

Resolution Agreement
Belleville Public School District 118
OCR Case No. 05-16-1160

The Belleville Public School District 118 (District) submits the following Resolution Agreement (Agreement) to the U.S. Department of Education, Office for Civil Rights (OCR), to resolve OCR Case #05-16-1160. The District submits this Agreement to ensure its compliance with Section 504 of the Rehabilitation Act of 1973 (Section 504), 29 U.S.C. § 794, and its implementing regulations at 34 C.F.R. Part 104, and Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. §§ 12131-12134, and its implementing regulation at 28 C.F.R. Part 35, which prohibit discrimination on the basis of disability.

1. By September 1, 2016, the District will make physical modifications to the Westhaven Elementary School gymnasium to ensure the gymnasium includes an appropriate number of wheelchair spaces and locations that are accessible to and usable by individuals with disabilities in conformance with the standards for new construction and alterations under the 2010 ADA Standards for Accessible Design.
2. By September 1, 2016, the District will ensure that programs or activities operated in the Roosevelt Elementary School gymnasium, when viewed in its entirety, are readily accessible to and usable by individuals with disabilities. Any alterations made to the Roosevelt gymnasiums shall be in conformance with the standards for new construction and alterations under the 2010 ADA Standards for Accessible Design.

REPORTING REQUIREMENTS:

By October 1, 2016, the District will provide OCR with documentation that it has complied with this agreement. For any alterations made to the gymnasiums, the District will provide a detailed description, including specifications and measurements, of each alteration. To the extent applicable, the District will provide OCR with copies of notices to participants of available means of obtaining access to the programs and activities provided at the Roosevelt Elementary School gymnasium, as well as the procedures implemented to ensure interested persons, including persons with impaired vision or hearing, can obtain information as to the existence and location of services and facilities that are accessible to and usable by persons with disabilities.

The District understands that by signing this Agreement, it agrees to provide data and other information to OCR in a timely manner. Further, the District understands that during the monitoring of this Agreement, OCR may visit the District, interview District staff, and request additional reports or data as necessary for OCR to determine whether the District has fulfilled the terms of this Agreement and is in compliance with the regulations which were at issue in this complaint.

The District understands that OCR will not close the monitoring of this Agreement until OCR determines that the District has fulfilled the terms of this Agreement and is in compliance with Section 504 and Title II.

The District understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement, or judicial proceedings to enforce this Agreement, OCR

shall give the District written notice of the alleged breach and a minimum of sixty (60) calendar days to cure the alleged breach.

For the District

Date