



City of McCall

RESOLUTION NO. 21-07

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCCALL, IDAHO RELATING TO A NON-DISCRIMINATION POLICY STATEMENT, AND NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Title VI of the Civil Rights Act of 1964 provides that: "No person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal assistance under this title or carried out under this title"; and

WHEREAS, the Federal-aid Highway Transportation Act of 1973 added *sex* to the list of prohibitive factors; *disability* was added through Section 504 of the Rehabilitation Act of 1973; and *age* was subsequently added in 1975 under the Age Discrimination Act; and

WHEREAS, the Civil Rights Restoration Act of 1987, broadened the scope of Title VI coverage by expanding the definition of terms "programs or activities" to include all programs or activities of Federal Aid recipients, sub-recipients, and contractors/consultants, whether such programs and activities are federally assisted or not (Public Law 100.259 (S.557) March 22, 1988); and

WHEREAS, at the November 19, 2020, City Council Meeting, the McCall City Council Adopted an Airport Disadvantaged Business Enterprise Program for The McCall Municipal Airport, a Title VI Discrimination Complaint Procedure, and an Effective Communication Policy; and

WHEREAS, at the December 3, 2020, City Council Meeting, the McCall City Council Adopted A Limited English Proficiency Plan

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF MCCALL, Valley County, Idaho that:

Section 1: In accordance with the requirements of title II of the Americans with Disabilities Act of 1990, the City of McCall will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities.

Section 2: Employment: The City/County does not discriminate on the basis of disability in its hiring or employment practices and complies with all regulations promulgated by the U.S. Equal Employment Opportunity Commission under title I of the Americans with Disabilities Act (ADA).

Section 3: Effective Communication: The City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in its programs, services, and activities, including qualified sign language

interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing, or vision impairments.

Section 4: Modifications to Policies and Procedures: The City will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all its programs, services, and activities. For example, individuals with service animals are welcomed in City/County offices, even where pets are generally prohibited.

Section 5: Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a City program, service, or activity, should contact the office of [name and contact info for ADA Coordinator] as soon as possible but no later than 48 hours before the scheduled event.

Section 6: The ADA does not require the City to take any action that would fundamentally alter the nature of its programs or services or impose an undue financial or administrative burden.

Section 7: Complaints that a City program, service, or activity is not accessible to persons with disabilities should be directed to the ADA Coordinator - City Clerk at 216 East Park Street, McCall Id, 208-634-4874.

Section 8: The City/County will not place a surcharge on a particular individual with a disability or any group of individuals with disabilities to cover the cost of providing auxiliary aids/services or reasonable modifications of policy, such as retrieving items from locations that are open to the public but are not accessible to persons who use wheelchairs.

Section 9: This notice can be provided to you in a format accessible to persons with disabilities and / or persons with limited English proficiency upon request.

Se le puede proveer esta notificación en un formato accesible para las personas discapacidades y/o personas con conocimientos limitados del inglés a pedido

Section 10: This resolution shall be in full force and effect upon its passage and approval.

PASSED AND APPROVED BY THE COUNCIL AND MAYOR OF THE CITY OF MCCALL THIS 25 DAY OF FEBRUARY 2021.

CITY OF MCCALL
Valley County, Idaho



ATTEST:

BessieJo Wagner
BessieJo Wagner, City Clerk

Signed: *Robert S. Giles*
Robert S. Giles, Mayor