
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS AND
AUTHORIZING TWO YEARS OF ADDITIONAL PROFESSIONAL SERVICES FROM
CULTIVATE GEOSPATIAL SOLUTIONS LLC**

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

TOM McDERMOTT
BIL HAYES
KATE SHAW-DICKEY
DAN McDERMOTT
ROSAELIA ARTEAGA
BEN VALDIVIESO
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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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 operates various utilities through Rochelle Municipal Utilities (“RMU”), one of its departments; and

WHEREAS, in 2021, the City’s staff researched options for GIS Management staff augmentation services to integrate all of the City’s and RMU’s needs into a unified platform; and the City concluded that Cultivate Geospatial Solutions, LLC would best serve the City’s needs and requirements for its GIS-related daily business and program management; and

WHEREAS, on July 12, 2021, the City approved Ordinance No. 21-5261, an Ordinance Waiving the Competitive Bidding Requirements and Authorizing the City Manager to Enter into an Agreement for GIS Locating Services with Cultivate Geospatial Solutions, LLC; and

WHEREAS, the City has been satisfied with the program and professional services provided by Cultivate Geospatial Solutions and would like to continue to utilize their services; and

WHEREAS, the original agreement with Cultivate Geospatial Solutions was for \$150,000 per year; and

WHEREAS, Cultivate Geospatial Solutions, LLC is offering to extend the current program and professional services for an additional two (2) years at a reduced rate of \$125,000 per year; and

WHEREAS, the City may waive competitive bidding requirements by a two-thirds vote of the City Council pursuant to 65 ILCS 5/8-9-1 of the Illinois Municipal Code and Section 2-371 of the Rochelle Municipal Code; 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 the competitive bidding requirements and authorize the continued professional services of Cultivate Geospatial Solutions for an additional two (2) years at a reduced rate of \$125,000 per year.

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 the competitive bidding requirements and authorize the continued professional services of Cultivate Geospatial Solutions for an additional two years at a reduced rate of \$125,000 per year. The City Manager or his designee is authorized to enter into a two (2) year professional services agreement with Cultivate Geospatial Solutions, LLC, subject to review and revision as to form by the City Attorney.

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

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 TWO YEARS OF ADDITIONAL PROFESSIONAL SERVICES FROM CULTIVATE GEOSPATIAL SOLUTIONS 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