

**CITY OF ALBUQUERQUE  
MEETING MINUTES  
AMERICAN WITH DISABILITIES ACT ADVISORY COUNCIL**

Date: Tuesday, May 1, 2018  
Time: 5:30 p.m.  
Location: City Council Government Center, Room 9081

**Board Members Present:**

Karen Cushnyr, Chair  
Lisa McNiven  
Terri O'Hare (participated by telephone)  
Sacheen Smith (participated by telephone)

**City Staff:**

William Zarr, Managing Assistant City Attorney  
Danyel Mayer, Paralegal

**Other Attendees:**

Michael Scott, BuckleDown Systems, LLC  
Andrew Mosier, Buckle DownSystems, LLC  
Michael Lawler

**CALL TO ORDER:**

The meeting was called to order by Chair Cushnyr at approximately 5:30 p.m. with four members participating which was a quorum. Board Members Peggy Chong, Daniel Strones, and Michael Renaud were not present.

**ITEM 1: APPROVAL OF AGENDA AND MINUTES**

A motion was made by Member McNiven to approve the Agenda, and it was seconded by Member O'Hare. The motion was approved by a vote of 4-0.

The board reviewed the minutes of the April 3, 2018 meeting. There were no proposed changes to the minutes as drafted. A motion was made by Member Smith, and it was seconded by Chair Cushnyr. The motion was approved by a vote of 4-0.

**ITEM 2: PUBLIC COMMENT**

Public comment was received from Michael Lawler, and also from Michael Scott of Buckle Down Systems.

Mr. Lawler recounted an incident from February of this past year involving a City bus. Mr. Lawler explained that he asked a rider to vacate the seats reserved for elderly and disabled riders. Mr. Lawler was temporarily disabled at the time of the incident. The rider refused to give up the seat to Mr. Lawler, and the bus driver took no action. Mr. Lawler did not ask the bus driver to take any action at the time of the incident. Mr. Lawler would like to see

bus drivers have more training in this area. Member O'Hare acknowledged Mr. Lawler's complaint, and stated she would forward his complaint to Albuquerque Ride Supervisor Sandra Saiz. She will follow up with Mr. Lawler by e-mail. Member McNiven suggested Mr. Lawler write a letter to the City's transit department and the Mayor outlining his complaint.

Public comment was received from Michael Scott who presented information about his program BuckleDown Systems, LLC and how his program could help the City. Mr. Scott pointed out that the City has about 27,000 buckled sidewalks. Mr. Scott inquired about the City's timeline for ADA repairs and whether or not there was additional budget money available for ADA repairs around the City. The board directed Mr. Scott to direct his question to the Department of Municipal Development.

**ITEM 3: DISCUSSION ON STRATEGY FOR FOLLOW-UP ON ADA COMPLIANCE LETTER SENT TO MAYOR KELLER**

Chair Cushnyr advised that Mr. Hummell delivered the board's signed letter to the Mayor's office approximately three weeks ago, and there has been no response from the Mayor's office as of the date of this board meeting. Chair Cushnyr asked for suggestions from the board on how the board could follow up, and the board agreed to have Chair Cushnyr send out a follow up e-mail to the Mayor's office. Chair Cushnyr agreed to update the other board members by e-mail as to what she found out in regards to the letter.

**ITEM 4: DISCUSSION ON ADA BOARD BUDGET**

Discussion on the board's proposed budget was limited with Member Chong not present at the meeting. Member Chong was going to follow up with her City Council person. Chair Cushnyr said she left a message for City Councilor Pena to see if she could support the ADA Board's request for a budget. Mr. Hummell was not present at the meeting so he could not provide an update on this matter. Chair Cushnyr encouraged the board members to write to their respective City Councilors to see if they would support the ADA Board's budget request.

**ITEM 5: REVIEW AND APPROVAL OF MINUTES FROM MARCH 6, 2018 MEETING**

Not all of the board's members had received the revised March 6, 2018 ADA Board Meeting Minutes. Member O'Hare asked for another copy by e-mail. Discussion and approval of the March 6<sup>th</sup> minutes was tabled until the next scheduled meeting. Mr. Zarr will have Shannon Triplett re-send the revised March 6<sup>th</sup> minutes to all of the board's members.

**ITEM 6: DISCUSSION ON VOTE ON PROPOSED RULES AND REGULATIONS FOR ADA ADVISORY COUNCIL**

Not all of the board's members have reviewed the Rules and Regulations for the Americans with Disabilities Act Advisory Council of the City of Albuquerque drafted by Mr. Zarr. Chair Cushnyr inquired about "attendance" being inserted in the proposed Rules and Regulations. Mr. Zarr said he would incorporate a reference pertaining to attendance in to the proposed Rules and Regulations. Member McNiven asked about adding a reference that all drafted documents be provided in advance of the meetings so that persons with disabilities have adequate time to review them prior to the meeting. Chair Cushnyr suggested that all persons planning on presenting at an ADA Board Meeting should be required to provide their materials in advance so that persons with disabilities can review

them prior to the meeting. Mr. Zarr said he would incorporate a reference about this in to the draft Rules and Regulations. Member O'Hare suggested the board add a reference that the Rules and Regulations are subject to changes by the ADA Board. Mr. Zarr said he would incorporate a reference about changes to the Rules and Regulations by the board. Member McNiven suggested adding language about sign language interpreters being present at all ADA Board Meetings regardless of whether or not a request for a sign language interpreter had been made. Mr. Zarr said he would look in to this.

Chair Cushnyr inquired about a full time minute taker for the ADA Advisory Board. Mr. Zarr said he would inquire with the City Attorney about a full-time minute taker.

**ITEM 6: ADA EVENTS**

Member O'Hare is interested in having the ADA host community events in July or October, which are months with ADA recognized days. Member McNiven seconded this idea and talked about the Disability Culture Center of Las Cruces. Member McNiven suggested the board contact the Disability Culture Center to see what their group does and maybe invite them over for a visit and let them showcase what they are doing. Member O'Hare suggested an ADA awareness display in the Mayor's office for the month of October. Member Smith suggested doing a disability learning day to have community members experience how it is to have a disability – i.e. set up obstacles for community members to attempt while blindfolded or in a wheelchair. Member McNiven suggested hosting a film festival in the Civic Plaza and showcasing disability related films. Chair Cushnyr suggested compiling a list of activities and have the ADA Board present them to the Mayor and City Council to see if they would be willing to work collaboratively on any of the suggested activities. Member O'Hare expressed concern with having the Mayor and City Council pick which event to back; Member O'Hare thinks the ADA Board should suggest the event.

**ITEM 7: ANNOUNCEMENTS**

Chair Cushnyr shared an update from Mr. Hummell regarding the board's request for City e-mail addresses. The request has been granted by the City, and each board member will be assigned a City e-mail address. More information on this will be coming in the next few weeks.

**ITEM 8: ADJOURNMENT. NEXT MEETING SCHEDULED FOR JUNE 5, 2018**

A motion was made by Chair Cushnyr to adjourn the meeting, and it was seconded by Member McNiven. The motion was approved by a vote of 4-0.

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**Karen Cushnyr, Chair**

Date: \_\_\_\_\_