

RESOLUTION R-59-04  
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

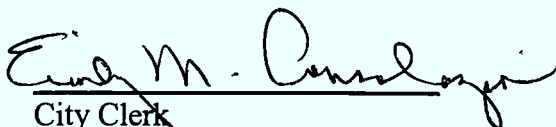
WHEREAS, a request to dispose of property described in Exhibit "A" attached hereto and made a part hereof by reference, has been submitted; and


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 7TH day of September, 2004.

ATTEST:

  
City Clerk

  
Mayor

Ayes:

Roll Call Vote:  
Councilman Mouhelis  
Councilman Bolds  
Councilwoman Corry  
Councilman Johnson  
Mayor Carr  
Councilman Mork

Nays:

None


Absent:

Councilwoman Johnson

Motion Carried Unanimously

## MEMORANDUM

To: Chief of Police, Mark Field

From: Patrol Division Commander, F.R. Grossman 

Date: August 4, 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 |
|-------------|----------------------|------------|
| 031117-2509 | 1990 Lincoln Towncar | \$2,050    |
| 030327-4167 | 1998 Nissan Maxima   | \$14,425   |

C: Deputy Chief, T. Meloni

Ex "A" R-59-04

1035 (Rev. 9/99)

ORDER

STATE OF ILLINOIS

UNITED STATES OF AMERICA

COUNTY OF DU PAGE

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

PEOPLE OF THE STATE OF ILLINOIS

CASE NUMBER

03MR 1661

-VS-

1990 LINCOLN

1 LNLM 81F2LY637458

DEFENDANT(S)

FILED  
04 JUL 15 AM 11:48  
CLERK OF THE  
18TH JUDICIAL CIRCUIT  
DU PAGE COUNTY, ILLINOIS

File Stamp Here

ORDER

This cause having come on to be heard upon the motion of the \_\_\_\_\_  
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) The Illinois Secretary of State is directed to:  
(A) mark their records to indicate the termination  
of rights to the vehicle against parties listed  
on title records.

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

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 my seal of the said Court

DATE JUL 20 2004



JOEL KAGANN, Clerk  
(MICHAEL F. HAEGER)

ENTERED

ENTERED

JUL 15 2004

JUDGE

JIM HODONICKY  
DEPUTY COURT ROOM CLERK

RONNIE M. WHEATON, JUDGE

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

X

Name:

TEV

DuPage Attorney No.:

50000

Attorney For:

SAO

Address:

City/State/Zip:

Telephone:

IMAGED 7/19/2004

Ex "A" 2-59-04

2116-N (Rev. 9/99)

ORDER

STATE OF ILLINOIS UNITED STATES OF AMERICA COUNTY OF DU PAGE  
IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

PEOPLE.

-VS-

1998 NISSAN, VIN  
JN1CA21A2WM800221

CASE NUMBER

03MR 402

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

Joel Kagann

04 APR 12 PM 12:25

FILED

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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: after testimony heard in contested hearing for forfeiture

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

(2) Illinois Secretary of State is directed to  
(A) Mark their records to show termination of rights of parties claiming ownership on their records

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

Case Closed

Name: CERTIFICATION

Joel Kagann, Clerk of the 18th Judicial Circuit Court, DuPage County, Illinois, do hereby certify the above 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: 04/27/2004 Joel Kagann



JOEL KAGANN, Clerk

Robert Keltner  
Deputy Clerk

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

ENTER: Bonnie M. Wheaton

JUDGE

ENTERED 4/12/04  
DATE:

APR 12 2004

BONNIE M. WHEATON, JUDGE

JIM HODONICKY  
DEPUTY COURT ROOM CLERK