VILLAGE OF LAKE BLUFF
VILLAGE BOARD OF TRUSTEES
COMMITTEE OF THE WHOLE MEETING

Monday, July 10, 2023
6:15 P.M.
Village Hall Board Room
40 East Center Avenue

Members of the public may view and participate in the meeting:

- In person at the Village Hall Board Room, 40 E. Center Ave.
- Online at www.lakebluff.org/VirtualMeeting
- Dial-in to (312) 626-6799. Enter meeting ID 849 3250 5127. Press # when prompted for a Participant ID.

The meeting will be also live-streamed at lakebluff.org/Channel19 and on public access television.

AGENDA

I. Call to Order

II. Roll Call

III. Non-Agenda Items and Visitors (Public Comment)

The Committee-of-the-Whole allocates fifteen (15) minutes during this item for those individuals who would like the opportunity to address the Committee-of-the-Whole on any matter not listed on the agenda. Each person addressing the Committee-of-the-Whole is asked to limit their comments to a maximum of three (3) minutes.

IV. General Business

The Committee-of-the-Whole will entertain requests from anyone present to modify the order of business to be conducted.

i. Consideration of the Minutes from the June 26, 2023 Committee of the Whole Meeting.

ii. Continued Discussion Regarding LGBTQ+ Pride Flag Request.

V. Adjournment

R. Drew Irvin
Village Administrator

The Village of Lake Bluff is subject to the requirements of the Americans with Disabilities Act of 1990. Individuals with disabilities who plan to attend this meeting and who require certain accommodations in order to allow them to observe and/or participate in this meeting, or who have questions regarding accessibility of the meeting or the facilities, are requested to contact R. Drew Irvin at 234-0774 or TDD number 234-2153 promptly to allow the Village of Lake Bluff to make reasonable accommodations.
The Village of Lake Bluff Board of Trustees met as a Committee-of-the-Whole (COW) on Monday, June 26, 2023, President Charlot called the meeting to order at 6:00 p.m. and Deputy Village Clerk R. Drew Irvin called the roll.

The following were present:

Village President: Regis Charlot

Trustees: Mary Cole
          Taryn Fisher
          Shana Fried
          Katharine Hatch
          Stephen Rappin

Absent: Susan Rider, Village Trustee

Also Present: Peter Friedman, Village Attorney (VA)
              R. Drew Irvin, Village Administrator
              Clara Gable, Assistant to the Village Administrator

Non-Agenda Items and Visitors
President Charlot stated the COW allocates 15 minutes for those individuals who would like the opportunity to address the COW on any matter not listed on the agenda. There were no requests to address the COW.

COW Sets the Order of the Meeting
President Charlot stated the COW will entertain requests from anyone present to modify the order of business. There were no requests to change the order of the meeting.

Consideration of the Minutes from the May 8, 2023 Committee of the Whole Meeting
Trustee Fisher moved to approve the May 8, 2023 COW minutes as submitted. Trustee Hatch seconded the motion. The motion passed on a unanimous voice vote.

Discussion Regarding LGBTQ+ Pride Flag Request
President Charlot introduced the agenda item and said after reading a Proclamation designating June 2023 LGBTQ Pride Month he has had conversations with residents and the Village has received requests from residents (Christine Klawitter and Sue Ulrey) to display an LGBTQ Pride Flag in prominence in Lake Bluff and he listed areas of example including Grace Church, downtown, Public Library. President Charlot said he was also made aware that the LGBTQ community consider the flag to indicate a place to be a safe and welcoming community. President Charlot read the Lake Bluff 2023
Committee-of-the-Whole
Meeting Minutes – 6/26/23

Strategic Plan Guiding Principles and Staff discussion points regarding the request then opened the
floor for comments from the COW.

Trustee Fisher said she was pleased to receive community feedback because there is more to saying we
are committed to inclusivity and diversity, we need to show it as well. The communities who have
chosen to fly the pride flag as a visual representation to those who are othered shows they are in a
welcome and safe place. Trustee Fisher said it seems several neighboring communities have elected to
fly the pride flag and she is very excited about the possibility of the Village taking the next step.
President Charlot commented on the alternatives outlined in Staff memorandum: Maintain current level
of celebration, adopt a policy that includes pride flag or consider other ways to celebrate pride month.
Trustee Fisher said she would like to see community leaders support its community members. She
expressed concern regarding possibly placing the onus completely on community members and other
organizations to step forth with requests.

Trustee Hatch said she supports adopting a flag policy inclusive of the pride flag because she thinks it
is important to support individuals that are often overlooked in the community.

Trustee Fried said adopting a flag policy would be a good approach then she commented on the support
she noticed in various communities while riding the train to Chicago.

