

TITLE VI ACCOMPLISHMENTS & GOALS REPORT

This outline is for LPA and other governmental entities to report Title VI activities that occurred over the past year and report Title VI goals for the upcoming year. Reports must be returned on or before due date to meet eligibility requirements for federal funding. Send to TitleVI@WSDOT.wa.gov
DUE DATES: Refer to Section 28.3 for scheduled reporting period and due date

Contact Information

Name and title of administrator (signature on Standard Assurances): [Hari Ponnekanti, Public Works Director](#)

Mailing Address: [6300 Southcenter Blvd, Suite 100](#)

City: [Tukwila](#)

[WA](#)

Zip Code: [98188](#)

County: [King](#)

Phone #: [206-431-2455](#)

email address: hari.ponnekanti@tukwilawa.gov

Name and title of head of transportation-related services: [Hari Ponnekanti, Public Works Director](#)

Mailing Address: [6300 Southcenter Blvd, Suite 100](#)

City: [Tukwila](#)

[WA](#)

Zip Code: [98188](#)

County: [King](#)

Phone #: [206-431-2455](#)

email address: hari.ponnekanti@tukwilawa.gov

Name and title of designated Title VI coordinator*: [Brittany Robinson, Public Works Grant Analyst](#)

Mailing Address: [6300 Southcenter Blvd, Suite 100](#)

City: [Tukwila](#)

[WA](#)

Zip Code: [98188](#)

County: [King](#)

Phone #: [206-431-2445](#)

email address: brittany.robinson@tukwilawa.gov

*When the Title VI coordinator changes, notify TitleVI@WSDOT.wa.gov within 30 days.

To comply with Title VI requirements, each annual report submission must include signed Standard Assurances (USDOT1050.2A).

Accomplishments

1. Have there been any changes to the approved Title VI Plan that have not been reported to OEO? If Yes, please submit an update to the Title VI Plan with a new signature.

In lieu of adopting a Title VI Plan, the City of Tukwila agrees to comply with the WSDOT Title VI Plan. The City of Tukwila's signed Letter of Intent to Comply with WSDOT Title VI Plan is attached.

2. Organization, Staffing, Structure – Describe the Title VI Program reporting structure including the Title VI Coordinator, Administrative Head, and transportation-related staff. The list should include name, race, color, and national origin of each individual. Include the same details if your LPA has a volunteer or appointed board related to transportation decision making.

The Title VI Coordinator is responsible for Title VI training, communications, and compliance reporting. The Public Works Director oversees the Title VI Coordinator role and manages all the department to ensure Title VI regulations are being followed. The Public Works Director is also the Administrative Head for the department and is the signing authority on Title VI documentation and compliance. The City of Tukwila's Title VI Organizational Chart is depicted in Attachment A.

Administrator

Name: Hari Ponnekanti

Title: Public Works Director

Race: Asian

National Origin: India

Public Works Director

Name: Hari Ponnekanti

Title: Public Works Director

Race: Asian

National Origin: India

Title VI Coordinator

Name: Brittany Robinson

Title: Public Works Grant Analyst

Race: Caucasian

National Origin: United States

3. Community Demographics – Using a map of the LPA’s boundaries, describe the demographics of the LPA’s service area (e.g., race, color, national origin, low-income). List, by individual languages, the percent of the population(s) that is limited English proficient.

Tukwila is one of the most diverse cities in the nation, with over 80 languages and dialects spoken, and 41% of the population being foreign born. According to the July 1, 2021 Census QuickFacts, of the 21,615 residents living in Tukwila, 14% are living in poverty and 66% of the population live in underserved communities, which are much higher than the Washington State averages of 10% and 32%, respectively. Statistics show that the City of Tukwila has experienced minor growth in population since 2010 population at 19,107.

According to the 2021 American Community Survey, 46.2% of Tukwila residents speak a language other than English in the home, and 24.7% speak English less than “very well”. Tukwila School District data from the 2021-2022 school year shows that approximately 40 percent of students qualify for English Language Learner services.

Attachment B provides a demographic overview of July 1, 2021 Census QuickFacts data and American Community Survey Data, and Attachment C provides Tukwila School District demographics from the 2021-2022 school year.

4. Complaints – Provide a copy of the LPA’s Title VI complaint log, including new Title VI complaints received during this reporting period and any still pending. Include the basis of the complaint (race, color, national origin) and describe the disposition (status/outcome).

No Title VI related complaints during this period. See Attachment, the City of Tukwila’s Non-Discrimination Policy 02.05.06.

5. Planning – Describe the transportation planning activities performed this reporting period. Describe the actions taken to promote Title VI compliance regarding transportation planning, including monitoring and review processes, community involvement, their outcome or status. Include examples of community outreach.

West Valley Highway- The City was given a 14% DBE goal for the design of this project. TranTech Engineering, LLC is the prime consultant and is a DBE accredited firm performing more than 14% of the design work. TranTech's contract was extended into the construction phase just outside the window of this report. An on-site DBE review of the consultant team will be conducted prior to project close out to verify compliance with the DBE requirements. Outreach for this project included a series of meetings with businesses, property owners, and citizens to gather feedback on the West Valley Highway project and the larger Southcenter Subarea plan. Outreach has spanned 20 years on the larger mall-to-station concept that the Council adopted in both the 2005 Transportation Element and the Southcenter Subarea Plan.

42nd Ave S Bridge Replacement- The City has received a 0% DBE goal for the design of this project, however, TranTech Engineering, LLC is the prime consultant and is a DBE accredited firm performing 100% of bridge replacement design. City staff will be performing an on-site DBE review of the consultant to be in compliance with the DBE requirements. Community outreach and engagement has been conducted in the Allentown neighborhood on a monthly basis from March 2021 to present. Outreach has included a mix of in-person events and e-mail communication updates.

2022 Neighborhood Traffic Calming Program - No DBE goal was assigned to this project. The Neighborhood Traffic Calming Program, or NTCP for short, has been developed to guide City staff and inform residents about the procedures for implementing traffic calming on residential streets. The NTCP only applies to streets in primarily residential areas which are classified as either a local street or a collector arterial. The NTCP does not apply to any streets in commercial areas or to principal or minor arterials, even if they are in residential areas. Residents can enroll a Street in the Neighborhood Traffic Calming Program.

2022 Annual Overlay & Repair- No DBE goal was assigned to this project. The Annual Overlay program selects roadways for overlay based on a scientific pavement rating system. Streets with the lowest ratings are done first, as funding is available, and work is typically split between residential and commercial areas within the City. The Annual Overlay program selects roadways for overlay based on a scientific pavement rating system. Residents can also report issues through the City's online Tukwila Works reporting tool.

6. Right-of-way actions – Describe activities during this reporting period associated with the purchase, sale, lease/use, or transfer of real property (related to highway transportation/public right-of-way use). Include demographic information of affected populations. For example, the race, color, national origin of affected property/business owners(s)/tenant(s).

There were no 2021-2022 Tukwila City Projects identified or were required to mitigate negative impacts to environmental justice populations.

7. Identify right-of-way appraisers and acquisition staff (used during this reporting period) by race, color, national origin.

There were no 2021-2022 Tukwila City Projects identified or were required to mitigate negative impacts to environmental justice populations.

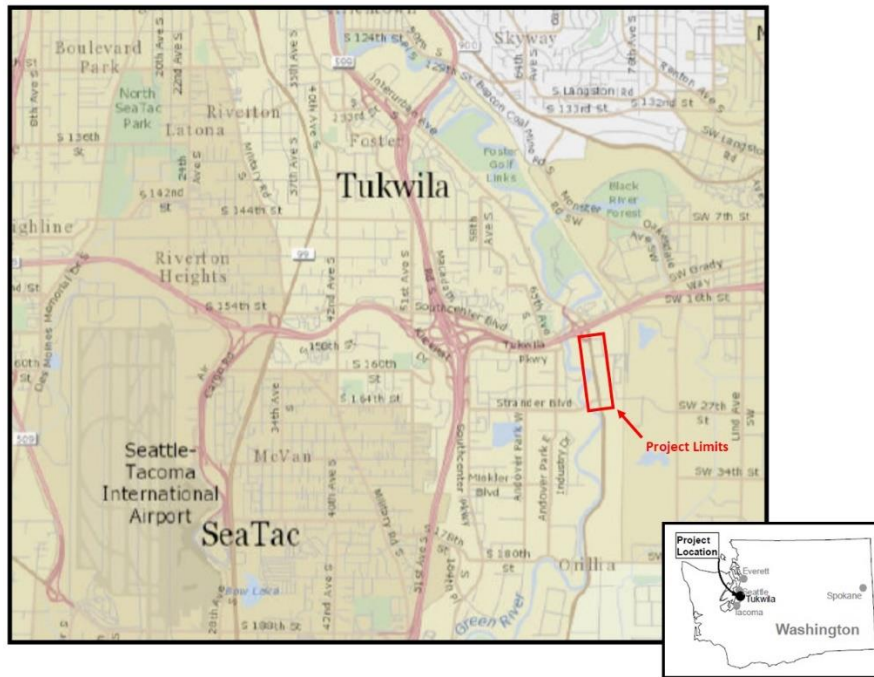
- 8. Studies and Plans – Were any transportation studies (including environmental reviews) conducted or transportation plans completed during this reporting period? Identify the data source(s) and provide data summary (Title VI/Environmental Justice Analysis) relative to ethnicity, race, languages spoken, neighborhoods, income levels, physical environments, and/or travel habits. Explain how data was used in these studies/reviews/plans.**

