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

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**RESOLUTION**  
**NO. \_\_\_\_**

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**A RESOLUTION AUTHORIZING A CHANGE ORDER TO THE PROFESSIONAL  
SERVICES AGREEMENT WITH BHMG ENGINEERING FOR THE UNDERGROUND  
CONVERSION PROJECT**

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

**TOM McDERMOTT**  
**BIL HAYES**  
**KATE SHAW-DICKEY**  
**DAN McDERMOTT**  
**ROSALIA ARTEAGA**  
**BEN VALDIVIESO**

**City Council**

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CITY OF ROCHELLE  
Ogle County, Illinois

RESOLUTION NO. \_\_\_\_\_

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SERVICES AGREEMENT WITH BHMGE ENGINEERING FOR THE UNDERGROUND  
CONVERSION PROJECT**

**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**, on April 22, 2025, the City approved a Resolution Accepting the Proposal and Authorizing a Professional Engineering Services Agreement with BHMGE Engineers, Inc., for the Downtown Underground Conversion Project; and

**WHEREAS**, the City has since expanded the project to provide telecommunication undergrounding with Frontier and Comcast as well as providing secondary replacement to homes and businesses within the project; and

**WHEREAS**, as a result the City had requested additional engineering design services for the project; and

**WHEREAS**, BHMGE Engineers, Inc., has provided a change order (attached herein as Exhibit A), increasing the cost of services by \$42,800 for a total of \$153,100.00; 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 to accept and authorize the change order from BHMGE Engineering Inc., for the Downtown Underground Conversion Project.

**BE IT RESOLVED 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 approve the change order from BHMGE Engineering Inc., attached herein as Exhibit A, for a total cost of \$153,100.00 for engineering design services for the Downtown Underground Conversion Project. Furthermore, the Corporate Authorities authorize the City Manager and/or his designee to execute the attached Exhibit A.

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 8<sup>th</sup> day of December 2025.

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MAYOR

ATTEST:

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CITY CLERK

## EXHIBIT A



BHMG Engineers, Inc.

9735 Landmark Parkway Drive  
Suite 110A  
St. Louis, MO 63127

Blake Toliver

October 17, 2025

Superintendent of Electric Operations

E: btoliver@rmu.net

P: (815) 561-2034

Ref: Project Change Request (PCR #1) for 3303 Downtown UG Conversion

Dear Mr. Toliver,

This project change request (PCR) is based on the additional scope and services outside of the original contract for the Downtown UG Conversion project. These services and scope additions are shown below.

- Removal of new postal service and service upgrades from design
- Addition of line extension to 13.8kV feeder on 7<sup>th</sup> Ave
- Elimination of overhead electric removals from design
- Design alterations for pavilion festival service
- Drawing changes for service size/voltages
- In person bid opening site visit
- Joint use partner coordination

Table 1 breaks down the current and revised project NTE contract amounts with the PCR#1 included.

Table 1: Consultant Design Cost Proposal

Description	Cost
Initial Proposal	\$ 110,300.00
PCR #1	\$ 42,800.00
<b>Project NTE Total</b>	<b>\$ 153,100.00</b>

BHMG appreciates this opportunity to provide Rochelle Municipal Utilities with these services. Should any questions arise, please contact me at your convenience.

Sincerely,

  
**Chris Couch**  
Project Manager

*Empowering teams that develop successful relationships for the future.*

## 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 Resolution No.\_\_\_\_\_, “A RESOLUTION AUTHORIZING A CHANGE ORDER TO THE PROFESSIONAL SERVICES AGREEMENT WITH BHMG ENGINEERING FOR THE UNDERGROUND CONVERSION PROJECT” 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 8<sup>th</sup> day of December 2025.

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CITY CLERK