In respond to a question from Trustee Rappin, Village Administrator Irvin said Staff did not research
all neighboring community flag policies. A discussion followed.

Trustee Rappin said his personal values are completely aligned with the request and he would love to
do it; however, it is important for the Village to do its due diligence relative to the community. He said
he thinks there is an element of fairness to consider a flag policy and he thinks it is incumbent on Staff
to draft a policy exploring the holistic approach for all flags or alternative ways to celebrate pride
month in a visual matter. In response to a comment from Trustee Rappin, Village Administrator Irvin
said he thinks encouraging other to celebrate is always an alternative and if the desire is to draft a flag
policy Staff could examine surrounding communities polices. A discussion followed.

Following a comment from Trustee Rappin, Village Attorney Friedman commented on First
Amendment rights in regarding to private and government speech, legality associated with flag
policies, and the Supreme Court ruling regarding the City of Boston flag policy. He said a community
may decide on the type of flags to display; however, if the list is to broad it could be considered a
public forum but if the list is limited First Amendment rights generally would not apply.

Trustee Fisher said she does not want to create an environment where the Village decides which flags
should be flown and Staff needs to thoughtfully do its homework drafting a flag policy so as not to
create controversy.

Trustee Cole agreed that adopting a flag policy makes sense because it would signal that Lake Bluff is
an accepive and supportive community. A discussion ensued and it was the consensus of the COW to
direct Staff to draft a flag policy for consideration at the next meeting.
Continued Discussion Regarding Possible Updates to the Village’s Affordable Housing Plan

Following an introduction from President Charlot, Village Administrator Irvin provided background/history and an update of the Village’s draft Affordable Housing Plan which included:

- Updates to the history of affordable housing in Lake Bluff and related zoning code amendments;
- Latest affordable housing data from the Illinois Housing Development Authority;
- Status updates of the Village’s Affordable Housing Targets and Goals;
- Updates to the identified lands and structures to reflect recent development activity; and
- Inclusion of the Lake Forest affordable housing investment opportunity.

Village Administrator Irvin commented on previous meetings discussing updates to the Village’s affordable housing plan, changes in the plan reflecting a memorialization of the Village’s zoning code amendments since the adoption of the 2005 plan, and options consider that would benefit the Village’s affordable housing, targets and goals. Village Administrator Irvin continued by stating the Village has received inquiries regarding Village owned properties south of Route 176, west of Sunset Terrace, east of the CLCJAWA, and north of West Sheridan Place for development as a Senior Living Facility. The Village issued a Request for Proposal (RFP) in 2007 for this same purpose and received proposals; however, the Village ultimately chose not to work with a developer to develop that site as senior housing. He said should the Board desire to issue a new RFP it needs to be community driven and could be drafted to state the Village would consider different types of housing.

Trustee Rappin said it is his understanding the Village plan has approximately 40 affordable housing units and would require a big leap to meet the State’s requirement (10%). It is his opinion that an attempt to add 70 affordable units would be a shotgun approach; however, making material improvements of 20, 30 or maybe 40 units seems reasonable. Trustee Rappin commented on why the Village need to control its own fate in regards to affordable housing and said issuing an RFP specifying affordable housing, not solely, would be a smart approach. A discussion followed.

Following an invite from Village Administrator Irvin, Mark Dewart came to the podium and shared information regarding the senior housing advocate group and previous RFPs. He said one of the underlying premises was to retain seniors in our community and the objective is to consider the matter from an affordability and social structure standpoint. Mr. Dewart commented on why the COW should consider reviewing the 2007 untenable RFP structure.

Trustee Fisher expressed her thanks to Mr. Dewart for the background information then shared her opinion that housing options for empty nesters and retirees desiring to stay in the community continues to be an issue. A discussion followed.

Following a comment from President Charlot, Village Administrator Irvin said identifying the missing middle, different types of land use and dwellings will be a strategy discussed as part of the upcoming Comprehensive Land Use Plan Update discussions. He stated if, the Village is going to be successful in creating diversified housing it must consider every available level of housing. Village Administrator Irvin shared information regarding his conversation with Catherine Czerniak, Lake Forest Director of Community Development regarding the bids received for the proposed cottage project and noted their intent to rebid the project.
Trustee Rappin said the proposed Lake Forest cottages are Capital “A” Affordable Housing for people with income at 60% Area Media Income (AMI) or less which satisfy the State requirement. The Village’s affordable housing discussions refers to middle market, missing middle or individuals desiring to remain in Lake Bluff and he thinks many people aging out of their homes may not meet the AMI income qualification. He said he thinks the Village should consider both Capital “A” Affordable Housing and more affordable smaller footprint and smaller priced homes. President Charlot commented on why he thinks it is important to have a strategy that encompasses both alternatives, affordable housing and missing middle. A discussion followed.

