



*The City of Ripley*

# Americans with Disabilities Act Transition Plan



# ***City of Ripley***

## **Americans With Disabilities Act (ADA) Transition Plan**

### **I. Background of ADA Requirements**

The Americans with Disabilities Act of 1990 and the amendment, Americans with Disabilities Act of 2008, are Federal legislative laws that prohibit the discrimination of those with disabilities. The original law was then rearranged and published in the United States Code. The current version of this code is broken into four sub-chapters as listed below:

- A. Title I – Employment
- B. Title II – Public Services
- C. Title III – Public Accommodations and Services Operated by Private Entities
- D. Title IV – Miscellaneous Accommodations

This Transition Plan deals with Title II – Public Services. Title II states that no qualified individual with a disability shall, on the basis of disability, be excluded from participation in or be denied the benefits of the services, programs, or activities of a public entity, or be subjected to discrimination by any public entity. CFR 35.105 requires that the City of Ripley perform a self-evaluation of its public services in order to determine if these facilities are accessible to those with disabilities. As part of this self-evaluation, the City held a public hearing, on February 7, 2012, to receive input and complaints from the public about areas of concern. The City hired Cook-Coggin Engineers to perform the Self Evaluation of the Rights-of-Way of the city streets and to develop the Transition Plan for the City.

### **II. ADA Program**

#### **A. Responsible Official**

The Disability Services Coordinator has been designated as the City Clerk, currently Tracy Luna. This person is responsible for the implementation of the City's ADA Transition Plan.

#### **B. Public Review**

In the event that structural changes to facilities will be undertaken to achieve program accessibility, a public entity that employs 50 or more persons shall develop a transition plan setting forth the steps necessary to complete such changes. A public entity shall provide an opportunity to interested persons, including

individuals with disabilities or organizations representing individuals with disabilities, to participate in the development of the transition plan by submitting comments. A copy of the transition plan shall be made available for public inspection.

The City placed an advertisement in the local newspaper for all citizens to voice their concerns and recommendations for how the transition plan will be developed.

#### C. Self Evaluation

As required by the ADA legislation, the City of Ripley hired Cook Coggin Engineers, Inc. to conduct a self evaluation of its programs, services, and activities, within the rights-of-way, to ensure that they are accessible and usable by persons with disabilities. The findings from the self evaluation are part of the Transition Plan(Appendix A), in which architectural barriers are addressed and a timeline for correction is established.

#### D. Grievance Procedure

The City of Ripley has developed a disabled access complaint procedure for individuals who have an ADA issue with regard to program or facility access. The complaint form (Appendix B) is on file at the Ripley City Hall.

### III. Transition Plan

The self-evaluation was conducted to provide the information needed in successfully completing the Transition Plan addressed in 28 CFR 35.150 (d). If a public entity has responsibility or authority over streets, roads, or walkways, its transition plan shall include a schedule for providing curb ramps or other sloped areas where pedestrian walks cross curbs, giving priority to walkways serving entities covered by the Act, including State and local government offices and facilities, transportation, places of public accommodation, and employers, followed by walkways serving other areas. The transition plan at a minimum must include the following information:

1. Identify physical obstacles that limit the accessibility of the public entity's programs, services or activities to people with disabilities.
2. Describe the methods to be used to make the facilities accessible.
3. Provide a yearly schedule for making the access modifications.



## A. Barrier Removal and compliance strategies for public rights-of-way

The self-evaluation of the rights-of-way determined that the inadequacies are physical barriers. Therefore, a 15-year plan has been established for all rights-of-way to be ADA compliant, where permissible. The primary accessibility improvements are:

### 1. Curb Ramps and Sidewalk Ramps

The main obstacle for the City to be ADA compliant is the lack of ramps. At the self-evaluation walk through of all the streets with sidewalks, 89 grade changes from the sidewalk to the street were observed without curb ramps and 25 grade changes in the sidewalk without a properly sloped ramp. Every grade change was recorded in a Geographical Information System (GIS) mapping system that will show precise location as well as a picture of the sidewalk. This mapping system was used to create this transition plan.

Priorities for the construction of ramps will be from the town square that is most heavily used and then proceed out into the surrounding areas. See the Appendices C and D.

Not all areas of grade change will have curb ramps scheduled to be added in this transition plan due to site-specific situations that will not allow for ADA compliant curb ramps. However, most of these cases have sidewalk on both sides of the road so the entire route will be accessible but may require moving to the other side of the road.

