




Notice under the Americans with Disabilities Act In accordance with the requirements of title II of the Americans with Disabilities Act of 1990 ("ADA"), City of South Miami will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities. Employment: City of South Miami 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 ADA. Effective Communication: City of South Miami will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in City of South Miami's 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. Modifications to Policies and Procedures: City of South Miami will make all reasonable modifications to policies and programs to ensure that people with disabilities have an equal opportunity to enjoy all of its programs, services, and activities. For example, individuals with service animals are welcomed in City of South Miami offices, even where pets are generally prohibited. Anyone who requires an auxiliary aid or service for effective communication, or a modification of policies or procedures to participate in a program, service, or activity of City of South Miami, should contact the ADA Coordinator as soon as possible but no later than 48 hours before the scheduled event. The ADA does not require City of South Miami to take any action that would fundamentally alter the nature of its programs or services, or impose an undue financial or administrative burden. Complaints that a program, service, or activity of City of South Miami is not accessible to persons with disabilities should be directed to the ADA Coordinator of the City. City of South Miami 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.



ADA TRANSITION PLAN SIDEWALKS AND ROADWAYS (INCLUDING PEDESTRIAN RIGHTS OF WAY)

CITY OF SOUTH MIAMI 2018

ADA Transition Plan Requirements.....	3
ADA Transition Plan	1
Public Participation.....	4
Design and Regulation of Improvements	5
Record Keeping	10
Notice under the Americans with Disability Act.....	10
Grievance Procedures	10
Complaint Forms	12



The Florida Department of Transportation (“Department”) currently has 158 local agencies that are certified to do business as subrecipients of Federal Highway Administration (“FHWA”) funds, 135 of which have active agreements. Though the Department does not undertake accessibility planning on behalf of these sub-recipients, it does require assurance that Local Agency Programs (“LAP”) agencies have nondiscrimination policies, complaint filing procedures, self-evaluation and transition plans, and that they are using current ADA standards for design and construction.

Title II of the ADA regulates government agencies, with its primary goal being to ensure that all their programs and services are accessible to individuals with disabilities. The ADA requires public agency to prepare an ADA Transition Plan if physical or structural modifications to facilities are required to provide access to programs or services. The ADA Transition Plan is limited to evaluating physical barriers and establishing a plan of action to alter the agency’s facilities. The ADA requires that the ADA Transition Plan be submitted for public review before final approval and adoption by the appropriate regulatory agency.

The ADA requires that the City provide access to all programs, services and activities when reasonably possible. Generally, the ADA Transition Plan lists existing barriers in the public rights-of-way under the City’s jurisdiction and provides a schedule for removal of those barriers to provide access for individuals with disabilities to the City programs, services and activities. However, the public agency is not required to take any action that would fundamentally alter the nature of a service, program or activity or that will result in undue financial and administrative burdens to the agency. In addition to making physical improvement, government agencies can choose from various administrative solutions such as relocating or modifying a particular program, to obtain overall program access.

INTRODUCTION

The **City of South Miami** has developed an Americans with Disability Act (ADA) Transition Plan to better serve our community and develop policies and practices for implementing physical pedestrian improvements within the public right of way of the **City of South Miami**. The ADA, enacted on July 26, 1990, is a federal civil rights law that provides protection for all persons with disabilities against discrimination by public and private entities.

The ADA Transition Plan is intended to represent both the legal and functional goals and objectives of the City to make the existing pedestrian facilities within the City right-of-way accessible and usable for persons with disabilities. The ADA requires all public agencies to develop an ADA Transition Plan to make sidewalks and roadways (as well as pedestrian rights of way) accessible with the use of various methods including the installation of curb ramps or other sloped areas at all locations where walkways cross curbs. The plan must include a schedule for completion of these remedies to achieve accessibility for persons with disabilities. The main purpose of this ADA Transition Plan is to assess the barriers, describe the method for removal of those barriers, including curb ramp and other pedestrian facility, and to outline the scheduling of the remedial work.

The City's designate a person to be responsible for coordinating the implementation of ADA requirements and for investigating complaints of alleged noncompliance is: ADA Coordinator: Zachariah Cosner: City of South Miami: 6130 Sunset Drive, South Miami, FL 33143; Zcosner@SouthMiamiFL.gov; Tel: 305-663-6330; Fax: 305-663-6345; TTY 305-736-6021

