
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**A RESOLUTION AUTHORIZING UP TO \$425,000 FOR THE CRESTON-CARON ROAD
RECONSTRUCTION PROJECT WITH SEC#20-00116-00-RS (C-92-047-21)**

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

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City Council

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1301 W. 22nd Street – Ste. 500 Oak Brook, Illinois 60523

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**A RESOLUTION AUTHORIZING UP TO \$425,000 FOR THE CRESTON-CARON ROAD
RECONSTRUCTION PROJECT WITH SEC#20-00116-00-RS (C-92-047-21)**

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 has been planning in it’s CIP to upgrade Creston Road and Caron Roads as traffic has greatly increased on these roads since 2001; and

WHEREAS, the cost of upgrading these roads is estimated to be nearly \$1.6 million dollars and was originally planned to be solely funded through motor tax fuel funds; and

WHEREAS, after developing the project scope and estimates of cost, the City has applied for and qualified for Federal Surface Transportation – Urban funds and State Covid Relief funds; and

WHEREAS, with the use of federal and state funding the City’s estimated contribution is \$312,000, (a copy of the Joint Funding Agreement is attached herein as Exhibit A); and

WHEAREAS, in order to account for any change orders or extension of work, the City Engineering Dept. is asking for an additional \$113,000 in contingency funds; and

WHEREAS, the City Engineering Dept. is requesting an amount not to exceed \$425,000 to be appropriated to fund the City’s portion of the Creston-Caron reconstruction project with Sec#20-00116-00-RS (C-92-047-21); 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 approve funding in an amount not to exceed \$425,000 for the Creston-Caron Road Project.

BE IT RESOLVED 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 Mayor and City Council of the City of Rochelle hereby authorizes and appropriates \$425,000, or as much as may be needed, to match the required funding to complete the proposed improvements from motor fuel tax or other local funds and furthermore agrees to pass a supplemental resolution if necessary to appropriate additional funds for the completion of the Creston-Caron Road Project with Sec# 20-00116-00-RS (C-92-047-21).

SECTION THREE: The Rochelle Mayor is hereby authorized to execute an Agreement with IDOT for the above-mentioned project.

SECTION FOUR: This Resolution will become Attachment 3 of the Agreement.

SECTION FIVE: The City Clerk of the City of Rochelle is directed to transmit three (3) copies of the Agreement and Resolution to IDOT District 2 Bureau of Local Records and Streets.

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

APPROVED THIS 13th day of May 2024.

MAYOR

ATTEST:

CITY CLERK

CERTIFICATE

I, _____, 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 AUTHORIZING UP TO \$425,000 FOR THE CRESTON-CARON ROAD RECONSTRUCTION PROJECT WITH SEC# 20-00116-00-RS (C-92-047-21)” which was adopted by the Mayor and City Council of the City of Rochelle on May 13, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 13th day of May 2024.

CITY CLERK