

1. Sustainability Commission Agenda

Documents:

[SUSTAINABILITY_AGENDA_2017-08-07.PDF](#)

2. Ant-Idling Ordinance

Documents:

[ANTI-IDLING ORDINANCE.PDF](#)

3. Sustainability Commission Bylaws

Documents:

[SUSTAINABILITY COMMISSION BYLAWS.PDF](#)

4. Sustainability Commission Minutes

Documents:

[SUSTAINABILITY_MINUTES_2017-06-05.PDF](#)

**CITY OF YPSILANTI
SUSTAINABILITY COMMISSION TENTATIVE AGENDA
REGULAR MEETING
MONDAY, AUGUST 7, 2017
7:00 P.M. - 8:30 P.M.**

**Meeting Location:
SPARK East
215 Michigan Ave.
Ypsilanti, MI 48197**

I. CALL TO ORDER

II. ROLL CALL

Emily Drennen	P	A
Nancy Heine	P	A
Natalie Sampson	P	A
Thomas McKee	P	A
Leah Vanlandingham	P	A
Brett Zeuner	P	A
Julia Bayha	P	A
Keith Michalowski	P	A
Thomas Kovacs	P	A

III. CONSENT AGENDA

- A. Approval of Agenda
- B. Approval of Minutes from previous meeting

IV. AUDIENCE PARTICIPATION/COMMISSION RESPONSE (3 minutes per individual)

V. PROCLAMATIONS/PRESENTATIONS (maximum of 10 minutes per presentation)

- A. Meet our new staff liaison City Manager Darwin McClary
- B. Hawaii Sustainability Conference update with Commissioner VanLandingham
- C. 2017 Michigan Green Communities Conference update with Commissioner McKee

VI. ACTIVE BUSINESS

- A. Review and approve Commission Bylaws
- B. Sustainability Plan sub-Committee update
- C. Michigan Green Communities Challenge update

VII. NEW BUSINESS

- A. Anti-idling policy
- B. Peninsular Dam

VIII. AUDIENCE PARTICIPATION/COMMISSION RESPONSE (3 minutes per individual)

IX. PROPOSED BUSINESS (for next meeting)

X. NEXT MEETING DATE

Monday, September 4, 2017

XI. ADJOURNMENT

City of Ypsilanti Anti-Idling Ordinance (PROPOSED)

I. DEFINITIONS:

DRIVER: Any person who drives, operates, or is in actual physical control of a vehicle.

EMERGENCY: A sudden, urgent, usually unforeseen, occurrence.

GROSS VEHICLE WEIGHT RATING: The weight specified by the manufacturer as the loaded weight of a single vehicle.

HEAVY DUTY VEHICLE: Any on road motor vehicle with a manufacturer's gross vehicle weight rating greater than fourteen thousand (14,000) pounds.

IDLING: The engine is running while the vehicle is stationary or the piece of off road equipment is not performing work.

OFF ROAD EQUIPMENT: All nonroad equipment with a horsepower rating of fifty (50) or greater.

OFFICIAL TRAFFIC CONTROL DEVICE: Any sign, signal, marking or device placed or erected by authority of a public body or official having jurisdiction, for the purpose of regulating, warning, or guiding traffic, but does not include islands, curbs, traffic barriers, speed humps, speed bumps, or other roadway design features.

OFFICIAL TRAFFIC CONTROL SIGNAL: Any device, whether manually, electrically, or mechanically operated, by which traffic is alternately directed to stop and proceed and which is erected by authority of a public body or official having jurisdiction.

PRIVATE PARKING LOT WITH PUBLIC ACCESS: A private parking lot accessed from a public or private street which allows public or guest parking.

VEHICLE: Any on road, self-propelled vehicle that is required to be registered and have a license plate by the department of motor vehicles.

II. APPLICABILITY:

There is hereby established a policy to be known as the limitation on engine idling that applies to the operation of all vehicles operating on public property and private parking lots with public access regardless of gross vehicle weight rating, all heavy duty vehicles regardless of fuel being used, all off road diesel powered equipment regardless of horsepower rating, and all off road equipment regardless of fuel being used.

III. IDLING LIMITATION:

A. A driver of a vehicle on public property:

1. Must turn off the engine upon stopping at a destination; and
2. Must not cause or allow an engine to idle at any location for:
 - a) More than ten (10) consecutive minutes; or
 - b) A period or periods aggregating more than ten (10) minutes in any one hour period.

