



MEMO FROM COUNCIL OFFICE:

To: Members of the Common Council

From: Ash Kulak, Deputy Administrator / Deputy Attorney

Date: November 1, 2024

Re: [Resolution 2024-22](#) – To Approve an Update to the City of Bloomington’s Americans with Disabilities Act Transition Plan

Synopsis

This resolution approves an updated Americans with Disabilities Act (ADA) Transition Plan for 2024 that shall act as an advisory document for the City of Bloomington.

Relevant Materials

- [Resolution 2024-22](#)
- 2024 City of Bloomington ADA Transition Plan
- Staff memo from Michael Shermis

Summary

[Resolution 2024-22](#) approves an updated Americans with Disabilities (ADA) Transition Plan, which was initially adopted in 1990 and was last updated in 2022 by [Resolution 22-19](#). Before 2022, the last update was accomplished by [Resolution 14-16](#) in 2014. The development and approval of these plans are a means to implement aspects of the ADA and, along with offering good or best practices to improve accessibility for persons with a disability, are also required to receive federal funding.

The 2014 plan prioritized numbers of accessibility actions accomplished, while the 2022 plan shifted priorities toward focus more on people than numbers by centering program education in order to shift attitudes on disability and spread awareness on barriers to accessibility. On top of meeting the minimum ADA requirements, this year’s update continues the 2022 plan’s focus on people and education, and it further includes accessibility data on the public rights of way within the City, as well as provides information on the accessibility of City bus stops, parks, and amenities.

The ADA prohibits discrimination on the basis of disability in state and local government. [Title II of the ADA](#) and its [implementing regulations](#) require that local governments give people with disabilities equal opportunities to participate in all of their programs, services, and activities. For more information, [the ADA.gov website](#) contains a useful summary of the compliance required by state and local governments under Title II. Title II specifically requires public entities with 50 or more employees to develop and maintain an up-to-date Transition Plan that surveys accessibility barriers in governmental programs and services and comes up with a plan to remove those barriers.



City of Bloomington Indiana

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A Transition Plan must contain a list of physical barriers limiting accessibility of governmental programs, services, or activities; the methods to remove those barriers and make the facilities accessible; and the target date for completion of the work. The 2024 Plan conducts a self-evaluation of physical facilities (starting on Page 11) and sets forth whether they are compliant or need barrier elimination and the status of when the barrier elimination is to be completed.

A Transition Plan must also gather public input and set forth grievance procedures. The City provided several opportunities for public input as shown on Page 25 of the 2024 Plan, including a notice of public comment period provided via City press release on June 3, 2024, as well as presentations and discussions with the City of Bloomington’s Council for Community Accessibility (on June 24, 2024), Traffic Commission (on June 26, 2024), and Bicycle and Pedestrian Safety Commission (on June 10, 2024). The 2024 Plan also includes grievance procedures and complaint forms in Appendices E and F on Pages 42 through 45.

Contact

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