



CITY OF CLOVIS

Americans with Disabilities Act

Preliminary Transition Plan



CITY OF CLOVIS
Curry County, New Mexico
321 Connelly St. Clovis, NM
88101

ADA Transition Plan Adopted: April 6, 2017

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AMERICAN WITH DISABILITIES ACT

TRANSITION PLAN

I. Background

The American with Disabilities Act (ADA) of 1990 is a Federal Civil Rights Legislation which mandates non-discrimination to persons with disabilities. The ADA, Title II prohibits discrimination by public entities on the basis of disability. Therefore, it is important that the City of Clovis complies with all applicable laws and regulations, including those protecting persons with disabilities.

In order to accomplish this, the City of Clovis developed a Transition Plan by conducting a self-evaluation of the accessibility by persons with disabilities on its Roads and Highways; identifying issues of accessibility that need to be addressed; upgrading its program for improvement of those facilities and comply with ADA mandated standards. The City of Clovis will progressively remove physical barriers to accessibility when facilities adjacent to its roads and highways cannot ensure access to persons with disabilities.

Realizing that geometric, infrastructure and structural changes will take time and money to upgrade the existing facilities, the City of Clovis Transition Plan includes provisions to include specifications on all upcoming design projects, to comply with ADA requirements.

The ADA regulations further require the Transition Plan to contain the following elements:

- A list of physical barriers in the public entity's facilities that limit accessibility of its programs, services, or activities to individuals with disabilities;
- A detail description of the methods to be utilized to remove these barriers and make the facilities accessible;
- The schedule for taking the necessary steps to achieve compliance with Title II;
- The name of the official responsible for the plan's implementation;
- A schedule for providing ADA compliance pedestrian facilities, where pedestrian walkways cross the streets.

The City of Clovis currently references the NMDOT standards that conform to ADA laws. These standards are published under the NMDOT's Standard Drawings for Pedestrian Access Details for Curb Ramps, Types A through D; Median Curb Details, Pedestrian Islands, Driveways and Driveway Aprons, Stairway and Handrail requirements, Accessible Parking, Passenger loading bus stop and ramp requirements; all aided by a Detectable Warning Surface where applicable.

The City of Clovis routinely sends plans and specifications to the NMDOT and the Governor's Commission on Disability Office for review and approval prior to letting projects. This allows comments and corrections to be made to ensure all ADA requirements are being met to the best of the City's ability.

II. ADA Program

A. Responsible Official

A Disability Program Coordinator has been designated by the City of Clovis as the person responsible for the development and implementation of the City of Clovis ADA Transition Plan.

B. Internal Review

In August 2011, the City of Clovis conducted an inventory of the facilities along its roads and highways. The City of Clovis is committed to upgrade and implement ADA regulations. The City will annually review the City of Clovis fiscal allocation for ADA improvements to improve facilities that present physical barriers or to implement ADA regulations in new projects.

C. Self-Evaluation

As required by ADA legislation, the City of Clovis has conducted a self-evaluation survey of all facilities within its jurisdiction in April 2013, identifying any physical barriers to ensure their accessibility to persons with disabilities.

An Action Plan was subsequently completed by the City of Clovis, listing specific upcoming projects and/or facilities modifications needed. The target dates by which the City of Clovis will make the necessary changes will be consistent to those projects listed in the STIP.

III. Transition Plan

A. Prioritization

The City of Clovis has the responsibility of identifying barriers and implementing a corrective program. The City of Clovis current inventory shows 26 intersections that meet the current ADA requirements.

The (LPA) has experienced limited funding and opted to prioritize upgrading of those existing Ramps according to a criterion set forth during the evaluation. This Criteria is as follows:

1. **“High”** priority
 - a. Funded Projects and projects to be funded within the next 5 years.
 - b. Intersections along Arterial roadways
 - c. Intersections near public facilities
 - i. Intersections within a 500' radius of schools / colleges / City Facilities / Apartment Complexes
2. **“Medium”** priority
 - a. Collector Roadways / high density residential areas (note: we will not do this currently)
3. **“Low”** priority
 - a. Low Priority Areas
 - i. No curb and gutter
 - ii. No sidewalk
 - iii. Low density residential areas

B. Facility Classification

Access to and utilization of the City of Clovis facilities by individuals with disabilities is frequently compromised by barriers described below. Barrier descriptions are not necessarily complete, but they represent the type of barriers identified by the City of Clovis during its site survey.