Allentown Neighborhood Transportation Study: An Allentown Neighborhood Transportation Study was completed in October 2022. At the March 2022 and April 2022 Allentown Community meetings, the draft study was shared with residents and businesses, and feedback was collected to help determine traffic calming recommendations for the neighborhood. There are at least nine recommendations provided in the full report. The recommendations include speed limit reductions, additional signage and pavement markings, installing rectangular rapid flashing beacons (RRFBs), additional crosswalks, intersection geometry improvements, speed cushions, and other traffic calming measures. Public Works is reviewing the report now and developing potential scope of work for future projects.

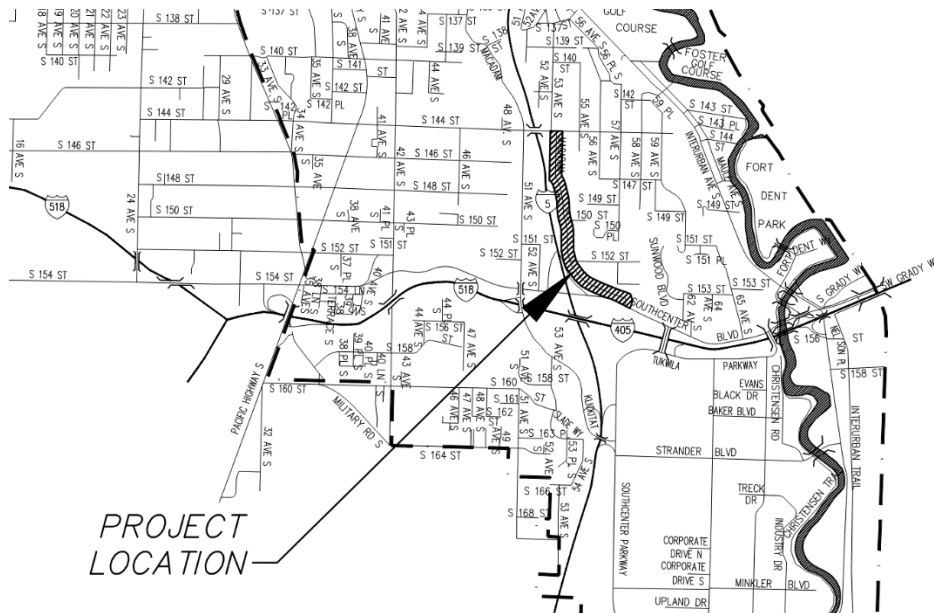
- 9. Project Location and Design – Provide a list of construction projects that began during this reporting period. Using a map of the LPAs service area, identify project locations, and a brief description of the projects' benefits/burdens to affected populations. If possible, provide a map that overlays projects with the racial composition of affected neighborhoods.**

West Valley Highway – This project will widen West Valley Highway to the east to add a third northbound lane between Strander Boulevard and I-405 ramp/S 156th Street intersection. New sidewalks will be added where none currently exist and a new mid-block pedestrian signal will be installed adjacent to the Pedestrian Bridge. Longacres Way will be restriped to include a two-way cycle track on the south side of the road and street/pedestrian illumination will be added. A new pedestrian flashing beacon will be built at the Interurban Trail intersection with Longacres Way. The overall project will increase mobility and safety of vehicles, freight, pedestrians, and bicyclists and will improvement the non-motorized connection to the Sounder Station. Construction began in the first quarter of 2022 and is expected to be fully completed by July of 2023.

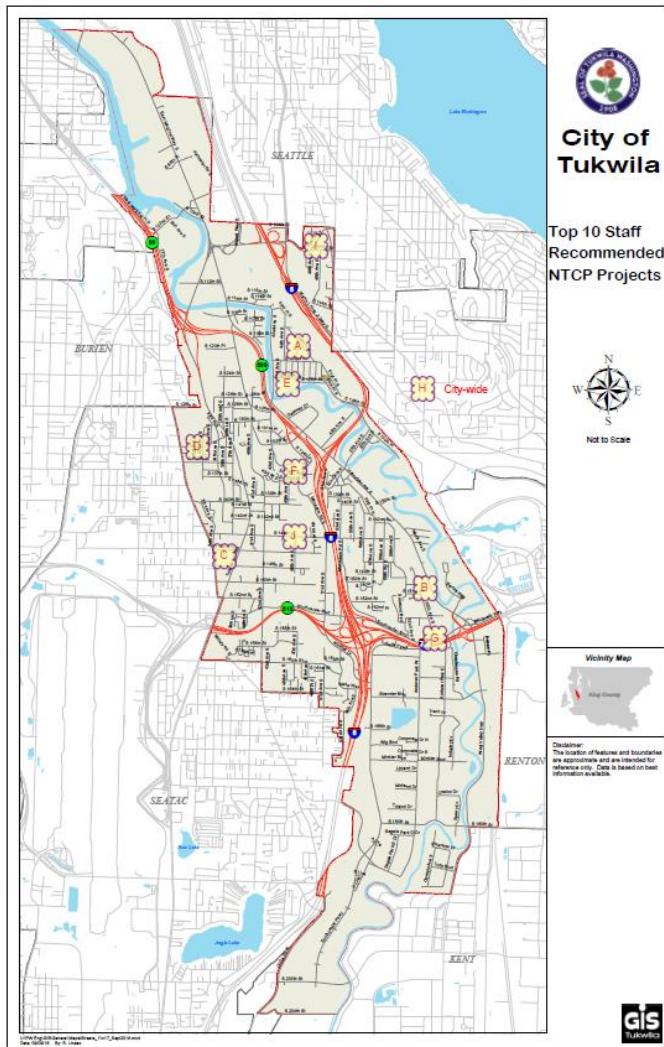
Vicinity Map
West Valley Highway; Strander Blvd to I-405



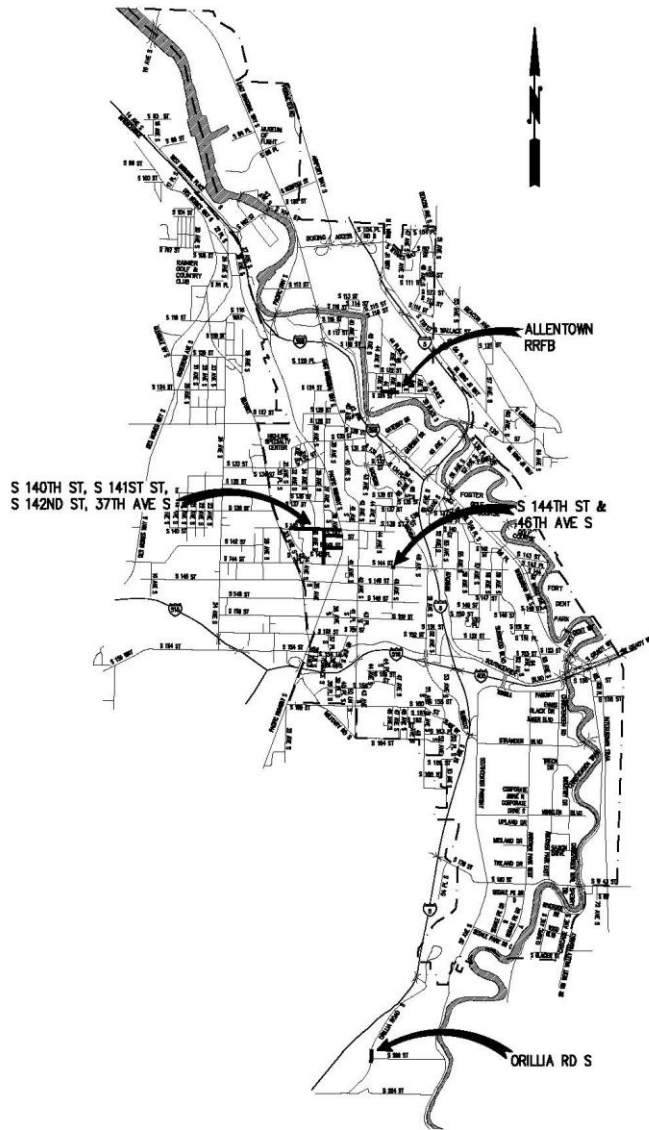
Macadam Rd Sidewalk Improvements - Construction on the project started in February 2022 along Macadam Road S from Southcenter Blvd to S 144th Street. This project constructed 1,200 feet of sidewalk on the east side, bridging the current gap. A full width overlay (complete paving and striping of all lanes) was also part of the project. The project was completed in the third quarter of 2022.



