



ADA SELF-EVALUATION AND TRANSITION PLAN

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CD/A
CREATIVE DESIGN
ASSOCIATES

Board of Trustees Meeting
March 25, 2019



Galvin Group
Consultancy

“No qualified individual with a disability shall, on the basis of 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 public entity.”

-- Federal ADA Title II Regulation 28 CFR 35.130(a)

- The District is required to work to **improve accessibility** for persons with disabilities, this includes any individual who enters facilities or receives services from the District.
- Individuals that visit any of our facilities or access any of our classes, programs or retains services, needs to be ensured that they have **equal access** both from a **physical building perspective** and from a **service delivery perspective**.

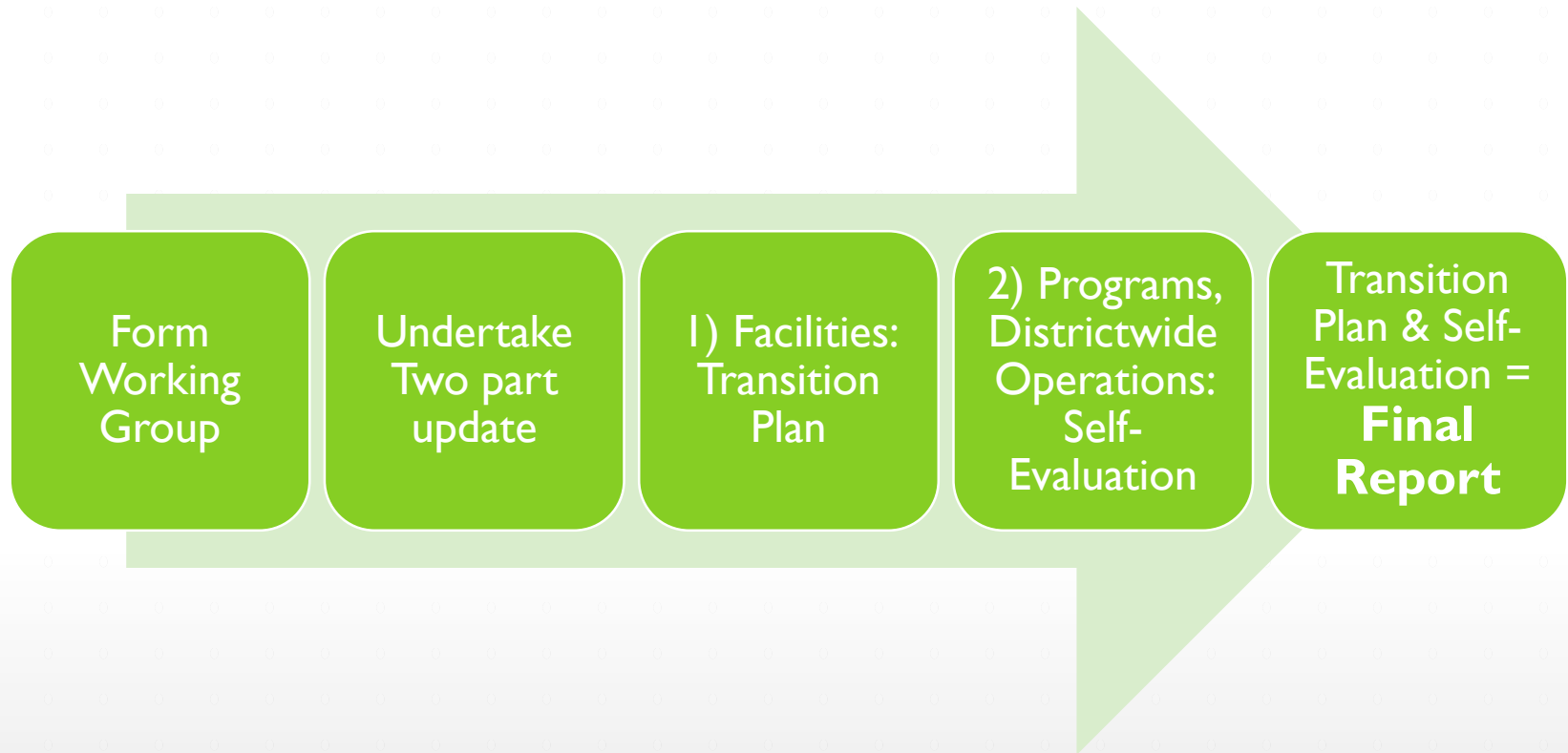
Accessibility Regulations

- Americans with Disabilities Act of 1990 as amended (ADA Title I and Title II)
- California Building Standards Codes (Title 24)
- Unruh Act (1959): Updated in 1993 to make a violation of the ADA a violation of California civil rights law
- California Assembly Bill (AB) 2222: Broadens Federal ADA’s definition of physical and mental disability

