



CITY OF SOLANA BEACH

SOLANA BEACH CITY COUNCIL, SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, PUBLIC FINANCING AUTHORITY, & HOUSING AUTHORITY

MINUTES

Joint REGULAR Meeting

Wednesday, September 11, 2024 * 6:00 p.m.

City Hall / Council Chambers, 635 S. Highway 101, Solana Beach, California

- City Council meetings are video recorded and archived as a permanent record. The [video](#) recording captures the complete proceedings of the meeting and is available for viewing on the City's website.
- Posted Reports & Supplemental Docs contain records up to the cut off time prior to meetings for processing new submittals. Complete records containing meeting handouts, PowerPoints, etc. can be obtained through a [Records Request](#).



CITY COUNCILMEMBERS

Lesa Heebner
Mayor

Jewel Edson
Deputy Mayor / Councilmember District 3

Kristi Becker
Councilmember District 2

Jill MacDonald
Councilmember District 4

David A. Zito
Councilmember District 1

Alyssa Muto
City Manager

Johanna Canlas
City Attorney

Angela Ivey
City Clerk

SPEAKERS:

Please submit your speaker slip to the City Clerk prior to the meeting or the announcement of the Item. Allotted times for speaking are outlined on the speaker's slip for Oral Communications, Consent, Public Hearings and Staff Reports.

READING OF ORDINANCES AND RESOLUTIONS:

Pursuant to [Solana Beach Municipal Code](#) Section 2.04.460, at the time of introduction or adoption of an ordinance or adoption of a resolution, the same shall not be read in full unless after the reading of the title, further reading is requested by a member of the Council. If any Councilmember so requests, the ordinance or resolution shall be read in full. In the absence of such a request, this section shall constitute a waiver by the council of such reading.

CALL TO ORDER AND ROLL CALL:

Mayor Heebner called the meeting to order at 6:00 pm

Present: Lesa Heebner, Jewel Edson, Kristi Becker, Jill MacDonald, David A. Zito
 Absent: None
 Also Alyssa Muto, City Manager
 Present: Johanna Canlas, City Attorney
 Angela Ivey, City Clerk
 Dan King, Deputy City Manager
 Mo Sammak, City Engineer/Public Works Dir.
 Rachel Jacobs, Finance Dir.
 Joseph Lim, Community Development Dir.

CLOSED SESSION REPORT: None

FLAG SALUTE:

APPROVAL OF AGENDA:

Motion: Moved by Councilmember Becker and second by Councilmember Zito to approve. **Approved 5/0.** Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

PRESENTATIONS: Ceremonial items that do not contain in-depth discussion and no action/direction.

CEA (Clean Energy Alliance)

Kaitlin McGee presented a PowerPoint (on file) reviewing the organization's operations, customer programs, and adopted budget for the fiscal year including the new fiscal year's 25% increase in administrative costs and \$600,000 allocated for unspecified programs. She said that energy costs accounted for 97% of the budget, that there were plans to increase rates by 5% starting November 2024, the first increase since February 2023, and noted that customers had generally saved money compared to San Diego Gas & Electric (SDG&E) over the past few years. She said that CEA serves seven member cities, including Carlsbad, Del Mar, Solana Beach, Escondido, San Marcos, Oceanside, and Vista, and aims to help these cities meet their climate action goals, promote renewable energy, and foster consumer choice. Solana Beach has a 91% participation rate in CEA, with most customers using the Clean Impact Plus product, which provides 75% carbon-free electricity. She highlighted CEA's suite of customer programs, including the Solar Plus program and initiatives such as Local Solar, partnerships with Ohm Connect, and the Green Impact Champions program.

Council and speakers discussed participation rates, future plans to achieve 100% renewable energy by 2035, and the use of the \$600,000 budget for new programs, such as battery storage for existing solar customers and energy efficiency incentives for businesses. Ms. McGee assured that CEA is on track to meet its renewable energy goals while maintaining affordable rates.

