

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS 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 stating that if a public entity has 50 or more employees, it is required to designate at least one responsible employee to coordinate ADA compliance and the City of Pflugerville is a public entity with 50 or more employees; and

WHEREAS, in compliance with Title II of the ADA the City of Pflugerville shall name an ADA Coordinator and shall adopt a grievance procedure for resolving complaints alleging violation of the Title II of the ADA; and

WHEREAS, in compliance with Title II of the ADA the City of Pflugerville 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 CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS:

Section 1. The above recitals are hereby found to be true and correct by the City Council of the City of Pflugerville and incorporated herein for all purposes.

Section 2. That City Council hereby approves the City of Pflugerville ADA Coordinator and grievance procedure as submitted by the City Manager in Exhibit A and grants authority to the City Manager for the appointment of an ADA Coordinator.

Section 3. An ADA Coordinator for the City will be appointed by the City Engineer to administer and implement the provisions under the Federal guidelines of the ADA. Duties and responsibilities of the ADA Coordinator shall include, but not be limited to, the following:

- Publicize the name and contact information of the designated ADA Coordinator responsible to oversee compliance;
- Administer and write self-evaluation of the programmatic and architectural barriers in services and public facilities offered by the local government;
- Establish a complaint/grievance procedure to respond to complaints of noncompliance from the public; and
- Development and implementation of an ADA Transition Plan in order to achieve program accessibility.

The Notice under the Americans with Disability Act, a copy of which is attached hereto, is adopted as the City of Pflugerville Notice under the Americans with Disabilities Act.

Section 4. The City Council hereby adopts the ADA Grievance Procedure, a copy of which is attached hereto, as the grievance procedure for addressing complaints alleging discrimination on the basis of disability in the provision of services, activities, programs or benefit by the City of Pflugerville.

Section 5. In compliance with Federal and State laws as set forth above, the City Council directs the City to post the required information regarding the ADA Coordinator, Notice under the Americans with Disability Act, and City of Pflugerville 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 AND APPROVED this 12th day of November, 2019.

Victor Gonzales, Mayor

ATTEST:

Karen Thompson, City Secretary