

**THE COUNTY OF DELAWARE
COMMONWEALTH OF PENNSYLVANIA
RESOLUTION No. 2021-3**

**AMENDED AND RESTATED RESOLUTION OF THE DELAWARE COUNTY COUNCIL
ESTABLISHING THE DELAWARE COUNTY SUSTAINABILITY COMMISSION**

WHEREAS, the County Council (“County Council”) of the County of Delaware (the “County”), Commonwealth of Pennsylvania, has determined the necessity for the County to both restate and further enhance its commitment to the preservation and protection of the natural and cultural environment of the County and understands the balance, interplay, and impact of various initiatives and issues which necessarily impact the County environment; and

WHEREAS, pursuant to the County’s Charter, County Council has the power to establish and abolish commissions for the general purpose of providing information, findings of fact, recommendations, and action on matters and problems falling within the legislative responsibility of County Council; and

WHEREAS, in the formalized comprehensive planning contained in the Delaware County 2035 report, the County clearly recognized the critical importance of the protection and preservation of both natural and cultural resources in our communities, and called for the formation of an Energy and Environmental Advisory Board, which did not occur; and

WHEREAS, in furtherance of such action, understanding and accountability, County Council created a Delaware County Sustainability Commission (the “DCSC”) pursuant to a resolution adopted February 19, 2020 (the “2020 Resolution”) for the stated purpose of providing both review and recommendations to County Council and pertinent County Departments which would, inter alia, include:

1. Recommending best environmental and energy practices in the areas of buildings, facilities and operations; fuels, vehicles, and transportation; food; responsible purchasing; housing; energy sources; air quality; storm water management; natural and cultural resource protection, wildlife preservation; and climate change.
2. Identifying environmental and energy policies the County has adopted and recommending ways to promote and educate about the County’s environmental and energy initiatives.
3. Identifying and recommending voluntary actions, projects, and programs for municipalities, businesses, non-profits, and other partners to implement County environmental and energy policies.
4. Creating, reviewing and providing ongoing input into a Delaware County Sustainability Action Plan.
5. Recommending Triple Bottom Line related actions, projects, and programs to County Council for implementation.

WHEREAS, County Council desires to make certain changes to the 2020 Resolution and amend and restate the 2020 Resolution in its entirety;

NOW THEREFORE, BE IT RESOLVED by the County Council of the County of Delaware, Pennsylvania, that:

1. The DCSC is hereby created by County Council to provide both review and recommendations to County Council and pertinent County Departments as further described in the recitals hereto.

2. The members of the DCSC shall be (1) the members of County government described below and (2) residents of Delaware County appointed by the Delaware County Executive Director as described below, and the term of each of the appointed members of the DCSC shall be three years, except that, when the DCSC is first created, one-third of the appointed members shall be appointed for three years, one-third for two years, and one-third for one year.
3. The DCSC shall elect two co-chairs, one representing Delaware County government and one representing public stakeholders, to set agendas, preside over meetings, and perform other leadership functions, as well as a vice-chair and a secretary, and shall hold monthly public meetings at a consistent and publicly advertised time and place to be determined by the DCSC.
4. The following members of County government shall be members of the DCSC:
 - a. Chief Sustainability Officer
 - b. Director of the Facilities Department
 - c. Director of the Parks & Recreation Department
 - d. Director of the Planning Department
 - e. Chief Executive Officer of the Delaware County Solid Waste Authority
 - f. District Manager of the Delaware County Conservation District
 - g. Director of the Delaware County Commerce Center
5. The Delaware County Executive Director shall appoint (and has the power to remove, with or without cause) members of the DCSC as follows:
 - a. Two representatives with expertise and experience in the field of energy efficiency and/or green building practices.
 - b. Two representatives of the general public.
 - c. Two municipal managers or other staff members, each representing a municipality within the County.
 - d. One municipal environmental advisory committee member.
 - e. One representative with expertise and experience in the field of water resource management or watershed preservation and management.
 - f. Two representatives representing a historically marginalized community or with experience in the field of environmental justice.
6. The County Council hereby retains the power to amend the purposes and powers of the DCSC and to abolish the DCSC at any time in its sole discretion.
7. The adoption by the DCSC of any bylaws or other rules governing its affairs (and any amendment thereto) shall be subject to the approval of the Delaware County Executive Director.
8. The DCSC shall comply with the provisions of the Pennsylvania Sunshine Act, 65 Pa. C.S. §§ 701-716 (or any successor provision); provided, that it may meet by remote means and may post agendas electronically only; provided, that (a) the annual reorganization meeting shall be held in person and (b) the DCSC shall make appropriate accommodations for participation in virtual meetings by persons without internet access.
9. The Resolution establishing the DCSC adopted by Council on February 19, 2020, is hereby amended and restated the 2020 Resolution in its entirety, effective as of the date hereof.

Adopted this 6th day of October 2021, by the County Council of the County of Delaware, Pennsylvania.

BY: DELAWARE COUNTY COUNCIL
