



CITY OF SALINAS COUNCIL STAFF REPORT

DATE: SEPTEMBER 21, 2021

DEPARTMENT: PUBLIC WORKS DEPARTMENT

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TITLE: AMERICANS WITH DISABILITIES ACT (ADA) TRANSITION PLAN

RECOMMENDED MOTION:

It is recommended that City Council approve a resolution approving the American with Disabilities (ADA) Transition Plan.

RECOMMENDATION:

It is recommended that City Council approve a Resolution approving the ADA Transition Plan.

BACKGROUND:

The American with Disabilities Act (ADA) of 1990 provides comprehensive civil rights protections to qualified individuals with disabilities in the areas of employment, public accommodations, local government services and telecommunications. The City of Salinas is responsible for upholding the provisions of the ADA in areas where regulation, funding or services are provided by the City.

Under Title II of ADA of 1990, a public entity may not deny the benefits of its programs, services, and/or activities to individuals with disabilities by maintaining inaccessible facilities, which house these programs, services and activities. The City's programs, services and activities, when viewed in its entirety, must be made accessible to and usable by individuals with disabilities, except where it would result in a fundamental alteration in the nature of the program; result in undue financial and administrative burden or threatens or destroy the historic significance of a historic property.

In addition, Title 28 CFR Part 35 requires that the City of Salinas evaluate its policies, procedures and practices as it pertains to programs, services and activities and make the necessary modifications to those policies and practices that do not meet Title II of the ADA.

The City hired the services of Sally Swanson Architects (SSA) on January 6, 2015 to update the City's ADA Transition Plan of 1995. The services included a comprehensive survey and cost

estimate of the sidewalks, traffic signals, bus stops, and City-owned buildings, relating to ADA compliance was prepared. A complete review of City policies and procedures relating to ADA compliance was performed and recommendations made. The access compliance survey and review of City policies and procedure fulfills the requirements of the ADA Transition Plan and is attached in this report as Exhibit A.

Based on the survey conducted on the public right of way, the cost to bring all facilities in right of way to ADA compliance is estimated at \$273 million. The survey included 492 miles of sidewalk, 813 pedestrian push buttons, 309 bus stops and 5,641 curb ramps. The access compliance for the City facilities covered twenty-four (24) city facilities, which is a small fraction of the entire number of city facilities the City of Salinas owns. The facilities include parks, recreation centers, offices and parking lots. The estimate for upgrading the twenty-four (24) facilities to ADA compliance is estimated at \$25 million, including design, inflation and other soft costs.

The ADA Transition Plan, strives to list all the ADA deficiencies, explains the methodology for prioritization and outlines the budget commitment for the various facilities. Currently, the City has five (5) Capital Improvement Program (CIP) budgets that are strictly for ADA improvements and they include, sidewalk improvements, ADA curb ramp installation, traffic signal upgrades and building improvements. We also have an ADA transition plan CIP to fund staff time for ADA grievances, Q-Alert requests and coordination of ADA compliance within the City.

The City circulated the final draft of the ADA Transition Plan to the public for their comments from July 22, 2021 to August 22, 2021. No comments were received from the public during the thirty (30) calendar day review period.

CEQA CONSIDERATION:

Not a Project. The City of Salinas has determined that the proposed action is not a project as defined by the California Environmental Quality Act (CEQA) (CEQA Guidelines Section 15378).

STRATEGIC PLAN INITIATIVE:

The ADA Transition Plan addresses the City Council's goal of public safety by establishing a policy that meets the requirements of the American with Disabilities Act (ADA) of 1990, which is a Civil Rights legislation to ensure equality for individuals with disabilities.

DEPARTMENTAL COORDINATION:

The City, as a whole, will be making the necessary modifications to the existing policies, procedures and practices to meet the programmatic requirements of Title II of the ADA.

FISCAL AND SUSTAINABILITY IMPACT:

The ADA Transition Plan is funded with the following Capital Improvement programs as shown below:

CIP#	Project Name	Funding Sources	Available Funds	Estimated Annual Contribution
9216	ADA Pedestrian Ramps	Measure X & Measure X Bonds	\$128,914	\$100,000
9217	ADA Improvements for City owned Buildings	Measure G	\$104,820	\$20,000
9253	ADA Traffic Signal Upgrades	Measure X & Measure X Bonds	\$59,141	\$34,000
9618	ADA Transition Plan	General Fund & Gas Tax	\$57,235	\$20,000 to \$50,000
9720	Sidewalk Improvements	Measure X & Measure X Bonds	\$1.9 Million	\$600,000

Additionally, the Public Works Department contributes to the design and construction of ADA improvements outside of the listed CIPs above. Such projects include the Main Street Streetscape Project, the Downtown Complete Streets Project, the East Laurel Pedestrian Improvement Project, the Alvin/Linwood Safe Routes to School Project and the Bardin Road Safe Routes to School Project.

ATTACHMENTS:

Resolution

Exhibit A: City of Salinas ADA Transition Plan

Appendix A: City of Salinas 1995 Facilities Transition Plan

Appendix B: City of Salinas 1997 ADA Five Year Improvement Plan

Appendix C: Access Compliance Survey Report of Pedestrian Signals

Appendix D: Access Compliance Survey Report of Sidewalks

Appendix E: Access Compliance Survey Report of Bus Stops

Appendix F: Prioritization Criteria for Barrier Mitigation-Public Right of Way

Appendix G: Access Compliance Survey Report- Facilities

Appendix H: Prioritization Criteria for Barrier Mitigation-Facilities

Appendix I: ADA Self Evaluation of Policies, Procedures and Practices

Appendix J: Transition Plan Update

Appendix K: ADA Pedestrian Ramp- Map of Compliant and Non-Compliant Ramps

Appendix L: Public Comments