

ORDINANCE

AN ORDINANCE AUTHORIZING THE SALE OF SURPLUS EQUIPMENT OWNED BY THE VILLAGE OF OAK PARK

WHEREAS, in the opinion of the corporate authorities of the Village of Oak Park ("Village"), it is no longer necessary or useful to, or for the best interests of the Village, to retain the property described in Section 2 below; and

WHEREAS, it is in the best interests of the Village to expeditiously dispose of the property set forth in Section 2 pursuant to the authority granted to the Village by the Illinois Municipal Code, 65 ILCS 5/11-76-4.

NOW, THEREFORE, BE IT ORDAINED by the President and the Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of their home rule powers, as follows:

Section 1. Recitals Incorporated. The above recitals are incorporated into this Ordinance and shall have the same force and effect as though fully set forth herein.

Section 2. Property No Longer Useful to the Village. Pursuant to section 11-76-4 of the Illinois Municipal Code, 65 ILCS 5/11-76-4, the Village finds that continued ownership of the property set forth in Exhibit A, attached hereto and incorporated herein by reference, is no longer necessary or useful to the Village or for the best interests of the Village to retain ownership.

Section 3. Sale of Property. The property set forth in Section 2 above, shall be sold "as-is" by the Village Manager or the Manager's designee pursuant to an internet auction, upon the execution of the Bill of Sale, attached hereto and incorporated herein by reference as Exhibit B, or offered to other Oak Park agencies. If said property is not sold pursuant to an internet auction or usable by another Oak Park agency, it shall be disposed as scrap.

Section 4. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All existing ordinances of the Village of Oak Park are hereby repealed insofar as they may be inconsistent with the provisions of this Ordinance.

Section 5. Effective Date. This Ordinance shall be in full force and effect after its approval, passage and publication as provided by law.

ADOPTED this 5th day of June, 2017, pursuant to a roll call vote as follows:

Voting	Aye	Nay	Abstain	Absent
President Abu-Taleb				
Trustee Andrews				
Trustee Boutet				
Trustee Button				
Trustee Moroney				
Trustee Taglia				
Trustee Tucker				

APPROVED this 5th day of June, 2017

Anan Abu-Taleb, Village President

ATTEST

Vicki Scaman, Village Clerk

Published in pamphlet form this 5th day of June, 2017

Vicki Scaman, Village Clerk

EXHIBIT B

BILL OF SALE

Seller, the Village of Oak Park ("Seller"), a home rule municipal corporation of Cook County, Illinois, having its principal place of business at Oak Park, Illinois, in consideration of _____ (\$_____), receipt whereof is hereby acknowledged, does hereby sell, assign, transfer and set over to Buyer title to the following described property in as-is condition, to-wit: _____ ("Property").

Seller hereby represents and warrants to Buyer that Seller is the absolute owner of said property, that said Property is free and clear of all liens, charges and encumbrances, and that Seller has full right, power and authority to sell said personal property and to make this bill of sale. By signing below, Buyer acknowledges receipt of title to said personal property. ***ALL WARRANTIES OF QUALITY, FITNESS AND MERCHANTABILITY ARE HEREBY EXCLUDED AND BUYER SPECIFICALLY DISCLAIMS, WAIVES AND RELEASES THE SELLER FROM ANY CLAIMS WITH REGARD TO SAID PROPERTY AND SHALL INDEMNIFY, HOLD HARMLESS AND DEFEND THE SELLER FROM SUCH CLAIMS.***

IN WITNESS WHEREOF, Seller has caused this bill of sale to be signed by its Director of Public Works this _____ day of _____, 2017.

VILLAGE OF OAK PARK

By: John P. Wielebnicki
Its: Director of Public Works

BUYER

WITNESS

Print Name

Print Name