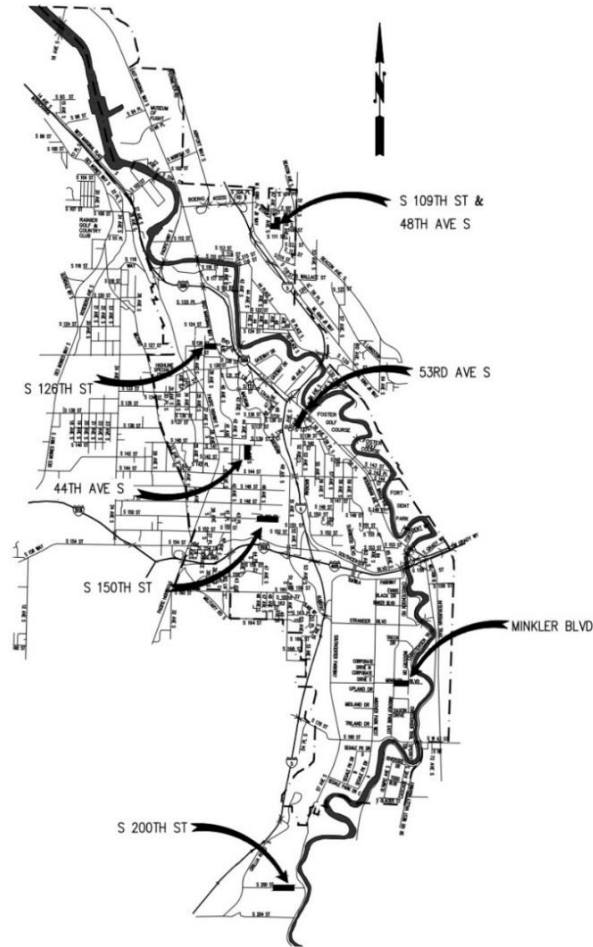
Neighborhood Traffic Calming Program – The Neighborhood Traffic Calming Program, or NTCP for short, has been developed to guide City staff and inform residents about the procedures for implementing traffic calming on residential streets. The NTCP only applies to streets in primarily residential areas which are classified as either a local street or a collector arterial. Construction of two projects were completed in 2022: Tukwila Community Center Pedestrian Crossing Safety Improvements (Project E on the map) and 144th Street/46th Avenue S ADA Ramps (Project J on the map).



2022 Annual Overlay & Repair - Several locations were overlaid in 2022. Specific improvements at each site vary, but include new signage, gravel shoulders, and/or ADA improvements to the curb ramps and sidewalks. The Annual Overlay program selects roadways for overlay based on a scientific pavement rating system. Streets with the lowest ratings are done first, as funding is available. The project benefitted affected populations by preserving and maintaining the street structure in a safe and usable condition. The project closed roadways during periods of construction, which was a short-term burden to affected populations.



2021 Annual Overlay & Repair- Seven locations were overlaid in the 2021 Annual overlay program. Two were in commercial areas of the City, the remaining five were in residential areas. The Annual Overlay program selects roadways for overlay based on a scientific pavement rating system. Streets with the lowest ratings are done first, as funding is available. The project benefitted affected populations by preserving and maintaining the street structure in a safe and usable condition. The project closed roadways during periods of construction, which was a short-term burden to affected populations.



10. Other Public Meetings – List other public meetings held during this reporting period. Identify efforts used to encourage citizen participation at those meetings. Detail dates, times, locations, attendance, and provide examples of outreach materials. Identify members of the LPA’s transportation planning and/or advisory groups by race, color, and national origin

Specify methods used to collect demographic information from the transportation-related public meetings. (Self-identification surveys, notes by staff, etc.) Include summaries of Public Involvement Forms collected at each meeting, listing the demographics of those who attended by meeting.

List any language assistance services requested. For which languages? Who provided the service? In addition, list vital documents translated during the reporting period and identify the languages.

The City of Tukwila hosts public Council meetings on Monday evenings to provide transparency and receive public comment on projects. Outreach through community meetings, town halls, farmer's markets, schools, and other sites are conducted as needed to secure feedback. Language resources are provided through translated materials and language line services.

City of Tukwila's Public Works and Department of Community Development departments hired Language Line Solutions to act as interpreters at the permit counter. Language Line provides phone, video and onsite interpreting, and document translation services. They can translate more than 240 languages 24 hours a day, 7 days a week. The total contract has a not to exceed amount of \$5,000 and the phone interpreter costs are .98 per minute in 6 second increments with varying fees for document translation.

The City of Tukwila also adopted an Equity Policy, Resolution No. 1921, in December 2017. The purpose of the policy is" ... to provide guidance to City elected officials, staff, boards and commissions, partners, residents, business and guest on how the City of Tukwila will actively promote equitable access to opportunities and services. Equity Policy has six main objectives:

- 1. Our City workforce reflects or community.*
- 2. Community outreach and engagement is relevant, intentional, inclusive, consistent and ongoing.*
- 3. All residents and visitors receive equitable delivery of City Services.*
- 4. City government is committed to equity in the decision-making process.*
- 5. Equity serves as a core value for all long-term plans moving forward.*
- 6. The City will build capacity around equity within City government and broader community.*

The City of Tukwila's Equity Policy Implementation Committee (EPIC) collaborate and make recommendations to ensure the implementation plans and goals are met. The EPIC committee reviews, researches and recommends equity facilitators that are aligned strategically with the City of Tukwila's mission and vision. In 2019 the City of Tukwila has developed an inclusive hiring practice document, removed job qualification barriers and creation of equitable pathways, to intentional and strategic advertising to reach broader pool of candidates.

11. Transportation-related Construction and Consultant Contracts (if applicable) – Briefly describe the process used to advertise and award construction contracts during this reporting period. Include the process for negotiated contracts (e.g., consultants).

All project call for bids, Request for Qualifications, Request for Proposals and etc., are posted on our City's website and Builders Exchange (www.bxwa.com). This website is available to all firms for free without restrictions. We also email and call DMWBE resources to alert their attention to the project opportunities.

- 12. Describe the actions taken to promote construction contractor/consultant compliance with Title VI by construction contractors/consultants, including monitoring and review processes, and their outcomes/status (e.g. what Title VI language was included in contracts and agreements; were contractors and consultants reviewed to ensure compliance; what Title VI responsibilities are explained to contractors and consultants?)**

It is the policy of the City of Tukwila to comply with 49 CFR PART 26 to ensure that disadvantaged businesses, including minorities and women, have an equal opportunity to receive and participate in federally assisted contracts. The City of Tukwila does not exclude any person from participating in, or deny any person the benefit of or otherwise discriminate in connection with the award or performance of any contract covered by 49 CFF PART 26 on the basis of race, color, sex, or national origin. Goals are established for the participation of Disadvantaged Business Enterprises, when applicable.

*Specifically, the City uses the following anti-discrimination language in contracts and agreements: **'Discrimination Prohibited.** The Consultant, with regard to the work performed by it under this Agreement, will not discriminate on the grounds of race, religion, creed, color, national origin, age, veteran status, sex, sexual orientation, gender identity, marital status, political affiliation, the presence of any disability, or any other protected class status under state or federal law, in the selection and retention of employees or procurement of materials or supplies.'*

After contract execution, the contractor is responsible for reporting requirements outlined in the contract, and adherence to all affirmative action and non-discrimination provisions for itself and its subcontractors in accordance with 49 CFR PART 26. City of Tukwila periodically checks the state online portal, and interviews contractors and subconsultants at a mid-way point and the end of project work to ensure DBE and Title VI compliance.

- 13. List construction, right-of-way, and consultant contracts with your LPA/MPO/entity for this report period with dollar value of each. Identify funding sources (federal, state, local, other), and how many were awarded to certified disadvantaged contractors (as a prime contractor/consultant).**

Please see the attached Attachment D: 2021 -2022 Project List.

- 14. Education & Training – Describe actions taken to promote Title VI compliance through education and trainings, including monitoring and review processes, and their outcomes/status. List Title VI training/webinars your Title VI Coordinator attended this reporting period. Include dates and entity that conducted the training.**

When was Title VI internal training provided to staff? Who conducted the training? What was the subject of the training? Provide the job titles and race/color/national origin of attendees.

