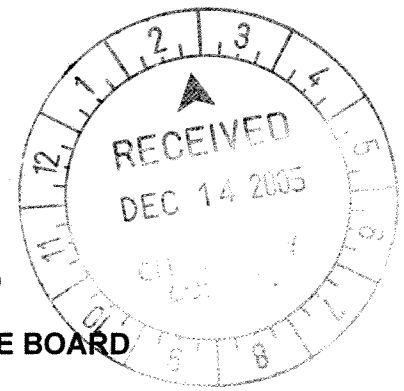


CONSOLIDATED CITY OF INDIANAPOLIS
COUNTY OF MARION
STATE OF INDIANA

EXECUTIVE ORDER NO. 3, 2005
(This Executive Order supersedes Executive Order No. 1, 2005)



ESTABLISHMENT OF INDIANAPOLIS-MARION COUNTY TREE BOARD

WHEREAS, the quality of life in Indianapolis and Marion County is directly correlated to the quality of its natural environment, including its trees; and

WHEREAS, the programs and policies to encourage proper tree care, planting, and protection at the local level was studied carefully by the broad based Indianapolis-Marion County Tree Preservation / Conservation Policy Committee (which met from September 2001 to December 2002); and

WHEREAS, the Indianapolis-Marion County Tree Preservation / Conservation Policy Committee proposed various priorities for comprehensively dealing with the tree quantity and quality of trees in Indianapolis-Marion County; and

WHEREAS, the recommended mechanism for assisting in the county-wide effort of managing trees and tree communities is a Tree Board capable of receiving funds from cities, utility companies, as well as other sources; and

WHEREAS, the Tree Board should be capable of, and responsible for, carrying out some or all of the following activities within Indianapolis-Marion County:

1. Monitoring the urban forest.
2. Providing tree-related educational opportunities.
3. Recommending to local government executives potential tree-related policy revisions.
4. Recommending to the Mayor of Indianapolis potential tree-related ordinance revision or creation.

WHEREAS, the Mayor of Indianapolis wishes to solicit the ongoing assistance of individuals with knowledge and experience relating to trees and their care; and

WHEREAS, the Tree Board should annually submit a report to the Mayor of Indianapolis;

NOW, THEREFORE, by virtue of the authority vested in me as Mayor of the City of Indianapolis, Indiana, and successor-in-interest to the Board of Commissioners of Marion County, Indiana, it is hereby ordered as follows:

1. The Indianapolis-Marion County Tree Board (hereinafter "Tree Board") is hereby established.

2. The Tree Board shall consist of twelve (12) members appointed by the Mayor of Indianapolis. Three (3) members shall be non-voting and current employees from each of the following Departments of the Consolidated City of Indianapolis: Department of Metropolitan Development, Department of Public Works, and Department of Parks and Recreation. The Mayor of Indianapolis shall appoint one of these three employee members to serve as chairperson of the Tree Board. The remaining nine (9) members shall be voting members. All members shall serve a term of two (2) years. The voting members shall serve without

compensation. All members serve at the pleasure of the Mayor of Indianapolis. Members must be residents of Marion County, Indiana.

3. The mission of the Tree Board shall be to:

- a. Monitor the urban forest of Marion County.
- b. Provide tree-related educational opportunities.
- c. Recommend to local government executives potential tree-related policy revisions.
- d. Recommend to the Mayor of Indianapolis potential tree-related ordinance revision or creation.

4. At least once a year, the Tree Board shall provide a progress report regarding its activities to the Mayor of Indianapolis. The report shall include cost and benefits of its activities and may include other pertinent information.

5. The Tree Board may accept donations and grants to conduct its mission. To achieve such, the Tree Board may file for incorporation as a not-for-profit organization under the laws of the State of Indiana and for tax exempt status under the Internal Revenue Code; however, it shall not be required to do so. Prior to filing for incorporation, the articles of incorporation and corporate by-laws shall be submitted to the Mayor of Indianapolis for approval. Additionally, the articles of incorporation and corporate by-laws shall contain a provision, which requires approval by the Mayor of Indianapolis of any subsequent amendment to the articles of incorporation, or corporate by-laws, which change the composition, or manner of selection of the membership.

6. The Tree Board shall adopt organizational by-laws to manage the Board's affairs, which shall be submitted to the Mayor of Indianapolis for approval. Additionally, the by-laws shall contain a provision, which requires approval by the Mayor of Indianapolis of any subsequent amendment to said organizational by-laws, which changes the composition, or manner of selection of the membership. The Tree Board should adopt rules for the conduct and procedures of the Tree Board's meetings that are consistent with the Indiana Open Door Law and the Access to Public Records Act.

7. This Executive Order shall be effective immediately.

Dated this 21 day of November, 2005.

CONSOLIDATED CITY OF INDIANAPOLIS
AND MARION COUNTY, INDIANA

By: Bart Peterson
Bart Peterson, Mayor

APPROVED FOR FORM AND LEGALITY:

By: Kobi M. Wright
Kobi M. Wright, Corporation Counsel