

ORDINANCE NO. 145

**AN ORDINANCE TO AUTHORIZE DISPOSITION OF ABANDONED ITEMS
OF PERSONAL PROPERTY OF DISTRICT TENANTS**

WHEREAS, the Tri-City Regional Port District ("District") is a body politic and municipal corporation organized and existing pursuant to its enabling legislation 70 ILCS 1860/1, *et seq.*; and

WHEREAS, the District is authorized to acquire, own and use real and personal property in the furtherance of its purpose of fostering economic development; and

WHEREAS, the District enters into lease agreements with various commercial and private entities, including individuals, throughout its jurisdiction, and said entities or individuals acquire, own and use personal property in furtherance of their respective activities within properties leased by the District to them; and

WHEREAS, at the termination of the lease agreements, at the end of their natural term or otherwise, certain tenants fail to remove materials, furniture, furnishings or other personal property upon their vacation of the leased premises effectively abandoning same ("the abandoned items"); and

WHEREAS, it has become an ongoing problem for the District to appropriately and effectively remove and dispose of these abandoned items, so that the leased premises may be marketed, leased or otherwise used to further additional economic development within the District; and

WHEREAS, it is in the best interest of the citizens of the District that a procedure be established to permit the removal and disposition of the abandoned items described herein above by the District.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TRI-CITY REGIONAL PORT DISTRICT, as follows:

1. Upon the Tenants' vacation of the premises leased to them by the District, any abandoned items left by said Tenant on or within the leased premises shall be removed within seven (7) days.

2. In the event said abandoned items are not removed by the Tenant within the seven (7) day period, they are to be forfeited to the District and thereafter disposed of in one or more of the following ways at the discretion of the Executive Director of the District.

- (a) used by the District to further its activities;
- (b) sold at public auction in the manner that surplus District property is sold, with all proceeds from said sale (less costs and expenses of the auctioneer) deposited into the District general funds;
- (c) donated to a non-profit organization in Madison County, Illinois or removed as garbage or waste.

3. That the manner and means of disposal of such abandoned items shall be reported to the District Board of Commissioners at its next regularly scheduled Board meeting following said disposal.

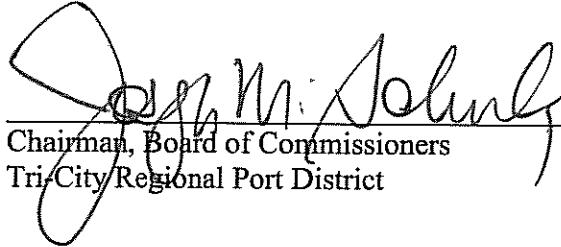
4. That a copy of this Ordinance shall be provided to all persons or entities who lease property from the District following its adoption and publication.

5. That all ordinances in conflict herewith are hereby repealed.

6. That this Ordinance shall be in full force and effective and after its passage, approval and publication as provided for in 70 ILCS 1860/24.

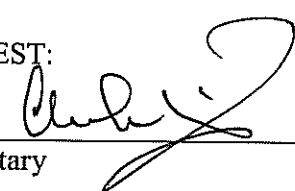
PASSED by the Board of Commissioners of the Tri-City Regional Port District
this 8th day of February, 2010.

APPROVED by the Chairman of the Board of Commissioners of the Tri-City
Regional Port District this 8th day of February, 2010.



Chairman, Board of Commissioners
Tri-City Regional Port District

ATTEST:



Secretary