

STARKE COUNTY RESOLUTION NO. 2022 - 002

**A RESOLUTION OF THE COUNTY OF STARKE, INDIANA ADOPTING THE AMERICANS WITH DISABILITIES ACT (ADA) COORDINATOR AND PROCEDURES**

**WHEREAS**, the federal government enacted the Americans with Disabilities Act of 1990 (ADA) to prevent discrimination of the physically and mentally disabled in relation to employment and access to public facilities; and

**WHEREAS**, in compliance with Title II of the ADA the County of Starke shall adopt a grievance procedure for resolving complaints alleging violation of Title II of the ADA and publish notice regarding the ADA requirements and accommodations; and

**WHEREAS**, in compliance with Title II of the ADA the County shall name ADA Coordinator; and

**WHEREAS**, the County has previously named an ADA Coordinator but desires to update and revise the named ADA Coordinator.

**NOW, THEREFORE, BE IT RESOLVED** by the County Commissioners of the County of Starke, Indiana

**SECTION I**

Joseph Williams, Starke County Emergency Management Agency Director is designated as the ADA Coordinator for the County.

**SECTION II**

The notice under the Americans with Disabilities Act, a copy of which is attached hereto, is adopted as the Notice of the County under the Americans with Disabilities Act.

**SECTION III**

The ADA Grievance Procedure under the Americans with Disabilities Act, a copy of which is attached hereto, is adopted by the County as the grievance procedure for addressing complaints alleging discrimination on the basis of disability in the provision of services, activities, programs or benefits by the County.

**SECTION IV**

In compliance with Federal and State laws as set forth above, the Board of Commissioners resolves to post the required information regarding the ADA coordinator, Notice under the Americans with Disabilities Act, and County of Starke. Grievance Procedure under the Americans with Disabilities Act on its website and at such other locations as may be determined from time to time.

**SECTION V**

The express or implied repeal or amendment by this Resolution of any other Resolution or part of any other Resolution does not affect any rights or liabilities accrued, penalties incurred, or procedures begun

prior to the effective date of this Resolution. Those rights liabilities, and proceeding are continued, and penalties shall be imposed and enforced under the repealed or amended Resolution as if this Resolution had not been adopted.

#### SECTION VI

No part of the Resolution shall be interpreted to conflict with any local, state or federal laws, and all reasonable efforts should be made to harmonize same. Should any section or part thereof this Resolution be declared by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the Resolution as a whole, or any other portion thereof other than that portion so declared to be invalid, and for this purpose the provisions of this Resolution are hereby declared to be servable.

#### SECTION VII

This Resolution shall become effective upon promulgation according to law.

Resolution ADOPTED by the County Commissioners of the County of Starke, Indiana this 18 day of January, 2022.

#### **BOARD OF COMMISSIONERS, COUNTY OF STARKE:**



Charles Chesak, President

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Mark Gourley, Vice President



Bryan Cavender, Member

Attest: 

Rachel Oesterreich, Auditor