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Report for October 1, 2025 through September 30, 2026

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): Jill Boudreau

Mailing Address: 315 South 3rd Street, Suite 100

City: Mount Vernon WA Zip Code: 98273 County: Skagit

Phone #: (360) 416-7871 email address: jillb@scog.net

Name and title of head of transportation-related services: Jill Boudreau

Mailing Address: 315 South 3rd Street, Suite 100

City: Mount Vernon WA Zip Code: 98273 County: Skagit

Phone #: (360) 416-7871 email address: jillb@scog.net

Name and title of designated Title VI coordinator*: Jill Boudreau

Mailing Address: 315 South 3rd Street, Suite 100

City: Mount Vernon WA Zip Code: 98273 County: Skagit

Phone #: (360) 416-7871 email address: jillb@scog.net

*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 OECR? If Yes, please submit an update to the Title VI Plan with a new signature.

   There have been no unreported changes to the SCOG Title VI Plan.

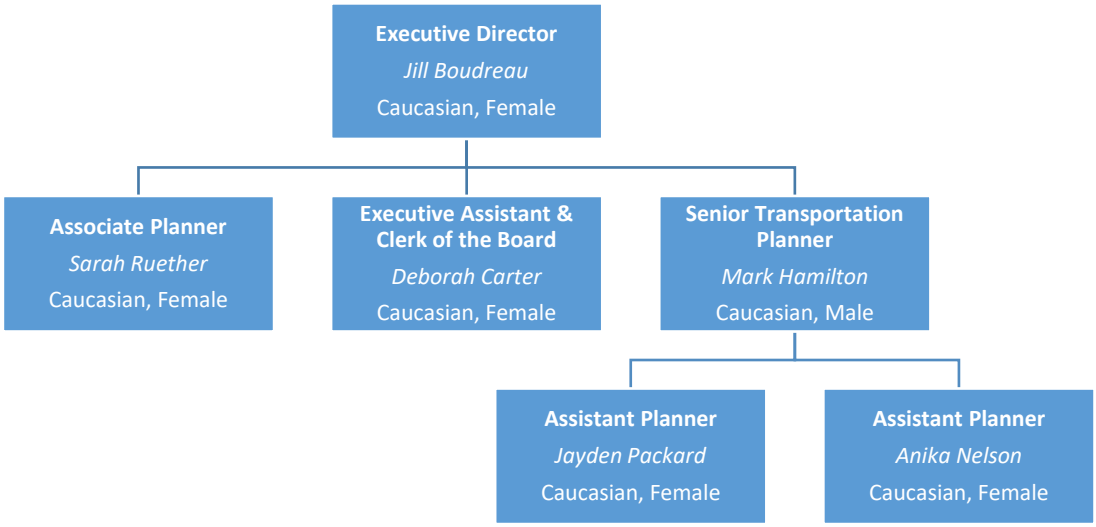
   SCOG completed a major update to the Title VI Plan in May 2026 to comply with the three-year FTA update cycle. The Title VI Plan was submitted to WSDOT on May 21, 2026. A WSDOT concurrence letter for the Title VI Plan was received by SCOG on June 11, 2026.

   SCOG also completed an administrative update to the Title VI Plan during the reporting period. With a change to SCOG's Executive Director, the Title VI Plan was updated on January 16, 2026 to include Jill Boudreau as the new Executive Director and Title VI Coordinator at the agency.

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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 SCOG Title VI Program reporting structure consists of:



National origin for all SCOG staff is the United States of America.

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.

Maps and tables are included on the following pages showing the demographics of the service area, individual languages spoken and percent of the population that is limited English proficient.

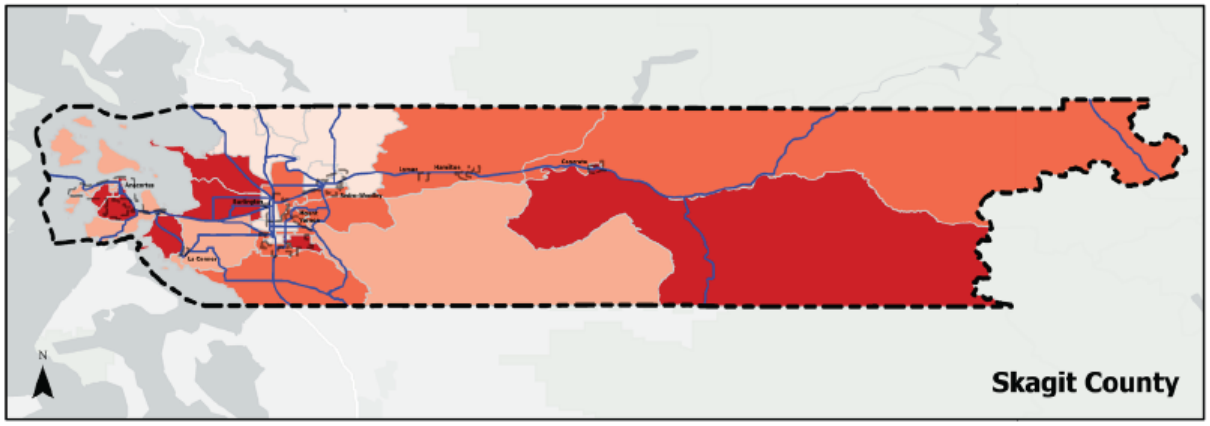
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Senior Population, Skagit County: 2017-2021 Estimates

Date: 2/7/2023
Sources: U.S. Census Bureau, Skagit County GIS, ESRI, Skagit Council of Governments

% Senior (65+) Population

- 0% to 16.9%
- 17% to 22%
- 22.1% to 26.9%
- 27% and over
- Skagit County
- Incorporated Areas
- Regional Transportation Network

