

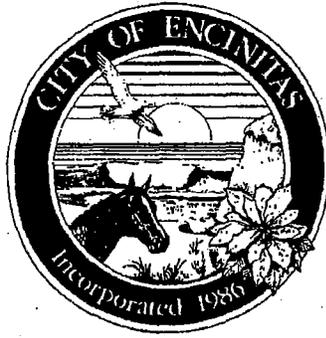
City of Encinitas
San Dieguito Water District

Americans with Disabilities Act, (ADA)
Section 504 of the Rehabilitation Act of 1973

Transition Plan
Self-Evaluation Plan

Adoption Date
9/11/13





City of Encinitas San Dieguito Water District

Americans with Disabilities Act, (ADA)
Section 504 of the Rehabilitation Act of 1973, (Section 504)

Transition & Self-Evaluation Plans

The City of Encinitas and San Dieguito Water District are committed to meeting its obligation to comply with the Americans with Disabilities Act, (ADA)/Section 504 of the Rehabilitation Act of 1973, (Section 504). The City and District do not discriminate on the basis of race/color, ethnic and national origin, sex, religion, age, veteran status or physical or mental disability in employment, its service, programs or activities.



Gus Vina

City Manager/City of Encinitas/San Dieguito Water District



TRANSITION PLAN

City of Encinitas/San Dieguito Water District
 Americans with Disabilities Act, (ADA)
 Rehabilitation Act of 1973, (Section 504)
 Transition Plan

Compliance Measures	Cost	Proposed Completion Date
<u>PARK & RECREATION DEPARTMENT</u>		
1. Encinitas Community Park – CP13A (A14) Construction of new park. Project includes the development of 43 acres into a community park which will include accessible ball fields, pathways, sidewalks, parking, bathroom facilities, snack bar, etc. that meets current applicable codes and accessibility regulations.	\$20,000,000 Total Project (ADA included into project \$600,000)	Construction started September 2012. Projected completion 2014
2. Moonlight Beach Park Improvements Phase #1 – CP13B (A16) Phase #1 incorporates accessible disability bathrooms, snack bar and pathways in compliance with current ADA accessibility regulations.	\$4,760,000 Total Phase #1 (ADA included into total cost of project)	Construction started 2012 Projected completion 2013
3. Beacons Beach Park Annually, restripe accessible disability ADA parking spaces and route at Viewpoint on the north & south ends.	\$2,000 annually (Costs specific to ADA)	Annual restriping ADA parking spaces and pathway, beginning 2013 and continuing annually in budget costs.
4. Moonlight Beach Park Lifeguard Tower Improvements Reconstruct new lifeguard tower at Moonlight Beach Park facilities. Project will go into design and approval phase. ADA features will be incorporated into the overall project.	\$1,500,000 Total (ADA included into the total cost of project)	Design and approval stage. Projected completion over next five years
<u>FIRE DEPARTMENT</u>		
5. Fire Station #2 – CF04C, 618 Birmingham, Cardiff, CA Project incorporates current ADA accessible disability into design.	\$4,760,000 Total Project (ADA included into total cost of project)	Projected completion expected 2013

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ENGINEERING & PUBLIC WORKS DEPARTMENT		
6. Olivenhain Sewer Pump Station - CC04F (A1) Construction of a new sewer pump station facility at the Manchester Avenue & Interstate 5 Interchange which includes ADA accessible bathroom, pathway, Braille and signage.	\$4,759,027 Total Project (Specific ADA project total \$100,000)	Projected completion expected 2013
7. Gardendale Traffic Calming & Safe Routes to School CS12F (A25) Provide accessible curb ramps, raised crosswalks, and traffic calming measures along Gardendale Rd, between Mountain Vista Way and Glen Arbor Drive, at Hummock Lane and Hillock Pl, and at Aspenglow Drive and Splitrail Drive.	\$300,000 Total (ADA included into total cost of project)	Projected completion expected 2013.
8. North Coast Highway 101 Streetscape CS04D (A21) Planning finalizing the design in preparation for construction of the North Coast Highway 101 Streetscape which will include "on street" disability parking, walkways, curb cuts. Phase #1 incorporates areas of Hwy 101 from "A" Street to North Coast, Leucadia.	\$5,150,000 Phase #1 Total (ADA included into total costs of project)	Design Concept Plan projected completion 2014. Projected completion of Phase #1 2018
9. Safe Route to School - Walkability/pedestrian/trail CS01E (A18) State and Federal Safe Route to School projects occurring annually which provide ADA curb ramps and sidewalks to meet current accessible regulations.	Occurs annually \$200,000 (ADA included into total costs of project)	Funding and project is reviewed annually and various locations selected each year. Disability accessible elements incorporated into the annual project. Funding evaluated on a two year budget and CIP cycle.
10. Encinitas Community Park Off Site Improvements CS13C (A28) Portions of Santa Fe Drive, Windsor, Warrick & Mac Kinnon. ADA improvements incorporated into project.	Costs \$950,000 (ADA included into total costs of project)	Projected completion 2018
11. Santa Fe Drive Improvements CS07B (A22) Three phases of improvements. ADA accessibility retrofit incorporated into the project	(Part of the \$950,000 listed above)	Projected completion 2018

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<p>12. Santa Fe & Interstate Improvements CS12E (A24) Part of Scripps critical care project which incorporates ADA accessibility sidewalks and curb ramps. City will contribute to overall project to be completed by Scripps.</p>	<p>\$60,000</p>	<p>Projected completion 2015</p>
<p>13. Let's Move Pedestrian Travel & SR2S Plan CS13D (A30) Citywide pedestrian movement study to include city engineering walk audits for ADA accessible assessment and inventory of future work.</p>	<p>\$210,450 for study and plan</p>	<p>Projected completion of study 2016</p>
<p>14. Encinitas Boulevard between Quail Garden & Belour CS13E (A30) Constructing sidewalk on the north side of Encinitas Boulevard which includes ADA curb ramps and elements to meet current accessible regulations.</p>	<p>Costs \$436,600</p>	<p>Design projected completion 2014 Construction projected completion 2016</p>
<p>15. Encinitas Boulevard/I-5 Interchange Sidewalks - CS04B (A20) Project involves coordination with Cal Trans and City on the I-5 corridor improvements. Partial funding for improvements will come from Cal-Trans. Project involves installation of accessible sidewalks, pedestrian ramps, and tie back retaining walls to provide a safe pathway at the Encinitas Boulevard & Interstate 5 Interchange. Phase #1 involves EIR study. Phase #2a involved interim sidewalk and bike lane. Phase 2b involves master project with Cal-Trans.</p>	<p>\$1,200,000 Phase 2b estimated only (Costs specific to ADA)</p>	<p>Phase #1 (EIR) study projected completion 2016. Phase #2a includes interim sidewalk & bike lane. Projected completion 2017 Phase #2b includes construction project with Cal-Trans and is contingent availability of funding from both Cal-Trans and City over the next 10+ years.</p>
<p>16. Intersection Improvements Hwy 101 & K Street CS13B (A27) Improvements to street to include new curb, gutter and sidewalk @ K and Hwy 101. ADA upgrades to current regulations</p>	<p>\$300,000 (ADA features included into total cost of project)</p>	<p>Project contingent on availability of funding. Projected start date 2017.</p>

