
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

**AN ORDINANCE ACCEPTING AND APPROVING THE PROPOSAL OF
PORTER BROTHERS, INC. PURSUANT TO THE REQUEST FOR PROPOSAL**

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
Law Offices of Peterson, Johnson, & Murray—Chicago, City Attorneys
200 W. Adams, Ste. 2125, Chicago, IL 60606

ORDINANCE NO: _____

AN ORDINANCE ACCEPTING AND APPROVING THE PROPOSAL OF PORTER BROTHERS, INC. PURSUANT TO THE REQUEST FOR PROPOSAL

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 issued a Request for Proposals (“RFP”) for the site development of the Ogle-Life Fire District Training Cener which was published in the Rochelle New Leader on July 2, 2023; and

WHEREAS, in accordance with the Request for Proposals, on July 14, 2023, the City received and properly opened four (4) sealed proposals; and

WHEREAS, the lowest bid proposal was from Porter Brothers Construction, Inc., in the amount of \$740,497.44 (a copy of the bid tabulation is attached herein as Exhibit A); and

WHEREAS, after analysis of the proposals submitted, the City’s staff has concluded that the proposal submitted by Porter Brothers Construction, Inc., meets the City’s specifications for the site development of the Ogle-Life Fire District Training Center and is most advantageous to the City; 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 Porter Brothers Construction, Inc., for the site development of the Ogle-Life Fire District Training Center in the amount of \$740,497.44; and

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Rochelle as follows:

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 Proposal of Porter Brothers Construction, Inc., for the purchase of a new Horton Ambulance and authorize the City Manager to execute any and all necessary agreements to memorialize the terms of said proposal (attached hereto as Exhibit A) in a form to be reviewed 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.

PASSED AND APPROVED this 28th day of August 2023.

ATTEST:

City Clerk

Mayor

Exhibit A – Bid Tabulation



August 17, 2023

Mr. Jeff Fiegenschuh, City Manager
City of Rochelle
420 North 6th Street
Rochelle, IL 61068

RE: Fire Training Facility – Site Development

Dear Mr. Fiegenschuh,

In compliance with the Advertisement For Bids for the above referenced project, proposal packages were available through QuestCDN.com and our office with bids due by Friday, July 14, 2023 at 10:00 am. Eleven plan holders held the proposal packages and four bids were received and publicly opened.

Our office has completed a review of the proposals which included the necessary bid forms. Shown below is a synopsis of the construction seasons totals:

	ENGINEER'S ESTIMATE	Porter Brothers	Martin & Company	Fischer Excavating	Curran Contracting
2023 TOTAL COST	\$391,000.00	\$486,285.25	\$538,896.75	\$562,370.00	\$704,975.00
2024 TOTAL COST	\$199,891.91	\$254,212.19	\$208,068.12	\$194,049.23	\$186,574.23
TOTAL CONSTRUCTION	\$590,891.91	\$740,497.44	\$746,964.87	\$756,419.23	\$891,549.23

Porter Brothers Construction, Inc., 9904 Freeport Road, Rock Falls, IL 61071 submitted the low total construction cost for the Fire Training Facility – Site Development project with a bid of \$740,497.44. This is approximately 25% higher than the Engineer's Estimate. A complete bid tabulation is attached for your records.

Fehr Graham recommends the work be awarded to Porter Brothers Construction, Inc. for a total of \$740,497.44. Should the City decide to move forward with this work, Fehr Graham can assist and proceed with preparing the contract documents.

I trust that the information provided is in line with your expectations of the bidding of this project. Thank you for the opportunity to provide you with professional services. Should you have any questions, please do not hesitate to contact me anytime.

Respectfully submitted,


Noah J. Carmichael, PE
Principal

NJC:bm

Cc: Dave Sawlsville, Fire Chief, Rochelle Fire Department

O:\Rochelle, City of\22-643 - RochelleOLFPD Training Facility\PA Final\22-643 Rochelle FTF 2023-08-17 Ltr of Rec.docx

FEHR GRAHAM

ENGINEERING & ENVIRONMENTAL

BID TABULATION
 ROCKELLE OGLE-LEE FIRE PROTECTION DISTRICT TRAINING FACILITY ROCKELLE, ILLINOIS
 PROJECT NO. 22-643
 07/14/2023

