

MARSHALLTOWN

— I O W A —

Joel Greer, Mayor
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TO: Mayor Greer and City Council
FROM: Heather Thomas, Public Works Director
DATE: March 13, 2023
RE: Title VI Agreement and Assurances – Policy for Compliance with Title VI of the Civil Rights Act of 1964

Strategic Plan:

- Strategy 1: Expand and improve development in the community.
- Strategy 2: Enhance Marshalltown’s public image.
- Strategy 3: Continually improve and sustain the City’s infrastructure, organization, and services.
- Strategy 4: Partner with citizens, for-profit, non-profit, and others to improve quality of life.

Plan Objective:

Review City policies, procedures, plans, ordinances, programs, and services for updates and efficiencies.

Recommendation:

Approval of the proposed agreement and assurances & adoption of such as the City’s policy.

Budget Impact:

None.

Description/Background:

Compliance with Title VI of the Civil Rights Act of 1964 is a requirement for all operations and activities conducted by entities that accept federal funding, no matter if federal funding is being used on a specific project. City council approved our most recent Title VI Agreement & Assurances on June 14, 2021 (Resolution 2021-140). This most recent 2021 adoption was a result of Transportation Alternative Funding the city received for the Iowa River’s Edge Trail. We were contacted by Iowa DOT in February who were unable to locate a fully executed copy signed both by the City of Marshalltown and Iowa DOT. We were able to determine that the city executed our side of the agreement and it was submitted to Iowa DOT; however, due to some staffing changes at Iowa DOT – Iowa DOT had not executed their end of the agreement. Therefore, I have been in contact with Steven Kerber who is the Title VI Compliance Officer for the Civil Rights Bureau of Iowa DOT and we believe the best course of action is to have the city adopt the attached agreement and assurances as policy.

Title VI of the Civil Rights Act of 1964

“No person in the United States shall, on the ground 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.” (42 U.S.C. 2000d)

CITY COUNCIL

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Jeff Schneider, Gary Thompson, Dex Walker



The Civil Rights Act of 1964 (the Act) is a fundamental piece of legislation that forms the basis for a wide array of subsequent laws, executive orders and regulations, all designed to prohibit discrimination. Technically, Title VI covers race, color and national origin. However, the term “Title VI” is also used more generically to refer to non-discrimination on any basis.

What Title VI Does

- Prohibits entities from denying an individual any service, financial aid, or other benefit.
- Prohibits entities from providing services or benefits that are different or inferior (either in quantity or quality) to those provided to others.
- Prohibits segregation or separate treatment in any manner related to receiving program services or benefits.
- Prohibits entities from requiring different standards or conditions as prerequisites for serving individuals.
- Encourages the participation of minorities as members of planning or advisory bodies for programs receiving Federal funds.
- Prohibits discriminatory activity in a facility built in whole or in part with Federal funds.
- Requires information and services to be provided in languages other than English when significant numbers of beneficiaries are of limited English-speaking ability.
- Requires entities to notify the eligible population about applicable programs.
- Prohibits locating facilities in any way that would limit or impede access to a Federally funded service or benefit.
- Requires assurance of nondiscrimination in purchasing of services.

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