

---

---

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

---

---

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

---

---

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO MODIFY THE  
ROCHELLE MUNICIPAL UTILITIES ASSISTANCE PROGRAM**

---

---

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

**TOM MCDERMOTT**  
**BIL HAYES**  
**KATE SHAW-DICKEY**  
**DAN MCDERMOTT**  
**JOHN GRUBEN**  
**ROSAELIA ARTEAGA**  
**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 AUTHORIZING THE CITY MANAGER TO MODIFY THE  
ROCHELLE MUNICIPAL UTILITIES ASSISTANCE PROGRAM**

**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 (“City”), 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**, pursuant to 65 ILCS 5/11-76.1-1 of the Illinois Municipal Code, the Mayor and City Council have the power to purchase real property for a public purpose following an affirmative two-thirds vote of its City Council; and

**WHEREAS**, the City of Rochelle (“City”) owns and operates the Rochelle Municipal Utilities (“RMU”) to provide electric and water services to the residents of the City; and

**WHEREAS**, the City and RMU desire to modify the RMU Customer Assistance Program, , further described in the attached Exhibit 1; and

**WHEREAS**, the City previously adopted the RMU Assistance Program on May 28, 2019 (Resolution No. 19-33), amended the RMU Assistance Program on August 10, 2020 (Resolution No. 20-28), amended on February 14, 2022 (Resolution No. 22-09), and amended again on December 12, 2022 (Resolution No. 22-51); and

**WHEREAS**, the City and RMU desire to modify the RMU Customer Assistance Program to again require that program applicants need to apply for the Illinois Low Income Energy Assistance Program (“LIHEAP”) before applying for the RMU Customer Assistance Program; 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 modify said RMU Customer Assistance Program; and

**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 Corporate Authorities of the City of Rochelle, pursuant to their authority and control over RMU, hereby approves and authorizes the City Manager to modify the RMU Customer Assistance Program, described in the attached Exhibit 1, to again require that program applicants need to apply for the Illinois Low Income Energy Assistance Program (“LIHEAP”) before applying for the RMU Customer Assistance Program.

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.

PASSED THIS 24<sup>th</sup> day of January, 2023.

AYES:

NAYS:

ABSENT:

APPROVED THIS 24<sup>th</sup> day of December, 2023.

---

MAYOR

ATTEST:

---

CITY CLERK

STATE OF ILLINOIS        )  
                                      )  
COUNTY OF OGLE        )        SS.

CERTIFICATE

I, Rose Hueramo, 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 THE CITY MANAGER TO MODIFY THE ROCHELLE  
MUNICIPAL UTILITIES ASSISTANCE PROGRAM,” which was adopted by the Mayor and City  
Council of the City of Rochelle on January 24, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of  
the City of Rochelle this 24<sup>th</sup> day of January, 2024.

---

CITY CLERK