ADA Transition Plan

- 1) *The following is a list of all the City's transportation avenues including roads, sidewalks and other pedestrian rights of way:*
- 2) *The following are the physical obstacles in the City's facilities that limit the accessibility of its programs, services and activities to individuals with disabilities:*
- 3) *The following methods will be used to make the facilities accessible:*
- 4) *The following is the City's schedule for taking the steps necessary, including the installation of curb ramps or other sloped areas where pedestrian walk across curbs to achieve compliance with the ADA.*
- 5) *Priority shall be given to walkways serving State and local government offices and facilities, transportation, place of public accommodation, and facilities used by City employees, followed by walkways serving other areas. The City's programs related to streets, sidewalks and curb ramps will also be prioritized with respect to relative importance and frequency of usage.*
- 6) *The following person is responsible for ensuring compliance; Steven Alexander, City Manager for the City of South Miami.*

The City shall follow either the Uniform Federal Access Standards (UFAS) or the Americans with Disabilities Act Accessibility Guidelines (ADAAG) as a standard for renovations unless the 2012 Florida

Accessibility Code for Building Construction adopted pursuant to Section 553.503, Florida Statutes is stricter, in which case the Florida Accessibility Code shall be used.

PUBLIC PARTICIPATION

The City shall make available to applicants, participant, residents and other interested parties information regarding the ADA Transition Plan and its applicability to the City's services, programs and activities, and shall apprise the public of the protection against discrimination afforded to them by the ADA. . The City shall provide an opportunity for interested person, including individuals with disabilities or organizations representing individuals with disabilities, to participate in the development of the ADA Transition Plan by submitting comments and making specific recommendations. The ADA Transition Plan shall be made available for public inspection during all formal public review period.

A copy of this Transition Plan will be published on the City of South Miami's website <https://www.southmiamifl.gov> and the public will be invited to provide comments. The plan will be updated, as needed, based on the comments received. Comments on the plan can be provided to the City's ADA Coordinator in writing by letter or email to Zachariah Cosner in person or via phone at 305-663-6330 The City will maintain a log of all comments registered.

DESIGN AND REGULATION OF IMPROVEMENTS

FIELD INSPECTION/ ASSESSMENT

Evaluations were made of facilities and policies related to public buildings and pedestrian facilities as well as in the right-of way, including curb ramps and sidewalks, to assess trip hazards. The City has hired a contractor to remove sidewalk trip hazards by repairing the slopes based upon requirements outlined by the American with Disability Act. All raised sidewalks ¼-inch in elevation and up to 2-in will be reduced with the guarantee that sidewalk saw cutting will have a uniform appearance and texture.

The following is an evaluation/assessments and project completions results for City.

SUMMARY OF SIDEWALK REPAIRS COMPLETED TO DATE

Area or Neighborhood	# of Corrections / Sidewalk Trip Hazards Removed	Sidewalk Repair Completion Date
Downtown, Pinecrest Villas	180	9/1/2015
CRA	537	3/1/2016
Bird Estates, Twin Lakes, CocoPlum, Mango Terrace, Manor Lane, Pinecrest Villas Snapper Creek	529	4/1/2016
Bird Estates, Twin Lakes, CocoPlum, Mango Terrace, Manor Lane, Pinecrest Villas Snapper Creek	891	4/1/2016
Downtown, Pinecrest Villas	147	11/1/2017
CRA	161	7/1/2018

Total Repairs / Corrections as of 8-1-2018 2445

SUMMARY OF SIDEWALK REPLACEMENT

The *City of South Miami* sidewalk repair / replacement program has begun to replace sidewalk flags that are either broken, cracked or uprooted by existing trees. Below is a summary of all sidewalk replacement completed to date by Fiscal Year.

Area or Neighborhood	SY of Sidewalk Replaced	Sidewalk Repair FY Completion Date
Cocoplum and CRA	470	FY 2018
Downtown & Manor Lane	185	FY 2017
Citywide	165	FY 2016
Citywide	195	FY2015
Twin Lakes and CRA	263	FY 2014
Citywide	270	FY 2013

Total Sidewalks Replaced as of 8-1-2018 1548

ADA TRANSITION PLAN

PROPOSED PROJECT BY FISCAL YEAR IN ACCORDANCE WITH ALLOCATED BUDGET ALLOWANCE:

Area / Neighborhood	Lineal Feet of Proposed Corrections	FY
Twin Lakes	155	FY 2019
Down Town / Pinecrest Villas	1488	FY 2019/2020
South Pinecrest Villas	476	FY 2020
Cocoplum	141	FY 2021
Manor Lane	125	FY 2021

Total Lineal Feet 2385

PROPOSED PROJECT IDENTIFIED BY LOCATION & PRIORITIZED BY FISCAL YEAR IN ACCORDANCE WITH ALLOCATED BUDGET ALLOWANCE:

Area / Neighborhood	Needed Replacement Beyond the Scope	FY
Twin Lakes	9	FY 2019
Down Town / Pinecrest Villas	14	FY 2019
South Pinecrest Villas	5	FY 2019
Cocoplum	6	FY 2020
Manor Lane	3	FY 2020

