

RESOLUTION NO. 2016-06-034R

**A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY
OF URBANA AND THE URBANA PARK DISTRICT**

**(Inclusion of Urbana Park District
Trees in City of Urbana Legacy Tree Program)**

WHEREAS, the City of Urbana ("City") is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any power and perform any function pertaining to its government and affairs not otherwise expressly reserved to the State of Illinois by legislation; and

WHEREAS, the Urbana Park District ("Park District") is an autonomous unit of local government organized and operating pursuant to the Park District Code (70 ILCS 1205/1-1); and

WHEREAS, Section 10 of Article VII of the Constitution of the State of Illinois, 1970, provides authority for governments to contract or otherwise associate among themselves to obtain and share services and to exercise, combine or transfer any power of function in any manner not prohibited by law; and

WHEREAS, the Intergovernmental Cooperation Act (5 ILCS 220 et. seq.) provides that any one or more public agencies may contract with any one or more other public agencies to perform any governmental service, activity or undertaking; and

WHEREAS, the responsibility to maintain and recognize public trees within the jurisdictional boundaries of the City and the Park District rests with the Parties; and

WHEREAS, the City and the Park District find that the best interests of the public are served by maintaining a proactive urban forestry management program that prioritizes public safety and tree preservation; and

WHEREAS, the City and the Park District acknowledge that the best

approach to maintaining a community forest is to consider all trees within community boundaries as integral to a proactive management plan that emphasizes public safety and tree preservation; and

WHEREAS, the City has initiated and maintains a program ("Legacy Tree Program") which seeks to recognize, preserve and protect trees within the City; and

WHEREAS, the City and the Park District acknowledge that Legacy Tree Program recognition along with public education and information dissemination on proper tree care, planting and selection provide valuable tools to guide oversight of community trees for the overall benefit of urban forest vitality; and

WHEREAS, the Parties seek to enter into an intergovernmental agreement in order to coordinate their efforts to actively pursue recognition of certain trees within the City under the City's Legacy Tree Program within the jurisdictional boundaries of the City and the Park District.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Urbana, Champaign County, Illinois, as follows:

Section 1. The Mayor shall be and hereby is authorized to enter into and execute on behalf of the City of Urbana an agreement in form and substance substantially similar to the exhibit appended to and incorporated into this Resolution.

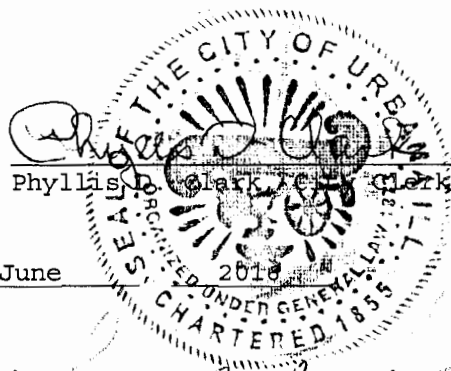
Section 2. That the Mayor shall be and hereby is authorized to undertake such other actions as are necessary to carry out the purpose and intent of this Resolution.

PASSED BY THE CITY COUNCIL this 20th day of June, 2016.

AYES: Ammons, Brown, Jakobsson, Madigan, Marlin, Roberts, Smyth

NAYS:

ABSTAINS:



Phyllis Clark, Clerk

APPROVED BY THE MAYOR this 23rd day of June

Laurel Lunt Prussing
Laurel Lunt Prussing, Mayor