



AGENDA

Legislative Special Meeting for June 23, 2016 at 12:25PM

Call to Order

Pledge of Allegiance

Roll Call of Legislators

Reading of Meeting Notice:

There will be a Special Meeting of the Legislature for **Thursday, June 23, 2016 at 12:25PM** in the Legislative Chambers, 100 North Street, Monticello, New York. The purpose of the meeting is to Adopt a Title VI Program.

Business in Order:

Resolutions:

1. Adopt a Title VI Program

Adjournment or Close

Sullivan County

Title VI Program

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Sullivan County Title VI Program

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Sullivan County Title VI Program

**Sullivan County
Title VI Program**

Introduction

As a recipient of federal and state funds, Sullivan County is subject to the requirements and provisions of the Title VI of the Civil Rights Act of 1964, as amended. The provisions include but not limited to, prohibiting discrimination on the grounds of race, color or national origin (being denied the benefits of, or being otherwise subjected to discrimination under any program or activity administered by federal or state assisted programs, services and activities). Non-compliance with this mandate can affect federal financial assistance.

Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color or national origin in programs and activities receiving federal financial assistance. Specifically, Title VI provides that “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 USC Section 2000d).

The Civil Rights Restoration Act of 1987 broadened the scope of Title VI coverage by expanding the definition of terms “programs or activities” to include all programs or activities of federal aid recipients, sub-recipients, and consultants, whether such programs and activities are federally assisted or not.

Sullivan County assures that every effort will be made to ensure nondiscrimination in all of its programs and activities, whether those programs and activities are federally funded or not. The Sullivan County Attorney or his/her designee is responsible for monitoring the Title VI activities for Sullivan County.

Sullivan County is committed to ensuring that no person is excluded from participation in, or denied the benefits of its services on the basis of race, color, or national origin, as protected by Title VI in Federal Transit Administration (FTA) Circular 4702.1.B.

The Sullivan County Employee Annual Education Form is attached hereto as Appendix C.

The Sullivan County Title VI Policy Statement is attached hereto as Appendix D.

The Sullivan County Limited English Proficiency Plan is attached hereto as Appendix E.

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Sullivan County Title VI Program

Public Notification Process

Title VI Information Dissemination

Title VI information posters shall be prominent and publicly displayed in the Sullivan County's facilities. The County Attorney is also Sullivan County's Title VI coordinator. The name of the County Attorney is available on the Sullivan County website. Information relating to nondiscrimination obligation can be obtained from the Sullivan County Attorney or his/her designee.

Title VI information shall be available on the County website, www.co.sullivan.ny.us, and will be reviewed annually at employee trainings.

Title VI Complaint Procedures

How to File a Title VI Complaint

The complainant may file a signed, written complaint up to thirty (30) days from the date of the alleged discrimination. The complaint should include the following information:

- Name of complainant, mailing address, and how to contact the complainant (i.e., telephone number, e-mail address, etc.)
- How, when, where and why the complainant believes he/she was discriminated against. The complainant shall include the location, names and contact information of any witnesses.
- Other information deemed significant by the complainant.

The Title VI Complaint Form may be used to submit the complaint information (Appendix A). The complaint may be filed in writing with Sullivan County at one of the following addresses:

Cheryl A. McCausland, County Attorney
100 North Street
P.O. Box 5012
Monticello, NY 12701

AnnMarie Martin, Clerk to the Legislature
100 North Street
P.O. Box 5012
Monticello, NY 12701

Edward McAndrew, Commissioner, DPW
100 North Street
P.O. Box 5012
Monticello, NY 12701

Note: Sullivan County encourages all complainants to certify any mail that is sent through the U.S. Postal Service and/or ensure that all written correspondence can be tracked easily. An original, signed copy of the complaint form must be mailed.

What happens to the complaint once it is submitted?

All complaints alleging discrimination based on race, color or national origin in a service or benefit provided by Sullivan County will be directly addressed by Sullivan County. Sullivan County shall also provide appropriate assistance to complainants, including those persons with

Sullivan County Title VI Program

disabilities, or who are limited in their ability to communicate in English. Additionally, Sullivan County shall make every effort to address all complaints in an expeditious and thorough manner.

A letter acknowledging receipt of complaint will be mailed within seven (7) days. Please note that in responding to any requests for additional information, a complainant's failure to provide the requested information may result in the administrative closure of the complaint.

How will the complainant be notified of the outcome of the complaint?