In response to a question from Trustee Cole, Village Attorney Friedman said the State Statute is aspirational then he commented on the consequences associated with the statute. He said if a developer request to develop affordable housing in a nonexempt community and was denied, the developer could appeal the decision with the State Housing Appeal Board which theoretically could reverse the local zoning decision.

Trustee Cole asked what immediate steps are needed to make affordable housing a more viable option. Village Administrator Irvin said the possible next steps could include updating the Village’s affordable housing plan and issued an RFP. He said Lake Bluff is a small community, largely built out and does not have a lot of opportunities to create affordable housing. Following a brief discussion, Village Administrator Irvin summarized the COW direction as: recirculate the 2007 RFP and updated the Village Affordable Housing Plan for consideration at the next COW meeting.

Adjournment
As there were no further comments from the Public or COW, a motion to adjourn was made by Trustee Cole and seconded by Trustee Hatch. The meeting adjourned at 6:43 p.m.

Respectfully Submitted,

___________________________
R. Drew Irvin
Village Administrator
MEMORANDUM

Date: July 7, 2023

To: President Charlot and Members of the Committee-of-the-Whole

From: Drew Irvin, Village Administrator
      Clara Gable, Assistant to the Village Administrator
      Lauren Chermak, Administrative Intern

Subject: LGBTQ+ Pride Flag Request/Flag Policy

On June 26, 2023 the Village Board met as the Committee of the Whole ("COW") and discussed a request of the Village to display the LGBTQ+ Pride Flag in a prominent location in the Village. The consensus of the COW was to review a draft flag policy at its next meeting. A draft policy (in the form of a Resolution), which is a combination of the Village of Buffalo Grove and the City of Des Plaines Flag Policies, has been prepared. Additionally, a more robust survey of how area communities celebrate Pride Month, as well as other holidays (e.g. Juneteenth) and nations (e.g. Ukraine) has been completed. On Monday night, Staff anticipates the COW reviewing the survey and draft policy.

As always, please feel to contact Village Administrator Drew Irvin with any questions at 847-283-6883 or dirvin@lakebluff.org.

Attachments:
1. DRAFT Policy
2. Survey
3. June 26, 2023 COW Packet for Pride Flag Request
4. Village of Wilmette Flag and Banner Policy
RESOLUTION NUMBER 2023-___

A RESOLUTION ADOPTING A VILLAGE FLAG POLICY

WHEREAS, the Village of Lake Bluff ("Village") is a home rule municipality in accordance with Article VII, Section 6 of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village President and Board of Trustees have determined it is in the best interests of the Village to adopt a Flag Policy to be consistent with the Village’s 2023 Strategic Plan; and

WHEREAS, when considering this policy and what flags should be flown on Village property, the Village President and Board of Trustees utilized the following criteria: (i) Whether the United States or the State of Illinois has recognized the flag, organization or movement through statute or proclamation; (ii) Whether the flag represents an organization dedicated to the public good for the citizens of Lake Bluff; (iii) Whether the flag represents a National, State, or Village interest; (iv) Whether the flag is an historic American flag that continues to have a primary positive message of American history and unity; (v) Whether the flag promotes unity and community with another community, state, country, or other jurisdiction; or (vi) Whether the flag represents a positive interest or value worthy of public recognition and does not:

a. Promote partisan political or election-related activities;

b. Promote for-profit entities and projects that promote a for-profit entity and/or its products or services;

c. Use Village property to publicly criticize, ridicule, disparage or defame any person or institution;

d. Discriminate against any person or group on the basis of race, color, national origin, religion, gender, age, disability, ancestry, creed, pregnancy, marital status, parental status, familial status, sexual orientation, status as a veteran, physical, mental, emotional or learning disability, or any other characteristic protected by federal, state or local law.

e. Promote a non-secular organization or event; and

WHEREAS, pursuant to this Initial Flag Policy, no flag other than the official flags of the United States, the Village of Lake Bluff, State of Illinois, the Rainbow Pride flag, POW/MIA flag, Firefighter Memorial flag, Thin Blue Line flag, and service flags of the United States Army, Air Force, Navy, Coast Guard, and Marines may be displayed on or over Village-owned, leased, or otherwise controlled buildings and property ("Village Property") without approval by the Village Board by resolution duly adopted; and

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF LAKE BLUFF, LAKE COUNTY, ILLINOIS, as follows:

SECTION 1: RECITALS. The foregoing recitals are incorporated into, and made a part of, this Resolution as findings of the Village Board.

