

TOWNSHIP OF WALL

ORDINANCE #28-1990

AN ORDINANCE AUTHORIZING THE MAYOR TO SIGN A CERTIFICATION PROHIBITING THE USE OF EXCESSIVE FORCE AND THE CERTIFICATION PROHIBITING THE USE OF FEDERAL FUNDS FOR LOBBYING.

WHEREAS, certain Federal funds are potentially available to Monmouth County through the Housing and Community Development Act of 1974, as amended; and

WHEREAS, the U.S. Department of H.U.D. has allocated funding to the County in the amount of \$2,600,000.00 for Fiscal Year 1990; and

WHEREAS, the County is making some of these funds available to certain participating municipalities and non-profit agencies; and

WHEREAS, it is required that the Township Committee of the Township of Wall execute a project agreement with Monmouth County to undertake a project known as 18th Avenue Sidewalk Project; and

WHEREAS, the U.S. Department of H.U.D. is requiring that the Mayor of the Township of Wall sign additional certifications in order to receive these funds; and

WHEREAS, these additional certifications are

1. Prohibition against the use of Excessive Force; and
2. Prohibition of use of Federal Funds for Lobbying; and

WHEREAS, the Township of Wall has adopted a policy prohibiting the use of excessive force by its law enforcement agency (police force) within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

WHEREAS, a copy of that policy is attached to and made a part of this ordinance; and

NOW, THEREFORE, BE IT RESOLVED, that the Township of Wall has met the conditions of receiving a FY 1990, CDBG allocation by adopting a policy prohibiting the use of excessive force and by not using Federal funds for lobbying or by disclosing that funds have been used for lobbying.

BE IT FURTHER RESOLVED, that the Mayor of the Township of Wall is hereby authorized to sign the attached certifications which will become a part of the FY 1990 project agreement.

NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on MAY 23, 1990 and will be further considered for final passage and adoption at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on June 13, 1990 at 8:00 p.m., or as soon thereafter as the matter can be reached on the agenda at which time and place all persons interested therein shall be given an opportunity to be heard, and during the week prior to, and up to and including, the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in the Township of Wall Town Hall to the members of the general public who shall request the same.

BEATRICE M. GASSNER
Township Clerk

TOWNSHIP OF WALL CERTIFICATION OF
POLICY PROHIBITING EXCESSIVE FORCE

In accordance with section 519 of Public Law 101-140, the 1990 HUD Appropriations Acts, the Township of Wall certifies that: it has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations.

In order to enforce the County's policy as stated above, the County of Monmouth will require, as a condition of receiving funds from the 1990 HUD Appropriations Act, that the Township of Wall provide that it has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations, and that the certification shall be made part of all subrecipient agreements.

PAUL J. SHIVES

TOWNSHIP ADMINISTRATOR

May 23, 1990