

RESOLUTION NO. 2494

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FAIRFAX PETITIONING THE GOVERNOR OF THE STATE OF CALIFORNIA TO ISSUE A PROCLAMATION PERMITTING THE WEEKLY DISPLAY OF THE UNITED STATES AND CALIFORNIA STATE FLAGS AT HALF-STAFF THROUGHOUT THE STATE OF CALIFORNIA TO HONOR CALIFORNIA SERVICE DEATHS

Whereas, the Town of Fairfax is blessed that as of the date of this Resolution none of its residents have been claimed in combat in the on-going wars in Iraq and Afghanistan; and

Whereas, Fairfax's sister communities throughout the State of California and the nation have suffered greatly the tragedy of these wars, counting the loss of their children, spouses and loved ones among the nearly 4,000 American combat deaths suffered to date; and

Whereas, the Town of Fairfax wishes to honor publicly those men and women serving in the California National Guard and United States Armed Forces from the towns and cities of our larger community who have given their country their last full measure of devotion; and

Whereas, the display of the United States flag and the State flag at half-staff is a traditional and recognized practice in Fairfax and across the country of publicly mourning those who have given great service to our Nation, State, County, and Town; and

Whereas, under United States Code Title 4 Chapter 1, section 7m., the governors of each of the fifty states may issue a proclamation permitting the flying of the United States Flag at half-staff in the event of the death of a present or former official of the that state; and

Whereas, Governor Schwarzenegger currently lowers the flags over the Capitol to commemorate the deaths of active duty Californians; and

Whereas Governor Schwarzenegger has a duty to defend and protect and the State of California and United States Constitutional rights of all Californians; and

Whereas the Town of Fairfax has equal protection and first amendment rights under the California and United States Constitutions and desires to collectively exercise them to commemorate the casualties of this war; and

Whereas, the Town of Fairfax wishes to publicly honor and preserve the memory of the many California National Guard and Armed Service members who have fallen in combat in Iraq and Afghanistan and uphold the democratic rule of law in so doing;

NOW THEREFORE, it is hereby resolved that the Town of Fairfax hereby petitions Governor Arnold Schwarzenegger to issue a proclamation permitting the Town of Fairfax and all other State, County and Municipal governmental agencies throughout the State of California to display the United States and California State flags at half-staff on each Friday of any week in which a California resident, or a resident of any other state, is killed while serving in the California National Guard or United States Armed Forces in the Iraq or Afghanistan theaters of operation from the date of the proclamation until the cessation of hostilities.

The foregoing Resolution No. 2494 was duly introduced and adopted at a regular meeting of the Town Council of the Town of Fairfax held in said Town on the 25th day of June, 2007, by the following vote:

AYES: Bragman, Brandborg, Maggiore, Tremaine, Weinsoff

NOES: None

ABSENT: None

s/ Larry Bragman

Mayor Larry Bragman

Attest: *s/ Judy Anderson*

Judy Anderson, Town Clerk