Sullivan County shall send a final written response letter to the complainant. In the event that the complaint is determined to be unsubstantiated, the letter notifying complainant of the determination shall advise complainant of his or her rights to 1) appeal within seven (7) calendar days of receipt of the final written decision from Sullivan County, and/or 2) file a complaint externally with the US Department of Transportation and/or the Federal Transit Administration. Every effort will be made to respond to Title VI complaints within 60 working days of receipt of such complaints.

In addition to the complaint process described above, a complainant may file a Title VI complaint with the following offices:

Federal Transit Administration Office of Civil Rights
Attention: Title VI Program Coordinator
East Building, 5th Floor – TCR
1200 New Jersey, SE
Washington, DC 20590

NYS DOT Office of Civil Rights
Attention: Acting Director
50 Wolf Rd, 6th Floor
Albany, NY 12232

Community Outreach

As an agency receiving federal financial assistance, Sullivan County makes the following community outreach efforts:

1. The public is invited to attend and participate in the legislative process.
2. Title VI statements are posted in all County facilities for public viewing (Appendix B).
3. Sullivan County has a user-friendly website to enhance community relation efforts.
Sullivan County's Title VI plan is available to the community on the website.

Access to Title VI information is available on the New York State DOT website at:
www.dot.ny.gov/main/business-center/civil-rights/title-vi-ej

APPENDIX A

Title VI Complaint Form

Sullivan County Title VI Program

TITLE VI COMPLAINT FORM

Title VI of the 1964 Civil Rights Act requires that "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." If you feel you have been discriminated against, please provide the following information in order to assist us in processing your complaint and send it to one of the following addresses:

Cheryl A. McCausland, County Attorney
100 North Street
P.O. Box 5012
Monticello, NY 12701

AnnMarie Martin, Clerk to the Legislature
100 North Street
P.O. Box 5012
Monticello, NY 12701

Edward McAndrew, Commissioner, DPW
100 North Street
P.O. Box 5012
Monticello, NY 12701

Please print clearly:

Name: _____

Address: _____

Phone #: (Home) _____ (Cell) _____

Person discriminated against: _____

Address of person discriminated against: _____

Please indicate why you believe the discrimination occurred:

_____ race/color

_____ national origin

What was the date of the alleged discrimination? _____

Where did the alleged discrimination take place? _____

APPENDIX B

Sample Narrative

Sullivan County Title VI Program

Sample of Narrative to be Included in Posters to be Displayed in Revenue Vehicles and Facilities

Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving federal financial assistance. Specifically, Title VI provides that “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 USC Section 2000d).

Sullivan County is committed to ensuring that no person is excluded from participation in, or denied the benefits of its transit services on the basis of race, color, or national origin, as protected by the Title VI in Federal Transit Administration (FTA) Circular 4702.1.B. **If you feel you are being denied participation in or being denied benefits of the transit services by Sullivan County, or otherwise being discriminated against because of your race, color or national origin, you may contact:**

Cheryl A. McCausland, County Attorney
100 North Street
P.O. Box 5012
Monticello, NY 12701

For more information, visit our website at: www.co.sullivan.ny.us

APPENDIX C

Employee Annual Education Form

Sullivan County Title VI Program

Employee Annual Education Form

Title VI Policy

No person 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.

All employees of Sullivan County are expected to consider, respect, and observe this policy in their daily work and duties. Citizen questions or complaints shall be directed to the Sullivan County Attorney, Sullivan County Legislature, or Sullivan County Division of Public Works.

In all dealings with citizens, use courtesy titles (i.e. Mr., Mrs., Ms., or Miss) to respectfully address them without regard to race, color or national origin.

I have read the above statements and understand Sullivan County's Title VI policy. I agree to follow the policy for the duration of my employment with Sullivan County.

Employee Name (Print): _____

Employee Signature: _____ Date: _____

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APPENDIX D

Title VI Policy Statement

Sullivan County Title VI Program

Sullivan County
Title VI Policy Statement

As a recipient of federal and state funds, Sullivan County is subject to the requirements and provisions of the Title VI of the Civil Rights Act of 1964, as amended. The provisions include but not limited to, prohibiting discrimination on the grounds of race, color or national origin (being denied the benefits of, or being otherwise subjected to discrimination under any program or activity administered by federal or state assisted programs, services and activities). Noncompliance with this mandate can affect federal financial assistance.

The Civil Rights Restoration Act of 1987 broadened the scope of Title VI coverage by expanding the definition of terms "programs or activities" to include all programs or activities of federal aid recipients, sub-recipients, and consultants, whether such programs and activities are federally assisted or not.

Sullivan County assures that every effort will be made to ensure nondiscrimination in all of its programs and activities, whether those programs and activities are federally funded or not. The Sullivan County Attorney or his/her designee is responsible for monitoring the Title VI activities for Sullivan County.

