Sudbury Master Plan Steering Committee Town Services Workshop

January 31, 2020

The purpose of the Town Services Workshop is to determine policy direction related to town services, facilities, and infrastructure in the Master Plan. Specifically:

- Confirm which services/facilities/infrastructure the Master Plan will highlight
- Of these, the level of commitment the town will make in the next 5, 10 and 20 years
- Draft goals and/or policy statements related to these commitments
- Identify and prioritize actions to meet to these goals and policies and/or give the consultant direction to draft them

Items in this packet:

- Draft formative issue statements
- Key findings from the Baseline Report for Town Services
- Recommendations from Livable Sudbury
- Municipal comparisons
- List of town reference reports, studies, and websites

Draft Formative Issue Statements

The Town has generally favored a "light" level of social services, consistent with its image as a sparsely developed, fiscally conservative community. Therefore, it has a long-standing frugal approach to municipal investment and maintenance, taking care of issues as they arise with the resources that are available. As demands and costs increase, there is pressure to change this approach to a maintenance policy that is more aggressive and pro-active in order to save money in the long run.

The increase in an aging population and the steady influx of new residents (who have paid high prices to live in Sudbury) raises the demand and expectations for social services.

The opportunities for significant investment in the next 30 years lie in accessibility, transportation (services and infrastructure), senior services, and maintenance of buildings, grounds, roadways, and walkways.

Below are the draft formative issues and possible actions or policy direction presented to the MPSC in November.

- 1. The Town needs to plan for services that meets the needs of an increasing number of elderly residents.
 - a. Livable Sudbury will provide a wealth of information for this issue.

- 2. Continued investments in new technology for all Town departments will provide higher efficiency and better response to residents.
 - a. Online services/permitting.
 - b. Digitizing and archiving documents.
 - c. Communication methods (see below).
- 3. The Town needs to have more effective communication with residents through diverse methods.
 - a. Are there other apps the Town might use?
 - b. Consider a significant website update.
 - c. Consider residents that do not use the Internet (older residents still use paper).
 - d. Smart 911 Communication during emergency events, ensuring all are signed up.
 - e. Connecting with potentially hard-to-reach residents such as elderly, low income, and minorities.
 - f. All departments should be sending consistent messages.
 - g. Communication/information/outreach about town projects, services, initiatives, and other efforts.
 - h. Communications should be readily available for hearing and visually impaired.
- 4. Investments in new infrastructure (wastewater management, Bruce Freeman Rail Trail, etc.) will also require sustainable investments in maintenance and upkeep.
 - a. All capital improvement projects must include a budget for maintenance and anticipated schedule of maintenance expenditures.
 - b. Educate residents on the costs of deferred maintenance.
- 5. The Town also needs to make adequate capital investments in maintenance and upkeep of existing buildings, facilities, and infrastructure.
 - a. Consider a Comprehensive 20-Year Facilities Plan.
 - b. Investments in the Fairbank Community Center to better accommodate the Senior Center, Sudbury Public School Administration offices, and Park and Recreation Department.
- 6. Town buildings, facilities, and infrastructure need to be more accessible.
 - a. Development of a transition plan for accessibility. This could be part of a Comprehensive Facilities Plan (see #5 above).
- 7. The Town uses volunteers heavily to support services.
 - a. Identify ways to recognize and honor the efforts of volunteers.
 - b. Develop outreach materials that can help educate residents about volunteer opportunities, time commitments, and responsibilities.
- 8. The Town wants to be more proactively involved in the installation and management of utilities.
 - a. Identify liaisons at utility companies and work to establish protocols for communication.
 - b. Consider whether the Town wants to be a provider of some utilities (e.g. energy, cable, Internet, etc.)

Key Findings from Baseline Report

Police Department

Increasing awareness of mental health issues in the community is the most significant challenge
of the Police Department today. The Department anticipates an increase in opioid use, suicide,
and domestic violence-related to mental health issues.

Department of Public Works

The department will have new responsibilities in the near and distant future. It will be
responsible for the maintenance of the Bruce Freeman Rail Trail, as well as the development
and implementation of the CWMP, among other efforts.

Fire Department

• Station #2 needs upgrades to accommodate staff and modern trucks/equipment. As the population grows, the department will need to evaluate its staffing capacity and equipment. Overall there is a need to upgrade technology for day-to-day operation. For example, better life support equipment is needed to assist people on site before taking them to the hospital.

Health Department

 Services provided by the Town's Social Workers are expected to grow due to the increasing senior population and hidden/arising issues around mental health, domestic violence, homelessness, and hoarding.

Goodnow Library

 The Library recognizes it must adapt to the changing demographics (both an increasingly older population as well as youth and children) in terms of programming, opportunities to volunteer, resources, technology, and accessibility. Space for meetings is in high demand from local community groups.

Facilities

Future needs focus on municipal facility improvements; however, the challenge is weighing
modernization with keeping the historic integrity of the structure. Immediate concerns are the
Senior Center and Town Hall.

Sudbury Public School District

 SPS has experienced a slow decline in student enrollment since 2013, but fixed costs continue to increase. Related to issues raised by the Police and Health Departments, future programs/services will need to focus on supporting students with trauma and opioid addiction. Partnerships already exist among these entities.

Senior Center

• Overall there is a need for more space for programming and events. Communication is also important, especially finding a way to reach people and spreading the word about services, particularly for homebound seniors.

Recommendations from Livable Sudbury related to Town Services

Outdoor Spaces and Buildings

- Move forward with plans to resolve inadequacies surrounding the Fairbank Community Center and the Sudbury Senior Center.
- Ensure that growth in the older population is taken into account in planning for public spaces and accessibility.
- Improve access to community amenities by increasing knowledge about where public restrooms
 are located, and potentially increasing their availability. Ensure restroom access in locations
 where activities are held during evenings and weekends, including parks and sports fields.
- Pursue opportunities to place benches in strategic locations, including recreation areas and walkable districts.
- Strengthen accessibility of all public spaces and buildings so that they are available to those with participation limitations, including residents who use walkers and wheelchairs.
- Consider options for completing the bike/rail trail.

Community and Health Services

- Improve community knowledge about the services already available in Sudbury. Many respondents provided a neutral or "neither satisfied nor dissatisfied" response, which may reflect lack of information.
- While broadening awareness overall, take special efforts to improve awareness and access to those who could benefit from services, especially those with participation limitations and those with financial insecurity.
- Improve supports for residents needing services at home and their caregivers.
- Consider ways to improve affordable and convenient respite to Sudbury residents and caregivers. Providing transportation support to nearby respite would be valued. Affordable adult day care in Sudbury may be beneficial.
- Promote greater awareness of dementia in the community. Given that the number of Sudbury
 residents who have dementia is already sizable, and likely to increase in coming years,
 responding to the needs of this segment of the community is required. Dementia-friendly
 initiatives such as public education about dementia, support groups for those with dementia
 and their caregivers, access to adult day programs, and developing a registry of residents with
 dementia to be used by the police and fire departments may be considered.