List other civil rights training conducted locally. Provide dates and a list of participants by job title and Title VI role, if applicable.

Brittany Robinson, Grant Analyst, Department of Public Works | Title VI Coordinator
Title VI Meetings:

- *November 8, 2022 | 10:30am – 12:00pm - Association of Washington Cities (AWC) City Equity Officers Virtual Roundtable and Title VI Training*
- *November 23, 2022 | 10:00am – 12:00pm – Online FHWA Title VI Training Videos*

Niesha Fort-Brooks, Community Engagement Manager, Administrative Services & Community Engagement Department

Title VI Meetings:

- *August 11, 2022 | 10:30am – 11:30am – Title VI Coordination Meeting with Neighboring Cities*
- *October 20, 2022 | 10:30am – 11:30am – Title VI Coordination Meeting with Neighboring Cities*
- *November 10, 2022 | 10:30am – 11:30am - Title VI Coordination Meeting with Neighboring Cities*
- *November 30, 2022 | 8:30am -10:30am – City of Bellevue Title VI Training (Day 2 Only)*

Alison Turner, Department of Community Development & Jennifer Rhonda, Department of Public Works

Title VI Meetings:

- *November 29, 2022 | 8:30am -10:30am – City of Bellevue Title VI Training (Day 1 & 2)*
- *November 30, 2022 | 8:30am -10:30am – City of Bellevue Title VI Training (Day 1 & 2)*

Title VI Goals for Upcoming Year

What area(s) of Title VI does your agency plan to focus on in the upcoming year? Describe by particular program area what your agency hopes to accomplish. Include any significant problem areas to focus on and plans to address those.

1. Title VI Training

To ensure that Public Works employees involved in the project management and the contracting practice are knowledgeable on potential Title VI issues, the Title VI Coordinator will participate in training programs and workshops offered through Washington State Department of Transportation annually. Additionally, the Title VI Coordinator will develop a plan and implement Title VI training applicable for Public Works Engineering staff biennially. Training elements may include:

- *The role of Title VI Coordinators/Specialists within the City*
- *Technical Assistance on Title VI matters*
- *Title VI reviews of program areas*
- *Procedures for processing of complaints of discrimination*
- *Organizational policies and compliance for Title VI reporting*

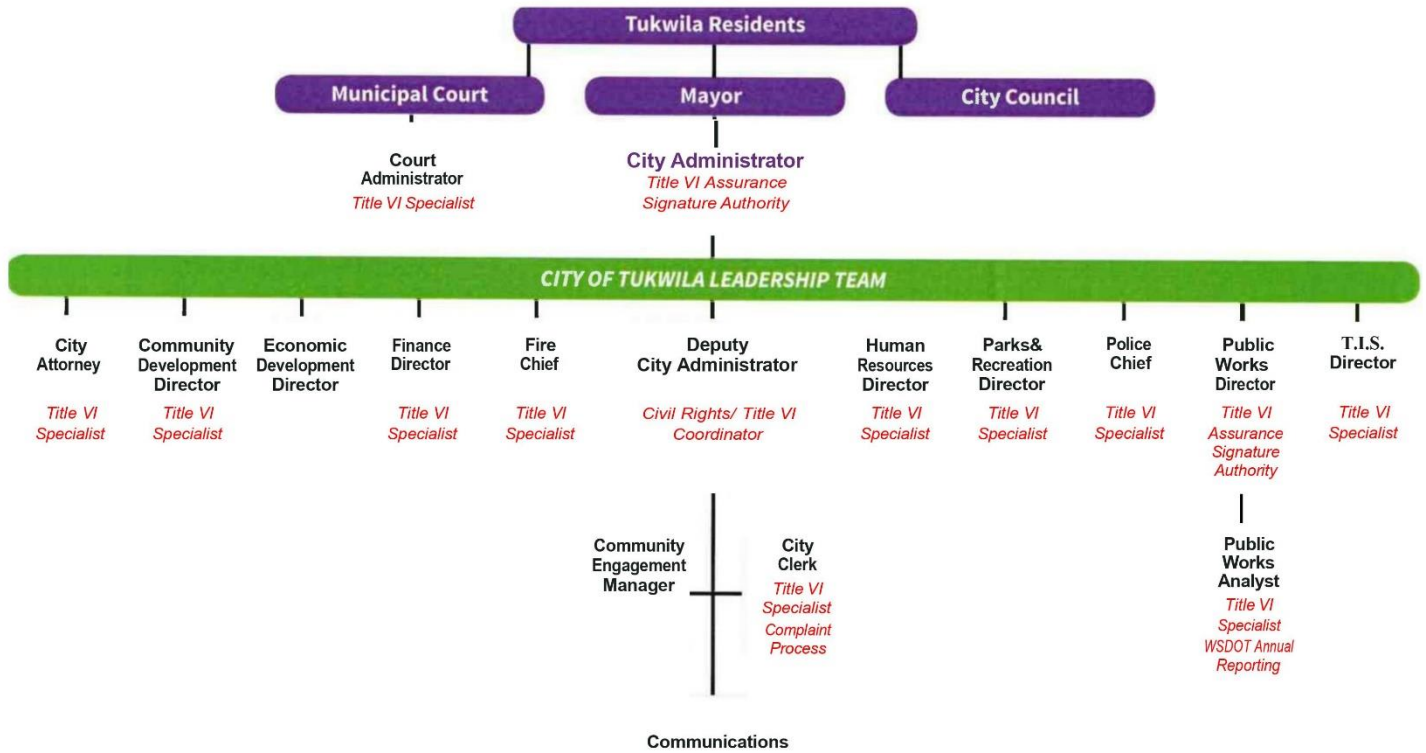
2. Outreach to Limited English Proficient Communities

Tukwila incorporates Environmental Justice (EJ) principles throughout all programs and activities to ensure that the public has access to information concerning environmental impacts of projects. In addition to providing outreach in multiple languages via outreach methods such as door hangers, social media, the Tukwila website, and flyers, Tukwila will also implement WSDOT's Title VI Public Involvement Forms for future community outreach to ensure the full and fair participation by potentially affected communities in the decision-making process.

Attachment A
 City of Tukwila – Title VI Organizational Chart



City of Tukwila Title VI Organizational Chart



NOTES:

Title VI Specialist: Point of contact for that department and/or responsibilities for community outreach.

Complaint Process: Initial intake of Title VI complaints. Investigation process overseen by Civil Rights/Title VI Coordinator.

Annual Reporting: Identifies transportation projects and programs, and reports annually to WSDOT as required for Title VI compliance.

Attachment B

City of Tukwila - July 1, 2021 Census Data and American Community Survey Data

Population Estimates, July 1 2021, (V2021)		21,615
PEOPLE		
Population		
Population Estimates, July 1 2021, (V2021)		21,615
Population estimates base, April 1, 2020, (V2021)		21,808
Population, percent change - April 1, 2020 (estimates base) to July 1, 2021, (V2021)		-0.9%
Population, Census, April 1, 2020		21,798
Population, Census, April 1, 2010		19,107
Age and Sex		
Persons under 5 years, percent		6.3%
Persons under 18 years, percent		21.2%
Persons 65 years and over, percent		11.7%
Female persons, percent		46.6%
Race and Hispanic Origin		
White alone, percent		30.8%
Black or African American alone, percent (a)		20.5%
American Indian and Alaska Native alone, percent (a)		0.3%
Asian alone, percent (a)		26.3%
Native Hawaiian and Other Pacific Islander alone, percent (a)		2.2%
Two or More Races, percent		6.6%
Hispanic or Latino, percent (b)		17.6%
White alone, not Hispanic or Latino, percent		27.8%
Population Characteristics		
Veterans, 2016-2020		1,037
Foreign born persons, percent, 2016-2020		41.6%
Housing		
Housing units, July 1, 2021, (V2021)		X
Owner-occupied housing unit rate, 2016-2020		38.6%
Median value of owner-occupied housing units, 2016-2020		\$314,200
Median selected monthly owner costs -with a mortgage, 2016-2020		\$1,718
Median selected monthly owner costs -without a mortgage, 2016-2020		\$705
Median gross rent, 2016-2020		\$1,363
Building permits, 2021		X
Families & Living Arrangements		
Households, 2016-2020		7,302
Persons per household, 2016-2020		2.76
Living in same house 1 year ago, percent of persons age 1 year+, 2016-2020		84.7%
Language other than English spoken at home, percent of persons age 5 years+, 2016-2020		52.4%
Computer and Internet Use		
Households with a computer, percent, 2016-2020		95.4%
Households with a broadband Internet subscription, percent, 2016-2020		89.6%
Education		
High school graduate or higher, percent of persons age 25 years+, 2016-2020		80.1%
Bachelor's degree or higher, percent of persons age 25 years+, 2016-2020		24.1%
Health		
With a disability, under age 65 years, percent, 2016-2020		7.0%
Persons without health insurance, under age 65 years, percent		13.2%
Economy		
In civilian labor force, total, percent of population age 16 years+, 2016-2020		74.5%
In civilian labor force, female, percent of population age 16 years+, 2016-2020		68.2%
Total accommodation and food services sales, 2017 (\$1,000) (c)		294,399
Total health care and social assistance receipts/revenue, 2017 (\$1,000) (c)		323,711
Total transportation and warehousing receipts/revenue, 2017 (\$1,000) (c)		320,530
Total retail sales, 2017 (\$1,000) (c)		1,605,124
Total retail sales per capita, 2017 (c)		\$79,125
Transportation		
Mean travel time to work (minutes), workers age 16 years+, 2016-2020		27.0
Income & Poverty		
Median household income (in 2020 dollars), 2016-2020		\$63,053
Per capita income in past 12 months (in 2020 dollars), 2016-2020		\$32,216
Persons in poverty, percent		14.3%

