

CITY of ALBUQUERQUE

TWENTY SECOND COUNCIL

COUNCIL BILL NO. O-17-37

ENACTMENT NO.

0-2017-006

SPONSORED BY: Klarissa J. Peña

ORDINANCE

AMENDING THE AMERICANS WITH DISABILITIES ACT ADVISORY COUNCIL
ORDINANCE §2-6-5-1 THROUGH §2-6-5-6, ROA 1994; REDUCING THE
NUMBER OF ADVISORY COUNCIL MEMBERS AND REVISING MEMBER
QUALIFICATIONS.

BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
ALBUQUERQUE:

SECTION 1. § 2-6-5-3 MEMBERSHIP AND ORGANIZATION is hereby
amended as follows:

"The ABQ ADA Council shall be comprised of 7 members, whom shall be
individuals with disabilities. All efforts will be made to ensure cross-disability
representation in the selection of ABQ ADA Council members.

(A) The mayor shall appoint the ABQ ADA Council members subject to the
advice and consent of the City Council. Both the Mayor and individual City
Councilors may recommend potential Board members to the Mayor.

(B) ABQ ADA Council members shall serve without compensation.

(C) The ABQ ADA Council shall select, by majority vote, two of the
appointees as the chairperson and vice-chairperson of the Council."

SECTION 2. § 2-6-5-4 MEETINGS is hereby amended as follows:

"(A) The ABQ ADA Council shall meet monthly.

(B) Because of the special considerations of persons with disabilities,
a member of the Council may participate in the meeting by means of a
conference telephone, web based broadcast such as skype or other similar
communications equipment and/or software when it is otherwise difficult or
impossible for the member to attend in person, provided that each member
participating by such methods can be identified when speaking, all

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1 participants are able to hear each other at the same time and members of the
2 public attending the meeting are able to hear any member of the Council who
3 speaks during the meeting.

4 (C) The Council shall comply with all applicable policies, ordinances,
5 resolutions, rules and regulations of the city.”

6 SECTION 3. § 2-6-5-5 DUTIES, RESPONSIBILITIES AND POWERS is
7 hereby amended as follows:

8 “The mission of the ABQ ADA Advisory Council is to support the civil rights
9 of, and full integration into, Albuquerque community life for all people with
10 disabilities. The ABQ ADA Advisory Council shall:

11 (A) Advise the Mayor and City Council on issues affecting people with
12 disabilities.

13 (B) Provide a public forum to identify, discuss, and address issues relevant
14 to people with disabilities.

15 (C) Report on accessibility problems around the city.

16 (D) Provide information to the city's ADA Coordinator about disability
17 concerns expressed by the public.

18 (E) Provide information, educational opportunities and networking
19 opportunities to all citizens with disabilities.

20 (F) Establish criteria for prioritizing the remedial steps to address access
21 needs within the community.

22 (G) Develop operating procedures for the ABQ ADA Council.

23 (H) Review city government program services and activity access for
24 physical, sensory, or other impediments.

25 (I) Review city codes with the city's Office of Diversity & Human Rights
26 relating to disability rights and access.

27 (J) Make recommendations to the Mayor and City Council regarding a
28 community transition plan that addresses: barriers (non-structural) to city
29 programs, services and activities and barriers (structural) to city facilities
30 including parks and trails.

31 (K) Create an Advisory Committee comprised of at least 3 developmentally
32 disabled citizens, and/or their advocates, to provide input to the ABQ ADA
33 Council to ensure their issues are being addressed.”

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1 **SECTION 4. § 2-6-5-6 TRAINING AND TECHNICAL ASSISTANCE** is hereby
2 amended as follows:

3 **“The ABQ ADA Council will receive effective and ongoing training and**
4 **technical assistance from the city’s Office of Diversity and Human Rights to**
5 **ensure that they understand the information they receive and are able to**
6 **provide effective oversight of and make appropriate decisions regarding the**
7 **City of Albuquerque’s compliance with Title II of the Americans with**
8 **Disabilities Act of 1990.”**

9 **SECTION 5. COMPILATION.** This Ordinance shall be incorporated in and
10 made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

11 **SECTION 6. EFFECTIVE DATE.** This Ordinance shall take effect five days
12 after publication by title and general summary.

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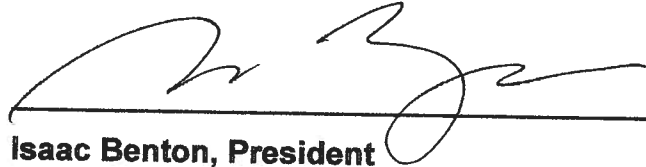
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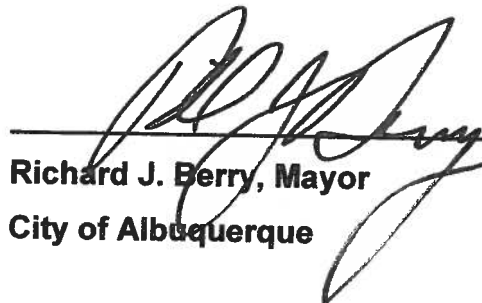
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1 PASSED AND ADOPTED THIS 6th DAY OF March, 2017
2 BY A VOTE OF: 9 FOR 0 AGAINST.
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8 Isaac Benton, President
9 City Council
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12 APPROVED THIS _____ DAY OF March 17, 2017
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17 Bill No. O-17-37
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21 Richard J. Berry, Mayor
22 City of Albuquerque
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26 ATTEST:
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29 Natalie Y. Howard, City Clerk
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