### 2. Sidewalk Repair Work

Another large area of concern is the deterioration of the existing sidewalk. Throughout the city's system of sidewalk are multiple areas that are in need of repair. Again, all areas have been located and 84 areas for sidewalk repair have been noted.

Priorities for the repair of sidewalk will be from the town square that is most heavily used and then proceed out into the surrounding areas. See the Appendices C and D.

### 3. Sidewalk Obstruction

The last area of concern involves obstructions in the sidewalks. ADA requires that a minimum of 36 inch clear space be provided for sidewalks. There are eleven areas

where the sidewalk is not compliant due to power poles, shrubs, garbage cans, ect., that impede on this 36 inch that need to be corrected.

Priorities for the removal of obstructions will be from the town square that is most heavily used and then proceed out into the surrounding areas. See the Appendices C and D.

All sidewalk repairs shall be compliant with the current ADA standards. Current standards can be found at [www.ada.gov/regs2010/2010ADAStandards/2010ADASTandards.htm](http://www.ada.gov/regs2010/2010ADAStandards/2010ADASTandards.htm).

# ADA

## Appendix A

Year	Street	Point	Description
2014	SOUTH MAIN STREET	113	Make existing ramp ADA compliant
		114	Make existing ramp ADA compliant
		115	Make existing ramp ADA compliant
		116	Make existing ramp ADA compliant
		117	Repair broken sidewalk
		118	Make existing ramp ADA compliant (SE corner N. Main St. & W. Jefferson St.)
		156	Repair broken sidewalk
	JEFFERSON STREET	158	Remove Tables from Sidewalk
		157	Add ADA compliant ramp
	COMMERCE STREET	92	add curb ramp
		93	Repair un-level sidewalk
		107	Make ramp ADA compliant
		108	Make ramp ADA compliant
		130	add a curb ramp
		111	Make ramp ADA compliant
		129	add a curb ramp
2015	SOUTH MAIN STREET	59	Add curb ramp (SE corner N. Main St. & W. Water St.)
		60	Repair un-level sidewalk
		68	Add curb ramp and repair sidewalk
		69	Add curb ramp (SW corner N. Main St. & W. Walnut St.)



		70	Add curb ramp (NE corner N. Main St. & W. Walnut St.)
	COMMERCE STREET	56	add curb ramp (SE E. Water St. & S. Commerce St.)
		57	add curb ramp (SW)
		75	add curb ramp (NE)
		74	Repair Damaged sidewalk
		73	Repair Damaged sidewalk
		72	add curb ramp (SE corner S. Commerce & E. Walnut St.)
		71	add curb ramp (NW)
		89	Repair broken sidewalk
		90	Repair broken sidewalks around water meters
2016	SOUTH MAIN STREET	119	Add curb ramp (SW corner N. Main St. & W. Mulberry St.)
		125	Add curb ramp (SE corner N. Main St. & W. Mulberry St.)
		123	Add curb ramp (NW corner N. Main St. & W. Mulberry St.)
		124	Add curb ramp (NE corner N. Main St. & W. Mulberry St.)
		140	Make existing ramp ADA compliant
		139	Make existing ramp ADA compliant
		138	Remove steps and replace with ADA compliant ramp
		141	Remove steps and replace with ADA compliant ramp (SW corner N. Main St. & W. Cooper St.)
		137	Remove steps and replace with ADA compliant ramp (SE corner N. Main St. & W. Cooper St.)
		143	Remove steps and replace with ADA compliant ramp (NW corner N. Main St. & W. Cooper St.)
		145	Add curb ramp
	MULBERRY STREET	121	Add curb ramp
		122	Add curb ramp
		126	Add curb ramps and make driveway with less slope.
		127	Relocate gas meter from sidewalk
	COOPER STREET	210	Add curb ramp

		142	Add curb ramp
		136	Repair damaged sidewalk
	COMMERCE STREET	128	add a curb ramp (SW S. Commerce & W. Mulberry)
		131	add a curb ramp
		132	Repair sidewalk around Inlet
		135	Repair sidewalk and relocate power pole
		133	add curb ramp
		134	Several steps along the entire block, add ramps in place of steps
2017	SOUTH MAIN STREET	2	Repair un-level sidewalk
		1	Repair un-level sidewalk
		0	Add curb ramp (SE corner N. Main St. & W. 1 <sup>st</sup> . St)
		67	Add curb ramp (NE corner N. Main St. & W. 1 <sup>st</sup> . St)
		66	Add ADA compliant ramp to replace steps
		65	Repair broken sidewalk
		64	Repair broken sidewalk
		63	Add curb ramp
		62	Add curb ramp
	EAST 1 <sup>ST</sup> STREET	50	Repair damaged sidewalk
		51	Add ramp at drive
		52	Repair damaged sidewalk
	COMMERCE STREET	39	Repair broken sidewalk
		40	Repair broken sidewalk
		41	add curb ramp (NE)
		47	add curb ramp (SW S. Commerce St. & E. 1 <sup>st</sup> St.)
		53	Repair broken sidewalk
		54	Repair broken sidewalk
2018	SOUTH MAIN STREET	146	Add curb ramp (SE corner N. Main St. & W. Pine St.)
		149	Repair broken sidewalk and remove power pole
		150	Repair broken sidewalk and remove power pole



