



COMMISSION ON DISABILITY

MINUTES

Wednesday, January 12, 2022, 1:00 P.M.

Department on Disability

Zoom Video Conference

COMMISSIONERS PRESENT:

Myrna Cabanban

David Wolf

Iran Hopkins

Dr. Robert Bitonte

Richard Rothenberg

Alisa Schlesinger

Candace Cable

Robert Williams

Betty Wilson

COMMISSIONERS ABSENT:

DEPARTMENT ON DISABILITY:

Stephen David Simon, Executive Director, Department on Disability.

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OTHER CITY DEPARTMENTS:

Chris Lee, City Attorney III, City Attorney's Office.

GUESTS:

Claudia Center, Legal Director, Disability Rights Education & Defense Fund

ITEM NO. (1): FINDINGS TO CONTINUE TELECONFERENCE MEETINGS PURSUANT TO AB 361

Determination in accordance with AB 361 Section 3(e)(3) that, while the state of emergency due to the Covid-19 pandemic, as originally proclaimed by the Governor on March 4, 2020, remains active and/or state or local officials have imposed or recommended measures to promote social distancing, this commission has reconsidered the circumstances of the state of emergency and that the state of emergency continues to directly impact the ability of the members to meet safely in person and/or state or local officials continue to impose or recommend measures to promote social distancing.

Action Taken: The Commission on Disability approved the teleconference meetings pursuant to AB361.

ITEM NO. (2): APPROVAL OF THE REGULAR COMMISSION MEETING MINUTES

The Commission reviewed the minutes of the December 2021 and the Commission on Disability Special meeting and vote to approve them.

Action Taken: The Commission approved the minutes for December 8, 2021 and the Commission on Disability Special for January 4, 2022.

ITEM NO. (3): PUBLIC COMMENT

No Action Taken, Information Purposes Only.

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ITEM NO. (4): LA28

Guest speakers provided the Commission on Disability on news and information from LA28, an independent, non-profit organization, which is responsible for organizing and coordinating the upcoming 2028 Olympic and Paralympic games along with other private and public entities.

- I. Corine Taylor, Community Relations Manager, LA28, shared news and information from LA28, an independent, non-profit organization, which is responsible for organizing and coordinating the upcoming 2028 Olympic and Paralympic games along with other private and public entities. LA28 objective is to put on a fiscally responsible games in 2028 and work with stakeholders to bring the games to life. Since most Olympic and Paralympic games have one central park where a lot of the sports happen and a few stand-alone venues, they are working on identifying existing venues so that the games are completely a no construction infrastructure game. LA have multiple sports venues that are being recommended such at the Sepulveda Basin, downtown LA, Carson, Long Beach, and Inglewood. They are also looking at existing housing infrastructure such as the village at UCLA and the media village at USC. They are also working on athlete engagement by launching the athlete relations team that is led by an Olympian. They are also working with sponsors and identifying opportunities for local businesses. When LA was awarded the Olympic and the Paralympic games, LA 28 was given some funds to support youth sports and making youth sports more accessible. LA28 partnered up with the Los Angeles Recreation and Parks to make sure that the offerings are inclusive and more accessible by subsidizing enrollment fees and having more adaptive sports offerings. They also are having working groups that are going to be representatives from LA 28, LA City, representative city experts, and our community members to inform plans. For more information about LA 28, please visit LA28.org

No Action Taken, Information Purposes Only

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**ITEM NO. (5): MOTION RECOMMENDING CITY COUNCIL ADOPT
RESOLUTION CONDEMNING THE LOS ANGELES COMMUNITY
COLLEGE DISTRICT'S (LACCD) INTENTION TO PURSUE JUDICIAL
REVIEW BY THE US SUPREME COURT ON WHETHER UNINTENTIONAL
DISCRIMINATION IS PERMISSIBLE UNDER EXISTING FEDERAL LAWS**

Guest speakers provided the Commission with an update on the Commission on Disability on recommending City Council to adopt a resolution condemning the Los Angeles Community College District (LACCD).

- I. Presentation is by Stephen David Simon, Executive Director, Department on Disability, City of Los Angeles and Claudia Center, Legal Director, Disability Rights Education & Defense Fund. The LACCD is a recipient of federal education and workforce funds. The Commission will discuss and review the implications of the LACCD's intentions to pursue a judicial review by the US Supreme Court in the Payan vs LACCD litigation. The LACCD contends that neither the American with Disabilities Act of 1990 nor the Rehabilitation Act of 1973 (Section 504) provides for "a private cause of action under a disparate impact theory."

Action Taken: The Commission requests that the Department on Disability develop a letter on behalf of the Commission to the City (Mayor, City Council, and City Attorney) that would provide background on the Payan v. Los Angeles Community College District litigation. The Commission asks that the City encourage the plaintiffs and defendants to engage in proactive discussions to facilitate an amicable resolution through negotiations rather than litigation. The Commission also moves that the letter request that the City, through the City Attorney's Office, prepare and submit an amicus brief in support of the plaintiffs should the Los Angeles Community College District follow through on its intention to file a petition to the U.S. Supreme Court and should the Supreme Court grant the petition to hear the case. The Department is further requested to transmit the letter to the City upon approval of the letter by the President of the Commission without any further action.

ITEM NO. (6): EXECUTIVE DIRECTOR'S REPORT

Ongoing update on items relating to Department activities, metrics, budget, planning, and/or other relevant issues. Presentation is by Stephen David Simon, Executive Director, Department on Disability and/or other department staff. The department is working with LA28 and supporting their activities. The department

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is also with the Transportation Network and working on creating a formal report to present to the COD. The department is also working on a procurement project for the City of Los Angeles to adopt a full accessible procurement and practices to ensure that the city purchases and utilizes fully accessible technology.

No Action Taken, Information Purposes Only.

ITEM NO. (7): NEW BUSINESS AND ANNOUNCEMENTS

Items for the next regular meeting's agenda and announcements from Commissioners, DOD staff, and guests, as well as follow-up items from this or previous commission meetings to be presented at the next meeting. Commission President Myrna Cabanban will share the report from the Disability Access and Accommodation Advisory Committee Los Angeles Airport. On February 7th there will be a virtual celebration of the life of the extraordinary leader and partner named Engracia Figueroa that passed away late last year.

No Action Taken, Information Purposes Only.

ITEM NO. (8): ADJOURNMENT

The meeting was adjourned.

MEETING ADJOURNED AT APPROXIMATELY 2:45 P.M.