

RESOLUTION NO. R-26-2021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GREEN COVE SPRINGS, FLORIDA, ADOPTING THE LANGUAGE ACCESS PLAN FOR LIMITED ENGLISH PROFICIENCY PERSONS FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND OTHER FEDERALLY FUNDED GRANT PROGRAMS.

WHEREAS, the City of Green Cove Springs plans to apply for grant funding under the Florida CDBG program as funding becomes available in various cycles and may from time-to-time apply for other federal grants, and as part of the requirements to be such a grant recipient, the City has an obligation to reduce language barriers that can preclude meaningful access by Limited English Proficient (LEP) persons to important government programs, services, and activities; and

WHEREAS, under the CDBG grant program requirements the City is required to conduct a Four Factor Analysis using the documentation provided by the Florida Department of Economic Opportunity, to determine whether the City is required to submit to the Florida Department of Economic Opportunity a Language Access Plan to address the Language Access Policy, translation of required vital documents, and requirements for citizen participation.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREEN COVE SPRINGS, FLORIDA:

SECTION 1. Adoption of the Language Access Plan. The City conducted the Four Factor Analysis in accordance with the Florida Department of Economic Opportunity requirements as further described in Attachment A and is required to submit to the Department a Language Access Plan to address the Language Access Policy, translation of required vital documents, and requirements for citizen participation. The City Council hereby approves and adopts the Language Access Plan for Limited English Proficiency Persons in the form attached hereto as Attachment A. The Mayor and the City Clerk are hereby authorized to take all actions necessary to provide the Language Access Plan to the Florida Department of Economic Opportunity in the form required by the Department.

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

DONE AND RESOLVED THIS 21ST DAY OF SEPTEMBER 2021, BY THE CITY COUNCIL OF THE City OF GREEN COVE SPRINGS, FLORIDA.

CITY COUNCIL OF THE
CITY OF GREEN COVE SPRINGS, FLORIDA

Edward Gaw, Mayor

ATTEST:

Erin West, City Clerk

APPROVED AS TO FORM:

L. J. Arnold, III, City Attorney

Council Member _____ moved the passage and adoption of the above and foregoing Resolution. Motion was seconded by Council Member _____ and upon roll call on the motion the vote was as follows:

COUNCIL MEMBER	YEA	NAY
Mayor Gaw		
Vice Mayor Johnson		
Council Member Royal		
Council Member Butler		
Council Member Kelley		

**FOUR-FACTOR ANALYSIS
and
LANGUAGE ACCESS PLAN
FOR LIMITED ENGLISH PROFICIENCY
PERSONS**

**COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM**

CITY OF GREEN COVE SPRINGS

Purpose: In compliance with Executive Order 13166, the City of Green Cove Springs has developed the following Language Access Plan (LAP) for Limited English Proficiency (LEP) persons.

History: Title VI of the Civil Rights Act of 1964 is the federal law that protects individuals from discrimination on the basis of their race, color, or national origin in programs that receive federal financial assistance. In certain situations, failure to ensure that persons who have limited English proficiency can effectively participate in, or benefit from, federally assisted programs may violate Title VI's prohibition against national origin discrimination.

Persons who, as a result of national origin, do not speak English as their primary language and who have limited ability to speak, read, write, or understand English may be entitled to language assistance under Title VI in order to receive a particular service, benefit, or encounter.

City of Green Cove Springs Four-Factor Analysis: The following Four-Factor Analysis will serve as the guide for determining which language assistance measures the City of Green Cove Springs will undertake to guarantee access to the City of Green Cove Springs Community Development Block Grant (CDBG) programs by LEP persons.

1. Number or proportion of LEP persons served or encountered in the eligible service population (served or encountered includes those persons who would be served by the recipient if the person received education and outreach and the recipient provided sufficient language services).

The City of Green Cove Springs utilized American Community Survey data Table(s)#S1602. Based on this data, the City of Green Cove Springs does meet the 1,000 or 5% LEP persons threshold for the Spanish Language.

2. The frequency with which the LEP persons come into contact with the program.

The proposed project does include internet hookups. Therefore, residents are likely to have considerable direct contact with the program and its staff.

3. The nature and importance of the program, activity, or service provided by the program.

The proposed project does provide direct assistance to project area beneficiaries related to internet hookups; therefore, the nature of the activity or service is of significant importance to the proposed project area(s) residents.

4. The resources available and costs to the recipient.

Currently, there are free websites that can be utilized to translate some written materials. Additionally, local volunteers have been identified to provide oral translation services at public meetings and during conversations with LEP residents during the implementation of the proposed project. Furthermore, many of the common forms used in the implementation of a CDBG project are available in multiple languages on the HUD and DOL websites. Additionally, translation activities are an eligible CDBG administrative expense. Therefore, limited LAP measures are reasonable given the resources available to the City of Green Cove Springs.

**City of Green Cove Springs
Language Access Plan**

As a result of the preceding Four-Factor Analysis, the City of Green Cove Springs has identified the following types of language assistance to be provided on an as needed basis by the City of Green Cove Springs throughout the implementation of the CDBG program:

- *All CDBG citizen participation documents, project-related resolutions, public notices, and amendments will be published in Spanish on bulletin boards at the City Hall and in public places throughout the proposed project area(s) and/or the community.*
- *Additionally, all published citizen participation advertisements will include a statement in Spanish indicating other program materials are available in Spanish upon request.*
- *All citizen participation notices will include a statement that translators will be available at public meetings upon prior request.*
- *If needed, a translator may be retained to provide oral translation in the field during the implementation of the project activities.*
- *If other populations of LEP persons are identified in the future, The City of Green Cove Springs will consider additional measures to serve the language access needs of those persons.*

Adopted:

3/2/2021
Date Adopted


Attest


Mayor