

RESOLUTION NO. 12-22

**RESOLUTION TO ENTER INTO A NONDISCRIMINATION POLICY
REAFFIRMING THE CITY'S COMMITMENTS TO FOLLOW
THE TERMS OF THE FAIR HOUSING ACT**

WHEREAS, the City of New Berlin has entered into a Consent Decree with the United States Department of Justice in Settlement of the case caption: United States of America v. City of New Berlin, Case No. 11-cv-608; and

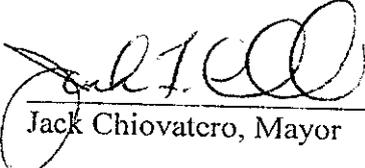
WHEREAS, under the terms of the Consent Decree, the City has agreed to enter into a nondiscrimination policy reaffirming its commitments to follow the terms of the Fair Housing Act with respect to its zoning and land use decisions and specifically, not to discriminate against persons based on race, color, religion, national origin, disability, familial status or sex; and

WHEREAS, the Consent Decree was approved by Federal District Court Judge, Rudolph Randa on April 19, 2012; and

NOW THEREFORE BE IT RESOLVED that the Common Council of the City of New Berlin does hereby approve the nondiscrimination policy which is attached hereto and marked Exhibit "A" and does hereby direct that City staff implement the terms of this policy in accordance with its terms.

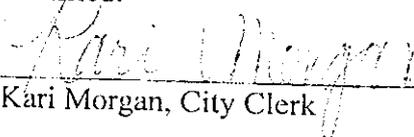
Dated this 22nd day of May, 2012.

APPROVED:



Jack Chiovatero, Mayor

Certified:



Kari Morgan, City Clerk

CITY OF NEW BERLIN

NONDISCRIMINATION POLICY

It is the policy of the City of New Berlin ("the City") to comply with Title VIII of the Civil Rights Act of 1968, as amended, (commonly known as the Fair Housing Act) by ensuring that its zoning and land use decisions do not discriminate against persons based on race, color, religion, national origin, disability, familial status or sex. This policy means that, among other things, the City and all its officials, agents and employees will not discriminate in any aspect of housing based on these protected class characteristics, including by:

- (A) Making unavailable or denying a dwelling to any person based on race or color;
- (B) Discriminating against any person in the terms, conditions or privileges of a dwelling, or in the provision of services or facilities in connection therewith based on race or color;
- (C) Making, printing, or publishing, or causing to be made, printed or published any notice, statement or advertisement, with respect to a dwelling that indicates any preference, limitation or discrimination based on race or color;
- (D) Representing to persons because of race or color that any dwelling is not available when such dwelling is in fact so available;
- (E) Interfering with any person in the exercise or enjoyment of, or on account of his having exercised, enjoyed, or on account of his having aided or encouraged any other person in the exercise or enjoyment of, any right protected by the Fair Housing Act;
- (F) Interfering with the funding, development or construction of any affordable housing units because of race or color; and
- (G) Discriminating on the basis of race or color in any aspect of the administration of its zoning, land use, or building ordinances, policies, practices or requirements, or processes relating to the use, construction or occupancy of dwellings.

Any person who believes that any of the above policies have been violated by the City may contact the City's Fair Housing Compliance Officer, Gregory Kessler at 262-797-2445, the U.S. Department of Housing and Urban Development at 1-888-799-2085, or the U.S. Department of Justice at 1-800-896-7743 or 202-514-4713.