Social Participation

- Resolve gaps in access to more formal forms of participation (such as recreation resources); these gaps are especially high among those who are not financially secure and to some extent among those with participation limitations. Consider opportunities to institute a sliding fee scale for some activities to bridge these gaps.
- Recognize that some residents are at risk of isolation and take steps to address this issue.
- Identify mechanisms to expand access and information about available opportunities for social participation.

- Identify neighborhood-based programs or mechanisms to strengthen informal networks in neighborhoods.
- Consider strengthening intergenerational programs in Sudbury. The school-based networks
 formed when families have children in the schools become fragmented as the children become
 older and leave home. Building relationships between older and younger adults in Sudbury may
 serve to strengthen intergenerational connections, strengthen the overall sense of community
 and offset network shrinkage.

Municipal Comparisons

Peer Communities

Peer communities were selected based Cleargov criteria:

Population: 9,349 to 28,046 (50% +/-)

• Median Home Value: \$401,100 to \$935,900 (40% +/-)

Commercial Assessment: N/A to 9% (150% +/-)

Distance: 30 mile radius of Sudbury

Sudbury

Population: 18,697

Median Home Value: \$668,500 Commercial Assessment: 4%

Wayland Concord Action

Population: 13,700 Population: 16,481 Population: 23,455 Median Home Value: \$661,500 Median Home Value: \$781,500 Median Home Value: \$559,400

Commercial Assessment: 4% Commercial Assessment: 8% Commercial Assessment: 8%

Distance: 4.3 miles Distance: 5.7 miles Distance: 6.4 miles

Aspirational Communities

Aspirational communities are those identified by the Master Plan Steering Committee as case study communities.

Wellesley Weston

Population: 29,004 Population: 12,027

Median Home Value: \$1,042,300 Median Home Value: \$1,198,400 Commercial Assessment: N/A Commercial Assessment: 4%

Distance: 11 miles Distance: 6 miles

See www.cleargov.com.

Comparison of General Revenue and Expenditures

	Sudbury	Acton	Concord*	Wayland	Wellesley	Weston
2018 Revenue						
Fees	-	-	-	0.6%	-	-
Licenses and Permits	-	-	-	1.0%	-	-
Local Receipts	2.0%	2.3%	3.2%	-	3.9%	3.9%
Miscellaneous & Other Local Revenue	-	-	-	0.4%	0.3%	0.3%
Other Financing Sources	0.7%	-	2.5%	2.8%	1.3%	0.9%
Revenues from Other Governments	8.2%	2.7%	4.9%	-	6.0%	5.4%
State Revenue	-	-	-	6.9%	-	-
Taxes	89.1%	95.1%	89.4%	88.3%	88.5%	89.6%
2018 Expenditures						
Benefits and withholding Items	10.3%	-	9.8%	-	15.6%	18.9%
Capital Outlay	1.6%	0.9%	0.8%	-	-	-
Culture & Recreation	1.3%	1.6%	2.3%	2.8%	1.9%	1.6%
Debt Payments	3.6%	2.7%	7.0%	-	10.8%	10.8%
Education	61.0%	64.6%	59.4%	55.8%	47.2%	46.5%
General Government	5.7%	15.8%	5.5%	6.2%	8.7%	5.8%
Human Services	0.7%	1.6%	1.0%	1.9%	0.9%	0.8%
Intergovernmental Charges	0.2%	0.3%	0.5%	-	0.8%	0.4%
Public Safety	8.0%	9.1%	9.8%	8.8%	7.8%	8.6%
Public Works	5.3%	2.7%	4.0%	3.2%	6.2%	6.8%
Retirement Assessments	-	-	-	6.2%	-	-
Transfer Out	2.3%	-	2.1%	2.5%	-	-
Unclassified	-	-	-	12.5%	-	-
Other Financing Uses	-	-	(-2.2%)	-	-	-
Other	0.0%	0.7%	-	-	0.1%	-
Per Capita/Year Spending					<u>.</u>	
Library	\$61	\$61	\$131	\$73	\$89	\$108
Senior Services/COA	\$14	\$23	\$29	\$19	\$15	\$28
Education	\$3,157	\$2,507	\$3,574	\$2,868	\$2,528	\$3,233
Public Works	\$275	\$104	\$264	\$167	\$334	\$472
Municipal Properties/Public Buildings	\$58	\$61	\$25	\$73	\$299	\$94

^{* 2018} revenue was not available for Concord. 2017 revenue and expenditure data for Concord is presented in table.

Source: <u>www.cleargov.com</u>

Plan/Website	Author	Date
A Community Vision for Old Post Road	The Cecil Group	2002 June
Annual Report	Town of Sudbury	2018
BayPath Elder Services Area Agency on Aging FFY 2018-2021 Area Plan	BayPath Elder Services, LLC	2018
Bruce Freeman Rail Trail Environmental & Engineering Assessment	Fay, Spofford & Thorndike	2006 December
Bruce Freeman Rail Trail Phases 1 and 2A		2018 July
Bruce Freeman Rail Trail Planning and Design History	Town of Sudbury	Various
Bylaws Article I-XXXV	Town of Sudbury	2018
Community Preservation Committee Report	Town of Sudbury	2009 October
Comprehensive Annual Report	Town of Sudbury	2017 July
Density by Design: Recommendations for Melone Property	UMASS Amhert	2007
Energy Audit	Russell Friend PE	2009
Engineering and Development Feasibility Study Report: Melone Property	Goldsmith, Prest, & Ringwall Inc	2011 January
Environmental Data Review: Melone Property	Geolnsight	2016 June
Envision Melone Final Report	Town of Sudbury	2017 November
Friends of Bruce Freeman Rail Trail	Various	Ongoing
History of Sudbury	Senior Center	
Land Management Plan for Watersheds of the Sudbury Reservoir 2005-2014	MA DCR	2005 July
Land Value Analysis: Melone Property	Larry Koft & Associates	2012 September
Livable Sudbury: A Community Needs Assessment	Center for Social and Demographic Research on Aging, Gerontology Institute & John W. McCormack Graduate School of Policy & Global Studies, University of Massachusetts Boston	2019 March
Mass Central Rail Trail	Various	Ongoing
Meadow Walk Development	Various	Ongoing
Melone Property Redevelopment process memo	Town of Sudbury	2013 December
Melone Property Subsurface Investigation	Geolnsight	2018 February
NPDES Permit Annual Report	Town of Sudbury	2017
NPDES Permit Annual Report	Town of Sudbury	2018
Open Space and Recreation Plan 2009-2013	Town of Sudbury	2009
Ponds and Waterways Master Plan	Town of Sudbury	2010 March
Route 20 at Landham Road Road Safety Audit	GPI Greenman-Pedersen Inc.	2015 June
Route 20 Corridor Urban Design Studies and Zoning Evaluations	The Cecil Group	2015 March
Route 20 Wastewater Project Evaluation Report	Weston & Sampson	2013 June
Route 20 Zoning Project	MAPC	2012 December
Stormwater Management Bylaw Regulations	Town of Sudbury	2009
Subsidized Housing Inventory 2017	MA DHCD	2016 September
Sudbury Housing Production Plan	Various	2016
<u>Sudbury Master Plan</u>	Town of Sudbury	2001

