

**WHEATON PARK DISTRICT  
RESOLUTION NO. 2017-04**

**A RESOLUTION ENACTING A POLICY STATEMENT TO REFLECT THE WHEATON  
PARK DISTRICT'S COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT  
AND THE APPOINTMENT OF A COMPLIANCE OFFICER**

**WHEREAS**, Title II of the Americans with Disabilities Act, "ADA" (42 USC 12131) prohibits the more than 86,000 units of local government, including the Wheaton Park District, from discrimination on the basis of disability in the delivery of programs and services.

**WHEREAS**, the US Department of Justice issued an implementing regulation for title II which became effective on January 26, 1992 and subsequently published an amended ADA title II regulation and a new Standard for Accessible Design on September 14, 2010.

**WHEREAS**, the Wheaton Park District must adhere to the 2010 standards for all new construction that occurs after March 15, 2012.

**WHEREAS**, the Wheaton Park District provides recreational program and inclusion services for individuals with disabilities as a founding member of the Western DuPage Special Recreation Association.

**WHEREAS**, the Wheaton Park District funds recreational and inclusion services for individuals with disabilities and compliance with the Americans with Disabilities Act through a portion of its' annual tax levy as allowed for within Article 5, Section 8 of the Illinois Park District Code as enacted and amended by the Illinois Legislature as State Law.

**WHEREAS**, in 2010, the Board of Commissioners of the Wheaton Park District commissioned the completion of an ADA Transition Plan with Recreation Accessibility Consultants, LLC which was completed in January, 2011 and subsequently accepted by the Board of Park Commissioners.

**WHEREAS**, the Board of Park Commissioners of the Wheaton Park District hereby finds and declares that it is in best interests of the Park District to formally designate an Americans with Disabilities Act Compliance Officer in compliance with the Americans with Disabilities Act, as now and as hereafter may be amended (the "Act"), to carry out the functions of that office in accordance with the Act.

**WHEREAS**, the Board of Park Commissioners of the Wheaton Park District hereby affirms its' policy through this resolution of Compliance with the Americans with Disabilities Act related to employment, program services, activities and facilities.

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE BOARD OF PARK COMMISSIONERS OF THE WHEATON PARK DISTRICT, DUPAGE COUNTY, ILLINOIS, AS FOLLOWS:**

**SECTION ONE:** Each of the following persons is hereby designated an Americans with Disabilities Act Compliance Officer of and for the Wheaton Park District, to serve in that capacity and carry out the functions of that office in accordance with the Act until the effective date of such officer's resignation or the termination by the Park Board of such designation:

**Michael Benard, Executive Director**

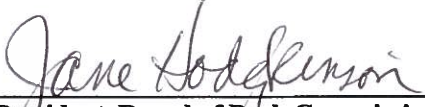
**SECTION TWO:** All policies and resolutions of the Park District which conflict with the provisions of this resolution shall be and are hereby repealed to the extent of such conflict.

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**SECTION THREE:** This resolution shall be in full force and effect from and after its passage in the manner provided by law.

**PASSED THIS 15<sup>th</sup> day of February, 2017.**

**AYES: 5 NAYS: 0 ABSENT: 1**

  
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**President, Board of Park Commissioners  
Wheaton Park District  
DuPage County, Illinois**

  
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**ATTEST: Secretary, Board of Park Commissioners  
Wheaton Park District  
DuPage County, Illinois**