
THE VILLAGE OF BLOOMINGDALE

DUPAGE COUNTY, ILLINOIS

RESOLUTION

NUMBER 2021-R-14

**A RESOLUTION
DECLARING CERTAIN REAL ESTATE
TO BE SURPLUS PROPERTY OF
THE VILLAGE OF BLOOMINGDALE**

FRANCO A. COLADIPIETRO, Mayor

PAMELA HAGER, Village Clerk

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

Village Board

Published in pamphlet form by authority of the
President and the Board of Trustees of the Village of Bloomingdale
on this the 28th day of June, 2021

ORDINANCE NO. 2021-R-14

**A RESOLUTION
DECLARING CERTAIN REAL ESTATE
TO BE SURPLUS PROPERTY OF
THE VILLAGE OF BLOOMINGDALE**

WHEREAS, the Village of Bloomingdale (hereinafter referred to as "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 of Bloomingdale presently owns certain real estate which was acquired by the Village for public purposes;

WHEREAS, said real estate has been determined to no longer be necessary for use by the Village for public purposes;

WHEREAS, the Corporate Authorities for the Village of Bloomingdale has determined that the property legally defined in EXHIBIT A, which is attached hereto and incorporated herein, is no longer necessary or useful to the Village of Bloomingdale for public purposes and that it is in the best interest of the Village to declare such property to be surplus property;

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, in open meeting assembled, by the Village President and Board of Trustees of the Village of Bloomingdale, DuPage County, Illinois, pursuant to the Village's Home Rule Powers, as follows:

Section One - Recitals

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

Section Two – Declaration of Surplus Real Estate

In the opinion of at least $\frac{3}{4}$ of the Corporate Authorities of the Village of Bloomingdale that the real estate legally defined in Exhibit A, which is attached hereto and incorporated herein, is surplus real estate and that the real estate referenced herein is no longer necessary or useful to, or for the best interests of the Village.

Section Three – Authorization and Direction

The Board of Trustees hereby authorizes and directs the Village Administrator, with advice of the Village Attorney, to dispose of the real estate referred to herein by execution and delivery of a Quit Claim Deed. The Board of Trustees further authorize the delivery of said property to the respective Homeowner's Association at no charge, understanding that the subject real estate is of no value.

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 this resolution and otherwise to consummate the transactions contemplated herein, 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 – Home Rule Preemption

This resolution represents the Village of Bloomingdale’s exercise of its home rule powers to the extent that this ordinance preempts or conflicts with Illinois statute to the extent permitted under the Constitution of the State of Illinois.

Section Six – Effective Date:

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

Section Seven – Publication

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

Section Eight – Conflict Clause

That all resolutions, parts of resolutions or board actions in conflict with the terms of this resolution shall be repealed to the extent of said conflict.

Section Nine – 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 the remaining provisions of this resolution which are hereby declared to be separable.

Section Ten – Recording

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

such other actions they deem proper to enforce the terms and conditions of this Ordinance, including, without limitation, an action in equity to compel compliance with its terms. Any person violating the terms of this Ordinance shall be subject, in addition to the foregoing penalties, to the payment of court costs and reasonable attorneys’ fees of the Village.

[Remainder of Page Intentionally Left Blank; Roll Call 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)				
TOTAL	5	0	1	

PASSED AND APPROVED by the Village of Bloomingdale Board of Trustees on the 28th day of June, 2021.



 Franco A. Coladipietro
 Village President

ATTEST:



 Pamela S. Hager
 Village Clerk