RESOLUTION NO. 2014-R-55

A RESOLUTION OF THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE NOMI EXPRESS TRANSIT SERVICE - TITLE VI PROGRAM PLAN, IN ACCORDANCE WITH TITLE VI, 42 U.S.C. § 2000D, CIVIL RIGHTS ACT OF 1964, AS REQUIRED FOR THE CITY OF NORTH MIAMI TO RECEIVE FEDERAL PASS-THRU FUNDING FROM MIAMI-DADE TRANSIT (MDT); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

WHEREAS, in 2009, Miami-Dade Transit ("MDT") received funding through the American Recovery and Reinvestment Act ("ARRA") of 2009 Federal Transit Administration to make improvements to transit facilities and operations within Miami-Dade County; and

WHEREAS, on October 27, 2009, the Mayor and City Council of the City of North Miami ("City") passed and adopted Resolution No. R-2009-152, authorizing the City Manager and City Attorney to negotiate and execute an Interlocal Agreement between the City and Miami-Dade Transit for ARRA pass-through funding arrangements, for the City to provide improved public transportation services and transit related amenities to benefit residents and local businesses; and

WHEREAS, the City's NOMI Express Transit Service ("Transit Service"), provides an important civil function by offering fixed-route transit services allowing all members of the public to access jobs, essential community services, shopping, medical appointments and other vital transit uses without regard to race, color, and national origin; and

WHEREAS, the Transit Service, as a Subrecipient of ARRA pass-through funding, is required by MDT to have an approved Title VI Program Plan ("Plan"), in accordance with Title VI, 42 U.S.C. § 2000d, of the Civil Rights Act of 1964, which prohibits discrimination on the basis of race, color, and national origin in programs and activities receiving federal financial assistance; and

WHEREAS, the Plan serves to ensure that users of the Transit Service are able to make anti-discrimination complaints and to have procedures in place for investigating, tracking and providing an administrative remedy to these types of complaints; and

WHEREAS, the Plan will also increase public awareness to the Transit Service, including those persons with limited English proficiency, by providing access to vital documents in English, Creole and Spanish languages; and

WHEREAS, the Vice Mayor as Acting Mayor and City Council of the City of North Miami, find the proposed Plan to be in the best interest of the City, and an enhancement to the quality of life of all Transit Service users.

NOW, THEREFORE, BE IT RESOLVED BY THE VICE MAYOR AS ACTING MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:

Section 1. **Approval of Title VI Program Plan.** The Vice Mayor as Acting Mayor and City Council of the City of North Miami, Florida, hereby approve the NOMI Express Transit Service - Title VI Program Plan (attached hereto as "Exhibit 1"), in accordance with Title VI, 42 U.S.C. § 2000d, Civil Rights Act of 1964, as required for the City of North Miami to receive federal pass-thru funding from Miami-Dade Transit (MDT).

Section 2. **Effective Date.** This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED by a 4-0 vote of the Vice Mayor as Acting Mayor and City Council of the City of North Miami, Florida, this 24th day of June, 2014.

PHILIPPE BIEN-AIME
VICE MAYOR AS ACTING MAYOR

ATTEST:

MICHAEL A. ETIENNE, ESQ.
CITY CLERK

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY:

REGINE M. MONESTIME
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Keys

Seconded by: Galvin

Vote:

Vice Mayor as Acting Mayor Philippe Bien-Aime	x (Yes)	____ (No)
Councilperson Scott Galvin	x (Yes)	____ (No)
Councilperson Carol Keys, Esq.	x (Yes)	____ (No)
Councilperson Marie Erlande Steril	x (Yes)	____ (No)