



CITY OF MARSHALL AGENDA ITEM REPORT

Meeting Date:	Tuesday, August 11, 2020
Category:	NEW BUSINESS
Type:	ACTION
Subject:	Consider Adoption of the City of Marshall ADA Transition Plan for Public Sidewalks & City Rights-of-Way.
Background Information:	<p>Attached is a draft of the ADA Transition Plan for Public Sidewalks & City Rights-of-Way.</p> <p>The Americans with Disabilities Act (ADA), enacted on July 26, 1990, is a civil rights law prohibiting discrimination against individuals on the basis of disability. ADA consists of five titles outlining protections in the following areas:</p> <ol style="list-style-type: none"> 1. Employment 2. State and local government services 3. Public accommodations 4. Telecommunications 5. Miscellaneous Provisions <p>Title II of ADA pertains to the programs, activities and services public entities provide. As a provider of public transportation services and programs, City of Marshall must comply with this section of the Act as it specifically applies to public service agencies. Title II of ADA provides that, "...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)</p> <p>This document has been created to specifically cover accessibility within the public rights of way and does not include information on City of Marshall programs, practices, or building facilities not related to public rights of way.</p> <p>As required by Title II of ADA, 28 CFR. Part 35 Sec. 35.105 and Sec. 35.150, the City of Marshall has conducted a self-evaluation of its public infrastructure within public rights of way and has developed this Transition Plan detailing how the organization will ensure that all of those facilities are accessible to all individuals. This document serves as a supplement to City of Marshall Comprehensive ADA Transition Plan covering buildings, services, programs and activities.</p> <p>A public hearing was held at the August 11, 2020 meeting. Public input was received and incorporated into the plan.</p>
Fiscal Impact:	None.
Alternative/ Variations:	No alternative actions recommended.
Recommendations:	that the adopt the City of Marshall ADA Transition Plan for Public Sidewalks & City Rights-of-Way.