IV. EXEMPTIONS:

This ordinance does not apply to a vehicle or piece of equipment for the period or periods during which:

- A. Idling is necessary while stopped:
 - 1. For an official traffic control device;
 - 2. For an official traffic control signal;
 - 3. For traffic conditions over which the driver has no control, including, but not limited to: stopped in a line of traffic, stopped at a railroad crossing, or stopped at a construction zone; or
 - 4. At the direction of a peace officer;
- B. Idling is necessary to ascertain that the vehicle and/or the off road equipment is in safe operating condition and equipped as required by all provisions of law, and all equipment is in good working order, either as part of the daily vehicle inspection, or as otherwise needed;
- C. Idling is necessary for testing, servicing, repairing, or diagnostic purposes;
- D. Idling is necessary to accomplish work for which the vehicle/equipment was designed, other than transporting goods, for example: operating a lift, crane, pump, drill, hoist, ready mixed concrete mixer vehicle, or other auxiliary equipment other than a heater or air conditioner;
- E. Idling is necessary to operate a lift or other piece of equipment designed to ensure safe loading and unloading of goods and people;
- F. Idling is necessary to operate defrosters, heaters, air conditioners, or other equipment to prevent a safety or health emergency, but not solely for the comfort of the driver or passengers;
- G. Idling is necessary solely to recharge a battery or other energy storage unit of a hybrid electric vehicle/equipment; or
- H. Idling is necessary to operate equipment that runs intermittently.

Public safety and emergency vehicles are hereby exempt.

V. ENFORCEMENT:

Until September 1, 2018 (a period of 1 year), the city will issue warning citations only designed at educating the public about the new regulations. Thereafter, section VI "Penalties" of this ordinance shall apply.

VI. PENALTIES:

A person who violates this ordinance will be subject to the following fines for each violation:

- 1. First offense: \$25
- 2. Second offense: \$50
- 3. Each additional offense: \$100

DRAFT BY-LAWS OF THE
SUSTAINABILITY COMMISSION – CITY OF YPSILANTI

INTRODUCTION

The City of Ypsilanti is committed to lead by example, promote public participation and engage in community partnerships that improve our quality of life and protect the natural systems that sustain life for present and future generations.

Sustainability Commission Mission

ARTICLE I. NAME AND PRINCIPAL CONTACT

The name of the organization shall be the City of Ypsilanti Sustainability Commission (hereafter referred to as "Commission").

Sustainability Commission Composition

Nine voting members, serving for staggered three year terms, and two non-voting youth members serving one year terms.

ARTICLE II. PURPOSE AND OBJECTIVE

The Commission was established by Ordinance 1280, City Code Section 2.171 et seq. ~~Resolution No. 2016-258, dated November 14, 2016~~ as a fundamental component of the City's programs in sustainability and environmental leadership.

Section 1. The Commission shall act as an advisory body to the City Mayor and Council in the development or initiation of programs or actions that will enhance and create sustainable practices within the community.

Section 2. The Commission shall:

- a. Create a model of sustainability through efforts to advocate, educate and promote the social, economic and environmental health of the community now and into the future.
- b. Broaden the lens and scope of energy and environmental needs in the future such as wind, solar, clean air, water and improving infrastructure.
- c. Recognize natural resources as chief assets of the City of Ypsilanti and encourage responsible stewardship of these assets.
- d. Collaborate with citizens, employees, employers, service providers and other

- governmental agencies and educational agencies to share ideas.
- e. Create a Sustainability Plan.
- f. Review the City of Ypsilanti's Climate Action Plan and Alternate Fuel Policy along with the Michigan Green Communities Challenge and other plans and policies and to continue the work of said plans and policies.
- g. Prioritize sustainability policies.

ARTICLE III. MEMBERSHIP AND APPOINTMENT

Section 1. The voting members of the Commission shall include representatives that have a professional affiliation with, or expertise in, one or more of the following areas:

- a. Energy
- b. Sustainable land use and transportation
- c. Open space and land preservation
- d. Green building practices
- e. Air quality/climate
- f. Water quality
- g. Recycling/waste reduction
- h. Environmental justice
- i. Education
- j. Small and/or local business
- k. Green jobs/workforce training
- l. Human/environmental health
- m. Agriculture/food security
- n. Community, grassroots environmental efforts
- o. Finance and governance

Section 2. Staff from the City of Ypsilanti shall attend in a nonvoting capacity to serve as a liaison between the City Mayor, City Council and the Commission.

Section 3. The Commission shall, ~~by absolute majority vote~~ by a majority of a quorum of the Commission at a proper meeting, supervise and direct the business and affairs of the Commission, except as otherwise expressly provided by law or these bylaws.

Section 4. **Place language directly from the ordinance 2.172 d and 2.173 Appointment** per the ordinance 2.1726D.