Plan/Website	Author	Date
Sudbury Pavement, Sidewalk and Guardrail Management Study	VHB	2017 September
Sudbury Reconnaissance Report	MA Dept of Conservation and Recreation	2006
Town of Sudbury Hazard Mitigation Plan	MAPC	2010, May
Water Quality Report	Sudbury Water District	2017
WestMetro Regional Fair Housing Plan 2015-2020	MAPC, et al.	2015
Zoning Bylaws	Town of Sudbury	2017



Flynn Building 278 Old Sudbury Road Sudbury, MA 01776 978-639-3387 Fax: 978-639-3314

www.sudbury.ma.us/masterplan

DRAFT 2019 Annual Report

Newly formed in 2019, the Master Plan Steering Committee is tasked with updating the Town's Master Plan document which reflects and supports the community's priorities and goals. Last completed in 2001, the Master Plan is used as a guide for the Town in the areas of land use, economic development, housing, transportation, community services, and capital/facilities planning, among others. The Master Plan Steering Committee fosters openness and inclusion in the master planning update process through dialogue and communication with the consulting team from the Horsley Witten Group and various stakeholders in the Sudbury community.

The Master Plan Steering Committee is comprised of designated Town board, committee, and commission members, and several at-large community members. The Committee is guided and led by the Planning Board, the Horsley Witten Group, and the Planning and Community Development Department. Membership will be in existence until late into 2020 in order to complete the Master Plan update process.

In 2019, the Master Plan Steering Committee conducted a variety of public outreach activities to gather information about existing aspects of the community and to figure out where the town wanted to be in the future. These forms of outreach included a public forum in May; a community survey during May and June; interviews with Town staff and stakeholders; a series of Community Conversations by topic in October; "Meetings In A Box" with local community groups as well as Town boards, committees, and commissions; and emails received through the Master Plan Steering Committee homepage on the Town website. The Master Plan Steering Community, and is anticipating completing the Master Plan update process by mid-2020.

Respectfully Submitted by the Master Plan Steering Committee: Susan Asbedian-Ciaffi, Vice Chair John Sugrue, Chair Daniel E. Carty Janie W. Dretler Patricia A. Guthy Nathalie Forssell Jan Hardenbergh David Henkels Ellen W. Joachim Lisa V. Kouchakdjian Amy E. Lepak Robert E. May John Riordan Lee F. Swanson Frederick E. Taylor Richard C. Williamson

Commonwealth of Massachusetts Massachusetts Office On Disability



<u>Understanding the ADA for State and Local Governments</u>

By:

Jeffrey Dougan, Assistant Director for Community Services
Presentation Agenda

- ✓ MOD Overview
- ✓ Demographics
- ✓ ADA Overview and General Non-Discrimination Obligations
 - ✓ Definition of Disability
- ✓ Title II State and Local Governments
 - ✓ 5 Administrative Requirements
 - ✓ Resources: Part 1

- ✓ Architectural Accessibility
 - ✓ Historic Obligations
 - ✓ Service Animals
- Other Title II Considerations
 - ✓ Title I Employment
 - ✓ Resources: Part 2
- ✓ MOD's Municipal ADA Improvement Grant
 - ✓ CDBG



MOD Mission & Duties



"The office, in order to bring about full and equal participation in all aspects of life by all persons with disabilities in the commonwealth ... in a manner which fosters dignity and self-determination." M.G.L. Chp. 6; Sec. 187

Duties & Functions

- ✓ ADA Coordinator for Executive Branch of State Government (EO526)
- ✓ Maintains Client Assistance Program (CAP) within Disability Rights Unit
- ✓ Manages the Municipal ADA Improvement Grant Program
- ✓ Member of Architectural Access Board (MGL Ch. 22, Sec 13A)
- ✓ State Affiliate to New England ADA Center
- ✓ Technical Advisor to Local Commissions on Disability (MGL Ch. 40, Sec. 8J)
- ✓ Consultant to Supplier Diversity Office
- ✓ Member of State 9-1-1 Commission (MGL c. 6A, Section 18B)









Individuals with Disabilities in MA



2	Table ## - Number and Perce		, . 51	All Age						18 to 64 Yea	rs Old			
3	Geography				/ith a di	sahility				With a disability				
4		Total ¹	MOE ²	Number	MOE	Percent	MOE	Total	MOE	Number	MOE	Percent	МО	
5	Middlesex County													
6	Concord	16,873	393	1,328	252	7.9	1.5	9,279	338	367	143	4.0	1.	
7	Dracut	30,262	150	3,402	510	11.2	1.7	19,372	549	1,779	386	9.2	2	
8	Dunstable	3,299	19	210	62	6.4	1.9	2,026	68	87	43	4.3	2	
9	Everett	42,575	111	5,029	567	11.8	1.3	28,201	656	2,485	428	8.8	1	
10	Framingham	68,497	250	7,151	713	10.4	1.0	44,752	592	3,697	496	8.3	1	
11	Groton	10,940	87	705	189	6.4	1.7	6,749	191	240	115	3.6	1	
12	Holliston	13,982	26	900	218	6.4	1.6	8,320	173	406	141	4.9	1	
13	Hopkinton	15,502	55	881	174	5.7	1.1	9,376	151	440	133	4.7	1	
14	Hudson	19,464	30	2,019	286	10.4	1.5	12,058	298	818	179	6.8	1	
15	Lexington	31,887	151	2,123	291	6.7	0.9	17,888	376	606	143	3.4	0	
16	Lincoln	6,810	90	390	126	5.7	1.9	3,526	166	66	47	1.9	1	
17	Littleton	9,012	74	783	156	8.7	1.7	5,750	165	380	125	6.6	2	
18	Lowell	107,321	249	13,803	822	12.9	0.8	72,512	929	8,523	657	11.8	0	
19	Malden	60,155	123	6,302	614	10.5	1.0	42,185	766	3,308	407	7.8	1	
20	Marlborough	38,773	150	3,304	461	8.5	1.2	26,012	550	1,704	349	6.6	1	
21	Maynard	10,314	25	1,223	325	11.9	3.2	6,712	228	682	286	10.2	4	
22	Medford	56,575	220	4,908	484	8.7	0.9	40,035	622	2,074	318	5.2	0	
23	Melrose	27,262	115	2,499	329	9.2	1.2	17,384	335	979	232	5.6	1	
24	Natick	33,866	161	2,636	311	7.8	0.9	21,004	385	1,061	236	5.1	1	
25	Newton	86,405	173	6,474	544	7.5	0.6	53,834	783	2,160	281	4.0	0	
26	North Reading	15,147	114	1,127	284	7.4	1.9	9,617	252	529	241	5.5	2	
27	Pepperell	11,782	27	1,248	208	10.6	1.8	7,497	251	665	147	8.9	1	
28	Reading	24,976	90	2,092	332	8.4	1.3	15,154	329	743	210	4.9	1	
29	Sherborn	4,200	22	195	61	4.6	1.5	2,334	82	65	40	2.8	1	
30	Shirley	5,626	893	616	241	10.9	3.8	3,510	602	220	133	6.3	3	
31	Somerville	77,419	121	6,159	544	8.0	0.7	59,849	949	3,243	408	5.4	(
32	Stoneham	21,496	72	2,431	337	11.3	1.6	13,789	287	1,068	255	7.7	1	
33	Stow	0,830	20	391	131	5.7	1.9	4,000	1/0	152	79	3.8	2	
4		17,966	124	938	173	5.2	1.0	10,118	208	320	99	3.2	1	
35	Tewksbury	25,255	250	3,040	444	10.4	1.5	10,661	411	1,300	331	7.3	1	
36	Townsend	9,183	30	690	143	7.5	1.6	5,950	166	333	105	5.6	1	
37	Tvnesborough	11.867	21	1.233	254	10.4	2.1	7.948	175	690	192	8.7	2	

