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VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS

ORDINANCE NO. 1102

AN ORDINANCE AUTHORIZING AND APPROVING A LEASE
AGREEMENT WITH THE WEST SUBURBAN NEIGHBORHOOD
PRESERVATION AGENCY FOR OFFICE SPACE AT 900 NORTH
25TH AVENUE, 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 9TH DAY OF OCTOBER 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 10TH day of OCTOBER 2007

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AN ORDINANCE AUTHORIZING AND APPROVING A LEASE AGREEMENT WITH THE WEST SUBURBAN NEIGHBORHOOD PRESERVATION AGENCY FOR OFFICE SPACE AT 900 NORTH 25TH AVENUE, 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, Thomas “TK” 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 West Suburban Neighborhood Preservation Agency (the “WSNPA”) serves to preserve Village neighborhoods, and is in need of general office space from which to function properly within the Village; and

WHEREAS, the Village owns and/or controls certain real property located within the Village at 900 North 25th Avenue, and which contains certain presently-unoccupied general office space; and

WHEREAS, the President and Village Board (collectively, the “Corporate Authorities”) deem it advisable and necessary for the operation of the Village and the health, safety, and welfare of its residents for the Village, as lessor, to enter into a lease agreement with the WSNPA, as lessee, for the WSNPA to lease certain office space for a ten (10) year term; and

WHEREAS, the Corporate Authorities find that it is the opinion of the Corporate Authorities that said office space currently is no longer necessary, appropriate, required for the use of, profitable to, or for the best interests of the Village, except to lease it to the WSNPA; and

WHEREAS, the Village and the WSNPA mutually desire to enter into said lease agreement in substantially the same form as attached hereto and incorporated herein as Exhibit A (the “Lease Agreement”); and

WHEREAS, pursuant to the provisions of Section 11-76-1 of Article 11 of the Illinois Municipal Code (65 ILCS 5/11-76-1), the Village is authorized to lease real property for any term not exceeding ninety-nine (99) years, when approved by an ordinance passed by three-fourths of the Corporate Authorities; 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 the President or his designee to enter into and approve the Lease Agreement between the Village and the WSNPA, in substantially the same form as attached hereto, and to take all steps necessary to carry out the intention 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.
AUTHORIZATION**

Section 05. Authorization.

That the Corporate Authorities hereby authorize and direct the President or his designee and the Village Attorney to enter into and approve the Lease Agreement in substantially the same form as attached hereto, in accordance with its terms, or any modification thereof, and to ratify any and all previous action taken to effectuate the intent of this Ordinance. The Corporate Authorities further authorize and direct the President to execute the Lease Agreement, with such insertions, omissions and changes as shall be approved by the President and the Village Attorney. The Village Clerk is hereby authorized and directed to attest to and countersign and/or record the Lease Agreement and any such other documentation as may be necessary to carry out and

effectuate the purpose of this Ordinance. The Village Clerk is also authorized and directed to affix the Seal of the Village to such documentation as is necessary. That the Corporate Authorities hereby authorize the officers, employees and/or agents of the Village to take all action necessary or reasonably required to carry out, give effect to and consummate the intent of this Ordinance and to take all action necessary in conformity therewith.

Section 06. 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 07 - 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 Mota,
Trustee Prignano, Trustee Taconi

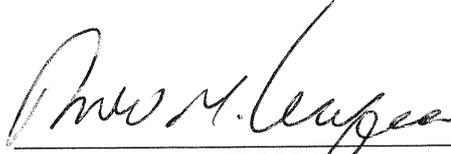
NAY VOTES:

ABSTAIN:

ABSENT: Trustee Klein

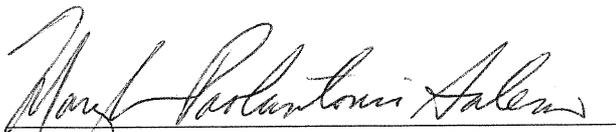
SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS
NINTH DAY OF OCTOBER, 2007, A.D.

APPROVED:



RONALD M. SERPICO
VILLAGE PRESIDENT

ATTEST:


Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: October 9, 2007
Published in Pamphlet Form: October 10, 2007