Background

- In January 1994, the District completed a Transition Plan report to comply with the Americans with Disabilities Act of 1990.
- A Transition Plan is required to identify physical obstacles in facilities that limit accessibility to programs and services such as access to restrooms, classrooms and parking.
- The Transition Plan identifies these physical obstacles that are then addressed as the District undertakes projects such as modernization, new construction and reconstruction. It is a roadmap for the District to ensure improvements are achieved to remove physical barriers so that persons with disabilities have equal access across all facilities and properties.
- In addition to physical barriers, the District is required to examine all program areas and the delivery of services offered districtwide such as: course offerings/classes (including courses taught online), counseling services, health services, etc. to ensure persons with disabilities have equal access to any programs or services.

Update ADA Transition Plan and Self-Evaluation



Working Group Members

Santa Ana College

- Linda Rose, President
- Jim Kennedy, Vice President – Continuing Education
- Jeffrey Lamb, Vice President – Academic Affairs
- Bart Hoffman, Vice President – Administrative Services
- Vaniethia Hubbard, Vice President – Student Services
- Veronica Oforlea, Associate Dean – DSPS
- Jarek Janio, Faculty Coordinator – Centennial Education Center

Santiago Canyon College

- John Hernandez, President
- Jose Vargas, Vice President – Continuing Education
- Marilyn Flores, Vice President – Academic Affairs
- Arleen Satele, Vice President – Administrative Services
- Syed Rizvi, Vice President – Student Services
- Starr Avedesian, Associate Dean – DSPS

Working Group Members

District Office

- Carri Matsumoto, Assistant Vice Chancellor – Facility Planning, District Construction & Support Services
- Jesse Gonzalez, Assistant Vice Chancellor – Information Technology Services
- Alistair Winter, Assistant Vice Chancellor – Human Resources
- Toni Bland, Chief – District Safety and Security (former)
- Janneth Linnell, Executive Director – Child Development Services
- Darryl Taylor, Director – Facility Planning, District Construction & Support Services
- MyLe Pham, Director – Quality Assurance Child Development Services
- Dean Hopkins, Manager – Public Affairs and Publications
- Don Maus, Risk Manager – Risk Management
- Allison Coburn, Project Manager – Facility Planning, District Construction & Support Services

Consultants

- Glenn Dea, Vice-President – Creative Design Associates
- Jan Galvin, President – Galvin Group Consultancy
- Skip Bingham, Senior Consultant – Galvin Group Consultancy
- Ralph Black, Senior Consultant – Galvin Group Consultancy
- Catherine Campisi, Senior Consultant – Galvin Group Consultancy

ADA SELF-EVALUATION & TRANSITION PLANNING MILESTONES & ACTIVITIES

2013-2015	2016	2017	2018	2019
Building Condition Assessment	Transition Plan internal Meetings	5/9/2017 (Working Group Meeting)	1/24/2018 (Working Group Meeting)	Presentation to BOT 3/25/2019
Disability Access Consultants Survey	Working Group Formed	5/25/2017 (Working Group Meeting)	3/8/2018 (Working Group Meeting)	
Transition Plan Planning Meetings	Transition Plan Kick-Off Meeting	11/1/2017 (SAC Public Outreach Forum)	April - November 2018 (Department Chair and Dean Surveys)	
RFP Issued for Transition Plan Update		11/8/2017 (SCC Public Outreach Forum)	4/30/2018 (Working Group Meeting)	
		11/28/2017 (Working Group Meeting)	May - October 2018 (Student Survey at Both Colleges)	
		12/7/2017 (Working Group Meeting)	9/19/2018 (Working Group Meeting)	
			November 2018 Draft Self-Evaluation and Transition Plan Completed	
			11/15/2018 (Working Group Meeting)	
			December 2018 Self-Evaluation and Transition Plan Completed	

Part 1: Transition Plan Methodology

Physical Access to Programs and Services

- On-site inspection of all RSCCD facilities
- Public forums for access issues
- Student surveys for access issues

ADA Transition Plan Summary of Reviewed Items

- List of Identified Barriers
- Applicable Codes and Regulations
- Cost Estimates
- Funding Sources
- Implementation Schedule

ADA Transition Plan Facilities Deficiencies

***There are 10,276 facility deficiencies districtwide.
(2016 Assessment)***

- SAC has 5,593 of which 4.90% have been corrected as of March 2019.
- SCC has 2,936 of which 20.33% have been corrected as of March 2019.
- CEC, DMC, DO and OCSTA make up the remaining 1,747 deficiencies.

