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

**ORDINANCE NO. 1023**

**AN ORDINANCE APPROVING THE PURCHASE OF A CERTAIN  
COMBINATION SEWER CLEANER AND VACUUM SYSTEM  
VEHICLE, 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 FEBRUARY 2007**

**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 FEBRUARY 2007**

**ORDINANCE NO. 1023**

**AN ORDINANCE APPROVING THE PURCHASE OF A CERTAIN COMBINATION SEWER CLEANER AND VACUUM SYSTEM VEHICLE, 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 Honorable Ronald M. Serpico (the “President”), the Village Clerk, the Honorable Mary Ann Paolantonio Salemi (the “Clerk”), and the Board of Trustees of the Village, namely, the Honorable John S. Conteduca, Cathleen Cossident Italia, Thomas “TK” Klein, Ruben Lomeli, Arturo J. Mota and Anthony J. Prignano (the “Village Board”), all having taken office on May 2, 2005, constitute the duly elected, qualified and acting officials of the Village (collectively, the President and Village Board constitute the “Corporate Authorities”); and

**WHEREAS**, the Village is authorized to purchase personal property by contract for public purposes pursuant to Section 2-3-8 of the Illinois Municipal Code (65 ILCS 5/2-3-8); and

**WHEREAS**, the Village of Melrose Park Municipal Code authorizes the Village to enter into certain contracts to purchase goods or services by an affirmative vote of two-

thirds (2/3) of the Village Board; and

**WHEREAS**, stormwater sewer lines and street systems within the Village need to be maintained and cleaned in order to protect the public health; and

**WHEREAS**, a combination sewer cleaner/vacuum system vehicle (the "Vehicle") to be used by the Village Department of Public Works will aid in the maintenance of the stormwater sewer lines and street systems to protect the public health; and

**WHEREAS**, the Corporate Authorities deem it advisable and necessary for the operation of the Village and the health, safety, and welfare of its residents to purchase the Vehicle, as further specified herein; and

**WHEREAS**, Village staff conducted a nationwide search to ascertain the most qualified and appropriate company to provide the Vehicle, and, based on the results of the search, determined that Standard Equipment Company, located at 2033 West Walnut Street, Chicago, Illinois 60612 ("Standard"), submitted the lowest, most qualified proposal to provide the Vehicle; and

**WHEREAS**, the Corporate Authorities, therefore, wish to purchase the Vehicle from Standard; and

**WHEREAS**, Standard has agreed to sell the Vehicle to the Village for the cost of Two Hundred Fifty-Four Thousand, One Hundred Sixty-Eight and No/100 U.S. Dollars (\$254,168.00), not including applicable taxes and other possible fees, as set forth in the proposal attached hereto and incorporated herein by reference as Exhibit "A" (the "Proposal"); and

**WHEREAS**, Standard and the Village agree to enter into a contract based on the

terms of the Proposal to effectuate the purchase of the Vehicle; and

**WHEREAS**, the Village has previously appropriated or allocated from its budget sufficient funds to make the purchase, the funds are readily available, and the Village intends to use the aforementioned funds to complete said purchase; 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 01. Incorporation Clause.**

All of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct, and the Corporate Authorities do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

**Section 02. Purpose.**

The purpose of this Ordinance is to authorize and approve the purchase of the Vehicle from Standard upon such terms as are contained in the Proposal, to authorize and direct the President or his designee to execute all necessary documents, provide for the expenditure of all necessary funds and perform all necessary services to effectuate the intent of this Ordinance.

**Section 03. Invocation of Authority.**

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

**ARTICLE II.  
PURCHASE OF SEWER/WATER  
DEPARTMENT VEHICLE**

**Section 05. Authorization and Terms of Purchase.**

The Corporate Authorities hereby approve the Proposal, authorize the Village to enter into a contract governing the terms of the purchase of the Vehicle by the Village, and authorize the expenditure of Two Hundred Fifty-Four Thousand, One Hundred Sixty-Eight and No/100 U.S. Dollars (\$254,168.00), plus applicable taxes and other possible fees, to effectuate the purchase of the Vehicle.

**Section 06. Approval and Execution of Documents.**

The President, the Village Comptroller, the Village Attorney and other Village officials, as may be required, are hereby authorized and directed to draft, complete and execute a contract in accord with the terms of the Proposal and any other documents deemed necessary to effectuate the intent of this Ordinance, whether or not such other documents are attached hereto. The 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 to effectuate the intent of this Ordinance.

**Section 7.0 Other Actions Authorized.**

The officers and employees of the Village shall take all actions necessary or reasonably required 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.

**Section 8.0 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.

**Section 09. – Section 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

Corporate Authorities 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 Klein,  
Trustee Lomeli, Trustee Mota, Trustee Prignano

NAY VOTES:

ABSTAIN:

ABSENT:

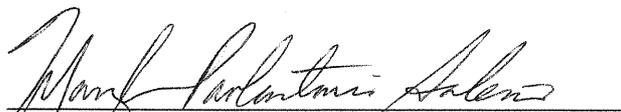
SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE  
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS  
TWELFTH DAY OF FEBRUARY, 2007, A.D.

APPROVED:



RONALD M. SERPICO  
VILLAGE PRESIDENT

ATTEST:

  
Mary Ann Paolantonio Salemi  
Village Clerk

(SEAL)

Recorded in the Municipal Records: February 12, 2007  
Published in Pamphlet Form: February 13, 2007