Section 5. The Commission may recommend candidates to the ~~City~~ Mayor for appointment.

Section 6. Vacancies shall be filled by the following process:

- a. The ~~City Mayor, through the Office of the Mayor,~~ is notified of the vacancy by the City Clerk;
- b. The Commission may request nominations, review applications, and make

recommendations to the Mayor. ~~reviews applicants and recommends candidates to the City Mayor;~~

- c. The ~~City Mayor~~ selects members to serve on the Commission;
- d. The City Council confirms the appointment; and
- e. A person appointed to fill a vacancy shall serve the balance of the unexpired term.

Section 7. Members shall serve for a term of three (3) years and may be reappointed for one (1) subsequent three (3) year term subject to the following:

- a. Terms will be based on the city's fiscal year, July 1 – June 30.
- b. Any member may resign at any time by giving written notice of such resignation to the Chair of the Commission and to the ~~City Mayor~~ through the Office of the Mayor.
- c. ~~The City Mayor may remove a member at any time~~ The Mayor may remove any member according to law.
- d. The Commission Chair and Vice-Chair, elected by majority vote of the commission at the beginning of each fiscal year, shall serve shall serve in the office of chair or vice chair for one year terms.

ARTICLE IV. MEETINGS

- a. Meetings of the Sustainability Commission shall be held on the first Monday of each month except when a holiday or other special circumstance requires a change in meeting time. When possible, the re-scheduled meeting day will be the second Monday of the month. The time of the meeting being 7:00 P.M.
- b. Special meetings may be held at the call of the Chair, or in her or his absence, the Vice-Chair.
- c. All meetings shall be open to the public and subject to the Open Meetings Act.
- d. The Chair or Vice-Chair may authorize a telephone or e-mail poll of the members of the Commission for the purpose of canceling a meeting.
- e. ~~Total absences allowed shall be limited to no more than three per year, whereupon commissioner(s) shall come under review of the commission and the council with the potential consequence including removal from the commission.~~ Three un-excused absences shall create a vacancy in the office and, after 14 days' notice to the absent member, the Mayor shall fill the vacancy by appointment with the consent of City Council.

ARTICLE V. AMENDMENTS

~~These bylaws may be amended by a proper motion and with the approval of a majority of the Sustainability Commissioners and approval by legal counsel.~~ These bylaws may be amended by two thirds vote of a quorum of members attending a meeting called to consider the question of amendment. Notice of the meeting shall be announced at a

regular meeting not less than 14 days before the meeting to amend, and a copy of the meeting notice and the proposed amendments must be furnished each member, in writing, by personal service, first class mail or e-mail.

An ordinance to establish a Sustainability Commission 1. THE CITY OF YPSILANTI HEREBY ORDAINS That The Ypsilanti City Code is hereby amended by adding a new Division 5 Sustainability Commission, to Chapter 2 Administration, Article IV Boards and Commissions, as follows: Division 5. SUSTAINABILITY COMMISSION Section 2.171 Sustainability Commission Rationale City Council by resolution 2016-258, dated November 14, 2016 set forth the reasons for a Sustainability Commission, including: a. To create a model of sustainability through efforts to advocate, educate and promote the social, economic and environmental health of the community now and into the future. b. To broaden the lens and scope of energy and environmental needs in the future such as wind, solar, clean air, water and improving infrastructure. c. To recognize natural resources as chief assets of the City of Ypsilanti and encouraging responsible stewardship of these assets. d. To collaborate with citizens, employees, employers, service providers and other governmental agencies and educational agencies to share ideas. e. To create a Sustainability Plan. f. To review the City of Ypsilanti's Climate Action Plan, Alternate Fuel Policy, the Michigan Green Communities Challenge, and other plans and policies and to continue the work of said plans and policies. g. To prioritize sustainability policies. Section 2.172. Created Pursuant to Ypsilanti City Charter section 9.03, a commission is hereby created known as the Ypsilanti Sustainability Commission, a. to consist of nine regular members, serving for staggered three year terms, and two non-voting youth members serving one year terms. two non-voting youth members to serve one year terms. S:\Clerk's Office\Ordinances\2017 Ordinances\Adopted Ordinance Sustainability Commission.doc b. There shall be a staff person assigned to the commission. c. There shall be a Council liaison appointed to the Commission by City Council. d. Commissioners shall be city residents, except that not more than three commissioners may be non-residents of the city of Ypsilanti. Section 2.173 Appointment Commissioners shall be appointed by the Mayor with the approval and confirmation of a majority of city council. Non-resident commissioners shall require a finding of the best interest of the city and approval and confirmation of not less than five affirmative votes of city council members. Section 2.174 Duties Duties of the Ypsilanti Sustainability Commission shall be to: a. Establish by-laws, subject to the approval of the City Council. b. Elect officers including a Commission chairperson. c. Establish a meeting schedule and meet at least quarterly. d. Take action to fulfill the reasons and rationale for the Sustainability Commission set out in Section 2.171, above. e. To report Commission actions and findings and make recommendations to City Council at least annually. 2. Severability. If any clause, sentence, section, paragraph, or part of this ordinance, or the application thereof to any person, firm, corporation, legal entity, or circumstances, shall be for any reason adjudged by a court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remainder of this Ordinance and the application of such provision to other persons, firms, corporations, legal entities, or circumstances by such judgment shall be confined in its operation to the clause, sentence, section, paragraph, or part of this Ordinance thereof directly involved in the case or controversy in which such judgment shall have been rendered and to the person, firm, corporation, legal entity, or circumstances then and there involved. It is hereby declared to be the legislative intent of this body that the Ordinance would have been adopted had such invalid or unconstitutional provisions not have been included in this Ordinance. 3. Repeal. All other Ordinances inconsistent with the provisions of this Ordinance are, to the

