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|  <p style="text-align: center;"><b>Council<br/>Communication</b><br/>Office of the City Manager</p> | <b>Date:</b> May 23, 2011  |
|  | <b>Agenda Item No.</b> 48<br><b>Roll Call No.</b> <u>11-915</u><br><b>Communication No.</b> <u>11-338</u><br><b>Submitted by:</b> Jeffrey D. Lester, City Attorney |

**AGENDA HEADING:**

Adoption of Grievance Procedure Ordinance

**SYNOPSIS:**

Recommend approval of an ordinance adding and enacting new Article VIII, Grievance Procedure under the Americans with Disabilities Act to Chapter 2, Administration, relating to the Americans with Disabilities Act for compliance with the Settlement Agreement known as Project Civic Access. The procedure identifies a venue within the city to investigate and resolve allegations of discrimination in the City’s provision of services, activities, programs or benefits.

**FISCAL IMPACT: NONE**

**ADDITIONAL INFORMATION:**

On February 14, 2011, by Roll Call No. 11-0261, the City Council approved a Settlement Agreement between the United States of America and the City of Des Moines, Iowa with the goal to provide greater access to facilities and programs to persons with disabilities.

On April 25, 2011, by Roll Call No. 11-0690, the City Council adopted a “Notice under the Americans with Disabilities Act.”

**PREVIOUS COUNCIL ACTION(S):**

Date: April 25, 2011

Roll Call Number: [11-0690](#)

Action: [Adoption](#) of “Notice Under the Americans with Disabilities Act” consistent with the terms of the Settlement Agreement known as Project Civic Access. ([Council Communication No. 11-253](#)) Moved by Hensley to adopt. Motion Carried 7-0.

Date: February 14, 2011

Roll Call Number: [11-0261](#)

Action: [Americans](#) with Disabilities Act (ADA) Settlement Agreement between the United States of America Department of Justice (DOJ) and the City of Des Moines. ([Council Communication No. 11-098](#)) Moved by Hensley to adopt. Motion Carried 7-0.

**BOARD/COMMISSION ACTION(S): NONE**

**ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:**

Request waiver of readings to comply with deadline requirements of Project Civic Access.

For more information on this and other agenda items, please call the City Clerk's Office at 515-283-4209 or visit the Clerk's Office on the second floor of City Hall, 400 Robert D. Ray Drive. Council agendas are available to the public at the City Clerk's Office on Thursday afternoon preceding Monday's Council meeting. Citizens can also request to receive meeting notices and agendas by email by calling the Clerk's Office or sending their request via email to [cityclerk@dmgov.org](mailto:cityclerk@dmgov.org).