

RESOLUTION NO. \_\_\_\_\_

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
CHULA VISTA APPROVING THE AGREEMENT FOR  
AMERICANS WITH DISABILITIES ACT SELF-EVALUATION  
AND TRANSITION PLAN SERVICES BETWEEN THE CITY  
AND DISABILITY ACCESS CONSULTANTS, LLC

WHEREAS, the Americans with Disabilities Act (“ADA” or the “Act”) requires local government entities to perform a self-evaluation of programs, services, activities, policies, practices, procedures, and facilities and identify barriers to access that are inconsistent with the Act; and

WHEREAS, if the self-evaluation identifies structural changes to facilities that are required to achieve program accessibility, the ADA also requires a transition plan setting forth the steps necessary to complete such changes; and

WHEREAS, the City last formally adopted an ADA self-evaluation and transition plan in 1994; and

WHEREAS, while regular updates to ADA self-evaluations and transition plans are not legally mandated, they are strongly encouraged; and

WHEREAS, in order to procure professional services to prepare a comprehensive ADA self-evaluation and update the City’s existing transition plan, the City solicited proposals in accordance with Chula Vista Municipal Code Section 2.56.110; and

WHEREAS, the City received three proposals, and selected Disability Access Consultants, LLC (“DAC”), as the most qualified amongst those submitting; and

WHEREAS, the proposed agreement has a term through June 30, 2026; and

WHEREAS, the base scope of services will be performed for a not-to-exceed amount of \$305,260; and

WHEREAS, upon City request, DAC will provide optional public right-of-way and sidewalk inspections and facility mapping services; and

WHEREAS, a total not-to-exceed amount of \$850,000 is recommended in order to fund the full scope of the optional services; and

WHEREAS, on July 25, 2023 City Council approved Resolution No. 2023-110 appropriating \$1.1 million for new project CRF0026 (ADA Transition Plan Update) in the American Rescue Plan Act 2021 Fund, within the ARPA Revenue Recovery expenditure category for this purpose in the current fiscal year; and

WHEREAS, the Director of Development Services has reviewed the proposed activity for compliance with the California Environmental Quality Act ("CEQA") and has determined that the activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change in the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines, the activity is not subject to CEQA.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista, that it approves the Agreement for Americans with Disabilities Act Self-Evaluation and Transition Plan Services, between the City and Disability Access Consultants, LLC, in the form presented, with such minor modifications as may be required or approved by the City Attorney, a copy of which shall be kept on file in the Office of the City Clerk, and authorizes and directs the Mayor to execute same.

Presented by

Approved as to form by

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Tiffany Allen  
Assistant City Manager

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Jill D.S. Maland  
Lounsbery Ferguson Altona & Peak  
Acting City Attorney