

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS  
ACTION AGENDA SUMMARY

DEPT: Chief Executive Office

BOARD AGENDA # \*B-1

Urgent

Routine

AGENDA DATE November 24, 2015

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Approval to Issue a Request for Proposals for the Development of an Americans with Disabilities Act Self-Evaluation and Transition Plan for Stanislaus County

STAFF RECOMMENDATIONS:

Authorize the Chief Executive Office to finalize and issue a Request for Proposals (RFP) for the Development of an Americans with Disabilities Act (ADA) Self-Evaluation and Transition Plan for Stanislaus County

FISCAL IMPACT:

This Request for Proposal (RFP) will be issued in Fiscal Year 2015-2016 with an expectation that contract award will occur in Winter 2016. Existing appropriations of \$400,000 are included in the Chief Executive Office - County Facilities Budget for this project.

BOARD ACTION AS FOLLOWS:

No. 2015-580

On motion of Supervisor Chiesa, Seconded by Supervisor O'Brien

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Monteith, DeMartini, and Chairman Withrow

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1)  Approved as recommended

2)  Denied

3)  Approved as amended

4)  Other:

MOTION:

ATTEST: Christine Ferraro  
CHRISTINE FERRARO TALLMAN, Clerk

File No.

**DISCUSSION:**

The Americans with Disabilities Act (ADA) originally passed on July 26, 1990 as Public Law 101- 336 (42 U.S.C. Sec. 12101 et seq.), became effective on January 26, 1992. The fundamental goal of the ADA is to ensure equal access to civic life by people with disabilities. The Act comprises five titles prohibiting discrimination against disabled persons within the United States. Title II of the ADA requires state and local governments to make their programs, services and activities accessible to persons with disabilities. It also established physical access requirements for public facilities (buildings and sidewalks, etc.).

Stanislaus County is seeking a highly qualified professional consultant experienced in the evaluation and development of program and facility accessibility plans to develop an ADA Self-Evaluation and Transition Plan for the County. Services shall include site and program accessibility compliance audits to provide the basis for identification, prioritization, budgeting, and implementation of plans which assist the County in its continuing efforts to comply with accessibility requirements as required by the ADA and State of California Accessibility Codes. Findings must be submitted which identify barriers to access, prioritize them by impact and propose remedial steps to mitigate, remove or otherwise address identified barriers. Priorities will be established which reflect the ADA guidelines.

The objectives of this RFP are to comply with Title II of the ADA which requires that the County:

- conduct a self-evaluation of its services, policies, and practices, and make modifications necessary to comply with the Department of Justice's Title II regulation, 28 C.F.R. § 35.105;
- notify applicants, participants, beneficiaries, and other interested people of their rights and the County's obligations under Title II, 28 C.F.R. § 35.106;
- designate a responsible employee to coordinate its efforts to comply with and carry out the County's ADA responsibilities, 28 C.F.R. § 35.107(a);
- review the grievance procedure for resolving complaints of violations of Title II, 28 C.F.R. § 35.107(b);
- operate each program, service, or activity so that, when viewed in its entirety, it is readily accessible to and usable by individuals with disabilities, 28 C.F.R. §§ 35.149-.150;
- ensure that facilities for which construction or alteration was begun after January 26, 1992, are readily accessible to and usable by people with disabilities, in accordance with 1) the Department of Justice's Title II regulation and 2) the 1991

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ADA Standards or UFAS, or the 2010 ADA Standards, as applicable, 28 C.F.R. § 35.151;

- ensure that communications with people with disabilities, including applicants, participants, and members of the public, are as effective as communications with others, including furnishing auxiliary aids and services when necessary, 28 C.F.R. § 35.160;
- provide direct access via TTY (text telephone) or computer-to-telephone emergency services, including 911 services, 28 C.F.R. § 35.162;
- provide information for interested people with disabilities concerning the existence and location of the County's accessible services, activities, and facilities, 28 C.F.R. § 35.163(a); and
- provide signage at all inaccessible entrances to any facility, directing users to an accessible entrance or to information about accessible facilities, 28 C.F.R. § 35.163(b).

This Request for Proposals seeks professional services from a qualified consultant to assist the County in complying with all of the above-referenced ADA requirements.

Staff recommends approval to finalize and issue an RFP for an ADA Self-Evaluation and Transition Plan. It is anticipated that the RFP will result in a contract between Stanislaus County and a professional consultant experienced in ADA Self-Evaluations and Transition Plans to ensure compliance with the ADA.

Staff will return to the Board of Supervisors upon completion of the RFP process with a final contract recommendation. A draft of the RFP is available from the Clerk of the Board.

**POLICY ISSUES:**

Approval of this request to issue an RFP supports the Board's priorities of A Healthy Community, Effective Partnerships and Efficient Delivery of Public Services by providing better accessibility to persons with disabilities. This RFP will ensure compliance with Title II of the Americans with Disabilities Act.

**STAFFING IMPACT:**

Existing CEO-Capital Projects staff is available to support the Request for Proposal process.

**CONTACT PERSON:**

Patricia Hill Thomas, Chief Operations Officer/Project Manager.  
Telephone: (209) 525-6333

ATTACHMENTS AVAILABLE  
FROM YOUR CLERK