

**CITY OF IMPERIAL BEACH
CITY COUNCIL
REGULAR MEETING MINUTES**

**March 20, 2024, 6:00 p.m.
Council Chambers
825 Imperial Beach Boulevard
Imperial Beach, CA 91932**

Present: Mayor Aguirre, Mayor Pro Tem McKay, Councilmember Seabury,
Councilmember Fisher, Councilmember Leyba-Gonzalez

Staff: City Manager Foltz, City Attorney Lyon, City Clerk Kelly, Public Works
Director Larios, Parks and Recreation Director Bullock

**The City Council also sits as the Imperial Beach Planning Commission, Public Financing
Authority, and Imperial Beach Redevelopment Agency Successor Agency.**

1. CALL CLOSED SESSION TO ORDER

Mayor Aguirre called the Closed Session Meeting to order at 5:00 p.m.

2. ROLL CALL

All Councilmembers were present.

3. CLOSED SESSION

3.a CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION

3.b PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Mayor Aguirre called the meeting back to open session at 6:00 p.m.

Reporting out on Closed Session, City Attorney Lyon stated the City Council met in Closed Session on Item 3.a. Direction was given, no reportable action was taken. Additionally, City Council met in Closed Session on item 3.b pursuant to Government Code 54957 and direction was given, no reportable action was taken.

4. ADJOURN CLOSED SESSION

Mayor Aguirre adjourned the Closed Session at 6:00 p.m.

5. CALL REGULAR MEETING TO ORDER

Mayor Aguirre called the Regular Meeting to order at 6:01 p.m.

6. ROLL CALL

City Clerk Kelly took roll.

7. PLEDGE OF ALLEGIANCE

Councilmember Seabury led the Pledge of Allegiance.

8. REIMBURSEMENT DISCLOSURES/REPORTS ON ASSIGNMENTS AND COMMITTEES

Mayor Aguirre

- Shoreline Preservation Working Group meeting
- San Diego Regional Chamber of Commerce panel
- Press Conference convened by CA Senator Padilla
- CA Costal Commission meeting
- Roundtable Meeting with U.S. Senator Butler
- IB Walking Group 6-Month Celebration
- Announced there is a Borders Committee Meeting following the upcoming SANDAG Board of Directors Meeting
- Announced the upcoming Special City Council Workshop meeting on March 27th at the Burress Auditorium regarding the sewage crisis

Mayor Pro Tem McKay

- IB Walking Group 6-Month Celebration
- Metro Wastewater JPA meeting
- SD County - CalCites meeting

Councilmember Seabury

- SANDAG Mobility meeting
- Announced Thursday, May 16 is Bike Anywhere Day
- Attended the Farmer's Market
- IB Walking Group 6-Month Celebration

Councilmember Fisher

- SANDAG Board of Directors Retreat at Salt Drift Point
- Announced the upcoming SANDAG Board of Directors Meeting where they will discuss the Regional Housing Needs Allocations
- SANDAG Subcommittee for selecting a new CEO

Councilmember Leyba-Gonzalez

- SANDAG Board of Directors Retreat at Salt Drift Point
- MTS Board of Directors meeting
- Attended the Farmer's Market

9. COMMUNICATIONS FROM CITY STAFF

None.

10. PUBLIC COMMENT

Written public comments were submitted by:

- Dadawson regarding new camera on Strand intersection
- Alan Mil, Laura Douglas, Lhebert, Sandra Hodge, Lety & Victor, C Lee Sandvick, and George regarding SB10 Housing in the city of Chula Vista

Priscilla Mumpower, Assistant Executive Officer for LAFCO, announced the Commission took unanimous action to add the Port of San Diego to their local registry of special districts that are subject to LAFCO oversight.

William Perno announced April is Child Abuse Prevention Month and spoke about being a victim and survivor of child sexual abuse.

Josie Hamada commended the City's landscape crew for their work on the garden in front of City Hall and the crew that picks up garbage during the weekends. She spoke in support of a business round table involving the City, Chamber of Commerce, and businesses to talk about the economic crisis in Imperial Beach and encourage visitors to come to Imperial Beach to help local businesses.

11. PRESENTATIONS

11.a BALLOON POLLUTION ELIMINATION PRESENTATION BY SURFRIDER. (0230-40)

Mark O'Connor with Surfrider San Diego County, gave a PowerPoint presentation. He asked City Council to consider an ordinance banning the sale, use and release of all lighter than air balloons in the City of Imperial Beach.

Bethany Case encouraged City Council to consider a ban on balloons.

Councilmember Seabury spoke in support of a ban of lighter than air balloons.

City Council discussion ensued.

Mayor Aguirre stated there is interest from at least two Councilmembers (Councilmember Seabury and Mayor Aguirre) to direct staff to bring this matter back at a future date with information on:

- Which businesses sell helium and balloons
- Data on how many animals balloons have killed
- Economic loss as a result of power outages and how many outages

12. CONSENT CALENDAR

No public comments.