American Community Survey
DP02 | SELECTED SOCIAL CHARACTERISTICS IN THE UNITED STATES
 2021: ACS 5-Year Estimates Data Profiles

Notes | Geos | Years | Topics | Surveys | Codes | Hide | Transpose | **Margin of Error** | Restore | Excel | CSV | ZIP | Print | Map

Tukwila city, Washington

Label	Estimate	Margin of Error	Percent
LANGUAGE SPOKEN AT HOME			
Population 5 years and over	20,351	±279	20,351
English only	10,951	±848	53.8%
Language other than English	9,400	±828	46.2%
Speak English less than "very well"	5,024	±567	24.7%
Spanish	2,455	±478	12.1%
Speak English less than "very well"	1,274	±356	6.3%
Other Indo-European languages	1,097	±379	5.4%
Speak English less than "very well"	576	±274	2.8%
Asian and Pacific Islander languages	3,530	±610	17.3%
Speak English less than "very well"	2,227	±387	10.9%
Other languages	2,318	±693	11.4%
Speak English less than "very well"	947	±329	4.7%

Attachment C
 City of Tukwila – Tukwila School District Demographics

Cascade View Elementary 2021-22

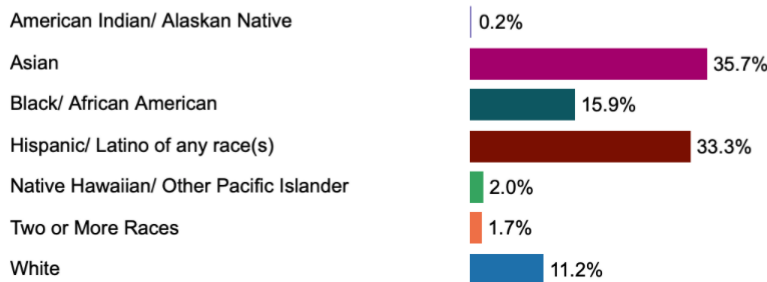