Council members expressed appreciation for CEA's outreach efforts and success in engaging new member cities, as well as excitement about future programs.

ORAL COMMUNICATIONS:

Comments relating to items on this evening's agenda are taken at the time the items are heard. This portion of the agenda provides an opportunity for members of the public to address the City Council on items relating to City business and not appearing on today's agenda by submitting a speaker slip (located on the back table) to the City Clerk. Pursuant to the Brown Act, no action shall be taken by the City Council on public comment items. Council may refer items to the City Manager for placement on a future agenda. The maximum time allotted for each presentation is THREE MINUTES. No donations of time are permitted (SBMC 2.04.190). Please be aware of the timer light on the Council Dais.

Stan Bergum spoke about trash and recycling at the beach, improving trash and recycling systems at local beaches, his research among various city officials and EDCO, his survey on Nextdoor, where 6,000 respondents weighed in on beach cleanup and recycling

indicating that 58% supported public education on the issue, 17% agreed on removing trash and recycling from the beach, and 25% wanted more recycling options. He shared his experience participating in a beach cleanup with a local nonprofit where 12 volunteers collected 90 pounds of trash in just two hours, highlighting the ongoing issue with plastics and its dangers to wildlife and urged Council to form a task force or take action to improve the current beach waste management system, aiming for better protection of both the beaches and wildlife.

Matt Linnik spoke about improving the signage and garbage management at the beach and said that the current signage at the bottom of the ramp, featuring a large image of a German Shepherd with a "No Dogs" warning, and 12 garbage cans, creates a negative impression, describing it as looking like a "junkyard" and "ghetto." He suggested that this setup detracts from the beauty of the beaches and proposed a shift in approach, referencing the National Park Service's "pack in, pack out" method, where visitors are encouraged to take their trash with them, as a possible solution and asked that Council consider updating the signage and transitioning from a system where trash is left at the beach to one that encourages personal responsibility for removing waste.

Council discussion revolved around the need to improve trash and recycling management at the beaches, with appreciation expressed for the speaker's participation and ideas, support for the initiative, acknowledging the upcoming slow season as an opportunity to prepare new solutions before next summer. Discussion continued regarding the desire to set a timeline and develop a plan for trash management improvements, particularly focusing on signage and reducing the number of garbage cans on the beach, implementing a "pack in, pack out" approach to encourage personal responsibility for waste removal, illegal beach fires and the City's current enforcement efforts, with a potential review of the fire policy, and additional outreach efforts and further conversations planned for the fall months.

Skipp Hammann stated that he represented the United Sovereign Americans, a volunteer organization, and spoke of concerns about the integrity of California's voter roll database during the 2022 election, the extensive research by qualified data teams revealed compliance issues with federal law, leading to doubts about the accuracy of votes cast, counted, and certified. He stated that no blame was being placed on any elected officials or candidates, nor was there any call to overturn past elections, but that the group request was for the Council to add a resolution to a future agenda demanding improved election accuracy and transparency.

Ann Matchinske read the first part of the "USA Resolution for a Legally Valid 2024 General Election" proposed resolution emphasizing the importance of free and fair elections, highlighting the importance of voter rolls being accurate, that only eligible votes should be counted, the number of votes must match voters, and voting systems must meet strict error standards. She stated that findings from the 2022 California election showed 5.8 million registration violations, over 2.7 million votes cast by ineligible or uncertain voters, that there were discrepancies between the number of votes and voters, and that these issues allegedly violate federal and state laws, casting doubt on the election's certification. Michele Killman continued reading the proclamation that included 2.8 million voting violations in the 2022 California election and alleging that its certification was fraudulent, that these inaccuracies violated legal standards and invalidated the election, depriving

citizens of their natural rights and causing harm to the country, and that there should be requirements for proof of citizenship and eligibility to register and vote, voter rolls available for public review and challenge, hand-marked secure ballots with verifiable security features, compliance with federal law regarding fraud prevention in voting systems, and full observation rights and adjudication sign-off by party, candidate, and trained witnesses.

