

**RESOLUTION 19-R-28** approving and authorizing transmittal of the City of Murfreesboro's Americans with Disabilities Act ("ADA") Transition Plan along with the required certification letter to the Tennessee Department of Transportation

**WHEREAS**, Title II of the Americans with Disabilities Act ("ADA") requires local governments to develop an ADA Transition Plan that identifies physical and structural barriers that may limit or prevent access to the City's facilities, programs, and services by individuals with disabilities and that further sets forth a plan for removing or mitigating such barriers;

**WHEREAS**, the Federal Highway Administration further requires the Tennessee Department of Transportation (TDOT) to ensure that every city and county with fifty (50) or more employees have an ADA Transition Plan, such plans being necessary for the receipt of federal transportation funding; and,

**WHEREAS**, TDOT has provided the City with deadlines for submission of compliance documentation; and,

**WHEREAS**, the City has complied with the first deadline (December 2016), by which the City was required to designate the City's ADA Coordinators (the Building and Codes Director and the Assistant Human Resources Director), to provide TDOT with the coordinators contact information, and to publish an ADA grievance policy; and,

**WHEREAS**, the City has complied with the second deadline (December 2017) by providing a written letter from the Mayor, approved by City Council, describing the City's efforts toward the development of an ADA Transition Plan; and,

**WHEREAS**, the City has complied with the third deadline (December 2018) by providing an update to TDOT on the status of the City's development of an ADA Transition Plan; and,

**WHEREAS**, the City engaged the services of Kline Swinney Associates and Wisner Consultants, LLC to evaluate the City's buildings, rights-of-way, transportation facilities, and other non-transportation facilities; and,

**WHEREAS**, the City and its consultants have completed the ADA Transition Plan; the executive summaries of Volumes I and II are attached hereto as Exhibits A and B respectively; and,

**WHEREAS**, City staff has also made an electronic copy of the City's complete ADA Transition Plan available to members of Council electronically and intend to post the Plan on the City's website upon adoption of this resolution; and

**WHEREAS**, the City must now comply with the final deadline (December 2019) by providing a completed copy of the City's ADA Transition plan along with a written letter from the Mayor certifying that the City has completed its ADA Transition Plan.;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MURFREESBORO, TENNESSEE, AS FOLLOWS:**

SECTION 1. The City hereby approves and adopts the City's 2019 ADA Transition Plan, Volumes 1 and 2, and, subject to future evaluation and the availability of adequate funding, endorses the proposed schedule for eliminating the physical and structural barriers identified in the Plan.

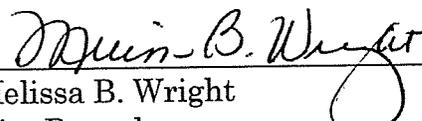
SECTION 2. The Mayor is hereby authorized to execute the appropriate legal instruments to accomplish the same, including sending a letter to the Tennessee Department of Transportation Bureau of Engineering certifying the City's completion of the ADA Transition Plan as hereby approved.

SECTION 3. This Resolution shall be effective immediately upon its passage and adoption, the public welfare and the welfare of the City requiring it.

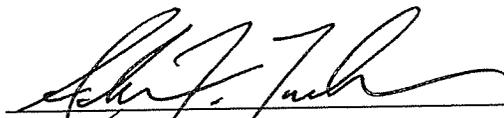
Passed: December 5, 2019

  
Shane McFarland, Mayor

ATTEST:

  
Melissa B. Wright  
City Recorder

APPROVED AS TO FORM:

  
Adam F. Tucker  
City Attorney

