


ORDINANCE NO. 10418-16

Passed by the Common Council of the City of South Bend, Indiana

April 25, 20 16

Attest:  _____ City Clerk

City Clerk

Attest:  _____ President of Common Council

President of Common Council

Presented by me to the Mayor of the City of South Bend, Indiana

April 26, 20 16

 _____ City Clerk

City Clerk

Approved and signed by me April 28th 20 16

 _____ Mayor

Mayor

Substitute Bill No. 07-16 as amended

Ordinance No. 0418-10

AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF SOUTH BEND, INDIANA, AMENDING, CHAPTER 1 OF THE SOUTH BEND MUNICIPAL CODE BY THE INCLUSION OF NEW SECTION 1-5.1 ENTITLED CITY FLAG

STATEMENT OF PURPOSE AND INTENT

The current South Bend City Flag dates back to the City of South Bend's Centennial Celebrations in 1965. The flag depicts a reproduction of the City Seal on a yellow background.

On November 9, 2015, the South Bend Common Council adopted Resolution No. 4509-15. That Resolution encouraged public participation in the City of South Bend Flag Design Contest and set forth governing rules and regulations regarding the process for formal approval of a new City Flag. The general flag submission instructions were developed which included color suggestions, themes to reflect upon, and a requirement that all proposed designs adhere to the North American Vexillological Association's five basic principles of flag design.

The City Flag Contest was the culminating event of South Bend 150 celebrations marking the City's sesquicentennial. The new design is a unifying and recognizable symbol of the city that captures the spirit of South Bend's past, present and future.

Over 200 flag designs were submitted for consideration. A flag design committee consisting of professional designers, marketing professionals, a vexillologist, city officials, and SB150 representatives narrowed down all entries to three (3) designs. The finalist designs were submitted by South Bend residents Garrett Gingerich and Jeffrey Koenig, and Jesse Villagrana, an IU South Bend student. The designs were displayed as part of the First Friday festivities in December 2015 and on the South Bend 150 website, sb150.com, which resulted in over 1,000 comments being received. The feedback was compiled and evaluated. The committee commissioned Garrett Gingerich to produce a final design which incorporated the public input and integrated elements of the three (3) final designs. The final design was donated, free of charge, to the City of South Bend and will be available without charge for the community's open-source use.

Section IV of Council Resolution 4509-15 provided in part that the final flag design would require the passage of a city ordinance which would incorporate appropriate regulations addressing "...its display and use at public functions, as well as retiring and disposal of a City Flag when it is no longer a fitting emblem for display, and other appropriate regulations". That Resolution also called for the adoption of a separate "formal Resolution setting forth the date and proper procedures to retire the current City Flag to a place of honor".

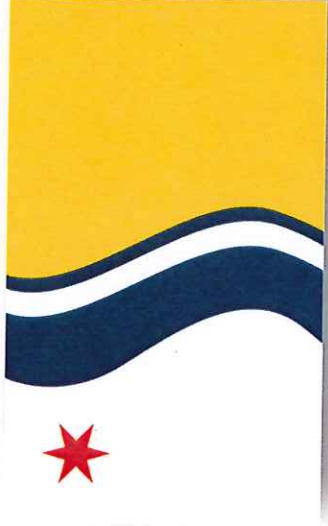
This ordinance upon passage would formally adopt a new City Flag for the City of South Bend, Indiana, and would codify the City Flag provisions into the *South Bend Municipal Code*.

New, Therefore, Be It Ordained by the Common Council of the City of South Bend, Indiana, as follows:

Section I. Chapter 1 of the *South Bend Municipal Code* is amended by the inclusion of new Section 1-5.1 which shall read in its entirety as follows:

Sec. 1-5.1 City Flag.

(a) The official City Flag for the City of South Bend, Indiana, is depicted as follows:



The new flag has a red six-pointed star on a white field, a yellow field opposite it, and two blue S-shaped lines with a white stripe in between. ~~The six points of the star represent the City's (6) Council Districts, while.~~ The first blue and white lines evoke the river at the heart of South Bend, our physical and virtual connectivity, and our industrial roots.

(b) The following protocol standards are established:

1. The City Flag shall be displayed on city property with honor and shall be flown with dignity and respect.
2. The City Flag may be displayed in municipal offices and on city property, carried in parades and displayed at other occasions and locations.
3. The Mayor or his designee is authorized to order the raising or lowering to a half-mast position of City Flags at properties and facilities owned or operated by the City of South Bend, or on the grounds of the County-City Building.
4. When a City Flag is no longer a fitting emblem for display and becomes unserviceable or when it becomes faded or torn, it should be retired from further service with respect.
5. In the interest of fostering deep civic pride, the colors, design and theme of the City Flag of South Bend may be creatively and enthusiastically promoted as an open-source design to be embraced throughout our City.

Section II. If any part, subsection, section, paragraph, sub-paragraph, sentence, clause, phrase or word of this ordinance is for any reason declared to be unconstitutional or otherwise invalid by a Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this ordinance.


Section III. This ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor, and ~~legal publication.~~



Tim Scott, 1st District Council Member
South Bend Common Council President

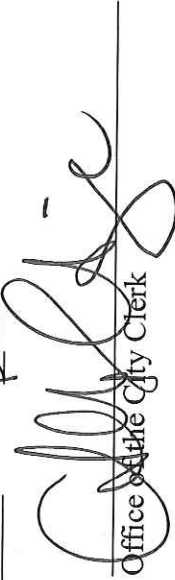


Gavin Ferlic, Council Member at Large
South Bend Common Council

Attest:


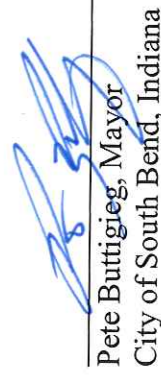
Office of the City Clerk

Presented by me to Pete Buttigieg, the Mayor of the City of South Bend, Indiana, on the 28th day of April, 2016, at 4:00 o'clock P. m.




Office of the City Clerk

Approved and signed by me on the 28th day of April, 2016, at 4 o'clock P. m.



Pete Buttigieg, Mayor
City of South Bend, Indiana

1st READING 3/14/16
PUBLIC HEARING 4/25/16
3rd READING 4/25/16
NOT APPROVED
REFERRED
PASSED 4/25/16

Filed in Clerk's Office

KAREEMAH FOWLER
CITY CLERK, SOUTH BEND, IN