

RESOLUTION NO. 2022-72**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF IMPERIAL BEACH, CALIFORNIA, APPROVING CITY COUNCIL POLICY NO. 618- MURALS ON PUBLIC PROPERTY**

WHEREAS, the City supports artistic and cultural activities within the City and recognizes the importance of aesthetic qualities in the daily life of residents of placing murals in public areas; and

WHEREAS, murals can become a recognized asset to the City's growth and image; and

WHEREAS, the City has several artworks and murals throughout the City in public spaces created in partnership with other public organizations and local non-profit organizations; and

WHEREAS, in recent years, murals in the community have created a great deal of interest and excitement; and

WHEREAS, any mural on public property is a controlled message of the City and thus requests should be reviewed and considered by the majority of the City Council during a regular meeting; and

WHEREAS, murals should be accessible to the public, durable to the outdoor elements, safe to the public and compatible with the City's mission statement: *"To maintain and enhance Imperial Beach as "Classic Southern California": a beach-oriented community with a safe, small town, family atmosphere, rich in natural and cultural resources;" and*

WHEREAS, the City will be responsible for selecting any murals and in general, the mural must:

- Stimulate the vitality and economy of the City.
- Enhance the City of Imperial Beach as a leading cultural and environmental destination.
- Advance public understanding of visual arts.
- Enhance the aesthetic value of resident's daily lives and provide a sense of place.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Imperial Beach as follows:

1. The City's public spaces, buildings, and property where murals currently are installed or will be installed in the future are not intended to be forums for free expression by the public. All murals are carefully selected and controlled by the City as government speech.
2. Approve City Council Policy 618 – Murals on Public Property (attached hereto as Exhibit "A.")
3. Approve the application form in substantially the form attached hereto as Exhibit "B" and authorize the City Manager, or designee, to make changes as needed to the application form to the extent that they are done to implement Policy 618.
4. City Council Policy 618 supersedes any prior informal or formal understandings related to murals in City-owned public areas.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of Imperial Beach at its meeting held on the 21st day of September 2022, by the following vote:

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

SERGE DEDINA, MAYOR

ATTEST:

JACQUELINE M. KELLY, MMC
CITY CLERK