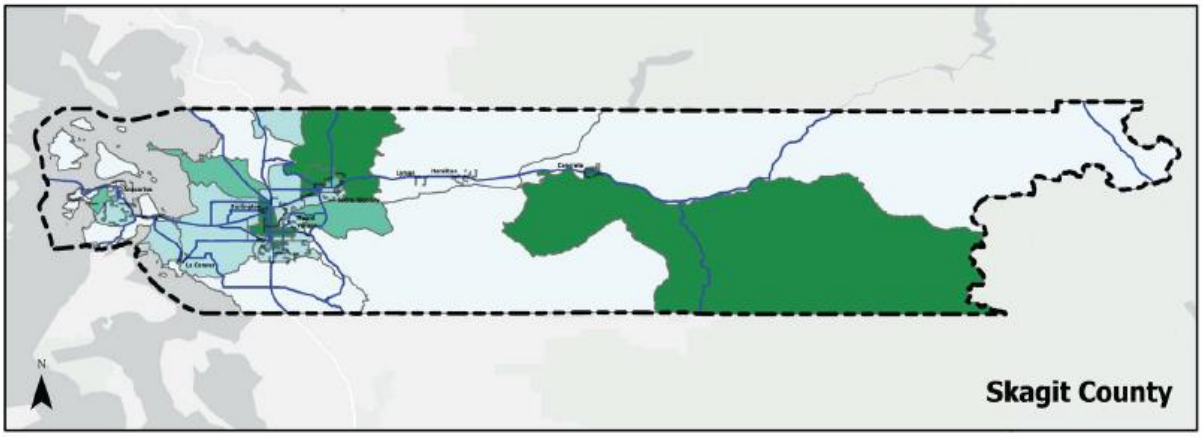


Youth Population, Skagit County: 2017-2021 Estimates

Date: 2/7/2023
Sources: U.S. Census Bureau, Skagit County GIS, ESRI, Skagit Council of Governments

% Youth (<20) Population

- 0% to 19%
- 19.1% to 23.3%
- 23.4% to 26%
- 26.1% and over
- Skagit County
- Incorporated Areas
- Regional Transportation Network



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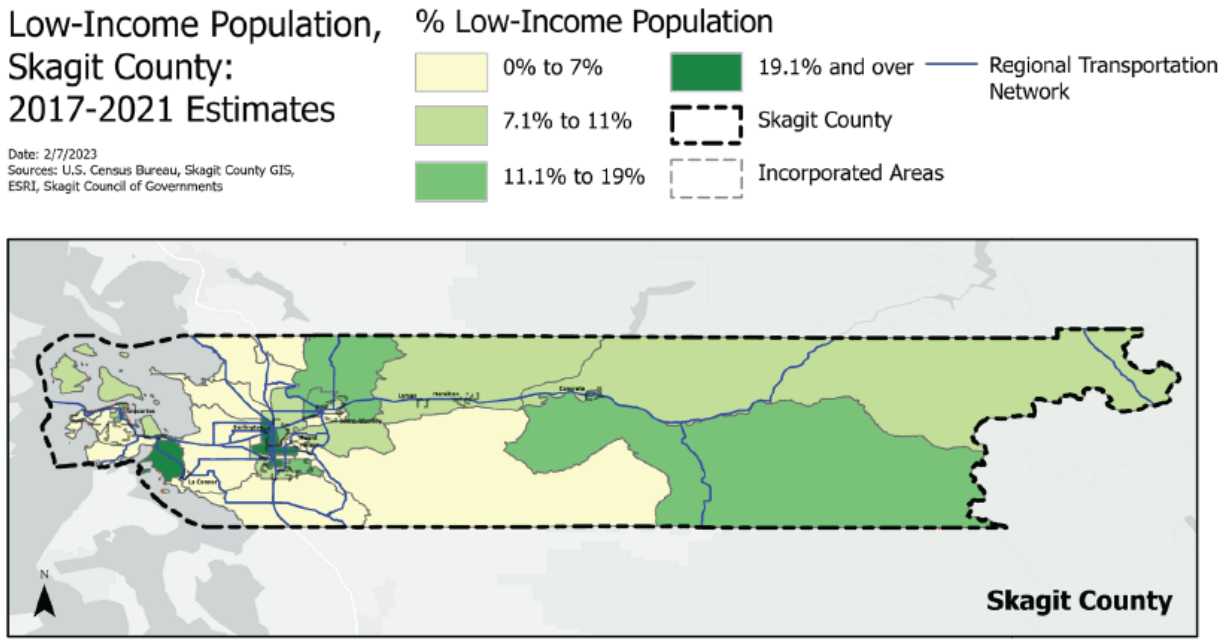


Table 9. Population by Race and Hispanic/Latino Origin: 2020

		Total	Rate (%)
Total Population		129,523	100.0%
Race	White[1]	96,540	74.5%
	Black or African American	888	0.7%
	American Indian and Alaska Native	2,878	2.2%
	Asian	2,832	2.2%
	Hawaiian or Pacific Islander	418	0.3%
	Other race or two or more races	25,967	20.0%
Ethnicity	Hispanic or Latino (of any race)	23,792	**18.4%**
Race and Ethnicity	Total Minority	32,983	**25.5%**

