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**VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 953

**AN ORDINANCE AUTHORIZING THE SALE OF MUNICIPALLY
OWNED REAL PROPERTY, FOR THE VILLAGE OF MELROSE
PARK, COUNTY OF COOK, STATE OF ILLINOIS.**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF MELROSE PARK**

THIS 12TH DAY OF DECEMBER 2005

**RONALD M. SERPICO, Village President
MARY ANN PAOLANTONIO SALEMI, Village Clerk**

Board Of Trustees

**JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
THOMAS KLEIN
RUBEN LOMELI
ARTURO J. MOTA
ANTHONY J. PRIGNANO**

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**Published by authority of the
President and Board of Trustees
Of the Village of Melrose Park,
Cook County, Illinois on
This 13th day of DECEMBER 2005**

ORDINANCE NO. 953

AN ORDINANCE AUTHORIZING THE SALE OF MUNICIPALLY OWNED REAL PROPERTY, FOR THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.

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WHEREAS, the Village of Melrose Park, Cook County, State of Illinois (“the Village”) is a duly organized and existing Village created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the Village; and

WHEREAS, the Village President, the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio Salemi, having taken office on May 2, 2005 and the Village Board of Trustees, the Honorable John S. Conteduca, Cathleen Cossident Italia, Tom "T.K." Klein, Ruben Lomeli, Trustee Arturo J. Mota and Anthony J. Prignano, having taken office on May 2, 2005, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, the Village of Melrose Park owns the following described real property:

Lots 15, 16, 17, 18, 19, 20, 21, 22,, 23 and 24 in Block 7 in Goss, Judd and Sherman’s West Division Street Home Addition, being a subdivision of the Northwest quarter of Section 3, Township 39 North, Range 12, East of the Third Meridian, (except the North 63 acres thereof) in Cook County, Illinois

which property is generally located on the northeast corner of Division Street and 24th Avenue extending east along Division to 23rd Avenue (with frontage of 264.00 feet) and running north on 24th and 23rd Avenues (with a depth of 125.00); and

WHEREAS, the President and the Board of Trustees of the Village of Melrose Park have determined that it is no longer necessary, appropriate or in the best interests of the Village that it retain title to said real estate, and that said real estate is not required for the use of, or profitable to, the Municipality; and

WHEREAS, pursuant to Section 11-76-2 of the Illinois Municipal Code, 65 ILCS 5/11-76-2, notice has been given of the proposal to sell such real estate and bids have been invited for the purchase of such real estate, said notice having first been published on August 17, 2005 and having been published for three successive weeks in the Melrose Park Herald, a newspaper published and of general circulation in the Village; and

WHEREAS, pursuant to said notice, bids were opened at the regular meeting of the President and Board of Trustees of the Village of Melrose Park held on September 11, 2005; and

WHEREAS, the following bid for the purchase of such property has been received:

<u>BIDDER</u>	<u>AMOUNT</u>
Elite Electric Co., Inc	\$980,000.00

and;

WHEREAS, the President and the Board of Trustees (the "Corporate Authorities") of the Village of Melrose Park, County of Cook, State of Illinois, find and determine that the best interests of the Village and its residents will be served by the acceptance of the bid submitted by Elite Electric Co., Inc and the sale of the aforesaid real estate to such bidder for the bid amount of Nine Hundred Eighty Thousand Dollars and 00/100 (\$980,000.00), which amount represents the high bid;

NOW THEREFORE, BE IT ORDAINED by the Village President and the Board of Trustees of the Village of Melrose Park, Cook County Illinois:

**ARTICLE I.
IN GENERAL**

Section 01. Incorporation Clause.

The President and Board of Trustees of the Village (the "Village Board") hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and does hereby, by reference, incorporate and make them part of the Ordinance as legislative findings.

Section 02. Purpose.

The purpose of this Ordinance is to authorize the sale of municipally owned real property.

Section 03. Invocation of Authority.

This Ordinance is enacted pursuant to the authority granted to this Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes.

Section 04. State Law Adopted.

All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this Ordinance are hereby incorporated herein by reference.

Sections 05-09. Reserved.

