

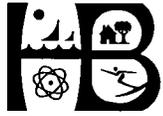


**CITY OF HUNTINGTON BEACH
SUPPLEMENTAL COMMUNICATION
Joan L. Flynn, City Clerk
Office of the City Clerk**

TO: Honorable Mayor and City Council
FROM: Joan L. Flynn, City Clerk *JLF*
DATE: May 14, 2012
**SUBJECT: SUPPLEMENTAL COMMUNICATION FOR THE MAY 14, 2012, SPECIAL
CITY COUNCIL/PFA/SUCCESSOR AGENCY MEETING**

Attached is the Supplemental Communication to the City Council (received after distribution of the Agenda Packet):

Communication submitted by Travis Hopkins, Director of Public Works dated May 14, 2012 and entitled *Supplemental Communication*, providing replacement pages 4, 5, 7, 8, and 24 of Consent Item 1, Attachment 1 (Title VI Report).



CITY OF HUNTINGTON BEACH

INTERDEPARTMENTAL COMMUNICATION

TO: Joan L. Flynn, City Clerk

FROM: Travis K. Hopkins, PE, Director of Public Works

A handwritten signature in black ink, appearing to read 'T. Hopkins', written over a horizontal line.

DATE: May 14, 2012

SUBJECT: Supplemental Communication

Attached for distribution are replacement pages 4, 5, 7, 8, and 24 of Item 1, Attachment 1 of the City Council Agenda item for the May 14, 2012 Special Meeting of the City Council. The replacement pages are being provided to reflect the date of tonight's Special Meeting.

Title VI Report

For the FTA 5307 Grant funded:

EDINGER AVENUE BICYCLE PATH
(from Countess Drive to Santa Barbara Lane)



Prepared by:

City of Huntington Beach
2000 Main Street
Huntington Beach, CA 92648

Submitted to:

Orange County Transportation Authority
Office of Civil Rights
550 South Main Street
Orange, CA 92863

May 14, 2012

INTRODUCTION

Title VI of the Civil Rights Act of 1964 provides that "no person in the United States 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." To fulfill this basic civil rights mandate, each federal agency that provides financial assistance for any program is authorized and directed by the United States Department of Justice to apply provisions of Title VI to each program by issuing general rules, regulations, or requirements.

Since 1972, the Federal Transit Administration (FTA) has required recipients of Federal assistance to certify compliance with the requirements of Title VI as part of the funding eligibility process.

SUB-RECIPIENTS

Title 49 Code of Federal Regulation (CFR) section 21.9(b) states that if "a primary recipient extends Federal financial assistance to any other recipient, such other recipient shall also submit such compliance reports to the primary recipient as may be necessary to enable the primary recipient to carry out its obligation under this part."

PURPOSE OF THE TITLE VI REPORT

The purpose of this report is to document the City of Huntington Beach's sub-recipient compliance with Title VI. This report was prepared and submitted to the Orange County Transportation Authority's (OCTA) Office of Civil Rights on May 30, 2012. The Title VI report was prepared with the assistance of OCTA and in anticipation of the adoption of FTA Circular 4702.1B.

PROGRAM OVERVIEW

The Project proposes to utilize FTA 5307 Transportation Enhancement Project grant funding to realign the existing Class II bicycle lane and construct a paved Class I bicycle/pedestrian trail located along the north side of Edinger Avenue, between Countess Drive and Santa Barbara Lane. The proposed bicycle/pedestrian trail will be located away from the vehicular travel way. The Project will provide a defined pedestrian path of travel where none currently exists and a safer location along a recently landscaped parkway for the bicyclists and pedestrians who traverse this area. Additionally, the realigned bike lane will enable the City to provide on-street parking in response to the requests from the residents in the area.

GENERAL REQUIREMENTS

SELF CERTIFICATION FORM

A copy of the City of Huntington Beach Self Certification Form will be included in the Final Report at the completion of the project.

NOTICE OF TITLE VI PROTECTION

The City of Huntington Beach has developed the notice of Title VI protection. The City of Huntington Beach utilized FTA and OCTA guidance to develop the notice. The City of Huntington Beach utilized the City's website and flyers to notify the public of their rights under Title VI. The notification is available at City Hall, the Oak View Family Community Center, and on the City's website. A copy of the notice is presented in Attachment B.

The City of Huntington Beach contracts with Children's Bureau, a non-profit agency, to operate the Oak View Family and Community Center. Together with City staff and other community partners, they offer a variety of outreach services to the Oak View Community, including recreation, education, human and family services. The Children's Bureau began serving the Oak View community in 1991 as the lead agency of the Oak View Collaborative. The Collaborative provides a variety of family support and youth development services.

LIMITED ENGLISH PROFICIENCY PLAN

The City of Huntington Beach is adopting the OCTA Limited English Proficiency (LEP) Plan. According to OCTA's analysis, the proposed Project is not located within a census tract that has been identified with a significant number of residents with limited English proficiency. However, the City will provide all vital documents (i.e., Notice of Title VI Protection, Complaint Procedure and Form) in both English and Spanish at City Hall, the Oak View Family Community Center, and on the City's website. The City chose to provide this additional measure for two primary reasons. First, the Hispanic population is the 2nd largest (after Caucasian) in the City based on the 2010 census. Second, the City's existing Oak View Family Community Center is located in the closest Spanish-speaking census tract to the Project identified in the OCTA LEP Plan.

MEMBERSHIP OF DECISION-MAKING BODIES

Each member of both the Planning Commission and Public Works Commission is appointed by a member of the City Council. The City Council has reviewed and approved this Title VI Report and will be mindful of the demographics served by these commissions when making their appointments.

Table Depicting Minority Representation on Decision-Making Bodies

Body	Caucasian	Hispanic	African American	Asian/Pacific Islander American	Native American	All Other
City of Huntington Beach Population*	76.7%	17.1%	1.0%	11.1%	0.5%	0.0%
Planning Commission	100.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Public Works Commission	78.6%	0.0%	0.0%	0.0%	7.1%	14.3%

*Information obtained from 2010 U.S. Census/2010 County of Orange Report on Race and Ethnicity. Less than 4.5% of population is equal to persons of two or more races.

BOARD RESOLUTION

The Huntington Beach City Council met on May 14, 2012 to review and approve the Title VI Report. A copy of the certified Council meeting minutes approving the Title VI Report is presented in Attachment D.

The City of Huntington Beach is a non-transit provider and is not required to submit the requirements as specified in Chapters IV, V or VI of the FTA Circular 4702.1B.

The City of Huntington Beach's Title VI Report was prepared by Jonathan Claudio, Senior Civil Engineer.

ATTACHMENTS

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| ATTACHMENT A | Self Certification Form (to be submitted with Final Report) |
| ATTACHMENT B | Notification to the Public of Title VI Rights |
| ATTACHMENT C | Title VI Complaint Procedure and Complaint Form |
| ATTACHMENT D | Certified minutes of May 14, 2012 Council meeting |

Certified Minutes of May 14, 2012 Council meeting