Yasmin Yates continued reading the resolution stating demands to ensure election integrity for 2024, a secure, end-to-end chain of custody for ballots from voter to vote count, with auditable transfers, a National Institute of Standards and Technology (NIST)-compliant audit with a 95% confidence level, conducted by independent auditors, that discrepancies exceed 10% of the margin of victory, a new election must be held unless proven resolvable through a manual count, and that no waivers of requirements be allowed, ensuring strict compliance from voter registration to certification.

Barbara Carnahan concluded remarks regarding the resolution request by summarizing the resolution's importance, which outlined significant inaccuracies in the 2022 election and proposed remedies to ensure the 2024 election's integrity, that resolving these issues was critical to securing liberty and urged the Council to put the resolution on the agenda for the next meeting. She referenced legal precedents supporting these actions and encouraged the Council and public to visit unite4freedom.com for more information.

COUNCIL COMMUNITY ANNOUNCEMENTS / COMMENTARY:

An opportunity for City Council to make brief announcements or report on their activities. These items are not agendized for official City business with no action or substantive discussion.

A. CONSENT CALENDAR: (Action Items) (A.1. - A.12.)

Items listed on the Consent Calendar are to be acted in a single action of the City Council unless pulled for discussion. Any member of the public may address the City Council on an item of concern by submitting to the City Clerk a speaker slip (located on the back table) before the Consent Calendar is addressed. Those items removed from the Consent Calendar by a member of the Council will be trailed to the end of the agenda, while Consent Calendar items removed by the public will be heard immediately after approval of the Consent Calendar to hear the public speaker.

All speakers should refer to the public comment section at the beginning of the agenda for details. Please be aware of the timer light on the Council Dais.

A.1. Minutes of the City Council.

Recommendation: That the City Council

1. Approve the Minutes of the City Council meetings held on June 26, 2024, July 10, 2024, and August 21, 2024.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve. **Approved 5/0.** Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.2. Register Of Demands. (File 0300-30)

Recommendation: That the City Council

1. Ratify the list of demands for June 22, 2024 – August 16, 2024.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.3. Quarterly Investment Report. (File 0350-44)

Recommendation: That the City Council

1. Accept and file the Cash and Investment Report for the quarter ended June 30, 2024.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.4. Climate Action Plan Update Services. (File 0220-15)

Recommendation: That the City Council

1. Adopt **Resolution 2024-089** authorizing the City Manager to execute the Agreement for Climate Action Plan Update Services between the City of Solana Beach and Energy Policy Initiative Center for an 18-month term from July 13, 2023 through January 12, 2025.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.5. Conflict of Interest Code Required Update. (File 0440-00)

Recommendation: That the City Council

1. Adopt **Resolution 2024-091** adopting an amended Solana Beach Conflict of Interest Code.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.6. HVAC (Heating, Ventilation, and Air Conditioning) Unit Replacement Services.
(File 0700-25)

Recommendation: That the City Council

1. Adopt **Resolution 2024-093** authorizing the City Manager to execute an Amendment to the Professional Services Agreement with Seaside Heating and Air for Fiscal Year 2024/25 that would include a one-time purchase and installation of two rooftop HVAC units at City Hall, one rooftop HVAC unit at the La Colonia Community Center, and one mini-split unit for at the Public Works Maintenance Facility, at an amount of \$50,780, and a \$5,000

contingency for unforeseen costs associated with the rooftop installations, which will be added to the current contract amount of \$11,460 for a total not to exceed amount of \$67,240 for FY 2024/25.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.7. HVAC (Heating, Ventilation, and Air Conditioning) Unit Replacements and Repairs Project – Notice of Completion. (File 0700-25)

Recommendation: That the City Council

1. Adopt **Resolution 2024-096:**
 - a. Authorizing the City Council to accept, as complete, the HVAC Unit Replacements.
 - b. Authorizing the City Clerk to file a Notice of Completion.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.8. Fletcher Cove Community Center and Marine Safety Center Roof Replacement Project – Notice of Completion. (File 0700-25)

