

INTRODUCED: September 11, 2017

AN ORDINANCE No. 2017-176

To amend and reordain City Code §§ 2-1104—2-1106, concerning the Aging and Disabilities Advisory Board, for the purpose of updating these provisions with “people first” language.

Patron – Ms. Gray

Approved as to form and legality
by the City Attorney

PUBLIC HEARING: OCT 9 2017 AT 6 P.M.

THE CITY OF RICHMOND HEREBY ORDAINS:

§ 1. That sections 2-1104 through 2-1106 of the Code of the City of Richmond (2015) be and are hereby **amended** and reordained as follows:

Sec. 2-1104. Definitions.

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Caregiver means a person who:

- (1) Cares for;

AYES: 9 NOES: 0 ABSTAIN: _____

ADOPTED: OCT 9 2017 REJECTED: _____ STRICKEN: _____

(2) Manages the medications of or addresses medical issues with healthcare professionals for;

(3) Attends to the daily hygiene and personal needs of;

(4) Carries out household chores and meal preparation for; or

(5) Manages the financial obligations of a senior citizen or ~~[disabled]~~ person with a disability.

~~[Disabled person]~~ Person with a disability means a resident of the City who is “permanently and totally disabled,” as that term is defined by Code of Virginia, § 58.1-3217.

Senior citizen means a resident of the City who is at least 55 years of age.

Sec. 2-1105. Composition; terms of office.

(a) The Board shall be composed of nine members whom the Council shall nominate and appoint. Of the nine members, one member shall be a representative of the business community whose primary residence or principal place of business is located within the City of Richmond, two members shall be residents of the City who are ~~[disabled]~~ persons with disabilities, two members shall be residents of the City who are senior citizens, one member shall be either a member of the Council or a City employee, one member shall be a resident of the City who is a caregiver of at least one ~~[disabled]~~ person with a disability, one member shall be a resident of the City who is a caregiver of at least one senior citizen and one member shall be either an attorney or paralegal:

(1) Whose firm or office routinely represents or handles cases for senior citizens or ~~[disabled]~~ persons with disabilities;

(2) Who has experience addressing issues related to the Americans with Disabilities Act; and

(3) Who shall not be required to be a resident of or have a principal place of business in the City.

(b) In order to facilitate the staggering of terms of the members of the Board, of the members initially appointed, three members of the Board shall serve for terms of three years, three members of the Board shall serve for terms of two years and three members of the Board shall serve for terms of one year. Thereafter, all members shall be shall be appointed for terms of three years from the date of appointment. Upon the expiration of a member's term of office, that member shall continue to hold office until the successor thereof is appointed and qualified. Any vacancy shall be filled for the remainder of the unexpired term in the same manner as provided in this section. All other aspects of the Board and its membership not addressed in this division shall be governed by Article V, Division 1 of this chapter.

Sec. 2-1106. Duties and functions.

(a) The Board shall provide advice and recommendations to the Council concerning senior citizens and [~~disabled~~] persons with disabilities and provide a report of the Board's advice and recommendations as required by this subsection and upon the request of the Council. The Board shall also work with residents of the City, the City administration, the Council and businesses to develop and increase access to consumer-oriented and community-based services for senior citizens and [~~disabled~~] persons with disabilities. In addition, the Board shall develop and make available for public comment an assessment of local needs and priorities for senior citizens and [~~disabled~~] persons with disabilities and shall provide the assessment to the Council in the form of a report. The Board shall update such assessment in 2012 and every four years thereafter. For purposes of section 2-761, the Board is classified as "advisory." The Office of the Deputy Chief Administrative Officer for Human Services shall provide the necessary support

for the Board. The Board shall meet no fewer than six times annually and shall keep minutes in accordance with the requirements of the Virginia Freedom of Information Act. The Board may adopt rules of procedure or bylaws not inconsistent with this division or other applicable law to govern the conduct of its meetings and affairs. The Board may elect from its membership a Chairman and other officers it deems necessary in accordance with its rules of procedure or bylaws.

(b) The Board shall make recommendations to the Council concerning the following:

(1) Resource referrals to the City regarding the Americans with Disabilities Act, the Older Americans Act and other community-based resources for senior citizens or ~~[disabled]~~ persons with disabilities.

(2) Based upon information gathered from other public bodies and organizations, effective strategies and best practices for providing government services designed to assist senior citizens and ~~[disabled]~~ persons with disabilities.

(3) Any other matters as the Council may require from time to time.

§ 2. This ordinance shall be in force and effect upon adoption.



Richmond City Council

The Voice of the People

Richmond, Virginia

Lou Brown Ali
Council Chief of Staff

Office of the Council Chief of Staff

RECEIVED

AUG 08 2017

Ordinance/Resolution Request

TO Allen Jackson, City Attorney

THROUGH Lou Brown Ali, Council Chief of Staff *LB*

FROM Charles M. Jackson, Council Budget Analyst *C.S.*

COPY Kimberly Gray, 2nd District Council Member
 Meghan K. Brown, Deputy Council Chief of Staff *MKB*
 Craig Bieber, 2nd District Liaison
 Haskell Brown, Deputy City Attorney

DATE August 1, 2017

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TITLE To Amend City Code to include People First Language.

OFFICE OF CITY ATTORNEY

This is a request for the drafting of an **Ordinance** **Resolution**

REQUESTING COUNCILMEMBER/PATRON

SUGGESTED STANDING COMMITTEE

Kimberly Gray

Government Operations

ORDINANCE/RESOLUTION SUMMARY

The patron requests an ordinance to incorporate "people first language" to describe persons with a disability by using more precise words when designating positions on City Boards and Commissions. The sections of the Code related to City Boards and Commissions, currently describes such individuals as "disabled persons" which can be construed as insulting. Therefore changing this phrase to "a person with a disability" where appropriate is needed to more accurately reflect the City's commitment to empowering all persons with disabilities who apply for Boards and Commissions.

BACKGROUND

People with disabilities constitute our nation's largest minority group and represents individuals from all ages, genders, religions, ethnicities, sexual orientations, and socioeconomic levels. Collectively the group has been on the receiving end of societal prejudice and discrimination (Snow, 2009).

People First Language (PFL) has been around for over thirty years but continues to be relegated to the realm of government agencies, special education classrooms and professional psychology. Awareness of the phrase has grown from isolated international movements and is now the current accepted terminology in the American Psychological Association or APA guidelines for academic documents—and is also now reflected in major government acts such as the Americans with Disabilities Act (ACT) and Individuals with Disabilities

