ORDINANCE NO. 18920

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr. establishing an Americans with Disabilities Act Advisory Council for the City of Topeka, Kansas, amending City of Topeka Code § 2-181, and specifically repealing said original section.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. The Code of the City of Topeka, Kansas, Chapter 86, Human Relations, is hereby amended by the addition of the following language:

Article V. Americans with Disabilities Act Advisory Council

Section 2. That City of Topeka Code § 86-200, City of Topeka Americans with Disabilities Act Advisory Council, is hereby created by the addition of the following language:

City of Topeka Americans with Disabilities Act Advisory Council.

(a) There is hereby established the City of Topeka Americans with Disabilities Act Advisory Council.

(b) The mission of the Topeka ADA Advisory Council is to support the civil rights of and full integration into Topeka community life for all people with disabilities. The ADA Council seeks to enhance the community by the contributions of persons with disabilities; to make a positive difference in their relationship with the community by working toward providing full access to facilities, programs, services, activities and employment; and to enable persons with disabilities to equally participate in the social and economic life of the city.

(c) Duties of the ADA Council include:
1) Advise the City Manager, Mayor and City Council on issues affecting people with disabilities.

2) Provide a public forum to identify, discuss and address issues relevant to people with disabilities.

3) Provide information from the public to the city’s ADA coordinator about disability concerns.

4) Provide information, educational opportunities and networking opportunities to all citizens with disabilities, their friends and families.

5) Establish criteria for prioritizing the remedial steps to address access needs within the community. Approve the updated community Transition Plan.

6) Develop operating procedures for the ADA Advisory Council.

7) Review city government program, service and activity access for physical, sensory, or other impediments.

8) Review city codes with the city’s Legal Department relating to disability rights and access.

(d) The ADA Council will, at a minimum, meet quarterly in a public forum and may meet more frequently when necessary to fulfill the duties of the ADA Council.

(e) The ADA Council shall be comprised of ten (10) members. At least six (6) members of the ADA Council will be individuals with disabilities, with each of the six (6) major life functions represented by these members. All efforts will be made to ensure
cross-disability representation in the selection of ADA Council members. Members shall serve for a term of two (2) years and no more than four (4) consecutive terms.

Section 3. That City of Topeka Code § 2-181 Establishment, is hereby amended to read as follows:

Establishment.

The following nonstatutory boards, commissions and other plural authorities are hereby established and made a part of the administrative code of the city, as authorized by Charter Ordinance No. 94, § 24 [App. A, § A2-72]: Cereal Malt Beverage License Review Board (TCC 10-91); Human Relations Commission (TCC 86-27); Mobile Home Craftsmen Board of Examiners (TCC 98-211); Board of Electrical Appeals (TCC 26-236 et seq.); Board of Plumbing Examiners (TCC 26-236 et seq.); Board of Mechanical Examiners (TCC 26-236 et seq.); Board of Building and Fire Appeals (TCC 26-138); Board of Zoning Appeals (TCC 48-34.00 et seq.); Golf Course Advisory Board (TCC 102-51 et seq.); Parks and Recreation Advisory Board (TCC 102-196 et seq.); Redistricting Commission (TCC 2-198); Convention and Tourism Committee (TCC 2-199); Citizen Advisory Council (TCC 42-4); Civil Service Commission (TCC 106-41); Topeka Planning Commission (TCC 110-27); Boards of Trustees of Fire and Police Pension Funds (TCC 106-204); Administrative Review Board for Tax Exemptions (TCC 138-79); City of Topeka Americans with Disabilities Act Advisory Council (TCC 86-200).

The council is hereby authorized to promulgate appropriate rules and regulations for such boards, commissions and authorities dealing with their organization and operation. No city employee shall be appointed to any board, commission, or plural authority unless the appointment is specifically authorized by ordinance. Unless otherwise
provided, all members appointed to any board, commission, or plural authority shall be residents of the city. The mayor shall notify council members thirty (30) days in advance of vacancies occurring on such bodies, shall solicit nominations from the council for filling such positions, and shall appoint members to such bodies from those nominated by the council. In the event no nominations are forthcoming, the mayor shall make such appointments as is in the best interest of or will best serve the mission of the board, commission, or authority. All appointments must be confirmed by the council. Unless otherwise provided for in this code, members will be appointed for a term of two (2) years and shall not serve beyond the end of their appointed terms. Upon expiration of a term the position shall remain vacant until a successor is appointed.

Section 4. That City of Topeka Code § 2-181 is hereby repealed.

Section 5. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

PASSED AND APPROVED by the City Council June 26, 2007.

CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk