

*ADA Transition Plan for City of Lenoir City, Tennessee*

# Americans with Disabilities Act (ADA) Transition Plan

City of Lenoir City, Tennessee

March 23, 2020



530 Highway 321 N, Lenoir City, TN 37771

865-986-2715

[www.lenoircitytn.gov](http://www.lenoircitytn.gov)

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## Introduction

### Transition Plan Need and Purpose

The Americans with Disabilities Act (ADA) is a civil rights law prohibiting discrimination against individuals on the basis of disability. It was enacted on July 26, 1990, and was amended in 2008 with the ADA Amendments Act. The ADA consists of five titles outlining protections in the following areas:

- I. Employment
- II. State and local government services
- III. Public accommodations
- IV. Telecommunications
- V. Miscellaneous Provisions

Title II of ADA pertains to the programs, activities and services provided by public entities. City of Lenoir City must comply with this section of the Act, as it specifically applies to public service agencies. Title II of ADA states that “no qualified individual with a disability shall, by reason of such disability, be excluded from participation in or be denied the benefits of the services, programs, or activities of a public entity, or be subjected to discrimination by any such entity.” (42 USC Sec. 12132; 28 CFR Sec. 35.130)

As required by Title II of ADA (28 CFR Part 35 Sec. 35.105 and Sec. 35.150), City of Lenoir City has conducted a self-evaluation of its services, programs, activities, and facilities on public property and within public rights-of-way; and has developed this Transition Plan detailing the methods to be used to ensure compliance with ADA accessibility requirements.

### ADA and its Relationship to Other Laws

Title II of ADA is companion legislation to two previous federal statutes and regulations: the Architectural Barriers Act (ABA) of 1968 and Section 504 of the Rehabilitation Act of 1973.

The Architectural Barriers Act of 1968 is a Federal law that requires facilities designed, built, altered or leased with Federal funds to be accessible. The Architectural Barriers Act marks one of the first efforts to ensure access to the built environment.

Section 504 of the Rehabilitation Act of 1973 is a Federal law that protects qualified individuals from discrimination based on their disability. The nondiscrimination requirements of the law apply to employers and organizations that receive financial assistance from any Federal department or agency. Title II of ADA extended this coverage to all state and local government entities, regardless of whether they receive federal funding or not.

## Agency Requirements

Under Title II, City of Lenoir City must meet these general requirements:

- Must operate their programs so that, when viewed in their entirety, the programs are accessible to and useable by individuals with disabilities [[28 CFR Sec. 35.150](#)].
- May not refuse to allow a person with a disability to participate in a service, program or activity simply because the person has a disability [[28 CFR Sec. 35.130 \(a\)](#)].
- Must make reasonable modifications in policies, practices and procedures that deny equal access to individuals with disabilities unless a fundamental alteration in the program would result [[28 CFR Sec. 35.130\(b\)\(7\)](#)].
- May not provide services or benefits to individuals with disabilities through programs that are separate or different unless the separate or different measures are necessary to ensure that benefits and services are equally effective [[28 CFR Sec. 35.130\(b\)\(iv\) & \(d\)](#)].
- Must take appropriate steps to ensure that communications with applicants, participants and members of the public with disabilities are as effective as communications with others [[29 CFR Sec. 35.160\(a\)](#)].
- Must designate at least one responsible employee to coordinate ADA compliance [[28 CFR Sec. 35.107\(a\)](#)]. This person is typically referred to as the ADA Coordinator. The public entity must provide the ADA Coordinator's name, office address, and telephone number to all interested individuals [[28 CFR Sec. 35.107\(a\)](#)].
- Must provide notice of ADA requirements. All public entities, regardless of size, must provide information about the rights and protections of Title II to applicants, participants, beneficiaries, employees, and other interested persons [[28 CFR Sec. 35.106](#)]. The notice must include the identification of the employee serving as the ADA Coordinator and must provide this information on an ongoing basis [[28 CFR Sec. 104.8\(a\)](#)].
- Must establish a grievance procedure. Public entities must adopt and publish grievance procedures providing for prompt and equitable resolution of complaints [[28 CFR Sec. 35.107\(b\)](#)]. This requirement provides for a timely resolution of all problems or conflicts related to ADA compliance before they escalate to litigation and/or the federal complaint process.

## Designation of Responsibility

In accordance with [28 CFR 35.107\(a\)](#), the City of Lenoir City has designated the following person to serve as ADA Title II Coordinator, to oversee the City's policies and procedures:

Name: Rondel Branam    Job Title: Building Official

In accordance with [28 CFR 35.150\(d\)\(3\)](#), the City of Lenoir City has designated the following person to serve as ADA Transition Plan Implementation Coordinator, to monitor the City of Lenoir City's progress and manage review and updates of this document:

Name: Rondel Branam    Job Title: Building Official

Contact information is provided in Appendix E.

Training is an important tool for ensuring compliance with ADA requirements. The ADA Coordinators will identify resources and opportunities for agency employees at various levels to receive ADA-related training appropriate to their job functions.

## **Self-Evaluation**

### **Overview**

Under Title II of the ADA ([28 CFR Sec. 35.105](#)), public entities are required to perform a self-evaluation of their current services, policies and practices with regard to accessibility. The goal of the self-evaluation is to verify that, in managing its programs and facilities, the agency is providing accessibility and not adversely affecting the full participation of individuals with disabilities.

The intent of the ADA self-evaluation is to review the agency's entire public program, including all facilities on public property and within public rights-of-way, in order to identify any obstacles or barriers to accessibility that need to be addressed. The general categories of items to be evaluated include:

- Communications, Information & Facility Signage.
- Building Facilities – these include offices, garages and other types of buildings.
- Pedestrian Facilities (Pedestrian Circulation Routes / Pedestrian Access Routes) – these include sidewalks, curb ramps, bicycle/pedestrian trails, traffic control signals and bus stops (and/or other transit facilities) that are located within the City of Lenoir City rights-of-way.

Public entities are required to provide an opportunity for interested persons, including individuals with disabilities or organizations representing individuals with disabilities, to participate in the self-evaluation process by submitting comments [[28 CFR Sec. 35.105\(b\)](#)].

Furthermore, a public entity that employs 50 or more persons is required, for at least three years following the completion of the self-evaluation, to maintain on file and make available for public inspection:

- A list of the interested persons consulted;

- A description of areas examined and any problems identified; and,
- A description of any modifications made.

## **Process & Findings**

In January 2018 Through August of 2019, the City of Lenoir City completed a self-evaluation of its services, programs, activities, and facilities on public property and within public rights-of-way with regard to accessibility. Detailed inventories and findings from this review are provided in Appendix A, under the headings of Communications (A1), Building Facilities (A2) and Pedestrian Facilities (A3).

An important component of the self-evaluation process is the identification of obstacles or barriers to accessibility, and the corresponding modifications that will be needed to remedy these items. The following sections provide a summary of improvements that have already been made, and obstacles that the City's plans to address as part of this Transition Plan.

## **Communications, Information & Facility Signage**

Title II of ADA includes the following requirements regarding Communications.

### **General ([28 CFR Sec. 35.160](#))**

- A public entity shall take appropriate steps to ensure that communications with applicants, participants, and members of the public with disabilities are as effective as communications with others.
- A public entity shall furnish appropriate auxiliary aids and services where necessary to afford an individual with a disability an equal opportunity to participate in, and enjoy the benefits of, a service, program, or activity conducted by a public entity.
- In determining what type of auxiliary aid and service is necessary, a public entity shall give primary consideration to the requests of the individual with disabilities.

### **Information and Signage ([28 CFR Sec. 35.163](#))**

- A public entity shall ensure that interested persons, including persons with impaired vision or hearing, can obtain information as to the existence and location of accessible services, activities, and facilities.
- A public entity shall provide signage at all inaccessible entrances to each of its facilities, directing users to an accessible entrance or to a location at which they can obtain information about accessible facilities. The international symbol for accessibility shall be used at each accessible entrance of a facility.

Other examples of important communication items/devices include [Accessible Pedestrian Signals \(APS\)](#) used at intersections, and signs, pavement markings and other traffic control devices used to provide advance warning and positive guidance in the vicinity of construction,

## *ADA Transition Plan for City of Lenoir City, Tennessee*

maintenance or utility work areas/zones that impact sidewalks, crosswalks or other pedestrian access routes. The *Pedestrian Checklist and Considerations for Temporary Traffic Control Zones* provides an overview of pedestrian-related considerations to enhance safety and accessibility for these types of situations. Appendix A3 of this Transition Plan provides additional information about communication items related to Pedestrian Facilities / Public Rights-of-Way.

In recent years, the City has implemented the following accessibility improvements with regard to communications, information and facility signage:

### *Administrative:*

*The City formally appointed an ADA Coordinator, developed an ADA Policy Statement, as well as an ADA Grievance and Complaint Procedure. We publicly display this information for the public to view. The City's website has also been updated for accessibility. Furthermore, the City sent four (4) employees to the ADA Training session in Cleveland, Tennessee on November 29, 2017. We found this training to be quite helpful and inspiring as we take this effort seriously in our City.*

### *Infrastructure:*

*Between the years of 1996 and 2002, the City modified many sidewalks and curb ramps, investing an estimated \$150,000.00 throughout the aforementioned timespan. Assessments were done for compliance and upgrades/maintenance activities were completed, as necessary. In 2009, several ramps were updated to meet standards of compliance. In 2016, the City began undertaking the "Downtown Streetscapes" Project. The project includes installation of new accessible ramps, pads, and crosswalks. Once completed, the improvements will span along Broadway (US-11) from Grand Street to C Street.*

### *Facilities:*

*In 1994, modifications were made at the previous City Hall located at 600 East Broadway. Such modifications included adding an accessible entrance and exit to the building, parking, ramp, automatic door opener, and bathrooms. In 1997, all parks operated by the City were modified to meet accessibility requirements: parking, ramps, bathrooms. In the same year, we modified the War Memorial Building, located in downtown Lenoir City, by adding ramps, entrance/exit, and bathrooms. We ensure that all new facilities meet or exceed the ADA requirements.*

*In 2017, the City opened its first All-Access Playground to be used by children of all physical and cognitive ability levels. The City ensures that everyone has equal access to all services, facilities, and activities.*

### *Future Plans and Challenges:*

*In the next five (5) years, the City plans to install pads on East and West 1<sup>st</sup> Avenue, East and West 2<sup>nd</sup> Avenue, and East and West 5<sup>th</sup> Avenue at sidewalks. Additionally, the City plans to*



## *ADA Transition Plan for City of Lenoir City, Tennessee*

*reconstruct the sidewalk on the west side of C Street from 5<sup>th</sup> Avenue to 6<sup>th</sup> Avenue for maintenance purposes (the current sidewalk already meets ADA requirements). In the next ten (10) years, the City will upgrade ramps and pads on Broadway (US-11) from intersection of Broadway and North C Street to North O Street.*

*As we work through our plans for the future, we are aware of potential challenges, as well. One such challenge is the manner in which to address the several series of steps that touch our sidewalks at various points throughout the City. In many places, the steps are connected to private property (houses) that may be over 100 years old. We will have to determine alternate access routes in these areas.*

*The City has been able to carry out many accomplishments in the area of ADA upgrades and modifications, and we are working to ensure that we continue to do so. The City has always known the importance of making Lenoir City a welcoming and inviting community for all individuals and will remain committed to that effort.*

The City has conducted a detailed evaluation of its communications, information and facility signage with regard to the ADA Title II requirements. The findings from this evaluation are provided in Appendix A1.

### **Building Facilities and Related Parking Lots/Facilities**

The City of Lenoir City is responsible for the following buildings:

1. Lenoir City Municipal Building  
530 Hwy 321 North
2. War Memorial Building  
103 North B Street
3. Lee Russell Recreation Complex  
1081 Old Hwy 95
4. Lenoir City Park  
6707 City Park Drive
5. Rock Springs Park  
287 Rock Springs Road
6. Wampler – Keith Park  
398 Rock Springs Road
7. Central Park  
311 East Broadway

## ADA Transition Plan for City of Lenoir City, Tennessee

8. Fire Station 1  
200 Depot Street
9. Fire Station 2  
767 Pearl Drive
10. Lenoir City Street Department  
210 South C Street
11. Lenoir City Pool  
120 Panther Drive
12. Venue at Lenoir City  
7690 Creekwood Park Boulevard

In recent years, the City of Lenoir City has implemented the following accessibility improvements to its building facilities:

*In 1994, modifications were made at the previous City Hall located at 600 East Broadway. Such modifications included adding an accessible entrance and exit to the building, parking, ramp, automatic door opener, and bathrooms. In 1997, all parks operated by the City were modified to meet accessibility requirements: parking, ramps, bathrooms. In the same year, we modified the War Memorial Building, located in downtown Lenoir City, by adding ramps, entrance/exit, and bathrooms. We ensure that all new facilities meet or exceed the ADA requirements.*

*In 2017, the City opened its first All-Access Playground to be used by children of all physical and cognitive ability levels. The City ensures that everyone has equal access to all services, facilities, and activities.*

The City has conducted a detailed accessibility evaluation of each of its building facilities, and related parking lots/areas, based on the [ADA Checklist for Existing Facilities](#) publication. The findings from this evaluation are provided in Appendix A2. The accessibility barriers/issues identified as currently existing have been ranked in order of priority for improvement.

### Pedestrian Facilities / Public Rights-of-Way

As part of the self-evaluation process, City of Lenoir City has conducted an inventory and evaluation of pedestrian facilities within its public rights-of-way, which consist of the following:

- 16.20 miles of sidewalks
- 193 curb ramps
- 21 crosswalks
- 1.52 miles of bicycle/pedestrian trails
- 23 traffic control signals
- N/A bus stops (and/or other transit facilities)

A detailed evaluation of these facilities with regard to accessibility compliance is provided in Appendix A3, and will be updated every five (5) years.

## Previous Practices

Since the adoption of the ADA, City of Lenoir City has striven to provide accessible pedestrian features as part of the City of Lenoir City's capital improvement projects. As additional information was made available regarding the methods of providing accessible pedestrian features, the City of Lenoir City updated its procedures to accommodate these methods.

In recent years, the City of Lenoir City has implemented the following accessibility improvements to its pedestrian facilities:

*Between the years of 1996 and 2002, the City modified many sidewalks and curb ramps, investing an estimated \$150,000.00 throughout the aforementioned timespan. Assessments were done for compliance and upgrades/maintenance activities were completed, as necessary. In 2009, several ramps were updated to meet standards of compliance. In 2016, the City began undertaking the "Downtown Streetscapes" Project. The project includes installation of new accessible ramps, pads, and crosswalks. Once completed, the improvements will span along Broadway (US-11) from Grand Street to C Street.*

## Methodology

City of Lenoir City will utilize two methods for upgrading pedestrian facilities to current ADA standards. The first and most comprehensive method is through scheduled street and utility improvement projects. All pedestrian facilities impacted by these projects will be upgraded to current ADA accessibility standards. A current listing of these scheduled projects is included in Appendix B.

The second method is through specific sidewalk and ADA accessibility improvement projects that are identified individually. These projects will be incorporated into the Capital Improvement Program (CIP) on a case-by-case basis as determined by City of Lenoir City staff. The City of Lenoir City CIP, which includes a detailed schedule and budget for specific improvements, is included in Appendix B.

## Policy

The City of Lenoir City's goal is to continue to provide accessible pedestrian design features as part of its capital improvement projects. The City of Lenoir City has adopted ADA design standards and procedures as listed in Appendix F. These standards and procedures will be kept up-to-date with nationwide and local best management practices.

## *ADA Transition Plan for City of Lenoir City, Tennessee*

The City of Lenoir City will consider and respond to all accessibility improvement requests. All accessibility improvements that are deemed reasonable will be scheduled consistent with transportation priorities. The City of Lenoir City will coordinate with external agencies to ensure that all new or altered pedestrian facilities within the City of Lenoir City jurisdiction are ADA compliant to the maximum extent feasible.

Maintenance of pedestrian facilities within the public rights-of-way will continue to follow the policies and work orders set forth by the City of Lenoir City: snow removal and ice control for sidewalks, sidewalk repair policy, renewal of crosswalk markings, and signal hardware.

Requests for accessibility improvements can be submitted to the ADA Title II Coordinator or Transition Plan Implementation Coordinator. Contact information is provided in Appendix E.

### **Priority Areas**

City of Lenoir City has identified specific locations as priority areas for planned accessibility improvement projects. These areas have been selected due to their proximity to specific land uses such as schools, government offices and medical facilities, as well as from the receipt of public comments. The priority areas as identified in the self-evaluation are as follows:

1. Lenoir City Municipal Building
2. War Memorial Building
3. Lee Russell Recreation Complex
4. Lenoir City Park
5. Rock Springs Park
6. Wampler-Keith Park
7. Central Park
8. Fire Station 1
9. Fire Station 2
10. Lenoir City Street Department
11. Lenoir City Pool
12. Venue at Lenoir City

Additional priority will be given to any location where an improvement project or alteration was constructed after January 26, 1991, and accessibility features were omitted.

### **External Agency Coordination**

Many other agencies are responsible for pedestrian facilities within the jurisdiction of City of Lenoir City. The City of Lenoir City will coordinate with those agencies to assist with identifying and facilitating elimination of accessibility barriers along their routes.

## Improvement Schedule

City of Lenoir City has established the following schedule of goals for improving the accessibility of its pedestrian facilities within the City of Lenoir City jurisdiction:

City will improve the accessibility in existing buildings and facilities within the next 10 years. The plan will be reevaluated in five year intervals thereafter.

Based on results from the self-evaluation of pedestrian facilities, the City of Lenoir City has prepared a **curb ramp installation schedule** to address specific locations where accessibility improvements are needed. A copy of this schedule is included in Appendix A3.

## Public Outreach

City of Lenoir City recognizes that public participation is an important component in the development of this transition plan. Input from the community has been gathered and used to help define priority areas for improvements within the jurisdiction of City of Lenoir City.

Public outreach for preparation of this document has consisted of the following activities:

City Council Meetings and Budget Committee Meetings: public meetings that are advertised in the local newspapers and website.

This document was also made available for public comment. Appendix C provides a summary of comments received and detailed information regarding the public outreach activities.

## Public Notice of ADA Requirements and Grievance Procedure

Under the Americans with Disabilities Act, each agency is required to publish its responsibilities with regard to ADA compliance. A draft of this public notice is provided in Appendix D.

If users of City of Lenoir City's facilities and services believe the City of Lenoir City has not provided a reasonable accommodation, they have the right to file a grievance. In accordance with [28 CFR Sec. 35.107\(b\)](#), the City of Lenoir City has developed a grievance procedure for the purpose of the prompt and equitable resolution of citizens' complaints or concerns. This grievance procedure is outlined in Appendix D.

## Progress Monitoring and Transition Plan Management

This Transition Plan is considered to be a living document that will continue to be updated as conditions within the City of Lenoir City evolve. The initial schedule is to formally review the complete document (main body and appendices) at least once per year, to identify any need for



## **Appendices**

### **A. Self-Evaluation**

**A1. Communications, Information & Facility Signage**

**A2. Building Facilities & Related Parking Lots/Facilities**

**A3. Pedestrian Facilities / Public Rights-of-Way**

### **B. Schedule and Budget Information**

### **C. Public Outreach**

### **D. Public Notice of ADA Requirements and Grievance Procedure**

### **E. Contact Information**

### **F. Agency ADA Design Standards and Improvement/Compliance Procedures**

### **G. Glossary of Terms**

## Appendix A – Self-Evaluation

A public entity that employs 50 or more persons is required, for at least three years following the completion of the self-evaluation, to maintain on file and make available for public inspection:

- A list of the interested persons consulted;
- A description of areas examined and any problems identified; and,
- A description of any modifications made.

### Interested Persons Consulted

Cannon & Cannon, Inc. – consultant and provided technical engineering and cost estimates.

J.J. Cox – Street Superintendent, used for historical data implementation.

Amber Scott, City Administrator – discussed improvements that were made historically to infrastructure and facilities

Jack Qualls, Economic Development Agency Director – discussed experiences with other agencies

Stephanie Brewer Cooke, City of Knoxville – took her guidance on the process of developing the Plan and obtaining a viewpoint of a local government unaffiliated with Lenoir City and Loudon County

Descriptions of areas examined, problems identified and any modifications made are listed in the following sections A1, A2 and A3.



## **A1. Communications, Information & Facility Signage**

The City of Lenoir City has conducted a detailed evaluation of its communications, information and facility signage with regard to the ADA Title II requirements. The results are listed as follows:

### **Inventory & Findings**

- The City has resources for auxiliary aids and services are provided by the agency to afford individuals with disabilities an equal opportunity to participate in, and enjoy the benefits of, agency services, programs, or activities.
- The City's website is ADA accessible to those who are vision or hearing impaired.
- The City provides signage at all inaccessible entrances to each of the agency's facilities, directing users to an accessible entrance or to a location at which they can obtain information about accessible facilities.

## **A2. Building Facilities & Related Parking Lots/Facilities**

The City of Lenoir City has conducted a detailed accessibility evaluation of each of its buildings, based on the [ADA Checklist for Existing Facilities](#) publication. The results are listed as follows:

### **Inventory & Findings**

1. Lenoir City Municipal Building  
530 Hwy 321 North
2. War Memorial Building  
103 North B Street
3. Lee Russell Recreation Complex  
1081 Old Hwy 95
4. Lenoir City Park  
6707 City Park Drive
5. Rock Springs Park  
287 Rock Springs Road
6. Wampler – Keith Park  
398 Rock Springs Road

*ADA Transition Plan for City of Lenoir City, Tennessee*

7. Central Park  
311 East Broadway

8. Fire Station 1  
200 Depot Street

9. Fire Station 2  
767 Pearl Drive

10. Lenoir City Street Department  
210 South C Street

11. Lenoir City Pool  
120 Panther Drive

12. Venue at Lenoir City  
7690 Creekwood Park Boulevard

### A3. Pedestrian Facilities / Public Rights-of-Way

The City of Lenoir City has conducted a detailed accessibility evaluation of pedestrian facilities within the agency's public rights-of-way. The results are listed as follows.

#### **Inventory & Findings**

ID	Linear ft	Replace	Repair	Comments	
0	93	Replace			\$5,580.00
1	10		Repair	Patch	\$100.00
2	20		Repair	S. Grand St. (Driveway to Holloways Garage)	\$201.00
3	350	Replace		Broken and uneven	\$23,800.00
4	21		Repair	Walkway to Spring Place (Pike St.)	\$211.00
5	15		Repair	Pump	\$2,700.00
6	150	Replace			\$14,970.00
7	33			Repair or replace (broken up)	\$1,980.00
8	25	Replace		Broken and uneven	\$1,500.00
9				No problem	
10	10		Repair		\$100.00
11	7		Repair		\$70.00
12	30	Replace			\$1,800.00
13	10		Repair		\$130.00
14	5			Curb ramp	\$1,440.00

ADA Transition Plan for City of Lenoir City, Tennessee

15	5			Curb ramp	\$1,440.00
16	13		Repair	Utility damage (section removed)	\$390.00
17	100			Add sidewalk	\$6,675.00
18	40		Repair		\$402.00
19	142	Replace		Broken and uneven	\$11,849.00
20	22		Repair		\$221.00
21	37	Replace		Broken and uneven	\$3,067.00
22	20		Repair	Pump	\$3,600.00
23	17	Replace			\$917.00
24	27		Repair		\$271.00
25	157		Repair		\$4,710.00
26	17	Replace			\$1,419.00
27	153		Repair		\$4,590.00
28	37	Replace		Broken up (remove tree)	\$4,268.00
29	26		Repair		\$261.00
30	100	Replace		Broken up	\$8,345.00
31	100	Replace		Broken and uneven	\$3,000.00
32	100	Replace		Broken up	\$3,000.00
33	20	Replace		Broken up	\$1,670.00
34	81	Replace		Broken up	\$5,587.00
35	81	Replace		Broken up	\$5,587.00
36	38	Replace		Broken and uneven	\$3,171.00
37	30		Repair	Pump	\$5,400.00
38	100	Replace		Broken up and reroute around driveway connection	\$8,345.00
39	25		Repair	Manhole in sidewalk	\$750.00
40	7		Repair	Pump	\$1,260.00
41	13		Repair	Pump	\$2,340.00
42	18		Repair		\$181.00
43	77		Repair	Remove tree	\$3,510.00
44				No problem	
45	44				
46	75				\$2,250.00
47	66		Repair		\$1,980.00
48	23		Repair		\$690.00
49	271		Repair		\$8,130.00
50	46	Replace		Broken up	\$3,839.00
51	65	Replace		Broken up	\$5,424.00
52	137	Replace		Broken up	\$11,433.00
53	27		Repair	Pump and remove stump + tree	\$6,060.00
54	147	Replace		Broken up	\$12,267.00
55	165	Replace		Broken up	\$13,769.00
56	209		Repair	Pump	\$17,441.00

