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

**ORDINANCE NO. 990**

**AN ORDINANCE AUTHORIZING AND APPROVING THE  
PURCHASE OF CERTAIN PROPERTY/EQUIPMENT 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 12<sup>TH</sup> DAY OF JUNE 2006**

**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 13<sup>TH</sup> day of JUNE 2006**

**ORDINANCE NO. 990**

**AN ORDINANCE AUTHORIZING AND APPROVING THE PURCHASE OF CERTAIN PROPERTY/EQUIPMENT 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 Board of Trustees has found that it is necessary and in the best interest of the Village to purchase certain petroleum storage equipment, more particularly described in Exhibit A attached hereto (“Equipment”); and

WHEREAS, bids/proposals for the purchase of the Equipment were solicited and the bid/proposal for such Equipment was awarded to Palatine Oil Co., Inc., the low bidder; and

WHEREAS, the President and Board of Trustees of the Village deem it advisable and necessary for the health, safety, and welfare of the residents of the Village of Melrose Park to provide for the purchase of the Equipment; and

WHEREAS, the Village of Melrose Park a body politic and corporate duly organized and existing as a political subdivision of the State of Illinois is authorized by the laws of the State of Illinois to purchase, acquire and lease personal property for the benefit of the Village and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, the cost of the Equipment is hereby estimated to be Thirty Thousand Two Hundred Ten Dollars and 00/100 (\$30,210.00), and funds are presently available therefore; and

WHEREAS, the Village desires to purchase and acquire certain equipment constituting personal property necessary for the Village to perform essential governmental functions; 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 01. Incorporation Clause.**

The Village 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 02. Purpose.**

The purpose of this Ordinance is to approve and authorize the purchase of certain petroleum storage equipment.

**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.  
AUTHORIZATION FOR PURCHASE**

**Section 10.00 Acceptance of Bid.**

That the bid/proposal from Palatine Oil Co., Inc, for the sale of certain petroleum storage equipment, more particularly described in Exhibit A, is hereby accepted and the Village of Melrose Park, by and through its authorized agents, is hereby authorized to purchase and acquire said equipment and to take all necessary action associated therewith.

**Section 11.00 Approval and Execution of Documents.**

The form, terms and provisions of the Palatine Oil Co., Inc Proposal, dated June 7, 2006, between the Village of Melrose Park and Palatine Oil Co., Inc. (the "Agreement"), is hereby approved in substantially the same form as attached hereto and hereby made a part hereof as Exhibit A, with such insertions, omissions and changes as

shall be approved by the Village President and the Village Attorney; and the Village President is hereby authorized and directed to execute and the Village Clerk is hereby authorized and directed to attest and countersign the Agreement and any and all such other documents as may be necessary to carry out and effectuate the purpose of this Ordinance; and the Village Clerk is also authorized and directed to affix the seal of the Village to such documents.

**Section 12.00 Other Actions Authorized.**

The officers and employees of the Village shall take all action necessary or reasonably required by the parties to the Agreement to carry out, give effect to and consummate the transactions contemplated thereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Agreement. Any and all actions whether past, present or future, performed by officials and employees of the Village, in connection with carrying out and consummating the transactions contemplated by this Ordinance, are hereby, by this reference, authorized, approved and ratified.

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

**Section 13.00 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 14.00 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 15.00 Superseder.**

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

**Section 16.00 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 17.00 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 Klein, Trustee Lomeli,  
Trustee Mota, Trustee Prignano

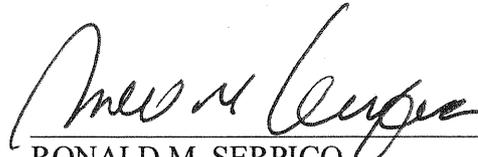
NAY VOTES:

ABSTAIN:

ABSENT: Trustee Italia

SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT  
THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS,  
THIS TWELFTH DAY OF JUNE, 2006, A.D.

APPROVED:

  
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RONALD M. SERPICO,  
VILLAGE PRESIDENT

ATTEST:

  
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Mary Ann Paolantonio Salemi  
Village Clerk

(SEAL)

Recorded in the Municipal Records: June 12, 2006  
Published in pamphlet form: June 13, 2006