

RESOLUTION NO. 1023

A RESOLUTION OF THE VILLAGE OF VIRGINIA GARDENS, FLORIDA ADOPTING VILLAGE OF VIRGINIA GARDENS TITLE VI PLAN AND PROVIDING FOR EFFECTIVE DATE.

WHEREAS, The Village of Virginia Gardens desires to adopt the Village of Virginia Gardens Title VI Plan;

WHEREAS, The Village of Virginia Gardens has determined that it is beneficial for the Village to adopt the Village of Virginia Gardens Title VI Plan;

NOW, THEREFORE, BE IT DULY RESOLVED BY THE VILLAGE OF VIRGINIA GARDENS, FLORIDA;

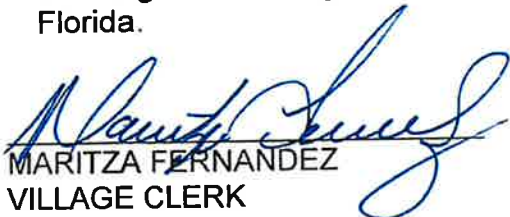
Section 1. That the recitals, findings contained in the Preamble and exhibit attached to this Resolution are adopted by reference and incorporated as if fully set forth in this Section.

Section 2. That the Village of Virginia Gardens hereby adopts its Title VI Plan as provided for in Exhibit "A".

Section 3. This Resolution shall become effective immediately upon its adoption.

Section 4. The Village Clerk and Title VI Coordinator shall carry out and implement the Title VI Plan as required.

APPROVED, PASSED, AND ADOPTED this 19th day of January 2023, at a regular meeting of the Village Council of the Village of Virginia Gardens, Florida.


MARITZA FERNANDEZ
VILLAGE CLERK


FRED SPENCER DENO, IV
MAYOR OF THE VILLAGE OF
VIRGINIA GARDENS


JORGE ARCE, PRESIDENT

VOTE OF THE COUNCIL:

Council President Arce

YES
YES

Councilman Block

YES YES

Councilwoman Conover

YES YES

Councilman Fernandez

YES YES

Councilwoman Taylor-Martinez

YES

APPROVED AS TO FORM AND SUFFICIENCY:



GUILLERMO CUADRA, ESQ., Village Attorney

EXHIBIT "A"

I. Policy Statement:

The Village of Virginia Gardens values diversity and welcomes input from all interested parties, regardless of race, color, national origin, sex, age, disability, religion or family status (including limited English proficiency). Moreover, the Village believes that the best programs and services result from careful consideration of the needs of all of its communities and when those communities are involved in the transportation decision-making process. Thus, the Village of Virginia Gardens does not tolerate discrimination in any of its programs, services or activities. Pursuant to Title VI of the Civil Rights Act of 1964 and other federal and state authorities, the Village of Virginia Gardens will not exclude from participation in, deny the benefits of, or subject to discrimination anyone on the grounds of race, color, national origin, sex, age, disability, religion or family status (including limited English proficiency).

II. Nondiscrimination Assurances:

Every three years, or commensurate with a change in executive leadership, the Village of Virginia Gardens must certify to Federal Highway Administration (FHWA) and Florida Department of Transportation (FDOT) that its programs, services and activities are being conducted in a nondiscriminatory manner. These certifications are termed 'assurances' and serve two important purposes. First, they document Village of Virginia Gardens commitment to nondiscrimination and equitable service to its community. Second, they serve as a legally enforceable agreement by which the Village of Virginia Gardens may be held liable for breach. Those wishing to view the Village's Nondiscrimination Assurance may do so by visiting the Village website or administration offices.

III. Complaint Procedures:

The Village of Virginia Gardens has established a discrimination complaint procedure and will take prompt and reasonable action to investigate and eliminate discrimination when found.

Section 504 of the Rehabilitation Act of 1973 (Section 504), the Americans with Disabilities Act of 1990 (ADA) and related federal and state laws and regulations forbid discrimination against those who have disabilities. Furthermore, these laws require federal-aid recipients and other government entities to take affirmative steps to reasonably accommodate those with disabilities and ensure that their needs are equitably represented in transportation programs, services and activities. The Village will make every effort to ensure that its facilities, programs, services, and activities are accessible to those with disabilities. The Village will also make every effort to ensure that its advisory committees, public involvement activities and all other programs, services and activities include representation by communities with disabilities and disability service groups. The Village encourages the public to report any facility, program, service or activity that appears inaccessible to those who are disabled. Furthermore, the Village will provide reasonable accommodation to individuals with disabilities who wish to participate in public involvement events or who require special assistance to access facilities, programs, services or activities. Because providing reasonable accommodation may require outside assistance, organization or resources, the Village asks that requests be made at least three (3) calendar days prior to the need for accommodation. Questions, concerns, comments or requests for accommodation should be made to the Village ADA

Officer:

Village of Virginia Gardens
Macbeth Araque, Title VI Coordinator
6498 NW 38th Terrace
Virginia Gardens, Florida 33166
maraque@viriniagardens-fl.gov

V. Limited English Proficiency (LEP) Guidance:

Title VI of the Civil Rights Act of 1964, Executive Order 13166, and various directives from the US Department of Justice (DOJ) and US Department of Transportation (DOT) require federal-aid recipients to take reasonable steps to ensure meaningful access to programs, services and activities by those who do not speak English proficiently.

events designed to gather public input on program/project planning and construction. Further, the Village sponsors, attends and participates in other community events to promote its services to the public. Finally, the Village is constantly seeking ways of measuring the effectiveness of its public involvement.

Persons wishing to request special presentations by the Village; volunteer in any of its activities; offer suggestions for improvement; or to simply learn more about Village programs and services should visit:

Village of Virginia Gardens
Macbeth Araque, Title VI Coordinator
6498 NW 38th Terrace
Virginia Gardens, Florida 33166
maraque@virginiagardens-fl.gov

VII. Data Collection:

FHWA regulations require federal-aid recipients to collect racial, ethnic and other similar demographic data on beneficiaries of or those affected by transportation programs, services and activities. The Village accomplishes this through the use of census data, American Community Survey reports, Environmental Screening Tools (EST), driver and ridership surveys, its community development department and other methods. From time to time, the Village may find it necessary to request voluntary identification of certain racial, ethnic or other data from those who participate in Village programs, services or activities. This information assists the Village with improving service equity and ensuring effective outreach. Self-identification of personal data to the Village will always be voluntary and anonymous. Moreover, the Village will not release or otherwise use this data in any manner inconsistent with the FHWA regulations.

Please list any and all witnesses' names and phone numbers:

Please attach any documents which support the allegation. Then date and sign this form and send to the Title VI Coordinator.

Your signature _____

Print your name _____

Date _____

Letter Notifying Complainant that the Complaint is Substantiated

Date

Complainant's Name

Complainant's Address

Dear (Mr/Ms): _____

The matter referenced in your letter dated _____ against the Village of Virginia Gardens alleging Title VI violation has been investigated.

The violation of the Title VI of the Civil Rights Act of 1964 mentioned in your letter was identified. Corrective action of this deficiency(s) is being implemented to ensure that this issue does not arise again.

Thank you for bringing this important matter to our attention.

Sincerely,

Village of Virginia Gardens
Macbeth Araque, Title VI Coordinator
6498 NW 38th Terrace
Virginia Gardens, Florida 33166



Appendix E
Record of Investigations, Complaints and/or
Lawsuits

TYPE of COMPLAINT	DATE of COMPLAINT	BASIS of COMPLAINT	STATUS of COMPLAINT	ACTION(S) TAKEN

Note: The Village of Virginia Gardens does not have any investigations, complaints, or lawsuits to disclose at this time. Any future disclosures will be listed under the Title VI Program Plan