

ORDINANCE NO. 2024-319

ORDINANCE DECLARING CERTAIN PARK DISTRICT PERSONAL
PROPERTY AS SURPLUS AND AUTHORIZING DISPOSAL

WHEREAS, the Oakbrook Terrace Park District has authority pursuant to 70 ILCS 1205/8-22 to sell or donate personal property when three-fifths of the Board of Park Commissioners determines that the property is no longer necessary; and

WHEREAS, the Board of Park Commissioners has determined that it is in the Park District's best interest to sell or donate the personal property identified below.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF PARK COMMISSIONERS OF THE OAKBROOK TERRACE COMMUNITY PARK DISTRICT, DU PAGE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION ONE: The Park District hereby finds that the personal property identified on Exhibit A attached hereto and made a part hereof is no longer necessary, useful to or for the best interests of the Park District.

SECTION TWO: The identified personal property shall be destroyed because it is no longer usable and is unable to be repaired. The property is disposed of "AS IS." In particular, **THE SELLER MAKES NO WARRANTIES OR REPRESENTATIONS EXPRESSED OR IMPLIED ABOUT THE PERFORMANCE ABILITY OF THE SUBJECT PROPERTY, ABOUT ITS PRESENT STATE OF REPAIR, ABOUT ITS CONDITION OR MAINTENANCE, ITS MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.** The person receiving said property may take the property only upon execution of an "indemnification and hold harmless agreement" in substantially the same form as Exhibit B.

SECTION THREE: The Ordinance shall be in full force and effect upon its adoption and shall supersede any ordinance or motions or parts of resolutions or motions in conflict with any part herein and any such ordinances or motions or parts of ordinances are hereby repealed to the extent of the conflict.

SECTION FOUR: If any section, paragraph or provision of this ordinance shall be held invalid or unenforceable for any reason, such invalidity or unenforceability shall not affect any of the remaining provisions of this Ordinance.

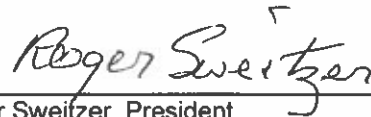
PASSED THIS 19th day of March 2024

AYES: Roger Sweitzer, Bradley Berkshire, Susan Lugo, Vicki Rispans, Michael Joy

NAYS: N/A

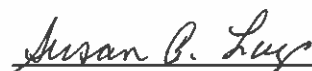
ABSENT: N/A

APPROVED THIS 19th day of March 2024



Roger Sweitzer, President
Board of Park Commissioners
Oakbrook Terrace Community Park District

ATTEST:



Susan Lugo, Secretary
Board of Park Commissioners
Oakbrook Terrace Community Park District

EXHIBIT A

Administration

Five landscaping vehicles and/or attachments (pictures attached)

- 1991 Toro seeder
- 2011 Bobcat mower
- 2014 Wright stander mower
- 2014 TurfEx RS7200E
- 2018 Bobcat QuickCat riding mower

THIS PROPERTY IS BEING DISPOSED OF, AS APPROPRIATE. IT NO LONGER SERVES THE NEEDS OF THE PARK DISTRICT.

THE ABOVE DESCRIBED PROPERTY IS ACCEPTED "AS IS". THE SELLER MAKES NO WARRANTIES OR REPRESENTATIONS EITHER EXPRESSED OR IMPLIED ABOUT THE PERFORMANCE ABILITY OF THE PROPERTY, ITS PRESENT STATE OF REPAIR, ITS CONDITIONS OR MAINTENANCE, ITS MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE.

1991 Toro seeder



2011 Bobcat mower



2014 Wright stander mower



2014 TurfEx RS 7200E



2018 Bobcat QuickCat riding mower