Source: 2020 U.S. Census Tables P1 & P2

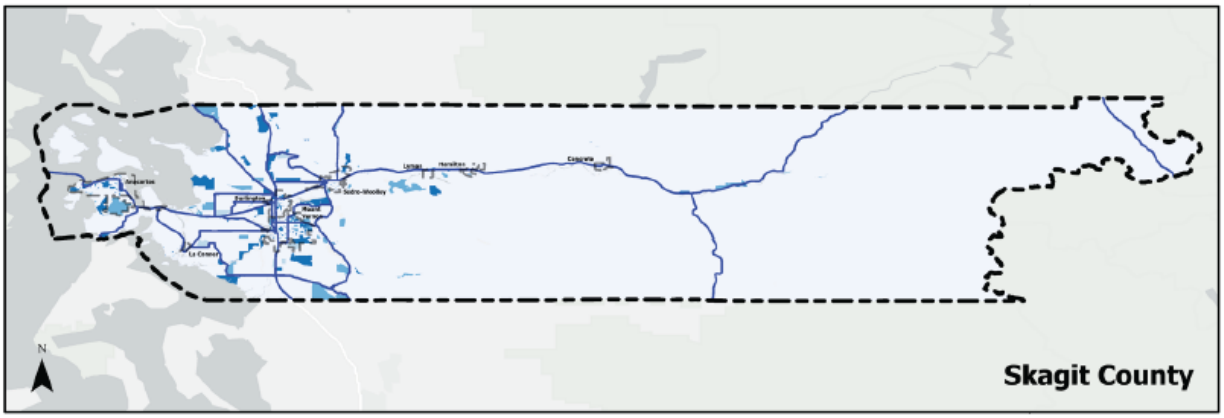
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Asian Population, Skagit County: 2020

Date: 2/7/2023
Sources: U.S. Census Bureau, Skagit County GIS, ESRI, Skagit Council of Governments

% Asian Population

- 0% to 4.9%
- 5% to 9.9%
- 10% to 24.9%
- 25% and over
- Skagit County
- Incorporated Areas
- Regional Transportation Network

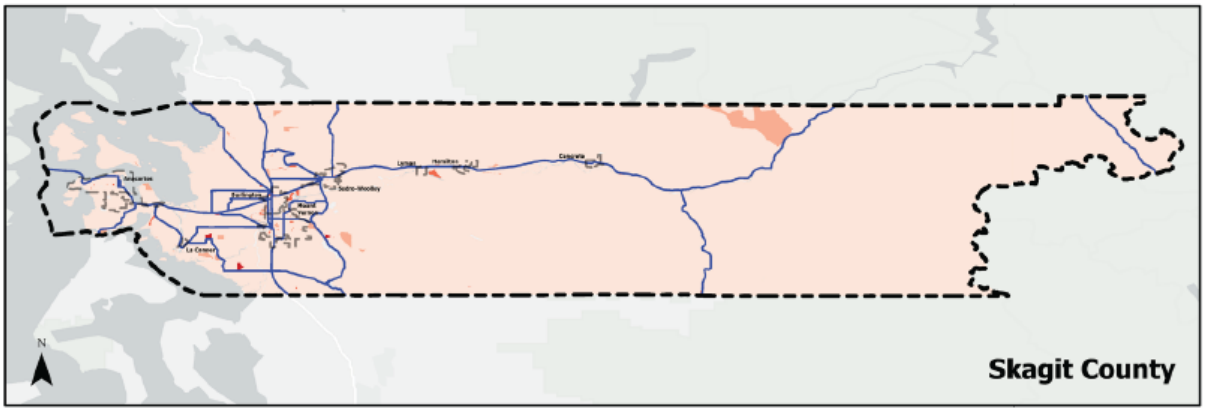


Black and African American Population, Skagit County: 2020

Date: 2/7/2023
Sources: U.S. Census Bureau, Skagit County GIS, ESRI, Skagit Council of Governments

% Black and African American

- 0% to 4.9%
- 5% to 9.9%
- 10% to 24.9%
- 25% and over
- Skagit County
- Incorporated Areas
- Regional Transportation Network



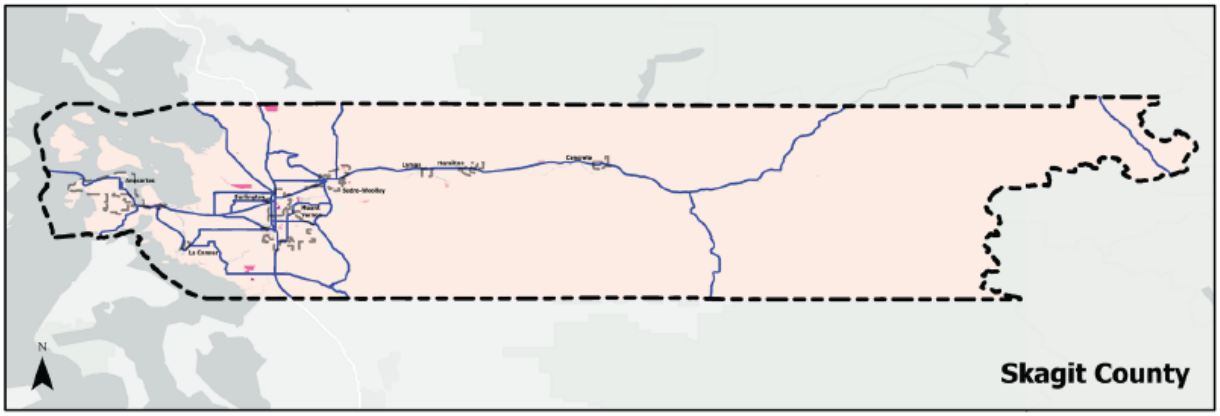
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Hawaiian and Other Pacific Islander Population, Skagit County: 2020

Date: 2/7/2023
Sources: U.S. Census Bureau, Skagit County GIS, ESRI, Skagit Council of Governments

