
THE CITY OF ROCHELLE

Ogle County, Illinois

RESOLUTION

NO. _____

**A RESOLUTION ACCEPTING THE BID PROPOSAL FROM TRI-CITY ELECTRIC
COMPANY IN THE AMOUNT OF \$1,695,520.00 FOR THE WESTVIEW DRIVE
UNDERGROUND INSTALLATION**

**JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk**

**TOM McDERMOTT
BIL HAYES
KATE SHAW-DICKEY
DAN McDERMOTT
ROSAELIA ARTEAGA
BEN VALDIVIESO
City Council**

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WHEREAS, Section 7 of Article VII of the 1970 Constitution of the State of Illinois provides that a municipality that is not a home rule unit shall only have the powers granted to them by law and as such the City of Rochelle, Ogle County, Illinois being a non-home rule unit pursuant to the provisions of said Section 7 of Article VII, and may exercise only the powers expressly granted by law; and

WHEREAS, the Illinois General Assembly granted non-home rule municipalities broad authority to “pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities.” 65 ILCS 5/1-2-1; and

WHEREAS, while “non-home rule municipalities have the authority to enact ordinances, such ordinances may in no event conflict with state law or prohibit what a state statute expressly permits . . . A local ordinance may impose more rigorous or definite regulations in addition to those enacted by the state legislature so long as they do not conflict with the statute.” (*Village of Wauconda v. Hutton*, 291 Ill. App. 3d 1058, 1060 (1997)); and

WHEREAS, the City of Rochelle (“City”) operates an electrical division which provides electrical service to local businesses and residents as part of Rochelle Municipal Utilities (“RMU”); and

WHEREAS, RMU advertised the Westview Drive Underground Project (“Project”) in the in the Rochelle Newsleader on June 5, 2024; and

WHEREAS, on July 9, 2024 at 2:00 p.m., the City publicly opened bids for the Project (the bids are attached as Exhibit A); and

WHEREAS, the lowest project bid was submitted by Tri-City Electric Company in the amount of \$1,695,520.00; and

WHEREAS, Tri-City Electric Company has completed projects in Rochelle and has a good list of references from completed projects; and

WHEREAS, it has been determined by the Corporate Authorities of the City of Rochelle that it is in the best interest of the City and its residents to accept the proposal from Tri-City Electric Company, in the amount of \$1,695,520.00 for the Westview Drive underground project.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ROCHELLE, ILLINOIS:

SECTION ONE: That the City hereby incorporates all of the recitals above into this Resolution as if fully set forth herein.

SECTION TWO: The bid submitted by Tri-City Electric Company in the amount of \$1,695,520.00 is hereby accepted. The City Manager or his designee is authorized to sign any documents necessary to carry out the approval of the proposal of Tri-City Electric Company for the Westview Drive underground project.

SECTION THREE: If any provision of this Resolution or application thereof to any person or circumstance is ruled unconstitutional or otherwise invalid, such invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Resolution is severable.

SECTION FOUR: Where the conditions imposed by any provisions of this Resolution are more restrictive than comparable provisions imposed elsewhere in any other local law, ordinance, resolution, rule or regulation, the regulations of this Resolution will govern.

SECTION FIVE: The City Clerk shall publish this Resolution in pamphlet form.

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

APPROVED THIS 12th day of August 2024

MAYOR

ATTEST:

CITY CLERK

STATE OF ILLINOIS)
) SS.
COUNTY OF OGLE)

CERTIFICATE

I, Rose Huéramo, City Clerk of the City of Rochelle, County of Ogle and State of Illinois,
DO HEREBY CERTIFY that the foregoing is a true and correct copy of Resolution No. _____,
“A RESOLUTION ACCEPTING THE BID PROPOSAL FROM TRI-CITY ELECTRIC
COMPANY IN THE AMOUNT OF \$1,695,520.00 FOR THE WESTVIEW DRIVE
UNDERGROUND INSTALLATION” which was adopted by the Mayor and City Council of the
City of Rochelle on August 12, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of
the City of Rochelle this 12th day of August, 2024.

CITY CLERK