

RESOLUTION NO. 08-2021

A RESOLUTION AUTHORIZING AND APPROVING A CERTAIN MUNICIPAL FINANCE AGREEMENT AND PROGRESS PAYMENTS ADDENDUM WITH CANON FINANCIAL SERVICES, INC. RELATED TO LICENSE PLATE READER CAMERAS FOR THE VILLAGE OF STICKNEY

WHEREAS, the Village of Stickney (the “Village”) is a home rule municipal corporation in accordance with Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, the Village has the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to review, interpret and amend its ordinances, rules and regulations; and

WHEREAS, the Village Police Department is in need of certain equipment to facilitate officers who execute traffic stops in the Village (the “Equipment”); and

WHEREAS, Canon Financial Services, Inc. (“Canon”) is in the business of providing such Equipment; and

WHEREAS, the Village desires that Canon lease the Equipment to the Village and Canon desires to lease the Equipment to the Village; and

WHEREAS, Canon has submitted a certain agreement to the Village that outlines the terms and conditions under which Canon will lease the Equipment, a copy of which is attached hereto and incorporated herein as Exhibit A (the “Agreement”); and

WHEREAS, in order to facilitate the delivery and installation of the Equipment, upon the Village’s request, Canon has also provided a certain Progress Payments Addendum, a copy of which is attached hereto and incorporated herein as Exhibit B (the “Addendum”), whereby Canon will pay certain progress payments to the supplier of the Equipment as set forth in the Addendum; and

WHEREAS, the Village President (the “President”) and the Board of Trustees of the Village (the “Board,” and together with the President, the “Corporate Authorities”) have determined that it is necessary, advisable and in the best interests of the Village and its residents to enter into and approve an agreement and addendum with substantially the same terms as the terms of the Agreement and the Addendum; and

WHEREAS, the President is authorized to enter into and the Village Attorney (the “Attorney”) is authorized to revise agreements and addenda to same for the Village making such insertions, omissions and changes as shall be approved by the President and the Attorney;

NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF STICKNEY, COOK COUNTY, ILLINOIS, as follows:

SECTION 1: RECITALS. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

SECTION 2: PURPOSE. The purpose of this Resolution is to authorize the President or his designee to enter into the Agreement whereby Canon will lease the Equipment to the Village, to authorize the President or his designee to enter into the Addendum whereby Canon will make certain progress payments to the supplier of the Equipment, and to further authorize the President or his designee to take all steps necessary to carry out the terms and intent of this Resolution and to ratify any steps taken to effectuate those goals.

SECTION 3: AUTHORIZATION. The Board hereby authorizes and directs the President or his designee to authorize, enter into and approve the Agreement and the Addendum in accordance with their terms, or any modifications thereof, and to ratify any and all previous action taken to effectuate the intent of this Resolution. The Board further authorizes and directs the President or his designee to execute the Agreement and the Addendum with such insertions, omissions and changes as shall be approved by the President and the Attorney. The Village Clerk is hereby authorized and directed to attest to and countersign the Agreement and the Addendum and any other documentation as may be necessary to carry out and effectuate the purpose of this Resolution. The Village Clerk is also authorized and directed to affix the Seal of the Village to such documentation as is deemed necessary. The officers, agents and/or employees of the Village shall take all action necessary or reasonably required by the Village to carry out, give effect to and consummate the purpose of this Resolution and shall take all action necessary in conformity therewith. To the extent that any requirement of bidding would be applicable to the Equipment, the same is hereby waived.

SECTION 4. HEADINGS. The headings of the articles, sections, paragraphs and subparagraphs of this Resolution are inserted solely for the convenience of reference and form no substantive part of this Resolution nor should they be used in any interpretation or construction of any substantive provision of this Resolution.

SECTION 5. SEVERABILITY. The provisions of this Resolution are hereby declared to be severable and should any provision of this Resolution be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable and as though not provided for herein and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

SECTION 6. SUPERSEDER. All code provisions, ordinances, resolutions, rules and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

SECTION 7. PUBLICATION. A full, true and complete copy of this Resolution shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

SECTION 8. EFFECTIVE DATE. This Resolution shall be effective and in full force immediately upon passage and approval as provided by law.

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PASSED this 14th day of June, 2021.

AYES: Trustees Hrejsa, Kapolnek, Millenkovic, Savopoulos, Torres and White

NAYS: None

ABSENT: None

ABSTENTION: None

APPROVED by me this 14th day of June, 2021.

Jeff Walik, President

ATTESTED AND FILED in my
office this 15th day of
June, 2021.

Audrey McAdams, Village Clerk

EXHIBIT A

EXHIBIT B