% Hawaiian and Other Pacific Islander Population

- 0% to 4.9%
- 5% to 9.9%
- 10% to 24.9%
- 25% and over
- Skagit County
- Incorporated Areas
- Regional Transportation Network

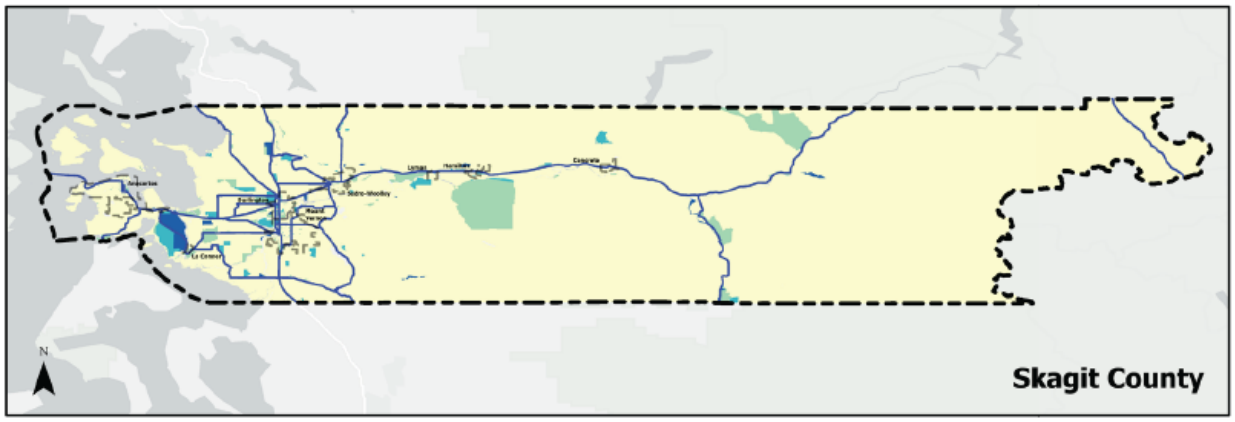


American Indian and Alaska Native Population, Skagit County: 2020

Date: 2/7/2023
Sources: U.S. Census Bureau, Skagit County GIS, ESRI, Skagit Council of Governments

% American Indian and Alaska Native Population

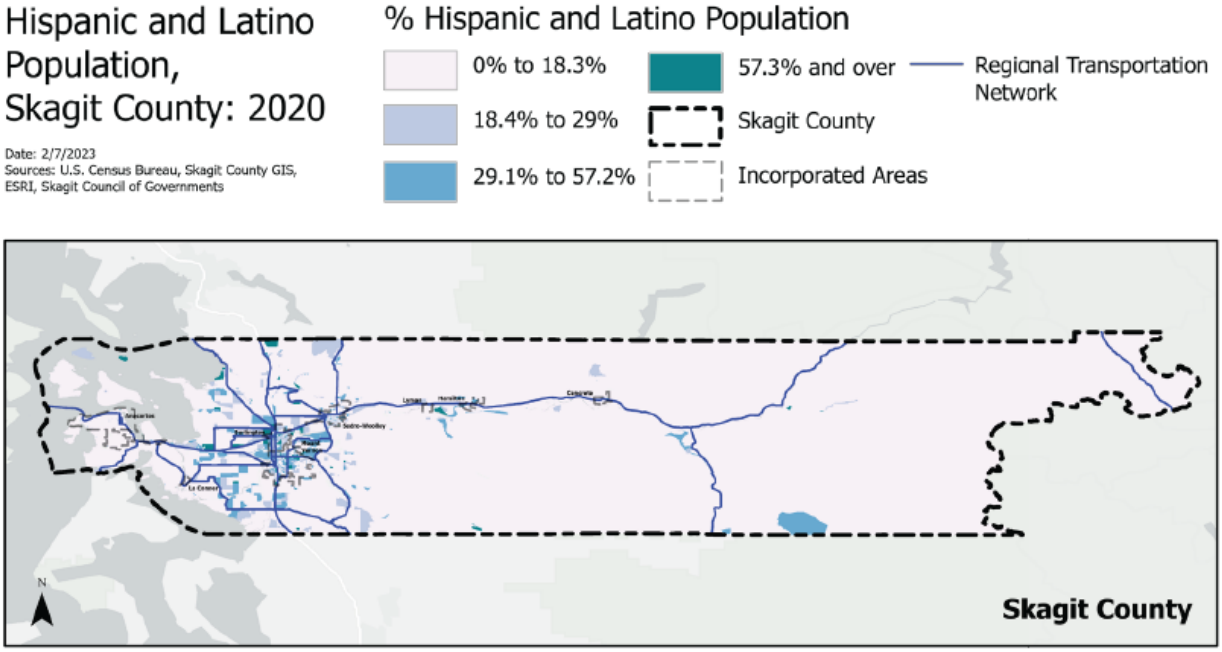
- 0% to 4.9%
- 5% to 9.9%
- 10% to 24.9%
- 25% and over
- Skagit County
- Incorporated Areas
- Regional Transportation Network



