



Legislation Text

File #: 20-1615, Version: 1

TO: Mayor and Members of City Council

THRU: Douglas J. Hewett, City Manager

FROM: Brook Redding, Assistant to the City Manager

DATE: January 4, 2021

RE:
American with Disabilities Act - Self-Evaluation, Transition Plan, and Public Involvement Plan

COUNCIL DISTRICT(S):
All

Relationship To Strategic Plan:

Goal I: Safe and Secure Community

Goal II: Responsive City government supporting a diverse and viable economy

Goal III: City investment in today and tomorrow

Goal IV: Desirable place to live, work and recreate

Goal V: Financially sound City providing exemplary city services

Goal VI: Collaborative citizen and business engagement

Executive Summary:

Title II of the Americans with Disabilities Act (ADA) regulates programs, activities, and services provided by state and local governments. The City of Fayetteville must comply with this section, which states: "no qualified individual with a disability shall, by reason of such disability, be excluded from participation in or be denied the benefits of the services, programs, or activities of a public entity, or be subjected to discrimination by any such entity" (42 USC Sec. 12132; 28 CFR Sec. 35.130).

Following Title II, the City of Fayetteville has conducted an ADA compliance self-evaluation of its services, programs, activities, and facilities on public property and in public rights-of-way. With this information, an ADA Transition Plan has been developed to share findings of the self-evaluation and to establish strategies for improving ADA accessibility within our community. With the onset of the COVID-19 pandemic, the process of public involvement was initially limited. The staff has developed a Public Involvement Plan using innovative methods to bring Fayetteville residents to the discussion with the highest level of inclusion and access as possible.

Background:

In 2020, the City drafted its ADA Transition Plan, Public Involvement Plan, and conducted a self-

evaluation to guide the planning and implementation of the necessary program and facility modifications over the next several years. The City of Fayetteville conducted a preliminary self-evaluation of its current City's programs and identified suggested improvements of building and public right-of-way facilities to ensure accessibility in high-density areas or high-use priority areas.

The ADA Self-Evaluation, Transition Plan, and Public Involvement Plan are significant in establishing the City's on-going commitment to the development and maintenance of policies, programs, and facilities that include all its citizens.

The Self-Evaluation was conducted from January 2020 through December 2020. In this phase of the project, the city staff built several tools and applications using ArcGIS to measure and assess accessibility using the prescribed surveys from Title II of the Americans with Disabilities Act.

The City of Fayetteville self-evaluation reviewed three fundamental areas for ADA compliance:

1. Communications, information, and facility signage;
2. Public buildings and spaces; and
3. Pedestrian facilities and public rights of way.

Improvements for each of these three areas will be addressed by an Action Plan, which contains short and long-term implementation actions. Short-term improvements generally require a minimal amount of planning, design, and financial investment. As such, these improvements will be evaluated and scheduled to begin before the end of FY2022. Long-term improvements require higher levels of planning, design, and financial investment. We will continue to work with the North Carolina Department of Transportation (NCDOT) to align projects with ADA compliance needs.

ADA self-evaluation, transition planning, and implementation will be a continuous effort for the City of Fayetteville. The City is committed to updating the ADA transition Plan annually with oversight of the City Manager and every five years with required action by the City Council. The involvement of other community leaders and support organizations will continue to be a critical part of the ADA transition process, which is dictated through the Public Involvement Plan.

Project Timeline

SELF-EVALUATION PHASE - FACILITIES and ROW			
FY 2020		FY 2021	
Q3	Q4	Q1	Q2
ADA Research	ADA Self-Evaluation Buildings, Rights of Way, Parks, Recreation Centers, etc.		
ArcGIS Tool Builds			
Draft ADA Transition Plan	Compile data to the ADA Transition Plan	Draft the ADA Action plan and concept	Draft the Public Involvement Plan

POLICY EVALUATION	PUBLIC INVOLVEMENT PHASE
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FY 2021 - Quarter 3		
January	February	March
4 Jan 21 Brief to City Council	Conduct Public Outreach Virtual Webinar	Conduct Public Outreach Virtual Webinar
Finalize Internal and External Accessibility Surveys	Conduct Organizational ADA Transition Plan Webinar	Conduct Organizational ADA Transition Plan Webinar
Develop Public Awareness Campaign Creative Products	Launch ADA Public Awareness Campaign	Attend Community Meetings - Present Transition Plan for
Assemble Stakeholders from throughout the community for Webinar and public participation	Launch ADA Transition Plan website with ArcGIS Documents, Survey	Present Update of Involvement to ADA plan to City Council
Finalize ArcGIS products for public feedback and review	Launch Public Accessibility feedback webpage Surveys	Compile Public Accessibility Feedback and Survey
Initiate review of internal policies and procedures with all departments	Add revisions to DRAFT ADA Transition Plan	Monitor and revise ADA Transition plan document

FY 2021 - Quarter 4		
April	May	June
Conduct Public Outreach Virtual Webinar	Present Final ADA Transition Plan for City Council Adoption	Begin ADA Action Plan - Planning Cohort
Conduct Organizational ADA Transition Plan Webinar	Publish ADA Transition Plan	
Compile Public Accessibility Feedback and Survey Results	Revise ADA Transition Plan website to include survey analysis and results	
Add revisions to DRAFT ADA Transition Plan		

Issues/Analysis:

None

Budget Impact:

The City Council has already adopted Capital Improvement Plans regarding ADA compliance. In the FY 2021 - FY 2025 Adopted Capital Improvement Plan, the following items were approved.

Project	Prior FY	FY2020	FY2021	FY2022	FY2023	FY2024	FY2025	Total Project Expenditures
Americans with Disabilities Act (ADA) Compliance	3,227	100,000	75,000	75,000	75,000	75,000	75,000	478,227

Sidewalks and ADA Accessibility Improvements	169,455	174,725	110,000	80,000	80,000	90,000	90,000	794,180
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Options:

N/A

Recommended Action:

None at this Time

Attachments:

ADA Transition Plan.pptx