

Village of Black Creek Resolution #2023-3

**POLICY TO PROHIBIT THE USE OF EXCESSIVE FORCE
AND TO ENFORCE APPLICABLE STATE AND LOCAL LAWS
PROHIBITING PHYSICALLY BARRING ENTRANCES/EXITS
FOR NON-VIOLENT CIVIL RIGHTS DEMONSTRATIONS**

A resolution of the Village Board of the Village of Black Creek, to adopt the policy to prohibit the use of excessive force and to enforce applicable state and local laws prohibiting physically barring entrances/exits for non-violent civil rights demonstrations:

WHEREAS, Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 U.S.C. 69 §5304) prohibits the State from expending or obligating any Community Development Block Grant funds to any unit of general local government that does not have or adopt a policy prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and a policy of enforcing 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 demonstration within its jurisdiction;

AND WHEREAS, it is in the interest of the Village of Black Creek to pursue Community Development Block Grant Funds and to adopt policy that complies with Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 USC 69 §5304);

NOW, THEREFORE, BE IT RESOLVED, by the Village President and the Village Board of the Village of Black Creek:

1. It is POLICY of the Village Board to prohibit the use of excessive force by law enforcement agencies within the Village's jurisdiction against any individuals engaged in nonviolent civil rights demonstrations.
2. It is POLICY of the Village Board to enforce 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 demonstration within the Village's jurisdiction.
3. The officials and employees of the Village Board shall assist in the orderly prevention of all excessive force within the Village of Black Creek by implementing the authority and enforcement procedures set forth in Title I of the Housing and Community Development Act of 1974.
4. The Village Board directs the Village of Black Creek Chief of Police to implement this Resolution by amending applicable Village of Black Creek Police Department procedures.

Passed by the Village President of the Village Board of the Village of Black Creek.


Justin Stingle, Village President


Barbara Schuh, Village Clerk-Treasurer

Date: 5/13/23