The current estimate of cost for addressing all districtwide deficiencies is over \$80 million. SAC's estimate is almost \$45 million (December 2018).

Part 2: Self-Evaluation Methodology

Programmatic Access to Programs and Services

- Review of relevant Board Policies and Administrative Regulations
- Through questionnaires, interviews and document review, examination of all departments for policies and procedures that impede access
- Surveys of Division heads and Department chairs for understanding of access conducted
- Survey of students for access issues conducted
- Public forums held

KEY PROGRAMMATIC ISSUES

ADA/504 SELF-EVALUATION

Lack of ADA Notice and Related Information:

- The ADA requires that individuals with disabilities be provided notice of the protections afforded by the law (see page 37 of report)

Need for Effective Methods of Administration:

- The District lacks written policies and procedures in many departments to ensure the timely, effective and consistent response in the event that a student, employee or member of the public with a disability requests an accommodation (see page 40 of report)

KEY PROGRAMMATIC ISSUES

ADA/504 SELF-EVALUATION

Designation of ADA Coordinator:

- The ADA requires that public entities designate one or more individuals to coordinate their efforts to comply with the ADA and to respond to any complaints alleging violation of the law (see page 43 of report)

Need for Accessible Information:

- The regulations implementing Title II of the ADA require that public entities take steps to ensure that their communications with persons with disabilities are as effective as communications with all other individuals (see page 44 of report)

KEY PROGRAMMATIC ISSUES

ADA/504 SELF-EVALUATION

Need for Accessible Spaces and Pathways:

- In order for RSCCD to comply with the ADA, its facilities and pathways must be accessible to and useable by persons with disabilities (see page 45 of report)

Notification:

- Although both the Board Policies and Administrative Regulations clearly identify the types of discrimination that are prohibited, including disability, they do not satisfy the notice requirements of the law or clearly explain how a student or employee with a disability can file a complaint alleging a violation of the ADA (see page 53 of report)

KEY PROGRAMMATIC ISSUES

ADA/504 SELF-EVALUATION

Title 5 Compliance Issue – Need for Academic Adjustment Policy:

- District Level Academic Adjustment Policy related to the process for responding to requests from students with disabilities for reasonable modifications in academic requirements is required (see page 56 of report)

State Law Compliance Issue – Providing accommodations for those not eligible for services from DSPS:

- Occurrences on both campuses of exceeding the limitations on uses of State funds provided to Community College Districts for operation of the DSPS program (see page 49 of report)

State Law Compliance Issue – Students who do choose not to participate in DSPS:

- Policies and process should be available to those students requiring academic modifications but who choose not to use the DSPS program (see page 50 of report)

KEY PROGRAMMATIC ISSUES

ADA/504 SELF-EVALUATION

Information Technology Services (ITS):

- The creation of an Instructional Design Center on each campus to facilitate the production and distribution of 508 compliant materials (see page 80 of report)
 - Compliant Webpages
 - Faculty Training
 - VPAT Compliance
 - Software/Hardware Testing
- 508 Compliance Review

KEY PROGRAMMATIC ISSUES

ADA/504 SELF-EVALUATION

Contracts and Procurement:

- The ADA requires contractors to meet the requirements of the law (see page 58 of report)
- The District needs centralized control over contracts, leases and procurement documents to ensure ADA compliance
- As a best practice, a position for centralized contracts management should be added

The Need for Districtwide Training:

- The need for training on disability issues was an overarching theme during various phases of the Self-Evaluation (see page 46 of report)
- General disability awareness training
- Training on newly developed policies and procedures as a result of the Self-Evaluation

Work In Progress

- Identify key and lead individuals to work on recommendations
- Continue to develop action plans for addressing the recommendations
- Continue to monitor progress
- Provide updates to the Board of Trustees

Questions