In general, the City of Clovis road and highway system provide traveling routes in which local and the traveling public visit public buildings and other services. Sidewalks are the pedestrian travel way, and are frequently obstructed by protruding barriers. Therefore, pedestrian destination from transportation facilities is interrupted, and sometimes it is not accessible. Accessible Ramps are

absent or do not meet the current requirements. The following deficiencies were noted during the City's field survey,

1. Parking Facilities and Street Parking lack accessible areas where a disabled person can merge into and out of the pedestrian facilities. Signage is missing or non-existing.
2. Stairs and Handrails do not meet the shape and height requirements. Visual warnings are not provided at tread nosing.
3. Fire Hydrants are often built within 36 inches from the back of the Curb and Gutter. If pedestrian facilities exist and comply with ADA regulations, often the presence of Fire Hydrants and other obstructions makes these facilities noncompliant.
4. Trees and shrubs with foliage protruding into the sidewalk were found. Prior to landscaping, pedestrian facilities were in compliance. Although landscaping projects provide beautification to the area, the tree planting location provided an obstruction to persons with disabilities.

C. Inventory

Table 1 depicts the District facilities found during the survey within its Roads and Highways

COC District #	Municipality	Number of Intersections	Number of Compliant	Number of Needed Modifications
1	Clovis	297	14	283
2	Clovis	411	6	405
3	Clovis	384	11	373
4	Clovis	328	11	317
Total		1420	42	1378

Table 1

D. Targeted Barrier Removal Projects

Upon funding availability, the City will implement a barrier removal program within the City's right-of-way facilities (refer to Appendix A.) The program is based on the facility survey conducted by the City and constitutes the Transition Plan of accessibility and upgrades. The top priority of the City's Transition Plan is to make the City's existing facilities accessible. The city wide facilities are those which serve pedestrians within the public right-of-way. When appropriate, the City of Clovis will replace existing facilities by constructing new ones, bringing them into compliance.

- E. The City of Clovis is responsible for the City's Transition Plan within the public right-of-way. Most of the problems within the right-of-way concern physical barriers that cannot be addressed through other options such as policy changes. Therefore, the primary way that the public right-of-way can only be made accessible via a fundable strategy is with curb and gutter modifications, sidewalk modifications and installation of new ADA ramps.

IV. Strategy

The following strategy is recommended to assist the City of Clovis in meeting ADA requirements,

A. Annual Concrete Contract

The City of Clovis contracts for concrete improvements around town including: sidewalk, curb and gutter, fillet, valley gutter and ADA ramp repairs or installation on an annual basis, via its on-call contractor.

B. Residential and Commercial Development

New subdivisions and commercial developments are required to construct sidewalks and ADA ramps at the time of initial construction.

C. Utilities

Whenever a utility relocation, construction or alteration occurs and there is removal of sidewalk, the City ensures that ADA requirements are implemented at the time of replacement.

D. City Projects

The City creates individual projects based on funding availability. When a street project is underway, the City ensures that ADA ramps are installed in the entire project area.

V. Funding

The City will commit, upon fund availability, funding for City of Clovis maintenance projects of its annual allocation, towards ADA compliance projects. In addition, developer impacts on the public right-of-way will be required to further enhance pedestrian facilities. To date, it is unknown the amount of money that the City of Clovis has invested into ADA Compliance.

VI. STIP Construction Projects Schedule

Table 2 lists those projects that will be considered to enhance the ADA compliance within the City,

CN	Termini	Funding Source				
		FY	LGRF	GRIP II	Local	STIP
2100140	Mabry Dr. from Norris to Prince	2015				✓
	Norris St. from Llano Estacado to Wilhite	2013			✓	
	MLK from 21 st St. to Llano Estacado	2013			✓	

Table 2

AMERICANS WITH DISABILITIES ACT CURB
RAMP TRANSITION PLAN SCHEDULE

APPENDIX A

