



MEMORANDUM

TO: Mayor and City Council

FROM: Municipal Services Department

DATE: November 6, 2018

RE: City Resolution to Adopt the Scheduling for Flying the POW/MIA Flag

Municipal Services respectfully requests the Mayor and City Council to approve the adoption of the scheduling for flying the POW/MIA flag to allow for standardization for the display of flags at all City locations.

Respectfully,


Pamela Alexander
Municipal Services Director

RESOLUTION NO. 2018-

A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, REAFFIRMING THE CITY'S SUPPORT OF THE ARMED SERVICES AND VETERANS AND ESTABLISHING A SCHEDULE FOR FLYING THE POW/MIA FLAG; AND PROVIDING THAT THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE AND INSTALLATION OF APPROPRIATE SIGNAGE.

WHEREAS, the City of Idaho Falls, Idaho, owes a lasting debt of gratitude to all heroic members of our Armed Forces who have risked their safety to defend the lives and liberty of others; and

WHEREAS, the City will not forget our Nation's prisoners of war and those missing in action (POW/MIAs) and the devoted service they have bravely rendered to our country, and neither will the City fail to meet its obligations to their families; and

WHEREAS, an expression of our City's determination to keep faith with those who have so faithfully served and defended the United States; and

WHEREAS, the Council recognizes the profound suffering of those who continue to await word of the fate of their loved ones, and the Council is determined to help them gain the peace and consolation that word will bring; and

WHEREAS, City desires to display an appropriate symbol that represents the City's firm and united commitment to securing the release of any American who may still be held against their will, to obtaining the fullest possible accounting for the missing, and to repatriation of all recoverable American remains; and

WHEREAS, the City desires to display the National League of Families of American Prisoners and Missing in Southeast Asia's POW/MIA flag as an expression of the City's position regarding POW/MIA citizens on flag poles located in the War Veterans Memorial on Memorial Drive, the State Vietnam Veteran's Memorial in Freeman Park, City Hall, Idaho Falls Regional Airport, and the Idaho Falls Power main office building pursuant to this Resolution; and

WHEREAS, the Council, by this Resolution, does not intend to nor does it establish a limited public forum for purposes of First Amendment expression by allowing display of the POW/MIA flag at certain City facilities; and

WHEREAS, the Council, by this Resolution, intends to promote the City's in support of the Armed Forces and veterans through the POW/MIA flag as a symbol for that message as "government speech", as that term has been interpreted by the courts.

NOW, THEREFORE, THE COUNCIL FOR THE CITY OF IDAHO FALLS, IDAHO,
HEREBY ORDERS AS FOLLOWS:

1. The POW/MIA flag designed by the National League of Families of American Prisoners and Missing in Southeast Asia is hereby authorized to and shall fly in the War Veterans Memorial on Memorial Drive, the Vietnam Veteran's Memorial in Freeman Park, City Hall, Idaho Falls Regional Airport, and the Idaho Falls Power main office building, twenty-four (24) hours a day, seven (7) days a week, three hundred sixty-five (365) days a year as a symbol of the City's support of the armed services and veterans.

ADOPTED and effective this ____ day of November, 2018.

CITY OF IDAHO FALLS, IDAHO

Rebecca L. Noah Casper, Mayor

ATTEST:

Kathy Hampton, City Clerk

(SEAL)

STATE OF IDAHO)
) ss:
County of Bonneville)

I, KATHY HAMPTON, CITY CLERK OF THE CITY OF IDAHO FALLS, IDAHO, DO
HEREBY CERTIFY:

That the above and foregoing is a full, true and correct copy of the Resolution
entitled, "A RESOLUTION OF THE CITY OF IDAHO FALLS, IDAHO, A
MUNICIPAL CORPORATION OF THE STATE OF IDAHO, REAFFIRMING
THE CITY'S SUPPORT OF THE ARMED SERVICES AND VETERANS AND
ESTABLISHING A SCHEDULE FOR FLYING THE POW/MIA FLAG; AND
PROVIDING THAT THIS RESOLUTION BE EFFECTIVE UPON ITS
PASSAGE AND INSTALLATION OF APPROPRIATE SIGNAGE."

Kathy Hampton, City Clerk

(SEAL)