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

ORDINANCE NO. 1063

**AN ORDINANCE AWARDED A CONTRACT TO INSTALL AND
SUPPLY AN ELEVATOR, 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 11TH DAY OF JUNE 2007

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

Board Of Trustees

**JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
THOMAS KLEIN
ARTURO J. MOTA
ANTHONY J. PRIGNANO
MARY RAMIREZ TACONI**

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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 12TH day of JUNE 2007**

ORDINANCE NO. 1063

AN ORDINANCE AWARDDING A CONTRACT TO INSTALL AND SUPPLY AN ELEVATOR, FOR THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.

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WHEREAS, the Village of Melrose Park, County of Cook, 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 operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto, with full powers to enact ordinances and adopt resolutions for the benefit of the residents of the Village; and

WHEREAS, the Village President (the "President"), the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio Salemi, having taken office on May 2, 2005, and the Board of Trustees of the Village (the "Village Board"), the Honorable John S. Conteduca, Cathleen Cossident Italia, Tom "T.K." Klein, Arturo J. Mota, Anthony J. Prignano and Mary Ramirez Taconi having taken office on May 14, 2007, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, the Village plans to have installed and supplied an elevator system to service the Village Civic Center and Senior Building; and

WHEREAS, the Village seeks to award a contract to be based on certain terms and conditions attached hereto as Exhibit "A" (the "Terms and Conditions") to a company for it to install and supply the elevator system; and

WHEREAS, the Village has received and reviewed the submittals of qualified companies and identified a particular company, namely, ThyssenKrupp Elevator,

determined to be best-suited to install and supply the elevator system; and

WHEREAS, ThyssenKrupp Elevator has agreed to perform the type and scale of the work described in the Terms and Conditions; and

WHEREAS, the Village has determined that ThyssenKrupp Elevator is the best qualified company and lowest responsible bidder and, as such, wishes to enter into a contract with it for it to install and supply the elevator system; and

WHEREAS, the Village has previously appropriated, allocated or budgeted sufficient funds for ThyssenKrupp Elevator to install and supply the elevator system as specified in the Terms and Conditions, the funds are readily available, and the Village intends to use the aforementioned funds to pay for the services and materials to be provided as described in the Terms and Conditions; and

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

**ARTICLE I.
IN GENERAL**

Section 1.00 Incorporation Clause.

All of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct, and the Village Board 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 award a contract based on the Terms and Conditions to ThyssenKrupp Elevator for it to install and supply the elevator system to service the Village Civic Center and Senior Building, to authorize and direct the President or his designee to draft and execute all necessary documents, and to provide for

the expenditure of all necessary funds up to but not to exceed Ninety-Three Thousand, Nine Hundred Forty and No/100 U.S. Dollars (\$93,940.00), and perform all necessary tasks and additional services to effectuate the intent of this Ordinance.

Section 3.00 Invocation of Authority.

This Ordinance is adopted pursuant to the authority granted to the 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 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.

**ARTICLE II.
AWARD OF CONTRACT**

Section 5.00 Approval and Execution of Documents.

That the Village does hereby award a contract to ThyssenKrupp Elevator to be based on the Terms and Conditions for ThyssenKrupp Elevator to install and supply the elevator system to service the Village Civic Center and Senior Building, which, as stated above, shall be drafted to be based on the Terms and Conditions incorporating insertions, omissions and changes as set forth by the Village Attorney and as approved by the President or his designee. The President or his designee and the Village Attorney, as may be required, are hereby authorized and directed to draft, execute and complete said contract and any other documents deemed necessary, including documents necessary to approve the expenditure of all necessary funds up to an amount not to exceed Ninety-Three Thousand, Nine Hundred Forty and No/100 U.S. Dollars (\$93,940.00), as otherwise set forth in the Terms and Conditions, to effectuate the intent of this Ordinance,

whether or not such other documents are attached hereto. The Village Clerk is hereby authorized and directed to attest to, countersign and affix the seal of the Village to all such documents as are deemed necessary.

Section 6.00 Other Actions Authorized.

The officers and employees of the Village shall take all actions reasonably required or necessary to carry out and give effect to the intent of this Ordinance and otherwise to consummate the transactions contemplated hereby, and shall take all actions necessary in conformity therewith including, without limitation, the execution and delivery of all documents required to be delivered in connection with the transaction contemplated herein and approving the expenditure of all necessary funds to complete the Project.

Section 7.00 Acts of Village Officials.

That all past, present, and future acts and doings of the officials of the Village that are in conformity with the purpose and intent of this Ordinance are hereby, in all respects, ratified, approved, authorized and confirmed.

Sections 8.00 – 15.00 Reserved.

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

Section 16.00 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 17.00 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, clause, sentence, paragraph, sub-paragraph, section, or part 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 Village Board that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof been included.

Section 18.00 Superseder.

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

Section 19.00 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 20.00 Effective Date.

This Ordinance shall be in full force and effect upon its 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 Mota,
Trustee Prignano, Trustee Taconi

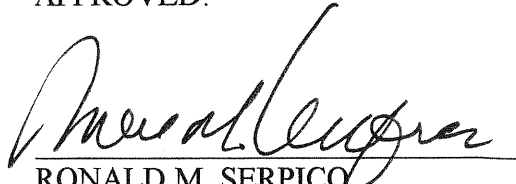
NAY VOTES:

ABSTAIN:

ABSENT: Trustee Klein

SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS
ELEVENTH DAY OF JUNE, 2007, A.D.

APPROVED:


RONALD M. SERPICO
VILLAGE PRESIDENT

ATTEST:


Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: June 11, 2007
Published in Pamphlet Form: June 12, 2007