NO.	ITEM DESCRIPTION	QUANTITY	UNIT	ENGINEER'S ESTIMATE				PORTER BROTHERS CONSTRUCTION, INC.				MARTIN & COMPANY EXCAVATING				FISCHER EXCAVATING, INC.				CURTAN CONTRACTING COMPANY			
				UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST	UNIT PRICE	COST				
1	MOBILIZATION	1	LS	\$	20,000.00	\$	13,290.00	\$	13,990.00	\$	40,000.00	\$	40,000.00	\$	9,000.00	\$	9,000.00	\$	9,000.00	\$	95,500.00	\$	95,500.00
2	EARTH EXCAVATION	15750	CY	\$	3.00	\$	47,250.00	\$	8.80	\$	138,600.00	\$	8.80	\$	138,600.00	\$	4.30	\$	67,500.00	\$	17,775.00	\$	277,000.00
3	GEOTECHNICAL FABRIC FOR GROUND STABILIZATION	130	SY	\$	4.00	\$	520.00	\$	1,200.00	\$	6,475.00	\$	6,475.00	\$	3,600.00	\$	4,200.00	\$	4,200.00	\$	48.00	\$	6,360.00
4	SUBBASE GRANULAR MATERIAL, TYPE B	100	CY	\$	20.00	\$	2,000.00	\$	44.75	\$	4,475.00	\$	4,475.00	\$	4,200.00	\$	3,025.00	\$	3,025.00	\$	5.00	\$	500.00
5	REMOVE AND REPLACE UNSUITABLE MATERIAL	100	CY	\$	40.00	\$	4,000.00	\$	14.00	\$	1,400.00	\$	1,400.00	\$	750.00	\$	750.00	\$	500.00	\$	500.00	\$	500.00
6	FURNISHED TOPSOIL IN PLACE, DEPTH SPECIFIED	500	SY	\$	10.00	\$	5,000.00	\$	1,180.00	\$	1,180.00	\$	1,180.00	\$	1,180.00	\$	1,180.00	\$	1,180.00	\$	1,180.00	\$	1,180.00
7	WASHOUT BASIN	1	LS	\$	5,000.00	\$	5,000.00	\$	251.00	\$	251.00	\$	251.00	\$	251.00	\$	251.00	\$	251.00	\$	251.00	\$	251.00
8	INLET AND PIPE PROTECTION	4	EA	\$	200.00	\$	800.00	\$	14.25	\$	57.00	\$	57.00	\$	57.00	\$	57.00	\$	57.00	\$	57.00	\$	57.00
9	AGGREGATE BASE COURSE, TYPE B, 12"	8405	SY	\$	10.00	\$	84,050.00	\$	83.75	\$	702,506.25	\$	82.25	\$	691,406.25	\$	82.25	\$	691,406.25	\$	82.25	\$	691,406.25
10	PORTLAND CEMENT CONCRETE PAVEMENT, 7 INCH	700	SY	\$	90.00	\$	63,000.00	\$	131.00	\$	91,700.00	\$	131.00	\$	91,700.00	\$	131.00	\$	91,700.00	\$	131.00	\$	91,700.00
11	PRECAST REINFORCED CONCRETE FLAGED END SECTIONS, 12"	5	EA	\$	1,400.00	\$	7,000.00	\$	80.00	\$	400.00	\$	80.00	\$	400.00	\$	80.00	\$	400.00	\$	80.00	\$	400.00
12	HOPE STOP SIGN, 12"	55	LF	\$	6.00	\$	330.00	\$	51.00	\$	2,805.00	\$	51.00	\$	2,805.00	\$	51.00	\$	2,805.00	\$	51.00	\$	2,805.00
13	HOPE STOP SIGN, 12"	465	LF	\$	6.00	\$	2,790.00	\$	51.00	\$	23,715.00	\$	51.00	\$	23,715.00	\$	51.00	\$	23,715.00	\$	51.00	\$	23,715.00
14	CAST CONCRETE DRAINAGE WITH FRAME AND GRATE	3000	EA	\$	4,000.00	\$	12,000.00	\$	3,000.00	\$	6,000.00	\$	1,350.00	\$	4,050.00	\$	3,000.00	\$	3,000.00	\$	1,200.00	\$	3,600.00
15	REINFORCED CONCRETE DRAINAGE WITH FRAME AND GRATE	3000	EA	\$	4,000.00	\$	12,000.00	\$	3,000.00	\$	6,000.00	\$	1,350.00	\$	4,050.00	\$	3,000.00	\$	3,000.00	\$	1,200.00	\$	3,600.00
16	REINFORCED CONCRETE DRAINAGE WITH FRAME AND GRATE	3000	EA	\$	4,000.00	\$	12,000.00	\$	3,000.00	\$	6,000.00	\$	1,350.00	\$	4,050.00	\$	3,000.00	\$	3,000.00	\$	1,200.00	\$	3,600.00