ARTICLE II.
SALE OF MUNICIPALLY OWNED REAL PROPERTY

Section 10.00 Acceptance of Bid.

That the bid of Elite Electric Co., Inc in the amount of Nine Hundred Eighty Thousand Dollars and 00/100 (\$980,000.00) is hereby accepted by the Corporate Authorities of the Village of Melrose Park for the sale of the following described real estate:

Lots 15, 16, 17, 18, 19, 20, 21, 22, 23 and 24 in Block 7 in Goss, Judd and Sherman's West Division Street Home Addition, being a subdivision of the Northwest quarter of Section 3, Township 39 North, Range 12, East of the Third Meridian, (except the North 63 acres thereof) in Cook County, Illinois

Section 11.00 Contract for Sale and Purchase of Real Estate.

That the Village President is hereby authorized and directed to sign and the Village Clerk is hereby authorized and directed to attest a contract for the sale and purchase of the aforesaid real estate, which contract shall be in the form attached hereto as Exhibit A.

Section 12.00 Conveyance and Transfer of Real Estate.

That upon satisfaction of the terms of the aforesaid contract and upon the payment or securing of the aforesaid bid price in the manner provided in said contract, the Village President is hereby authorized and directed to convey and transfer the aforesaid real estate to Elite Electric Co., Inc and/or its assignee 2311 W. Division, LLC, by a proper deed of conveyance, stating therein the aforesaid consideration, and the Village Clerk is hereby authorized to acknowledge and attest such deed and to affix thereto the seal of the Village of Melrose Park.

Section 13.00 Additional Action Authorized.

The officers, employees and/or agents of the Village shall take all action necessary or reasonably required to carry out, give effect to and consummate the transactions contemplated by this Ordinance and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any documents required to be delivered in connection with the afore-mentioned conveyance and transfer of real property.

**ARTICLE III.
SAVINGS CLAUSES,
PUBLICATION, EFFECTIVE DATE**

Section 14.00 Headings.

The headings for the articles, sections, paragraphs and sub-paragraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provisions of this Ordinance.

Section 15.00 Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to be the legislative intent of the Board of Trustees that this Ordinance would have been

adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof had not been included.

Section 16.00 Superseder.

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded.

Section 17.00 Publication.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

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Section 18.00 Effective date

This Ordinance shall be in full force and effect upon passage and approval, as provided by the Illinois Municipal Code, as amended.

On The Individual Poll And Voice Vote Of The Board Of Trustees:

AYE VOTES: Trustee Conteduca, Trustee Italia, Trustee Klein,
Trustee Lomeli, Trustee Mota, Trustee Prignano

NAY VOTES:

ABSTAIN:

ABSENT:

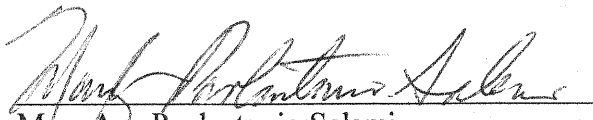
SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS
TWELFTH DAY OF DECEMBER, 2005 A.D.

APPROVED:



RONALD M. SERPICO
VILLAGE PRESIDENT

ATTEST:



Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: December 12, 2005
Published in pamphlet form: December 13, 2005

STATE OF ILLINOIS)
SS
COUNTY OF COOK)

CERTIFICATION OF ORDINANCE #953

I, Mary Ann Paolantonio Salemi, the undersigned, do hereby certify that I am duly elected and qualified Village Clerk of the Village of Melrose Park, County of Cook, State of Illinois (the "Village"), and as such official I am the keeper of the records and files of the Village and of the President and Board of Trustees thereof (the "Village Board").

I do further certify that Ordinance #953 of the meeting held on December 14, 2005 was adopted by the President and Board of Trustees of the Village of Melrose Park at a regular meeting of the Village Board held December 14, 2005 in the Village Board meeting room of the Melrose Park Police Department, One North Broadway, Melrose Park, Illinois 60160. There hereby was a quorum as declared by the Village President.

IN WITNESS WHEREOF, I hereunto affix my official signature and the seal of the Village, this 15th day of December 2005.

(SEAL)


Mary Ann Paolantonio Salemi, Village Clerk