RESOLUTION 2015-127

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SOLANA BEACH, CALIFORNIA, ESTABLISHING THE SOLANA BEACH CLIMATE ACTION COMMISSION AND SETTING FORTH THE DUTIES AND RESPONSIBILITIES THEREOF

WHEREAS, California is at the forefront of Greenhouse Gas (GHG) emission reduction laws, starting with the landmark passing of Assembly Bill 32 ("AB 32") the California Global Warming Solutions Act of 2006, that established a GHG reduction target of 1990 levels by 2020. Building from that, Governor Brown just issued Executive Order B-30-15 that established the most aggressive benchmark enacted by any government in North America to reduce GHG emissions 40% below 1990 levels by 2030. Many cities are now embarking on the development of Climate Action Plans to set targets in alignment with California law and implement quantifiable measures to meet those targets; and

WHEREAS, as part of the City's General Plan Update ("GPU") process, the City committed to developing a Climate Action Plan ("CAP") to reduce the City's GHG emissions, per state law. The development of a Climate Action Plan includes updating the City's GHG Inventory, setting GHG reduction targets and implementing appropriate, quantifiable mitigation and adaptation strategies to meet those targets; and

WHEREAS, the City has an active and proficient Clean and Green Team consisting of community volunteers, who have devoted countless hours and expertise to assist City Staff in obtaining the required data and utilizing available technology to begin the development of reduction targets and mitigation measures; and

WHEREAS, the City has also engaged the Energy Policy Initiatives Center (EPIC), from the University of San Diego, to assist the City in the development of the CAP. EPIC has developed modeling software that assists jurisdictions with updating their GHG Emissions Inventory, setting reduction targets and selecting mitigation measures to develop a quantifiable CAP. Utilizing EPIC's expertise and software will allow the City to use local conditions to build a successful and achievable CAP. EPIC is highly regarded throughout the region and has assisted multiple cities with the development and updating of their respective CAPs. Another great aspect of the partnership is that EPIC receives funding from the San Diego Foundation to assist cities with the development of CAPs, and has assured the City of available funding and resources to assist the City throughout this process; and

WHEREAS, in addition, the City has engaged SDG&E through the Emerging Cities Program ("ECP") to assist with funding for certain aspects of the CAP development. The ECP is part of the Local Government Partnership and is intended to provide local governments additional resources to support and build capacity in engaging in energy efficiency activities. ECP collaborates with SANDAG's Energy

Roadmap Program to provide energy assistance to public entities with energy and sustainability projects and community outreach. The agreement with ECP includes a $20,339 grant to assist the City with development of the CAP; and

WHEREAS, on May 27, 2015, the City Council directed Staff to establish a Climate Action Commission to focus on specific issues surrounding the development of a Climate Action Plan including updating the City's Greenhouse Gas Emissions Inventory, setting reduction targets, implementing mitigation measures and performing periodic monitoring, verification and evaluations; and

WHEREAS, the City Council directed that the Commission be comprised of a cross-section of community members representing all sectors and would require constant and detailed training to comprehend the complex issues surrounding the CAP implementation; and

WHEREAS, on October 14, 2015, the City Council directed that all residents and professionals on the Commission be voting members and that the applications to be on the commission require the submission of a C.V. or resume and the support of at least one other resident of the City in addition to the City's usual requirements for a commission appointment application.

NOW THEREFORE, the City Council of the City of Solana Beach, California, does resolve as follows:

1. That the foregoing recitations are true and correct.

2. There is hereby established the "Solana Beach Climate Action Commission" (the "Climate Action Commission," or the "Commission"), which shall be an advisory legislative body subordinate to the City Council, established under the authority, and subject to, Chapter 2.60 of the Solana Beach Municipal Code.

3. Members of the Climate Action Commission shall be appointed by the City Council at large. The term of office shall be two years. Members may be appointed to successive terms. Members of the public that apply for an open position on the Commission must submit "curriculum vitae" (CV) or resume with the application. In addition, each resident who applies for a position on the Commission must have a letter of endorsement from another resident of the City of Solana Beach.

4. Membership shall be comprised of nine (9) members as follows:
   A. Five (5) members shall be residents of the City of Solana Beach.
   B. Professionals: Two (2) members shall be from the environmental and/or scientific community and the residency requirement of Chapter 2.60 does not apply to these two members.

C. Councilmembers: Two (2) Councilmembers will be appointed to the Commission.
D. Advisory: Additional advisory members may be appointed to the Commission by the City Council, including residents and non-residents, with specific professional or scientific expertise. These members would not have voting privileges but could be key advisors to the Commission by bringing their expertise, knowledge and experience to the process.

5. Duties of the Commission shall include the development of a Climate Action Plan, including updating the City's Greenhouse Gas Emissions Inventory, setting reduction targets, implementing mitigation measures and performing periodic monitoring, verification and evaluations.

6. The Climate Action Commission shall conduct its meetings as follows:
   A. The regular meetings of the Climate Action Commission shall be held as may be necessary and appropriate on a day and at an hour specified by resolution of the Commission. All meetings of the Commission shall be conducted in accordance with California open meeting laws.
   B. The Commission may conduct special meetings at a time and location as may be necessary and appropriate, upon the approval of the chairperson or a majority of its members, in accordance with California open meeting laws.
   C. A majority of the members shall constitute a quorum of the Commission for the transaction of business.

7. All Commission recommendations and reports shall be in writing, signed by the chairperson of the Commission, and delivered to City Council and City Manager.

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8. Nothing in this Resolution shall be construed as restricting or curtailing any of the powers of the City Council, or as a delegation to the Climate Action Commission of any of the authority or discretionary powers vested and imposed by law in the City Council. The City Council declares that the public interest, convenience and welfare require the appointment of a Climate Action Commission to act in a purely advisory capacity to the City Council for the purposes herein enumerated. Any power herein delegated to the Commission to adopt rules and regulations shall not be construed as a delegation of legislative authority but purely a delegation of administrative authority.

PASSED AND ADOPTED at a special meeting of the City Council of the City of Solana Beach, California, held on the 4th day of November 2015, by the following vote:

AYES: Councilmembers – Heebner, Zito, Zahn, Nichols, Marshall
NOES: Councilmembers – None
ABSENT: Councilmembers – None
ABSTAIN: Councilmembers – None

LESA HEEBNER, Mayor

APPROVED AS TO FORM:

JOHANNA N. CANLAS, City Attorney

ATTEST:

ANGELA IVEY, City Clerk

RESOLUTION CERTIFICATION

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO } §
CITY OF SOLANA BEACH

I, ANGELA IVEY, City Clerk of the City of Solana Beach, California, DO HEREBY CERTIFY that the foregoing is a full, true and correct copy of **Resolution 2015-127** *establishing the Solana Beach Climate Action Commission and setting forth the duties and responsibilities thereof* as duly passed and adopted at a Special Solana Beach City Council meeting held on the 4th day of November 2015 and the original is on file in the City Clerk's Office.

ANGELA IVEY, CITY CLERK

CERTIFICATION DATE: November 10, 2015