



Minutes City of Sacramento Sacramento Disabilities Advisory Commission

COMMISSION MEMBERS:

Neal Albritton	David Bain	Robert Benson
Dawn Correia	Lester Finch, Jr.	Dan Kysor
Jeff Thom	Evangeline "Angie" Skierka	Jessica Springer

CITY STAFF:

*Ken Fleming, Equal Opportunity Manager
Michael Paravagna, ADA Coordinator
Obi Agha, Program Specialist*

*New City Hall
915 I Street, 1st Floor - Conference Room 1104
April 16, 2009 - 6:00 P.M.*

The Sacramento Disabilities Advisory Commission is an advisory board of the City Council with review and recommendation authority. Its purpose is to advise regarding compliance with federal and state disability laws; review policies, programs and activities that affect persons with disabilities; recommend procedures regarding reasonable accommodation; provide information, referral and technical assistance in matters pertaining to disabilities; and liaison with the City's ADA Coordinator.

NOTICE TO THE PUBLIC

You are welcomed and encouraged to participate in this meeting. Public comment is taken (3 minutes maximum) on items listed on the agenda when they are called. Public Comment on items not listed on the agenda will be heard at the end of the meeting as noted on the agenda. Comments on controversial items may be limited and large groups are encouraged to select 3-5 speakers to represent the opinion of the group.

Notice to Lobbyists: When addressing the Committee you must identify yourself as a lobbyist and announce the client/business/organization you are representing (City Code 2.15.160).

Speaker slips are located in the meeting room and should be completed and submitted to the Commission Clerk.

Government Code 54950 (The Brown Act) requires that a brief description of each item to be transacted or discussed be posted at least 72 hours prior to a regular meeting. The City posts Agendas at City Hall as well as offsite meeting locations.

The order of Agenda items are listed for reference and may be taken in any order deemed appropriate by the Committee. The Agenda provides a general description and staff recommendations; however, the Committee may take action other than what is recommended. The Agenda is available for public review no less than 72 hours prior to the meeting. Hard copies are available from the Human Resources Department. (10 cents per page)

Meeting facilities are accessible to persons with disabilities. If you require special assistance to participate in the meeting, need alternate formats, or other auxiliary aides, contact Obi Agha at (916) 808-8426 (voice), (916) 264-5707 (TTY), or e-mail at oagha@cityofsacramento.org at least 48 hours prior to the meeting.

MINUTES

April 16, 2009

*New City Hall
915 I Street - 1st Floor, Conference Room 1104*

*(Enter from H Street side or Plaza Entrance
between Historic and New City Halls)*

All items listed are heard and acted upon by the Sacramento Disabilities Advisory Commission unless otherwise noted.

Call to Order - 6:00 p.m.

- Roll Call of Members -** Regular session called to order by Commissioner Jeff Thom at 6.09 p.m. on Monday, April 16, 2009 at the Sacramento City Hall Conference Room 1104.
- Present -** Albritton, Benson, Correia, Finch, Thom,
- Absent -** Kysor, Skierka, Springer
Bain (excused)
- Commission Staff:** Michael Paravagna and Obi Agha, City of Sacramento, EO/ADA Program
- Presenters:** Greg Sandlund, Assistant Planner and Jim McDonald, Senior Planner, City Planning Department.
- Guest:** Ken Fleming, Equal Opportunity Manager
- Agenda Review -** The record reflects that no changes to the agenda were made.

Discussion / Action Reports

Discussion or action reports include oral presentations including those recommending receive and file.

1. **Approval of Minutes for April 6, 2009**

Recommendation: The minutes of April 6 & 16, 2009, to be approved at the May 4, 2009 meeting.

Contact: Obi Agha, Program Specialist, (916) 808-8426, Human Resources Department.

Action: Moved/Seconded: Commissioners Thom/ Albritton.

Yes: Albritton, Benson, Correia, Finch, Thom

No: None

Absent: Bain, Kysor, Springer, Skierka

Motion **passed** to approve the April 6, & 16, 2009 minutes at the May 4, 2009 meeting.

