

RESOLUTION 2021-43

A RESOLUTION ADOPTING A POLICY PROHIBITING THE USE OF EXCESSIVE FORCE BY THE POLICE DEPARTMENT AGAINST NONVIOLENT CIVIL RIGHTS DEMONSTRATORS.

WHEREAS the Congress of the United States has passed the Armstrong/Walker “Excessive Force” Amendment (Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended) prohibiting the use of excessive force by a local law enforcement agency against any individual engaged in nonviolent civil rights demonstration within its jurisdiction; and

WHEREAS, the City of Wayne has received a Nebraska Community Development Block Grant and is required to comply with the Armstrong/Walker “Excessive Force” Amendment; and

WHEREAS, the use of excessive force against demonstrators 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 WAYNE, NEBRASKA, THAT:

- a. It is the policy of the City of Wayne that the use of excessive force is prohibited by local law enforcement agencies against individuals engaged in lawful and nonviolent civil rights demonstrations within the City.
- b. The City of Wayne will 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 such nonviolent civil rights demonstrations within jurisdictions.
- c. The City Council directs the Police Chief to implement this Resolution by amending applicable police department procedures.

PASSED AND APPROVED this 17th day of August, 2021.

THE CITY OF WAYNE, NEBRASKA,

By _____
Mayor

ATTEST:

City Clerk