extent of such inconsistencies, hereby repealed. 4. Savings Clause. The balance of the Code of Ordinances, City of Ypsilanti, Michigan, except as herein or previously amended, shall remain in full force and effect. The repeal provided herein shall not abrogate or affect any offense or act committed or done, or any penalty or forfeiture incurred, or any pending fee, assessments, litigation, or prosecution of any right established, occurring prior to the effective date hereof.

SUSTAINABILITY COMMISSION

MEETING MINUTES

MONDAY, JUNE 5, 2017

6:30 P.M.

I. CALL TO ORDER

The meeting was called to order at 6:33 p.m.

II. ROLL CALL

Emily Drennen – Present

Nancy Heine – Present

Natalie Sampson – Present

Thomas McKee – Present

Leah Vanlandingham – Present

Brett Zeuner – Present

Julia Bayha – Not present at roll call but arrived at 7:01 p.m.

Keith Michalowski – Present

Thomas Kovacs – Present

Councilperson Bashert, Fire Chief Max Anthouard, and City Attorney John Barr were also present at the meeting

III. COMMISSION TRAINING

At 6:36 p.m. Mr. Barr started a training presentation on the Open Meetings Act and the Freedom of Information Act. Following the presentation commissioners were able to ask questions of Mr. Barr.

IV. CONSENT AGENDA

Commissioner Heine moved to approve the agenda and minutes; Commissioner Zeuner seconded the motion.

All commissioners voted in favor of approving the agenda and minutes in a roll call vote.

V. PRESENTATIONS

Three presentations were given:

- 1) Emily Plummer, EMU graduate, presented on her undergraduate research project which focused on sustainable businesses in Ypsilanti

- 2) Erica Mooney, community member, presented on her experience with the city's previous sustainability plans and activities. She offered advice on how the commission can move forward on fulfilling its stated obligations under the city's ordinance.
- 3) Commissioner Zeuner gave a presentation on an outreach and communication strategy that included calling for non-digital outreach measures to be included with

VI. AUDIENCE PARTICIPATION

Katie, community member, asked about the powers of the commission and the possibility of informational event or programming

VII. UNFINISHED BUSINESS

Changes to attendance and residency of the Commission Bylaws were proposed. The proposed changes were then voted on in a roll call.

All members voted in favor of the proposed changes to the Commission Bylaws.

VIII. NEW BUSINESS

Two votes were made during the new business portion of the meeting.

- 1) Roll call vote on creating the outreach subcommittee with Commissioner Zeuner taking on this task.
 - a. All commissioners voted in favor
- 2) Roll call vote on creating the Michigan Green Communities Challenge subcommittee with Commissioners Kovacs, Sampson, and Vanlandingham taking on this task.
 - a. All commissioners voted in favor

IX. FUTURE BUSINESS

The commission briefly discussed the county's draft Solid Waste Plan and a response to the Paris Climate Accord but decisions on these matters were postponed due to the meeting running over by 30 minutes at that point.

Commissioner Sampson left at 9:35 p.m.

X. SECOND AUDIENCE PARTICIPATION

Emily Plummer, EMU graduate, commented on how to involved small businesses in the commissioner

Amanda Mayer, community member and EMU student, asked for more information on the Michigan Green Communities Challenge

XI. ADJOURNMENTS

The meeting was formally adjourned at 9:47 p.m.