
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS AND
AUTHORIZING THE PURCHASE OF SODIUM HYPOCHLORITE FROM HAWKINS
WATER TREATMENT GROUP**

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

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BEN VALDIVIESO
City Council

Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle
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1301 W. 22nd Street, Ste. 500 Oak Brook, Illinois 60523

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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 regulation 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 permit. A local ordinance may impose more rigorous or definite regulation 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 a water and water reclamation division through Rochelle Municipal Utilities (“RMU”), one of the City’s departments; and

WHEREAS, this spring RMU advertised specifications for water treatment chemicals on a national database to solicit bids through a third party company. On June 27, 2024, the same company hosted a live online reverse auction; and

WHEREAS, on September 9, 2024 the City Council waived competitive bidding pursuant to 65 ILCS 5/8-9-1 of the Illinois Municipal Code and Section 2-371 of the Rochelle Municipal Code and authorized the purchase of various water/wastewater chemicals based on the lowest bidders at the online reverse auction; and

WHEREAS, since then, one of the vendors Pureline, has informed RMU that they can no longer meet the quoted price for Sodium Hypochlorite; and

WHEREAS, as a result, RMU reached out to the second lowest bidder Hawkins Water Treatment Group who can provide the Sodium Hypochlorite at a rate of \$2.74 per gallon (see quote attached as Exhibit A); 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 waive competitive bidding requirements and approve the purchase of Sodium Hypochlorite from Hawkins Water Treatment Group at the cost per unit listed in Exhibit A for a period of at least six months.

**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 Mayor and City Council of the City of Rochelle hereby waive competitive bidding requirements and authorize the City Manager and/or his designee to execute any documents necessary to purchase Sodium Hypochlorite from Hawkins Water Treatment Group at a rate of \$2.74 per gallon for a period of at least six months, and thereafter to continue to purchase the items for an additional six months. The total cost of water/wastewater treatment chemicals are not to exceed the budgeted amount of two hundred forty thousand dollars (\$240,000).

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 28th day of October 2024.

MAYOR

ATTEST:

CITY CLERK

STATE OF ILLINOIS)
)
COUNTY OF OGLE) SS.

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 WAIVING COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZING THE PURCHASE OF SODIUM HYPOCHLORITE FROM HAWKINS WATER TREATMENT GROUP” which was adopted by the Mayor and City Council of the City of Rochelle on October 28, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 28th day of October 2024.

CITY CLERK

EXHIBIT A



2450 Horner Ave
University Park, IL 60484
Cell: 630.862.4868
Email: Mark.Redeker@hawkinsinc.com

Date: 10/2/24

To: City of Rochelle

ATTN: Adam Lanning

Quotation Expires: 30 Days

QUOTATION PROPOSAL

This quotation constitutes an offer to furnish the items listed subject to: terms and conditions stated hereon; receipt of your purchase order by Hawkins Water Treatment Group, Inc.; and written acceptance of your order by Hawkins Water Treatment Group, Inc. and /or the manufacturer(s) involved as follows;

Azone 15 (Sodium Hypochlorite) 12.5% \$2.74 Ga.

PN: 41245

Thank you for giving me the opportunity to quote you for this product, and Hawkins looks forward to the chance of getting to work with you once again. Please feel free to contact me at the number above with any questions.

Sincerely,

Mark Redeker
Branch Manager
Hawkins Water Treatment Group