SECTION 2: FLAG POLICY. The Village Board hereby declares the following to be the official flag policy of the Village of Lake Bluff ("Flag Policy"):

The following flags shall be the only flags authorized to be flown or otherwise displayed on or over Village-owned, leased, or otherwise controlled buildings and property:

1. The official flag of the United States;
2. The official flag of the State of Illinois;
3. The official flag of the Village of Lake Bluff;
4. The official National League of Families POW/MOA Flag;
5. Lake Bluff Department Flags or Flags associated with Village recognition;
6. The service flags of the United States Army, Air Force, Navy, Coast Guard, and
   Marines, each to be flown one after the other for one week each over the Village
   Hall in November of each year; and
7. The Rainbow Pride flag, for a period of one month at Village Hall during the
   month of June; and

SECTION 3. Effective Date. This Resolution shall be in full force and effect
upon passage and approval in the manner provided by law for purchases initiated on or
after __________, 2023.

PASSED this ____ day of ________, 2023, by the President and Board of Trustees of
the Village of Lake Bluff.

AYES: ( )

NAYS: ( )

ABSENT: ( )

APPROVED this ___ day of ________, 2023.

________________________________________
Village President

ATTEST:

________________________________________
Village Clerk
<table>
<thead>
<tr>
<th>Municipality</th>
<th>Does the municipality formally recognize Pride Month? (Y/N)</th>
<th>Does the municipality fly the Pride flag? (Y/N)</th>
<th>Any additional holidays or formally recognized periods that the municipality flies' flags for?</th>
<th>Any additional ways the municipality celebrates Pride Month?</th>
</tr>
</thead>
</table>
| Deerfield     | Y                                                          | Y                                             | A variety of flags and banners are flown (no specific policy)                             | On June 1, the Village raised the LGBTQ Pride flag at our buildings and placed Pride banners at the corner of Deerfield and Waukegan Roads  
Mayor Shapiro will present a Pride Month Proclamation at the June 6 Board meeting to a Deerfield-based PFLAG group that has been meeting in the Village for more than 25 years  
Pride Day at the Deerfield Farmers Market (June 17th)  
Residents can also join the Deerfield Public Library for year three of Queer Poem-a-Day, a special podcast series for Pride Month, presented with support from the Deerfield Fine Arts Commission and the Friends of the Deerfield Public Library (Mondays, June 5, 12, 19)  
Rainbow Day (Thursday, June 22, 4:00-5:00 p.m.) |
| Evanston      | Y                                                          | Y                                             | Juneteenth  
The City also flies the POW flag in Fountain Square Park, in Downtown Evanston where the Veterans Memorial Wall is located | Numerous ways that Evanston celebrates Pride month are available at this link: https://www.cityofevanston.org/about-evanston/community-celebrations/lgbtqia-pride-month |
| Glencoe       | Y - Via proclamation                                      | N                                             | A variety of banners are flown   
Glencoe celebrates Pride Month with a Village Board proclamation and including rainbow streetlight banners as part of the mix of banners displayed (normally have 3-4 banner designs displayed concurrently)  
Additionally, the Glencoe Council for Inclusion and Community (which is a volunteer advisory committee that is subsidiary to the Village Board) has participated in Pride-related events in the community  
Finally the Village ordered 300 – 400 little flags on sticks (8” x 5”) which were located on the front lawn of City Hall and residents were invited to take one for their own yards |
| Glenview      | Y - Via proclamation                                      | N                                             | Public displays allowed for winter holidays west of Village Hall  
Only the US flag, Illinois flag, and the Glenview flag are flown on Village flag poles |
| Highland Park | Y                                                          | Y                                             |Juneteenth flag  
Memorial Day  
Veterans Day  
The Ukrainian flag in solidarity at the 1-year anniversary | Either Mayoral proclamation (see attached from 2022) or mention in Report from the Mayor at a Council Meeting  
Large size Progress Pride flag (5’ x 8’) flown beneath US Flag at Central Avenue  
Smaller (3’ x 5’ or 4’ x 6’) Progress Pride flag flown beneath US Flag at City Hall  
Light poles in the downtown can hold smaller flags – this year, US flags for Memorial Day and Pride Progress flags were alternated |
| Lake Forest   | N                                                           | N                                             |City, state, or federal flags                                      |
| Libertyville  | Y - Via proclamation                                      | N/A                                           | N/A                                                                     |
| Lincolnhire   | Y                                                           | N/A                                           | N/A                                                                     |
| Wilmette      | Y                                                           | N                                             | A variety of banners are flown  
Village booth at the French Market handing out Pride flags and cookies  
Sponsored a LGBTQ+ movie at the Wilmette Theatre  
Provided educational resources on our website and also shared events at the Wilmette library |
| Winnetka      | N                                                           | N                                             | Only the US flag and the Winnetka flag are flown on Village flag poles                   | N/A                                                                 |
MEMORANDUM

