

Resolution Agreement #05-15-4076 Marseilles Public Library

The Marseilles Public Library (Library), located in Marseilles, Illinois, submits the following agreement to the U.S. Department of Education, Office for Civil Rights (OCR) in resolution of OCR complaint #05-15-4076. The Library submits this agreement to ensure its compliance with Title II of the Americans with Disabilities Act of 1990 (Title II), 42 U.S.C. §§ 12131-12134, and its implementing regulation at 28 C.F.R. Part 35, with respect to the allegations raised in the complaint. The Library agrees to the following:

1. By March 15, 2016, the Library will develop a plan to ensure that each of its programs, services or activities, when viewed in its entirety, is readily accessible and usable by persons with disabilities. The Library may comply with this requirement through means such as a redesign of equipment, reassignment of programs and activities to accessible buildings, delivery of services at alternate accessible sites, alteration of existing facilities and construction of new facilities, auxiliary aids and services, or any other methods that result in making each of its programs and activities accessible to disabled persons. The Library is not required to make structural changes in existing facilities when other methods are effective in achieving compliance or if the physical alteration would result in a fundamental alteration in the nature of a service or program. In choosing among available methods for meeting the requirements of this section, the Library will give priority to those methods that offer programs, services, or activities to disabled persons in the most integrated setting appropriate after consultation with and giving consideration to the request of the disabled person who will use them. To the extent that the plan specifies for provisions of services at an alternate location, the Library will ensure that the alternate location is available to patrons with disabilities during all hours in which the Library is open to other patrons.

REPORTING REQUIREMENT: By March 15, 2016, the Library will provide for OCR's review and approval a copy of the plan referenced above, including the method, steps and timeframe it proposes to undertake to achieve accessibility for those programs, services and activities.

2. By September 15, 2016, the Library will implement all portions of its plan approved by OCR that do not require renovation or alteration to the Library.

REPORTING REQUIREMENT: By September 15, 2016, the Library will provide OCR documentation it has implemented the portions of the plan referenced at item #1 that does not require renovations or alterations to the Library.

3. By September 15, 2017, the Library will complete all renovations or alterations specified in the plan approved by OCR referenced at item #1. To the extent that the Library alters or renovates existing facilities or parts of facilities or constructs new facilities, such alternations, renovations, and new construction will conform to the standards for new construction of the 2010 ADA Standards for Accessible Design.

REPORTING REQUIREMENT: By September 15, 2017, the Library will provide OCR documentation it has implemented in its entirety the plan referenced at item #1.

4. By July 15, 2016, the Library will provide training to all Library employees to ensure that they are knowledgeable about their duties in ensuring that all Library programs, services and activities are readily accessible and usable by persons with disabilities.

REPORTING REQUIREMENT: By July 15, 2016, the Library will submit to OCR documentation that it provided the training referenced at item #4 to all Library employees.

5. By July 15, 2016, the Library will provide notice to disabled persons of its willingness to relocate programs, services and activities to an accessible location and provide the name of a person or office to contact to request the relocation. Such notice will be posted at the Library throughout the year at its main entrance, at such points of service as the circulation desk, the main bulletin board, and the book drop, and on the Library's website. The notice will also be published in the local newspaper at least bi-annually.

REPORTING REQUIREMENT: By July 15, 2016, the Library will submit to OCR documentation it has implemented the provisions of item #5, including copies of the notice(s) and the means by which the notice(s) were provided to patrons with disabilities.

The Library understands that OCR will not close the monitoring of this Agreement until OCR determines that the recipient has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Title II, at 28 C.F.R. § 35.150 and 28 C.F.R. § 35.163, which were at issue in this case.

The Library understands that by signing this Agreement, it agrees to provide data and other information in a timely manner in accordance with the reporting requirements of this Agreement. Further, the Library understands that during the monitoring of this Agreement, if necessary, OCR may visit the Library and other sites that the Library uses to offer program accessibility, interview staff and patrons, and request such additional reports or data as are necessary for OCR to determine whether the Library has fulfilled the terms of this Agreement and is in compliance with the regulations implementing Title II, at 28 C.F.R. § 35.150 and 28 C.F.R. § 35.163, which were at issue in this case.

The Library understands and acknowledges that OCR may initiate administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement. Before initiating administrative enforcement or judicial proceedings to enforce the specific terms and obligations of this Agreement, OCR shall give the Library written notice of the alleged breach and 60 calendar days to cure the alleged breach.

Agreed to on behalf of the Marseilles Public Library:

Name

Date