

**RESOLUTION NO. 2018-11-053R**

**A RESOLUTION APPROVING AMENDMENT NO. 1 TO A  
NON-ENDOWED FUND AGREEMENT WITH THE COMMUNITY FOUNDATION  
OF EAST CENTRAL ILLINOIS  
(Legacy Tree Program)**

**WHEREAS**, on August 4, 2014, the City Council passed Resolution No. 2014-07-041R, approving a Non-Endowed Fund Agreement between the City of Urbana and the Community Foundation of East Central Illinois; and

**WHEREAS**, the purpose of this agreement is to provide financial support for the City's Legacy Tree Program; and

**WHEREAS**, both parties desire to amend the agreement to provide financial support also for tree planting; and

**WHEREAS**, the City Council, after due consideration, finds that amending the agreement as herein provided is in the best interests of the residents of the City and is desirable for the welfare of the City's government and affairs.

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

**Section 1.**

An amendment to the Non-Endowed Fund Agreement between the City of Urbana and the Community Foundation of East Central Illinois, in substantially the form of the copy of the instrument entitled "Amendment No. 1 to Non-Endowed Fund Agreement," attached hereto and hereby incorporated by reference, be and the same is hereby authorized and approved.

**Section 2.**

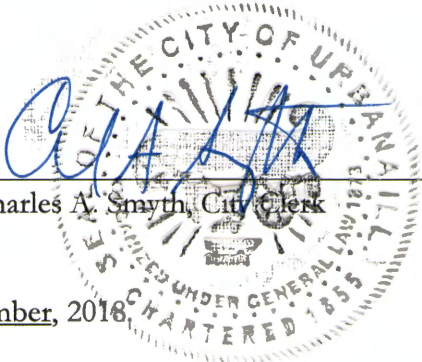
The Mayor of the City of Urbana, Illinois, be and the same is hereby authorized to execute and deliver and the City Clerk of the City of Urbana, Illinois, be and the same is hereby authorized to attest to said execution of said Amendment No. 1 to Non-Endowed Fund Agreement as so authorized and approved for and on behalf of the City of Urbana, Illinois.

**PASSED BY THE CITY COUNCIL** this 19<sup>th</sup> day of November, 2018.

AYES: Ammons, Brown, Hazen, Jakobsson, Miller, Roberts, Wu

NAYS:

ABSTENTIONS:



*Charles A. Smyth*  
\_\_\_\_\_  
Charles A. Smyth, City Clerk

**APPROVED BY THE MAYOR** this 21<sup>st</sup> day of November, 2018.

*Diane Wolfe Marlin*  
\_\_\_\_\_  
Diane Wolfe Marlin, Mayor

**AMENDMENT NO. 1 TO NON-ENDOWED FUND AGREEMENT**

The Community Foundation of East Central Illinois ("Community Foundation") and the City of Urbana, Illinois ("City"), mutually agree to the following amendments to the Non-Endowed Fund Agreement authorized by Resolution No. 2014-07-041R and entered into on August 5, 2014:

1. The first sentence in the introductory paragraph is hereby amended by changing "City of Urbana Parks" to "City of Urbana, Illinois."
2. The name of the Fund established in Paragraph 1 is hereby changed to the "Urbana Tree Planting and Legacy Tree Fund."
3. Paragraph 2, "Purpose," is hereby replaced in its entirety by the following:
  2. **Purpose.** The purpose of the Fund is to provide financial support for tree planting and legacy tree maintenance in the City, including without limitation funding for the City's Legacy Tree Program and such activities, publications and projects as the City's Tree Commission may approve. All such funding must be consistent with the mission and purpose of the Community Foundation and the intent of this Fund.
4. All other terms and conditions of the Agreement remain in full force and effect.
5. This amendment will take effect upon execution by the Community Foundation and the City.

The parties are signing this Agreement on the dates indicated below their signatures.

Community Foundation of East Central Illinois

City of Urbana, Illinois

By: Joan M. Dixon  
Joan M. Dixon  
President & CEO  
Date: November 26, 2018  
2018

By: Diane Wolfe Marlin  
Diane Wolfe Marlin  
Mayor  
Date: November 20  
2018

Attest:

Charles A. Smyth  
Charles A. Smyth  
City Clerk  
Resolution No. 2018-11053R

