

ORDINANCE NO. O2024.04

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, AMENDING CHAPTER 2, ARTICLE V, DIVISION 21, TEMPE CITY CODE, RELATING TO THE TEMPE SUSTAINABILITY AND RESILIENCE COMMISSION BY AMENDING SECTIONS 2-375 RELATING TO COMPOSITION AND 2-377 RELATING TO POWERS AND DUTIES.

WHEREAS, under the Arizona Constitution, a city with a population of more than 3,500 people is entitled to establish a charter for its government and is granted autonomy over matters of local interests;

WHEREAS, Tempe voters established the Tempe City Charter in 1964 vesting policymaking authority in the Tempe City Council;

WHEREAS, to incorporate greater flexibility, diversity, and representation in the City's Sustainability and Resiliency Commission and to assist in recruiting for Commission membership, the existing Sustainability and Resiliency Commission recommended revising the Commission's composition criteria as reflected in this Ordinance; and

WHEREAS, the Mayor and Council agree with broadening the Commission's composition criteria as reflected in this Ordinance;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, as follows:

Section 1. That Chapter 2, Article V, Division 21 is hereby renamed the Tempe Sustainability **AND RESILIENCE** Commission.

Section 2. That Chapter 2, Article V, Division 21 is hereby amended by amending Section 2-375 as follows (with deletions in strikethrough and additions in highlighted **CAPITAL LETTERS**):

Sec. 2-375. Established; composition.

- (a) There is hereby established the Tempe Sustainability **AND RESILIENCE** Commission to be composed of eleven (11) members. The commission will bring stakeholders together to share best practices and promote partnerships and collaborations to create sustainability **LE AND RESILIENT** solutions to Tempe's most pressing challenges.
- (b) For commission member positions where residency is not required, preference will be given to applicants who are Tempe residents and/or those working in Tempe. The commission will **RECOMMEND TO THE MAYOR AND CITY COUNCIL QUALIFIED AND INTERESTED MEMBERS OF THE COMMUNITY FOR APPOINTMENT TO THE COMMISSION. IT IS INTENDED THAT THESE MEMBERS BE A REPRESENTATION OF TEMPE'S DIVERSE DEMOGRAPHICS AND REPRESENT A VARIETY OF SECTORS AND EXPERTISE,**

~~INCLUDING BUT NOT LIMITED TO THE FOLLOWING~~ include a member from each of the following parts of the community:

- ~~(1) A sustainability scientist or staff member associated with Arizona State University's Julie Ann Wrigley Global Institute of Sustainability~~ PERSPECTIVES FROM SUSTAINABILITY SCIENTISTS OR SUSTAINABILITY STAFF AT A LOCAL UNIVERSITY OR COMMUNITY COLLEGE;
 - ~~(2) A faculty or staff member of~~ PERSPECTIVES OF OR REPRESENTATION FROM Arizona State University, at-large;
 - ~~(3) A representative from~~ EXPERIENCE WITH a Tempe business recognized as a leader in sustainability;
 - ~~(4) A sustainability industry representative;~~
 - ~~(45) A representative from a business advocacy group~~ EXPERIENCE WITH A TEMPE NON-PROFIT ORGANIZATION;
 - ~~(56) A teacher, student, or staff member from~~ EXPERIENCE WITH a Tempe public high school;
 - ~~(67) A representative from~~ EXPERIENCE WITH the faith community or nonprofit sustainability advocacy group;
 - ~~(8) A student who lives, or attends school in Tempe (one-year term);~~
 - ~~(9) Two (2) Tempe residents, at large;~~
 - ~~(10) An at-large member who resides in Maricopa County.~~
 - (7) EXPERIENCE WITH OR REPRESENTATION FROM THE REGION'S INDIGENOUS COMMUNITIES INCLUDING THE SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY, GILA RIVER INDIAN COMMUNITY, AK-CHIN INDIAN COMMUNITY, TOHONO O'ODHAM NATION, PASQUA YAQUI, OR OTHER STATEWIDE TRIBES;
 - (8) EXPERIENCE WITH GREEN BUILDING ARCHITECTURE, LANDSCAPE DESIGN, GREEN STORMWATER INFRASTRUCTURE, OR A RELATED FIELD;
 - (9) EXPERIENCE IN URBAN AGRICULTURE OR LOCAL FOOD ECONOMY;
 - (10) EXPERIENCE IN RESIDENTIAL OR COMMERCIAL ENERGY EFFICIENCY AND DECENTRALIZED GREEN ENERGY ECONOMY;
 - (11) EXPERIENCE IN TRANSPORTATION, MICROMOBILITY, OR URBAN PLANNING;
 - (12) EXPERIENCE IN PLACE-BASED COLLABORATION AND JUSTICE/EQUITY APPROACHES;
 - (13) EXPERIENCE IN LOCAL/REGIONAL AS WELL AS FAIR AND INCLUSIVE ECONOMIC DEVELOPMENT.
- (c) In addition to the terms of office as specified in Section 2-182 of this article, terms shall be staggered so that the term of no more than six (6) members shall conclude in any given year. Members ~~(with the exception of students, who serve one-year terms)~~ shall serve two-year terms for no more than three (3) consecutive terms.
- (d) The Sustainability AND RESILIENCE Director or his/her designee shall serve as the Tempe Sustainability and Resilience Commission staff liaison and in an advisory capacity.

Section 3. That Chapter 2, Article V, Division 21 is hereby amended by amending Section 2-377 as follows (with additions in CAPITAL LETTERS and deletions in strikethrough):

Sec. 2-377. Powers and duties.

The Tempe Sustainability and Resilience Commission shall have the following powers and duties:

- (1) To research, advise, and recommend to the City Council policies, ~~and~~ programs, AND INVESTMENTS that advance sustainability in Tempe, in order to support PRINCIPLES OF EQUITABLE WELL-BEING, HEALTHY ENVIRONMENTS, AND SATISFYING LIVELIHOODS FOR CURRENT AND FUTURE GENERATIONS. ~~with~~ Particular attention to sustainability SHALL BE in the following areas:
 - a. Energy management (city operations and the City as a whole);
 - b. Climate-action plan with a roadmap of actions to be recommended;
 - c. Local food and agriculture;
 - d. Livable neighborhoods and happy communities;
 - e. Land use and development;
 - f. Building practices;
 - g. Purchasing practices;
 - h. INCLUSIVE Economic development (green jobs);
 - i. Solid waste, recycling, and hazardous waste;
 - j. Water and wastewater management;
 - k. Transportation;
 - l. Dark skies;
 - m. Air quality;
 - n. Environmental justice; and
 - o. Preparedness and resiliency.
- (2) TO Assist city departments in executing approved policies and programs;
- (3) To support education and outreach related to the city's sustainability practices;
- (4) To identify potential sustainability partnerships with public, private and educational entities; and
- (5) To recommend for City Council consideration a comprehensive sustainability plan with measurable goals and benchmarks to ensure year-to-year progress.

Section 4. Pursuant to Tempe City Charter section 2.12, ordinances are effective thirty (30) days after adoption.

Section 5. If any section, subsection, sentence clause, phrase, or portion of this ordinance or any part of the code adopted herein is for any reason held to be invalid or

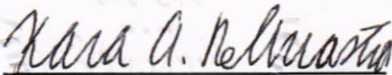
unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF TEMPE, ARIZONA, this 15th day of February, 2024.



Corey D. Woods, Mayor

ATTEST:



Kara A. DeArrastia, City Clerk

APPROVED AS TO FORM:



Sonia M. Blain, City Attorney