

STATE OF INDIANA

BEFORE THE BOARD OF CLARK COUNTY COMMISSIONERS

RESOLUTION NO. 8-2013

A RESOLUTION ADOPTING THE NOTICE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT IN CLARK COUNTY

WHEREAS, this Board of Commissioners of Clark County, Indiana (this “Board”), is the executive body of Clark County government pursuant to the provisions of I.C. 36-2-2-2;

WHEREAS, this Board is also the legislative body of Clark County government pursuant to the provisions of I.C. 36-1-2-9;

WHEREAS, Clark County receives federal funds for many uses and projects;

WHEREAS, the receipt of such funds requires compliance with federal laws and policies;

WHEREAS, it is the wish of the United States Equal Employment Opportunity Commission that municipal entities such as Clark County formally enact policies and procedures demonstrating compliance with the Americans with Disabilities Act (ADA); and

WHEREAS, this Board adopts and implements the following policy and procedures for the benefit of all Clark County citizens.

NOW, THEREFORE, BE IT RESOLVED by this Board of Clark County Commissioners that the following declaration shall become written policy of Clark County and shall be posted in all municipal buildings upon passage:

NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT (ADA)

Clark County adopts the 2010 Americans with Disabilities Act Standards for Accessible Design and the 2005 Guidelines for Accessible Public Rights. In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (“ADA”), Clark County, Indiana will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities.

Employment: Clark County, Indiana does not discriminate on the basis of 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: Clark County, Indiana will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in Clark 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.

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

Anyone who requires an auxiliary air or service for effective communication, or a modification of policies or procedures to participate in program, service, or activity of Clark County should contact the County Engineer, 812-285-6286, as soon as possible but no later than 48 hours before the scheduled event.

The ADA does not require Clark 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 Clark County is not accessible to persons with disabilities should be directed to the County Engineer, 812-285-6286.

Clark 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.

**Clark County
Grievance Procedure Under
The Americans with Disabilities Act**

This Grievance Procedure is established to meet the requirements of the Americans with Disabilities Act of 1990 (“ADA”). It may be used by anyone who wishes to file a complaint alleging discrimination on the basis of disability in the provision of services, activities, programs, or benefits by Clark County. The County’s Personnel Policy governs employment-related complaints of disability discrimination.

The complaint should be in writing and contain information about the alleged discrimination such as name, address, phone number of complainant and location, date, and description of the problem. Alternative means of filing complaints, such as personal interviews

or a tape recording of the complaint will be made available to persons with disabilities upon request.

The complaint should be submitted by the grievant and/or his/her designee as soon as possible but no later than 60 calendar days after the alleged violation to:

Clark County Engineer
501 E. Court Ave.
Jeffersonville, IN 47130

Within 30 calendar days after receipt of the complaint, the Clark County Commissioners Office or a representative of the Clark County Commissioners will meet with the complainant to discuss the complaint and the possible resolutions. Within 30 calendar days of the meeting, the County Engineer or his/her designee will respond in writing, and where appropriate, in a format accessible to the complainant, such as large print, Braille, or audio tape. The response will explain the position of Clark County and offer options for substantive resolution of the complaint.

All written complaints received by the Clark County Commissioners representative or his/her designee or the County Engineer's office or his/her designee, and responses from these two offices will be retained by Clark County for at least 3 years.

So Resolved this 24th day of October, 2013.

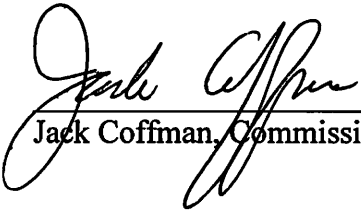
Members voting "NO":

Jack Coffman, Commissioner

Rick Stephenson, Commissioner

John Perkins, Commissioner


Members voting "YES":



Jack Coffman, Commissioner

Absent

Rick Stephenson, Commissioner



John Perkins, Commissioner

Attested by:



R. Monty Snelling, Clark County Auditor