

Resolution Agreement
Placer County
OCR Case Number
09-16-4004

Placer County (County), without admitting to any violation of law, agrees to implement this Resolution Agreement (Agreement) to resolve the allegations investigated by the U.S. Department of Education, Office for Civil Rights (OCR), under Title II of the Americans with Disabilities Act of 1990, as amended (Title II) in the above-referenced OCR case number concerning the Auburn Branch of the Placer County Library (Library).

I. Access to Library

- A. The County will ensure that all current and new construction or alteration of Library facilities described below will comply with the Federal accessibility design standard in place at the time of new construction or alteration, currently the 2010 Americans with Disabilities Act Standards for Accessible Design (2010 Standards).¹
- B. The County will ensure that the Library has the following accessible features meeting the applicable technical provisions of the 2010 Standards:
 - 1. Accessible parking consistent with § 208 and § 502; and
 - 2. At least one accessible route of travel within the site to the Branch from accessible parking spaces and accessible passenger loading zones, public streets and sidewalks, and public transportation stops consistent with § 206.2.1 and § 206.3.

II. Accessible Computer Workstation for Individuals with Mobility Impairments

- A. By October 1, 2016, the County will install at least one table or workstation that complies with § 902 of the 2010 Standards that will allow individuals with mobility impairments to access a computer with Internet access.
- B. By October 1, 2016, the Library will post signage and institute a system whereby library patrons with disabilities are provided priority access to the ADA workstation described in part II.A, meaning that individuals needing access to the ADA workstation because of their disability will be immediately provided access to the ADA workstation unless it is in use by another person.

¹ Available at <http://www.ada.gov/regs2010/2010ADAStandards/2010ADASTandards.htm>

III. Accessibility of Library Computers for Individuals with Visual Impairments

- A. The County will issue a written memorandum and train all Library staff regarding the accommodations and tools that are available for Library users with visual impairments, and regarding the duty of Library staff to assist individuals with visual impairments, including making computer reservations for such individuals, setting up and adjusting the Ease of Access tools and other accommodations. The County will publicize the availability of these accommodations with a notice near each workstation and on its website.
- B. By November 12, 2016, the County will make at least one working “easy-see” keyboard and headphones available and maintained at the Library for use by individuals with visual impairments.
- C. By November 12, 2016, the County will purchase and install at one computer workstation, magnifier and reader software to ensure equally effective access to Library computers for individuals with visual impairments. Individuals with disabilities will be provided priority access to this computer workstation as described in Section II.B above.

IV. Reporting and Monitoring

- A. At least 60 days before construction begins, and no later than September 30, 2016, the County will submit its construction plans to OCR to ensure that the elements addressed in Section I of this Agreement are included.
- B. By September 30, 2017, the County will submit a report to OCR, along with supporting documentation, confirming that the items identified in Section I are accessible and conform to the 2010 Standards. Documentation will include photographs and documentation from the individuals or entities that performed the changes.
- C. No later than 10 days after it has been installed and implemented, the County will provide documentation to OCR showing that the computer workstation and priority system required in Section II, respectively, have been installed and implemented and that they conform to the 2010 Standards. Such documentation will include photographs and measurements of the table and a description of the priority system.
- D. No later than 10 days after installation, the County will provide documentation to OCR showing that an “easy-see” keyboard and headphones are available on-site at the Library for use and documentation showing how individuals with visual impairments are informed of the system for requesting these tools as required in Section III.B.
- E. No later than 10 days after installation, the County will provide documentation to OCR showing that magnifier and reader software has been

installed on one Library computer located at an accessible workstation, and documentation showing how individuals with visual impairments are informed of the availability of the assistive technology.

- F. On or by November 12, 2016, the County will submit to OCR, for its review and approval, the guidance memorandum and training materials required under Section III.A. Within 10 business days of receiving OCR's approval, the County will formally issue the guidance memorandum and conduct the training described in Section III.A. Within ten days of completing the training, the County will provide OCR with documentation showing how the guidance memorandum was distributed to Library staff, and to whom it was distributed, and a list of Library staff who received the training and the dates of the training.

The County understands that by signing this Agreement, it agrees to provide data and other information in a timely manner. Further the County understands that during the monitoring of this Agreement, OCR may visit the Library, interview staff and patrons and request such additional reports or data as are necessary for OCR to determine whether the County has fulfilled the terms of this Agreement and is in compliance with the statute(s) and regulations implementing Title II, at 28 C.F.R. §§35.149 – 35.151, which were at issue in this case. The County understands that OCR will not close the monitoring of this Agreement until such time that OCR determines that the County has fulfilled the terms of this Agreement and is in compliance with the statutes and regulations at issue in the matter.

The County 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. §§ 100.9, 100.10), or judicial proceedings to enforce this Agreement, OCR shall give the County written notice of the alleged breach and sixty (60) calendar days to cure the alleged breach.

_____/s/_____
David Boesch
Placer County Chief Executive Officer

_____7/13/2016_____
Date