For the entire document, visit www.mass.gov/mod/publications and look for "Disability Demographics by Municipality"

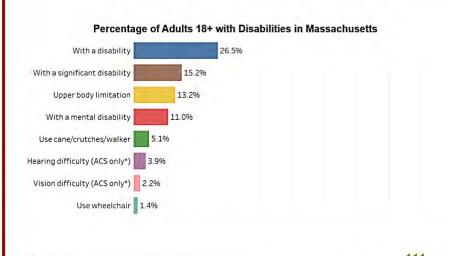




Data on Disability in Massachusetts

Back to Massachusetts Back to New England

Massachusetts

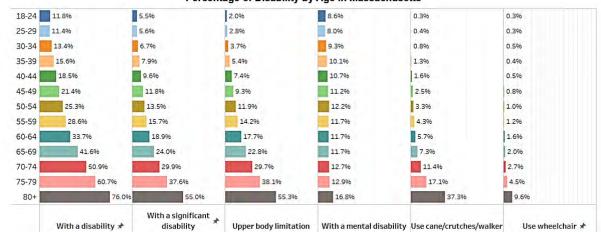


Data Sources: U.S. Census Bureau, 2010-2014 American Community Survey and 2008 Survey of Income and Program Data Sout Les. U.S. Celosis Sorieda, JOZDON American Comminuing South and 2006 Source on inclining and Participation, Modeled Estimates
Researcher: Matthew Brault, former US Census Bureau lead analyst on disability. Under contract with IHCD
**Obta Source: 2010-2014 American Community Survey only





Percentage of Disability by Age in Massachusetts



Back to Massachusetts
Back to New England

5

Data visualization of the charts in this PowerPoint is also provided in an accessible table format.

Data Sources: U.S. Census Bureau, 2010-2014 American Community Survey and 2008 Survey of Income and Program Participation, Modeled Estimates Researcher: Matthew Brault, former US Census Bureau lead analyst on disability. Under contract with IHCD A project of the Institute for Human Centered Design



The ADA



The Americans with Disabilities Act (ADA)

Enacted into law in 1990, the ADA is the primary federal civil rights law designed to provide a clear and comprehensive national mandate for the elimination of discrimination and clear, strong, consistent, enforceable standards addressing discrimination of persons with disabilities.

The ADA has 5 jurisdictional Titles:

- ✓ Title I: Employment
- ✓ Title II: State and Local Governments
- ✓ Title III: Public Accommodations
- ✓ Title IV: Telecommunications
- ✓ Title V: Miscellaneous







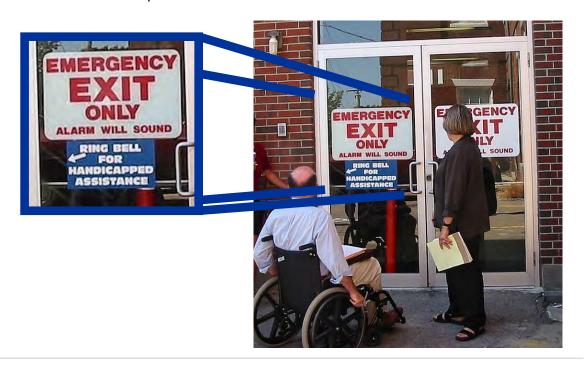
× Entities May Not:

- × Deny participation
- × Provide unequal benefit
- × Provide separate or different
- × Establish eligibility criteria that screen out
 - ✓ Entities Must:
 - ✓ Ensure programmatic access
 - ✓ Ensure the most integrated setting
 - ✓ Maintain Confidentiality
 - ✓ Modify policies or procedures





Provide separate or different:





Examples of How the General Non-Discrimination Requirements Applies



Establish eligibility criteria that screen out





Can YOU Tell Which Person HAS a Disability?





Definition of a Disability



- ➤ A Physical or Mental Impairment that Substantially Limits One or More Major Life Activities
- > A Record of Such an Impairment



Being Regarded as Having Such an Impairment

The ADA Amendments Act clarifies the definition; however, the 3 prongs did not change.



Definition of a Disability



Major Life Activities:

- Walking
- Seeing
- Hearing
- Speaking
- Performing Manual Tasks
- Breathing
- Learning
- Working
- Caring for Oneself
- ADAAA Expanded the Definition to Include Major Bodily Functions:

12

- I mmune System
- Digestive
- Neurological
- Respiratory

- Normal Cell Growth
- Bladder
- Brain
- Reproduction



Definition of Disability Does Not Include





Simple physical characteristics



Common personality traits



Environmental, cultural or economic disadvantages



Those engaged in the illegal use of prescription or other drugs



Certain sexual disorders and sexual orientation



Compulsive gambling, kleptomania and pyromania



Title II: State & Local Government



Title II: State and Local Governments "shall operate their programs so that, when viewed in their <u>entirety</u>, they are readily accessible to and usable by individuals with disabilities." __DOJ Title II Technical Assistance Manual

Applies to

- ✓ Facilities
- ✓ Services
- ✓ Information
- ✓ Meetings & events
- ✓ Websites
- ✓ Programs
- ✓ Benefits
- ✓ Ftc.





