
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION

NO. _____

**A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS AND
AUTHORIZING THE PURCHASE OF PARTS AND MAINTENANCE ON THE CITY'S
COOLING PLATE EXCHANGER BY ENPRO, INC.**

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
Peterson, Johnson, and Murray Chicago, LLC, City Attorneys
200 W. Adams, Suite 2125, Chicago, IL 60606

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**A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS AND
AUTHORIZING THE PURCHASE OF PARTS AND MAINTENANCE ON THE CITY'S
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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 City's the cooling plate exchanger at the diesel plant is due for maintenance and cleaning; and

WHEREAS, the City received two quotes for the purchase of a spare plate pack, installation of new gaskets and cleaning of the plate exchanger; and

WHEREAS, the lowest quote was provided from Enpro, Inc., in the amount of \$136,431.07, and is attached herein as Exhibit A; and

WHEREAS, staff recommends proceeding with the quote from Enpro, Inc. (minus the last line item), for the purchase of the spare plate pack, installation of new gaskets and the cleaning of the plate exchanger for a total of \$122,877.07; 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

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 the competitive bidding requirements and approve the purchase of the spare plate pack, installation of new gaskets and the cleaning of the plate exchanger by Enpro, Inc.

**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 Resolution as if fully set forth herein.

SECTION TWO: The Mayor and City Council of the City of Rochelle hereby waive the competitive bidding requirements and authorize the City Manager and/or his designee to execute all documents memorializing the purchase of a plate pack, installation of new gaskets and the cleaning of the plate exchanger by Enpro, Inc. in an amount not to exceed \$122,877.07, further described in the attached Exhibit A, subject to review and revision as to form by the City Attorney.

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 22nd day of January 2024.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT A



A Relentless Ally for American Manufacturing

CORPORATE OFFICE 121 SOUTH LOMBARD ROAD
ADDISON, IL 60101-3084
PH | 630.629.3504
FX | 630.629.3512
www.enproinc.com

December 12, 2023

Mr. Shane Waters

Rochelle Municipal Utilities
333 Lincoln Highway
Rochelle, IL 61068

REF: Heat Exchanger Plate Pack / Strainer Project -
Final Proposal

Dear Shane

Per our discussion we have provided all of the items we discussed on one quote for city approval. We have included the quote for a standard plate pack, install of standard plate pack, removal, cleaning and replacement of current custom plate pack and strainer addition. Please let me know if you have any additional questions.

Thank you and have a great weekend.

Sincerely,

George Stavropoulos

CC: Chuck Schwartz - Enpro



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TO: Rochelle Municipal Utilities
 333 Lincoln Highway
 Rochelle, IL 61068

ATTN: Mr. Shane Waters

REF: Heat Exchanger Plate Pack / Strainer Project - Final Proposal

PROPOSAL NUMBER : GSTS-CY4NDG Rev.5

DATE : 12/12/2023 10:38:29 AM CST

ITEM	QTY.	DESCRIPTION	UNIT PRICE
1	1	APV Paraflow Plate Pack Equipment Number: 20734 Drawing Number: 4.20734.0001 Rev. B Equipment: PHE C110 307 plates (ASK005872S01-001-S01)	\$67,194.13/ea.
2	1	Onsite Service for the following: Opening unit and removing old plates. Installing new plates in unit. Tighten unit to drawing dimensions. Will require onsite air and power supply	\$19,575.00/ea.
3	1	Propose to clean, test and regasket (355) SR14APM plates Includes: - Cleaning (355) SR14APM plates - Dye testing (355) SR14APM plates - Removing old gasket - Installing and curing (355) new SR14APM gaskets	\$36,107.94/ea.
<p><i>The prices quoted are for the quantities indicated only. If a change in quantity is desired, please contact Enpro Incorporated for a revised proposal.</i></p>			

Continued... TERMS AND CONDITIONS AT END OF QUOTE APPLY



Rochelle Municipal Utilities
Mr. Shane Waters
REF: Heat Exchanger Plate Pack / Strainer Project - Final Proposal

Proposal #: GSTS-CY4NDG Rev.5
12/12/2023

ITEM	QTY.	DESCRIPTION	UNIT PRICE
4	1	BS-12-8F-150-S-B-3/8-C - Single Basket - 3.5 Sq. Ft Screen Area - 150 PSI - 304 SS MOC Wetted Parts - Buna Cover Seal - 3/8" Perforated Basket Internal (Qty 1) - Closure Hardware (SA-193-B7 / SA-194-2H) Rod End / Eye Nut - Finish - Electropolish / Passivate - ASME CODE	\$13,554.00 /ea.

Total Extended Price (for all line items)	\$136,431.07
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Supply chain and operational disruptions:

Due to prevailing market conditions, it is difficult for SPX FLOW and its sub-suppliers to ascertain cost and delivery time with certainty. As such, all prices and dates for execution/delivery are quoted based on the costs and availability and labor at the date of this quotation. Further, Enpro shall not be responsible for any delays beyond its reasonable control due to a shortage/lack of availability of materials (including increased lead times by its suppliers), staff shortages or transportation disruptions.

SHIPMENT: 16 to 18 weeks ARAD

TERMS: 30 DAYS NET - Finance Charges Apply to balances over 30 days.

FREIGHT: Prepaid & Add

FOB: Shipping Point

CC: Chuck Schwartz - Enpro

Prices are subject to change without notice.

Enpro has the right to accept or reject any order to purchase or lease for the System submitted by Customer. Customer's purchase orders or leases for the system are not binding on Enpro or customer until accepted by Enpro and may be cancelled or changed by either party until that time. Notwithstanding any different terms or conditions in Customer's purchase order or other terms and conditions or forms, all sales and leases by Enpro to Customer shall be made under these Terms and Conditions.

**PLEASE PLACE YOUR ORDER WITH:
ENPRO, Incorporated**

Per George Stavropoulos

CERTIFICATE

I, _____, 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 WAIVING COMPETITIVE BIDDING REQUIREMENTS AND AUTHORIZING THE PURCHASE OF PARTS AND MAINTENANCE ON THE CITY’S COOLING PLATE EXCHANGER BY ENPRO, INC.” which was adopted by the Mayor and City Council of the City of Rochelle on January 22, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 22nd day of January 2024.

CITY CLERK