

BEFORE THE BOARD OF PACIFIC COUNTY COMMISSIONERS  
PACIFIC COUNTY, WASHINGTON

RESOLUTION 2011- 024

A RESOLUTION DESIGNATING THE AMERICANS WITH DISABILITIES ACT (ADA)  
COMPLIANCE COORDINATOR FOR PACIFIC COUNTY AND RESCINDING  
RESOLUTION 2011-011

WHEREAS, the United States Congress adopted the American with Disabilities Act of 1990 (ADA) as amended; and

WHEREAS, the ADA provides that the public entities like Pacific County, shall not exclude disabled people from participating in the county's services, programs, activities and employment, and that the County shall not discriminate against disabled people or otherwise deny the disabled the benefit of County services, programs, activities and employment; and

WHEREAS Federal regulations require that the County designate at least one County employee to coordinate the County's efforts to comply with and carry out, the County's responsibilities under the ADA; now, therefore,

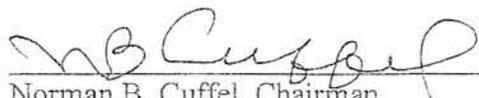
BE IT HEREBY RESOLVED that Kathy Spoor, County Administrative Officer, is designated as Pacific County's ADA Compliance Coordinator and is charged with the duties contained in 28 C.F.R. Part 35, 35.107, as well as the duty of facilitating the self-evaluation process required by 35.105.

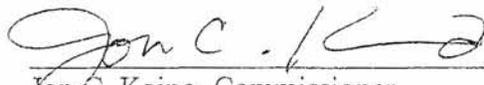
BE IT HEREBY FURTHER RESOLVED that Resolution 2011-011 is hereby rescinded and the ADA Grievance Procedure, Exhibit A (attached) be adopted in accordance to ADA Title II procedure.

PASSED by the following vote this 13<sup>th</sup> day of September, 2011 by the Board of Pacific County Commissioners meeting in regular session at South Bend, Washington then signed by its membership and attested to by its Clerk in authorization of such passage;

3 YEA; 0 NAY; 0 ABSTAIN; and 0 ABSENT

BOARD OF COUNTY COMMISSIONERS  
PACIFIC COUNTY, WASHINGTON

  
Norman B. Cuffel, Chairman

  
Jon C. Kaino, Commissioner

  
Lisa Ayers, Commissioner

ATTEST:

  
Marie Guernsey  
Clerk of the Board

# Exhibit A

## Pacific County ADA Grievance Procedure

### SECTION 1. PURPOSE

Pacific County adopts this procedure as EXHIBIT A in Resolution 2011-024. This document is an internal grievance procedure providing for prompt and equitable resolution of complaints alleging any action prohibited by the U.S. Department of Justice regulations implementing Title II of the Americans with Disabilities Act (ADA). Title II states, in part, that "no qualified individual with a disability shall, by reason of such disability, be excluded from participation in or be denied the benefits of the services, programs, or activities of a public entity, or be subjected to discrimination by any such entity."

### SECTION 2. ADA COMPLAINTS – INVESTIGATION

Complaints should be addressed to the Pacific County ADA Coordinator, P O Box 6, South Bend, WA 98586, 360/875.9334 or 360/642.9334, who has been designated to coordinate Pacific County government ADA compliance efforts.

- A. A complaint should be filed in writing, contain the name and address of the person filing it, and briefly describe the facts of the alleged violation as well as the specific regulations alleged to be violated.
- B. A complaint should be filed within fifteen (15) days after the complainant becomes aware of the alleged violation. (Processing of allegations or discrimination which occurred before this grievance procedure was in place will be considered on a case-by-case basis)
- C. An investigation, as may be appropriate, shall follow a filing of complaint. The investigation shall be conducted by the Pacific County ADA Coordinator. These rules contemplate informal but thorough investigation, affording all interested persons and their representatives, if any, an opportunity to submit evidence relevant to the complaint.
- D. A written determination as to the validity of the complaint and a description of the resolution, if any, shall be issued by the Pacific County ADA Coordinator and a copy forwarded to the complainant and affected department head, if any, no later than five (5) days after its issuance.
- E. The Pacific County ADA Coordinator shall maintain the files and records of Pacific County relating to the complaints filed.