City of SACRAMENTO

City Council Report

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File ID: 2017-01420 | November 21, 2017 | **Consent Item 07**

Title: Approval of Americans with Disabilities Act (ADA) Public Rights-of-Way Prospective Plan for Fiscal Year 2017/18

Location: Citywide

Recommendation: Pass a Motion approving the Americans with Disabilities Act (ADA) Public Rights-of-Way Prospective Plan for Fiscal Year 2017/18.

Contact: Cecilyn Foote, Associate Civil Engineer (916) 808-6843; Nick Theocharides, Engineering Services Manager (916) 808-5065, Department of Public Works

Presenter: None

Attachments:
1-Description/Analysis
2-FY2017/18 Prospective Plan for Accessibility Improvements in the Public Rights-of-Way

Description/Analysis

Issue Detail: The Barden Settlement Agreement requires the City to remove or ameliorate obstacles in the pedestrian rights-of-way and to submit to the Barden Class Counsel an annual Prospective Plan of accessibility improvements.

The Barden, et al., v. City of Sacramento class action lawsuit was settled effective January 1, 2004. A primary provision of the settlement agreement requires the City to expend an amount equal to twenty percent (20%) of its annual "Transportation Funds" (defined as eligible Measure A and Gas Tax funds) on removing or ameliorating obstacles in the public rights-of-way. The obligation under the Barden settlement agreement lasts 30 years from the above effective date.

Under the terms of the settlement agreement, the City agreed to submit to Barden's Class Counsel a Prospective Plan each year specifying how the City is proposing to spend the Annual Obligation during the upcoming year. In compliance with the settlement agreement, staff prepared the FY2017/18 ADA Prospective Plan. City Council approval of the FY2017/18 Prospective Plan is needed prior to its submittal to the Class Counsel.

The City's estimated FY2017/18 Annual Obligation is approximately $4,634,800. The FY2017/18 Prospective Plan expenditures are estimated to be $2,457,200.

Staff expects that every year there will be either an overage or a shortage in expenditures carried forward from the prior year. In past years, the City typically exceeded the Annual Obligation and carried an overage forward. The current ADA overage is more than $8 million.

Policy Considerations: Implementation of the ADA accessibility programs and improvements is consistent with the City's General Plan goals of providing an obstacle free and continuous pedestrian network in existing and new neighborhoods so that they are safe and universally accessible.

Economic Impacts: None

Environmental Considerations: Approval of the FY2017/18 Prospective Plan is not subject to the provisions of the California Environmental Quality Act (CEQA). Under CEQA, General Rule 15061-B-3, CEQA applies only to projects which have the potential for causing a significant effect on the environment. This action will have no effect on the environment, and is thus, not subject to CEQA.

Prior to final approval, each individual project included in this prospective plan will be subject to environmental review in compliance with CEQA.

Sustainability: Implementation of the ADA accessibility programs, services and improvements is consistent with the Sustainability Master Plan goal to improve air quality by designing and constructing pedestrian ways that encourage walking.

Commission/Committee Action: Staff presented and reviewed the FY2017/18 Prospective Plan with the Disability Advisory Commission (DAC) on October 19, 2017. The DAC reviewed the proposed project expenditures contained in the Plan and agreed that they provide important accessibility improvements that will assist in furthering the City's efforts to accommodate persons with disabilities. The DAC expressed appreciation to the Department of Public Works' ongoing efforts to improve disability access and accepted the FY2017/18 Prospective Plan (Exhibit A).

Rationale for Recommendation: Approval of the Prospective Plan by the City Council is required under the terms of the Barden Settlement Agreement.

Financial Considerations: The estimated value of the FY2017/18 Prospective Plan for Accessibility Improvements in the Public Rights-of-Way is $2,457,200.

The FY2017/18 ADA Prospective Plan will be funded through the following capital improvement projects and programs:

Program	Budget
Accessibility Program FY2018 (T15180600)	$ 300,000
Street/Bikeway Overlay & Seals FY2018 (R15182000)	$ 967,000
HSIP Hybrid Pedestrian Signals (T15145100)	$1,075,000
Carlson Drive Improvements (T15145800)	$ 115,000
	$2,457,000

There are no General Funds planned or allocated for the FY2017/18 ADA Prospective Plan.

Local Business Enterprise (LBE): Not Applicable.

Exhibit A

FY 2017/18 Prospective Plan
For Accessibility Improvements in the Public Rights-of-Way

Program Area	Description of Accessibility Work	Estimate
Curb Ramps, Detectable Warning Tiles, and Sidewalk	Curb ramps associated with Street Overlays, Detectable Warning Tiles, Sidewalk Repairs and Drain Inlet Upgrades. Estimated 90 curb ramps.	$1,127,000
Citizen requested curb ramps	Curb ramps installed along class members' daily path of travel upon request and maintenance efforts. Estimated 12 curb ramps.	$100,000
Transportation Division Accessibility Improvements	Estimated 10 curb ramps in support of crosswalk installations, accessibility work within pedestrian islands, etc.	$30,000
3rd Party Agreement Projects	Funds to support projects developed under the Third-Party MOU.	$10,000
Accessibility features within specific Capital Improvement Projects (CIP) (Specific CIPs with Accessibility Features are Attached)	Accessibility features (Curb Ramps, Crosswalks, Pedestrian Signals, Pedestrian Islands, Sidewalks, Bulb Outs, etc.) constructed as part of other projects for overall efficiency of project work.	$1,190,000
TOTAL ESTIMATED COSTS		**$2,457,000**

Specific Capital Improvement Projects with Accessibility Features
FY 2017/18 Prospective Plan

CIP No.	Project Name	Project Description	Estimated Cost
T15145100	HSIP Hybrid Pedestrian Signals	Install pedestrian signals with push buttons and displays, construct sidewalk, curb, gutter, and curb ramps, and install marked crosswalks.	$1,075,000
T15145800	Carlson Drive Improvements	Construct sidewalk, curb, and curb ramps and install pedestrian push buttons, pedestrian displays, and marked crosswalks.	$115,000
TOTAL ESTIMATED COSTS FOR SPECIFIC ACCESSIBILITY FEATURES			**$1,190,000**