

BINGEN MUNICIPAL CODE

Chapter 2.40

COMPLIANCE WITH AMERICANS WITH DISABILITIES ACT

Sections:

- 2.40.010 Appointment of responsible individuals.
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2.40.010 Appointment of responsible individuals.

The following persons are directed to assure the city's compliance with the following general ADA categories and are designated as ADA coordinators in the respective listed areas:

- A. Employment guidelines: Bingen city mayor;
- B. Police 911/emergency systems for hearing and speech impaired persons: Bingen chief of police;
- C. Fire 911/emergency systems for hearing and speech impaired person: Bingen fire chief;
- D. Program eligibility: Bingen city mayor;
- E. Accessibility of public buildings: director of public works. (Ord. 414 §1, 1992).

2.40.020 Accessibility of public buildings.

The director of public works shall complete a transition plan listing those structural changes necessary to comply with the Act, changes set forth in the Uniform Federal Accessibility Standards (UFAS) published in the Federal Register on August 7, 1984, codified in 49 CFR 31528 and set forth in the Architectural Barriers Act, 42 U.S.C. 4151-4157. The director shall complete a self-evaluation plan on or before January 26, 1993, as set forth in Title II A of the Act. The plan shall set forth a schedule of needed structural changes on or before January 26, 1995.

The director or public works shall immediately examine city property for compliance with architectural barriers regulations. Where necessary, the director shall determine the probable cost of compliance for each particular project. The director shall complete the self-evaluation checklist, attached to the ordinance codified in this chapter as Exhibit "A", and on file in the city clerk's office, to determine which architectural barriers can be removed, or in the language of the Act, is "readily achievable."

A. Building access:

1. Are ninety-six inches wide parking spaces designated with a sixty-inch access aisle;
2. Are accessible parking spaces near the main building entrances;
3. Is there a drop-off zone at building entrances;
4. Is the gradient from parking to building entrance 1:20 or less;
5. Is the clearance of the entrance doorway at least thirty-two inches wide;
6. Is door handle easy to grasp;
7. Is door easy to open, less than eight pounds pressure.

B. Building corridors:

1. Is path of travel free of obstruction and wide enough for wheelchair;
2. Is floor surface hard and not slippery;
3. Do obstacles (phones, etc.) protrude more than four feet from the wall.

C. Restrooms:

1. Are restrooms near building entrance and/or personal office;
2. Do doors have lever handles;
3. Are doors at least thirty-two inches wide;
4. Are grab bars provided in toilet stalls;
5. Are sinks at least thirty inches high with room for a wheelchair to roll under;
6. Are sink handles easily reached and used;
7. Are soap dispensers, towels, etc., no more than forty-eight inches from the floor;
8. Are exposed hot water pipes located under sinks wrapped in insulation to avoid injury to those individuals using a wheel chair.

D. City departments that serve the general public:

1. Are doors at least thirty-two inches wide;
2. Is the door easy to open;
3. Is the threshold no more than one-half inch high;
4. Is the path of travel between desk, tables, etc. wide enough for wheelchairs;
5. Is the counter too high to serve individuals in wheelchairs. (Ord. 414 §2, 1992).

2.40.030 Employment guidelines.

The mayor, either individually or with the assistance of an appointed committee, shall review the following items to determine compliance with the employment provisions of the ADA, Title I and II of the Act.

- A. Review employment policies including recruiting, hiring, upgrading, promotion, tenure, demotion, transfer, layoff, termination, right of return from layoff and rehiring, to assure nondiscriminatory treatment to applicants and employees with disabilities.
- B. Review city contracts to make sure the city does not participate in disability discrimination.
- C. Review employment practices to assure nondiscriminatory treatment to applicants and employees with disabled friends or family members.
- D. Set a process to determine when a “reasonable accommodation” causes an “undue hardship” on the city.
- E. Establish a “reasonable accommodation” policy.
- F. Establish procedure to document decisions not to hire or promote because of “undue hardship.”
- G. Can hiring procedures be carried out in wheelchair accessible locations using accessible formats as a reader, tactile information, Braille, audio cassette, sign language interpreters and assistance for people with manual impairments.
- H. Eliminate disability questions from application.
- I. If use medical examination, is it related to the job requirements.
- J. Modify personnel policies to include recovering alcoholics and drug abusers, not currently using alcohol or drugs.

- K. Posting of equal employment opportunity notices in accessible format (i.e. Braille, audio cassettes).
- L. Examine employee benefits for nondiscriminatory treatment of people with disabilities.
- M. Implement a policy on contagious diseases. (Ord. 414 §3, 1992).

2.40.040 Local government administration.

The mayor shall complete the local government ADA administration self-evaluation checklist attached to the ordinance codified in this chapter as Exhibit “B” and on file in the city clerk’s office. (Ord. 414 §4, 1992).