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PUBLIC WORKS DEPARTMENT		
17. Ongoing Sidewalk Repair - Annual Budget Maintaining accessible routes - Average 7,500 square feet of sidewalk repaired per year at \$60,000 for contract work to replace and repair. In addition, City in house addresses tripping hazards by marking out, grind and ramp the sidewalk deviations. This maintains accessible routes which fall under ADA regulations.	\$60,000 annual-contract work (ADA features incorporated into the total costs of project)	Project continues annually with funding.
18. P.W. Yard Calle Magdalena Installation of automatic front door openers for clear accessible route.	\$7,500 (Specific to ADA)	Project contingent on availability of funding. Anticipated completion 2015.
IT DEPARTMENT		
19. Government Education Access Project WC09C (A40) Update web accessibility, TTY equipment and closed captioning for telecasting meetings. Technology accessibility project.	\$14,050 13/14 \$8,800 ongoing annual	Update web and equipment completion 13/14 Ongoing annual thereafter
PROJECTS CONTINGENT ON FUNDING OVER THE NEXT 10 YEARS		
20. Update Disability Parking Stalls Update and restripe disability parking stalls and add pathways at park and facilities locations: Community & Senior Center; Leo Mullen; Ecke Sports Park; Oakcrest Park; Glen Park; & Grandview Beach Access.	\$250,000	Project contingent on availability of funding over the next 10 years

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COMPLETED PROJECTS

Compliance Measures	Cost	Completion Date
Oakerest Park – CMP04G, 1290 Encinitas Boulevard Replacement of playground equipment with updated ADA features in compliance with current ADA regulations.	\$104,000 Total (ADA features incorporated into the total cost of project)	Completion 2012
Leucadia Boulevard Railroad At Grade Crossings - CMS08C Includes ADA configuration of pedestrian ramp and sidewalks with grades in conformance to ADA.	\$999,325 (ADA features incorporated into the total cost of project)	Completion 2012
Rubenstein-Summit Traffic Calming - CMS02F City's pilot traffic calming program incorporates accessible disability ADA elements into project	\$500,000 (ADA features incorporated into the total cost of project)	Completed 2012
Balour Drive Sidewalk Improvements - CMS10H Provide accessible sidewalk and curb ramps along the east side of Balour Drive, between Santa Fe Drive and Melba Road. Incorporates accessible disability ADA elements into the project.	\$405,190 (ADA features incorporated into the total cost of project)	Completed 2012
Santa Fe Drive Storm Drain and Sidewalk Improvements Provide accessible sidewalk, and curb ramps along the north side of Santa Fe Drive, between Bonita Drive and Blue Sky Drive.	\$145,000 (ADA features incorporated into the total cost of project)	Completed 2012
Downtown ADA Sidewalk Curb Ramps & On Street Disability Parking - CMS11B Renovated curb ramps and added seven (7) on street disability parking	\$464,069 Entire project ADA	Completed 2012

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Civic Center, #CMF12A 505 S. Vulcan Ave., Disability Parking Improvement – CMS11B	\$212,000 (ADA features incorporated into the total cost of project)	Completed 2012
Parking Lot B (NCTD) – CMS09E, E Street & Vulcan -CMS09E Establish additional parking for downtown use which includes ADA parking consistent with current ADA regulations.	\$1,199,200 (ADA features incorporated into the total cost of project)	Completed 2011
Melba Rd. Improvements-Nardo Rd. to Bonita Dr. - CMS10B & CMS10E (Safe Route to School Project) Federal CDBG project which will install sidewalks and pedestrian ramps in accordance to ADA along the north side of Melba Rd installing ADA-compliant sidewalks and pedestrian ramps.	\$668,166 (ADA features incorporated into the total cost of project)	Completed 2011
Cardiff Elementary Safe Routes to School Provide accessible sidewalk, curb ramps, raised crosswalk, and traffic calming along the west side of Westminster Drive, between Montgomery Avenue and Verid Avenue; and along the west side of Montgomery Avenue, between Westminster Drive and Rossini Drive.	\$334,750 (ADA features incorporated into the total cost of project)	Completed 2011
B Street/Moonlight Beach, on Street Disability Parking Installation of five on street disability parking on B Street for Moonlight Beach access.	\$ 3,500 (ADA improvements)	Completed 2011
Regal Rd. Sidewalk - CMS10D Continuous sidewalk along Regal Road from Santa Fe Drive to 600 feet north. ADA features and ramps incorporated as part of project.	\$101,507 (ADA features incorporated into the total cost of project)	Completed 2010
Traffic Signal Modifications 2 Installation of audible pedestrian crossing devices at the intersections of E Street and D Street with Highway 101.	\$10,000 (Entire project ADA)	Completed 2010

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ADA Upgrades at Library, Cornish Ave Retrofit main entrance and public bathroom doors for ADA Accessibility	\$15,075 (Costs specific to ADA)	Completed 2010
ADA Upgrades at P.W. Calle Magdalena Facilities Retrofit the driveway to provide a wheelchair access from the street to the facility.	\$8,423 (Costs specific to ADA)	Completed 2010
ADA Upgrades at City Hall Retrofit the Public bathrooms, front entry doors to the Engineering counter, public meeting rooms and Council Chambers for ADA accessibility.(July 09) Main lobby counter retrofitted (Feb. 2010) Finance and Parks/Rec public counters retrofitted (Dec. 2011) Parking lot improvements to comply with ADA requirements (Feb. 12)	\$51,375 (Costs specific to ADA)	Completed 2009, 2010, 2011, 2012
Fire Station #3 - #CFF04D, Orpheus Avenue Construction of new fire station off of Orpheus Avenue. ADA features incorporated into the design.	\$4,786,554 (ADA features incorporated into total cost of project)	Completed 2010
Cardiff Alley Improvements – #CMS08F Alley improvements with ADA features incorporated as part of project.	\$ 256,537 (ADA features incorporated into the total cost of project)	Completed 2009
Street Improvement Leucadia Boulevard Phase #2 - CMS00D Improvement Phase #1 Leucadia from I-5 to Vulcan included sidewalk & ADA curb cuts to meet accessible regulations.	1. Phase #1 \$2,715,482 completed	Completed September 2008 Phase #1 (Vulcan Ave to Hymettus)
Remodel of P.W. Facilities Calle Magdalena – #CMF07C Retrofit building tenant improvements with ADA features, elevator, bathrooms and ramps incorporated as part of project in compliance with ADA regulations.	\$1,556,982 (ADA features incorporated into the total cost of project)	Completed 2008



**SELF-EVALUATION
PLAN**

City of Encinitas
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SELF EVALUATION PLAN

