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

**ORDINANCE NO. 957**

**AN ORDINANCE AUTHORIZING AND APPROVING THE  
PURCHASE AND FINANCE OF CERTAIN  
PROPERTY/EQUIPMENT (SIX POLICE SQUAD CARS), 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 23<sup>RD</sup> DAY OF JANUARY 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 24<sup>th</sup> day of JANUARY 2006**

**ORDINANCE NO. 957**

**AN ORDINANCE AUTHORIZING AND APPROVING THE PURCHASE AND FINANCE OF CERTAIN PROPERTY /EQUIPMENT (SIX POLICE SQUAD CARS), FOR THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.**

\* \* \* \* \*

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 Chief of the Police Department has reported and the Board of Trustees has found that due to the age of certain police vehicles and the high costs associated with maintaining said vehicles, it is necessary and in the best financial interest of the Village to purchase new police squad cars with the same or similar capabilities as the existing squad cars; and

WHEREAS, the Suburban Purchasing Cooperative, a cooperative of 150 municipalities in Cook County, solicited bids for the purchase of police squad cars and over sixty dealerships in the Chicagoland area participated; and

WHEREAS, the bid for these vehicles was awarded through a sealed bid process to Sutton Ford, Inc. of Matteson, Illinois, and Sutton Ford, Inc. is the only Suburban Purchasing Cooperative authorized dealer in the State of Illinois to offer such pricing; 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 certain equipment known as six (6) 2006 Ford Crown Victoria Police Pursuit Vehicles; and

WHEREAS, pursuant to the provisions of Section 11-61-3 of Article 11 of the Illinois Municipal Code, the Village of Melrose Park is authorized to purchase real and personal property for public purposes pursuant to contracts that provide for the consideration for such purchase to be paid in annual installments during a period not exceeding ten years; 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, in order to acquire such equipment, the Village proposes to obtain financing, in the form of a loan, from the National Bank of Commerce, Berkeley, Illinois, at an interest rate of 6.750%; and

WHEREAS, National Bank of Commerce has agreed to finance the purchase of said equipment in the total amount of One Hundred Thirty One Thousand Four Hundred

Dollars and 00/100 (\$131,400.00), including principal and interest thereon, at an interest rate of 6.750%. A copy of the Promissory Note is attached hereto as Exhibit A; and

WHEREAS, it is hereby estimated and determined that it will cost One Hundred Thirty One Thousand Four Hundred Dollars and 00/100 (\$131,400.00), including principal and interest, to finance the purchase of said equipment, and funds are not presently available therefore; and

WHEREAS, the President and the Board of Trustees of the Village have determined that it is in the best interest of the Village to obtain the necessary financing from the National Bank of Commerce and to this end, execute a Promissory Note or similar agreement between the Village of Melrose Park and National Bank of Commerce; and

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

WHEREAS, the governing body of the Village deems it necessary and for the benefit of the Village and for the efficient and effective administration thereof to enter into a financing agreement with National Bank of Commerce for the purchase and finance of the equipment herein described on the terms and conditions herein provided;

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 Police Department Equipment, namely six (6) 2006 Ford Crown Victoria Police Pursuit Vehicles, and to authorize the Village to obtain financing therefore from the National Bank of Commerce (the "Lender").

**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 & FINANCING**

**Section 10.00 Acceptance of Bid.**

That the bid from Sutton Ford, Inc. for the sale of certain Police Department equipment, more particularly described as six (6) 2006 Ford Crown Victoria Police Pursuit Vehicles, 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. The equipment is more particularly identified by Vehicle Identification Numbers 2FAFP71W06X120236, 2FAFP71W26X120237, 2FAFP71W46X120238, 2FAFP71W66X120239, 2FAFP71W26X120240 and 2FAFP71W46X120241;

**Section 11.00 Authorization and Terms of Purchase.**

The President and Board of Trustees hereby determine that it is advisable, necessary, and in the best interests of the public health, safety, and welfare of the Village and its citizens to purchase certain equipment, as particularly described above, and do hereby authorize the Village to purchase said equipment from Sutton Ford, Inc. For the purpose of paying the purchase price of the equipment, the Village proposes to obtain financing from the National Bank of Commerce and execute a Promissory Note or similar agreement. Said Promissory Note or similar agreement, among other things, shall provide for the financing of said equipment at a total cost of One Hundred Thirty One Thousand Four Hundred Dollars and 00/100 (\$131,400.00) to be paid in equal monthly installments of Four Thousand Forty Seven Dollars and 48/100 (\$4,047.48) for a term of 36 months, with simple interest on the balance remaining from time to time at 6.750% per annum.

**Section 12.00 Approval and Execution of Documents.**

The form, terms and provisions of the credit facility are hereby approved, in substantially the same amount as set out in the Promissory Note, a copy of which is attached hereto and made a part hereof as Exhibit A, with such insertions, omissions and changes as shall be approved by the Village President, Village Comptroller and/or 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, a Promissory Note or similar financing agreement, and any related documents necessary to give effect to the purpose and intent of this Ordinance, provided that such agreements are first approved by the Village Attorney; the Village Clerk is also authorized to affix the seal of the Village to such documents.

**Section 13.00 Other Actions Authorized.**

The officers and employees of the Village shall take all action necessary or reasonably required by the parties to the Promissory Note or similar 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 Promissory Note or similar financing 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 14.00 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 15.00 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 16.00 Superseder.**

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



**Section 17.00 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 18.00 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 Italia, Trustee Klein,  
Trustee Lomeli, Trustee Mota, Trustee Prignano

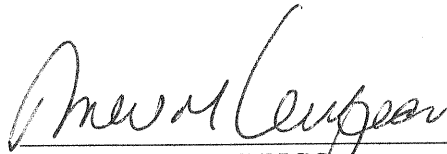
NAY VOTES:

ABSTAIN:

ABSENT:

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

APPROVED:



RONALD M. SERPICO  
VILLAGE PRESIDENT

ATTEST:



Mary Ann Paolantonio Salemi  
Village Clerk

(SEAL)

Recorded in the Municipal Records: January 23, 2006  
Published in pamphlet form: January 24, 2006