ADA Transition Plan for City of Lenoir City, Tennessee

57	262	Replace	Broken up	\$21,863.00
58	230		Repair	\$6,900.00
59	107	Replace	Broken up and uneven and narrow, W 2nd St. Side C&D	\$8,929.00
60	30	Replace	Broken up	\$2,504.00
61	21		Repair Pump	\$3,780.00
62	220		Repair	\$6,600.00
63	62	Replace		\$5,174.00
64	126		Repair	\$3,780.00
65	40	Replace	Broken up	\$3,338.00
66	150	Replace	Broken up	\$12,518.00
67	30		Repair Pump	\$5,400.00
68	10		Repair Pump	\$1,800.00
69	25		Repair Pump	\$4,500.00
70	24		Repair	\$720.00
71	138	Replace	Broken and uneven	\$11,516.00
72	41	Replace	Broken and uneven	\$3,421.00
73	63	Replace	Broken and uneven	\$5,257.00
74	56	Replace	Broken up and remove tree	\$4,673.00
75	15	Replace	Broken up	\$1,252.00
76	28	Replace	Broken up and remove tree	\$3,537.00
77	40		Repair	\$1,200.00
78	60	Replace	Broken up and remove tree	\$3,952.00
79	8	Replace	Broken up	\$668.00
80	20	Replace	Broken up and remove tree	\$2,869.00
81	42	Replace	Broken up	\$3,505.00
82	300	Replace	Broken and uneven	\$25,035.00
83	10		Sidewalk missing	\$668.00
84	10		Repair Water meter	\$300.00
85	320	Replace	Broken and narrow	\$26,704.00
86	160		Repair	\$4,800.00
87	325		Repair	\$9,750.00
88	320	Replace	Broken up	\$26,704.00
89	375	Replace	Broken and uneven	\$31,294.00
90	100	Replace	Broken up	\$8,345.00
91	30	Replace	Broken up	\$2,504.00
92	42	Replace	Remove tree	\$4,705.00
93	93	Replace		\$7,761.00
94	20		Repair Uneven	\$3,600.00
95	14		Repair Broken up	\$1,168.00
96	CR		Repair Install + repair	\$1,440.00
97				
98	150		Repair E 2nd, S. Side between A & Kingston	\$4,500.00

*ADA Transition Plan for City of Lenoir City, Tennessee*

99	250	Replace	A St. E. Side between 1st and 2nd, broken up	\$20,863.00
100	84	Replace	W. 1st S. Side between G&F St., add 18 ft.	\$7,010.00
101	163	Repair	W. Broadway Southern Auto	\$4,890.00
102	45	Repair	W. Broadway 600 block at apts.	\$1,350.00

8,316	\$557,138
161 curb ramps	\$231,840
	<b>Total \$788,975</b>



- 25% of sidewalks met accessibility criteria
- 35% of curb ramps met accessibility criteria
- 60% of intersections did not have any curb ramps
- 15% of intersections have curb ramps that do not meet current ADA criteria
- 85% of crosswalks met accessibility criteria
- 100% of bicycle/pedestrian trails met accessibility criteria

*ADA Transition Plan for City of Lenoir City, Tennessee*

- 75% of traffic control signals had push buttons that are accessible, or had the pedestrian indications on recall
- 00% of traffic control signals had Accessible Pedestrian Signals (APS)

**\*The Curb ramp installation schedule is the same as the sidewalk repairs, replacement or maintenance.\***

**Maintenance Activities and Additional Items**

The City is responsible for maintenance items relating to accessibility include: snow removal and ice control for sidewalks, sidewalk repair, renewal of crosswalk markings, and signal hardware.

When working in construction, maintenance or utility work areas/zones that impact sidewalks, crosswalks or other pedestrian access routes, the City follows guidelines for planning and design methods used to provide advance warning and positive guidance to enhance safety and accessibility for these types of situations.

## Appendix B – Schedule and Budget Information

### Overview

Based on the accessibility obstacles/issues identified through the self-evaluation process, and the need to implement improvements in order to comply with ADA accessibility standards, the City of Lenoir City has prepared the following schedule and budget estimates.

7	33		Repair or replace (broken up)	\$1,980.00		
8	25	Replace	Broken and uneven	\$1,500.00		
10	10	Repair		\$100.00		
11	7	Repair		\$70.00	\$5,450.00	Year 1
12	30	Replace		\$1,800.00		
13	10	Repair		\$130.00		
14	5		Curb ramp	\$1,440.00		
15	5		Curb ramp	\$1,440.00		
16	13	Repair	Utility damage (section removed)	\$390.00	\$4,819.00	Year 2
26	17	Replace		\$1,419.00		
27	153	Repair		\$4,590.00	\$4,590.00	Year 3
28	37	Replace	Broken up (remove tree)	\$4,268.00		
29	26	Repair		\$261.00	\$4,529.00	Year 4
67	30	Repair	Pump	\$5,400.00	\$5,400.00	Year 5
68	10	Repair	Pump	\$1,800.00		
80	20	Replace	Broken up and remove tree	\$2,869.00	\$4,669.00	Year 6
					\$29,457.00	

## **Appendix C – Public Outreach**

Public Outreach was made via City Council Meeting and Budget Committee Meeting. Both established meetings are open to the public and advertised in the local newspapers, as well as our website. No comments were received.



## Appendix D – Public Notice of ADA Requirements and Grievance Procedure

As required by the Americans with Disabilities Act, the City of Lenoir City has posted the following notice outlining its responsibilities with regard to ADA compliance.

### Public Notice

#### CITY OF LENOIR CITY NOTICE UNDER THE AMERICANS WITH DISABILITIES ACT

In accordance with the requirements of Title II of the Americans with Disabilities Act of 1990 (“ADA”), the City of Lenoir City will not discriminate against qualified individuals with disabilities on the basis of disability in its services, programs, or activities.

**Employment:** The City of Lenoir City 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:** The City of Lenoir City will generally, upon request, provide appropriate aids and services leading to effective communication for qualified persons with disabilities so they can participate equally in the City of Lenoir City’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:** The City of Lenoir City 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 the City of Lenoir City’s 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 the City of Lenoir City, should contact the office of Rondel Branam, ADA Coordinator at 865-986-2715, no later than 48 hours before the scheduled event.

