

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
OCEANSIDE APPROVING THE FLYING OF THE RAINBOW
PRIDE FLAG AT CITY HALL FOR THE ENTIRE MONTH OF
JUNE EACH YEAR IN SUPPORT OF PRIDE MONTH

WHEREAS, the City of Oceanside currently displays the United States Flag, the California Flag, the City of Oceanside's Flag, and the POW/MIA Flag on three flag poles sited at Oceanside Civic Center Complex aka City Hall in Oceanside, CA; and

WHEREAS, the City of Oceanside does not traditionally use its flag poles at City Hall to host commemorative flags and does not allow private individuals or groups to use the flag poles for private speech; and

WHEREAS, consistent with the First Amendment of the United States Constitution and the body of case law interpreting same, the City of Oceanside seeks to preserve its flag poles at City Hall for the purpose of government speech only, as a medium for government expression, and does not intend by action or inference to create any sort of limited public forum; and

WHEREAS, use of the flag poles at City Hall is preserved for messages directed by a majority of the City Council; and

WHEREAS, the Rainbow Flag, also known as the LGBTQ+ Pride Flag or Gay Pride Flag, has been used since the 1970s as a symbol of LGBTQ+ pride and social movements;

WHEREAS, the month of June has been celebrated by proclamation as Pride Month, including by the City of Oceanside; and

WHEREAS, flying the Rainbow Pride Flag during the month of June is an official recognition of June as Pride Month and symbolizes the City's celebration of diversity and support for the LGBTQ+ community; and

WHEREAS, on May 7, 2025, staff was directed by a majority of the City Council to prepare a formal Resolution of the City Council to fly the Pride Flag at City Hall on the same flag pole as the City of Oceanside Flag, as an expression of government speech, for the entirety of the month of June 2025, and each June thereafter.

1 NOW, THEREFORE, the City Council of the City of Oceanside does resolve as follows:

2 SECTION 1. The City Council of the City of Oceanside authorizes the display of the
3 Rainbow Pride Flag on the existing flag pole at City Hall that carries the City of Oceanside
4 Flag as an expression of government speech.

5 SECTION 2. This display shall be made during the entire month of June, beginning in
6 June of 2025, and during the month of June each consecutive year thereafter.

7 SECTION 3. The City Council formally intends to preserve its existing flag poles at City
8 Hall for government speech only based on majority direction of the City Council and does not
9 accept applications or requests from individuals or groups for the hosting or sponsoring of
10 private speech.

11
12 PASSED AND ADOPTED by the City Council of the City of Oceanside, California,
13 this _____ day of _____, 20__, by the following vote:

14 AYES:

15 NAYS:

16 ABSENT:

17 ABSTAIN:

18
19
20 MAYOR OF THE CITY OF OCEANSIDE

21 ATTEST:

22 APPROVED AS TO FORM:

23 _____
24 City Clerk

25 
26 _____
27 City Attorney
28