Luis Alvarez, Chairman, Sullivan County Legislature

Date

Sullivan County Title VI Coordinator

Date

Approved as to form and legality:

Sullivan County Attorney

Date

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APPENDIX E

Limited English Proficiency Plan

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County of Sullivan Limited English Proficiency (LEP) Plan

Title VI of the Civil Rights Act of 1964, Executive Order 13166, and various directives from the US Department of Justice (DOJ) and US Department of Transportation (DOT) require federal aid recipients to take reasonable steps to ensure meaningful access to programs, services and activities by those who do not speak English proficiently. To determine the extent to which LEP services are required and in which languages, the law requires the analysis of four factors:

Factor 1

The number or proportion of LEP persons eligible to be served or likely to be encountered by the County's programs, services or activities.

The County of Sullivan utilizes data provided by the United State Census Bureau to determine the percentage of LEP individuals in the service area. The County is aware that such statistical data can be outdated or inaccurate. Therefore, the County will utilize other sources of information such as, social services agencies and other appropriate means to determine the proportion of LEP served by those entities.

Factor 2

The frequency with which LEP individuals come in contact with these programs, services or activities.

The County will provide provisions to accommodate LEP individuals. Data is to be collected on an annual basis on the amount of requests received for translation or interpretation of County programs, services, and activities. The collected data will be used to estimate the percentage of LEP individuals in the community and the most prominent languages.

Factor 3

The nature and importance of the program, service, or activity to people's lives;

The County believes transportation is important to the public. The County currently provides access to shopping centers twice a week. The County will continually develop and update information in the most prominent foreign languages including, but not limited to bus schedules, advertised County special events, public meetings and nondiscrimination and accessibility-oriented policies.

Factor 4

The resources available to the County and the likely costs of the LEP services.

The county of Sullivan has staff whom receive stipends and are available to provide translation services. A list of these staff members is include as Attachment 1 to this document. The county

also has a Department Planning and Environmental Management, Department of Community Services, Division of Health and Family Services and a Sheriff's Department all of which can assist with the goals of this plan.

Current analyses of these factors suggest minimal LEP services are required at this time. Therefore the County has committed to the following:

- Maintain a list of employees who competently speak other languages and who are willing to provide translation and/or interpretation services. (see Attachment 1)
- Distribute this list to staff that regularly have contact with the public.
- Provide notification of the availability of LEP assistance in public meeting notices and on public involvement event signage.
- Translate essential documents into Spanish as data collected indicates this to be the most prevalent language used other than English.

As the County's community profile continues changing, the constant analysis of the four factors may reveal the need for more or varied LEP services in the future. As such, the County will annually examine its LEP plan to ensure it remains reflective of the community's needs.

Persons requiring special language services should contact one of the following:

Cheryl A. McCausland, County Attorney
100 North Street
P.O. Box 5012
Monticello, NY 12701

AnnMarie Martin, Clerk to the Legislature
100 North Street
P.O. Box 5012
Monticello, NY 12701

Edward McAndrew, Commissioner, DPW
100 North Street
P.O. Box 5012
Monticello, NY 12701

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Public Involvement

In order to plan for efficient, effective, safe, equitable and reliable transportation systems, the County values input from the public. The County spends staff and financial resources in furtherance of this goal and encourages the participation of the entire community. The County holds a variety of public meetings, workshops and other events designed to gather public input on project planning and vision of the County.

Persons wishing to request special presentations by the County of Sullivan; volunteer in any of its activities or offer suggestions for improvement of County public involvement may contact one of the following:

Cheryl A. McCausland, County Attorney
100 North Street
P.O. Box 5012
Monticello, NY 12701

AnnMarie Martin, Clerk to the Legislature
100 North Street
P.O. Box 5012
Monticello, NY 12701

Edward McAndrew, Commissioner, DPW
100 North Street
P.O. Box 5012
Monticello, NY 12701

Data Collection

Federal Highway Administration regulations require federal-aid recipients to collect racial, ethnic and other similar demographic data on beneficiaries of or those affected by transportation programs, services and activities. The County of Sullivan will continue to accomplish this through the use of census data, driver and ridership surveys, and other methods as appropriate. From time to time, the County may find it necessary to request voluntary identification of certain racial, ethnic or other data from those who participate in its public involvement events. This information assists the County with improving its targeted outreach and measures of effectiveness. Self identification of personal data to the County of Sullivan will always be voluntary and anonymous. Moreover, the County of Sullivan will not release or otherwise use this data in any manner inconsistent with the federal regulations.