17	REINFORCED CONCRETE DRAINAGE WITH FRAME AND GRATE	3000	EA	\$	4,000.00	\$	12,000.00	\$	3,000.00	\$	6,000.00	\$	1,350.00	\$	4,050.00	\$	3,000.00	\$	3,000.00	\$	1,200.00	\$	3,600.00
18	CLAY LINER	40000	SF	\$	1.25	\$	50,000.00	\$	1.70	\$	68,000.00	\$	1.87	\$	75,400.00	\$	1.87	\$	75,400.00	\$	1.87	\$	75,400.00
				2023 TOTAL COST (CHECKED)				\$ 971,000.00				\$ 486,285.25				\$ 562,370.00							
				2023 TOTAL COST (AS REQUESTED)				\$ 971,000.00				\$ 486,285.25				\$ 562,370.00							
19	HOT-MIX ASPHALT BINDER COURSE, IL-19.0, N-50	1070	TON	\$	70.00	\$	74,900.00	\$	110.00	\$	117,700.00	\$	80.00	\$	85,600.00	\$	87.50	\$	93,625.00	\$	76.00	\$	81,320.00
20	HOT-MIX ASPHALT SURFACE COURSE, IL-9.5 MK "C", N-50	640	TON	\$	85.00	\$	54,400.00	\$	111.00	\$	71,040.00	\$	82.00	\$	52,480.00	\$	90.00	\$	57,600.00	\$	87.00	\$	55,680.00
21	PCC CURB AND GUTTER BK.12	300	LF	\$	45.00	\$	13,500.00	\$	35.00	\$	10,500.00	\$	48.00	\$	14,400.00	\$	37.50	\$	11,250.00	\$	60.00	\$	18,000.00
22	BITUMINOUS MATERIALS (PRIME COAT)	33823	LB	\$	0.10	\$	3,382.30	\$	0.01	\$	358.23	\$	0.44	\$	15,762.12	\$	0.01	\$	358.23	\$	0.01	\$	358.23
23	BITUMINOUS MATERIALS (TACK COAT)	796	LB	\$	0.10	\$	79.61	\$	0.01	\$	7.96	\$	1.00	\$	796.00	\$	1.00	\$	796.00	\$	1.00	\$	796.00
24	NITROGEN FERTILIZER NUTRIENT	540	LB	\$	1.50	\$	810.00	\$	1.30	\$	702.00	\$	1.50	\$	810.00	\$	1.50	\$	810.00	\$	1.50	\$	810.00
25	PHOSPHORUS FERTILIZER NUTRIENT	540	LB	\$	1.50	\$	810.00	\$	1.30	\$	702.00	\$	1.50	\$	810.00	\$	1.50	\$	810.00	\$	1.50	\$	810.00
26	POTASSIUM FERTILIZER NUTRIENT	540	LB	\$	1.50	\$	810.00	\$	1.30	\$	702.00	\$	1.50	\$	810.00	\$	1.50	\$	810.00	\$	1.50	\$	810.00
27	SEEDING, CLASS 1A AND MIXCH, METHOD 1	6	AC	\$	6,000.00	\$	36,000.00	\$	6,150.00	\$	36,900.00	\$	4,800.00	\$	28,800.00	\$	3,800.00	\$	22,800.00	\$	6,000.00	\$	36,000.00
28	EROSION CONTROL BLANKET	6000	SY	\$	2.50	\$	15,000.00	\$	2.60	\$	15,600.00	\$	1.30	\$	7,800.00	\$	1.00	\$	6,000.00	\$	1.00	\$	6,000.00
				2023 TOTAL COST (CHECKED)				\$ 1,999,891.91				\$ 254,217.19				\$ 206,068.12							
				2023 TOTAL COST (AS REQUESTED)				\$ 1,999,891.91				\$ 254,217.19				\$ 206,068.12							
				TOTAL COST (CHECKED)				\$ 590,891.91				\$ 740,497.44				\$ 756,419.23							
				TOTAL COST (AS REQUESTED)				\$ 590,891.91				\$ 740,497.44				\$ 756,419.23							

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. _____, “AN ORDINANCE ACCEPTING AND APPROVING THE PROPOSAL OF PORTER BROTHERS, INC. PURSUANT TO THE REQUEST FOR PROPOSAL” which was adopted by the Mayor and City Council of the City of Rochelle on August 28, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 28th day of August 2023.

CITY CLERK