

**Resolution Adopting a Policy on the Prohibition of the Use of Excessive Force**  
**Resolution # 22-15**

WHEREAS, the City of Early has received federal funding through the Community Development Block Grant (CDBG) program; and,

WHEREAS, Section 519 of the Department of Veteran Affairs and U.S. Department of Housing and Urban Development, and Independent Agencies Appropriations Act of 1990 requires that all CDBG recipients adopt and enforce a policy to prohibit the use of excessive force by law enforcement agencies within the recipient's jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and

WHEREAS, all recipients of CDBG funds are further required to follow a policy of enforcing applicable state and local laws against physically barring entrances or exits to a facility that is the subject of a nonviolent protest demonstration; and

WHEREAS, the City of Early endorses a policy prohibiting the use of excessive force and will inform all law enforcement agencies within its jurisdiction of this policy,

NOW, THEREFORE, BE IT RESOLVED, the City of Early hereby prohibits any law enforcement agency operating within its jurisdiction from using excessive force against any individuals engaged in nonviolent civil rights demonstrations. In addition, the City of Early agrees to enforce any applicable state or local laws against physically barring entrances or exits from a facility or location that is the subject of a non-violent protest demonstration. The City of Early further pledges enforcement of this policy within its jurisdiction and encourages any individual or group who feels that the City of Early has not complied with this policy to file a complaint. Information and assistance relative to excessive force complaints shall be provided by City of Early at 712-273-5283.

Moved by B. Blackman seconded by T. Langner

ROLL CALL VOTE:

	AYE	NAY	ABSENT	ABSTAIN
PICKHINKE	X			
COUGILL	X			
SCHMITT	X			
LANGNER	X			
BLACKMAN	X			

Passed and adopted this 6<sup>th</sup> day of December, 2022.

  
Sharon Irwin, Mayor

Attest: L. Bainbridge  
Lexi Bainbridge, City Clerk