

IMPACT STATEMENT

Legislation title: Adopt the Americans with Disabilities Act Title II Public Right of Way Transition Plan (Resolution)

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Purpose of proposed legislation and background information:

The purpose of this resolution is to adopt the ADA Title II Public Right of Way Transition Plan Update.

The Americans with Disabilities Act (ADA) was signed into law in July 1990. One of the provisions of the ADA is that state and local governments with more than 50 employees develop a transition plan. Transition plans identify how an entity will make everything it does accessible to people with disabilities.

The City of Portland adopted its first transition plan in 1993. The City updated its transition plan in 1996 and 2014, each time including transportation system elements. In 2018, PBOT came to an agreement with the Civil Rights Education and Enforcement Center (CREEC) related to providing compliant curb ramps. As a part of the consent decree, PBOT agreed to develop an update to the City's transition plan specific to the public right of way and PBOT's work.

This transition plan update identifies how PBOT will make transportation system elements in the public right of way such as transit stops, sidewalks, and pedestrian signals will be made compliant with the ADA. It also identifies how PBOT will make its policies, practices, and procedures compliant with the ADA. These include things like accessible meetings, policy for accessible parking, and procedures for installing audible pedestrian signals.

Financial and budgetary impacts:

The ADA Title II Public Right of Way Transition Plan does not amend the budget or change current or future revenue sources. Adopting the Plan will not have any immediate impact to budgetary appropriations.

The majority of the work under the Transition Plan will be completed as part of existing projects. Transition Plan progress is being made on almost every PBOT project as work we are already doing and planning to do which makes the transportation system more accessible.

Any unfunded or new projects will be approved by Council separately.

Community impacts and community involvement:

The ADA Title II Public Right of Way Transition Plan will improve the transportation system by providing accessible transportation system elements to benefit both people with disabilities and all transportation system users. The final ADA Title II Public Right of Way Transition Plan is informed by community input. The plan was released on August 25, 2020 with a public comment period of almost 90 days. PBOT staff offered several opportunities for community members to learn about and weigh-in on the Plan:

- **Transition Plan Distribution:** The draft plan screen reader checked for accessibility and was translated into the City's 10 safe harbor languages at the time of its release. It was mailed and emailed to over 150 community partners. These organizations support and serve people with disabilities and/or are culturally specific organizations.
- **Transition Plan website:** Informational page with links to the plan, to a narrative PowerPoint presentation translated to Spanish, Russian, and Vietnamese, open house registration, online survey, e-mail list sign-up, and a regularly updated page with current community comments.
- **On-line open houses:** Six, 90-minute events spread over the public comment period, days of the week, and times of the day.
 - Tuesday, September 1, 2020 5:30 – 7:00 pm
 - Thursday, September 17, 2020 12:00 – 1:30 pm
 - Saturday, October 3, 2020 10:30 – 12:00 am
 - Wednesday, October 21, 2020 11:00 am – 12:30 pm
 - Friday, November 6, 2020 3:00 – 4:30 pm
 - Monday, November 16, 2020 5:30 – 7:00 pm
- **Feedback survey:** Interactive online survey with questions related to the draft plan, community members experience with the transportation system, and demographic information. Hard copy versions of the questionnaire were also available and submitted by approximately 300 people.
- **Briefings and community group presentations:** Project staff presented to existing community groups to share information about the plan and gather open-ended feedback. Groups included:
 1. National Federation of the Blind, Portland Chapter (Aug. 5)
 2. Parks Accessibility Advisory Committee (Aug. 6)
 3. National Federation of the Blind, Rose City Chapter (Aug 15)
 4. Pedestrian Advisory Committee (Sept. 15)
 5. Tri-Met Committee on Accessible Transportation (Oct. 2)
 6. PCC Disability Services Committee (Oct. 5)
 7. Disability Rights Oregon (Nov. 4)
 8. New Portlanders Program (Nov. 9)
 9. Oregon Walks (Nov. 10)
 10. Oregon Self-Advocacy Coalition (Nov. 12)
 11. SWNI Transportation Committee (Nov 16)
 12. Downtown Neighborhood Association (Nov. 17)

13. NW Impact (Nov. 18)

Budgetary Impact Worksheet

Does this action change appropriations?

YES: Please complete the information below.

NO: Skip this section

Fund	Fund Center	Commitment Item	Functional Area	Funded Program	Grant	Sponsored Program	Amount

mjc 7-1-2021