ADA/Section 504 Rehabilitation Act 1973 REQUIREMENTS	CITY COMPLIANCE
1. Designate at least one employee to coordinate ADA/Section 504 compliance efforts.	1. By adopted Resolution 2011-36 the City has designated its Risk Department Manager as the ADA/Section 504 Coordinator for the City of Encinitas (City) and San Dieguito Water District Departments (District). The City allocates resources for ADA staff training and coordinates ADA/Section 504 compliance with Departments representatives and the public. The Risk Department Manager is specifically identified on the City website as the initial point of contact for any ADA questions or grievances. See, http://ci.encinitas.ca.us/index.aspx?page=114
2. Obtain department commitment throughout the City and District	2. Through outreach and training, the City/District departments comply with policies and procedures in adherence to the ADA/Section 504 regulations and laws. As one example, in 2011, the building and engineering departments engaged in an in-house training seminar conducted by an outside consultant regarding the construction and measurement of sidewalks and ramps for ADA compliance. The ADA Coordinator attended the National ADA Coordination Group training here in San Diego. Each Department has designated a representative to review updates in the laws and work with the ADA/Section 504 Coordinator on an ongoing basis.
3. Adopt and publish grievance procedures for prompt and equitable resolution.	3. Formal ADA/Section 504 Grievance Procedure was adopted by the City Council on April 26, 1995 with new updates adopted by Resolution 2011-36 on July 20, 2011 by City Council. The grievance forms and contact information are contained on the City website, at: http://ci.encinitas.ca.us/index.aspx?page=114 .

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ADA/Section 504 Rehabilitation Act 1973 REQUIREMENTS	CITY COMPLIANCE
<p>4. Provide sufficient notice of ADA/Section 504 compliance to City/District programs, services, and activities to applicants, participants, beneficiaries, and other interested persons.</p>	<p>4. The City/District continue to publicize ADA/Section 504 compliance through notice on all applicable handbooks, manuals, program pamphlets, job recruitments and other City/District sponsored public announcements and agendas both in hard copy format and on the City's website. Public contracts related to road and sidewalk design and construction contain specific provisions relating to ADA compliance. Public Notices and required signage are placed at City/District facilities and on the website, at: http://ci.encinitas.ca.us/index.aspx?page=114</p>
<p>5. Examine each program to determine whether any physical barriers to access exist and identify structural changes.</p>	<p>5. Under Title II of the ADA, each City/District facility or part of a facility that is built or altered after 1992 must be readily accessible to and useable by persons with disabilities. The ADA standards for existing facilities provide that "a public entity shall operate each service, program, or activity so that the service, program, or activity, when viewed in its entirety, is readily accessible and useable by individuals with disabilities". This includes providing meaningful program access. The City of Encinitas was founded in 1986 and portions of its facilities, such as streets, sidewalks and other facilities predate 1992. As to those pre-1992 facilities, where alterations are made, the City evaluates and, where feasible and readily achievable, it includes ADA alterations as it develops and update facilities, for example, ADA compliant ramps and signage in order to provide program access. New facilities designed and constructed since 1992, such as the City Library, Senior Center, Fire Stations, parks, etc., have incorporated current ADA designs and requirements. The specific City</p>

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ADA/Section 504 Rehabilitation Act 1973 REQUIREMENTS	CITY COMPLIANCE
	facilities, programs and projects are examined in the Transition Plan. On an ongoing basis the City/District's evaluate operations, facilities and programs to maintain accessibility under ADA/Section 504 compliance.
6. Ensure that all facility construction or alteration after January 26, 1992 and continued updates of the regulations (most recent 2010) conform to the most current ADA/Section 504 designated standards.	6. See above, item 5. The City/District incorporates into design stage facility construction and alterations for continued compliance with the current ADA/Section 504 standards. ADA/Section 504 compliance language has been added to the basic construction contracts. The building and engineering departments have participated in training conducted by an outside consultant regarding the construction and measurement of sidewalks and ramps for ADA compliance. Plan reviews of public facility improvements include appropriate ADA compliance reviews for public access.
7. Ensure that individuals with disabilities are afforded the opportunity to participate as members of the City Council/ District Board of Directors or advisory boards/commissions.	7. The City/District provides reasonable accommodations and access for individuals with disabilities and provides for equal opportunity and access to programs, facilities, boards, and commissions. Reasonable accommodation requests are reviewed on a case by case basis along with Public Notice postings in facilities, announcements, and publications and on the website.
8. Ensure that communications with disabled applicants, participants and members of the public are equally effective as other public communications.	8. Incorporated into the programs and public meetings a TTY phone system, audio amplification system, zoom text and interpreters are available for the public, upon appropriate request. Accommodation requests are reviewed on an ongoing basis. The City/District also have available an audio amplification system for public meetings both in the Community Center and Civic Center.

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ADA/Section 504 Rehabilitation Act 1973 REQUIREMENTS	CITY COMPLIANCE
9. Ensure that all employment policies do not discriminate to applicants and employees with disabilities.	9. Employment policies prohibit discrimination against individuals with disabilities. The Personnel Rules and Policies include specific language prohibiting discrimination against individuals with disabilities. Policies are reviewed on an ongoing basis.
10. Ensure that employment practices do not limit, segregate, or classify job applicants or employees in an adverse manner due to the disability of the employee or applicant.	10. Employment practices ensure adherence to non-discriminatory practices for individuals with disabilities. Accommodation requests are reviewed on a case by case basis. City conducts an interactive process for employees requesting job accommodations. The City/District and its personnel practices are in compliance with ADA/Section 504.
11. Ensure that all City/District contractual relationships, including labor unions, employment agencies, organizations that provide benefits, services, etc. do not discriminate against individuals with disabilities.	11. Contracts include non-discrimination language prohibiting discrimination in compliance with ADA/Section 504 regulations.
12. Ensure that all job classifications do not contain standards or criteria that discriminate on the basis of disability.	12. Job classifications are reviewed on an ongoing basis to assure job standards, physical requirements of the essential job functions and criteria are related to specific job qualifications. Essential job functions are called out in each Job Description.

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ADA/Section 504 Rehabilitation Act 1973 REQUIREMENTS	CITY COMPLIANCE
13. Ensure that all job testing and selection criteria are job related and do not discriminate against individuals with disabilities.	13. Testing and selection criteria continues to be reviewed on an ongoing basis for adherence with the ADA/Section 504 regulations and job relation. Employment announcements contain ADA/Section 504 accommodation language and public notice. Accommodations are reviewed on a case by case basis for reasonable accommodations when applicable.
14. Ensure hiring procedures (applying, testing and interviewing for a job) are carried out at accessible locations, using accessible formats such as a reader, tactile information, Braille, audio for vision impaired, written materials and sign language interpreters for hearing impaired.	14. City/District facilities utilized for testing and interviewing are accessible. Job announcements provide notification of our non-discrimination practices and their ability to make accommodation requests, if needed. Accommodation requests are reviewed on a case by case basis in compliance with ADA/Section 504 regulations.
15. Review employment application forms to eliminate questions regarding an individual's disability.	15. The City/District's job application forms do not ask physical disability questions. It does ask whether applicant can perform the essential job functions of that specific job with or without accommodations. The applications include appropriate notice of non-discrimination language and to report requests for reasonable accommodation.
16. Post equal employment opportunity notices in an accessible format (e.g., in large print)	16. The City/District provide notices in large print by hard copy and by computer application "zoom text" upon request. Accommodation request are reviewed on an ongoing basis. Public Notice of ADA/Section 504 compliance is provided at all City/District facilities and website.

