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VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS

ORDINANCE NO. 904

AN ORDINANCE AUTHORIZING THE SALE BY PUBLIC
AUCTION OF CERTAIN PERSONAL PROPERTY OWNED BY
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 23RD DAY OF MAY 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 24TH day of MAY 2005

ORDINANCE NO. 904

AN ORDINANCE AUTHORIZING THE SALE BY PUBLIC AUCTION OF CERTAIN PERSONAL PROPERTY OWNED BY 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, Article 7, Section 10 of the Constitution of the State of Illinois encourages intergovernmental cooperation and authorizes units of local government to contract and associate among themselves to obtain or share services and to exercise, combine or transfer any power or function, in any manner not prohibited by law or ordinance; and

WHEREAS, the Intergovernmental Cooperation Act, 5 ILCS 220/1, et seq., and the Illinois Municipal Code 65 ILCS 5/1-1-5 et seq., and 5/11-15.1-1, et seq., authorize

units of local government to exercise their powers, privileges and authority for the purposes of intergovernmental cooperation; and

WHEREAS, the West Central Municipal Conference is a not-for-profit corporation comprised of municipal members dedicated to fostering intergovernmental cooperation; and

WHEREAS, units of local government have joined together in cooperation with the West Central Municipal Conference for the purpose of auctioning or otherwise disposing of surplus vehicles, equipment, and materials; and

WHEREAS, it is no longer necessary for the Village of Melrose Park to retain ownership of surplus vehicles, equipment, and materials and other property referred to and described hereinafter; and

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

**ARTICLE I.
IN GENERAL**

Section 1.00 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 this Ordinance as legislative findings.

Section 2.00 Purpose.

The purpose of this Ordinance is to authorize the sale by public auction of certain surplus vehicles and equipment. The ownership of said vehicles and equipment having been deemed by the President and Board of Trustees of the Village as unnecessary.

Section 3.00 Invocation of Authority.

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

Section 4.00 State Law Adopted.

All applicable provisions of the Illinois Constitution, and 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 5.00 Reserved.

**ARTICLE II.
AUTHORIZATION FOR SALE OF PERSONAL PROPERTY
BY PUBLIC AUCTION**

Section 6.00 Sale of Personal Property.

Pursuant to 65 ILCS, 5/11-76-4, the following personal property is hereby declared to be surplus and not needed and it is hereby found that it would be best served by the sale of the below described personal property:

<u>Vehicle ID Number</u>	<u>Year</u>	<u>Make</u>	<u>Minimum Value/Bid</u>
2FALP71W1VX208293	1997	Ford Crown PI	\$ 3, 000.00
2FAFP71W22X105618	2002	Ford Crown PI	\$ 1, 500.00

Section 7.00 Authorization to Direct Sale.

That the Village President, his designee, and/or the Director of Purchasing are hereby authorized to direct the sale of the aforesaid personal property at the next scheduled West Central Municipal Auction.

Section 8.00 Authorization to Advertise.

That the Village President, his designee, and/or the Director of Purchasing are hereby authorized to direct the West Central Municipal Conference to advertise the sale of the above described personal property.

Section 9.00 Authorization to Enter into Sales Agreements.

That the Village President, his designee, and/or the Director of Purchasing are hereby authorized to direct the West Central Municipal Conference to enter into an agreement for the sale of the above described property pursuant to auction according to the terms set forth in the Specifications for the Sale of Vehicles and Equipment at the West Central Municipal Conference Auction.

Section 10.00 Authorization to Accept Bids.

That the Village President, his designee, and/or the Director of Purchasing are hereby authorized to accept the highest bid, above the minimum bid requirements set forth above, for the above described property.

Section 11.00 Authorization to Convey Title.

That upon payment in full of the auctioned price the Village President, his designee, and/or the Director of Purchasing are hereby authorized to direct the West

Central Municipal Conference to convey title of any of the above described property sold at said auction.

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

Section 12.00 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 13.00 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 14.00 Superseder.

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

Section 15.00 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 16.00 Effective date

This Ordinance shall be in full force and effect upon passage, approval and publication, as provided by law.

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

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

NAY VOTES:

ABSTAIN:

ABSENT: Trustee Lomeli

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

APPROVED:



RONALD M. SERPICO
VILLAGE PRESIDENT

ATTEST:



Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: May 23, 2005

Published in pamphlet form: May 24, 2005