



RESOLUTION NO. 7242

A RESOLUTION OF THE ALBANY CITY COUNCIL GOVERNING THE DISPLAY OF FLAGS ON CITY PROPERTY.

WHEREAS, the City Council desires to establish clear guidelines regarding flags displayed or flown in or on City-owned or City-maintained properties; and

WHEREAS, in adopting this resolution, the city council declares that flagpoles owned or maintained by the City of Albany are not intended to serve as a forum for free expression by the public, but for the display of any governmental and non-governmental flag authorized by the city council, either required by law or as an expression of the city council's official government speech.

NOW, THEREFORE, BE IT RESOLVED by the Albany City Council that:

SECTION 1: Flags shall be displayed in accordance with federal and state statutes and regulations, including but not limited to, United States Code, Title 4, Chapter 1 and ORS 186.110 and 186.120.

SECTION 2: Commemorative Flag.

1. As an expression of the City's official government speech, the City Council may authorize the display of a commemorative flag to fly at city-owned or city-maintained properties.
2. The City Council shall only consider a request to display a commemorative flag if the request is made by a member of the city council. Requests from Albany residents to fly a commemorative flag must be submitted to their Councilor or to the Mayor.
3. The decision to approve or deny a request to display a commemorative flag shall be made at a publicly noticed council meeting by a vote of the City Council.
4. Commemorative flags shall be displayed for a period of time that is customary for the subject that is to be commemorated.
5. Commemorative flags must be either purchased by the City or temporarily donated for the City's use and must be clean, without holes and tears and be made of an all-weather fabric. Commemorative flags must be the same size as or smaller than the United States and Oregon flags that are flown.
6. If any other flag is flown at half-staff, the commemorative flag will also be flown at half-staff.
7. A "commemorative flag" as defined in this policy shall mean a flag that identifies with a specific historical event, cause, nation, or group of people that the city council chooses to honor or commemorate consistent with the City's mission and priorities. The following are not allowed as commemorative flags and will not be considered by the city council:
 - a. Flags of a particular religious movement or creed to avoid the appearance of City government endorsing religion or a particular religious movement or creed;
 - b. Flags of a political party to avoid the appearance of City government endorsing a political party; and
 - c. Flags advocating a certain outcome in an election.

DATED AND EFFECTIVE THIS 14TH DAY OF JUNE 2023.

Mayor

ATTEST:

City Clerk

City Clerk