Motion by Mayor Pro Tem McKay

Seconded by Mayor Aguirre

To approve Consent Calendar Item Nos. 12.a through 12.c.

AYES (5): Mayor Aguirre, Mayor Pro Tem McKay, Councilmember Seabury, Councilmember Fisher, and Councilmember Leyba-Gonzalez

Motion Carried (5 to 0)

12.a APPROVAL OF CITY COUNCIL MEETING MINUTES.

City Council approved the Regular Meeting Minutes of February 21, 2024 and March 6, 2024.

12.b RATIFICATION OF WARRANT REGISTER FOR THE PERIOD FROM FEBRUARY 24, 2024, TO MARCH 8, 2024. (0300-25)

City Council ratified and filed the Warrant Register Report.

12.c RECEIVE TREASURER'S REPORT FOR JANUARY 2024. (0300-90)

City Council received and filed the January 2024 Treasurer's Report.

13. ORDINANCES/INTRODUCTION & FIRST READING

None.

14. PUBLIC HEARINGS

14.a PUBLIC HEARING ON RESOLUTION NO. 2024-015 OF THE CITY OF IMPERIAL BEACH, CALIFORNIA ADJUSTING THE REGIONAL TRANSPORTATION CONGESTION IMPROVEMENT PLAN FEE FOR FISCAL YEAR 2024-2025. (0680-95)

Mayor Aguirre declared the public hearing open.

Public Works Director Larios gave a PowerPoint presentation. In response to questions of City Council he stated that the fee charged is for each new residential dwelling unit constructed and that the fee does not apply to ADU's. He also responded to questions regarding the use of the funds and the end date of the funding. He also spoke about the new traffic management center that will help alleviate traffic.

City Planner/Management Associate Ayala added that the fee would be charged to brand new dwelling units, but with regard to accessory dwelling units, most of them are not charged the fee. It would only be charged in very special circumstances where more than one accessory dwelling unit is being built on a lot.

No public comments.

City Council expressed concern about the impacts the fee would have on housing and a desire to streamline the process, while managing concerns with congestion, traffic and parking.

Mayor Aguirre closed the public hearing.

Motion by Councilmember Fisher
Seconded by Councilmember Leyba-Gonzalez

Adopt Resolution No. 2024-015 approving the increase in the RTCIP mitigation fee charged for each new residential dwelling unit constructed in Imperial Beach in Fiscal Year 2024-2025 from \$2,741.97 to \$2,875.06.

AYES (5): Mayor Aguirre, Mayor Pro Tem McKay, Councilmember Seabury, Councilmember Fisher, and Councilmember Leyba-Gonzalez

Motion Carried (5 to 0)

15. REPORTS

15.a UPDATE AND DISCUSSION ON COMMUNITY SWIM PROGRAM AT MAR VISTA AQUATICS FACILITY PROVIDED BY THE CITY OF IMPERIAL BEACH. (0930-15 & 1010-20)

Parks and Recreation Director Bullock gave a PowerPoint presentation.

A written comment was submitted by Lorie Bragg.

In response to Councilmember Leyba-Gonzalez's suggestion to negotiate club team usage of the pool, Director Bullock stated club teams cannot use the facility per the MOU. Also, if club teams used the pool, it would cut down on the City's usage of the pool.

Councilmember Seabury questioned how long the City can bleed money for less than 200 people.

Mayor Pro Tem McKay suggested moving forward with a renegotiation of the MOU. He expressed concern about the cost per swim hour, suggested that the SRO costs be negotiated out, and to look at reducing the per hour rate. He also said that although residents cannot use the beach, this is a lot of money for the pool, and the money can go to other things that the residents need.

Councilmember Fisher reminded everyone that the SRO is in the MOU because that is something for the community rather than just giving money to the school district. He noted that for every hour the City adds, the more it will cost the City. He suggested having pool hours only on Saturdays and Sundays and a 50/50 split for the SRO.

Mayor Aguirre stated there is consensus on the dais that the return on the investment is stretching thin because there are other fiduciary responsibilities that are equally, if not more important. She favored the suggestion to negotiate six hours on Saturday and Sunday for families. She also stated that spending \$480,000 on 155 people can be spent in other ways to benefit more people. She noted that they have a responsibility to bring the greatest good to the greatest amount of people, and that tough decisions need to be made.

City Manager Foltz stated staff is meeting with the school district on April 22nd. The Exos costs are borne by the City, so the school district would not cover those costs, but the discussion of the percentages for the SRO is worth being had.

16. I.B. REDEVELOPMENT AGENCY SUCCESSOR AGENCY REPORTS

None.

17. ITEMS PULLED FROM THE CONSENT CALENDAR

None.

18. CITY COUNCIL FUTURE AGENDA REQUESTS

None.

19. ADJOURN REGULAR MEETING

Mayor Aguirre adjourned the Regular Meeting at 7:40 p.m.

Jacqueline M. Kelly, MMC
City Clerk

Paloma Aguirre
Mayor