

## RESOLUTION NO. 1938

### A RESOLUTION ESTABLISHING AN ADA ADVISORY COMMITTEE IN THE CITY OF GARDNER, KANSAS AND REPEALING RESOLUTION NO. 1930.

**WHEREAS**, the Governing Body and citizens of Gardner have expressed interest in increased citizen engagement; and

**WHEREAS**, the Governing Body has established the following Strategic Priorities: Promote Economic Development, Improve Quality of Life, Fiscal Stewardship and Infrastructure and Asset Management; and

**WHEREAS**, citizen advisory committees are a significant means to obtain citizen involvement on key issues;

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF GARDNER, KANSAS, AS FOLLOWS:**

**SECTION ONE:** An ADA Advisory Committee is hereby established.

**SECTION TWO:** The ADA Advisory Committee shall consist of six members and all members shall be residents of the City of Gardner with a preference for three spots being held by individuals with disabilities.

**SECTION THREE:** Each Governing Body member shall recommend an individual for appointment. Residents interested in serving on the Committee shall submit the following information to the City Clerk: name, address, and a paragraph explaining their interest in serving. Governing Body members will have fourteen days to review the recommended appointments and register any objections directly with the Governing Body member who made the recommendation. Following the fourteen days, recommendations shall be placed on the Consent Agenda for approval at the next regularly scheduled City Council meeting. Recommendations for the Committee shall be voted upon as a slate of candidates. If the slate of candidates fails to be approved, the Governing Body shall submit a revised slate of candidates to be considered at the next regularly scheduled Council meeting.

**SECTION FOUR:** Two members shall be appointed for one year, two members for a term of two years, and two members for a term of three years. Thereafter, all appointments shall be for three-year terms. In the event of vacancies, the appointments shall be for the unexpired terms. A council member shall serve as an ex-officio member of the Committee and be appointed by the Mayor on an annual basis. The council member serving as an ex-officio member of the Committee shall have a casting vote when the Committee is equally divided. Members shall serve without compensation.

**SECTION FIVE:** The ADA Advisory Committee shall meet monthly. A quorum of the Committee is by a majority of the Committee. Meetings of the Committee are subject to the requirements of the Kansas Open Meetings Act and shall be open to the public. Records shall be kept of all Committee meetings.

**SECTION SIX:** The ADA Advisory Committee acts in an advocacy and advisory role to improve the access of citizens with disabilities to all government and community facilities and activities.

**SECTION SEVEN:** The ADA Advisory Committee shall serve in an advisory capacity to the City Council and shall have the following duties:

- (1) Advise the City Council on issues affecting people with disabilities;
- (2) Provide information from the public to the City's ADA Coordinator about disability concerns;
- (3) Review and monitor existing facilities and services for compliance with applicable Federal and State laws, including the Americans with Disabilities Act of 1990, as amended, the Rehabilitation Act of 1973, as amended, and the Kansas Act Against Discrimination;
- (4) Handle issues or suggestions from citizens about disabled individuals' access to facilities and services;
- (5) Identify barriers that hinder disabled individuals' participation in all aspects of community life; and
- (6) Recommend plans or policy changes for compliance with applicable Federal and State disability laws.

**SECTION EIGHT:** This Resolution does hereby repeal Resolution No. 1930.

**SECTION NINE:** This Resolution shall take effect and be in full force from and after its adoption by the Governing Body of the City of Gardner.

ADOPTED by the City Council on this 2<sup>nd</sup> day of November, 2015.

SIGNED by the Mayor on this 2<sup>nd</sup> day of November, 2015.

CITY OF GARDNER, KANSAS

(SEAL)

/s/ Chris Morrow  
Chris Morrow, Mayor

Attest:

/s/ Jeanne Koontz  
Jeanne Koontz, City Clerk

Approved as to form:

/s/ Ryan B. Denk  
Ryan B. Denk, City Attorney