		151	Repair sidewalk at drive
		152	Repair broken sidewalk
		153	Repair sidewalk at drive
		154	Add curb ramp in place of steps
		155	Add curb ramp
		147	Add curb ramp (NE corner)
	COMMERCE STREET	148	add curb ramp
2019	SOUTH MAIN STREET	18	Add curb ramp (SW corner of N. Main St. & W. 3 <sup>rd</sup> St.)
		17	Repair broken sidewalk
		19	Add curb ramp (NW corner of N. Main St. & W. 3 <sup>rd</sup> St.)
		12	Add curb ramp (SE corner of N. Main St. & W. 3 <sup>rd</sup> St.)
		20	Repair un-level broken sidewalk
		21	Repair un-level broken sidewalk
		22	Repair un-level broken sidewalk
		10	Repair sidewalk across drive
		24	Add curb ramp
		8	Add curb ramp and replace improper sidewalk section
		9	Add curb ramp and replace improper sidewalk section
		6	Repair sidewalk across drive
		7	Repair sidewalk across drive
		25	Add ADA compliant ramp to compensate for grade change
		26	Add curb ramp
		3	Repair damage sidewalk
		4	Repair broken sidewalk
		27	Repair broken sidewalk
	COMMERCE STREET	28	add curb ramp (SW W. 3 <sup>rd</sup> St. & S. Commerce St.)
		29	add curb ramp (SE)
		49	add curb ramp (NW)
		38	Repair un-level sidewalks
		48	Repair broken sidewalk
2020	JEFFERSON ST.	178	Repair damaged sidewalk

		167	Repair damaged sidewalk
		163	Repair damaged sidewalk
		162	Repair damaged sidewalk
		161	Repair damaged sidewalk
		160	Repair damaged sidewalk
		159	?
	JACKSON ST.	166	Repair damaged sidewalk
	SPRING ST.	203	Replace Sidewalk; sidewalk has a greater than 2% cross-slope
		204	?
		205	Add an ADA Compliant ramp
	JACKSON STREET	165	Needs a curb ramp (SW corner N. Jackson & W. Jefferson St.)
		164	Needs a curb ramp (SE)
		199	Needs a curb ramp (NE)
		179	Needs a curb ramp (NW)
		180	Broken sidewalk
		181	Broken sidewalk
		198	Needs a curb ramp (NE corner N. Jackson St. & W. Spring St.)
		182	Needs a curb ramp (NW)
		183	Power pole in sidewalk needs to be relocated
2021	SOUTH SIDDALL ST.	96	Add curb ramp, Repair sidewalk (SW S. Siddall St. & E. Jefferson St.)
		97	Add curb ramp (NW S. Siddall St. & E. Jefferson St.)
		100	Add curb ramp (NE S. Siddall St. & E. Jefferson St.)
		98	Trim Shrubs over sidewalk
		99	Add curb ramp
	JEFFERSON STREET	94	Repair broken sidewalk
		95	Repair broken sidewalk
		101	Add curb ramp
		102	Add curb ramp
		103	Add curb ramp
		104	Add curb ramp
		106	Repair broken sidewalk