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ADA/Section 504 Rehabilitation Act 1973 REQUIREMENTS	CITY COMPLIANCE
17. Review all City/District services to ensure that individuals with disabilities may participate in and benefit from the services provided by the City/District.	17. See above, Item 5. City/District policy and procedures provide that individuals with disabilities participate in and benefit from City/District services, subject to feasibility and "readily accessible" standards. Public Notice of ADA/Section 504 compliance is provided at City/District facilities, announcements, publications, contracts and website.
18. Review all City/District services, programs and activities to ensure that the most integrated setting appropriate to the needs of qualified individuals with disabilities is made available.	18. See above Item 5. On an ongoing basis City/District reviews and ensures services, programs, and activities are readily accessible to individuals with disabilities, in the most feasible integrated setting. Notice to the public and procedures for accommodation request are in place with grievance procedures and are included on website, facilities, announcements, publications and contracts.
19. Ensure that an individual with disabilities is not denied the opportunity to participate in City/District programs or activities that are not separate or different.	19. See above, Item 5. On an ongoing basis City/District reviews and ensures services, programs, and activities are readily accessible to individuals with disabilities, in the most feasible integrated setting. The City/District reviews on an ongoing basis, accommodation requests of individuals to afford the opportunity to participate in programs or activities that are not separate or different. The City/District has adopted ADA/Section 504 Grievance Procedures for handling complaints and review accommodation requests on a case by case basis in compliance with ADA/Section 504.

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ADA/Section 504 Rehabilitation Act 1973 REQUIREMENTS	CITY COMPLIANCE
<p>20. Ensure that the actions of the City/District are based on facts applicable to individuals and not on presumptions as to what a class of individuals with disabilities can or cannot do.</p>	<p>20. Appropriate policies and procedures exist along with grievance procedures which provide ongoing access to City/District programs and facilities without presumptions consistent with applicable ADA/Section 504 regulations. These programs are integrated into daily operations.</p>
<p>21. Ensure that qualified individuals with disabilities are not limited from the enjoyment of any right, privilege, advantage, or opportunity enjoyed by others receiving any aid, benefit, or service from the City/District.</p>	<p>21. See above, Item 5. On an ongoing basis City/District reviews and ensures services, programs, and activities are readily accessible to individuals with disabilities, in the most feasible integrated setting. The City/District reviews on an ongoing basis, accommodation requests of individuals to afford the opportunity to participate in programs or activities that are not separate or different. The City/District has adopted ADA/Section 504 Grievance Procedures for handling complaints and review accommodation requests on a case by case basis in compliance with ADA/Section 504. City/District on an ongoing basis ensures individuals with disabilities are not discriminated against. Public notices, policies and procedures are posted at City/District facilities, website, publications and in contractual agreements. Requests for reasonable accommodation are reviewed on a case by case basis.</p>
<p>22. Review processes for granting licenses to ensure that individuals with disabilities are not discriminated against by the City/District.</p>	<p>22. City business registration process adheres to non-discrimination policies and procedures. Accommodation requests are reviewed on an ongoing basis.</p>

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23. Reasonable modifications in policies, practices, or procedures must be made when necessary to avoid discrimination on the basis of disability.	23. On an ongoing basis, modifications to policies, practices, and procedures are made to meet current regulations and applicable laws to eliminate discrimination. Accommodation requests are reviewed on an ongoing basis.
24. Prohibit discrimination on the basis given of an individual's known relationship or association with an individual with a disability is prohibited.	24. The City/District does not discriminate on the basis of an individual's association with an individual with a disability. Policies are in place that prohibit discrimination and requires compliance with ADA/Section 504 regulations.
25. Ensure that the appropriate auxiliary aids and services are furnished when necessary to provide an individual with a disability an equal opportunity to participate in and enjoy the benefits of the City/District services, programs, and activities.	25. Incorporated into the programs and public meetings a TTY phone system, audio amplification system, zoom text and interpreters are available for the public, upon appropriate request. Accommodation requests are reviewed on an ongoing basis. The City/District also have available an audio amplification system for public meetings both in the Community Center and Civic Center. Policies for Service Animals are in place and posted on the City website. Programs and services are accessible by review on an ongoing basis. Accommodation requests are reviewed on a case by case basis. Notification is provided to advise public accommodation requests will be reviewed on a case by case basis. Grievance procedures have been adopted to resolve complaints.

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26. As of July 1, 2010, the new regulations require the City to provide CASp certified building official information to assist citizens and businesses with voluntary request for a CASp review.	26. The Building Official in the Planning Department have in place the CASp program. Currently the Building Official has acquired the CASp certification and coordinates with the public upon request.
27. Notice to the Public on ADA/Section 504	27. Notice to the public has been adopted and is in compliance with ADA/Section 504 is currently posted in all facilities and website. http://ci.encinitas.ca.us/index.aspx?page=114

The City adopted by resolution policies, procedures, public notices and a grievance processes. Individual departments conducted a review of its programs, policies, and procedures to include a review of facilities for compliance with the current ADA/Section 504 regulations. When new capital improvements are undertaken, compliance with the current regulations are incorporated into the design of the project and modified as project progresses to construction to the most current standard. Contracts include non-discrimination language and mandatory compliance with ADA/Section 504 regulations.

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**MINUTES OF THE ENCINITAS CITY COUNCIL REGULAR MEETING
SEPTEMBER 11, 2013, 6:00 P.M., 505 SOUTH VULCAN AVENUE**

1. CALL TO ORDER

Mayor Barth called the meeting to order at 6:01 P.M.

2. ROLL CALL

Present: Mayor Teresa Arballo Barth, Deputy Mayor Lisa Shaffer, Council Members Kristin Gaspar, Tony Kranz, and Mark Muir.

Absent: None.

Also Present: City Manager Vina, City Attorney Sabine, Senior Planner Langager, Senior Engineer Deane, Engineer and Public Works Director Pruum, Management Analyst McSeveney, Risk Manager Schwarm, City Clerk Hollywood, and Deputy City Clerk Bingham.

There being a quorum present, the meeting was in order.

3. PLEDGE OF ALLEGIANCE

4. SPECIAL PRESENTATIONS AND PROCLAMATIONS

4A. Proclamation designating September as National Preparedness Month.

Mayor Barth presented the proclamation to Interim Fire Chief Daigle.

5. ORAL COMMUNICATIONS / POSSIBLE DIRECTION TO STAFF

Bob Aronin and Barb Yost spoke of their concerns regarding emergency service vehicles and response times in Leucadia.

Jim Miller and Jim Peevey invited all to attend the Annual Wavecrest Woodie meet on September 21, 2013.

