

RESOLUTION NO. 02 - 2019

A RESOLUTION AUTHORIZING AND APPROVING A CERTAIN PURCHASE OF ROCK SALT FROM THE STATE OF ILLINOIS FOR THE VILLAGE OF STICKNEY

WHEREAS, the Village of Stickney (the "Village") is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and resolutions and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, resolutions, rules and regulations; and

WHEREAS, the Village President (the "President") and the Board of Trustees of the Village (the "Village Board" and with the President, the "Corporate Authorities") are committed to ensuring the general welfare of the Village and its residents; and

WHEREAS, the State of Illinois, Bureau of Strategic Sourcing, (the "State") is planning to solicit bids for rock salt in bulk for ice control in May or June 2019 for the 2019-2020 winter season. The State has an existing contract (BidBuy CMS # 18-416CMS-BOSS4-P-4129) (the "Existing Contract"), which contains a renewal option at the sole option of the State. As such, the Village must inform the State whether it intends to renew this Existing Contract (the "Intent to Renew"), or it intends to participate in bid re-solicitation (see attached "Exhibit A"); and

WHEREAS, the Corporate Authorities, upon the recommendation of the Village staff, have determined that it is necessary, advisable and in the best interests of the Village and its residents to renew the Existing Contract, to execute all documents related to the Intent to Renew, and to inform the State of its intention to renew the Existing Contract on or before April 1, 2019; and

WHEREAS, the President is authorized to enter into and the Village Attorney (the "Attorney") is authorized to revise the Statement and any related agreements for the Village making such insertions, omissions and changes as shall be approved by the President and the Attorney;

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

SECTION 1: RECITALS. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

SECTION 2: PURPOSE. The purpose of this Resolution is to renew the Existing Contract, to execute all documents related to the Intent to Renew, and to inform the State of its intention to renew the Existing Contract on or before April 1, 2019, to authorize the President or his designee or the Public Works Supervisor to approve and sign the Intent to Renew from the State, and to further authorize the President or his designee to take all steps necessary to carry out the terms and intent of this Resolution and to ratify any steps taken to effectuate those goals.

SECTION 3: AUTHORIZATION. The Board hereby authorizes and directs the President or his designee or the Public Works Supervisor to approve and sign the Intent to Renew and any other relevant documents from the State in accordance with its terms, or any modifications thereof, and to ratify any and all previous action taken to effectuate the intent of this Resolution. The Board further authorizes and directs the President or his designee to execute the Intent to Renew with such insertions, omissions and changes as shall be approved by the President and the Attorney. The Village Clerk is hereby authorized and directed to attest to and countersign the Statement and any other documentation as may be necessary to carry out and effectuate the purpose of this Resolution. The Village Clerk is also authorized and directed to affix the Seal of the Village to such documentation as is deemed necessary. The officers, agents and/or employees of the Village shall take all action necessary or reasonably required by the Village to carry out, give effect to and consummate the purpose of this Resolution and shall take all action necessary in conformity therewith. To the extent that any requirement of bidding would be applicable, the same is hereby waived.

SECTION 4. HEADINGS. The headings of the articles, sections, paragraphs and subparagraphs of this Resolution are inserted solely for the convenience of reference and form no substantive part of this Resolution nor should they be used in any interpretation or construction of any substantive provision of this Resolution.

SECTION 5. SEVERABILITY. The provisions of this Resolution are hereby declared to be severable and should any provision of this Resolution 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.

SECTION 6. SUPERSEDER. All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7. PUBLICATION. A full, true and complete copy of this Resolution 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.

SECTION 8. EFFECTIVE DATE. This Resolution shall be effective and in full force immediately upon passage and approval as provided by law.

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PASSED this 19th day of March, 2019.

AYES: Trustees Hrejsa, Kapolnek, Milenkovic, Savopoulos, Torres and White

NAYS: none

ABSENT: none

ABSTENTION: none

APPROVED by me this 19th day of March, 2019.

Jeff Walik, President

**ATTESTED AND FILED in my
office this 20th day of
March, 2019.**

Audrey McAdams, Village Clerk

EXHIBIT A