

RESOLUTION NO. 2023-R-06

**A RESOLUTION OF THE 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. SECTION 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 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. Section 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, on June 24, 2014, the Mayor and City Council adopted Resolution No. 2014-R-55 approving the NOMI Express Title VI Plan; and

WHEREAS, the current Title VI Assurance on file with FDOT is set to expire and needs to be updated; and

WHEREAS, the updated 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 updated 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 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 MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA:


Section 1. **Approval of Title VI Program Plan.** The 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. Section 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 Mayor and City Council of the City of North Miami, Florida, this 10th day of January, 2023.


ALIX DESULME, Ed.D.
MAYOR

ATTEST:



VANESSA JOSEPH, ESQ.
CITY CLERK

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:



JEFF P. H. CAZEAU, ESQ.
CITY ATTORNEY

SPONSORED BY: CITY ADMINISTRATION

Moved by: Desulme

Seconded by: Galvin

Vote:

Mayor Alix Desulme, Ed.D.	<u>X</u> (Yes) _____ (No)
Vice Mayor Mary Estimé Irvin	<u>X</u> (Yes) _____ (No)
Councilman Scott Galvin	<u>X</u> (Yes) _____ (No)
Councilwoman Kassandra Timothe, MPA	<u>X</u> (Yes) _____ (No)