

MAR 15 2010

**ORDINANCE NO. 2769**

*J. Ronald Colyer*  
City Clerk

**AN ORDINANCE TO PROVIDE FOR APPOINTMENT OF MEMBERS OF THE  
WARDERMAN TRUST COMMISSION OF THE CITY OF COLUMBIA,  
ILLINOIS FOR THE FISCAL YEAR OF THE CITY COMMENCING MAY 1,  
2010 AND ENDING APRIL 30, 2011**

WHEREAS, the City of Columbia, Illinois is in control of a cemetery located within the corporate limits of the City which is commonly known as the Warderman Cemetery (the "Cemetery" or "Warderman Cemetery") and is authorized to operate the same in such manner as the corporate authorities of the City shall deem necessary under and by virtue of Section 11-52-1 of the Illinois Municipal Code (65 ILCS 5/11-52-1);

WHEREAS, the Illinois Cemetery Care Act authorizes the City to accept funds for the care of the Cemetery and to establish a trust fund to hold the same in perpetuity (760 ILCS 100/3);

WHEREAS, the Columbia City Council adopted Ordinance 2700 in December, 2008 to authorize a Warderman Cemetery Escrow/Trust (hereinafter the "Trust") to pay for burial of paupers, said internment being funded through a donation from Charles Todd, Jr. of Columbia;

WHEREAS, the Columbia City Council adopted Ordinance 2768 in March, 2010 to establish the Warderman Trust Commission (hereinafter the "Commission") to oversee management of the Trust; and

WHEREAS, the five (5) members of the Commission are appointed for three (3) year terms by the Mayor and approved by the City Council:

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.** The following persons, who reside within the corporate limits of the City, are approved as members of the Commission to serve for a term of three (3) years:

| <u>Name</u>       | <u>Term</u>       |
|-------------------|-------------------|
| Chris Browne      | 5/01/10 – 4/30/13 |
| Charles Todd, Jr. | 5/01/10 – 4/30/13 |

The following persons, who represent local funeral homes, are approved as members of the Commission to serve for a term of three (3) years:

| <u>Name</u>    | <u>Term</u>       |
|----------------|-------------------|
| Frank Braun    | 5/01/10 – 4/30/13 |
| Michael Lawlor | 5/01/10 – 4/30/13 |

The following person, who represents the Columbia Heritage & Preservation Commission, is approved as a member of the Commission to serve for a term of three (3) years:

| <u>Name</u>   | <u>Term</u>       |
|---------------|-------------------|
| Vernon Ritter | 5/01/10 – 4/30/13 |

Commission members shall receive no compensation for their services.

**Section 3.** The City Attorney shall record a duly authenticated copy of this ordinance in the Office of the Monroe County, Illinois Recorder, for and on behalf of the City as soon as practicable after the enactment of this ordinance.

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

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

YEAS: Aldermen Ebersohl, Agne, Niemietz, Row, Hejna, Oberfell, Stumpf and Roessler.

NAYS: None.

ABSENT: None.

ABSTENTIONS: None.

PASSED by the City Council this 15th day of March, 2010, and APPROVED by the Mayor.

  
Kevin B. Hutchinson  
KEVIN B. HUTCHINSON, Mayor

ATTEST:

  
J. RONALD COLYER, CITY CLERK

(SEAL)