Americans with Disabilities Act - Title II State and Local Government Services



What Are The Obligations Of A Title II Entity?

Create Program Access

 Ensure all people have equal opportunity to participate in programs, activities and services.

Ensure Effective Communication

- Alternate formats
- Proper signage
- TTY's (if the facility has public telephones)
- Assistive Listening Devices

REASONABLY Modify Policies and Practices

Allow individual to correspond with agency via e-mail as opposed phone or in-person.

Title II: Administrative Requirements



All Title II Entities:

✓ 1. Self-Evaluation (1/26/93) <u>Assessment</u> of current policies and practices which <u>identifies</u> barriers & discriminatory practices.

Steps: 1) Identify all programs, activities, and services; and 2) Review all policies, practices, programs, activities, and services for access problems.

- ✓ Structural Changes (1/26/95) Immediate <u>remedial action to correct</u> identified policies and practices that deny or limit the participation of individuals with disabilities.
- ✓ 2. Notification (1/26/92) <u>Information</u> on Title II obligations made <u>available</u> to employees and the public.



	ADA C	HECKL	IST				REASON	ABLE ACCOMMO	DATION		
	SELF-EVALUATION GUID	DEL INTE	S FOR TITLE LOF ADA						V	No	Comments
	SELF-EVACOATION GOID	LLINE	JON THEE TOP ADA						Yes	540	
ADV	ERTISING AND INTERNAL POSTING				1.	Does a policy	on reasonable accommodation exist?		Yes		Review C.151B M.G.L. at supervisor training.
1.	Do your job advertisements and notices specify the essential functions of the job and the required qualifications?		Yes No	Comments Probably, but no review by	2.	managers as to	understanding and working knowledge the definition and examples of reasonal	ble accommodation;		No	Recommend supervisor training.
2.	Have you revised your EEO statement used in job advertisemen		Usually	centralized person.	3.	Are job applica make reasonab	ents and employees notified of the oblig de accommodation for a known disabilit	ntion under ADA to ty?		No	Recommend posting on employee & Town Hall bulletin boards, & including in Employee Handbook.
3.	Indicate that you revised you zero statement used in job adventisement indicate that your company does not discriminate against the different advertisement requests a telephone response from applibave you included a TDD (telecommunication device for the de	isabled?	On a case by case basis.	Recommend as part of supervisor training.	4,	of an amploon	necommodations to the known physics a provided throughout the employee's to emmodation imposes an undue hardship	em of employment	rs Yes		including in Engryy
	nave you included a LDD (telecommunication device for the de number or a telephone relay service?	eat),	No	Recommend further study by Jean's group. In the meantime, recommend super- visor training to treat every applicant equally by mail.	5.		dations suitable for individual employee, basis with involvement of the employee ability related organizations and other a unodations?		e Yes		Will obtain resource list & distribute to supervisors.
4.	Is the information about your job openings (including internal p accessible to people with disabilities?	ostines)		INTERVIEWING AND SELL	6. ECTION	Are existing for	cilities used by all employees readily no ciduals with disabilities?	cessible to and			Usually, but article submitted to Town Meeting to make all town buildings accessible.
					Yes	Ne	Comments				
		1.	Are you using a structured interview related questions are used and are con	process to assure that only job- naistently asked of all applicants?		No	Recommend supervisor training. Also develop & distribute generio interview guidelines.	or modified	Yes		
		2.	Are your interviewing facilities/room	is accessible to disabled applicants?	Yes		Supervisor will go to accessible location.				
		3.	Have you structured your interview of applicant would perform the essential reasonable accommodation?	questions to determine how an al job functions with or without		No	Recommend supervisor training. Also develop & distribute generic interview guidelines.				
		4.	Have you developed a format to doo in the interview process?	nument the data/information gathered		No	Recommend supervisor training. Also develop sample post-interview form.				
		5.	Do you have procedures for conduct that comply with the ADA provision	ting background and reference checks is?		No	. Recommend supervisor training.				
		6.	Do all your testing procedures comp		Yes		Will obtain resource list & distribute to supervisors.				
		7.	Will your employment application for		Yes		Being rewritten.				
		8.	Is the process for conducting pre-ex-	aployment physicals consistent with	Yes						





AMERICANS WITH DISABILITIES ACT

THE TOWN OF SUDBURY DOES NOT DISCRIMINATE ON THE BASIS OF DISABILITY IN ADMISSION OR ACCESS TO, TREATMENT OR EMPLOYMENT IN ITS PROGRAMS, SERVICES AND ACTIVITIES.

THE TOWN OF SUDBURY HAS DESIGNATED THE FOLLOWING PERSON TO COORDINATE EFFORTS TO COMPLY WITH THESE REQUIREMENTS. QUESTIONS, REQUESTS FOR AUXILIARY AIDS AND SERVICES OR MODIFICATIONS OF POLICIES AND PRACTICES AND COMPLAINTS SHOULD BE DIRECTED TO:

Marvanne Bilodeau. ADA Coordinator

278 Old Sudbury Road Sudbury, MA 01776 (978) 639-3386



Title II: Administrative Requirements



Public Entities with 50 + Employees:

- ✓ 3. ADA Coordinator (1/26/92) <u>Designate</u> an employee responsible for coordinating all activities related to ADA compliance, including investigation of Title II complaints.
- ✓ 4. Grievance procedure (1/26/92) established for the fair and timely resolution of any complaints related to Title II.
- ✓ Retain Self-Evaluation for 3 years.
- √ 5. Transition Plan (1/26/92) <u>identifies structural modifications</u> necessary for the removal of barriers to program accessibility, <u>describes methods</u> to rectify, <u>provides schedule</u> for modifications, <u>indicates public official</u> responsible for implementation.







275 Old Lancaster Road Sudbury, MA 01776 978-440-5466; Fax 978-440-5404 facilities@sudbury.ma.us

William Barletta, Facilities Director

Responsible Employee

ADA Coordinator Assistant Town Manager Interim Town Manager

Maryanne Bilodeau Flynn Building 278 Old Sudbury Road Sudbury, MA 01776 BilodeauM@sudbury.ma.us 978-639-3385





TOWN OF SUDBURY

Americans with Disabilities Act

(ADA)

GRIEVANCE PROCEDURE

August 15, 2008 REVISED: November 2017 The Town of Sudbury does not discriminate on the basis of disability. Program applicants, participants, members of the general public, employees, job applicants, and others are entitled to participate in and benefit from all agency programs, activities, and services without regard to disability.

