

RESOLUTION NO. 74

RESOLUTION ADOPTING TOWN OF MOUNT CARMEL, TENNESSEE,  
GRIEVANCE PROCEDURE FOR COMPLAINTS OF DISCRIMINATION  
BASED ON THE AMERICANS WITH DISABILITIES ACT (ADA)

WHEREAS, the Americans With Disabilities Act of 1990, Title II, [42 U.S.C. 12131 et seq.] applies to the Town of Mount Carmel; and

WHEREAS, the adoption of a Grievance Procedure for Complaints of Discrimination Based on the ADA would make the Town of Mount Carmel's compliance effort more efficient and effective; and

WHEREAS, the welfare of the citizens and inhabitants of the Town of Mount Carmel would best be served by the adoption of a Grievance Procedure for Complaints of Discrimination Based on the ADA;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF MOUNT CARMEL;

1. The attached Town of Mount Carmel Grievance Procedure for Complaints of Discrimination Based on the Americans with Disabilities Act (ADA) should be and is hereby adopted as the official policy of the Town of Mount Carmel in regard to all matters contained therein;

2. A copy of the attached shall be maintained on file in the Town of Mount Carmel Recorder's Office.

3. This resolution shall take effect upon its passage.

Ronnie L. Davis  
MAYOR

Rita Slom  
CITY RECORDER

APPROVED AS TO FORM:  
Michael A. Fane  
CITY ATTORNEY

PASSED: 9-24-92  
(Date)

TOWN OF MT. CARMEL

GRIEVANCE PROCEDURE  
FOR COMPLAINTS OF DISCRIMINATION BASED ON  
THE AMERICANS WITH DISABILITIES ACT (ADA)

1. Please submit complaints regarding access or discrimination in writing to the Mayor for resolution. A record of the complaints and action taken will be maintained. A decision by the Mayor will be rendered within ten (10) working days.
2. If the complaint cannot be resolved to your satisfaction by the Mayor, it will be forwarded to the Disabled Resident Access Committee composed of representatives from the community,.
3. The Disabled Resident Access committee has been charged by the elected body to establish procedures for hearing complaints, requests, or suggestions from disabled persons regarding access to and participation in public facilities, services, activities, and functions in the community. Furthermore, the committee has been directed to hear such complaints in public, after adequate public notice, in an unbiased, objective manner, and to make a written decision within 30 days of notification. Proceedings of the committee shall be recorded and maintained.
4. If the complaint cannot be resolved to your satisfaction by the committee, the complaint will be heard by the governing body and discussed at an open, public meeting of the elected body. A determination must be made within 30 days. The decision of the governing body is final.
5. A record of action taken on each request or complaint shall be maintained as a part of the records or minutes at each level of the grievance process.
6. Your right to a prompt and equitable resolution of the complaint shall not be impaired by your pursuit of other remedies, such as the filing of a complaint with the Department of Justice or other appropriate federal agency, or the filing of a suit in state or federal court. Use of this grievance procedure is not a prerequisite to the pursuit of other remedies.