

RESOLUTION NO. 2009-15

A RESOLUTION OF THE CITY COUNCIL OF GOTHENBURG, NEBRASKA,  
ADOPTING POLICY PROTECTING INDIVIDUALS ENGAGED IN NONVIOLENT CIVIL  
RIGHTS DEMONSTRATION.

WHEREAS, the Congress of the United States has passed Section 104(1) to the Title I of the Housing and Community Development Act stating that no CDBG funds may be obligated or expended by any unit of general local government that fails to adopt and enforce a policy of prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; or fails to adopt and enforce a policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within its jurisdiction;

AND WHEREAS, the City of Gothenburg has received a Community Development Block Grant and is required to comply with the Title I of the Housing and Community Development Act;

AND WHEREAS, the failure to enforce such policies may cause the CITY to lose its grant or eligibility for future federal grants;

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GOTHENBURG, NEBRASKA:

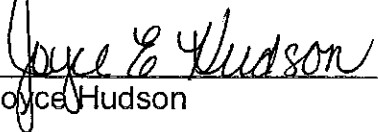
SECTION 1            It is the POLICY of the CITY that excessive force by local law enforcement agencies shall not be used against individuals engaged in lawful and nonviolent civil rights demonstrations within the City boundaries.

SECTION 2            It is the POLICY of the CITY to enforce applicable state and local laws against the physical barring of an entrance to or exit from a facility or location which is the subject of nonviolent civil rights demonstrations within its jurisdiction.

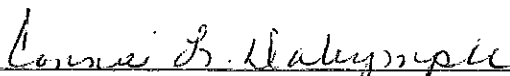
SECTION 3            The City Council directs the Police Chief to implement this Resolution by amending applicable police department procedures.

PASSED BY THE CITY COUNCIL, CITY OF GOTHENBURG, NEBRASKA.

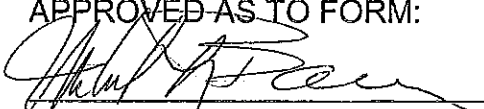
SIGNED BY:

  
\_\_\_\_\_  
Mayor Joyce Hudson

ATTEST:

  
\_\_\_\_\_  
Connie Dalrymple – City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
Mike Bacon – City Attorney