Copies of this notice are available, upon request, in alternate print formats (large print, audiotape, braille, computer disk, etc.). Our grievance procedure, self-evaluation, as well as ADA policies, practices and procedures are available upon request.

The Town of Sudbury has designated the following persons to coordinate its efforts to comply with the ADA. Inquiries, requests, and complaints should be directed to:

MARYANNE BILODEAU
ASSISTANT TOWN MANAGER
ADA COORDINATOR –
EMPLOYMENT PRACTICES MANAGEMENT
TOWN OF SUDBURY
278 OLD SUDBURY RD.
SUDBURY, MA 01776
978-639-3386 (telephone)
978-443-0756 (fax)

WILLIAM BARLETTA
FACILITIES DIRECTOR
ADA COORINDATOR – FACILITIES

TOWN OF SUDBURY 275 OLD LANCASTER RD. SUDBURY, MA 01776 978-440-5465 (telephone) 978-440-5404 (fax)

A. TOWN OF SUDBURY ADA GRIEVANCE PROCEDURE

This Grievance Procedure is established to meet the requirements of the Americans with Disabilities Act. It may be used by any disabled individual or their authorized representative who believes that they have been discriminated against on the basis of disability in employment practices or the provision of services, activities, programs, or benefits by the Town of Sudbury.

The complaint should be submitted in writing or on audiotape to the appropriate ADA Coordinator named on the next page and should include a description of the alleged discriminatory incident or action, the place and date on which it occurred, and the name of any employee or representative of the Town of Sudbury involved. The complaint should also include the name, address, phone number of the complainant or their authorized representative. Any assistance needed in filing or pursuing the complaint will be provided by the ADA Coordinator upon request. The complaint should be submitted by the complainant and/or his/her authorized representative as soon as possible but no later than 60 calendar days after the alleged discriminatory incident.



Sudbury - Transition Plan (from 2000)

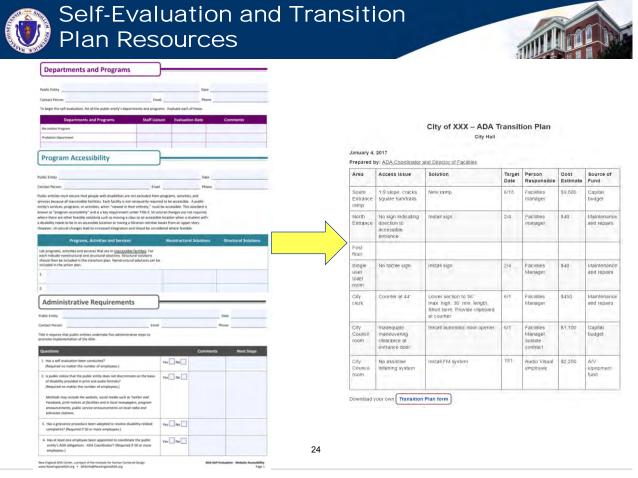


FACILITIES INVENTORY AND TRANSITION PLAN

The following facilities inventory includes those facilities that are under the jurisdiction of the Conservation Commission and/or Park and Recreation Commission and Department. Those parcels that are not intended for public use or access, including many lands under the jurisdiction of the Conservation Commission and classified as "open space", are not listed. In a not listed in the sudbury Public Schools and the Lincoln Sudbury Regional High School have not been classified in this inventory.

LOCATION:	RAYMOND RD			
MANAGER: ACTIVITY	Park & Rec Commission EQUIPMENT	ASSESSMENT	TRANSITION PLAN	ADDITIONAL COMMENTS
Parking	Paved and unpaved lot	Not accessible, no designated handicap space(s)	Designate paved spaces for handicap use	Unpaved surfaces are not considered accessible. Handicapped parking spaces must be paved and designated to be compliant.
Baseball/Softball Fields/Stands	NA	Not accessible		Grass is not an accessible surface. Stands are not accessible.
Tennis Courts	NA	Not accessible		Entryway is too narrow.
Restrooms	full restrooms	Women's room accessible	Door to men's room needs replacement for accessibility	
FACILITY:	FEATHERLAND FIELD			
LOCATION:	CONCORD RD			
MANAGER: ACTIVITY	Park & Rec Commission EQUIPMENT	ASSESSMENT	TRANSITION PLAN	ADDITIONAL COMMENTS
Parking	Paved lot	Not accessible, some handicap spaces designated		Per 2006 assessment by Commission, number of designated spaces is inadequate, locations are inappropriate, some lack proper signage and access aisles.
Baseball/Softball Fields/Stands	NA	Not accessible		Grass is not an accessible surface. Stands are not accessible.
Tennis Courts	NA	Accessible		Entryway is too narrow.
Restrooms	full restrooms	Accessible		
Appendix E			25	

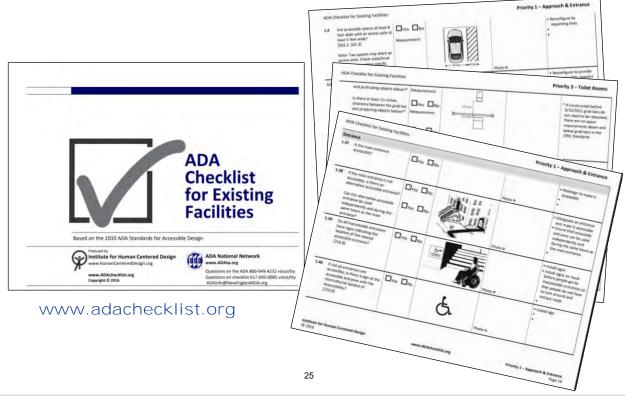






ADA Barrier Review







Architectural Accessibility



Remember

- Compliance with 521 CMR and 2010 ADA Standards
- Practical, everyday decisions that assure optimal physical access.

"Getting To"

- Proximity and availability of handicapped parking (shortest, direct route without crossing traffic)
- · Clear, unimpeded path of travel from the parking area (or the street) to the building?
- · Entrances need to be level and wide enough for a wheelchair to pass through
- Entrances may need to be adjusted or equipped with automatic openers

"Getting Through"

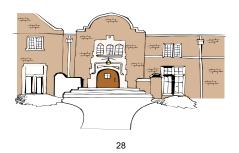
- Keep aisles clear do not block with boxes, furniture, plants, etc.
- Counter heights that are accessible
- Make sure that the lift does not require key
- Ensure that signage is clear, accurate, visible, and offered in alternate formats

Access Laws Grid 2010 Standards for AAB ADA Law Accessible Design State Building Code Federal Civil Rights Civil Rights Legislation Type Regulations that Addresses Access in the Built **Environment** Covers all areas of the Covers areas open to the Covers all aspects of Covers building (including employees public peoples' lives and may areas) require renovations in a building even though no work is planned No Variances Allows variances if: Variances No Variances 1) technologically infeasible 2) excessive cost without substantial benefit to people with disabilities 27





- ✓ To the greatest extent possible must be as accessible as non-historic properties.
- ✓ If alterations would "threaten or destroy the historic significance of the property", alternative minimum requirements may be used
- ✓ If alternative minimum requirements would "threaten or destroy the historic significance of the property", alternative methods of access may be used ... such as home delivery, curb service or audio-visual methods





ADA and Historic Preservation



Before Using Alternative Minimum Requirements Consult with:

- ✓ State Historic Preservation Officer (SHPO)
- ✓ Local Commission on Disability
- ✓ Disability Organizations
- ✓ Massachusetts Architectural Access Board





Other Considerations



Accessible Information



Considerations for Information Access: Forms, notices, media, public information, etc.

