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

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**ORDINANCE**  
**NO. \_\_\_\_\_**

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**AN ORDINANCE AMENDING THE ADMINISTRATIVE POLICY FOR  
MITIGATING ENERGY TRANSACTION RISKS FOR THE CITY OF ROCHELLE**

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

**TOM McDERMOTT**  
**BIL HAYES**  
**KATE SHAW-DICKEY**  
**DAN McDERMOTT**  
**ROSAELIA ARTEAGA**  
**BEN VALDIVIESO**  
**City Council**

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Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle  
Peterson, Johnson, and Murray, LLC, City Attorneys  
1301 W. 22nd Street – Ste. 500 Oak Brook, Illinois 60523

**ORDINANCE NO: \_\_\_\_\_**

**Date Passed:**

**AN ORDINANCE AMENDING THE ADMINISTRATIVE POLICY FOR  
MITIGATING ENERGY TRANSACTION RISKS FOR THE CITY OF ROCHELLE**

**WHEREAS**, the Illinois Municipal Code, 65 ILCS 5/1-2-1, provides that the corporate authorities of each municipality may pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper; and,

**WHEREAS**, the City of Rochelle is a non-home rule Illinois municipality pursuant to the Constitution of the State of Illinois of 1970, as amended; 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**, in October of 2017 the City of Rochelle adopted an Administrative Policy for Mitigating Energy Transaction Risks; and

**WHEREAS**, the City Council of the City of Rochelle has considered and discussed the importance of the City of Rochelle Administrative Policy for Mitigating Energy Transaction Risks, and has determined that the current policy needs to be updated (a copy of the redlined amendments is attached as Exhibit B); and

**WHEREAS**, the City Council of the City of Rochelle has found that it is in the best interest of the City its residents to adopt an Amended Administrative Policy for Mitigating Energy Transaction Risks, a copy of which is attached herein as Exhibit A;

**NOW, THEREFORE**, be it ordained, by the Corporate Authorities of the City of Rochelle of 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:** That the Amended Administrative Policy for Mitigating Energy Transaction Risks for the City of Rochelle, attached hereto as Exhibit A, is hereby adopted.

**SECTION THREE:** If any provision of this Ordinance 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 22<sup>nd</sup> day of July 2024.

ATTEST:

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City Clerk

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Mayor

STATE OF ILLINOIS       )  
                                      )  
COUNTY OF OGLE       )       SS.

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 AMENDING THE ADMINISTRATIVE POLICY FOR MITIGATING  
ENERGY TRANSACTION RISKS FOR THE CITY OF ROCHELLE” which was adopted by the  
Mayor and City Council of the City of Rochelle on July 22, 2024.

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

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CITY CLERK