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Attachment 1
County Interpretation Service

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TEL. 845-807-0485
FAX 845-807-0494

COUNTY OF SULLIVAN
OFFICE OF PERSONNEL AND CIVIL SERVICE ADMINISTRATION
SULLIVAN COUNTY GOVERNMENT CENTER
100 NORTH STREET
PO BOX 5012
MONTICELLO, NY 12701-5192

TO: Commissioners and Department Heads
FROM: Lynda G. Levine, Esq., Director of Human Resources/Personnel Officer
SUBJECT: County Employees who speak/write a second language and are paid a stipend
DATE: 05/13/15

COUNTY EMPLOYEES WHO PROVIDE INTERPRETATION SERVICES AND RECEIVE A STIPEND

AMERICAN SIGN LANGUAGE

Bennett	Patricia	Public Health Services
Caraballo	Antonia	Sheriff's Dept. (Civil Dept.)

CREOLE

Desmond	Daniel James	Dept. Family Services
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HAITIAN

Desmond	Daniel James	Dept. Family Services
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SPANISH

Alejandro	Sandra	Adult Care Center
Alonso	Lazaro	Sheriff's Department (Corrections)
Andino	James	Adult Care Center
Bentacourt-Pena	Christine	Motor Vehicle
Caraballo	Antonia	Sheriff's Department (Civil Dept.)
Castro	Doris	Community Services
Cubero	Maria	Public Health Services
Desmond	Daniel James	Dept. Family Services
Espinoza	Lidia	Adult Care Center
Julek	Anizia	Adult Care Center
Morgan	Richard	Sheriff's Dept. (Patrol)
Nava	Sandra	Motor Vehicle Department
Perez	Edwin	Dept. Family Services
Perez	Miriam	Community Services
Quintero	Ana	Adult Care Center

Ramirez III	Vincent	Sheriff's Department (Corrections)
Ramos	Peter	Sheriff's Department (Road Patrol)
Rau	Alexander	E-911
Reynolds	Rosalinde	Adult Care Center
Rodriguez	Ana	Public Health Services
Rodriguez	Serafin Jr.	Sheriff's Department (Corrections)
Romero	Pepsine	County Clerk's Office
Santiago-Lugo	Pablin	Veterans Service Agency
Starnier	Blake	Sheriff's Department (Patrol)
Torres	Sallie	Dept. Family Services
Wagner	John	Sheriff's Department (Corrections)
Vargas	Linnette	Public Health Services
Whittle	Clement	Family Services
Zayas	Victor	Sheriff's Department (Corrections)

POLISH

Snihura	Lesia	Youth Bureau
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PORTUGUESE

Julek	Anizia	Adult Care Center
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UKRANIAN

Julek	Anizia	Adult Care Center
Snihura	Lesia	Youth Bureau

Attachment 2

2014 American Community Survey data

Towns	Population 5 and Older	Speaks a Language other than English		Spanish	
		Numbers	Percentage	Numbers	Percentage
		Bethel	4021	450	11.20%
Calliccon	2852	123	4.30%	24	0.84%
Cochecton	1309	98	7.50%	35	2.67%
Delaware	2496	287	11.50%	116	4.65%
Fallsburg	12215	3371	27.60%	2324	19.03%
Forestburgh	834	72	8.60%	13	1.56%
Fremont	1475	58	3.90%	24	1.63%
Highland	2286	263	11.50%	78	3.41%
Liberty	9022	1705	18.90%	1276	14.14%
Lumberland	2410	352	14.60%	114	4.73%
Mamakating	11317	826	7.30%	354	3.13%
Neversink	3343	227	6.80%	75	2.24%
Rockland	3391	210	6.20%	98	2.89%
Thompson	14215	2999	21.10%	1876	13.20%
Tusten	1285	87	6.80%	30	2.33%

Callicoon / Delaware Route

Towns	Population 5 and Older	Speaks a Language other than English		Spanish	
		Numbers	Percentage	Numbers	Percentage
		Bethel	4021	450	11.20%
Calliccon	2852	123	4.30%	24	0.84%
Delaware	2496	287	11.50%	116	4.65%
Liberty	9022	1705	18.90%	1276	14.14%
Thompson	14215	2999	21.10%	1876	13.20%

Lumberland / Bethel Route

Towns	Population 5 and Older	Speaks a Language other than English		Spanish	
		Numbers	Percentage	Numbers	Percentage
		Bethel	4021	450	11.20%
Highland	2286	263	11.50%	78	3.41%
Lumberland	2410	352	14.60%	114	4.73%
Thompson	14215	2999	21.10%	1876	13.20%

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