

RESOLUTION NO. R21-61

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, APPROVING AND AUTHORIZING THE ENTERING INTO OF A CONCILIATION AGREEMENT /VOLUNTARY COMPLIANCE AGREEMENT BETWEEN THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, SOUTHWEST FAIR HOUSING COUNCIL, ABILITY 360, AND THE CITY OF GLENDALE AMICABLY RESOLVING A NOVEMBER 5, 2019 FAIR HOUSING COMPLAINT.

WHEREAS, the Glendale Housing Authority (GHA) administers multiple programs on behalf of the U.S. Department of Housing and Urban Development, Office of Public and Indian Housing (PIH) to ensure safe, decent, and affordable housing for Glendale residents; and,

WHEREAS, the Glendale City Council acts as the governing body for the Glendale Housing Authority (GHA) providing policy direction, preserving and expanding resources as needed, assuring GHA's continued viability, and ensuring that GHA is successful in fulfilling its mission; and,

WHEREAS, on November 5, 2019, a complaint was filed with the United States Department of Housing and Urban Development alleging that GHA violated subsections 804(b) of the Fair Housing Act as amended in 1988, 42 U.S.C. § 3601 et seq. ("the Act") and Title II of the Americans with Disabilities Act ("ADA") on the basis of ethnicity and disability when they opened their public housing wait list without proper protocols to ensure access to all eligible applicants including those persons with physical or emotional barriers to communication, those needing accommodations, and those needing auxiliary aids or services; and,

WHEREAS, the city engaged in interactive dialogue with the Complainants to identify a number of improvements to GHA Administrative Plans which have been processed and will be effective July 1, 2021; and,

WHEREAS, the city denies having discriminated against Complainants but agrees to settle the complaint by entering into a Conciliation Agreement/Voluntary Compliance Agreement.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLENDALE as follows:

SECTION 1. That the City Manager or designee and the City Clerk be authorized and directed to execute and deliver the Conciliation Agreement/Voluntary Compliance Agreement on behalf of the City of Glendale.

SECTION 2. That during the entire term of this agreement, the City manager or designee is authorized and directed to take action to ensure compliance with the Conciliation Agreement/Voluntary Compliance Agreement on behalf of the City of Glendale.

(Signatures on the following page)

PASSED, ADOPTED AND APPROVED by the Mayor and Council of the City of Glendale, Maricopa County, Arizona, this 8<sup>th</sup> day of June, 2021.

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Mayor Jerry P. Weiers

ATTEST:

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Julie K. Bower, City Clerk (SEAL)

APPROVED AS TO FORM:

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Michael D. Bailey, City Attorney

REVIEWED BY:

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Kevin R. Phelps, City Manager