

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

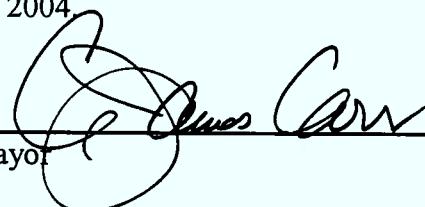
WHEREAS, the City Manager has approved said request and forwarded it to the City Council for authorization.

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:

Evelyn M. Cunliffe
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 *[Handwritten signature]*

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

ORDER

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 1661

-vs-

1990 LINCOLN

1 LULM 81F2LY637458

DEFENDANT(S)

CLERK OF THE
18TH JUDICIAL CIRCUIT
DU PAGE, ILLINOIS

FILED
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2004

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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 the seal of the said Court
DATE JUL 20 2004



JOEL KAGANN, Clerk
MICHAEL F. HAEGELE
Deputy Clerk



Case Closed

TEV

Name: TEV

DuPage Attorney No.: 50000

Attorney For: SAO

Address:

City/State/Zip:

Telephone:

ENTERED

ENTERED

JUDGE

JUL Date 2004

BONNIE M. WHEATON, JUDGE

JIM HODONICKY
DEPUTY COURT ROOM CLERK

ORDER

STATE OF ILLINOIS

UNITED STATES OF AMERICA

COUNTY OF DU PAGE

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT

PEOPLES.

vs.
 1998 NISSAN, VIN
 JN1CA21A2WM800221

CASE NUMBER

03 MR 402

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

JPG/Kagann

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 in 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 to 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.

Adm'd.

JUL 27 2004 JOEL KAGANN.



JOEL KAGANN, Clerk

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

ENTER:

BONNIE M. WHEATON
 JUDGE

ENTERED APR 12/04

DATE: APR 12 2004

BONNIE M. WHEATON, JUDGE

JIM HODONICKY
 DEPUTY COURT ROOM CLERK