

A RESOLUTION APPROVING VARIOUS PROGRAMS
FOR THE PLANTING AND MAINTENANCE OF
CERTAIN TREES IN THE CITY OF URBANA

WHEREAS, the City Council of the City of Urbana, Illinois, believes that it is in the best interests of the City to provide for urban beautification by accelerating the planting of trees along its streets; and

WHEREAS, the City Council also finds that it is in the best interests of the City to preserve and protect certain notable trees within the community; and

WHEREAS, the City Council, in order to better accomplish these purposes, desires to offer certain inducements to its citizens by way of various programs providing for the planting or maintenance of such trees; and

WHEREAS, monies are available and have been set aside in the Capital Improvement Fund for the cost of trees in any cooperative planting ventures entered into by virtue of any of these programs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That the Cooperative Planting Program and the Program Authorizing the Planting of Public Trees on Private Properties, the details and substance of which are fully set forth in the attached Memoranda of Understanding and are hereby incorporated by reference, be and the same are hereby approved.

Section 2. That the Mayor of the City of Urbana be and the same is hereby authorized to execute each of the attached Memorandum of Understanding on behalf of the City of Urbana.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 3. That the Arbor Division of the City, to preserve trees in the community and in order to foster an appreciation for our tree heritage, proceed with the implementation of a "tree trail" program in which notable trees warranting special recognition will be maintained by the City. Before any maintenance is performed by the City on any tree located on private property, however, there must be in existence a written

agreement between the City of Urbana and the owner or owners of the property on which any such tree is located which provides for the following:

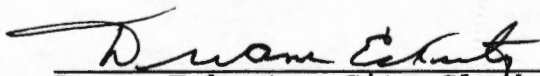
(1) Permission for the City to enter the property in question for the limited purpose of performing such maintenance work on the tree as may be required, and

(2) Public access to the tree for public viewing at reasonable times and under reasonable conditions where circumstance so require, and

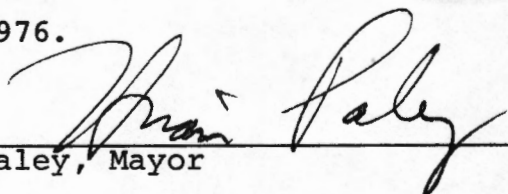
(3) A good faith pledge that any tree so designated and maintained will not be removed or otherwise disturbed without just cause and prior consultation with the City Arborist or Tree Commission.

Section 4. That the Mayor of the City of Urbana be and the same is hereby authorized to enter into and execute on behalf of the City of Urbana any and all agreements as may be required under Section 3 of this resolution, provided that any such agreement does not obligate the City for more than the cost of any labor incurred in the maintenance of any such designated tree and makes provision for the terms and conditions of such maintenance and public use as specified therein.

PASSED by the City Council of the City of Urbana, Illinois, this 4th day of October, 1976.


Duane Eckerty, City Clerk

APPROVED by the Mayor of the City of Urbana, Illinois, this 14 day of October, 1976.


Hiram Paley, Mayor

Acc 7677-R20
89.1

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF URBANA, ILLINOIS
AND CERTAIN QUALIFIED OWNERS OF PROPERTY
FOR A COOPERATIVE PLANTING PROGRAM

The City of Urbana, Illinois, a Municipal Corporation, by and through its Arbor Division, hereinafter referred to as the City, desires to enter into a cooperative planting program with the owner or owners of certain property within the City of Urbana, as herein defined and identified, for the planting of trees along and within the adjoining or adjacent street right of way of the City, and said qualified owner or owners of such property adjoining or adjacent to the right of way of the City agree to cooperate in and abide by the provisions contained herein. For the purposes of this program and in order to be eligible therefor, the property or properties of said owner or owners must either be of sufficient dimension in itself or be contiguous with other property so as to provide sufficient dimension to enable the planting of at least four (4) trees along and within said right of way of the City.

1. The City will draw up the basic planting plan by making recommendations as to tree species and determining planting locations.
2. The City will contact all utility agencies to check for and determine possible utility conflicts.
3. The City will select, plant and maintain any and all trees in connection with this program.
4. The City will purchase and pay one-half (1/2) the wholesale cost of any and all trees provided in connection with this program.
5. The Owner or Owners, in order to participate in this program, must first express a desire to do so and, if multiple owners of contiguous properties are involved, said owners should designate a person or persons to represent said owners for the purposes of coordination with the City Arbor Division.
6. The Owner or Owners will pay to the City one-half (1/2) the wholesale cost of any tree or trees planted in the City right-of-way adjacent or adjoining to the property or properties of said owner or owners.
7. The Owner or Owners further agree to water, as required, any and all trees planted in connection with the program through the critical first year.

CITY OF URBANA, ILLINOIS,

OWNER(S) OF CERTAIN PROPERTY

By: _____
Hiram Paley, Mayor

Name

Attest:

Address

Duane Eckerty, City Clerk

Name

Address

Name

Address

00 7677-R20
09-2

MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF URBANA, ILLINOIS
AND CERTAIN QUALIFIED OWNERS OF PRIVATE
PROPERTY FOR A PROGRAM AUTHORIZING THE
PLANTING OF PUBLIC TREES ON SAID PROPERTY

The City of Urbana, Illinois, a Municipal Corporation, by and through its Arbor Division, hereinafter referred to as the City, desires to provide to the owner or owners of certain property a program for the planting of public trees on said property adjoining, or adjacent to the street right-of-way of the City when space or other limitations of said right-of-way do not permit planting thereon, and said qualified owner or owners agree to cooperate in and abide by the provisions contained herein.

1. The City will draw up the basic planting plan by making recommendations as to tree species and determining appropriate planting locations.

2. The City will select and plant any and all trees in connection with this program and will maintain proper sidewalk clearance thereunder.

3. The City will pay the full cost of any and all trees provided in connection with this program, unless said trees are also provided in connection with the Cooperative Planting Program as instituted and in effect in the City, in which event the City will pay such proportionate cost of said trees as therein so provided.

4. The Owner or Owners, before any tree or trees are provided in connection with this program, must concur on the species of the tree or trees to be planted and the location or locations thereof; the owner or owners will also provide the City with written permission to enter said property for the purpose of said planting and maintenance for sidewalk clearance together with a written waiver holding the City harmless from any and all damages to property that might reasonably accrue as the result of any such planting.

5. The Owner or Owners will further agree to provide any and all of the maintenance required for such a tree or trees, except proper sidewalk clearance under the tree, including the watering thereof during the critical first year.

CITY OF URBANA, ILLINOIS,

OWNER(S) OF CERTAIN PROPERTY

By: _____
Hiram Paley, Mayor

Name Address

Attest:

Name Address

Duane Eckerty, City Clerk

Name Address

Name Address