

SUBSTITUTE ORDINANCE

WHEREAS, from time to time, equipment used by the City of Chicago becomes outdated and obsolete and is replaced; and

WHEREAS, such material, while no longer of use to the City, may be of great use to another entity; and

WHEREAS, the Chicago Police Department, from time to time, has in its possession explosive magazines that, while no longer of use to the City, could be of substantial use elsewhere; and

WHEREAS, the City of Waukegan and the Waukegan Fire Department Bomb Squad are in need of additional explosive magazines as they act as the primary bomb squad for northern Illinois; now, therefore

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHICAGO:

SECTION 1. The Superintendent of the Chicago Police Department is hereby authorized to donate such explosive magazines they deem no longer useful to the City of Chicago and available as of the effective date of this ordinance to the City of Waukegan, Illinois, free and clear of any liens or encumbrances. The City shall convey said explosive magazines in as-is condition without any warranties either expressed or implied and expressly excludes any warranty of merchantability and fitness for a particular purpose.

SECTION 2. Given the nature of the property being donated, a written transfer agreement for said explosive magazines shall be entered into between the City of Chicago and the City of Waukegan. The transfer agreement shall address, but is not limited to addressing, the City of Waukegan's indemnification of the City of Chicago for any harm which may result from use or transportation of the magazines, and the terms of delivery. The Superintendent of the Chicago Police Department is authorized to enter into and execute said transfer agreement and such other documents as may be necessary and proper to implement this donation.

SECTION 3. This ordinance shall be in full force and effect upon passage and publication.