Lynn Marr requested 1) that an item be placed on a future agenda to reconsider the formation of a Pacific View Property ad-hoc subcommittee and that all meetings of the subcommittee should be open to the public and 2) that an item be placed on a future agenda to reconsider the formation of the subcommittee.

6. REPORT FROM CLOSED SESSION

City Attorney Sabine announced that Council Member Gaspar had recused herself from Closed Session Agenda Item #1 due to a source of income conflict of interest.

City Attorney Sabine reported that with respect to Item #1 there was unanimous consensus (Council Member Gaspar absent) to direct legal counsel to defend the lawsuit.

With respect to Item #2 and Item #3 there was unanimous consensus to direct legal counsel to move forward in pursuing settlement agreements.

Lynn Marr requested that the nature of the cases be listed for Closed Session agenda items.

7. CHANGES TO THE AGENDA

There were no changes to the agenda.

8. CONSENT CALENDAR

ACTION:

Muir moved, Gaspar seconded to close and adopt the Consent Calendar. Motion carried. Ayes: Barth, Gaspar, Kranz, Muir, Shaffer. Nays: None.

- 8A. Approval of the Minutes of the 08/21/13 Regular Meeting and the 08/28/13 Special Meeting. Contact Person: City Clerk Hollywood

Recommended Action: Approve the Minutes.

- 8B. Approval of the Warrants List. Contact Person: Finance Manager Lundgren

Recommended Action: Approve the Warrants List.

- 8C. Approval of FY2012-13 Consolidated Annual Performance and Evaluation Report for the Community Development Block Grant and HOME Investment Partnership programs. Contact Person: Planning and Building Director Murphy

Recommended Action: Approve the Consolidated Annual Performance and Evaluation Report (CAPER) for FY2012-13; and authorize submission of the approved report to the U.S. Department of Housing and Urban Development (HUD).

- 8D. Approve the Second Amendment to the Joint Exercise of Powers Agreement creating the Southern California Intergovernmental Training and Development Center authorizing the City of Encinitas to join. Contact Person: Senior Management Analyst McSeveney

Recommended Action: Approve the Second Amendment authorizing the City to join the Joint Exercise of Powers Agreement.

- 8E. Legislative Position Letters. Contact Person: Senior Management Analyst McSeveney

Recommended Action: Approve the legislative position letters.

9. **ITEMS REMOVED FROM THE CONSENT CALENDAR**

No items were removed from the Consent Calendar.

10. **ACTION ITEMS**

- 10A. Authorization for the Director of Engineering Services and Public Works to enter into agreement with RBF Consulting to provide professional design services for the North Coast Highway 101 Streetscape Project (CS04D) and the La Costa Avenue Improvements Project (CS11C). Contact Person: Director of Engineering and Public Works Pruium

Recommended Action: Authorize the Director of Engineering Services and Public Works to enter into agreement with RBF Consulting to provide professional design services for Option B, the entire North Coast Highway 101 Streetscape Project, for an amount not to exceed \$1,125,472 including a 10% contingency, with \$972,945 funded through Project No. CS04D and \$152,527 funded through Project No. CS11C.

The following individuals spoke in support of the staff recommendation:

Carris Rhodes, Peter Curry, Brian Evans, Charles Marvin, Rochelle Collier, Tom Frank, Fred Caldwell, Elena Thompson,

The following individuals spoke in opposition to the staff recommendation:

David Smith, Sheila Cameron, and Bob Aronin.

Gary Murphy spoke.

The following speakers were in support of the staff recommendation but chose not to speak:

Michael Marky, Michael Schmitt,

The following speakers were in opposition to the staff recommendation but chose not to speak:

Dietmar Rothe, Marie Dardarian, Susan Turney, and Dean Turney.

ACTION:

Kranz moved, Shaffer seconded to authorize the Director of Engineering Services and Public Works to enter into an agreement with RBF Consulting to provide professional design services for Option A, Refined Phase 1 of the North Coast Highway 101 Streetscape Project (CS04D) for an amount not to exceed \$759,332 including a 10% contingency, with \$606,805 funded through Project No. CS04D and \$152,527 funded through Project No. CS11C.

Gaspar made a substitute motion, Muir seconded to authorize the Director of Engineering and Public Works to enter into agreement with RBF Consulting to provide professional design services for Option B, the entire North Coast Highway 101 Streetscape Project, for an amount not to exceed \$1,125,472 including a 10% contingency, with \$972,945 funded through Project No. CS04D and \$152,527 funded through Project No. CS11C and for staff to continue working with NCTD regarding the NCTD Right-of-Way and Paul Ecke Central School Safe Route to School project. Motion failed. Ayes: Gaspar, Muir. Nays: Barth, Kranz, Shaffer.

The original motion was voted on:

Motion carried. Ayes: Barth, Gaspar, Kranz, Muir, Shaffer. Nays: None.

Mayor Barth declared a recess from 8:00 P.M. to 8:12 P.M.

- 10B. Proposed Amendment to Council Policy C024 Legislative Program, and Council direction regarding a subcommittee to evaluate legislative consultant proposals. Contact Person: Senior Management Analyst McSeveney

Recommended Action: Adopt the proposed amendment to Council Policy C024 Legislative Program and provide staff with direction regarding a subcommittee to evaluate legislative consultant proposals.

ACTION:

Shaffer moved, Kranz seconded to adopt the proposed amendment to Council Policy C024 Legislative Program. Motion carried. Ayes: Barth, Gaspar, Kranz, Muir, Shaffer. Nays: None.

ACTION:

Gaspar moved, Shaffer seconded to direct staff to evaluate the legislative consultant proposals and to return to Council with recommendations for approval. Motion carried. Aye: Barth, Gaspar, Kranz, Muir, Shaffer. Nays: None.

10C. Council initiated agenda items. Contact Person: Council Member Kranz

Recommended Action: Deliberate the merits of allowing each member to add items to the agenda, consider adopting the policy for a trial period, and consider amending City Council Policy C003, *Policies and Protocols for City Council Meetings*.

Council Member Kranz presented the report.

Russell Levan spoke in support of the staff recommendation.

ACTION:

Gaspar moved, Muir seconded to adopt the Council Initiated Agenda Items Policy for a trial period and amend City Council Policy C003, Policies and Protocols for City Council meetings.

Gaspar amended the motion to include that only one item could be added by a Council Member per meeting. Muir concurred.

Gaspar withdrew her motion.

Shaffer moved, Muir seconded to approve the Council Initiated Agenda Items Policy for a six month trial period and submitted to the City Clerk no later than Noon the Wednesday before the next City Council meeting. Motion carried. Ayes: Barth, Gaspar, Kranz, Muir, Shaffer. Nays: None.

10D. Approval of Resolution 2013-41 adopting the Transition and Self-Evaluation Plans as required by the Americans with Disabilities Act, (ADA) and Section 504 of the Rehabilitation Act 1973, (Section 504). Contact Person: Risk Department Manager Schwarm

Recommended Action: Adopt the Transition and Self-Evaluation Plans by Resolution 2013-41 and direct staff to complete the funded CIP projects as previously approved by the City Council at the June 12, 2013

meeting.

