

RESOLUTION No. 11-10

A RESOLUTION OF THE BOARD OF COMMISSIONERS
OF HENDRICKS COUNTY, INDIANA

ADOPTING THE AMERICANS WITH DISABILITIES ACT (ADA)

TRANSITION PLAN
FOR PEDESTRIAN FACILITIES IN THE PUBLIC RIGHT OF WAY

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, Title II of the ADA requires that municipalities develop and adopt a Transition Plan which documents physical barriers to accessibility, proposed structural modifications to remove those barriers and a schedule to complete the modifications; and

WHEREAS, The Board of Commissioners of Hendricks County, Indiana adopted Resolution No. 11-08 pertaining to the ADA Standards for Accessible Design and the Guidelines for Pedestrian Facilities in the Public Right-of-Way; and

WHEREAS, The United States Department of Justice recently modified the ADA Standards for Accessible Design and the Guidelines for Pedestrian Facilities in the Public Right-of-Way in 2010 and 2011, respectively; and

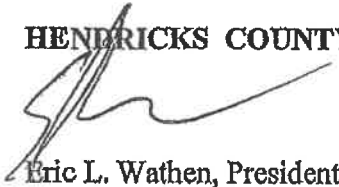
WHEREAS, Hendricks County, Indiana remains committed to the ADA and elimination of barriers to public facilities; and

WHEREAS, a Transition Plan for the pedestrian network has been prepared that reflects current municipality infrastructure and ADA design standards, referred to as the "ADA Transition Plan: Pedestrian Network;"

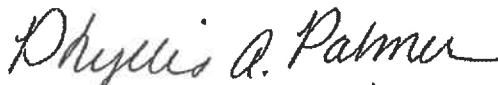
NOW, THEREFOR, BE IT RESOLVED that the Board of Commissioners of Hendricks County, Indiana hereby approves the ADA Transition Plan: Pedestrian Network.

Approved and Adopted this 13th day of December, 2011.

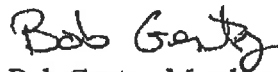
HENDRICKS COUNTY BOARD OF COMMISSIONERS



Eric L. Wathen, President



Phyllis A. Palmer, Vice President



Bob Gentry, Member

ATTEST: 
Cinda Kattau, Auditor



NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT

In accordance with the requirements of title II of the Americans with Disabilities Act of 1990 ("ADA"), **Hendricks County** will not discriminate against qualified individuals with disabilities based on disability in its services, programs, or activities.

Employment: Hendricks County does not discriminate based on disability in its hiring or employment practices and complies with all regulations promulgated by the U.S. Equal Employment Opportunity Commission under title I of the ADA.

Effective Communication: Hendricks County will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in Hendricks County programs, services, and activities, including qualified sign language interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing, or vision impairments.

Modifications to Policies and Procedures: Hendricks County will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all its programs, services, and activities. For example, individuals with service animals are welcomed in Hendricks County offices, even where pets are generally prohibited.

Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of Hendricks County, should contact the office of *Kim Galloway Assistant County Engineer* kgalloway@co.hendricks.in.us or 317-745-9236 as soon as possible but no later than 48 hours before the scheduled event.

The ADA does not require Hendricks County to take any action that would fundamentally alter the nature of its programs or services or impose an undue financial or administrative burden.

Complaints that a program, service, or activity of Hendricks County is not accessible to persons with disabilities should be directed to *Kim Galloway Assistant County Engineer* kgalloway@co.hendricks.in.us or 317-745-9236.

Hendricks County will not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the cost of providing auxiliary aids/services or reasonable modifications of policy, such as retrieving items from locations that are open to the public but are not accessible to persons who use wheelchairs.

Preferred:

You may file any request for service on-line at the Hendricks County web site; The complaint should be filed online through the **Hendricks County Mobile 311 Citizen Request Portal** by following the **LINK** under **ADA** on the **Hendricks County Government Engineering** web page. Follow link to:

Create an account.

Sign in.

Click on map to place pin.

Create work request.

Under work type select issue from dropdown and pick ADA and enter request.

Those entries go directly to the ADA coordinator for processing.

The Department of Justice published its revised regulations for Titles II and III of the Americans with Disabilities Act of 1990 “ADA” in the *Federal Register* on September 15, 2010, which include the 2010 Standards for Accessible Design “2010 Standards” or “Standards”. In the revised regulations, the Department included detailed guidance with a section-by-section analysis of the revisions.

The following includes guidance from the revised regulations related to 28 CFR 35.151; 28 CFR part 36, subpart D; and the 2004 ADAAG. It addresses changes to the Standards, the reasoning behind those changes, and responses to public comments received on these topics.

For More Information

For information about the ADA, including the revised 2010 ADA regulations, please visit the Department’s website www.ADA.gov; or, for answers to specific questions, call the toll-free ADA Information Line at 800-514-0301 (voice) or 800-514-0383 (TTY).

Revised; 5-08-24