

ORDINANCE NO. 2940

AN ORDINANCE ADDING A SECTION 12.32.190 (DONATIONS AND MEMORIALS) TO CHAPTER 12.32 (CITY PARKS) OF THE MUNICIPAL CODE OF THE CITY OF COLUMBIA, ILLINOIS

**Adopted by the
City Council
of the
City of Columbia, Illinois
this 19th day of March, 2012**

**Published in pamphlet form by
authority of the City Council
of the City of Columbia,
Illinois, this 19th day
of March, 2012**

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MAR 19 2012


J. Ronald Clegg
City Clerk

WHEREAS, there is a need to adopt and periodically update rules of procedure for the mutual considerations and concerns that are an integral part of the community; and,

WHEREAS, the Corporate Authorities of the City have found and determined and do hereby declare that it is in the public interest, health, safety and welfare of the citizens of the city that Chapter 12.32 (CITY PARKS) of the City's Municipal Code be amended so as to add a Section governing donations and memorials in community parks.

NOW, THEREFORE, BE IT ORDAINED, by the City Council of the City of Columbia, Illinois, as follows:

Section 1. The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the City Council of the City of Columbia, Illinois.

Section 2. Chapter 12.32.190 (DONATIONS AND MEMORIALS) of Chapter 12.32 (CITY PARKS) of the City of Columbia, Illinois Municipal Code is hereby added to read as follows:

Section 12.32.190 DONATIONS AND MEMORIALS

- 1) Donations may be accepted from public and private sources for the purpose of enhancing any parks and park pathways, with the exception of those areas where human activity is discouraged to protect habitat and sensitive lands, and such donations will become property of the City of Columbia;
- 2) Donations shall be incorporated into the site and facilities of the parks and recreation program according to the following criteria:
 - a. Donations must meet a need identified in an approved design or master plan for the park where it is proposed to be located;
 - b. Where there is no adopted design or master plan, the donation must be compatible with existing facilities and meet a specific need;
 - c. Any exceptions must be recommended for approval by a two-thirds majority of the Play Commission;

- 3) All costs associated with a donation, including ongoing maintenance costs, shall be the responsibility of the donor, and the City reserves the right to assess an appropriate administrative fee for processing requests;
- 4) While the City will make every effort to repair damaged items, the City will not be responsible for replacement due to excessive damage or loss, although a donor may have such damaged or lost items replaced by the City at the donor's cost;
- 5) Individual memorial plaques may be placed directly upon donated items, with size and design determined by the City;
- 6) All official names must be recommended by the Play Commission and approved by the City Council;
- 7) Under normal circumstances, parks & recreation facilities will not be named for living persons, but exceptions to this policy may be made upon recommendation of the Play Commission when the person to be so honored:
 - a. Has made a substantial contribution (in funding or service) to the specific park or facility; or
 - b. Has made a substantial contribution to the community over an extended period of time; or
 - c. Has achieved national recognition;
- 8) Facilities within a park should carry the same name as that park, but facilities may be dedicated in memory of a person or event with a plaque indicating the dedication placed at the facility;
- 9) Names should be changed only when there has never been an official naming or when the name was a temporary or interim designation;
- 10) The Community & Economic Development Department (CEDD) shall be responsible for administering the Parks & Recreation Donation & Memorial Program, including establishing a review process for approving and installing donated items; CEDD will coordinate with other departments, as needed, or designate other departments to oversee aspects of the program.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. This ordinance shall be in full force and effect from and after its passage and publication in pamphlet form, as provided by law.

Alderman Niemietz moved the adoption of the above and foregoing Ordinance; the motion was seconded by Alderman Huch, and the roll call vote was as follows:

YEAS: Aldermen Ebersohl, Agne, Niemietz, Roessler, Huch, Mathews, Piazza and Reis.

NAYS: None.

ABSENT: None.

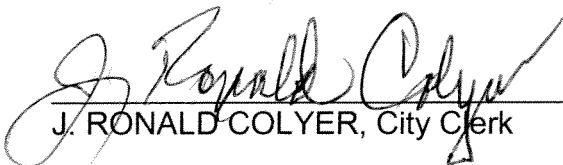
ABSTENTIONS: None.

PASSED by the City Council and APPROVED by the Mayor this 19th day of March, 2012.



KEVIN B. HUTCHINSON, Mayor

ATTEST:



J. RONALD COLYER, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF PUBLICATION

I, J. Ronald Colyer, certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois.

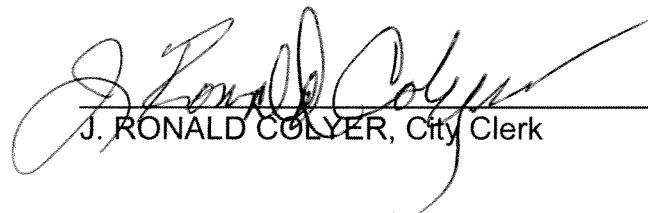
I further certify that on the 19th day of March, 2012, the Corporate Authorities of the City of Columbia, Illinois, passed and approved Ordinance No. 2940 entitled:

“AN ORDINANCE ADDING A SECTION 12.32.190 (DONATIONS AND MEMORIALS) TO CHAPTER 12.32 (CITY PARKS) OF THE MUNICIPAL CODE OF THE CITY OF COLUMBIA, ILLINOIS”

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2940, including the ordinance and a cover sheet thereof, was prepared, and a copy of such ordinance was posted in the Columbia City Hall, commencing on March 20, 2012 and continuing for at least ten (10) days thereafter. Copies of such ordinance were also made available for public inspection upon request in the office of the City Clerk.

DATED at Columbia, Illinois this 19th day of March, 2012.



J. RONALD COLYER, City Clerk

(SEAL)

STATE OF ILLINOIS)
) SS
COUNTY OF MONROE)

CERTIFICATE OF TRUE COPY

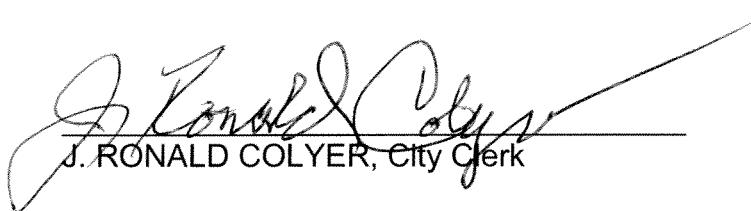
I, J. Ronald Colyer, hereby certify that I am the duly elected and acting City Clerk of the City of Columbia, Illinois, and as such I am the keeper of the books, records, files and corporate seal of said City.

I do further certify that Ordinance No. 2940, entitled:

"AN ORDINANCE ADDING A SECTION 12.32.190 (DONATIONS AND MEMORIALS) TO CHAPTER 12.32 (CITY PARKS) OF THE MUNICIPAL CODE OF THE CITY OF COLUMBIA, ILLINOIS"

to which this certificate is attached, is a true, perfect, complete and correct copy of said ordinance as adopted at a regular meeting of the Columbia, Illinois, City Council held on the 19th day of March, 2012.

IN WITNESS WHEREOF, I have made and delivered this certificate for the uses and purposes hereinabove set forth this 19th day of March, 2012.



J. RONALD COLYER, City Clerk

(SEAL)