*ADA Transition Plan for City of Lenoir City, Tennessee*

The ADA does not require the City of Lenoir City 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 the City of Lenoir City is not accessible to persons with disabilities should be directed to Rondel Branam, ADA Coordinator, at 865-986-2715.

The City of Lenoir City 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.

**CITY OF LENOIR CITY  
GRIEVANCE PROCEDURE UNDER THE AMERICANS WITH DISABILITIES ACT**

This Grievance Procedure is established to meet the requirements of the Americans with Disabilities Act of 1990 ("ADA"). It may be used by anyone who wishes to file a complaint alleging discrimination on the basis of disability in the provision of services, activities, programs, or benefits by the City of Lenoir City. The City's Personnel Policy governs employment-related complaints of disability discrimination.

The complaint should be in writing and contain information about the alleged discrimination such as name, address, phone number of complainant and location, date, and description of the problem. Alternative means of filing complaints, such as personal interviews or a tape recording of the complaint, will be made available for persons with disabilities upon request.

The complaint should be submitted by the grievant and/or his/her designee as

soon as possible but no later than 60 calendar days after the alleged violation to the following person:

**Rondel Branam  
ADA Coordinator  
P.O. Box 445  
Lenoir City, TN 37771**

*ADA Transition Plan for City of Lenoir City, Tennessee*

Within 15 calendar days after receipt of the complaint, the ADA Coordinator, or his/her designee will meet with the complainant to discuss the complaint and the possible resolutions. Within 15 calendar days of the meeting, the ADA Coordinator or his/her designee will respond in writing, and where appropriate, in a format accessible to the complainant, such as large print, Braille, or audio tape. The response will explain the position of the City of Lenoir City and offer options for substantive resolution of the complaint.

If the response by the ADA Coordinator or his/her designee does not satisfactorily resolve the issue, the complainant and/or his/her designee may appeal the decision within 15 calendar days after receipt of the response to the City Administrator or his/her designee.

Within 15 calendar days after receipt of the appeal, the City Administrator or his/her designee will meet with the complainant to discuss the complaint and possible resolutions. Within 15 calendar days after the meeting, the City Administrator or his/her designee will respond in writing, and, where appropriate, in a format accessible to the complainant, with a final resolution of the complaint.

All written complaints received by the ADA Coordinator or his/her designee, appeals to the City Administrator or his/her designee, and responses from these two offices will be retained by the City of Lenoir City for at least three years.

## **Appendix E – Contact Information**

### **ADA Title II Coordinator**

Name: Rondel Branam

Job Title: Building Official/ADA Coordinator

Office Address: 530 Highway 321 North  
Lenoir City, TN 37771

Phone: 865-986-2715

E-mail: [rbranam@lenoircitytn.gov](mailto:rbranam@lenoircitytn.gov)

### **ADA Transition Plan Implementation Coordinator**

Name: Rondel Branam

Job Title: Building Official/ADA Coordinator

Office Address: 530 Highway 321 North  
Lenoir City, TN 37771

Phone: 865-986-2715

E-mail: [rbranam@lenoircitytn.gov](mailto:rbranam@lenoircitytn.gov)

## **Appendix F – Agency ADA Design Standards and Improvement/ Compliance Procedures**

### **ADA Resources and Design Standards**

[Federal Highway Administration \(FHWA\) - Civil Rights - ADA/Section 504](#)

[Americans with Disabilities Act Accessibility Guidelines \(ADAAG\)](#)

[Public Rights-of-Way \(PROWAG\) Notice of Proposed Rule Making, July 26, 2011](#)

[Proposed Accessibility Guidelines for Pedestrian Facilities in the Public Right-of-Way \(PROWAG\)](#)

[2010 ADA Standards for Accessible Design](#)

[ADA Checklist for Existing Facilities](#)

[ADA Best Practices Tool Kit for State and Local Governments](#)

[ADA Update: A Primer for State and Local Governments](#)

[Ohio Manual of Uniform Traffic Control Devices](#)

[Americans with Disabilities Act of 1990, as Amended \(2008\)](#)

[Title 28 CFR Part 35 – Nondiscrimination on the Basis of Disability in State and Local Government Services](#)

### **Improvement/Compliance Procedures**

The challenge of dealing with physical or site constraints in alteration projects has been recognized by the authors of ADA accessibility standards for years. The Civil Rights Division of the U.S. Department of Justice has recognized that there could be instances where it might be technically infeasible to construct an alteration in full and strict compliance with ADA accessibility standards, because of physical or site constraints. In such circumstances, state and local agencies must provide accessibility to the maximum extent feasible. Before reaching a conclusion about technical infeasibility, state and local agencies need to consider the extent to which physical or site constraints could be addressed by alternative designs. The burden of proving technical infeasibility rests with the agency/owner that is responsible for the facility, element or feature.

### **Intersection Corners**

The City of Lenoir City will work in good faith to have curb ramps or blended transitions constructed or upgraded to achieve ADA compliance within all capital improvement projects. There may be limitations which make it technically infeasible for an intersection corner to achieve full accessibility within the scope of a project. If so, those limitations will be noted and those intersection corners will remain on the transition plan. As future projects or opportunities arise, those intersection corners shall continue to be incorporated into future work. Regardless of whether full compliance can be achieved in all cases, each intersection corner shall be made as compliant as possible in accordance with the judgment of City of Lenoir City staff.