Date: June 21, 2023

To: President Charlot and Members of the Committee-of-the-Whole

From: Drew Irvin, Village Administrator
Peter Friedman, Village Attorney
Lauren Chermak, Administrative Intern

Subject: Discussion Regarding LGBTQ+ Pride Flag Request

After Lake Bluff Village President Charlot read a Proclamation designating June 2023 LGBTQ Pride Month at the June 2, 2023 regular Village Board meeting, Village Administrator Irvin summarized the attached email request from a resident urging the Village to display an LGBTQ Pride Flag in the downtown area (in a place of prominence) during the month of June each year in recognition of the importance of the LGBTQ community in our village and nation. President Charlot suggested and the Village Board concurred that this request be taken up at the next Committee-of-the-Whole meeting.

Discussion Points
1. While Pride celebrations have taken place since the early 20th century, Pride celebrations and flags have become more widespread following the Supreme Court’s decision to advance Marriage Equality in 2013.
2. The Village of Lake Bluff does not have a written policy regarding what flags can be displayed on Village property.
3. Over the years, the Village has flown the US, State of Illinois and Lake Bluff Flags on the three Village flag poles on the Village Green, Public Safety Building and Village Hall. The Village has also flown the Chicago Bears flag on the Village Hall property when the Bears were in Super Bowl XLI (2007).
4. The Lake Forest High School Booster Club places Lake Forest High School Flags along East Scranton Avenue during the homecoming and graduation weekends.
6. The Village stopped hanging decorative banners on CBD street light posts back in 2019 due to pedestrian injuries.
7. Some Illinois municipalities have adopted policies that authorize the Pride Flag to be flown during the month of June, including the Villages of Buffalo Grove and Deerfield, and the City of Des Plaines. In 2022, the US Supreme Court, in Shurtleff v. Boston, clarified the circumstances when use of government-owned flag poles could trigger First Amendment protections. In that case, Boston allowed private groups to fly their privately-owned flags on the City flag pole. The Court said that under those circumstances, the City could not pick and choose which flags to allow and which flags to not allow based on the substance or character of the flag or the group flying the flag (in the Boston case it was a conservative activist and a Christian flag). These facts don’t apply when the municipality establishes a flag policy setting forth which flags it will fly on its flag poles and the flags flown are municipally-owned flags.
Alternatives
Staff anticipates the COW discussing the request and alternatives (and possible combinations thereof) as outlined below and directing staff accordingly.

A. **Maintain Current Level of Celebration.** Continue designating June Pride month by Proclamation.

B. **Adopt a Policy that Includes Pride Flag.** The Village Board may choose to adopt a flag policy like the City of Des Plaines or the Village of Buffalo Grove that lists the Pride flag as being an authorized flag for display on municipally-owned property.

C. **Consider Other Ways to Celebrate Pride Month.** Communities on the Northshore celebrate Pride Month in various ways (see Attachment 1).

As always, please feel to contact Village Administrator Drew Irvin with any questions at 847-283-6883 or dirvin@lakebluff.org.

Reports and Documents Attached:
1. List of Chicago Area Pride Month Celebrations by Municipality (Non-Exhaustive)
2. Email Request from Christine Klawitter regarding the addition of the LGBTQ PRIDE Flag in a prominent place in downtown Lake Bluff.
3. Downtown Lake Bluff Map displaying marked flag display locations.
4. City of Des Plaines Resolution R-91-21 A Resolution Amending and Restating the City’s Flag Policy.
List of Chicago Area Pride Month Celebrations by Municipality (Non-Exhaustive)

Deerfield
- LGBTQ PRIDE Month in Deerfield
- Deerfield Zoning 9.03 General Conditions
- 9.01- A Exempt Signs Item 4
- 9.01- B Limitations on Signs Item 3

Glencoe
- June Declared Pride Month in Glencoe
- Proclamation Declaring June 2022 as Pride Month in the Village of Glencoe
- Glencoe 5-105 Signs
- 6-105 Nonconforming Signs

Oak Park
- Village hosting special events as part of Pride Month celebration
- Flag Policy 24-3-3: General Requirements
- 7-7-12: Exempt Signs

River Forest
- With Pride in mind, River Forest adopts flagpole policy
- Flag & Flagpole Policy and Guidelines
- River Forest Building Code Update
  - This seemed to be an update to the River Forest Building codes, however their update to Signs Permitted In Any Districts Without a Permit item E on page 46 specifically is all crossed out. I am not sure if this piece is useful, but it seemed like it could maybe be something worth noting.