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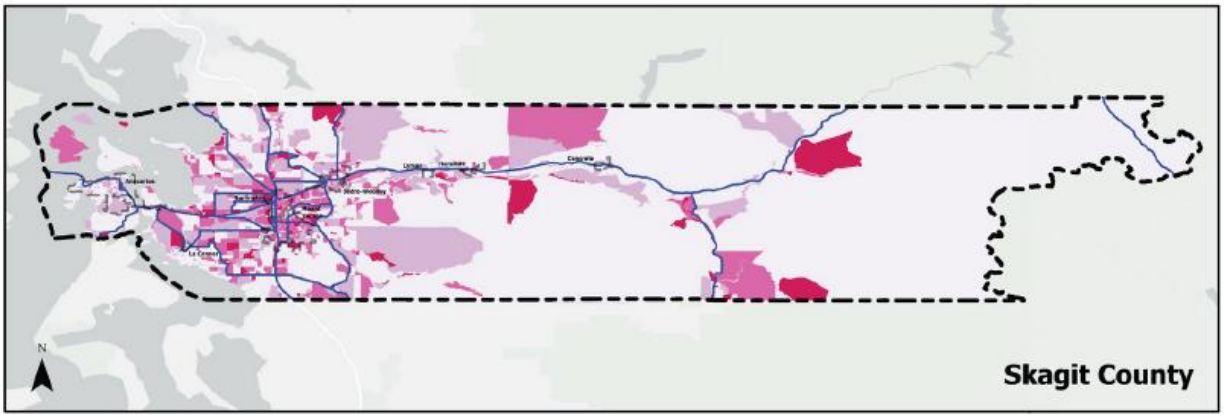
Hispanic and Latino Population, Skagit County: 2020

Date: 2/7/2023
Sources: U.S. Census Bureau, Skagit County GIS, ESRI, Skagit Council of Governments



Total Minority Population, Skagit County: 2020

Date: 2/7/2023
Sources: U.S. Census Bureau, Skagit County GIS, ESRI, Skagit Council of Governments



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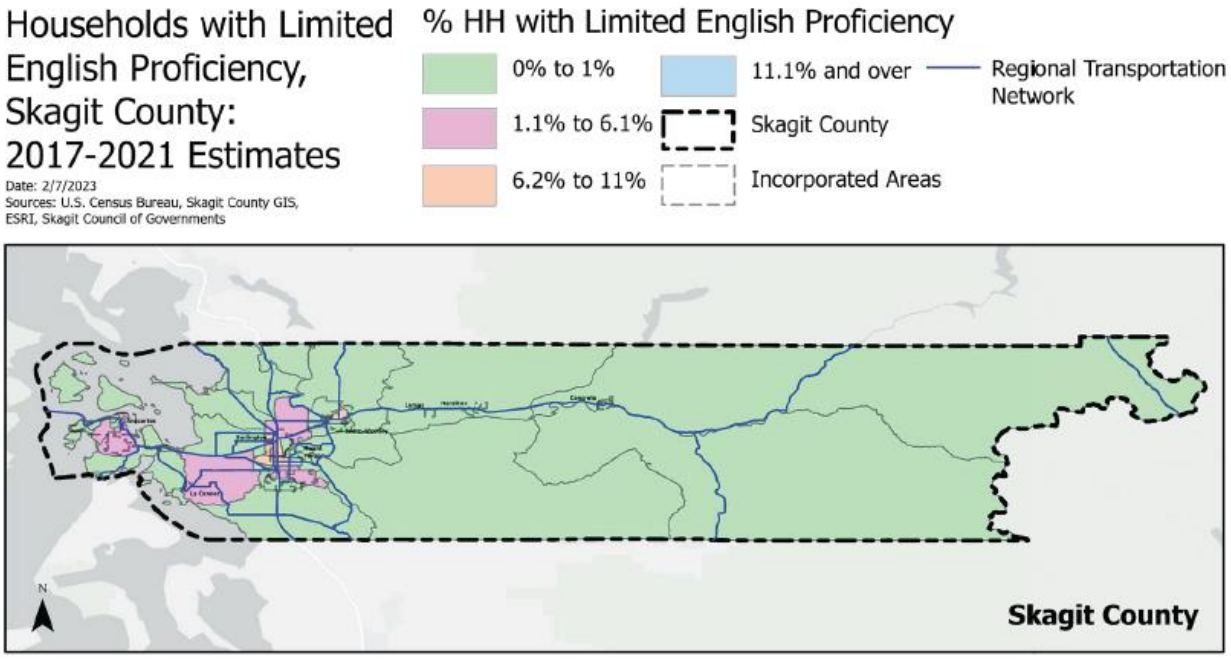


Table 12. Common Languages Other than English Spoken in Skagit County: 2021

Rank	Language(s)	Estimate	Margin of Error (+/-)
1	Spanish or Spanish Creole	16,240	739
2	Slavic languages	945	304
3	Other Asian and Pacific Island languages	614	158
4	Tagalog	586	182
5	Other Indo-European languages	420	133
6	Other and unspecified languages	407	193
7	German or other West Germanic languages	288	80
8	French (including Patois, Creole, Cajun)	262	117
9	Chinese	258	103
10	Arabic	113	65
11	Korean	74	35
12	Vietnamese	49	42

Source: 2021 American Community Survey 1-year Estimates, Table C16001

Notes: The Coefficients of variation are above 15% for all language estimates other than Spanish or Spanish Creole, and are not considered reliable by the U.S. Census Bureau. These values are highlighted in red.

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Further demographic information can be accessed via SCOG's most recent demographic profile at the following hyperlink:

https://www.scog.net/Demographics/2023_Skagit_County_Demographic_Profile.pdf

As detailed in the Titel VI Plan, the demographic profile is scheduled for an update in 2033, following the next decennial census in 2030.

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).

SCOG did not receive any complaints during the reporting period. One complaint received in 2023 was forwarded to WSDOT OECR and then to USDOT. That complaint will be kept on file until January 1, 2030.