### **Sidewalks / Trails**

The City of Lenoir City will work in good faith to have sidewalks and bicycle/pedestrian trails constructed or upgraded to achieve ADA compliance within all capital improvement projects. There may be limitations which make it technically infeasible for segments of sidewalks or trails to achieve full accessibility within the scope of a project. If so, those limitations will be noted and those segments will remain on the transition plan. As future projects or opportunities arise, those segments shall continue to be incorporated into future work. Regardless of whether full compliance can be achieved in all cases, each sidewalk or trail shall be made as compliant as possible in accordance with the judgment of City of Lenoir City staff.

### **Traffic Control Signals**

The City of Lenoir City will work in good faith to have traffic control signals constructed or upgraded to achieve ADA compliance within all capital improvement projects. There may be limitations which make it technically infeasible for individual traffic control signal locations to achieve full accessibility within the scope of a project. If so, those limitations will be noted and those locations will remain on the transition plan. As future projects or opportunities arise, those locations shall continue to be incorporated into future work. Regardless of whether full compliance can be achieved in all cases, each traffic signal control location shall be made as compliant as possible in accordance with the judgment of City of Lenoir City staff.

cases, each bus stop location shall be made as compliant as possible in accordance with the judgment of City of Lenoir City staff.

### **Other Transit Facilities (if any)**

If any additional transit facilities are present within the limits of Lenoir City. Those facilities fall under the jurisdiction of the Transit provider. Lenoir City will work with Transit providers to address compliance with the applicable accessibility standards.

**Other policies, practices and programs**

The City of Lenoir City's other policies, practices and programs not identified in this document will follow the applicable ADA standards.

## **Appendix G – Glossary of Terms**

**ABA:** See Architectural Barriers Act.

**ADA:** See Americans with Disabilities Act.

**ADA Transition Plan:** Transportation system plan that identifies accessibility needs, the process to fully integrate accessibility improvements, and aims to ensure that all transportation facilities, services, programs, and activities are accessible to all individuals.

**ADAAG:** See Americans with Disabilities Act Accessibility Guidelines.

**Accessible:** A facility that provides access to people with disabilities using the design requirements of the ADA.

**Accessible Pedestrian Signal (APS):** A device that communicates information about the WALK phase in audible and vibrotactile formats.

**Alteration:** A change to a facility in the public right-of-way that affects or could affect access, circulation, or use. An alteration must not decrease or have the effect of decreasing the accessibility of a facility or an accessible connection to an adjacent building or site.

**Americans with Disabilities Act (ADA):** Civil rights legislation passed in 1990 and effective July 1992. The ADA sets design guidelines for accessibility to public facilities, including sidewalks and trails, by individuals with disabilities.

**Americans with Disabilities Act Accessibility Guidelines (ADAAG):** Contains scoping and technical requirements for accessibility to buildings and public facilities by individuals with disabilities under the Americans with Disabilities Act (ADA) of 1990.

**APS:** See Accessible Pedestrian Signal.

**Architectural Barriers Act (ABA):** Federal law that requires facilities designed, built, altered or leased with Federal funds to be accessible. The Architectural Barriers Act marks one of the first efforts to ensure access to the built environment.

**Capital Improvement Program (CIP):** The CIP for a public agency typically includes an annual capital budget and a five-year plan for funding the new construction and reconstruction projects on the agency's transportation system.

**Detectable Warning:** A surface feature of truncated domes, built in or applied to the walking surface to indicate an upcoming change from pedestrian to vehicular way.



**DOJ:** See United States Department of Justice.

**Federal Highway Administration (FHWA):** A branch of the U.S. Department of Transportation that administers the federal-aid Highway Program, providing financial assistance to states to construct and improve highways, urban and rural roads, and bridges.

**FHWA:** See Federal Highway Administration.

**Pedestrian Access Route (PAR):** A continuous and unobstructed walkway within a pedestrian circulation path that provides accessibility.

**Pedestrian Circulation Route (PCR):** A prepared exterior or interior way of passage provided for pedestrian travel.

**PROWAG:** An acronym for the *Guidelines for Accessible Public Rights-of-Way* issued in 2005 by the U.S. Access Board. This guidance addresses roadway design practices, slope and terrain related to pedestrian access to walkways and streets, including crosswalks, curb ramps, street furnishings, pedestrian signals, parking and other components of public rights-of-way.

**Right-of-Way:** A general term denoting land, property, or interest therein, usually in a strip, acquired for the network of streets, sidewalks and trails creating public pedestrian access within a public entity's jurisdictional limits.

**Section 504:** The section of the Rehabilitation Act that prohibits discrimination by any program or activity conducted by the federal government.

**Uniform Federal Accessibility Standards (UFAS):** Accessibility standards that all federal agencies are required to meet; includes scoping and technical specifications.

**United States Access Board:** An independent federal agency that develops and maintains design criteria for buildings and other improvements, transit vehicles, telecommunications equipment, and electronic and information technology. It also enforces accessibility standards that cover federally-funded facilities.

**United States Department of Justice:** Federal executive department responsible for enforcement of the law and administration of justice (also referred to as the Justice Department or DOJ).