ACTION:

Muir moved, Shaffer seconded to adopt the Transition and Self-Evaluation Plans by Resolution 2013-41 and direct staff to complete the funded CIP projects as previously approved by the City Council at the June 12, 2013 City Council meeting. Motion carried. Ayes: Barth, Gaspar, Kranz, Muir, Shaffer. Nays: None.

11. INFORMATIONAL ITEMS

There were no informational items.

12. FUTURE AGENDA ITEMS ADDED BY COUNCIL MEMBERS

There were no future agenda items requested.

13. CITY COUNCIL MEMBER REPORTS PURSUANT TO AB1234 (GC 53232.3(d) / POSSIBLE DIRECTION TO STAFF

Council Member Gaspar reported that she had attended the Encina Wastewater Capital Improvement meeting.

Council Member Kranz had nothing to report.

Council Member Muir reported that he had attended the Encina Wastewater Policy and Finance Committee meeting, the San Elijo JPA meeting and the CSA-17 meeting.

Deputy Mayor Shaffer reported that she had attended the SANDAG Transportation Committee meeting.

Mayor Barth reported that she had attended the SANDAG Shoreline Preservation Working Group meeting and the League of California Cities Executive Luncheon.

14. CITY MANAGER REPORTS / PENDING FUTURE AGENDA ITEMS

No reports were given.

15. CITY ATTORNEY REPORTS

City Attorney Sabine stated that he would be attending the League of California Cities Annual Conference along with Mayor Barth and Deputy Mayor Shaffer and City Manager Vina.

16. ADJOURNMENT

Deputy Mayor Shaffer adjourned the meeting at 9:05 p.m. in memory of Rick Story, a local UPS driver who was killed by a drunk driver. She noted that he was well loved by this community and that she had met him while campaigning in his New Encinitas neighborhood.

Kathy Hollywood, City Clerk
By: Claudia Bingham
Deputy City Clerk

Teresa Arballo Barth, Mayor



RESOLUTION 2013-41

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ENCINITAS, CALIFORNIA ADOPTING THE TRANSITION AND SELF-EVALUATION PLANS UNDER THE AMERICANS WITH DISABILITIES ACT (ADA) AND SECTION 504 OF THE REHABILITATION ACT OF 1973 (SECTION 504)

WHEREAS, on April 26, 1995 the Encinitas City Council previously adopted the Transition and Self-Evaluation Plans under the ADA by Resolution No. 95-45; and

WHEREAS, the updated Transition and Self-Evaluation Plans under the ADA and Section 504 were placed for public review for more than thirty days and now presented to City Council for final approval; and

WHEREAS, the City Council desires to make provisions for a level of service commensurate with the needs of the disabled community and the mandated federal regulations; and

WHEREAS, the City Council has reviewed the proposed Transition and Self-Evaluation Plans; and

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Encinitas, California that:

1. The City Council approves and adopts the updated Transition and Self-Evaluation Plans under the ADA and Section 504 as summarized by Exhibit "A" attached hereto.

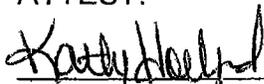
PASSED AND ADOPTED by the City Council of the City of Encinitas at a regular meeting thereof, held on the 11th day of September, 2013, by the following vote to wit:

AYES: Barth, Gaspar, Kranz, Muir, Shaffer.
NAYS: None.
ABSTAIN: None.
ABSENT: None.



Teresa Arballo Barth, Mayor
City of Encinitas

ATTEST:



Kathy Hollywood, City Clerk





**CITY OF ENCINITAS
CITY COUNCIL
AGENDA REPORT
Meeting Date: 9/11/13**

TO: City Council

VIA: Gus Vina, City Manager

FROM: Jace Schwarm, Risk Department Manager 

SUBJECT: Approval of Resolution 2013-41 adopting the Transition and Self-Evaluation Plans as required by the Americans with Disabilities Act, (ADA) and Section 504 of the Rehabilitation Act 1973, (Section 504)

Background:

Effective January, 1992, the ADA was enacted into law and most recently updated in 2010. Section 504 has been in effect since 1973 which also covers public facilities and programs. The primary intent of the ADA/Section 504 is to accommodate individuals with disabilities and to provide access and opportunity with respect to employment, public accommodations, facilities, programs, communications, services and transportation. Under ADA/Section 504 public agencies are prohibited from discriminating on the basis of race, color, ethnic origin, national origin, sex, religion, veteran's status of physical or mental disability in employment or the provisions of services and programs.

Public agencies are required to conduct self-evaluations of its services, policies, and practices in order to determine what measures are necessary to meet ADA/Section 504 requirements and to develop Transition and Self-Evaluation Plans to capture structural and other improvements needed for accessibility. As required, the City/SDWD updated its plans and provided for a 30-day public review period by advertising, posting on its website and providing hard copies located at the City's lobby during the period of May 24, 2013 through June 24, 2013 and currently remain on the City's website.

Analysis:

To comply with the ADA/Section 504 requirements, the attached Transition and Self-Evaluation Plans have been developed and attached as Exhibit A.

A. Transition Plan:

Addresses an inventory of Capital Improvement Projects (CIP) that identifies structural barriers to accessibility for individuals with disabilities. The improvements are listed as CIP projects which are incorporated into the City's approved CIP program with the projected timelines for completion and future phasing. Projects listed as future phases are conceptual and contingent upon possible project development and feasibility of funding.

B. Self-Evaluation Plan:

Provides for a review of the City/SDWD's programs, policies, services, employment policies and practices, contract procurement, auxiliary aides, services, communication and training of staff to conduct evaluations for reasonable accommodations, access and to educate staff on the needs of individuals with disabilities.

Fiscal Impacts:

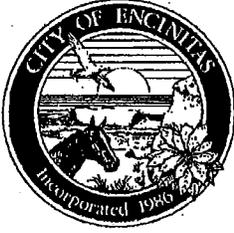
Fiscal impacts of the CIP projects identified in the Transition Plan are already incorporated into the City's Capital Improvement Program and were approved and funded as part of the FY13/14 CIP and budget at the June 12, 2013 City Council meeting. Projects identified in the Transition Plan as future phases are conceptual and contingent upon potential project development and feasibility of funding that would be reviewed on an ongoing basis as part of the City's CIP and budget process in future years.

Recommendations:

It is recommended that the City Council adopt the Transition and Self-Evaluation Plans by Resolution 2013-41 and direct staff to complete the funded CIP projects as previously approved by the City Council at the June 12, 2013 meeting.

Attachments: Resolution 2013-41
Exhibit A (Transition & Self-Evaluation Plans)





**AGENDA
REGULAR MEETING OF THE
CITY COUNCIL – 6:00 P.M.
WEDNESDAY, SEPTEMBER 11, 2013**

***Council Chambers
505 South Vulcan Avenue
Encinitas, California 92024***

A copy of the Council meeting packet may be viewed by the public in the City Hall lobby and on the City's webpage at www.encinitasca.gov.