2. **Presentation on City Reasonable Accommodation [RA] Ordinance [LR09-001] by Greg Sandlund, Assistant Planner**

Recommendation: Review and comment on the Draft Reasonable Accommodation Ordinance, part of the implementation of the 2008-2013 Housing Element.

Contact: Greg Sandlund, (916) 808-8931, Assistant Planner, City Planning Department.

Discussion: Greg Sandlund, along with Jim McDonald, from City Planning Department presented the City Reasonable Accommodation Ordinance [LR09-001]. The PowerPoint presentation focused on specific area of Ordinance such as the following:

- State requirement that all cities and counties are required to provide a reasonable accommodations ordinance. Staff cited some examples and situations where citizens could legitimately request for reasonable accommodation. They are as follows:
 - a) Requesting relief from setback requirements,
 - b) Waiving lot coverage and height standards.

Staff explained the City RA ordinance application procedure of consisting of: (a) staff level approval within 30 days of application, and (b) the appeal process to the Planning Commission. Staff indicated that City RA ordinance is consistent with City policy to:

- “promote, preserve, and create accessible residential development (Chapter 9, Goal H-5)”
- “ensure equal access to the City’s development policies, practices, and procedures (Chapter 9, Policy H-5.2)”

Staff reported the next step in the process, is the adoption of the ordinance by the City Council scheduled in July 2009. Prior to the City Council adoption, a presentation would be made to the City Design Review and Preservation unit in May 2009, followed by a hearing by the Planning Commission in June 2009.

The Commissioners were very supportive of the proposed RA ordinance, but there were discussions and questions, whether, the term [Reasonable Accommodation], was the appropriate language to use on the title and in the description of the ordinance. Some Commissioners and EO staff asked for clarification of the expressed language, and suggested that the term [Reasonable Modification], maybe the correct language consistent to ADA Title II. Planning staff (Greg Sandlund) would verify and report back to EO /ADA staff on the language issue.

Commissioner Thom (Chair) urged the Commissioners for a strong support of the RA ordinance, and suggested DAC should go further and draft a Letter of Support for the City Reasonable Accommodation Ordinance.

Action: Moved/Seconded: Commissioners Correia/ Benson
Yes: Albritton, Benson, Correia, Finch, Thom
No: None
Absent: Kysor, Bain, Springer, Skierka,

Motion **passed** to go on record to support the Draft City Reasonable Accommodation Ordinance (LR09-001), as presented to Sacramento Disabilities Advisory Commission (DAC) on the April 16, 2009, and DAC to draft a "Letter of Support" of the Ordinance (LR09-001).

Ken Fleming encouraged the Commissioners to attend the scheduled Planning Commission Hearing and the City Council meeting to express their support of the City RA ordinance.

3. Update on Current Accessibility Program Activities

Recommendation: Receive and file or provide direction.

Contact: Obi Agha, Program Specialist, (916) 808-8426, Human Resources Department.

Action: Received and filed.

Discussion: Staff updated the Commissioners on the current accessibility program activities.

- Staff would be scheduling meetings with City Park & Recreation staff to facilitate their Parks Transition Plan.
- Staff would continue to meet with City Park & Recreation on Camp Sacramento, to draft priority and scope of work that would include accessibility elements.
- Reported that the 20 years anniversary of the signing of ADA would be celebrated in July 2009, and the River Cat organization's contribution and participation is anticipated.
- Michael Paravagna announced his resignation from the City, effective end of June 2009

Public Comments- Matters Not on the Agenda

4. None

Commission Ideas, Questions and Announcements

5. Issues for Future Meetings

- (a) Discuss Draft Letter of Support regarding the Draft City Reasonable Accommodation Ordinance [LR09-001], and as presented by Greg Sundlund, on DAC meeting of 4/16/09,
- (b) How the City approaches access on City Facilities, and the possibility of presentation by Department of General Services staff, in collaboration with Equal Opportunity (EO /ADA) staff.
- (c) Presentation by City Parks and Recreation Department on Camp Sacramento access draft priority and scope of work.

Adjournment

The meeting was adjourned at 7:15 PM. Moved / Seconded: Commissioners Benson / Finch.

Jeff Thom, Chair

Attest:

Commission Clerk-Secretary

Obi Agha, Program Specialist
Equal Opportunity / ADA Program