

RESOLUTION NO. _____

A RESOLUTION OF THE MAYOR AND THE CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, ADOPTING THE UPDATED TITLE VI NONDISCRIMINATION POLICY AND PLAN, IN THE FORM ATTACHED TO THE CITY COMMISSION MEMORANDUM ACCOMPANYING THIS RESOLUTION; AND FURTHER AUTHORIZING THE CITY MANAGER OR DESIGNEE TO MAKE FURTHER MODIFICATIONS TO THE TITLE VI NONDISCRIMINATION POLICY AND PLAN AS MAY BE REQUIRED BY THE APPLICABLE FEDERAL AND STATE GOVERNMENTAL AGENCIES WHICH OVERSEE THE FEDERAL ASSISTANCE PROGRAMS IN WHICH THE CITY PARTICIPATES.

WHEREAS, at the May 21, 2014 City Commission meeting, the Commission approved an Interlocal Agreement with Miami-Dade County for provision of Municipal Circulator Services for City's trolley service; and

WHEREAS, the Interlocal Agreement requires that the City comply with federal requirements for transit services, including Title VI of the Civil Rights Act of 1964 (Title VI); and

WHEREAS, Title VI stipulates that no person shall, on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving federal financial assistance; and

WHEREAS, in order to receive Federal funds for projects, including transit projects, the local agencies and their contractors and consultants must comply with the various federal and state laws and regulations, including Federal Transit Administration (FTA) and Federal Highway Administration (FHWA) regulations, and Florida Department of Transportation (FDOT) guidelines; and

WHEREAS, on June 11, 2014, the City Commission via Resolution No. 2014-28641 adopted a Title VI Program Plan which was specific to transit services; and

WHEREAS, to maintain Certification in the Local Agency Program (LAP), local agencies must submit the Sub-recipient Compliance Assessment Tool (SCAT) once every three (3) years or at the request of FDOT or FHWA; and

WHEREAS, to be eligible for federal funding through FDOT, the City, as a sub recipient, must have a Title VI/Nondiscrimination Policy and Plan that covers all programs, services and activities of the City; and

WHEREAS, on January 17, 2017, the City Commission via Resolution No. 2017-29718 adopted Title VI Nondiscrimination Policy and Plan, supplementing the 2014 Title VI Program Plan, by expanding its application to all citywide services (instead of just transportation), and further authorized the City Manager or designee to make such further modifications to the Title VI Nondiscrimination Policy and Plan as may be required by the applicable federal and state governmental agencies which oversee the federal assistance programs in which the City participates; and

WHEREAS, on January 8, 2021, the City Commission was informed via LTC# 010-2021 that the Title VI Nondiscrimination Policy and Plan was updated Administratively to reflect:

- New Title VI Program Coordinator;
- Language Assistance Plan and Limited English Proficiency (LEP) Analysis-data was updated to reflect 2018 America Community Survey information; and
- Data collection paragraph added to adhere to FHWA regulations; and

WHEREAS, FTA requires that all direct and primary recipients document their compliance with Title VI regulations by submitting a Title VI Program Plan to their FTA regional civil rights officer once every three years or as otherwise directed by FTA; and

WHEREAS, the updated Title VI Nondiscrimination Policy and Plan adopted by the City Commission will ensure the City remains eligible to receive federal funding for current and future roadway, infrastructure, and transit projects, and will also serve to proactively discourage discrimination on the basis of race, color, national origin, sex, age, disability, religion, income or family status by adequately educating and involving the community in the planning process as well as the implementation of citywide services, programs, and activities.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COMMISSION OF THE CITY OF MIAMI BEACH, FLORIDA, that the Mayor and City Commission hereby adopt the updated Title VI Nondiscrimination Policy and Plan, in the form attached to the City Commission Memorandum accompanying this Resolution; and further authorize the City Manager or designee to make further modifications to the Title VI Nondiscrimination Policy and Plan as may be required by the applicable federal and state governmental agencies which oversee the federal assistance programs in which the City participates.


PASSED and ADOPTED this 6th day of April 2022.

Dan Gelber, Mayor

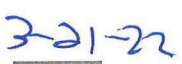
ATTEST:

Rafael E. Granado, City Clerk

APPROVED AS TO
FORM & LANGUAGE
& FOR EXECUTION



City Attorney



Date