Members of City Council

***Teresa Arballo Barth
Mayor***

***Lisa Shaffer
Deputy Mayor***

***Kristin Gaspar
Council Member***

***Tony Kranz
Council Member***

***Mark Muir
Council Member***

The Encinitas City Council welcomes you and encourages your continued interest and involvement in the City's decision-making process.

KNOW YOUR RIGHTS UNDER THE OPEN GOVERNMENT LAWS: Government's duty is to serve the public, reaching its decisions in full view of the public. Commissions, boards, councils and other agencies of the City exist to conduct the people's business. For more information on your rights under the Brown Act and other State laws, visit the city's webpage at www.encinitasca.gov under the heading Resources.

Any writings or documents provided to a majority of the City Council regarding any item on this agenda received after the posting of the agenda and prior to the meeting will be made available for public inspection in the City Hall lobby during normal business hours.

The above mentioned agency is an equal opportunity public entity and does not discriminate on the basis of race, color, ethnic origin, national origin, sex, religion, veteran's status or physical or mental disability in employment or the provision of service. In compliance with the Americans with Disabilities Act/Section 504 Rehabilitation Act of 1973 if you need special assistance to participate in these meetings, please contact the City Clerk at 760-633-2601.

INFORMATION ON CLOSED SESSIONS

When necessary, the City Council may convene a special meeting closed session. The closed session agenda will be posted on the City's webpage and outside City Hall at least 24 hours prior to the scheduled closed session. Members of the public may speak on closed session items on the agenda following opening of the special meeting prior to the City Council adjourning to closed session.

VISUAL MATERIALS FOR CITY COUNCIL MEETINGS

To ensure that the City meets your needs when addressing the City Council, all presentation materials which require the use of visual equipment need to be submitted to the City's IT Division no later than 5:30 p.m. on the day of the actual meeting. This includes photographs, Microsoft Office documents (PowerPoint, Word, Excel), audio and visual CD's, DVD's, and USB thumb/flash drives. All materials must be in PC format. Please label all materials with the agenda item number you are representing. We prefer that digital presentation items be emailed to helpdesk@encinitasca.gov at least 24 hours in advance of the meeting. (except for appeal hearings where materials must be submitted 7 days in advance). Should technical assistance be necessary, it will be available to presenters from 5:30 p.m. to 5:50 p.m. on the day of the meeting. Presentation of video/digital/photographs are considered part of the maximum time limit provided to speakers.

PROCEDURES FOR ADDRESSING THE COUNCIL (Speaker Slips will be accepted no earlier than 30 minutes before the start of the meeting)

ORAL COMMUNICATIONS: Thirty (30) minutes are set aside at each meeting for citizens who wish to address an issue not on the agenda. The purpose of oral communications is to bring to the attention of the Council a matter or matters which do not appear on the agenda. Remarks shall be addressed to City Council as a body and not to any member of the City Council, staff or the public. State law prohibits Council action on non-agenda items because the public would be unaware prior to the meeting of any potential action. If needed, Oral Communication items will be referred to the City Manager either for resolution by administrative action or placement on a future agenda by the Mayor/Chair or at the request of at least two Council Members. **Each speaker is allowed three (3) minutes to address the City Council. Time donations are not permitted during Oral Communications. Please submit a "WHITE" speaker slip to the City Clerk.**

CONSENT CALENDAR: Those matters which are considered routine by the City Manager shall be initially placed on the Consent Calendar. Before adopting the Consent Calendar, the Chair will ask members of the public and members of the City Council whether anyone wishes to add an agenda item to the Consent Calendar or to remove a matter from the Consent Calendar. Any member of the public may remove an item from the Consent Calendar by submitting a "PINK" speaker slip to the City Clerk. Council will then proceed with consideration of the remaining Consent Calendar. The Consent Calendar will be enacted upon with one motion, and the ordinances being read by title will be waived. There will be no separate discussion of these matters. Items pulled from the Consent Calendar will be considered immediately following adoption of the remaining Consent Calendar, and staff reports will only be given if requested by the person who pulled the item. **Each speaker is allowed three (3) minutes to address the City Council. A maximum of two time donations per speaker is allowed (no more than 9 minutes total). Please submit a "PINK" speaker slip to the City Clerk.**

AGENDA ITEMS: To speak on items listed on the agenda (other than Oral Communications), please submit a "PINK" speaker slip to the City Clerk. In addition, a person in attendance who wishes to register support or opposition to a recommended action without speaking may do so by completing a "PINK" speaker slip and checking the appropriate box and the box "but do not wish to speak". **Each speaker is allowed three (3) minutes to address the City Council. A maximum of two time donations per speaker is allowed (no more than 9 minutes total); the person donating time must be present.**

Live broadcasting of the Encinitas City Council meetings will be transmitted for each regularly scheduled meeting which are held on the second, third and fourth Wednesdays of each month beginning at 6:00 p.m. on Channel 19 on Cox Communications, and Channel 24 on Time Warner Cable for those who do not have a digital box. Time Warner customers who have a digital box will need to turn to channel 128 to view the meetings.

It will also be broadcast on AT&T U-Verse – Channel 99; Program Name: "City of Encinitas Broadcasts" live on the Wednesday evening of the Council meeting. The Council meetings are also broadcasted live via the Internet on our website at www.encinitasca.gov. Past meetings will also be archived for viewing via the internet.

**CITY COUNCIL
REGULAR MEETING AGENDA
WEDNESDAY, SEPTEMBER 11, 2013
6:00 P.M.**

CITY COUNCIL CHAMBERS, 505 S. VULCAN AVENUE, ENCINITAS, CA

1. **CALL TO ORDER**

2. **ROLL CALL**

3. **PLEDGE OF ALLEGIANCE**

4. **SPECIAL PRESENTATIONS AND PROCLAMATIONS**

4A. Proclamation designating September as National Preparedness Month.

5. **ORAL COMMUNICATIONS / POSSIBLE DIRECTION TO STAFF
(30 MINUTES)**

Each speaker is allowed three (3) minutes to address the City Council. Time donations are not permitted during Oral Communications. Please submit a "WHITE" speaker slip to the City Clerk. If at least two Council Members agree, direction may be given to staff to put an item on a future agenda or provide additional information to answer a question.

6. **REPORT FROM CLOSED SESSION (IF HELD)**

7. **CHANGES TO THE AGENDA**

Announcements of administrative changes to the agenda, in compliance with the Brown Act.

8. **CONSENT CALENDAR**

The recommendations on the following Consent Calendar will be enacted in one motion unless an item is removed from the Calendar. Any member of the public may remove an item by submitting a "PINK" speaker slip to the City Clerk. Items removed from the Consent Calendar by a Council Member or the public will be considered immediately following the Consent Calendar.

The title of ordinances listed on this agenda are deemed to have been read and further reading waived.

8A. Approval of the Minutes of the 08/21/13 Regular Meeting and the 08/28/13 Special Meeting. Contact Person: City Clerk Hollywood

Recommended Action: Approve the Minutes.

8B. Approval of the Warrants List. Contact Person: Finance Manager Lundgren

Recommended Action: Approve the Warrants List.