Recommendation: That the City Council

1. Adopt **Resolution 2024-094:**
 - a. Authorizing the City Council to accept as complete the Fletcher Cove Community Center and Marine Safety Center Roof Replacement Project, Bid No. 2022-008, performed by Preman Roofing.
 - b. Authorizing the City Clerk to file a Notice of Completion.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.9. Fire and Burglary Alarm Systems Upgrade and Alarm Monitoring Services. (File 0700-40)

Recommendation: That the City Council

1. Adopt **Resolution 2024-092:**
 - a. Authorizing the City Manager to execute Amendment No.1 to the Professional Services Agreement with Rancho Santa Fe Security for fire and burglary alarm system upgrade in Fiscal Year 2024/25 in an amount of \$5,799, and a recommended contingency amount of \$1,000, for a total amount of \$6,799 for Fiscal Year 2024/25 to be charged to Facilities CIP.
 - b. Authorizing the City Manager to increase the PSA contract amount by \$1,324.80 for alarm monitoring services, for each year of the contract.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.10. City's Safety Element Update. (File 0610-10)

Recommendation: That the City Council

1. Adopt **Resolution 2024-097** authorizing the City Manager to extend the Professional Services Agreement with Kimley-Horn and Associates Inc. through September 30, 2024.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.11. League of California Cities' 2024 Annual Business Meeting Voting Delegates Designees. (File 0140-10)

Recommendation: That the City Council

1. Appoint Councilmember MacDonald, primary voting delegate, and City Manager Alyssa Muto, alternate, as the voting delegates for the 2024 Annual Business Meeting of the League of California Cities Annual Conference.
2. Authorize the City Clerk to attest to the appointments and submit the Official Voting Form to the League of California Cities.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

A.12. Crossing Guard Services. (File 0860-35)

Recommendation: That the City Council

1. Adopt **Resolution 2024-090** authorizing the City Manager to sign a Memorandum of Understanding with the Solana Beach School District and the San Dieguito Union High School District for crossing guard services.

Motion: Moved by Deputy Mayor Edson and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

C. STAFF REPORTS: (C.1.)

Submit speaker slips to the City Clerk.

All speakers should refer to the public comment section at the beginning of the agenda for time allotments. Please be aware of the timer light on the Council Dais.

C.1. Joint Resolution (Solana Beach, Del Mar, San Diego, 22nd District Agricultural Association) – LOSSAN Rail Realignment. (File 0820-48)

Recommendation: That the City Council

1. Consider adoption of the joint **Resolution 2024-098** between the cities of Del Mar, Solana Beach, San Diego and the 22nd District Agricultural Association regarding the San Diego Association of Governments LOSSAN Rail Realignment Project.

Alyssa Muto, City Manager, presented a PowerPoint (on file) reviewing the background and proposed alternatives, the public feedback and the proposed joint resolution.

Motion: Moved by Mayor Heebner and second by Councilmember Zito to approve.
Approved 5/0. Ayes: Heebner, Edson, Becker, MacDonald, Zito. Noes: None. Motion carried unanimously.

WORK PLAN COMMENTS:

Adopted June 26, 2024

COMPENSATION & REIMBURSEMENT DISCLOSURE:

GC: Article 2.3. Compensation: 53232.3. (a) Reimbursable expenses shall include, but not be limited to, meals, lodging, and travel. 53232.3 (d) Members of a legislative body shall provide brief reports on meetings attended at the expense of the local agency "City" at the next regular meeting of the legislative body.

COUNCIL COMMITTEE REPORTS: [Council Committees](#)

REGIONAL COMMITTEES: (outside agencies, appointed by this Council)

STANDING COMMITTEES: (All Primary Members) (*Permanent Committees*)

CITIZEN COMMISSION(S)

ADJOURN:

Mayor Heebner adjourned the meeting at 7:13 pm

Angela Ivey, City Clerk

Approved: October 9, 2024