

RESOLUTION R-22-181

A RESOLUTION OF THE MANATEE COUNTY, FLORIDA BOARD OF COUNTY COMMISSIONERS, CONSENTING TO AND APPROVING THE MANATEE COUNTY NON-DISCRIMINATION ASSURANCE PURSUANT TO TITLE VI OF THE CIVIL RIGHTS ACT OF 1964; ADOPTING A REVISED TITLE VI NONDISCRIMINATION POLICY AND PLAN FOR SUB-RECIPIENTS IN THE LOCAL AGENCY PROGRAM; AUTHORIZING TRANSMITTAL OF DOCUMENTS TO THE FLORIDA DEPARTMENT OF TRANSPORTATION; MAKING RELATED FINDINGS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Florida Department of Transportation (FDOT) is the primary recipient of Federal-Aid Highway Program (FAHP) funds that FDOT distributes to subrecipients for local priority projects; and

WHEREAS, to receive FAHP funds, the subrecipient, and their contractors and consultants, must comply with Federal and State nondiscrimination authorities; and

WHEREAS, Manatee County, its citizens, taxpayers, and businesses, can benefit from local projects that receive FAHP funding; and

WHEREAS, FDOT requires that all subrecipients document their compliance with Title VI of the Civil Rights Act of 1964 and related statutes, whether federally funded or not, by submitting a Title VI Nondiscrimination Assurance ("Assurance") once every three years or when the subrecipient's agency head changes; and

WHEREAS, to ensure compliance with Title VI and nondiscrimination requirements, the Board of County Commissioners has adopted a Title VI Nondiscrimination Policy and Plan for Sub-Recipients in the Local Agency Program, effective July 7, 2016, and revised July 13, 2022; and

WHEREAS, the Board of County Commissioners must adopt each update to the Title VI Nondiscrimination Policy and Plan for Sub-Recipients in the Local Agency Program prior to submission to FDOT indicating compliance with Title VI and Nondiscrimination implementation.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Manatee County, Florida ("Board") that:

1. The recitals set forth above are hereby adopted as findings of the Board and are incorporated herein by this reference.

2. The Board hereby consents to and approves the Assurance and authorizes the County Administrator to sign the Assurance, which is attached hereto and incorporated herein as **Exhibit A**.
3. The Board hereby adopts the July 13, 2022, revised Manatee County Title VI and Nondiscrimination Policy and Plan for Sub-Recipients in the Local Agency Program, which is attached hereto and incorporated herein as **Exhibit B**.
4. The Public Works Department Director or designee is hereby authorized to electronically submit the signed Title VI and Nondiscrimination Assurance and the revised Manatee County Title VI and Nondiscrimination Policy and Plan for Sub-Recipients in the Local Agency Program to FDOT, and sign all assurances, warranties, certifications, and other supporting documentation which may be required in connection with the Title VI and Nondiscrimination Assurance.
5. The provisions of this Resolution shall supersede the provisions of any other rule, policy, or Resolution that is in conflict with and cannot be harmonized or reconciled with the provisions of this Resolution.
6. If any one or more of the provisions of this Resolution should be held contrary to law or public policy, or should for any reason whatsoever be held invalid or unenforceable by a court of competent jurisdiction, then such provision or provisions shall be null and void and shall be deemed separate from the remaining provisions of this Resolution, which remaining provisions shall continue in full force and effect, provided that the remaining provisions can be given legal effect absent the invalid portions.
7. This Resolution shall take effect immediately upon its adoption.

PASSED AND DULY ADOPTED with a quorum present and voting this 6th day of December, 2022.



**BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA**

By: [Signature]

Chairperson

**ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER**

By: [Signature]

Deputy Clerk