
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

**AN ORDINANCE WAIVING COMPETITIVE BIDDING REQUIREMENTS AND
AUTHORIZING THE PURCHASE OF A NEW AT48M BUCKET TRUCK LOADER FROM
ALTEC INDUSTRIES, INC., UNDER SOURCEWELL CONTRACT 020223-CEC**

JOHN BEARROWS, Mayor
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City Council

Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle
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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 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 Electric Department is requesting approval to purchase a new Altec AT48M bucket truck to replace an existing unit E-17 truck that will be fourteen (14) years old by the time it is replaced; and

WHEREAS, Altec Industries has provided a quote in the amount of \$289,546, attached herein as Exhibit A; and

WHEREAS, a new truck is necessary due to increasing maintenance demands; and

WHEREAS, if this purchase is approved by City Council, the truck is expected to be delivered mid-2027; and

WHEREAS, while this purchase has not been put out to bid, the pricing was obtained through the City’s Sourcewell cooperative contract, ensuring a competitive price; 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 competitive bidding and purchase the Altec AT48M bucket truck in the amount of \$289,546 from Altec Industries, Inc., under Sourcewell Contract 020223-CEC.

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 of the City of Rochelle hereby waive competitive bidding requirements and approve the purchase of a new Altec AT48M bucket truck in the amount of \$289,546 from Altec Industries, Inc., through Sourcewell Contract 020223-CEC.

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 8th day of December 2025.

MAYOR

ATTEST:

CITY CLERK

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 WAIVING COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZING THE PURCHASE OF A NEW AT48M BUCKET TRUCK LOADER FROM ALTEC INDUSTRIES, INC., UNDER SOURCEWELL CONTRACT 020223-CEC” which was adopted by the Mayor and City Council of the City of Rochelle on December 8, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 8th day of December 2025.

CITY CLERK