SCOG
Skagit Council of Governments

Federally Funded Transportation Program
US CIVIL RIGHTS ACT of 1964
Title VI Complaint Log

Complainants Name	Address	Date Received	Email	Phone	Basis of Complaint	Disposition of Complaint	Status of Complaint	Status Date	Record Purge Date
Russell Nelson	4705 240th St SE, Bothell, WA 98021	2/9/2023	RneIson2@uw.edu	(206) 679-3885	Skagit Code Enforcement issued stop work order. Complainant alleges civil liberties violation.	Complaint with USDOT	Forwarded to WSDOT OECR on 2/10/2023. OECR fwd to USDOT/FHWA. Emailed status to complainant	9/30/2024	1/1/2030

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.

SCOG completed work on the "Move Skagit" regional planning effort during the reporting period. "Move Skagit" is made up of three different plans, all developed concurrently: (1) the Skagit 2050 Regional Transportation Plan; (2) the Skagit Regional Safety Action Plan; and (3) the Skagit Transportation Resilience Improvement Plan. Substantial public outreach was conducted during the reporting period as part of the "Move Skagit" planning process. This outreach included development of an ADA-compliant website with translation into Spanish language, in person outreach at events throughout Skagit County, and meetings with various stakeholders throughout the community.

During the reporting period, SCOG began an update to the Coordinated Public Transit-Human Services Transportation Plan, and prioritization process for human services transportation projects

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throughout the region in support of WSDOT's Consolidated Grant Program. These processes are being conducted concurrently with the assistance of an ad hoc advisory committee. The committee is made up of various human services stakeholders from the region. Examples of community outreach for this planning process include informational interviews, focus groups, a survey and tabling at events around Skagit County. These planning efforts will conclude during the next reporting period.

All of the transportation planning activities described in this section also include public comment periods, responding to public comments received and revisions to plans and the prioritization process based on comments received. All timely comments received are presented to the Transportation Policy Board at public meetings for consideration prior to final action on plans and the prioritization process.

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).

SCOG did not undertake any activities associated with the purchase, sale, lease/use, or transfer of real property during the reporting period.

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

SCOG did not utilize right-of-way appraisers nor acquisition staff during the reporting period.

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.

As part of the work done for the Skagit Regional Safety Action Plan, the consultants conducted a transportation equity review of the regional high injury network using the Washington Environmental Health Disparities mapping tool. Major findings from the analysis are that equity communities within the Skagit region are disparately involved in Killed and Serious Injury crashes throughout the region.

A SEPA environmental checklist was completed in January 2026 as part of the Move Skagit 2050 Regional Transportation Plan development process. The checklist is available on SCOG's website and includes a review of environmental elements likely to be impacted by the nonproject action. A

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Determination of Nonsignificance was issued by SCOG after review of the SEPA environmental checklist.

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.

SCOG did not undertake any construction projects during the reporting period.

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 SCOG Transportation Policy Board met eleven times during the reporting period. Thirty-six members of the public attended Transportation Policy Board meetings during the reporting period. A written public comment period is provided prior to Transportation Policy Board meetings, with any comments received during the comment period provided to the governing body, and an opportunity for verbal comments is provided during meetings as well. *The full schedule for Transportation Policy Board meetings, agendas and minutes can be found at the following link: https://www.scog.net/transportation-policy-board/.*

The SCOG Board of Directors met five times during the reporting period. Fifteen members of the public attended Board of Directors meetings during the reporting period. A written public comment period is provided prior to Board of Directors meetings, with any comments received during the comment period provided to the governing body, and an opportunity for verbal comments is provided during meetings as well. *The full schedule for Board of Directors meetings, agendas and minutes can be found at the following link: https://www.scog.net/board-of-directors/.*

The typical practice at SCOG is to distribute meeting packets for all public meetings and any other public events, such as open houses, at least seven days prior to the scheduled date. Meeting packets are delivered via email group lists, which include local news media, and are posted to SCOG's website. SCOG Board of Directors and Transportation Policy Board meetings are initially announced to the public in the calendar month preceding each meeting, with date and location provided.

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During the reporting period, SCOG began the process of creating a prioritized human services transportation project list for Skagit County and updating the Coordinated Public Transit-Human Services Transportation Plan. As part of these efforts, an ad hoc special needs transportation committee, created in December 2025, is providing advice to the Transportation Policy Board on the plan update and project prioritization process. Per FTA requirements included in FTA Circular C 4702.1B, the committee was asked to provide self-identified racial and ethnic information. The results of this 2026 demographic information request are included in the following tables.

Race	Number
American Indian and Alaskan Native	0
Asian	0
Black or African American	0
Hawaiian and Other Pacific Islander	0
White	4
Middle Eastern or North African	0

Ethnicity	Number
Hispanic or Latino	1
Not Hispanic or Latino	3

When establishing the committee, efforts were made to ensure that organizations serving were involved in some way with special needs transportation, including persons with low-income, the elderly, persons with disabilities, veterans and youth. The committee began meeting in January 2026 and continued to meet throughout the reporting period. More information on ad hoc committees, including racial and ethnicity statistics for Skagit County with a comparison to committee composition, can be found in the Title VI Plan.

A survey was conducted during the reporting period as part of the Coordinated Public Transit-Human Services Transportation Plan. The survey had over 100 responses (response rate varied by question), and 9% of respondents identified as having Hispanic, Latino or Spanish origin. Another example question, directly related to Title VI race self-identification, and responses from the survey are below. The survey was translated from English into Spanish and distributed in both languages. Plan adoption is expected in November 2026, during the next reporting period.

