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**THE VILLAGE OF BLOOMINGDALE**

DUPAGE COUNTY, ILLINOIS

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**RESOLUTION**

NUMBER 2023-R-12

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**A RESOLUTION  
APPROVING AND AUTHORIZING THE PURCHASE OF  
READY-MIX CONCRETE MATERIALS USING SPOT  
MARKET PROCUREMENT PROCEDURES PURSUANT TO  
THE VILLAGE CODE**

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FRANCO A. COLADIPIETRO, Mayor

PAMELA S. HAGER, Village Clerk

VINCE ACKERMAN  
WILLIAM BELMONTE  
BILL BOLEN  
FRANK BUCARO  
PATRICK SHANNON  
JUDI VON HUBEN

Village Board

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Published in pamphlet form by authority of the  
President and the Board of Trustees of the Village of Bloomingdale  
on this the 27th day of March 2023

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**RESOLUTION NO. 2023-R-12**

**A RESOLUTION  
APPROVING AND AUTHORIZING THE PURCHASE OF READY-MIX CONCRETE  
MATERIALS USING SPOT MARKET PROCUREMENT PROCEDURES PURSUANT  
TO THE VILLAGE CODE**

**WHEREAS**, the Village of Bloomingdale (hereinafter referred to as the "Village") is a home rule unit of local government with authority granted pursuant to the Illinois Constitution of 1970, to exercise certain powers and perform certain functions pertaining to its local government and affairs;

**WHEREAS**, the Illinois Constitution of 1970 provides that a Home Rule Unit may exercise any power and perform any function pertaining to its government and affairs, including but not limited to the power to regulate for the protection of the public health, safety, morals and welfare; to license, to tax; and to incur debt;

**WHEREAS**, the Village upon approval of the President and Board of Trustees of the Village (the "Corporate Authorities") may waive competitive bidding requirements in certain circumstances in accordance with the provisions of the Village Code of Ordinances;

**WHEREAS**, Title 3 (Finance and Taxation) Chapter 2 (Purchasing, Procurement and Disposal Procedures) Section 6 (Purchasing Procedures) provides that certain purchases or contracts for the purchase of certain commodities, supplies, or services may be authorized by the Village Board without advertising for bids regardless of whether the total of such individual purchases exceeds twenty thousand dollars (\$20,000.00) during any one fiscal year, pursuant to a "spot market" purchase approach;

**WHEREAS**, since FY13 the "spot market" procurement method has been the most successful process of obtaining favorable pricing for purchase of ready-mix concrete for the Village;

**WHEREAS**, Public Works Department respectfully recommends the Village Board authorize expenditures in the FY24 budgeted amount, not to exceed \$34,800.00, to purchase ready-mix concrete materials using "spot market" procurement procedures pursuant to the Village Code; and

**WHEREAS**, the Corporate Authorities of the Village of Bloomingdale are of the opinion that the foregoing actions are in the best interest of the public safety, health and welfare of the residents of the Village of Bloomingdale.

**NOW, THEREFORE, BE IT RESOLVED** by the Village President and Board of Trustees of the Village of Bloomingdale, DuPage County, Illinois as follows:

### **Section One – Recitals**

The Corporate Authorities hereby find that all of the recitals hereinbefore stated as contained in the preamble to the Resolution are full, true and correct and do hereby, by reference, incorporate and make them part of this Resolution as legislative findings.

### **Section Two –Approval**

The Village hereby approves the execution of the FY24 Ready Mix concrete “Spot Market” Procurement Approval substantially in the form attached hereto and made a part hereof as Exhibit A.

### **Section Three – Authorization and Direction**

The Village President and/or Village Administrator is hereby authorized to execute, and the Village Clerk is hereby authorized to attest the FY24 Ready Mix concrete “Spot Market” Procurement Approval, substantially in the form attached hereto as Exhibit A.

### **Section Four -- Other Actions Authorized**

The officers, employees and/or agents of the Village shall take all actions necessary or reasonably required to carry out and give effect to the intent of the Approval and otherwise to consummate the transactions contemplated therein, and shall take all actions necessary in conformity therewith including, without limitation, the execution and delivery of all documents required to be delivered in connection with the transaction contemplated herein.

### **Section Five – Authorization of Expenditures**

The Corporate Authorities hereby authorize and direct the expenditure of all costs related to the execution of the Approval, additionally, the Village is authorized and directed to allocate and spend all necessary funds to fulfill the requirements of the Agreement and of this Resolution.

### **Section Six -- Waiver of Bidding Requirements**

To the extent that any requirement of bidding would be applicable to the transaction(s) contemplated hereunder, the same is hereby waived.

### **Section Seven - Acts of Village Officials**

That all past, present and future acts and doings of the officials of the Village that are in conformity with the purpose and intent of the Agreement are hereby, in all respects, ratified, approved, authorized and confirmed.

**Section Eight– Effective Date**

This Resolution shall be in full force and effect from and after its passage, approval and publication as provided by law.

**Section Nine – Publication**

This Resolution shall be published in book or pamphlet form as provided by the Illinois Municipal Code.

**Section Ten – Conflict Clause**

All resolutions in conflict herewith are hereby repealed to the extent of such conflict.

**Section Eleven – Saving Clause**

If any section, paragraph, clause or provision of this Resolution is declared by a court of law to be invalid or unconstitutional, the invalidity or unconstitutionality thereof shall not affect the validity of any other provisions of this Resolution, which are hereby declared to be separable.

**Section Twelve – Recording**

This Resolution shall be entered into the minutes and upon the journals of the Board of Trustees of the Village of Bloomingdale.

***[Remainder of Page intentionally left blank; roll call vote to follow]***

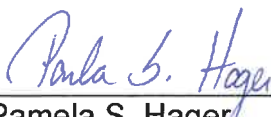
**DECIDED** pursuant to a Roll Call Vote as follows:

	YES	NO	ABSENT	PRESENT
Vince Ackerman	X			
William Belmonte	X			
Bill Bolen	X			
Frank Bucaro			X	
Patrick Shannon			X	
Judi Von Huben	X			
Franco A. Coladipietro (only if necessary)				
<b>TOTAL</b>	<b>4</b>	<b>0</b>	<b>2</b>	

**PASSED AND APPROVED** by the Village of Bloomingdale Board of Trustees on  
the 27th day of March 2023:

  
\_\_\_\_\_  
Franco A. Coladipietro  
Village President

ATTEST:

  
\_\_\_\_\_  
Pamela S. Hager  
Village Clerk

**Exhibit A**

[FY24 Ready Mix concrete "Spot Market" Procurement Approval]