Wilmette:
- Pride Month
- Flag Policy- Article 30-16. -Signs
  - Sec. 30-16.9. -Signs not requiring a permit item g.
  - Sec. 30-2.4. -Definitions Attention Getting Device
  - Sec. 30-13.5. Permitted encroachments
The following was submitted from the Contact form to Drew Irvin:

Name: Christine Klawitter
E-Mail Address: caklawitter@gmail.com
Message: Dear Drew,

Please share this email with the trustees at the June 12 Board Meeting.

With a sincere wish to recognize and celebrate the LGBTQ community in Lake Bluff during PRIDE month, I would like to strongly urge that the Village of Lake Bluff trustees agree that our village should display an LGBTQ PRIDE Flag in the downtown area, in a place of prominence, during the month of June each year in recognition of the importance of the LGBTQ community in our village and nation. I would like to share with you what this could mean to our community.

In 2013 as the battle for marriage equality in the United States was being waged by the LGBTQ community and its allies, my family had something at stake. You see, my husband and I raised two daughters in Lake Bluff, one of whom is Gay. I wanted both my daughters to be able to love and to marry and to have all the benefits and protections conferred by the marriage laws in this country. I therefore posted a homemade sign in front of my home declaring my support for marriage equality and urging others to join the fight. There were many people who walked by and told me they appreciated the sign. One couple called out from across the LBMS greenspace declaring proudly "we support!". But one morning, I noticed a young woman approach my front door who I did not know. She quietly left a handwritten note in my mailbox which read:

"I wanted to let you know that your sign warms my heart whenever I see it on my way to work. We've never met, but I am sure you must be wonderful people to stand up for equality the way you do. People like you make Lake Bluff a more accepting and loving place. This is a message everyone should see. Thank you for your support of marriage equality-Love is Love!
Sincerely,
A Grateful Lake Bluff Citizen

In Lake Bluff, we can be bold and progressive and stand on the side of what is right and decent and what should be said. We can send the right message, that we are an accepting and welcoming community. A visual symbol, such as a PRIDE Flag, can and does hold great meaning for many, especially young people who are our future. Just as ribbons around the village trees remind us of mental health awareness, or to discuss with our children the dangers of drugs or that a family needs our love and support right now, a PRIDE flag sends a very positive message that we believe people should be authentic and they will be valued here.
I urge you to fly the PRIDE flag.

Thank you

Christine Klawitter
CITY OF DES PLAINES

RESOLUTION R - 91 - 21

A RESOLUTION AMENDING AND RESTATE THE
CITY’S FLAG POLICY.

WHEREAS, the City of Des Plaines ("City") is a home rule municipality pursuant to Article VII, Section 6 of the Constitution of the State of Illinois; and

WHEREAS, on September 6, 2016, the City Council adopted Resolution No. R-138-16, which established the City’s official flag policy ("Initial Flag Policy"); and

WHEREAS, pursuant to the Initial Flag Policy, no flag other than the official flags of the United States, City of Des Plaines, State of Illinois, POW/MIA flag, Firefighter Memorial flag, Thin Blue Line flag, and service flags of the United States Army, Air Force, Navy, Coast Guard, and Marines may be displayed on or over City-owned, leased, or otherwise controlled buildings and property ("City Property") without approval by the City Council by resolution duly adopted; and

WHEREAS, in recognition of Pride Month, the City Council desires to amend and restate the Initial Flag Policy to authorize the Rainbow Pride Flag to be displayed on or over City Property in accordance with the provisions of Section 2 of this Resolution; and

WHEREAS, the Federal Government and the State of Illinois have recognized Pride Month and have authorized the Rainbow Pride Flag to fly at U.S. embassies and over the Illinois State Capitol Building, respectively; and

WHEREAS, the amended Flag Policy set forth in Section 2 of this Resolution shall supersede and replace the Initial Flag Policy;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Plaines, Cook County, Illinois, in the exercise of its home rule powers, as follows:

SECTION 1: RECITALS. The foregoing recitals are incorporated into, and made a part of, this Resolution as findings of the City Council.

SECTION 2: FLAG POLICY. The City Council hereby declares the following to be the official flag policy of the City of Des Plaines ("Flag Policy"):

The following flags shall be the only flags authorized to be flown or otherwise displayed on or over City-owned, leased, or otherwise controlled buildings and property:

- The official flag of the United States;
The official flag of the State of Illinois;

The official flag of the City of Des Plaines;

The official National League of Families POW/MIA Flag (Public Law 101-355);

The Firefighter Memorial Flag in memory and upon the death of an active or retired member of the Des Plaines Fire Department, for a period of three days over the Fire Stations of the City.

The Firefighter Memorial Flag at the direction of the Fire Chief, in memory and upon the death of firefighter or rescue personnel killed in the line of duty from other departments, for a period of three days over the Fire Stations of the City.

The Firefighter Memorial Flag permanently flown at the memorial to Firefighter Robert Coombs at Fire Station #63.