Total 37

South Miami Twin Lakes

Location	FY	Action
5120 SW 66th Ave, Miami, FL 33155	FY 2019	Replace
6235 SW 44th St, Miami, FL 33155	FY 2019	Replace
4225 SW 62nd Ct, Miami, FL 33155	FY 2019	Replace
6203 SW 42nd St, Miami, FL 33155	FY 2019	Replace
6251 SW 41st St, Miami, FL 33155	FY 2019	Replace
6251 SW 41st St, Miami, FL 33155	FY 2019	Replace
6332 SW 43rd St, Miami, FL 33155	FY 2019	Replace
6266 SW 42nd St, Miami, FL 33155	FY 2019	Replace
4242 SW 60th Pl, Miami, FL 33155	FY 2019	Replace

City of South Miami Pinecrest Villas

7420 SW 56th Ct, South Miami, FL 33143	FY 2019	Replace
7715 SW 57th Ave, South Miami, FL 33143	FY 2019	Replace
5630 SW 76th St, South Miami, FL 33143	FY 2019	Replace
7245 SW 57th Ct, South Miami, FL 33143	FY 2019	Replace
5750 Sunset Dr, South Miami, FL 33143	FY 2019	Replace
5750 Sunset Dr, South Miami, FL 33143	FY 2019	Replace
5796 Sunset Dr, South Miami, FL 33143	FY 2019	Replace
5846 SW 73rd St, South Miami, FL 33143	FY 2019	Replace
5850 SW 73rd St, South Miami, FL 33143	FY 2019	Replace
5846 SW 73rd St, South Miami, FL 33143	FY 2019	Replace
7751 SW 62nd Ave, South Miami, FL 33143	FY 2019	Replace
6209 SW 78th St, South Miami, FL 33143	FY 2019	Replace
6209 SW 78th St, South Miami, FL 33143	FY 2019	Replace
7548 SW 58th Ave, South Miami, FL 33143	FY 2019	Replace

City of South Miami South Pinecrest Villas

5700 SW 82nd St, South Miami, FL 33143	FY 2019	Replace
5701 SW 83rd St, South Miami, FL 33143	FY 2019	Replace
5645 SW 87th St, South Miami, FL 33143	FY 2019	Replace
5645 SW 87th St, South Miami, FL 33143	FY 2019	Replace
5700 SW 82nd St, South Miami, FL 33143	FY 2019	Replace

South Miami City Cocoplum

6926 SW 62nd Ct, South Miami, FL 33143	FY 2020	Replace
6941 SW 62nd Ct, South Miami, FL 33143	FY 2020	Replace
6295 Sunset Dr, South Miami, FL 33143	FY 2020	Replace
6295 Sunset Dr, South Miami, FL 33143	FY 2020	Replace
6655 SW 69th Ln, South Miami, FL 33143	FY 2020	Replace
6655 SW 69th Ln, South Miami, FL 33143	FY 2020	Replace

South Miami Manor Lane

7331 SW 63rd Ave, South Miami, FL 33143	FY 2020	Replace
7231 SW 63rd Ave, South Miami, FL 33143	FY 2020	Replace
7325 SW 63rd Ave, South Miami, FL 33143	FY 2020	Replace

DATA COLLECTION, ACCESSIBILITY OBSTRUCTIONS, IMPLEMENTATION

The City is working with the firm of EAC/McHarry & Associates to develop a comprehensive plan that will create a series of city-wide maps which will illustrate neighborhood property lines; right-of-ways; and sidewalks. This plan will be divided into three phases as described below:

Phase 1 – This phase is based on the data collection necessary to create a graphical representation of the City’s collective public right-of-way sidewalk infrastructure accessing residential areas, parks, school zones and downtown core areas. This data will be collected using high resolution aerial photography; City rightof-way atlas map line drawings (no sidewalks identified); and a map distinguishing city road from State and County roads (State and County roads passing through the City’s municipal boundaries will not be included in this scope of work).

Phase 2 – This phase is essentially to visually survey and document accessibility obstructions in the public right of way (sidewalk slopes may require the assistance of a surveyor). Once the extent of accessibility obstructions is quantified and agreed upon, a remedy will be documented for each sidewalk, cross walk, and curb ramp accessibility obstruction identified.

Phase 3 – This phase will include the development of a phased implementation program in collaboration with City Staff.

RECORD KEEPING

The ADA Coordinator will maintain permanent records, which include, but are not limited to, copies of the ADA complaints and lawsuits and related documentation, and records of correspondence to and from complainants, and ADA investigations. The ADA Coordinator shall be responsible for conducting annual reviews of ADA records and updating the Capital Improvements recommendations as necessary.

