
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

A RESOLUTION AUTHORIZING PAYMENT TO THE OGLE-LEE FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$80,752 FOR MODULAR STRUCTURES FOR THE JOINT TRAINING FACILITY

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, on Nov 22, 2021, the City entered into an Intergovernmental Agreement with the Ogle-Lee Fire Protection District (OLFDP) for the development and construction of a joint training facility located at 920 South Main St. Rochelle; and

WHEREAS, the training facility will consist of two modular structures designed for live fire training, a building for classroom training and meetings, along with a cement pad used for auto extrication practice; and

WHEREAS, on Nov 10, 2022, the first set of modular buildings were ordered at total cost of \$161,504.00; and

WHEREAS, OLFDP paid a deposit of \$80,572.00 for the construction of the buildings; and

WHEREAS, in late June the manufacturer advised the structures were complete and ready for delivery and requested the remainder of the invoice be paid. The OLFDP Board paid the balance with the understanding they would be reimbursed by the City for its share of the cost; and

WHEREAS, the City is responsible for sharing in the costs for the joint training facility pursuant to the Intergovernmental Agreement; and

WHEREAS, the City seeks to reimburse OLFDP for its portion of the expenses related to the

purchase the modular buildings.

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: A Payment in the amount of eighty thousand seven hundred and fifty-two dollars (\$80,752.00) is authorized to be made to the Ogle-Lee Fire Protection District for reimbursement of the City's share of the cost for a set of modular structures built by American Fire Training Systems, Inc.

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 14th day of August 2023

MAYOR

ATTEST:

CITY CLERK

STATE OF ILLINOIS)
)
COUNTY OF OGLE) SS.

CERTIFICATE

I, Rose Hueramo, 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 Ordinance No. _____, “A RESOLUTION AUTHORIZING PAYMENT TO THE OGLE-LEE FIRE PROTECTION DISTRICT IN THE AMOUNT OF \$80,752 FOR MODULAR STRUCTURES FOR THE JOINT TRAINING FACILITY” which was adopted by the Mayor and City Council of the City of Rochelle on August 14, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 14th day of August, 2023.

CITY CLERK

EXHIBIT A

American Fire Training Systems, Inc.
15200 New Ave
Lockport, IL 60441

Voice: 630-257-3659
Fax: 630-257-8844

Invoice

Invoice Number: **006168**
Invoice Date: **Nov 10, 2022**
Page: **2**

Sold To:
OGLE-LEE FIRE PROTECTION
DISTRICT
401 5TH AVE
ROCHELLE, IL 61068

Ship to:
OGLE-LEE FIRE PROTECTION
DISTRICT
401 5TH AVE
ROCHELLE, IL 61068

Customer ID		Customer PO	Payment Terms	
OGLLEE			Net Due	
Sales Rep ID		Shipping Method	Ship Date	Due Date
JR		WOW Truck		11/10/22
Quantity	Item	Description	Unit Price	Extension
		recommended foundation plan -1/2 down deposit PAID -1/4 due when AFTS is 75% with fabrication \$ 40,466.00 DUE NOW -Net due after final walk thru w/ dept official *Quote good for 90 days		

PLEASE REMIT TO:
AMERICAN FIRE TRAINING SYSTEMS, INC.
P.O. BOX 39
LEMONT, IL 60439
Check/Credit Memo No 2970

Subtotal	161,504.00
Sales Tax	
Freight	
Total Invoice Amount	161,504.00
Payment/Credit Applied	80,572.00
TOTAL	80,932.00