		105	Add curb ramp
2022	COOPER STREET	228	Add curb ramp
		227	?
		226	?
		225	Repair broken sidewalk
		206	Looks good, No work needed
		207	Repair damaged sidewalk
		208	Repair drive with correct cross slope
		209	?
	JACKSON STREET	184	Needs a curb ramp (SW corner of W. Mulberry & N. Jackson St.)
		185	Needs a curb ramp (NW)
		197	Needs a curb ramp (NE), Repair sidewalk at Inlet
		196	Broken, un-level sidewalk section
		187	Needs a curb ramp (SW corner N. Jackson St. & W. Cooper St.)
		188	Needs a curb ramp (NW)
		195	Needs a curb ramp (NE), Relocate PP from sidewalk
		186	Relocate PP from sidewalk (SW)
		189	Remove PP and street sign from sidewalk
		194	curb ramps for both sides of the drive are needed
		190	remove PP from the sidewalk
		191	curb ramp needed
		192	curb ramp needed ( NW corner N. Jackson St. & W. Pine St.)
		193	curb ramp needed (NE)
2023	SOUTH SIDDALL STREET	83	Repair sidewalk at driveway
		82	Add curb ramp
	WATER STREET	88	Repair broken sidewalk
		87	Repair broken sidewalk, Trim Shrubs away from sidewalk
		84,85, 86	remove power pole from sidewalk, remove garbage cans from sidewalk



		81	Repair broken sidewalk
		80	Make curb ramp ADA compliant
		79	Make curb ramp ADA compliant
		78	Make curb ramp ADA compliant
		77	Make curb ramp ADA compliant
		76	Make curb ramp ADA compliant
2024	ASHLAND ROAD	224	Repair broken sidewalk
		223	Add curb ramp
		222	Add curb ramp
		221	Add curb ramp
	JACKSON STREET	220	Broken, un-level sidewalk section
		219	Broken, un-level sidewalk section
		218	Non-continuous sidewalk through driveway
		217	Broken, un-level sidewalk section
		216	Broken, un-level sidewalk section
		202	Needs curb ramp (NW corner Jackson & Walnut)
		201	Broken, un-level sidewalk
		200	CAN'T SEE
2025	EAST 1 <sup>ST</sup> STREET	44	Add curb ramps at drive
		45	Repair damaged sidewalk
		46	Add curb ramps at drive
2026	JEFFERSON STREET	174	Add curb ramp
		173	Repair broken sidewalk
		175	Repair broken sidewalk
		172	Repair broken sidewalk
		176	Add ramp at drive
		177	Repair damaged sidewalk
		171	Repair damaged sidewalk
		170	Repair damaged and buckled section

		169	Repair damage across driveway
		168	Repair damaged sidewalk
2027	SOUTH MAIN STREET	13	Add curb ramp
		14	Repair Broken Sidewalk
		15	Repair Broken Sidewalk
		16	Repair sidewalk across driveway
	3 <sup>rd</sup> STREET	30	Add curb ramp
		32	Repair broken sidewalk
		33	Add curb ramp
		36	Clean & Repair broken sidewalk
2028	ASHLAND ROAD	211	Add curb ramp at steps
		212	Repair damaged sidewalk
		213	Add curb ramps at drive
		214	Add curb ramps at drive
		215	Repair broken sidewalk

# NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT

In accordance with the requirements of title II of the Americans with Disabilities Act of 1990 ("ADA"), the **City of Ripley** will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities.

***Employment:*** The **City of Ripley** 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.

***Modifications to Policies and Procedures:*** The **City of Ripley** will make all reasonable modifications to programs to ensure that people with disabilities have an equal opportunity to enjoy all of its programs, services, and activities. For example, individuals with disabilities will be able to use the sidewalks throughout the city due to added curb ramps and repairs to broken areas.

The ADA does not require the **City of Ripley** 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 the **City of Ripley** is not accessible to persons with disabilities should be directed to ***Tracy Luna, ADA Coordinator.***

The **City of Ripley** 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.



# **City of Ripley**

## **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 the **City of Ripley**. The City of Ripley'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 for 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:

**Tracy Luna**  
**ADA Coordinator, City Clerk**  
**500 South Main Street, Ripley, MS 38663**

Within 15 calendar days after receipt of the complaint, **Tracy Luna** will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, **Tracy Luna** will respond in writing. The response will explain the position of the **City of Ripley** and offer options for substantive resolution of the complaint.

If the response by **Tracy Luna** does not satisfactorily resolve the issue, the complainant and/or his/her designee may appeal the decision within 15 calendar days after receipt of the response to the **Mayor of Ripley**.

Within 15 calendar days after receipt of the appeal, the **Mayor of Ripley** will meet with the complainant to discuss the complaint and possible resolutions. Within 15 calendar days after the meeting, the **Mayor of Ripley** will respond in writing, and, where appropriate, in a format accessible to the complainant, with a final resolution of the complaint.

All written complaints received by **Tracy Luna**, appeals to the **Mayor**, and responses from these two offices will be retained by the **City of Ripley** for at least three years.





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COE COOK COGGIN ENGINEERS, INC.