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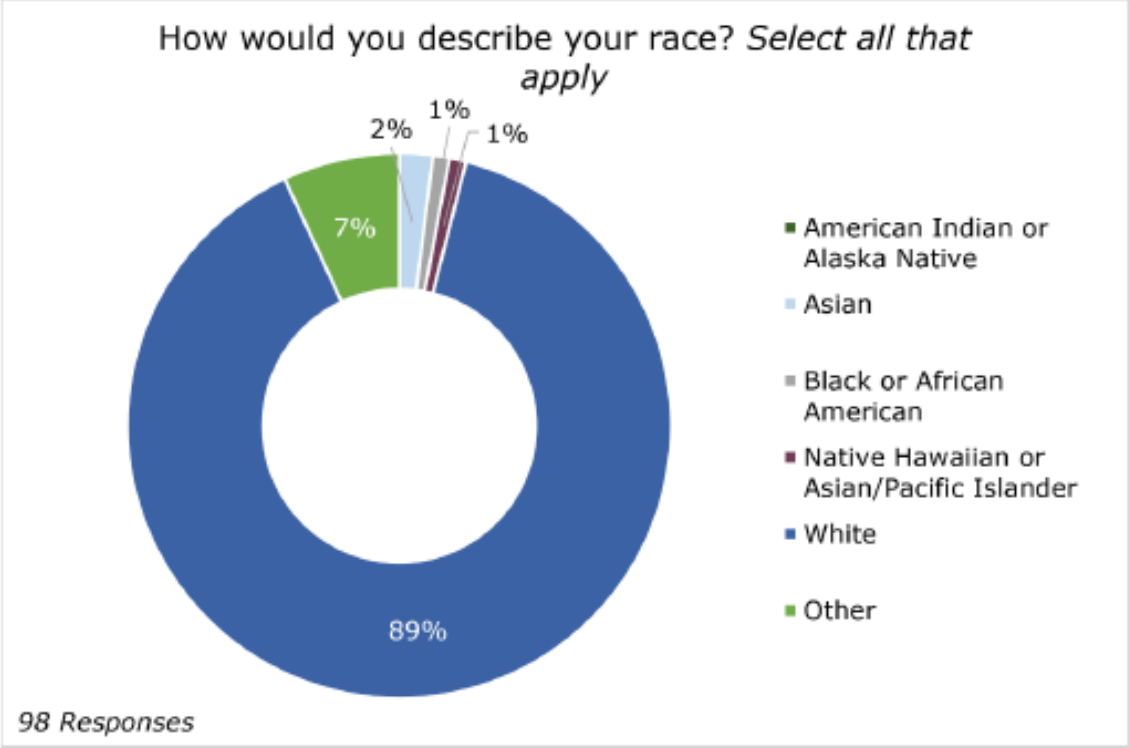


Figure 12: Doughnut chart showing the responses to Question 10. How would you describe your race? Select all that apply

No language assistance services were requested during the reporting period.

Examples of vital documents translated from English to Spanish during the reporting period are: a flyer for the Coordinated Public Transit-Human Services Transportation Plan; and a factsheet for the Move Skagit 2050 Regional Transportation Plan. SCOG also tabled at a few public event with Skagit Transit, and was able to utilize Skagit Transit staff fluent in Spanish to engage with Spanish speakers at these events.

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).

During the reporting period, SCOG issued one Request for Quotations for professional services. The solicitation was for professional services to update SCOG's website and address WCAG 2.1 AA compliance requirements applicable to government websites. SCOG researched and created a list of eight businesses from the WA State Office of Minority & Women's Business Enterprises "Certified Business Directory" and WA State Department of Veterans Affairs that included women, minority and veteran owned businesses. After receiving quotes from three vendors, SCOG selected a

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contractor. SCOG executed an agreement with Megabite Design, a contractor with WBE and SBE certification. Contract negotiations were conducted in accordance with written SCOG policies.

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?)

In accordance with the Title VI Plan, a review of SCOG's Title VI Program is conducted periodically which includes an examination of consultant contracts. This review examines the inclusion of Title VI requirements in consultant contracts. SCOG evaluates all consultant contracts prior to execution to make sure that the appropriate Title VI language is included for compliance. SCOG inserts required contract language in all applicable agreements from the Title VI/Non-Discrimination Assurances as presented in the Title VI Plan. SCOG continues to implement a procedure to further Title VI compliance in contracting. This procedure is to distribute a Title VI contractor compliance checklist to consultants before project closeout and to conduct administrative review of the checklist prior to distributing final payment under the contract.

As part of SCOG's Title VI education and training, SCOG invites consultants, contractors, and subcontractors to Washington State Department of Transportation Title VI trainings.

SCOG conducted reviews on all professional services agreements during the reporting period and ensured that all appropriate Title VI assurances were included. Title VI contractor compliance checklists were completed by contractors and reviewed and approved by SCOG for all professional services agreements that expired during the reporting period.

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).

Agreements in effect during the reporting period between SCOG and consultants, or SCOG and other agencies/organizations, are listed below:

- *Skagit County*
  - *Type: interlocal cooperative agreement*
  - *Description: traffic counts in cities of Skagit County*
  - *Term: January 1, 2025 through January 1, 2030*
  - *Amount: cost reimbursement per agreement*
  - *Funding Source: State*

- *Member Jurisdictions*
  - *Type: governance agreement*
  - *Description: organizes and establishes SCOG as a regional agency*

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  - *Term: July 2014 until dissolution of SCOG*
  - *Amount: N/A*
  - *Funding Source: N/A*

- *Member Jurisdictions*
  - *Type: interlocal cooperative agreement*
  - *Description: staffing for Growth Management Act support activities in Skagit County*
  - *Term: January 2016 through December 2016, with annual extensions, until terminated by SCOG or any party*
  - *Amount: varies by annual work program and budget*
  - *Funding Source: Local*

- *Community Attributes, Inc.*
  - *Type: professional services agreement*
  - *Description: Comprehensive economic development strategy*
  - *Term: July 3, 2023 through December 31, 2025*
  - *Amount: up to $130,000*
  - *Funding Source: Local*

