
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**A RESOLUTION AUTHORIZING A LIMITED FIXED BASE OPERATOR AGREEMENT
WITH TRIANGLE AIRCRAFT MAINTENANCE, LLC**

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

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City Council

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

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Ogle County, Illinois

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**A RESOLUTION AUTHORIZING A LIMITED FIXED BASE OPERATOR AGREEMENT
WITH TRIANGLE AIRCRAFT MAINTENANCE, LLC**

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 operates the Rochelle Municipal Airport/Koritz Field, (herein after “Airport”); and

WHEARAS, the Airport consists of runways, taxiways, a maintenance hangar, storage hangars, a terminal building, connecting offices, an underground fueling system, fuel tanks and attendant equipment, and public areas, and a Community Hangar; and

WHEARAS, the City has employed an Airport Manager to oversee all operational duties as required of a general aviation airport; and

WHEARAS, the City seeks to engage Triangle Aircraft Maintenance, LLC to serve as a Limited Fixed Based Operator at the Airport; and

WHEREAS, Triangle Aircraft Maintenance, LLC would like to serve as a Limited Fixed Based Operator to the airport and provide aircraft service and repair; the sale of aircrafts, aircraft parts and accessories; and an aircraft inspection station, for the benefit of the airport and its patrons; and

WHEREAS, the Mayor and City Council have found that it is in the best interest of the City to enter into a Limited Fixed Based Operator Agreement with Triangle Aircraft Maintenance, LLC; a copy of the Agreement is attached herein as Exhibit A.

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 approve the Limited Fixed Based Operator Agreement attached herein as Exhibit A and authorize the City Manager or his designee to execute said Agreement.

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 9th day of September 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 A LIMITED FIXED BASE OPERATOR AGREEMENT WITH TRIANGLE AIRCRAFT MAINTENANCE, LLC” which was adopted by the Mayor and City Council of the City of Rochelle on September 9, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 9th day of September 2024.

CITY CLERK