

VILLAGE OF BRADLEY

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ORDINANCE NO. 0-8-21-5

AN ORDINANCE AUTHORIZING THE SALE AND/OR DISPOSAL OF CERTAIN  
PERSONAL PROPERTY THAT IS NO LONGER NECESSARY OR USEFUL FOR THE  
VILLAGE'S PUBLIC PURPOSES.

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ADOPTED BY THE  
BOARD OF TRUSTEES OF THE  
VILLAGE OF BRADLEY

THIS 23<sup>RD</sup> DAY OF August, 2021.

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Published in pamphlet form by the authority of the Board of Trustees of the Village of Bradley,  
Kankakee County, Illinois this 23<sup>RD</sup> day of August, 2021.

ORDINANCE NO. 0-8-21-5

**AN ORDINANCE AUTHORIZING THE SALE AND/OR DISPOSAL OF CERTAIN PERSONAL PROPERTY THAT IS NO LONGER NECESSARY OR USEFUL FOR THE VILLAGE'S PUBLIC PURPOSES.**

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**WHEREAS**, the President and Board of Trustees of the Village of Bradley, Kankakee County, Illinois, have the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs and protect the public health, safety, and welfare; and

**WHEREAS**, the Village of Bradley owns certain personal property as set forth in Exhibit A, attached hereto and fully incorporated herein (the "Subject Property"); and

**WHEREAS**, a majority of the Corporate Authorities of the Village of Bradley currently holding office hold the opinion that the Subject Property is no longer necessary or useful for the Village's public purposes; and

**WHEREAS**, a majority of the Corporate Authorities of the Village of Bradley currently holding office agree that the Village's continued ownership of the Subject Property is not in the best interests of the Village or its citizens; and

**WHEREAS**, Section 11-76-4 of the Illinois Municipal Code (65 ILCS 5/11-76-4) allows the Village to sell or otherwise dispose of any unnecessary personal property of the Village, such as the Subject Property under the current circumstances, in any manner that the Board may designate; and

**WHEREAS**, Section 11-76-4 of the Illinois Municipal Code further allows the Village to authorize any Village Officer to sell or otherwise dispose of unnecessary personal property of the Village, such as the Subject Property under the current circumstances; and

**WHEREAS**, the President and Board of Trustees have determined that authorizing Michael Watson, in his capacity as such Village President and Mayor, to sell or otherwise dispose of the Subject Property is in the best interests of the citizens of the Village.

**NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BRADLEY, KANKAKEE COUNTY, ILLINOIS, PURSUANT TO ITS STATUTORY AUTHORITY, AS FOLLOWS:**

**SECTION 1.** The President and Board of Trustees hereby find that all of the recitals contained in the preamble to this Ordinance are true, correct, and complete and are hereby incorporated by reference hereto and made a part hereof.

**SECTION 2.** That Michael Watson, in his capacity as such Village President and Mayor, is hereby authorized to sell or otherwise dispose of the Village-owned articles of personal property (collectively the "Subject Property") that are listed in Exhibit A, which is attached hereto and fully incorporated herein.

**SECTION 3.** That the aforementioned sale and/or other disposition of the Subject Property may be made with or without advertisement; and

**SECTION 4.** That any sale pursuant to the authority granted in this Ordinance shall not be subject to any requirement that such sale be completed after receiving competitive bids.

**SECTION 5.** That, in addition to selling or otherwise disposing of the Subject Property, Village President and Mayor Michael Watson is further authorized, in his capacity as such President and Mayor of the Village of Bradley, to take any and all actions and execute any and all documents necessary for the completion of any such sale or other disposition of the Subject Property. Property located at 1600 North State Route 50 known as the JC Penney store and the Carson's Men's store, both of which are owned by the Village of Bradley.

**SECTION 6.** In the event that any provision or provisions, portion or portions, or clause or clauses of this Ordinance shall be declared to be invalid or unenforceable by a Court of competent jurisdiction, such adjudication shall in no way affect or impair the validity or enforceability of any of the remaining provisions, portions, or clauses of this Ordinance that may be given effect without such invalid or unenforceable provision or provisions, portion or portions, or clause or clauses.