- *Whatcom Council of Governments*
  - *Type: interlocal cooperative agreement*
  - *Description: provide accounting and financial management services*
  - *Term: January 1, 2025 through December 31, 2028*
  - *Amount: cost reimbursement per agreement*
  - *Funding Source: Local*

- *Resources Systems Group, Inc., with WSP USA, Inc. as a subcontractor*
  - *Type: professional services agreement*
  - *Description: Regional Transportation Plan and Travel Demand Modeling Services*
  - *Term: September 19, 2024 through June 30, 2026*
  - *Amount: up to $350,000*
  - *Funding Source: Federal and local*

- *WSP USA, Inc.*
  - *Type: professional services agreement*
  - *Description: Regional Safety Action Planning Services*
  - *Term: December 1, 2024 through March 31, 2026*
  - *Amount: up to $333,458.26*
  - *Funding Source: Federal and local*

- *WSP USA, Inc., with RSG, Inc. as a subcontractor*
  - *Type: professional services agreement*
  - *Description: Transportation Resilience Improvement Plan*
  - *Term: April 1, 2025 through June 30, 2026*
  - *Amount: up to $299,623*
  - *Funding Source: Federal and local*

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- *Karras Consulting*
  - *Type: personal services agreement*
  - *Description: Recruit Candidate Pool for Executive Director Position*
  - *Term: June 11, 2025 through December 31, 2025*
  - *Amount: up to $34,900*
  - *Funding Source: Local*

- *Megabite Design*
  - *Type: professional services agreement*
  - *Description: Website Rebuild and WCAG 2.1 AA Compliance Project*
  - *Term: March 16, 2026 through December 31, 2026*
  - *Amount: up to $17,000*
  - *Funding Source: Indirect*

SCOG also has several other agreements related to day-to-day operations of the organization including agreements for: information technology services; legal services; acquiring goods and services; office space rental; and payroll services.

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.

    During the reporting period, one SCOG employee, Mark Hamilton - Senior Transportation Planner, participated in a civil rights virtual training on ADA Title II digital accessibility requirements hosted by WSDOT's Public Transportation Division. The date of the training was November 6, 2025. SCOG also continues to inform consultants of upcoming Title VI and ADA training opportunities as they occur.

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.

In the next reporting period, October 1, 2026–September 30, 2027, SCOG will complete a major update of the Coordinated Public Transit-Human Services Transportation Plan. SCOG will also complete an update of the ADA Self-Assessment and Program Access Plan during the reporting period. Additional nondiscrimination activities anticipated during the reporting period include ongoing implementation of the Title VI Plan as well as activities to ensure continued compliance with the American with Disabilities Act, Section 504 of the Rehabilitation Act of 1973 and other nondiscrimination requirements.

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

DOT Order No. 1050.2A

The Skagit Council of Governments (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

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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 Skagit Council of Governments, 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:

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a. the period during which the property is used for a purpose for which the Federal financial assistance is extended, or for another purpose involving the provision of similar services or benefits; or
b. the period during which the Recipient retains ownership or possession of the property.

9. The Recipient will provide for such methods of administration for the program as are found by the Secretary of Transportation or the official to whom he/she delegates specific authority to give reasonable guarantee that it, other recipients, sub-recipients, sub-grantees, contractors, subcontractors, consultants, transferees, successors in interest, and other participants of Federal financial assistance under such program will comply with all requirements imposed or pursuant to the Acts, the Regulations, and this Assurance.

10. The Recipient agrees that the United States has a right to seek judicial enforcement with regard to any matter arising under the Acts, the Regulations, and this Assurance.

By signing this ASSURANCE, the Skagit Council of Governments also agrees to comply (and require any sub-recipients, sub-grantees, contractors, successors, transferees, and/or assignees to comply) with all applicable provisions governing the ***Washington State Department of Transportation*** access to records, accounts, documents, information, facilities, and staff. You also recognize that you must comply with any program or compliance reviews, and/or complaint investigations conducted by the ***Washington State Department of Transportation***. You must keep records, reports, and submit the material for review upon request to ***Washington State Department of Transportation***, or its designee in a timely, complete, and accurate way. Additionally, you must comply with all other reporting, data collection, and evaluation requirements, as prescribed by law or detailed in program guidance.

The Skagit Council of Governments gives this ASSURANCE in consideration of and for obtaining any Federal grants, loans, contracts, agreements, property, and/or discounts, or other Federal-aid and Federal financial assistance extended after the date hereof to the recipients by the U.S. Department of Transportation under the Federal Highway Administration. This ASSURANCE is binding on Washington State Department of Transportation, other recipients, sub-recipients, sub-grantees, contractors, subcontractors and their subcontractors', transferees, successors in interest, and any other participants in the Federal-Aid Highway Program. The person(s) signing below is authorized to sign this ASSURANCE on behalf of the Recipient.

Skagit Council of Governments

_____

(***Name of Recipient***)

by Signed by: Jill Boudreau 93A31B8730E94D0... _____

(***Signature of Authorized Official***)

DATED 10/29/2026 _____

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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,

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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.

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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 Skagit Council of Governments 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 Skagit Council of Governments 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 the Skagit Council of Governments 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 Skagit Council of Governments, its successors and assigns.

The Skagit Council of Governments, 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 Skagit Council of Governments 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.)

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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 Skagit Council of Governments 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, the Skagit Council of Governments 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 Skagit Council of Governments 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 Skagit Council of Governments 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.)

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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 the Skagit Council of Governments 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, the Skagit Council of Governments 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, the Skagit Council of Governments will there upon revert to and vest in and become the absolute property of the Skagit Council of Governments 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.)

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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).