- ✓ Choose a font style and size that is easy to read (sans-serif).
- ✓ For generically produced large print, use a font size of 16 to 18.
- ✓ fUse high contrast between colors.
- ✓ For many people with color-blindness, red and green look essentially alike.
- ✓ £xisting documents that are not in accessible format for either the public (e.g., mentioned above) or staff (e.g., personnel records) must be made accessible for people with disabilities upon request.
- ✓ Include an accessible format statement in any documents you disseminate.

Model statement:

To request materials in accessible formats for people with disabilities (Braille, large print ,electronic files, audio format), e-mail (ADA coordinator) or call (ADA coordinator contact)



Meetings & Events



- All programs or activities should be planned with to ensure access for anyone who would like to attend.
- ✓ Include a reasonable accommodation statement in all announcements and publicity, including all invitations, flyers, posters, e-mails, advertisements, etc.
- ✓ Your first public announcement should be released at least one month in advance.
- ✓ As soon as a request for accommodation is received forward the request to the appropriate person.
- ✓ Be sure to arrange for accommodations (e.g., accessible formats, sign language interpreters, etc.) you know will be needed as far in advance as possible.
- ✓ Providing Reasonable Accommodation is an obligation you must meet.



Meetings & Events



MODEL REASONABLE ACCOMMODATION STATEMENT TO BE USED IN ALL ANNOUNCEMENTS AND PUBLICITY, INCLUDING ALL INVITATIONS, FLYERS, POSTERS, E-MAILS, ADVERTISEMENTS, ETC.:

Reasonable Accommodations

Reasonable accommodations for people with disabilities are available upon request. Include a description of the accommodation you will need, including as much detail as you can. Also include a way we can contact you if we need more information. Please allow at least two weeks (14 days) advance notice. Last minute requests will be accepted, but may be impossible to fill. Send an e-mail to (Name of your ADA Coordinator/Department Contact) or call the (Name of your ADA Coordinator/Department contact).



Title II: Web Accessibility



State & local government websites and electronic documents must be made accessible to users with disabilities. Consider that many users may:

- X not be able to see, hear, or process certain types of information.
- X have difficulty reading or comprehending text.
- X not have or be able to use a keyboard or mouse.
- X have other considerations.



Developers should:

- ✓ Use the World Wide Web Consortium's (W3C) Web Content Accessibility Guidelines (WCAG) 2.0 http://www.w3.org/TR/WAI-WEBCONTENT
- ✓ Build accessibility in from the beginning, not as an afterthought.
- ✓ See DOJ Accessibility of State and Local Government Websites to People with Disabilities: https://www.ada.gov/websites2.htm



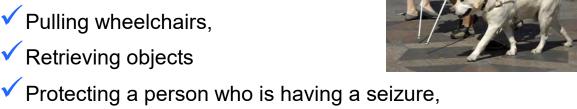
ADA Definition of Service Animals



Service animals: **Dogs** individually trained to perform tasks for people with disabilities.

"Perform tasks" trained to take a specific action when needed:

- ✓ Guiding people who are blind,
- ✓ Alerting people who are deaf,
- Pulling wheelchairs,



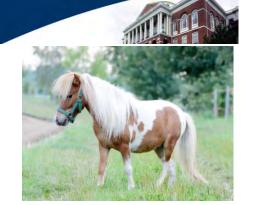
People with disabilities have the right to train the dog and are not required to use a professional service dog training program.



Miniature Horses

- ✓ 24" 34" in height
- ✓ 70 100 lbs.

Covered entities must permit horses based on:



- 1. Whether miniature horse is housebroken;
- Whether miniature horse is under control;
- Whether the facility can accommodate horse's type, size, and weight;
- 4. Whether horse's presence will compromise **legitimate** safety requirements necessary for safe operation of the service.₃₆

DRAFT: For educational purposes only. Does not constitute legal advice



Rights & Responsibilities



- ✓ Permitted anywhere the handler may go: exam rooms, cafeterias, waiting rooms
- ✓ Any breed, weight, and size
- ✓ Working animals and not pets
- ✓ Under control at all times
- ✓ Housebroken
- May not pose direct threat to health or safety





Title I: Employment



- Title I: Employment: Private employers with 15 or more employees, 6 or more under Massachusetts Law.
 - Effective July 26, 1994





Discrimination prohibited against a qualified person with a disability in:



- **☑**Applying
- **M**Hiring
- **☑**Discipline and Termination



- **☑**Benefits, Compensation, Advancement
- ☑Trainings and Events
- ☑Any terms, conditions, or privileges of employment



Qualified Individual with a Disability



An individual with a disability who is able to perform the essential job functions with or without reasonable accommodation.



- *****Skills
- **★**Experience
- **★**Education
- **★**Certification
- **★**Training

40



Reasonable Accommodations



Adjustment or alteration to the workplace that enables a person with a disability to apply for jobs, to perform the essential functions of their job, or to enjoy the benefits and privileges of employment.

- ✓ Auxiliary (communication) aids or services
- ✓ Equipment
- ✓ Removal of barriers
- ✓ Reasonable modifications of policies



The ADAAA did not change the definition of "Reasonable Accommodation".





Reasonable Accommodations



Examples:

- ▲ Qualified Readers
- ▲ Qualified Interpreters
 - ▲ Clerical Assistance
- ▲ Computer Programs
 - Job Restructuring
- Reassignment to Vacant Position
 - - Equipment
 - Facility Access



Interactive Process



Recognizing a Request for Reasonable Accommodation

What triggers the interactive process?

✓ Employee request for RA.

Generally the employee is responsible for requesting RA.

✓ When disability is known to the employer and employer has reason to believe employee may require an RA.

Appropriate for employer to inquire whether employee needs an RA.



DRAFT: For educational purposes only. Does not constitute legal advice.



When is an Accommodation not Reasonable?



- ➤ If it is an undue financial or administrative burden, for example, unduly costly, extensive, substantial or disruptive
 - Would fundamentally alter the nature or operation of the organization
 - Results in a direct threat to the health or safety of the employee or others



Municipal ADA Improvement Grant Program



Types of Grants Offered:

- ✓ Planning Grant Phase Applicants that do not have Self-Evaluation & Transition Plans that meet, or agree to meet, the 5 Administrative Requirements in Title II ADA may apply directly to the Planning Grant Phase, which provides funding for municipalities to <u>create a Self-Evaluation and Transition Plan</u>.
- ✓ Project Grant Phase Applicants that already have Self-Evaluation and Transition Plans and have met the 5 Administrative Requirements in Title II ADA can proceed directly to the Project Grant Phase to fund capital improvement projects.

For more information, please visit: www.mass.gov/mod/adagrant



Municipal ADA Improvement Grant Program



Planning Grants

These Grants are for the creation of Self-Evaluation and Transition Plans or the updating of existing plans.

This Grant is used to identify areas of a municipality which may pose accessibility barriers to programs, services and/or activities for residents.

Required items needed to apply

- Posting of Non-Discrimination Policy
- Publication of a Grievance Procedure
- Designation of a Responsible Employee

FY20 Grant Cycle Timeframes:

Grant Submission Opens: 8/1/19 (expected)

Grant Submission Closes: 10/1/19 (expected)

Application Review: After 10/1/19.

Grant Award/Denial Notices: 12/19 (expected)

Grant Contracts to Awarded
Communities:
12/19 (late) (expected)

Invoices for Work Due: 6/30/20

Project Grants

These Grants are for the physical removal of barriers to accessibility through capital improvements.

This Grant could be used to update sidewalks, install auto door openers, purchase accessibility equipment etc.

Required items needed to apply

- Posting of Non Discrimination Policy
- Publication of a Grievance Procedure
- Designation of a Responsible Employee
- A Self- Evaluation Plan
- A Transition Plan



Municipal ADA Improvement Grant Program



- During the FY17 cycle a total of \$927,729 was awarded to 25 separate grant applications
- During the FY18 cycle a total of \$956,615 was awarded to 27 separate grant applications
- During the FY19 cycle a total of 27 separate grant applications have been awarded

MORE INFORMATION

For more information on the Municipal ADA Improvement Grant Program, please visit: www.mass.gov/mod/adagrant

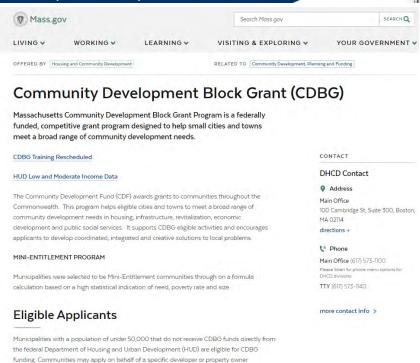
For more information on the activities of the MOD, please visit: www.mass.gov/mod

For more information on the publications of the MOD, please visit: http://www.mass.gov/mod/publications

Any questions on the Municipal ADA Improvement Grant Program can be directed to the Grant Compliance Coordinator Karl Bryan at Karl.Bryan@mass.gov or call **617-979-7332**.

^{**} Please be aware, since the programs beginning (2017) there has been 1 maximum grant of \$250,000 awarded per cycle.





https://www.mass.gov/service-details/community-development-block-grant-cdbg





Eligible Applicants

Municipalities with a population of under 50,000 that do not receive CDBG funds directly from the federal Department of Housing and Urban Development (HUD) are eligible for CDBG funding. Communities may apply on behalf of a specific developer or property owner

Eligible Activities

Eligible CDBG projects include but are not limited to:

- · housing rehabilitation or development
- · micro-enterprise or other business assistance
- infrastructure
- · community/public facilities
- public social services
- planning
- · removal of architectural barriers to allow access by persons with disabilities
- downtown or area revitalization

Applications can be submitted by individual communities or regionally by multiple communities with one lead community.

https://www.mass.gov/service-details/community-development-block-grant-cdbg



MOD As a Resource



Contact Us:

The Massachusetts Office On Disability One Ashburton Place, Room 1305 Boston, MA 02108

Jeffrey Dougan, Assistant Director Direct Phone: 617-979-7316

Email: <u>Jeff.Dougan@mass.gov</u>











Massachusetts Office on Disability

One Ashburton Place, Room 1305, Boston, MA 02108

Charles D. Baker, Governor Karyn E. Polito, Lt. Governor 617-727-7440 TTY 800-322-2020 TTY

The Municipal ADA Improvement Grant Program has provided

communities with resources necessary for updating amenities to increase accessibility for all citizens of the commonwealth.

The Grant Program is a competitive grant program and receives about 100+ applications yearly for a finite amount of funding. Each applicant can request up to \$250,000**. The grant program awards 2 different kinds of grants:

Planning Grants

These Grants are for the creation of Self-Evaluation and Transition Plans or the updating of existing plans.

This Grant is used to identify areas of a municipality which may pose accessibility barriers to programs, services and/or activities for residents.

Required items needed to apply

- Posting of Non-Discrimination
 Policy
- Publication of a Grievance
 Procedure
- Designation of a Responsible Employee

FY20 Grant Cycle Timeframes:

Grant Submission Opens: 8/1/19 (expected)

Grant Submission Closes: 10/8/19 (expected)

Application Review: After 10/8/19.

Grant Award/Denial Notices: 12/19 (expected)

Grant Contracts to Awarded
Communities:

12/19 (late) (expected)

Invoices for Work Due: 6/30/20

Project Grants

These Grants are for the physical removal of barriers to accessibility through capital improvements.

This Grant could be used to update sidewalks, install auto door openers, purchase accessibility equipment etc.

Required items needed to apply

- Posting of Non Discrimination Policy
- Publication of a Grievance Procedure
- Designation of a Responsible Employee
- A Self- Evaluation Plan
- A Transition Plan
- During the FY17 cycle a total of \$927,729 was awarded to 25 separate grant applications
- During the FY18 cycle a total of \$956,615 was awarded to 27 separate grant applications
- During the FY19 cycle a total of \$1,421,605 was awarded to 27 separate grant applications

MORE INFORMATION

For more information on the Municipal ADA Improvement Grant Program, please visit: www.mass.gov/mod/adagrant

For more information on the activities of the MOD, please visit: www.mass.gov/mod

For more information on the publications of the MOD, please visit: www.mass.gov/publications

Any questions on the Municipal ADA Improvement Grant Program can be directed to the Grant Compliance Coordinator Karl Bryan at Karl.Bryan@mass.gov or call **617-979-7332**.

^{**} Please be aware, since the programs beginning (2017) there has been 1 maximum grant of \$250,000 awarded per cycle.