Total Student Enrollment

403

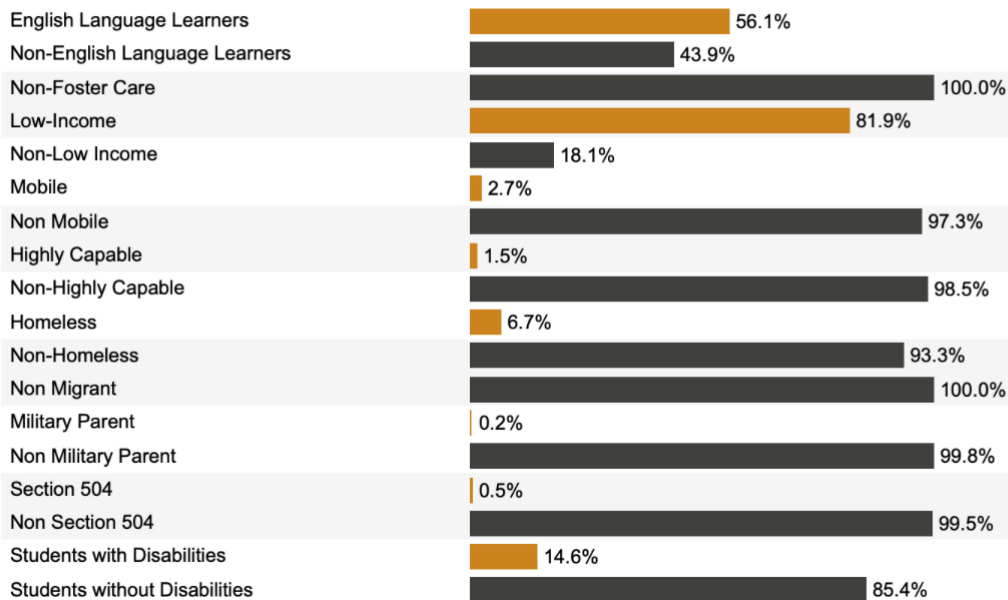
Gender



Race/Ethnicity



Program and Characteristic



Thorndyke Elementary 2021-22

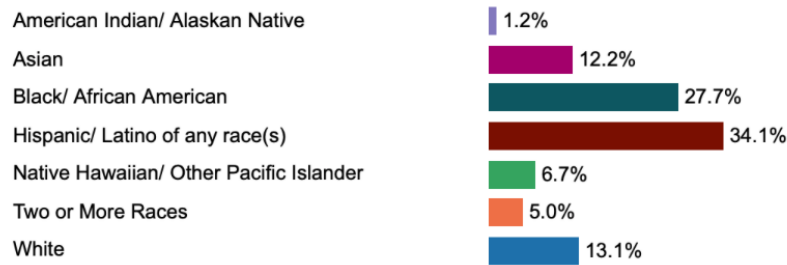
Total Student Enrollment

343

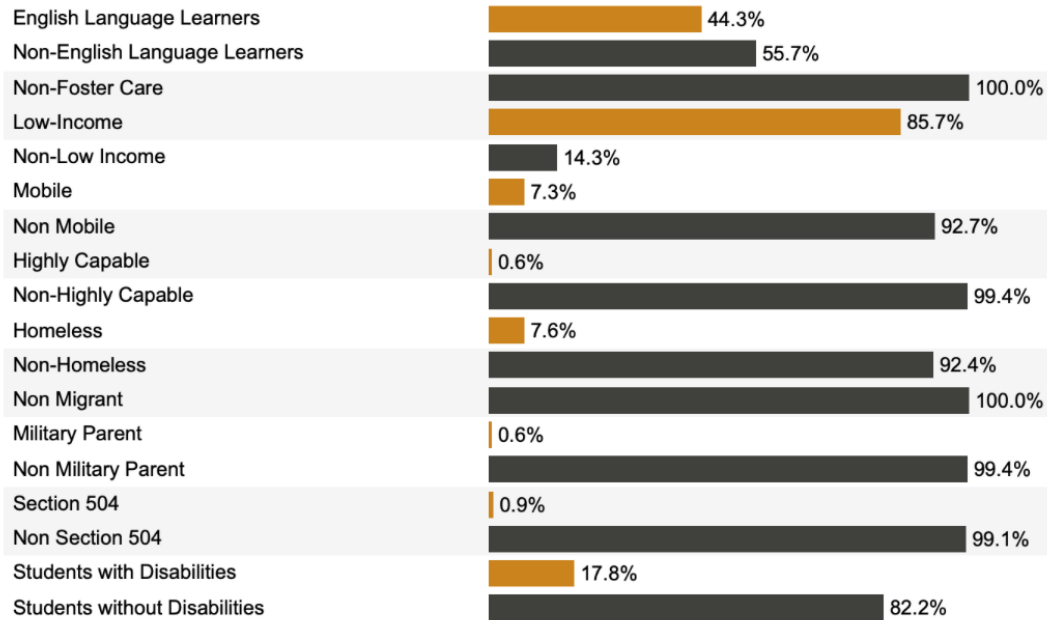
Gender



Race/Ethnicity



Program and Characteristic



Tukwila Elementary 2021-22

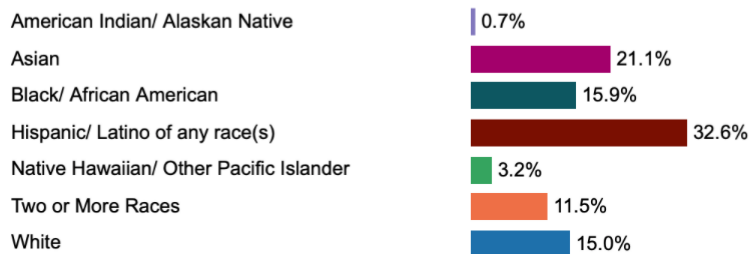
Total Student Enrollment

408

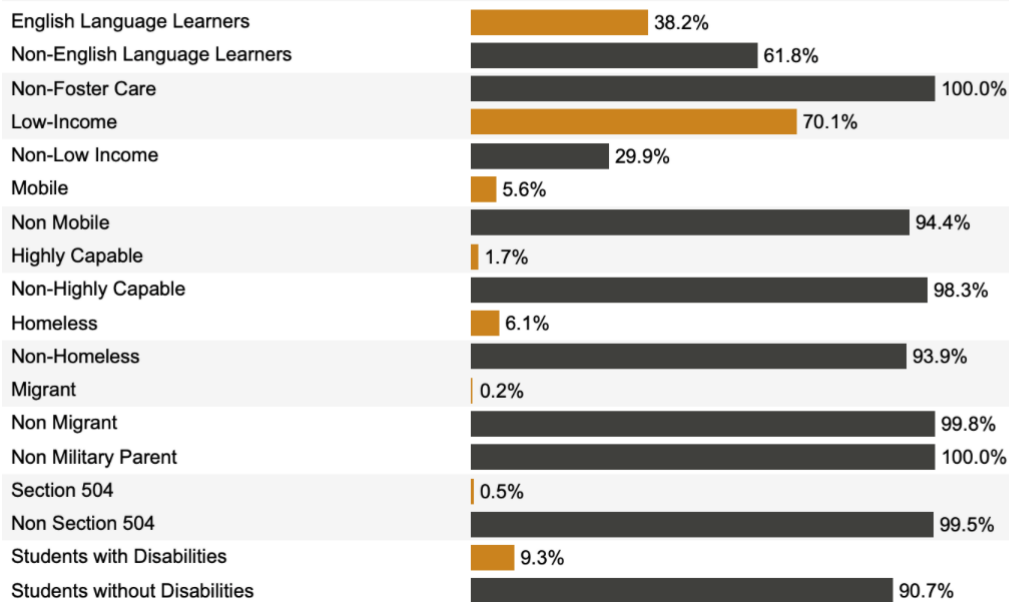
Gender



Race/Ethnicity



Program and Characteristic



Showalter Middle School 2021-22

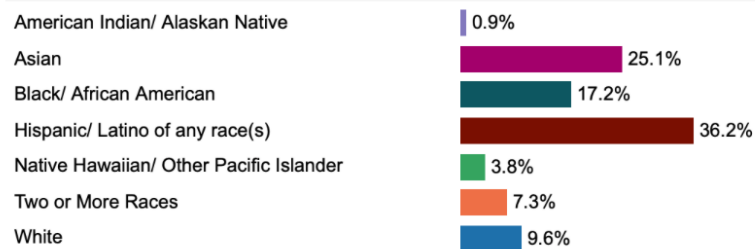
Total Student Enrollment

586

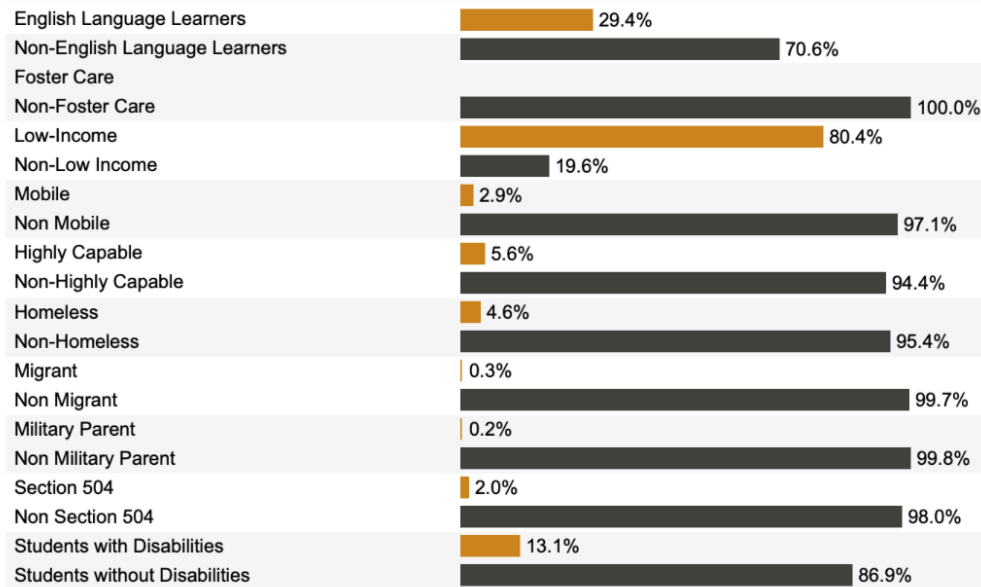
Gender



Race/Ethnicity



Program and Characteristic



Foster Senior High School 2021-22

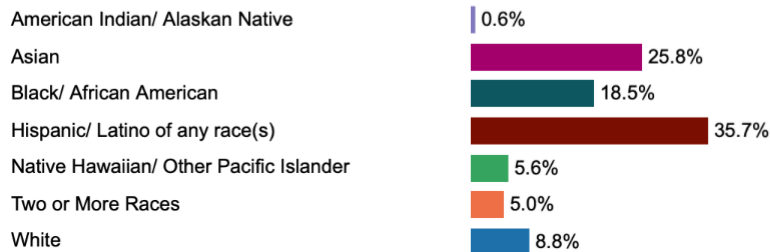
Total Student Enrollment

828

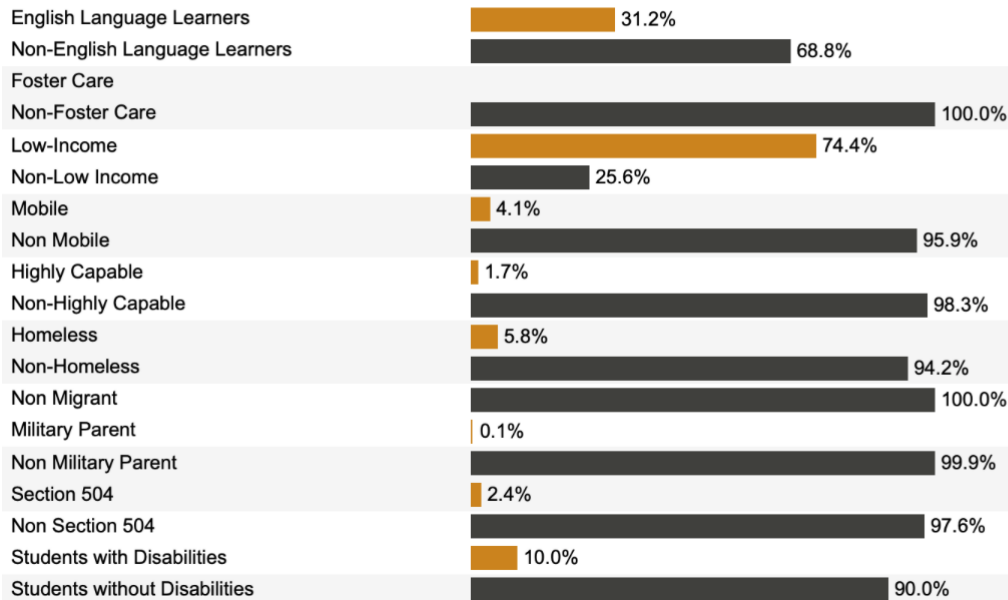
Gender



Race/Ethnicity



Program and Characteristic



Attachment D

City of Tukwila - Transportation Project Contracts (October 1, 2021- September 30, 2022)

