Meeting Date: **10/13/2015**

Report Type: Consent

Report ID: 2015-00844

City of SACRAMENTO 16

City Council Report
915 I Street, 1st Floor
www.CityofSacramento.org

Title: Approval of Americans with Disabilities Act (ADA) Public Right-of-Way Prospective Plan for Fiscal Year 2015/16

Location: Citywide

Recommendation: Pass a Motion approving the Americans with Disabilities Act (ADA) Public Right-of-Way Prospective Plan for Fiscal Year 2015/16.

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

Presenter: None

Department: Public Works Department

Division: Engineering Services Admin

Dept ID: 15001111

Attachments:

1-Description/Analysis

2-Background

3-FY 2015-16 Prospective Plan

City Attorney Review

Approved as to Form
Gerald Hicks
10/7/2015 9:26:41 AM

Approvals/Acknowledgements

Department Director or Designee: Jerry Way - 9/22/2015 2:44:10 PM

Description/Analysis

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

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:

California Environmental Quality Act (CEQA): Approval of the FY2015/16 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 will be subject to environmental review in compliance with CEQA.

Sustainability Considerations: 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 FY2015/16 Prospective Plan with the Disability Advisory Commission (DAC) on August 20, 2015. 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 FY2015/16 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 FY2015/16 Prospective Plan for Accessibility Improvements in the Public Right-of-Way is $6,341,000.

Following is the list of programs, projects and funding that is reserved to complete the FY2015/16 Prospective Plan:

FY2015/16 Public Right-Of-Way Accessibility (T15160600)	$800,000
East Drainage Canal Multi-Use Trail (K19006000)	$553,000
City College Bicycle/Pedestrian Bridge (T15065700)	$3,852,000
16th Street Streetscape – Phase 1 (T15116600)	$79,000
12th Street Streetscape (T15136200)	$557,000
FY16 Street/Bikeway Overlays & Seals Program (R15162000)	$500,000
	$6,341,000

There are no General Funds planned or allocated for FY2015/16 ADA Prospective Plan.

Local Business Enterprise (LBE): Not Applicable

Background:

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 FY2015/16 ADA Prospective Plan. City Council approval of the FY2015/16 Prospective Plan is needed prior to its submittal to the Class Counsel in October 2015.

The City's estimated FY2015/16 Annual Obligation is approximately $4,967,800. The FY2015/16 Prospective Plan expenditures are estimated to be $6,341,000.

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 in excess of $8 million.

Exhibit A

FY 2015/16 Prospective Plan
For Accessibility Improvements in the Public Rights-of-Way

Program Area	Description of Accessibility Work	Estimate
Curb Ramps & Detectable Warning Tiles	Curb Ramps associated with Street Overlays, Sidewalk Repairs and Drain Inlet Upgrades. Estimated 180 curb ramps.	$980,000
Citizen requested and sidewalk maintenance program curb ramps	Curb ramps installed along class members' daily path of travel upon request and maintenance efforts. Estimated 40 curb ramps.	$216,000
Non-curb ramp related Citizen Requests	Citizen requests related to crosswalks, truncated domes and audible signals.	$25,000
Transportation Division Accessibility Improvements	Estimated 10 curb ramps in support of crosswalk installations, accessibility work within pedestrian islands, etc.	$54,000
3rd Party Agreement Projects	Funds to support projects developed under the Third Party MOU.	$25,000
Accessibility features within other Capital Improvement Projects (List 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.	$5,041,000
TOTAL ESTIMATED COSTS		**$6,341,000**

Exhibit A

Specific Capital Improvement Projects with Accessibility Features
FY 2015/16 Prospective Plan

CIP No.	Project Name	Project Description	Estimated Cost
K19006000	East Drainage Canal Multi-Use Trail	Construct a multi-use trail between the current terminus of the existing trail running parallel to the East Drainage Canal and Airport Road.	$553,000
T15065700	City College Bicycle/Pedestrian Bridge	Construct a bicycle/pedestrian bridge over existing railroad and light rail tracks to improve connectivity near Sacramento City College.	$3,852,000
T15116601	16th Street Streetscape – Phase 1	Construct sidewalk, curb ramps, curb and gutter, and install marked crosswalks along 16th Street between Fremont Park and N Street.	$79,000
T15136200	12th Street Streetscape – North B Street to Richards Boulevard	Construct sidewalk, curb ramps, curb and gutter on 12th Street between North B Street and Richards Boulevard.	$557,000
TOTAL ESTIMATED CIP COSTS			**$5,041,000**