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RESOLUTION R-45-04
A RESOLUTION AUTHORIZING THE DISPOSAL
OF CERTAIN SURPLUS PROPERTY

WHEREAS, Section 2-506 of the Wheaton City Code sets forth a procedure for disposal of property found to be surplus; and

WHEREAS, a request to dispose of property described in Exhibit "A" attached hereto and made a part hereof by reference, has been submitted; and

WHEREAS, the City Manager has approved said request and forwarded it to the City Council for authorization.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Wheaton, Illinois, that the City Manager is authorized to proceed with disposal of said surplus property in compliance with the provisions of Section 2-506, and is authorized to either advertise for bids, contact directly likely purchasers, and to take other such responsible means to cause the most profitable recovery to the City of Wheaton, or, if unable to sell said property, give said property to any not-for-profit corporation, organization, or entity having its principal place of business or doing a substantial amount of business in the city, at no charge to the recipient or to junk the property at the least possible cost to the city. The City Manager shall report back to the City Council in compliance with paragraph (i) of said Section when all or a majority of said property has been disposed of.

ADOPTED this 21st day of June, 2004.

ATTEST:

Emily M. Conley
City Clerk

Ayes:



Mayor

Roll Call Vote:
Councilman Mouhelis
Councilwoman Corry
Councilman Johnson
Mayor Pro Tem Johnson

Nays:

None

Absent:

Mayor Carr
Councilman Bolds
Councilman Mork

Motion Carried Unanimously

MEMORANDUM

To: Chief of Police, Mark Field

From: Patrol Division Commander, F.R. Grossman

Date: June 3, 2004

Subject: ***Property Disposal Authorization Request***



The below identified vehicles have been awarded to the City of Wheaton Police Department by court order pursuant to article 36 proceedings initiated from repeat DUI and/or felony suspended / revoked driving offenses. That process is now complete.

The vehicles below will be titled to the City of Wheaton and I am requesting permission to proceed with disposal of the property at auction thru our independent auctioning firm, All American Auctioneers. I have provided the NADA estimated value of the vehicles, however due to condition and a number of other factors, our experience has been that the price realized thru the auction process is generally significantly less than the NADA estimated value.

Funds realized from the sale of these vehicles returns for deposit in the DUI Technology Fund.

Case	Vehicle	NADA Value
030308-1159	1998 Kia Sophia	\$4,525
031112-1688	1995 Chevy 2500 pick up	\$3,345
030829-4459	1992 Dodge Shadow	\$1,700

For the below listed vehicle the NADA estimated value of the vehicle is \$825. Due to the extremely poor condition of the vehicle, I will be obtaining a junk title and making arrangements to have the vehicle crushed and junked.

Case	Vehicle	NADA Value
031109-1282	1985 Mazda 626	\$825

C: Deputy Chief, T. Meloni

95
SEARCHED
INDEXED
4/9/2004
STATE OF ILLINOISUNITED STATES OF AMERICA
IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

COUNTY OF DU PAGE

PEOPLE OF THE STATE OF ILLINOIS

CASE NUMBER

03 MR 359

CLERK OF THE
18TH JUDICIAL CIRCUIT
DU PAGE COUNTY, ILLINOIS

04 APR -7 PM 12: 26

File Stamp Here

1998 KIA, VIN #
KNAFB1217W5737883
DEFENDANT(S)

ORDER

This cause having come on to be heard upon the motion of the PLAINTIFF FOR DEFAULT JUDGEMENT and the Court being fully advised in the premises, having jurisdiction of the subject matter:

IT IS HEREBY ORDERED

(1) PROPERTY AWARDED TO

WHEATON POLICE

IN ACCORDANCE WITH 720 ILCS 5/36-2

(2) ILLINOIS SECRETARY OF STATE IS DIRECTED TO:

(A) Accept proper application for a Certificate of Title by Wheaton Police

(B) Indiana accept Indiana Secretary of State Records showing termination of interest of parties claiming interest in property

CASE CLOSED

STRIKE FUTURE DATE:

Name: CERTIFICATION

I, Joel Kagann, Clerk of the 18th Judicial Circuit Court, DuPage County, Illinois, do hereby certify this to be a true and correct copy as it appears from the records and files in my office. IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of the said Court.

DATE APR 9 8 2004

ENTER:

Sonnie M Wheaton

ENTERED

APR 17 2004

JUDGE

4/7/2004by Robert Kitter
JOEL A. KAGANN, CLERK OF THE 18TH JUDICIAL CIRCUIT COURT
Deputy Clerk

SONNIE M. WHEATON, JUDGE

JIM HODGINSKY
DEPUTY COURT ROOM CLERKJOEL A. KAGANN, CLERK OF THE 18TH JUDICIAL CIRCUIT COURT ©
WHEATON, ILLINOIS 60189-0707

ORDER

1035 (Rev. 9/99)

STATE OF ILLINOIS

UNITED STATES OF AMERICA

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

COUNTY OF DU PAGE

PEOPLE OF THE STATE OF ILLINOIS

CASE NUMBER

03MR 1546

CLERK OF THE
18TH JUDICIAL CIRCUIT
DU PAGE COUNTY, ILLINOIS

J. A. Kagann

04 APR -7 PM 12:27

FILED
ED-VS-
1995 Chevrolet, VIN#
1GCGK24K6S2268016
DEFENDANT(S)

File Stamp Here

ORDER

This cause having come on to be heard upon the motion of the Plaintiff for forfeiture and the Court being fully advised in the premises, having jurisdiction of the subject matter:

IT IS HEREBY ORDERED

(1) Property awarded to Wheaton Police in accordance with 720 ILCS 5/36-2.