Project Name	Scope	Contract No.	Prime Contractor	Prime Contract Amount	Start Date	Expiration	Federal Funds?	DBE Subcontractors?	DBE Goal?
42nd Ave S Bridge Replacement	Preliminary Engineering	20-116	TranTech Engineering	\$ 2,606,661.00	11/17/20	12/31/23	Yes	No	No
42nd Ave S Bridge Replacement	Communications and Outreach	21-073	Cosxix Public Affairs LLC	\$ 32,000.00	5/12/21	12/31/21	No	No	No
42nd Ave S Bridge Emergency Repair	Emergency Repair	22-038	Northwest Traffic Inc.	\$ 32,784.48	3/24/22	4/15/22	No	No	No
42nd Ave S Bridge Emergency Repair	Emergency Repair	21-185	Flame On	\$ 180,564.00	12/21/21	3/21/22	No	No	No
Annual Overlay & Repair 2022	Road Design & Construction Management	21-187	KPG, Inc	\$ 296,920.00	12/23/21	12/31/22	No	No	No
Annual Overlay & Repair 2022	Construction	22-078	Tucci & Sons	\$ 1,612,609.75	7/14/22	12/31/22	No	No	No
Boeing Access Rd Bridge over Airport Way	Preliminary Engineering & Construction Management	18-227	TranTech Engineering	\$ 732,081.00	12/11/18	3/31/22	Yes	No	No
Boeing Access Rd Bridge over Airport Way	Construction	20-058	Ross Construction	\$ 1,540,505.00	7/20/20	12/31/21	Yes	Yes	3%
Bridge Inspections 2021	Bridge Inspections	10-022-21	King County Roads	\$ 34,210.00	5/6/21	12/31/21	No	No	No
Bridge Inspections 2022	Bridge Inspections	10-022-22	King County Roads	\$ 19,500.00	6/22/22	12/31/22	No	No	No
Green River Trail Improvements	Construction Management	22-039	KPFF Consulting Engineers	\$ 287,589.81	8/1/22	12/31/23	Yes	Yes	17%
Macadam Rd S Sidewalk Improvements	Preliminary Engineering	21-022	PACE Engineers	\$ 327,339.16	2/21/21	12/31/22	No	No	No
Macadam Rd S Sidewalk Improvements	Construction	20-015	Laser Underground	\$ 2,284,474.81	2/22/22	3/15/22	No	No	No
Neighborhood Traffic Calming	On-Call Road Design Engineering	20-018	KPG, Inc	\$ 160,000.00	2/28/20	12/31/22	No	No	No
S 152nd Safe Routes to School	Preliminary Engineering	22-045	KPG, Inc	\$ 453,254.00	4/7/22	12/31/23	No	No	No
Traffic Counts	Traffic Counts 2021	21-023	All Traffic Data	\$ 11,200.00	1/1/21	12/31/21	No	No	No
Traffic Counts	Traffic Counts 2022	21-199	All Traffic Data	\$ 19,225.00	1/1/22	12/31/22	No	No	No
Transportation Element of the Comprehensive Plan	Transportation Study	22-061	Fehr & Peers	\$ 396,393.43	5/17/22	12/31/23	No	No	No
West Valley Highway	Preliminary Engineering	19-035	TranTech Engineering	\$ 1,244,448.00	9/10/19	12/31/22	Yes	Yes	14%
West Valley Highway	Construction	22-011	Road Construction Northwest	\$ 3,664,186.79	3/7/22	10/7/22	Yes	Yes	14%

The United States Department of Transportation (USDOT) Standard Title VI/Non-Discrimination

Assurances

DOT Order No. 1050.2A

The **City of Tukwila** (herein referred to as the "Recipient"), **HEREBY AGREES THAT**, as a condition to receiving any Federal financial assistance from the U.S. Department of Transportation (DOT), through Washington State Department of Transportation (WSDOT), is subject to and will comply with the following:

Statutory/Regulatory Authorities

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin);
- 49 C.F.R. Part 21 (entitled Non-discrimination In Federally-Assisted Programs Of The Department Of Transportation-Effectuation Of Title VI Of The Civil Rights Act Of 1964);
- 28 C.F.R. section 50.3 (U.S. Department of Justice Guidelines for Enforcement of Title VI of the Civil Rights Act of 1964);

The preceding statutory and regulatory cites hereinafter are referred to as the "Acts" and "Regulations," respectively.

General Assurances

In accordance with the Acts, the Regulations, and other pertinent directives, circulars, policy, memoranda, and/or guidance, the Recipient hereby gives assurance that it will promptly take any measures necessary to ensure 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 otherwise subjected to discrimination under any program or activity, for which the Recipient receives Federal financial assistance from DOT, including the Washington State Department of Transportation.

The Civil Rights Restoration Act of 1987 clarified the original intent of Congress, with respect to Title VI and other Non-discrimination requirements (The Age Discrimination Act of 1975, and Section 504 of the Rehabilitation Act of 1973), by restoring the broad, institutional-wide scope and coverage of these non-discrimination statutes and requirements to include all programs and activities of the Recipient, so long as any portion of the program is Federally assisted.

Specific Assurances

More specifically, and without limiting the above general Assurance, the Recipient agrees with and gives the following Assurances with respect to its Federally assisted program:

1. The Recipient agrees that each "activity," "facility," or "program," as defined in §§ 21.23(b) and 21.23(e) of 49 C.F.R. § 21 will be (with regard to an "activity") facilitated, or will be (with regard

to a "facility") operated, or will be (with regard to a "program") conducted in compliance with all requirements imposed by, or pursuant to the Acts and the Regulations.

2. The Recipient will insert the following notification in all solicitations for bids, Requests For Proposals for work, or material subject to the Acts and the Regulations made in connection with all Federal-Aid Highway Programs and, in adapted form, in all proposals for negotiated agreements regardless of funding source:

"The City of Tukwila, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award."

3. The Recipient will insert the clauses of Appendix A and E of this Assurance in every contract or agreement subject to the Acts and the Regulations.
4. The Recipient will insert the clauses of Appendix B of this Assurance, as a covenant running with the land, in any deed from the United States effecting or recording a transfer of real property, structures, use, or improvements thereon or interest therein to a Recipient.
5. That where the Recipient receives Federal financial assistance to construct a facility, or part of a facility, the Assurance will extend to the entire facility and facilities operated in connection therewith.
6. That where the Recipient receives Federal financial assistance in the form, or for the acquisition of real property or an interest in real property, the Assurance will extend to rights to space on, over, or under such property.
7. That the Recipient will include the clauses set forth in Appendix C and Appendix D of this Assurance, as a covenant running with the land, in any future deeds, leases, licenses, permits, or similar instruments entered into by the Recipient with other parties:
 - a. for the subsequent transfer of real property acquired or improved under the applicable activity, project, or program; and
 - b. for the construction or use of, or access to, space on, over, or under real property acquired or improved under the applicable activity, project, or program.
8. That this Assurance obligates the Recipient for the period during which Federal financial assistance is extended to the program, except where the Federal financial assistance is to provide, or is in the form of, personal property, or real property, or interest therein, or structures or improvements thereon, in which case the Assurance obligates the Recipient, or any transferee for the longer of the following periods:

APPENDIX A

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the "contractor") agrees as follows:

1. **Compliance with Regulations:** The contractor (hereinafter includes consultants) will comply with the Acts and the Regulations relative to Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation, Washington State Department of Transportation, as they may be amended from time to time, which are herein incorporated by reference and made a part of this contract.
2. **Non-discrimination:** The contractor, with regard to the work performed by it during the contract, will not discriminate on the grounds of race, color, or national origin in the selection and retention of subcontractors, including procurements of materials and leases of equipment. The contractor will not participate directly or indirectly in the discrimination prohibited by the Acts and the Regulations, including employment practices when the contract covers any activity, project, or program set forth in Appendix B of 49 CFR Part 21.
3. **Solicitations for Subcontracts, Including Procurements of Materials and Equipment:** In all solicitations, either by competitive bidding, or negotiation made by the contractor for work to be performed under a subcontract, including procurements of materials, or leases of equipment, each potential subcontractor or supplier will be notified by the contractor of the contractor's obligations under this contract and the Acts and the Regulations relative to Non-discrimination on the grounds of race, color, or national origin.
4. **Information and Reports:** The contractor will provide all information and reports required by the Acts, the Regulations, and directives issued pursuant thereto and will permit access to its books, records, accounts, other sources of information, and its facilities as may be determined by the Recipient or the Washington State Department of Transportation to be pertinent to ascertain compliance with such Acts, Regulations, and instructions. Where any information required of a contractor is in the exclusive possession of another who fails or refuses to furnish the information, the contractor will so certify to the Recipient or the Washington State Department of Transportation, as appropriate, and will set forth what efforts it has made to obtain the information.
5. **Sanctions for Noncompliance:** In the event of a contractor's noncompliance with the Non-discrimination provisions of this contract, the Recipient will impose such contract sanctions as it or the Washington State Department of Transportation may determine to be appropriate, including, but not limited to:
 - a. withholding payments to the contractor under the contract until the contractor complies; and/or
 - b. cancelling, terminating, or suspending a contract, in whole or in part.
6. **Incorporation of Provisions:** The contractor will include the provisions of paragraphs one through six in every subcontract, including procurements of materials and leases of equipment,

unless exempt by the Acts, the Regulations and directives issued pursuant thereto. The contractor will take action with respect to any subcontract or procurement as the Recipient or the Washington State Department of Transportation may direct as a means of enforcing such provisions including sanctions for noncompliance. Provided, that if the contractor becomes involved in, or is threatened with litigation by a subcontractor, or supplier because of such direction, the contractor may request the Recipient to enter into any litigation to protect the interests of the Recipient. In addition, the contractor may request the United States to enter into the litigation to protect the interests of the United States.

APPENDIX B

CLAUSES FOR DEEDS TRANSFERRING UNITED STATES PROPERTY

The following clauses will be included in deeds effecting or recording the transfer of real property, structures, or improvements thereon, or granting interest therein from the United States pursuant to the provisions of Assurance 4:

NOW, THEREFORE, the U.S. Department of Transportation as authorized by law and upon the condition that the City of Tukwila will accept title to the lands and maintain the project constructed thereon in accordance with Title 23, United States Code, the Regulations for the Administration of Washington State Department of Transportation, and the policies and procedures prescribed by the Federal Highway Administration of the U.S. Department of Transportation in accordance and in compliance with all requirements imposed by Title 49, Code of Federal Regulations, U.S. Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation pertaining to and effectuating the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252; 42 U.S.C. § 2000d to 2000d-4), does hereby remise, release, quitclaim and convey unto the City of Tukwila all the right, title and interest of the U.S. Department of Transportation in and to said lands described in Exhibit A attached hereto and made a part hereof.

(HABENDUM CLAUSE)

TO HAVE AND TO HOLD said lands and interests therein unto City of Tukwila and its successors forever, subject, however, to the covenants, conditions, restrictions and reservations herein contained as follows, which will remain in effect for the period during which the real property or structures are used for a purpose for which Federal financial assistance is extended or for another purpose involving the provision of similar services or benefits and will be binding on the City of Tukwila , its successors and assigns.

The City of Tukwila, in consideration of the conveyance of said lands and interests in lands, does hereby covenant and agree as a covenant running with the land for itself, its successors and assigns, that (1) no person will on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination with regard to any facility located wholly or in part on, over, or under such lands hereby conveyed [,] [and]* (2) that the City of Tukwila will use the lands and interests in lands and interests in lands so conveyed, in compliance with all requirements imposed by or pursuant to Title 49, Code of Federal Regulations, U.S. Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Non-discrimination in Federally-assisted programs of the U.S. Department of Transportation, Effectuation of Title VI of the Civil Rights Act of 1964, and as said Regulations and Acts may be amended [, and (3) that in the event of breach of any of the above-mentioned non-discrimination conditions, the Department will have a right to enter or re-enter said lands and facilities on said land, and that above described land and facilities will thereon revert to and vest in and become the absolute property of the U.S. Department of Transportation and its assigns as such interest existed prior to this instruction].*

(*Reverter clause and related language to be used only when it is determined that such a clause is necessary in order to make clear the purpose of Title VI.)

APPENDIX C

CLAUSES FOR TRANSFER OF REAL PROPERTY ACQUIRED OR IMPROVED UNDER THE ACTIVITY, FACILITY, OR PROGRAM

The following clauses will be included in deeds, licenses, leases, permits, or similar instruments entered into by the City of Tukwila pursuant to the provisions of Assurance 7(a):

- A. The (grantee, lessee, permittee, etc. as appropriate) for himself/herself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree [in the case of deeds and leases add "as a covenant running with the land"] that:
 - 1. In the event facilities are constructed, maintained, or otherwise operated on the property described in this (deed, license, lease, permit, etc.) for a purpose for which a U.S. Department of Transportation activity, facility, or program is extended or for another purpose involving the provision of similar services or benefits, the (grantee, licensee, lessee, permittee, etc.) will maintain and operate such facilities and services in compliance with all requirements imposed by the Acts and Regulations (as may be amended) such that no person on the grounds of race, color, or national origin, will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities.
- B. With respect to licenses, leases, permits, etc., in the event of breach of any of the above Non-discrimination covenants, City of Tukwila will have the right to terminate the (lease, license, permit, etc.) and to enter, re-enter, and repossess said lands and facilities thereon, and hold the same as if the (lease, license, permit, etc.) had never been made or issued.*
- C. With respect to a deed, in the event of breach of any of the above Non-discrimination covenants, the City of Tukwila will have the right to enter or re-enter the lands and facilities thereon, and the above described lands and facilities will there upon revert to and vest in and become the absolute property of the City of Tukwila and its assigns.*

(*Reverter clause and related language to be used only when it is determined that such a clause is necessary to make clear the purpose of Title VI.)

APPENDIX D

CLAUSES FOR CONSTRUCTION/USE/ACCESS TO REAL PROPERTY ACQUIRED UNDER THE ACTIVITY, FACILITY OR PROGRAM

The following clauses will be included in deeds, licenses, permits, or similar instruments/agreements entered into by City of Tukwila pursuant to the provisions of Assurance 7(b):

- A. The (grantee, licensee, permittee, etc., as appropriate) for himself/herself, his/her heirs, personal representatives, successors in interest, and assigns, as a part of the consideration hereof, does hereby covenant and agree (in the case of deeds and leases add, "as a covenant running with the land") that (1) no person on the ground of race, color, or national origin, will be excluded from participation in, denied the benefits of, or be otherwise subjected to discrimination in the use of said facilities, (2) that in the construction of any improvements on, over, or under such land, and the furnishing of services thereon, no person on the ground of race, color, or national origin, will be excluded from participation in, denied the benefits of, or otherwise be subjected to discrimination, (3) that the (grantee, licensee, lessee, permittee, etc.) will use the premises in compliance with all other requirements imposed by or pursuant to the Acts and Regulations, as amended, set forth in this Assurance.
- B. With respect to (licenses, leases, permits, etc.), in the event of breach of any of the above Non-discrimination covenants, City of Tukwila will have the right to terminate the (license, permit, etc., as appropriate) and to enter or re-enter and repossess said land and the facilities thereon, and hold the same as if said (license, permit, etc., as appropriate) had never been made or issued.*
- C. With respect to deeds, in the event of breach of any of the above Non-discrimination covenants, City of Tukwila will there upon revert to and vest in and become the absolute property of City of Tukwila and its assigns.*

(*Reverter clause and related language to be used only when it is determined that such a clause is necessary to make clear the purpose of Title VI.)

APPENDIX E

During the performance of this contract, the contractor, for itself, its assignees, and successors in interest (hereinafter referred to as the "contractor") agrees to comply with the following non-discrimination statutes and authorities; including but not limited to:

Pertinent Non-Discrimination Authorities:

- Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d et seq., 78 stat. 252), (prohibits discrimination on the basis of race, color, national origin); and 49 CFR Part 21.
- The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, (42 U.S.C. § 4601), (prohibits unfair treatment of persons displaced or whose property has been acquired because of Federal or Federal-aid programs and projects);
- Federal-Aid Highway Act of 1973, (23 U.S.C. § 324 et seq.), (prohibits discrimination on the basis of sex);
- Section 504 of the Rehabilitation Act of 1973, (29 U.S.C. § 794 et seq.), as amended, (prohibits discrimination on the basis of disability); and 49 CFR Part 27;
- The Age Discrimination Act of 1975, as amended, (42 U.S.C. § 6101 et seq.), (prohibits discrimination on the basis of age);
- Airport and Airway Improvement Act of 1982, (49 USC § 471, Section 47123), as amended, (prohibits discrimination based on race, creed, color, national origin, or sex);
- The Civil Rights Restoration Act of 1987, (PL 100-209), (Broadened the scope, coverage and applicability of Title VI of the Civil Rights Act of 1964, The Age Discrimination Act of 1975 and Section 504 of the Rehabilitation Act of 1973, by expanding the definition of the terms "programs or activities" to include all of the programs or activities of the Federal-aid recipients, sub-recipients and contractors, whether such programs or activities are Federally funded or not);
- Titles II and III of the Americans with Disabilities Act, which prohibit discrimination on the basis of disability in the operation of public entities, public and private transportation systems, places of public accommodation, and certain testing entities (42 U.S.C. §§ 12131-12189) as implemented by Department of Transportation regulations at 49 C.F.R. parts 37 and 38;
- The Federal Aviation Administration's Non-discrimination statute (49 U.S.C. § 47123) (prohibits discrimination on the basis of race, color, national origin, and sex);
- Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, which ensures Non-discrimination against minority populations by discouraging programs, policies, and activities with disproportionately high and adverse human health or environmental effects on minority and low-income populations;
- Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency, and resulting agency guidance, national origin discrimination includes discrimination because of Limited English proficiency (LEP). To ensure compliance with Title VI, you must take reasonable steps to ensure that LEP persons have meaningful access to your programs (70 Fed. Reg. at 74087 to 74100);
- Title IX of the Education Amendments of 1972, as amended, which prohibits you from discriminating because of sex in education programs or activities (20 U.S.C. 1681 et seq).