shall name an ADA Coordinator; and

WHEREAS, in compliance with Title II of the ADA the Town of Brownsburg shall adopt a grievance procedure for resolving complaints alleging violation of Title II of the ADA; and

WHEREAS, in compliance with Title II of the ADA the Town of Brownsburg shall publish notice to the public regarding the ADA;

WHEREAS, in compliance with Title II of the ADA the Town of Brownsburg shall post the ADA coordinator's name, office address, and telephone number along with the ADA Notice and ADA grievance procedure on its website.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Brownsburg, Indiana:

The Building Commissioner is designated as the ADA Coordinator for the Town.

The Notice under the Americans with Disabilities Act, a copy of which is attached hereto, is adopted as the Town of Brownsburg Notice under the Americans with Disabilities Act.

The Town of Brownsburg Grievance Procedure under the Americans with Disabilities Act, a copy of which is attached hereto, is adopted as the grievance procedure for addressing complaints alleging discrimination on the basis of disability in the provision of services, activities, programs or benefits by the Town of Brownsburg.

In compliance with Federal and State laws as set forth above, the Town Council resolves to post the required information regarding the ADA coordinator, Notice under the Americans with Disabilities Act, and Town of Brownsburg Grievance Procedure under the Americans with Disabilities Act on its website and at such other locations as may be determined from time to time.

PASSED, APPROVED AND ADOPTED this _____ day of _____, 2011.

Matthew S. Bowles, President

ATTEST:

Jeanette M. Brickler, Clerk-Treasure