

1 (Published in the Topeka Metro News July 4, 2007)

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3 **ORDINANCE NO. 18920**

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5 AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr. establishing
6 an Americans with Disabilities Act Advisory Council for the City of
7 Topeka, Kansas, amending City of Topeka Code § 2-181, and
8 specifically repealing said original section.
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10 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

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

13 **Article V. Americans with Disabilities Act Advisory Council**

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

17 **City of Topeka Americans with Disabilities Act Advisory Council.**

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

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

27 (c) Duties of the ADA Council include:

- 28 1) Advise the City Manager, Mayor and City Council on issues
29 affecting people with disabilities.
- 30 2) Provide a public forum to identify, discuss and address issues
31 relevant to people with disabilities.
- 32 3) Provide information from the public to the city's ADA coordinator
33 about disability concerns.
- 34 4) Provide information, educational opportunities and networking
35 opportunities to all citizens with disabilities, their friends and
36 families.
- 37 5) Establish criteria for prioritizing the remedial steps to address
38 access needs within the community. Approve the updated
39 community Transition Plan.
- 40 6) Develop operating procedures for the ADA Advisory Council.
- 41 7) Review city government program, service and activity access for
42 physical, sensory, or other impediments.
- 43 8) Review city codes with the city's Legal Department relating to
44 disability rights and access.

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

47 (e) The ADA Council shall be comprised of ten (10) members. At least six (6)
48 members of the ADA Council will be individuals with disabilities, with each of the six (6)
49 major life functions represented by these members. All efforts will be made to ensure

50 cross-disability representation in the selection of ADA Council members. Members
51 shall serve for a term of two (2) years and no more than four (4) consecutive terms.

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

54 **Establishment.**

55 The following nonstatutory boards, commissions and other plural authorities are
56 hereby established and made a part of the administrative code of the city, as authorized
57 by Charter Ordinance No. 94, § 24 [App. A, § A2-72]: Cereal Malt Beverage License
58 Review Board (TCC 10-91); Human Relations Commission (TCC 86-27); Mobile Home
59 Craftsmen Board of Examiners (TCC 98-211); Board of Electrical Appeals (TCC 26-236
60 et seq.); Board of Plumbing Examiners (TCC 26-236 et seq.); Board of Mechanical
61 Examiners (TCC 26-236 et seq.); Board of Building and Fire Appeals (TCC 26-138);
62 Board of Zoning Appeals (TCC 48-34.00 et seq.); Golf Course Advisory Board (TCC
63 102-51 et seq.); Parks and Recreation Advisory Board (TCC 102-196 et seq.);
64 Redistricting Commission (TCC 2-198); Convention and Tourism Committee (TCC 2-
65 199); Citizen Advisory Council (TCC 42-4); Civil Service Commission (TCC 106-41);
66 Topeka Planning Commission (TCC 110-27); Boards of Trustees of Fire and Police
67 Pension Funds (TCC 106-204); Administrative Review Board for Tax Exemptions (TCC
68 138-79); City of Topeka Americans with Disabilities Act Advisory Council (TCC 86-200).

69 The council is hereby authorized to promulgate appropriate rules and regulations for
70 such boards, commissions and authorities dealing with their organization and operation.

71 No city employee shall be appointed to any board, commission, or plural authority
72 unless the appointment is specifically authorized by ordinance. Unless otherwise

73 provided, all members appointed to any board, commission, or plural authority shall be
74 residents of the city. The mayor shall notify council members thirty (30) days in advance
75 of vacancies occurring on such bodies, shall solicit nominations from the council for
76 filling such positions, and shall appoint members to such bodies from those nominated
77 by the council. In the event no nominations are forthcoming, the mayor shall make such
78 appointments as is in the best interest of or will best serve the mission of the board,
79 commission, or authority. All appointments must be confirmed by the council. Unless
80 otherwise provided for in this code, members will be appointed for a term of two (2)
81 years and shall not serve beyond the end of their appointed terms. Upon expiration of a
82 term the position shall remain vacant until a successor is appointed.

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

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

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

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88 CITY OF TOPEKA, KANSAS

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93 William W. Buntin, Mayor

94 ATTEST:

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98 Brenda Younger, City Clerk