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

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

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**AN ORDINANCE AWARDING A CONTRACT TO TAPP, INC., FOR THE PURCHASE  
OF STEEL POLES**

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**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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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 AWARDING A CONTRACT TO TAPP, INC., FOR THE PURCHASE  
OF STEEL POLES**

**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**, Rochelle Municipal Utilities prepared a Request for Proposals (“RFP”) to solicit bids for the purchase of steel transmission poles for the Ritchie Road to Centerpoint Line Project; and

**WHEREAS**, the RFP was publicly advertised according to statutory requirements, and the bid notice was published in the Rochelle News Leader; and;

**WHEREAS**, the City of Rochelle received and opened three sealed proposals on November 13, 2025; and

**WHEREAS**, the lowest bid was from MVA Power in the amount of \$1,297,702.46, the second lowest bid was from TAPP, Inc., in the amount of \$1,475,246.00, and the highest bid was from ROHN Products, in the amount of \$2,115,800.00; and

**WHEREAS**, BHMG conducted a detailed evaluation of the bids received. Their review determined that the lowest bidder MVA Power is based in Canada and the product is manufactured in China. These factors increase risks and concerns about material quality control, shipping reliability and exposure to potential tariff cost fluctuations; and

**WHEREAS**, the second lowest bidder, TAPP, Inc., has experience supplying steel poles and is considered a reliable vendor; and

**WHEREAS**, in order to minimize risks, BHMGM recommends the City accept the proposal from TAPP, Inc.; and

**WHEREAS**, the Mayor and City Council find that it is in the best interest of the City and its residents to accept and approve the proposal from the TAPP, Inc., for the purchase of steel transmission poles for the Ritchie Road to Centerpoint Line Project.

**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: The Mayor and City Council hereby accept and approve the contract proposal from TAPP, Inc., in the amount of \$1,475,246.00 for the purchase of steel transmission poles for the Ritchie Road to Centerpoint Line Project. The City Manager or his designee is authorized to execute any documents necessary to carry out the intent of this Ordinance subject to review and revision by the City Attorney.

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       )  
  )  
COUNTY OF OGLE       )       SS.

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 AWARDDING A CONTRACT TO TAPP, INC., FOR THE PURCHASE OF STEEL POLES," 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