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

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

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**A RESOLUTION RATIFYING AND APPROVING A FARM LEASE BETWEEN  
PETRY FARMS AND 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  
Ottosen, DiNolfo, Hasenbalg & Castaldo, Ltd., City Attorneys  
2441 Warrenville Road, Suite 310, Lisle, Illinois 60532

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

**RESOLUTION NO. \_\_\_\_\_**  
**Date Passed: January 26, 2026**

**A RESOLUTION RATIFYING AND APPROVING A FARM LEASE BETWEEN  
PETRY FARMS AND THE CITY OF ROCHELLE**

**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 owns 6.5 acres of farmland that will not be developed in 2026 (the legal description of which is described in Exhibit A of the attached Exhibit 1); and

**WHEREAS**, on December 9, 2025, the City’s Agent, Grant Kuppler executed a Farm Lease Agreement with Petry Farms for the 2026 farming season; and

**WHEREAS**, a Farm Lease Agreement (the “Agreement”) is attached hereto and incorporated herein as **Exhibit 1**, which sets forth the terms, covenants and conditions of the lease; and

**WHEREAS**, it has been determined by the Corporate Authorities of the City of Rochelle that it is necessary, advisable and in the best interests of the City and its residents to ratify and approve the Lease Agreement.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and City Council of the City of Rochelle, Ogle County, Illinois, as follows:

**SECTION ONE:** The foregoing recitals shall be, and are hereby, incorporated into and made a part of this Resolution as if fully set forth in this Section One.

**SECTION TWO:** That the Mayor and City Council of the City of Rochelle hereby approve and ratify the Farm Lease Agreement between Petry Farms and the City of Rochelle, attached hereto as **Exhibit 1**.

**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 by Resolution 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.

PASSED THIS 26<sup>th</sup> day of January, 2026.

AYES:

NAYS:

ABSENT:

APPROVED THIS 26<sup>th</sup> day of January, 2026.

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MAYOR

ATTEST:

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CITY CLERK

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 Resolution No. \_\_\_\_\_, "A RESOLUTION RATIFYING AND APPROVING A FARM LEASE AGREEMENT BETWEEN PETRY FARMS AND THE CITY OF ROCHELLE," which was adopted by the Mayor and City Council of the City of Rochelle on January 26, 2026.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 26<sup>th</sup> day of January, 2026.

## **CITY CLERK**