**SECTION 7.** That all ordinances, resolutions, motions, or parts thereof, conflicting with any of the provisions of this Ordinance, are hereby repealed to the extent of the conflict.

**SECTION 8.** That the Village Clerk is hereby directed to publish this Ordinance in pamphlet form.

**SECTION 9.** That this Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

**PASSED** by the Board of Trustees on a roll call vote on the 23<sup>RD</sup> day of August, 2021.

**TRUSTEES:**

GRANT VANDENHOUT	Aye - <u>X</u>	Nay - _____	Absent - _____
RYAN LEBRAN	Aye - <u>X</u>	Nay - _____	Absent - _____
BRIAN BILLINGSLY	Aye - <u>X</u>	Nay - _____	Absent - _____
DARREN WESTPHAL	Aye - <u>X</u>	Nay - _____	Absent - _____
BRIAN TIERI	Aye - _____	Nay - _____	Absent - <u>X</u>
GENE JORDAN	Aye - <u>X</u>	Nay - _____	Absent - _____

**VILLAGE PRESIDENT:**

MAYOR MICHAEL WATSON                      Aye - \_\_\_\_\_      Nay - \_\_\_\_\_      Absent - \_\_\_\_\_

**TOTALS:**    Aye - 5              Nay - \_\_\_\_\_      Absent - 1

**ATTEST:**

  
\_\_\_\_\_  
~~JULIE TAMBLING, VILLAGE CLERK~~  
Khamseo Nelson Deputy

APPROVED this 23<sup>RD</sup> day of August 2021.

  
\_\_\_\_\_  
MICHAEL WATSON, VILLAGE PRESIDENT

ATTEST:

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK  
Khamseo Nelson Deputy

STATE OF ILLINOIS        )  
                                      )  
COUNTY OF KANKAKEE    )        §§

I, Julie Tambling, Village Clerk of the Village of Bradley, County of Kankakee and State of Illinois, DO HEREBY CERTIFY that the attached is a true, perfect, and complete copy of Ordinance number \_\_\_\_\_, "AN ORDINANCE AUTHORIZING THE SALE AND/OR DISPOSAL OF CERTAIN PERSONAL PROPERTY THAT IS NO LONGER NECESSARY OR USEFUL FOR THE VILLAGE'S PUBLIC PURPOSES," which was adopted by the Village President and Board of Trustees at a meeting held on the 23<sup>RD</sup> day of August, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand in the Village of Bradley, County of Kankakee and State of Illinois, on this 23<sup>RD</sup> day of August, 2021.

  
\_\_\_\_\_  
JULIE TAMBLING, VILLAGE CLERK  
Khamseo Nelson Deputy

(SEAL)

# **EXHIBIT A**









# Agenda Cover Memorandum

Meeting Date: August 23rd, 2021

Fiscal Year: FY2021

Agenda Item: Disposal Order for Village owned property  
Towit: JCPenney and Carson's Men's Store

Item Type:  Ordinance  Resolution  Other

Action Requested:  Approval  First Reading  For Discussion  Informational

Staff Contact: Name: Mayor Michael Watson  
Phone: 815-936-5115  
Email: mmwatson@bradleyil.org

Internal Review
Initials
Date

Brief Summary:

The Village of Bradley has recently purchased real property within the village jurisdiction. This purchase has left the real property with an abundance of contents that is either outdated or, un-usable and no longer supported by the village.

The attached property list includes the all included property, and reason for disposal. All property is located within the buildings located at 1600 North State Route 50 Bourbonnais ,IL 60914. Further known as the JCPenney and Carson's Men's stores.

Recommendation:

The recommendation is that an ordinance authorizing the disposal of the property be drafted, reviewed, and adopted.

Supporting Documents:

FY2021 Property Disposal Memorandum

Financial (if applicable)

Is this a budgeted item?  Yes  No  Requires Budget Amendment

Line Item: Title:

Amount Budgeted:

Actual Cost:

Outcome: