

RESOLUTION NO. 2010- 3

**RESOLUTION OF THE SWEETSER TOWN COUNCIL FOR
CONTINUED IMPLEMENTATION OF THE REQUIREMENTS OF
THE AMERICANS WITH DISABILITIES ACT FOR THE TOWN OF
SWEETSER**

WHEREAS, to facilitate the continued compliance by the Town of Sweetser, Indiana, the Sweetser Town Council hereby declares processes for compliance with The Americans with Disabilities Act (ADA) requirements for the Town of Sweetser;

WHEREAS, the Sweetser Town Council desires for Robert Highley, of the Sweetser Town Council, to act as designated Representative of the Town Council to review the necessary actions for the Town of Sweetser to comply with all provisions of The Americans with Disabilities Act as required; and

NOW, THEREFORE, BE IT RESOLVED, the Town Council of the Town of Sweetser, Indiana, now authorizes the following actions pursuant to the requirements of The Americans with Disabilities Act (ADA) as follows:

1. The Sweetser Town Council shall under take and update any self evaluation of any previous self elaluation conducted under Section 504 of the rehabilitation act. Such self evaluation shall consist of a review of all the town's services, programs, and activities to identify any physical barriers or policies, practicies, or procedures that would limit of exclude people with disabilities. Such self evaluation includes permanent, temporary, and periodic services, programs and activities. The Town will determine which services, programs or activities are offered, and where such services, programs or activties are made available in the Town of Sweetser. Any such policies, practices or procedures that may limit or exclude individuals with disabilities must be reasonably modified, unless doing so would result in the fundamental alteration in the nature of the service, program or activity. Such self evaluation shall identify changes to the policies to be implemented. In addition, such self evaluation shall identify any discriminatory policies, practicies and procedures that can not

be reasonably changed without resulting in the fundamental alteration of town facilities for the public. Such self evaluation shall identify problems with accessibility of facilities and shall establish recommendations for the providing of program accessibility which may include relocation of such program to an accessible facility. Such self evaluation shall suggest short term and long term strategies to provide access to people with disabilities. Such self evaluation under Section 504 shall be done on a regular periodic basis to insure that the Town of Sweetser complies with ADA requirements as presently required and as may be required in the future by changes and modifications to amendments to such ADA requirements as to the services, programs and activities that are offered to people with disabilities as defined in the Act.

2. The Town of Sweetser shall provide notice to the public regarding its ADA obligations, accessible facilities and services in the Town of Sweetser. Such notice shall inform the public about the ADA's Non Discrimination Requirements. Such public notice shall described how the public or employees may contact specific Town Officials regarding problems with accessability and the need for effective communication to such Town Officials. Such information must be accessible to the public, including people who have disabilities that effect communication such as blindness, low vision, deafness and hearing loss. The Town of Sweetser shall provide such Notice in more than one format by using more than one (1) type of media such as the Town's website, print, radio or television as may be available to the Town.
3. Although the Town of Sweetser does not have fifty (50) or more employees the Town of Sweetser shall consider the following procedures to ensure compliance with the ADA:
 - a. The Town of Sweetser has designated an individual to coordinate ADA compliance.
 - b. Develop a transition plan;

- c. Develop a grievance procedure.
4. In order to facilitate the implementation of paragraphs 1 through 3 above, the Town of Sweetser shall engage the services of consulting engineers qualified in the area of ADA Requirements so to provide services to implement a self evaluation plan, completion of the plan and the upgrade of the plan. Such implementation and retaining of a consulting engineer requist ADA expertise shall be done by the Town of Sweetser engaging the services of a qualified consulting ^{engineer} to conduct the self evalatuion and for the necessary improvements with regard to existing facilities of the Town of Sweetser available to the public on an ongoing basis.

PASSED AND ADOPTED BY THE SWEETSER TOWN COUNCIL ON THE 8
DAY OF April, 2010.

THE TOWN COUNCIL OF
THE TOWN OF SWEETSER,
STATE OF INDIANA

Charles V. Briede

Charles V. Briede, President

Robert D. Highley

Robert D. Highley

Howard B. Schick

Howard B. Schick

Mary E. Asher

Mary E. Asher

ATTEST:

V. Jill Johnson

V. Jill Johnson, Clerk Treasurer
of the Town of Sweetser, Indiana

This instrument was prepared by Kim A. Rogers, ROGERS & ROGERS P.C., 525 South Washington Street, Marion, Indiana 46953.