(2) Illinois Secretary of State is directed to:

(A) mark their records to show the termination of rights of parties listed on their records

(B) accept the application for a Certificate of Title by Wheaton Police



Case Closed

TEN

Name: CERTIFICATION

I, Joe Kagann, Clerk of the 18th Judicial Circuit Court, DuPage County, DuPage Attorney, do this to be true and correct copy as it appears from the records and files in my office. IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Seal of the said Court.

DATE Address: 8 2004

City/State/Zip:

Telephone:

JOEL KAGANN, Clerk



ENTER:

BONNIE M. WHEATON

ENTERED

APR 07 2004

JUDGE

4/7/04

BONNIE M. WHEATON, JUDGE

JIM HODONICKY
DEPUTY COURT ROOCLERKJOEL A. KAGANN, CLERK OF THE 18TH JUDICIAL CIRCUIT COURT ©
WHEATON, ILLINOIS 60189-0707

ORDER

2116-N (Rev. 9/99)

STATE OF ILLINOIS

UNITED STATES OF AMERICA

COUNTY OF DU PAGE

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

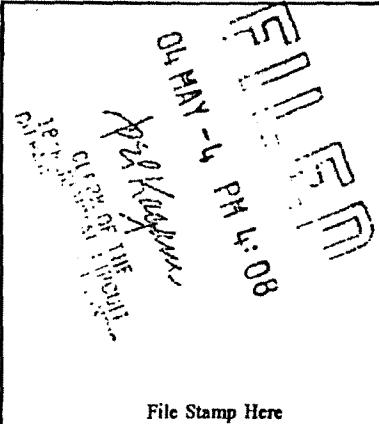
PEOPLE

-VS-

1992 DODGE, VIN#
1B3XP24D5NN255225

CASE NUMBER

03MR1244



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ORDER

This matter coming on to be heard, the Court being fully advised in the premises and having jurisdiction of the subject matter, IT IS ORDERED HEREBY:

Judgment entered on default

- (1) Property awarded to the WHEATON POLICE in accordance with 720 ILCS 5/36-2.
- (2) Illinois Secretary of State is directed to:
 - (A) Mark their records to show the termination of rights to property by parties claiming interest
 - (B) Accept proper application for a Certificate of Title by Wheaton Police

IX

Case Closed

TEN

Name: <u>JOEL KAGANN</u>	CERTIFICATION
Deputy Attorney General	5000
I, Joel Kagann, Deputy Attorney General, DuPage County, Illinois, do hereby certify that the above is a true and correct copy as it appears from the records and files in my office.	
IN WITNESS WHEREOF, I have hereto set my hand and caused to be annexed the Seal of the said Court.	
ADDRESS:	<u>100 N. LaSalle Street</u>
DATE	<u>MAY 06 2004</u>
Telephone:	<u>708-524-5000</u>
 JOEL KAGANN, Clerk	

ENTER: P. J. Roban

JUDGE

DATE: 5/3/04

NUNC PRO TUNC TO
4/30/04.

JOEL A. KAGANN, CLERK OF THE 18TH JUDICIAL CIRCUIT COURT ©
WHEATON, ILLINOIS 60189-0707

ORDER

1035 (Rev. 9/99)

STATE OF ILLINOIS

UNITED STATES OF AMERICA

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

COUNTY OF DU PAGE

95-145-04
DRAFTED 4/9/2004

PEOPLE OF THE STATE OF ILLINOIS

1986 MAZDA

JM1G C2219G1841732

DEFENDANT(S)

CASE NUMBER

03 MR 1544

CLERK OF THE
18TH JUDICIAL CIRCUIT
DU PAGE COUNTY, ILLINOIS

J. A. Kagan

04 APR -7 PH 12:27

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ORDER

This cause having come on to be heard upon the motion of the plaintiff for forfeiture and the Court being fully advised in the premises, having jurisdiction of the subject matter:

IT IS HEREBY ORDERED

- (1) Property awarded to Wheaton Police in accordance with 720 ILCS 5/36-2.
- (2) Illinois Secretary of State is directed to:
 - (A) Mark their records to show the termination of rights of parties of record.
 - (B) Accept Certificate of Title application from Wheaton Police

Case Closed

TJV

Name: CERTIFICATION

I, Joel Kagan, Clerk of the 18th Judicial Circuit Court, DuPage County, Illinois, do hereby certify this to be a true and correct copy as it appears from the records and files in my office. IN WITNESS WHEREOF I have hereunto set my hand and caused to be affixed the Seal of the said Court.

DATE: APR 7 2004

City/State/Zip:

JOEL KAGAN, Clerk



ENTER:

ENTERED

JUDGE

APR 7 2004

4/7/04

RONNIE M. WHEATON, JUDGE

JIM HODONICKY
DEPUTY COURT ROOM CLERKJOEL A. KAGAN, CLERK OF THE 18TH JUDICIAL CIRCUIT COURT ©
WHEATON, ILLINOIS 60189-0707