

## **CHAPTER 36: DISCRIMINATION BASED ON HANDICAPPED STATUS**

### **Section**

- 36.01 Filing of complaints with ADA Coordinator; rendering of decision
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### **§ 36.01 FILING OF COMPLAINTS WITH ADA COORDINATOR; RENDERING OF DECISION.**

All complaints regarding access or discrimination under the Americans with Disabilities Act shall be made in writing to the ADA Coordinator for resolution. A record of all complaints received and the action taken shall be maintained. A decision by the designated official shall be rendered on each complaint within ten working days of the date the complaint is filed.  
(Ord. passed 9-21-92)

### **§ 36.02 FORWARD TO DISABLED RESIDENT ACCESS COMMITTEE; APPOINTMENT OF COMMITTEE.**

If a complaint is not resolved to the satisfaction of the person filing same, it shall be forwarded to the Disabled Resident Access Committee. The Disabled Resident Access Committee shall be appointed by the Council from the following groups in the city; the City Council; the disabled at large representation (business, education or religious groups); health/medication representatives. The committee members shall serve at the pleasure of the Council.  
(Ord. passed 9-21-92)

### **§ 36.03 PROCEDURE FOR RESOLUTION OF COMPLAINTS BY COMMITTEE.**

The Committee shall establish rules or procedures for hearing complaints, requests or suggestions from disabled persons regarding access to and participation in public facilities, services, activities and functions in the city. The Committee shall hear all complaints in a public meeting, after giving adequate public notice of the hearing and it shall resolve all complaints in an unbiased, objective

manner and shall render a decision in writing within 30 days of notification if no hearing is to be held. All proceedings before the Committee shall be recorded and maintained.

(Ord. passed 9-21-92)

#### **§ 36.04 APPEAL TO CITY COUNCIL.**

Any complaint not resolved by the Committee to the satisfaction of the aggrieved party may be appealed to the City Council. All such appeals shall be filed with the City Clerk within 20 working days of the date of the Committee's decision. The Council shall hear all such appeals at an open public meeting and a determination shall be made by the Council within 30 days of the date of the hearing. The decision of the Council shall be final.

(Ord. passed 9-21-92)

#### **§ 36.05 RECORDS OF REQUESTS AND COMPLAINTS TO BE MAINTAINED.**

A record of the action taken in each request or complaint shall be maintained as a part of the records or minutes at each level of this grievance process.

(Ord. passed 9-21-92)