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VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS

ORDINANCE NO. 1174

AN ORDINANCE AUTHORIZING AND APPROVING THE
PURCHASE OF A CERTAIN MUNICIPAL 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 14TH DAY OF APRIL 2008

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

Board Of Trustees

JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
ARTURO J. MOTA
ANTHONY J. PRIGNANO
MARY RAMIREZ TACONI
JAIME ANGUIANO

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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 15TH day of APRIL 2008

ORDINANCE NO. 1174

AN ORDINANCE AUTHORIZING AND APPROVING THE PURCHASE OF A CERTAIN MUNICIPAL 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 municipality and unit of local government 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 (the “Village Clerk”), 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, Arturo J. Mota, Anthony J. Prignano, and Mary Ramirez Taconi, having taken office on May 14, 2007, and the Honorable Jaime Anguiano, having taken office on March 10, 2008, constitute the duly elected, qualified and acting officials of the Village; 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 to purchase one (1) motor vehicle for use by the Village Sewer and Water Department (the “Vehicle”); and

WHEREAS, the Village is authorized to purchase property, including equipment, by contract for public purposes pursuant to 65 ILCS 5/2-3-8; and

WHEREAS, Section 3.04.020 of the Village of Melrose Park Municipal Code authorizes the Village to enter into contracts to purchase goods or services under certain circumstances upon the authorization of the Corporate Authorities by a vote of two-thirds of the Village Board; and

WHEREAS, the Corporate Authorities have hereby determined that Al Piemonte Ford Sales, Inc., (“Seller”) is the best qualified seller of the Vehicle; and

WHEREAS, Seller has agreed to sell the Vehicle to the Village for a sales price not to exceed Thirty-Five Thousand Dollars and 00/100 (\$35,000.00), based on documents as further attached hereto and made a part hereof as Exhibit “A” (the “Purchase Documents”); and

WHEREAS, the Village has previously appropriated or allocated from its budget sufficient funds to purchase the Vehicle, 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 direct the purchase of the Vehicle from the Seller as specified in the Purchase Documents.

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.

Sections 05-09. Reserved

**ARTICLE II.
PURCHASE OF MOTOR VEHICLE**

Section 10.00 Authorization and Terms of Purchase.

The Village Board hereby authorizes and directs the Village to purchase the Vehicle from the Seller in an amount not to exceed Thirty-Five Thousand Dollars and 00/100 (\$35,000.00), as further specified in the Purchase Documents.

Section 11.00 Approval and Execution of Documents.

The form, terms and provisions of the purchase are hereby approved in substantially the same form as set forth in the Purchase Documents with such insertions, omissions and changes as approved by the President and/or the Village Attorney. The President, the Village Comptroller and/or other Village officials as may be required, are hereby authorized and directed to execute and complete all documents necessary to effectuate the intent of this Ordinance, whether or not such other documents are attached hereto, and to pay all necessary amounts to complete the purchase of the Vehicle up to an amount not to exceed Thirty-Five Thousand Dollars and 00/100 (\$35,000.00). The Clerk is hereby authorized and directed to attest to and

countersign any and all documents that may be necessary to carry out and give effect to the purpose of this Ordinance and 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 to carry out, give effect to the intent of this Ordinance and otherwise to consummate the transactions contemplated hereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any other documents required to be delivered in connection with the transaction. 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 in all respects. Any and all bidding requirements applicable to the purchase hereunder are hereby waived.

Section 13.00 - 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 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, Trustee Anguiano

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 FOURTEENTH OF APRIL, 2008, A.D.

APPROVED:



RONALD M. SERPICO,
VILLAGE PRESIDENT

ATTEST:



Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: April 14, 2008
Published in Pamphlet Form: April 15, 2008