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**THE CITY OF ROCHELLE**  
**Ogle County, Illinois**

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**ORDINANCE**  
**NO. \_\_\_\_\_**

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**AN ORDINANCE TEMPORARILY SUSPENDING UTILITY LATE FEES AS  
IDENTIFIED IN CHAPTER 98 ARTICLE I OF THE ROCHELLE MUNICIPAL CODE**

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**JOHN BEARROWS, Mayor**  
**ROSE HUERAMO, City Clerk**

**TOM McDERMOTT**  
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**KATE SHAW-DICKEY**  
**DAN McDERMOTT**  
**ROSAELIA ARTEAGA**  
**BEN VALDIVIESO**  
**City Council**

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Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle  
Ottosen DiNolfo Hasenbalg & Castaldo, Ltd. – City Attorneys  
2441 Warrenville Road, Suite 310, Lisle, Illinois 60532

**ORDINANCE NO: \_\_\_\_\_**

**AN ORDINANCE TEMPORARILY SUSPENDING UTILITY LATE FEES AS  
IDENTIFIED IN CHAPTER 98 ARTICLE I OF THE ROCHELLE MUNICIPAL CODE**

**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 ("City"), 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 ("City") has previously enacted Chapter 98, Article I, Section 98-6 of the Rochelle Municipal Code ("Code") entitled "Payment of Bills" pertaining to payment for utility services by Rochelle Municipal Utility ("RMU") customers and late fees associated with the failure to pay utility bills within the time frame set therein; and

**WHEREAS**, the City believes that it is in the best interest of its residents to temporarily waive the late fees for residents through December 31, 2026, as specified in Section 98-6 of the Code, which incorporates certain payment procedures, plans, and penalties for RMU customers that do not promptly pay amounts owed; 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 temporarily waive the late payment fees assessed for RMU residential customers in the Section of the Code pertaining to Payment of Bills; and

**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 Ordinance as if fully set forth herein.

**SECTION TWO:** That all late fees set forth in Chapter 98, Article I, Section 98-6 entitled "Payment of Bills" will be temporarily waived through December 31, 2026.

**SECTION THREE:** If any provision of this Ordinance 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 Ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.

**SECTION FOUR:** Where the conditions imposed by any provisions of this Ordinance are more restrictive than comparable provisions imposed elsewhere in any other local law, ordinance, resolution, rule or regulation, the regulations of this Ordinance will govern.

**SECTION FIVE:** The City Clerk shall publish this Ordinance in pamphlet form.

**SECTION SIX:** This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

APPROVED this 12<sup>th</sup> day of January 2026.

ATTEST:

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City Clerk

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Mayor

STATE OF ILLINOIS        )  
                              )        SS.  
COUNTY OF OGLE        )

CERTIFICATE

I, Rose Huéramo, 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. \_\_\_\_\_, "AN ORDINANCE TEMPORARILY SUSPENDING UTILITY LATE FEES AS IDENTIFIED IN CHAPTER 98 ARTICLE I OF THE ROCHELLE MUNICIPAL CODE " which was adopted by the Mayor and City Council of the City of Rochelle on January 12, 2026.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 12<sup>th</sup> day of January 2026.

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CITY CLERK