The Thin Blue Line Flag in memory and upon the death of an active or retired member of the Des Plaines Police Department for a period of three days over the City Hall.

The Thin Blue Line Flag at the direction of the Police Chief, in memory and upon the death of law enforcement personnel killed in the line of duty from other departments, for a period of three days over the City Hall.

The service flags of the United States Army, Air Force, Navy, Coast Guard, and Marines, each to be flown one after the other for one week each over the City Hall in November of each year.

The Rainbow Pride Flag, for a period of seven days at City Hall during the month of June.

SECTION 3: EFFECTIVE DATE. This Resolution shall be in full force and effect from and after its passage and approval according to law.

PASSED this 17th day of May, 2021.

APPROVED this 17th day of May, 2021.

VOTE: AYES 5 NAYS 2 ABSENT 0
ATTEST:

CITY CLERK
DP-Flag Policy Resolution

MAYOR

Approved as to form:

Peter M. Friedman, General Counsel
VILLAGE OF BUFFALO GROVE
POLICY ON FLAG DISPLAYS

PURPOSES:

- Honoring existing flag protocols by establishing a policy which follows the United States and Illinois State provisions governing the display of flags on Village property;
- Establishing policy and procedures for the display of special flags.

APPLICATION

- This Policy applies to all buildings and facilities owned or controlled by the Village of Buffalo Grove and all individuals employed by or who volunteer with the Village of Buffalo Grove, unless a provision of the policy conflicts with a statute or contract (e.g., Collective Bargaining Agreement, Civil Service Rule, or Memorandum of Understanding).

POLICY & PROCEDURE

1. The Village of Buffalo Grove will follow the United States and Illinois state provisions governing the display and care of flags, including the United States flag, the Illinois State flag, the Village of Buffalo Grove flag.

2. The Village Board may approve the display of a special flag upon issuance of a federal or state proclamation, or via application procedure from a Village resident. The application to fly a special flag will be made available on the Village’s website or upon request from the Village Clerk. The completed application is to be submitted by the Village resident who is requesting the flying of a special flag no later than November 1 of the preceding year of the request to display the special flag. The Village Board in its sole discretion may approve an annual list of special flags to be flown for the upcoming year.

   a. Examples of special flags include, but are not limited to, the following: sister city flags, heritage month flags, flags of other countries, flags received in recognition of awards, flags received from visiting groups, flags designating an event or accomplishment, flags supporting public awareness, or flags supporting social justice initiatives.

3. All approvals for special flag displays shall state the duration of the display, from a minimum of 24 hours to a maximum of one (1) calendar month per calendar year.

   a. All special flag displays, will be placed in Rotary Village Green located at 265 N Buffalo Grove Road under the Flag of the United States.

   b. All special flags will be smaller in size than the Flag of the United States.

   c. All special flags shall be provided by the applicant no later than 30 days prior to the date the special flag is to be displayed. The special flag shall be provided to the
Village in good condition. The Village is not responsible for any damage that may occur to the flag while on display.

4. Special flags are intended to be flown one at a time.

   a. If a request to fly two or more different special flags simultaneously is approved, discretion on placement, duration and order will reside with the Village Manager or designee.

   b. If for any reason a special flag cannot be flown under the United States Flag, discretion on placement will reside with the Village Manager or designee.

   c. The Village Manager may promulgate additional rules on placement, duration and order in accordance to Federal and State regulations.

5. When approving a special flag display, the Village Board shall consider and make a determination based on the following criteria:

   a. Whether the United States or the State of Illinois has recognized the flag, organization or movement through statute or proclamation;

   b. Whether the flag represents an organization dedicated to the public good for the citizens of Buffalo Grove;

   c. Whether the flag represents a National, State, or Village interest;

   d. Whether the flag is an historic American flag that continues to have a primary positive message of American history and unity;

   e. Whether the flag promotes unity and community with another city, state, country, or other jurisdiction; or

   f. Whether the flag represents a positive interest or value worthy of public recognition and does not:

      i. Promote partisan political or election-related activities;

      ii. Promote for-profit entities and projects that promote a for-profit entity and/or its products or services;

      iii. Use Village property to publicly criticize, ridicule, disparage or defame any person or institution;
iv. Discriminate against any person or group on the basis of race, color, national origin, religion, gender, age, disability, ancestry, creed, pregnancy, marital status, parental status, familial status, sexual orientation, status as a veteran, physical, mental, emotional or learning disability, or any other characteristic protected by federal, state or local law.

v. Promote a non-secular organization or event

The following flags shall be the only flags authorized to be flown or otherwise displayed on or over Village-owned, leased, or otherwise controlled buildings and property unless approved by the Village Board:

- The official flag of the United States;
- The official flag of the State of Illinois;
- The official flag of the Village of Buffalo Grove;
- The official National League of Families POW/MIA Flag;
- Village Department Flags or Flags associated with Village recognition.
- The service flags of the United States Army, Air Force, Navy, Coast Guard, and Marines.

