

RESOLUTION NO. 2023-2-6e

**A RESOLUTION ADOPTING ACCESSIBLE DESIGN STANDARDS  
FOR BUILDINGS AND FACILITIES OWNED AND MAINTAINED BY  
MORGAN COUNTY**

**WHEREAS**, the Board of Commissioners of Morgan County, Indiana (“Commissioners”) serves as the executive and legislative body of Morgan County (“County”); and,

**WHEREAS**, the Commissioners are desirous of a transition plan to bring facilities and buildings that are owned or maintained by the County into compliance with current accessibility standards, as established by the Americans with Disabilities Act of 1990 (“ADA); and,

**WHEREAS**, the Commissioners believe this transition plan should include standards for accessible design for persons with disabilities for the facilities and buildings currently owned and maintained by the County, as well as standards for accessible design for persons with disabilities for new construction and remodeling of buildings and facilities owned by the County; and,

**WHEREAS**, the Americans with Disabilities Act and Architectural Barriers Act Accessibility Guidelines ("ADAAG"), published by the United States Access Board in 2004, as revised, contains the standards that should be used to evaluate all types of buildings and facilities in order to determine whether each should be included in the transition plan; and,

**WHEREAS**, the Commissioners believe it is prudent, and necessary, that the County engage in this process of evaluating its buildings and facilities in order to identify

and plan for any remedial actions that are needed for existing buildings and structures, and to ensure construction meets these design standards; and,

**WHEREAS**, County government, including its buildings and facilities, is open to all citizens, and the adoption of such a transition plan will assist the County in its efforts to ensure compliance with the ADA, and moreover will help ensure all citizens are able to access all the buildings and facilities used by the various departments and agencies of County government.

**THEREFORE, IT IS HEREBY RESOLVED** by the Board of Commissioners of Morgan County, Indiana that:

1. Morgan County adopts the Americans with Disabilities Act, and the Architectural Barriers Act Accessibility Guidelines ("ADAAG") published by the United States Access Board in 2004, as revised, as the standards pertaining to accessible design when designing new buildings and facilities, remodeling existing buildings and facilities, and when improving buildings and facilities in accordance with the transition plan.
2. The ADAAG standards shall be used to determine if the existing facilities and buildings are currently compliant or if they need to be included in the transition plan.
3. The ADAAG also establishes that some buildings or facilities may be exempt from a transition plan, and provides various factors to determine whether an exemption should be approved or denied. The Commissioners shall accept applications to exempt a facility from accessibility requirements, which shall state the reasons why such an exemption should be granted as well as a statement

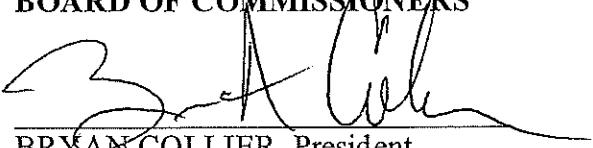
regarding the countermeasures or alternatives that may be available or could be made available so that a person with a disability has access. The Commissioners shall approve or reject any application to exempt a facility from the accessibility requirements. A copy of any approved exemptions shall be kept on file with the ADA Coordinator as part of the County's ADA transition plan.

**ALL OF WHICH IS SO RESOLVED**, this 6<sup>th</sup> day of \_\_\_\_\_

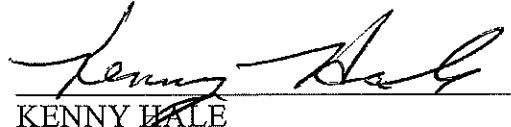
February, 2023.

MORGAN COUNTY, INDIANA  
BOARD OF COMMISSIONERS

ATTEST: Linda Pruitt  
LINDA PRUITT  
Morgan County Auditor

  
BRYAN COLLIER, President

  
DON ADAMS, Vice President

  
KENNY HALE