
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION

NO. _____

**A RESOLUTION APPROVING THE PROPOSAL FROM BRUNS CONSTRUCTION, INC.
FOR THE DEMOLITION OF 517 WEST 4TH AVENUE**

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

CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION NO. _____

**A RESOLUTION APPROVING THE PROPOSAL FROM BRUNS CONSTRUCTION, INC.
FOR THE DEMOLITION OF 517 WEST 4TH AVENUE.**

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 January 8, 2022, the City obtained demolition order for the building located at 517 West 4th Avenue; and

WHEREAS, the City reached out to several companies for quotes, but only one company responded; and

WHEREAS, the City received a quote from Bruns Construction, Inc., in the amount of \$25,875 (a copy of the quote is attached herein as Exhibit A); and

WHEREAS, staff recommends proceeding with the quote from Bruns Construction, Inc., in order to proceed with the demolition; 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 accept the quote from Bruns Construction Inc., for the demolition of 517 West 4th Avenue.

**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 quote from Bruns Construction Inc., in the amount of \$24,875 for the demolition of 517 West 4th Avenue, and authorize the Village Manager or his designee to execute the proposal attached as 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 12th day of February 2024.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT A

Bruns Construction INC

350 N 15th St
PO Box 400
Rochelle, IL 61068
815-561-0099

Estimate

Date	Estimate #
1/8/2024	7740

Name / Address
City of Rochelle - Building Division 416 N. 6th Street Rochelle, IL 61068

			Project
Description	Qty	Cost	Total
517 W. 4th Avenue Demo We hereby submit specifications and estimates: Demolish and remove from site the building, concrete, all contents and debris Remove water service on the property Cap sewer service on the property Haul in and spread fill dirt to fill the area where structure was removed Install 3" of topsoil and seed lot Exclusions: -Asbestos removal -Facade repairs to adjacent buildings -Gas service/meter removal -Road openings/Traffic control -New concrete Ogle County prevailing wage rates apply. Certified payroll to be submitted with billing. Payment terms: Net 30 from Invoice date. 1.5% per month interest charged on unpaid balance after 30 days. We agree to furnish equipment, disposal, and labor - complete in accordance with above specifications. Please feel free to contact us with any questions.		24,875.00	24,875.00
Proposal may be withdrawn if not accepted within 30 days		Total	\$24,875.00

Customer Signature _____

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 APPROVING THE PROPOSAL FROM BRUNS CONSTRUCTION, INC. FOR THE DEMOLITION OF 517 WEST 4TH AVENUE” which was adopted by the Mayor and City Council of the City of Rochelle on February 12, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 12th day of February 2024.

CITY CLERK