The following is a list of approved special flags that may only be displayed at Village Rotary Green for 2021 include:

- The Rainbow Pride Flag (June 2021)
1.0 POLICY STATEMENT

The Village Manager desires to establish a written policy addressing the use of the Village’s flagpoles and Village poles along the right-of-way ("Policy").

In adopting this Policy, the Village declares that the Village of Wilmette’s flagpoles and the Banner Facilities as defined below are not intended to serve as a forum for free expression of the public. Rather the flagpoles are reserved for the display of Federal, State and Village flags, and any commemorative flag as may be authorized by the Village as an expression of the Village’s official sentiments. Furthermore, the Banner Facilities are reserved for banners that are authorized by the Village as an expression of the Village’s official sentiments. The Village will not accept or honor any requests to fly any flag on any Village flagpole or erect any banners on the Banner Facilities.

This policy supersedes any previously implemented policies regarding the display of flags at Village Hall or the display of banners along Village right-of-way on Village infrastructure.

2.0 FLAG POLICY

The Village has consistently only flown three flags on the various flagpoles located on Village property: the American Flag, the flag of the State of Illinois and the flag of the Village of Wilmette. This Policy is a codification of such practice.

Flags shall be displayed in accordance with Federal and State statutes, including, but not limited to, 4 U.S.C. § 1, et seq., as amended, the Illinois Flag Display Act, 5 ILCS 465/1, et seq., as amended, and this Policy.

The following flags are the only flags authorized to be flown or otherwise displayed on or over Village owned, leased, or otherwise controlled buildings and property:
1. The official flag of the United States of America;

2. The official flag of the State of Illinois;

3. The official flag of the Village of Wilmette.

3.0 BANNER POLICY

The Village maintains on certain street light poles located on the public rights-of-way, whether the pole is owned or maintained by the Village or another unit of government, facilities to permit the display of banners. These facilities consist of sets of parallel horizontal brackets affixed to the street light pole, the Village’s festoon lighting poles on right-of-way or any other village infrastructure located in Village right-of-way (collectively referred to as "Banner Facilities.")

The Banner Facilities are reserved for the exclusive use and benefit of the Village of Wilmette. The Banner Facilities may only be used, maintained, added to, removed, and eliminated at any and all times in the discretion of the Village Manager.

No sign, flag, banner or any other material may be placed on any street light pole in the public right-of-way unless it is a banner properly affixed by the Village to the Banner Facilities maintained by the Village.

No privately-owned banner or any other sort of private display may be affixed to Banner Facilities unless the banner is the property of, has been loaned to, or is otherwise in the lawful possession of the Village of Wilmette. Any banner shall be removed whenever so directed by the Village Manager.

Banners that may be displayed shall be considered an expression of the Village’s sentiments or promotions. Such banners to be displayed shall be for one of the following categories:

1. Heritage Celebrations that are historically recognized by the Federal Government and/or by the Village’s Human Relations Commission.

   The Heritage Celebrations that may have a banner affixed to one or more Banner Facilities as determined by the Village Manager are:

   • African American History Month
   • Women’s History Month
   • Asian/Pacific Islander Heritage Month
   • LGBTQ+ Pride Month
   • National Hispanic Heritage Month
   • National Disability Employment Awareness Month
   • Native American Heritage Month

2. Village sponsored events, including Village festivals and the French Market, and in the discretion of the Village, events sponsored by organizations of which the Village is an active member, including the Wilmette/Kenilworth Chamber of Commerce.

4.0 AUTHORITY; MODIFICATION; SEVERABILITY
This Policy is issued under the authority of the Village Manager which is guided by the policies set forth by the Village Board. It may be modified at any time in the sole and exclusive discretion of the Village Manager. In the event of any subsequent modification of this Policy by the Village Manager, any flag or banner not in compliance with this Policy, as modified, shall be immediately removed, and nothing in this Policy shall be deemed to create any right to have any private flag or banner displayed or to be compensated in any manner for the value of any banner owned or possessed by any person or entity.

It is the primary purpose of this Policy to declare the Village’s flagpoles and the Banner Facilities are not public forums and may only be used to display the sentiments of the Village and not of any private citizen or group.

In the event that any section, paragraph, sentence, phrase or term of this Policy shall be found to be invalid by a court of competent jurisdiction, then to the maximum extent permitted by law, all of the remaining sections, paragraphs, sentences, phrases or terms of this Policy shall be deemed to be severable and shall continue in full force and effect.