

**Resolution Agreement
Roswell Independent Schools
Complaint Number 08-21-1423**

In order to resolve the open allegations in Case Number 08-21-1421, concerning the Roswell Independent Schools (District), filed with the Office for Civil Rights (OCR) of the U.S. Department of Education, pursuant to Section 504 of the Rehabilitation Act of 1973 (“Section 504”), 29 U.S.C. § 794, and its implementing regulation 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, the District agrees to implement the following Resolution Agreement.

The District and will promptly and fully address OCR’s feedback, if any, with regard to each Item until the District receives notice from OCR that no further reporting is required each Item.

The District agreed to resolve this complaint prior to the completion of OCR’s investigation pursuant to Section 302 of OCR’s *Case Processing Manual*. This agreement does not constitute an admission of liability, non-compliance, or wrongdoing by the District.

Provide Accurate Identification of All Goddard High School Parking Lots

1. The District will accurately describe each parking lot at Goddard High School (School). In so describing, the District will:
 - A) Describe each parking lot by name;
 - B) Identify the precise number of parking spaces in each lot; and
 - C) Identify each entrance to the School or other building from each lot

REPORTING REQUIREMENTS:

Within thirty (30) calendar days of this Agreement being signed, the District will submit to OCR a narrative statement describing each lot by name and identifying the precise number of parking spaces for each lot and each entrance to the School from each lot. In addition, the District will provide a photograph or architectural graph of each parking lot from which OCR can evaluate whether the District’s identification of the precise number of parking spaces in each lot is accurate.

Provide Adequate Accessible and Van Accessible Parking Spaces for Each Parking Lot

2. The District will provide an adequate number of Accessible and Van Accessible Parking Spaces for each parking lot described in Item 1, according to the 2010 ADA Standards identified below. Further, accessible parking spaces must be located on the shortest accessible route of travel to an accessible facility entrance. Where the School has multiple accessible entrances with adjacent parking, the accessible parking spaces must be dispersed and located closest to the accessible entrances.

Minimum Number of Accessible Parking Spaces

Total Number of Parking Spaces Provided in Parking Facility (per facility)	(Column A) Minimum Number of Accessible Parking Spaces (car and van)	Minimum Number of Van-Accessible Parking Spaces (1 of six accessible spaces)
1 to 25	1	1
26 to 50	2	1
51 to 75	3	1
76 to 100	4	1
101 to 150	5	1
151 to 200	6	1
201 to 300	7	2
301 to 400	8	2
401 to 500	9	2
500 to 1000	2% of total parking provided in each lot or structure	1/6 of Column A*
1001 and over	20 plus 1 for each 100 over 1000	1/6 of Column A*
*one out of every 6 accessible spaces		

REPORTING REQUIREMENTS:

Within one hundred twenty (120) calendar days of OCR’s approval of the District’s parking space count, described in Item 1, the District will submit to OCR documentation, such as a photograph or architectural graph, to show that it has provided sufficient accessible and van accessible parking spaces and that these spaces are dispersed and located close to each accessible entrance for each lot described in Item 1.

Signage for Accessible Parking Spaces

3. The District will provide signs for each accessible parking spaces that comply with the 2010 ADA regulations, described below.

Each accessible or van accessible parking space, respectively, will be marked with a parking space identification sign with the international symbol of accessibility or van accessibility mounted 60 inches minimum above the ground surface measured to the bottom of the sign.

REPORTING REQUIREMENTS:

Within one hundred twenty (120) calendar days of OCR's approval of the District's parking space count, described in Item 1, the District will submit to OCR documentation, such as a photograph, to show that it has provided signage for accessible and van accessible parking spaces. The District may include multiple accessible or van accessible spaces in one photograph so long as OCR can identify the sign for each space and can assess that each sign is at the appropriate height.

Features for Accessible Parking Spaces

4. The District will ensure that each accessible or van accessible parking space has appropriate features, including:
 - a. Accessible parking spaces shall be 96 inches wide minimum, marked to define the width, and maximum slope in all directions is 1:48.
 - b. Van accessible parking spaces shall be 132 inches wide minimum with an adjacent 60-inch wide minimum access aisle, with a maximum slope in all directions of 1:48. A van parking space of 96 inches wide minimum width an adjacent 96-inch wide minimum access aisle is also permitted.
 - c. If any accessible route is located in front of the parking space (i.e. the parking space abuts an accessible sidewalk), install wheel stops to keep vehicles from reducing the clear width of the accessible route below 36 inches.
 - d. Boundary of the access aisle must be clearly marked so as to discourage parking in it.

REPORTING REQUIREMENTS:

Within one hundred twenty (120) calendar days of OCR's approval of the District's parking space count, described in Item 1, the District will submit to OCR documentation, such as a photograph, to show that it has provided adequate feature for each accessible or van accessible space. The District may include multiple accessible or van accessible spaces in one photograph so long as OCR can identify the measurements of each space. The District shall also describe the accessible route from each space, or group of spaces, to the nearest School entrance.

Curb Cut Outs

5. The District will ensure that curb ramps/cutouts connect the School's parking lots to its accessible routes and that the curb ramps/cutouts conform with ADA standards described below. Each curb ramp must:
 - a. have a slope less than 8.33 percent (1:12);
 - b. have a cross slope of the ramp run less than 2 percent (1:50);
 - c. be at least 36 inches wide, not including any flared sides;
 - d. have detectable warnings that extend the full width and depth of the ramp; and
 - e. have level transitions from the ramp to the walkway, gutter, and street.

REPORTING REQUIREMENTS:

Within one hundred twenty (120) calendar days of OCR's approval of the District's parking space count, described in Item 1, the District will submit to OCR documentation, such as photographs, to show that each ramp conforms to the ADA standards described above. In addition, the District must include a photograph, architectural graph, or other documentation, that shows the location of each ramp in relation to the accessible or van accessible space(s) that it provides access for.

Repairs

6. The District will repair the landing to the access ramp shown in District Exhibit D-7 that shows erosion of the cement landing at the end of the ramp such that the landing no longer provides a level surface.

REPORTING REQUIREMENTS:

When the District provides reporting information for Items 2-5, the District will submit to OCR documentation, such as photographs, to show that it has made the necessary repairs to the landing depicted in Exhibit D-7 and that such landing provides a smooth, level surface.

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 (34 C.F.R. Sections 100.9-10), or judicial proceedings to enforce this Agreement, OCR will give the District written notice of the alleged breach and 60 calendar days to cure the alleged breach.

The District understands that by signing this Agreement, the entity agree to provide the foregoing information in a timely manner in accordance with the reporting requirements of this Agreement. Further, the District understands that, during the monitoring of this Agreement, if necessary, OCR may visit the District to interview staff and students, and request such additional reports or data as are necessary for OCR to determine whether the District has fulfilled the terms of this Agreement and is in compliance with Section 504, and its implementing regulation, at 34 C.F.R. Part 104, and Title II, and its implementing regulation, at 28 C.F.R. Part 35.

Upon completion of the obligations under this Agreement, OCR will close the case.

This agreement will become effective upon the signature(s) of the representative for the District.

For Roswell Independent Schools:

/s/

Brian Luck
Superintendent

Date