- 8C. Approval of FY2012-13 Consolidated Annual Performance and Evaluation Report for the Community Development Block Grant and HOME Investment Partnership programs. Contact Person: Planning and Building Director Murphy

Recommended Action: Approve the Consolidated Annual Performance and Evaluation Report (CAPER) for FY2012-13; and authorize submission of the approved report to the U.S. Department of Housing and Urban Development (HUD).

- 8D. Approve the Second Amendment to the Joint Exercise of Powers Agreement creating the Southern California Intergovernmental Training and Development Center authorizing the City of Encinitas to join. Contact Person: Senior Management Analyst McSeveney

Recommended Action: Approve the Second Amendment authorizing the City to join the Joint Exercise of Powers Agreement.

- 8E. Legislative Position Letters. Contact Person: Senior Management Analyst McSeveney

Recommended Action: Approve the legislative position letters.

9. ITEMS REMOVED FROM THE CONSENT CALENDAR

Staff reports will be given only if requested by the person who pulled the item.

10. ACTION ITEMS

- 10A. Authorization for the Director of Engineering Services and Public Works to enter into agreement with RBF Consulting to provide professional design services for the North Coast Highway 101 Streetscape Project (CS04D) and the La Costa Avenue Improvements Project (CS11C). Contact Person: Director of Engineering and Public Works Prulm

Recommended Action: Authorize the Director of Engineering Services and Public Works to enter into agreement with RBF Consulting to provide professional design services for Option B, the entire North Coast Highway 101 Streetscape Project, for an amount not to exceed \$1,125,472 including a 10% contingency, with \$972,945 funded through Project No. CS04D and \$152,527 funded through Project No. CS11C.

- 10B. Proposed Amendment to Council Policy C024 Legislative Program, and Council direction regarding a subcommittee to evaluate legislative consultant proposals. Contact Person: Senior Management Analyst McSeveney

Recommended Action: Adopt the proposed amendment to Council Policy C024 Legislative Program and provide staff with direction regarding a subcommittee to evaluate legislative consultant proposals.

10C. Council initiated agenda items. Contact Person: Council Member Kranz

Recommended Action: Deliberate the merits of allowing each member to add items to the agenda, consider adopting the policy for a trial period, and consider amending City Council Policy C003, *Policies and Protocols for City Council Meetings*.

10D. Approval of Resolution 2013-41 adopting the Transition and Self-Evaluation Plans as required by the Americans with Disabilities Act, (ADA) and Section 504 of the Rehabilitation Act 1973, (Section 504). Contact Person: Risk Department Manager Schwarm

Recommended Action: Adopt the Transition and Self-Evaluation Plans by Resolution 2013-41 and direct staff to complete the funded CIP projects as previously approved by the City Council at the June 12, 2013 meeting.

11. INFORMATIONAL ITEMS

There are no informational items.

12. FUTURE AGENDA ITEMS ADDED BY COUNCIL MEMBERS

13. CITY COUNCIL MEMBER REPORTS PURSUANT TO AB1234 (GC 53232.3(d) / POSSIBLE DIRECTION TO STAFF

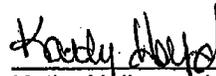
14. CITY MANAGER REPORTS / PENDING FUTURE AGENDA ITEMS

15. CITY ATTORNEY REPORTS

16. ADJOURNMENT

CERTIFICATION

I, Kathy Hollywood, City Clerk of the City of Encinitas, California, hereby certify that the foregoing agenda was posted on the City of Encinitas website, www.encinitasca.gov, and on the City Hall outside bulletin board located at 505 South Vulcan Avenue, Encinitas, California, on September 5, 2013, 72 hours before this regular meeting.


Kathy Hollywood, City Clerk

THE NEXT CITY COUNCIL MEETING WILL BE HELD ON SEPTEMBER 25, 2013



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Proof of Publication

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COUNTY OF SAN DIEGO,

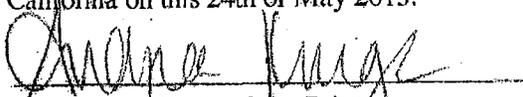
I am a citizen of the United States and a resident of the
county aforesaid;

I am over the age of eighteen years, and not a party to or
interested in the above entitled matter.

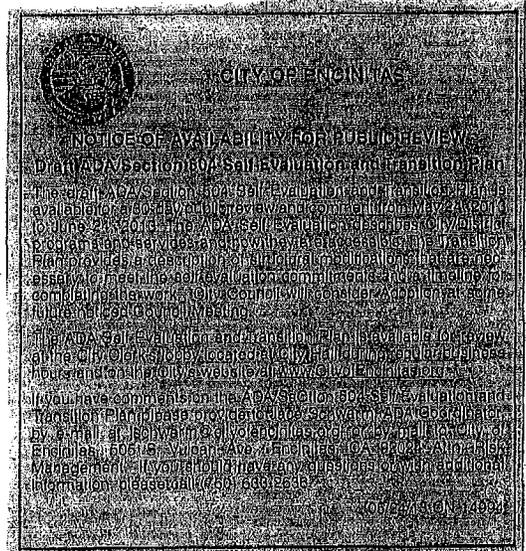
I am principal clerk of the printer of The Coast News, a
newspaper printed and published weekly and which news-
paper has been adjudged a newspaper of general circulation
for the cities of Del Mar, Solana Beach, Encinitas/Cardiff,
Carlsbad, Oceanside, and the County Judicial District by the
Superior Court of the State of California, County of San
Diego (8/4/94, #677114, B2393, P396); and that the notice,
of which the annexed is a printed copy, has been published
in, each regular and entire issue of said newspaper and not
in any supplement thereof on the following dates, to-wit:

May 24, 2013

I certify under penalty of perjury that the
foregoing is true and correct. Executed at
Encinitas, County of San Diego, State of
California on this 24th of May 2013.


Clerk of the Printer

Space above for County Clerk's Filing Stamp





NOTICE OF AVAILABILITY FOR PUBLIC REVIEW CITY OF ENCINITAS

Draft ADA/Section 504 Self Evaluation and Transition Plan

The draft ADA/Section 504 Self Evaluation and Transition Plan is available for a 30-day public review and comment from May 24, 2013 to June 24, 2013. The ADA Self Evaluation describes City/District programs and services and how they are accessible. The Transition Plan provides a description of structural modifications that are necessary to meet the self-evaluation commitments and a timeline for completing the work. City Council will consider Adoption at some future noticed Council Meeting.

The ADA Self Evaluation and Transition Plan is available for review at the City Clerk's lobby located at City Hall during regular business hours and on the City's website at www.CityofEncinitas.org.

If you have comments on the ADA/Section 504 Self Evaluation and Transition Plan please provide to Jace Schwarm, ADA Coordinator, by e-mail at jschwarm@cityofencinitas.org; or by mail to City of Encinitas, 505 S. Vulcan Ave., Encinitas, CA 92024 Attn: Risk Management. If you should have any questions or wish additional information, please call (760) 633-2636.