NOTICE UNDER THE AMERICANS WITH DISABILITY ACT

The City of South Miami does not discriminate on basis of race, color, national origin, sex, age, religions, disability and family status. Those with question or concerns about nondiscrimination, those requiring special assistance under the American with Disabilities Act (ADA) or those requiring language assistance (free of charge) should contact Title VI and ADA Administrator Zachariah Cosner at 305-663-6330 or email address ZCosner@SouthMiamiFL.Gov

GRIEVANCE PROCEDURES

The City of South Miami has established a discrimination complaint procedure and will take prompt action on any reasonable claim to investigate and eliminate discrimination when found. Any person who believes she or he has been discriminated against on the basis of race, color, national origin, sex, age, religions, disability and family status by the City of South Miami may file a Title VI or ADA complaint by completing and submitting the City of South Miami's Complaint Form. City of South Miami investigates completed complaint forms that are filed no later than 180 calendar days following the date of

the incident in question. If the complaint cannot be submitted in writing, the complainant should contact the Title VI/Nondiscrimination or Americans with Disabilities Act Program Coordinator directly for assistance. Upon receiving the complaint, the City of South Miami will initiate the following procedure:

1. *The Title VI/Nondiscrimination or Americans with Disabilities Act Program Coordinator will respond acknowledging receipt of the complaint (Appendix B) within 10 calendar days and will also provide additional information on the procedure that will follow as well as the complainant's other options for seeking redress upon request.*
2. *No later than 30 calendar days after receiving the complaint, the office of the City Manager will commence investigation of the complaint.*
3. *Upon the City's investigation of the information collected and compiled pertaining to the complaint, a written determination response will be prepared for review by the City Attorney, including, if applicable, an explanation of the actions the City has taken or is proposing to take to resolve the complaint.*
4. *Within 60 days of the initial receipt of the complaint, the city will respond to the complainant indicating either that the complaint is substantiated and that appropriate actions will be taken (Appendix C) or that the complaint is not substantiated, alongside the complainant's options for appealing the decision or filing a complaint with the Federal Transit Administration and/or the U.S. Department of Justice (Appendix D).*
5. *Should the City be unable to satisfactorily resolve a complaint, the City will forward the complaint, along with a record of its disposition to the appropriate FDOT District Office. The City's Title VI*

Program Coordinator has easy access to the City Manager and is not required to obtain management or other approval to discuss discrimination issues with the Manager. However, should the complainant be unable or unwilling to complain to the City, the written complaint may be submitted directly to Florida Department of Transportation (FDOT). FDOT serves as a statewide clearinghouse for Title VI purposes and will either assume jurisdiction over the complaint or forward it to the appropriate federal or state authority for continued processing.



South Miami

City of Pleasant Living

City of South Miami Americans with Disability Act

Complaint of Discrimination Form

<p>Complainant (s) Name: Nombre (s) del (los) Reclamante (s):</p>	<p>Complainant (s) Address: Direccion del (los) Reclamante (s):</p>
<p>Complainant (s) Phone Number: Numero de telefono del (los) Reclamante (s):</p>	
<p>Complainant's Representative's Name, Address, Phone Number and Relationship (e.g. friend, attorney, parent, etc); Nombre del representante del (los) Reclamante(s), direccion, telefono y relacion (Ejemplo: amigo, abogado, padre, etc);</p>	
<p>Details of Complaint: Nombre y Direccion de la agencia, institucion o departamento que usted alega descrimino en su contra;</p>	
<p>Names of the individual (s) Whom You Allege Discriminated Against You (if known and relevant); Nombre (s) de (IOS) Individuo (s) que usted alega descriminacion en su contra (Si usted sabe).</p>	
<p>Date of Alleged Discrimination: Fecha de la Supuesta Discriminacion:</p>	

<p>Please list the name (s) and phone number (s) of any person, if known, that City of South Miami could contact for additional information to support or clarify your allegation</p> <p>Por favor numere los nombre (s) y telefono (s) de cualquier persona, que la Ciudad de South Miami podria contactar para obtener informacion adicional para respaldar o aclarar lo que usted alega.</p>	
Empty space for providing names and phone numbers	
<p>Complainant (s) or Complainant (s) Representatives Signature:</p> <p>Firma de el (los) reclamante(s) or representante:</p>	<p>Date of Signature</p> <p>Fecha de la firma</p>

Mail to /Enviar por correo a:

City of South Miami (CSM), 6130 Sunset Drive South Miami, FL 33143 Attn: Zachariah Cosner

This form may also be faxed to: Este Formulario Tambien se puede enviar por fax a:

305-663-6345 Attn: Zachariah Cosner.

A complaint must be filed no later than 180 days after date of the alleged discrimination.

Toda queja tiene que ser reportada durante los 180 dias siguiente al incidente de alegada discriminacion.