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

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

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**A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS AND  
APPROVING THE PROPOSAL OF QUEENS TRUCKING AND CONSTRUCTION,  
INC. FOR WATERMAIN INSTALLATION FOR THE FIRE TRAINING CENTER**

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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

CITY OF ROCHELLE  
Ogle County, Illinois

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

**A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS AND  
APPROVING THE PROPOSAL OF QUEENS TRUCKING AND CONSTRUCTION  
INC., FOR WATERMAIN INSTALLATION FOR THE FIRE TRAINING CENTER**

**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 with Ogle-Lee Fire District is constructing a Fire Training Facility; and

**WHEREAS**, the next step in construction is the installation of a watermain from the corner of south Main Street and Veterans Parkway to the facility; and

**WHEREAS**, the installation of the watermain to the new facility will be approximately 1100 feet; and

**WHEREAS**, in order to reduce costs and time, Rochelle Municipal Utilities solicited three bids from local contractors to install the water main with City provided materials; and

**WHEREAS**, Queens Trucking and Construction, Inc., provided the lowest proposal, in the amount of \$52,130 (the proposal is attached as Exhibit A); 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 Section 2-371 of the Rochelle 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 competitive bidding and approve

the proposal of Queens Trucking and Construction, Inc., for the installation of the water main in the amount of \$52,130 as set forth in the quote attached herein as Exhibit A.

**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 waive the competitive bidding requirements and approve the proposal of Queens Trucking and Construction, Inc., for the installation of the water main in the amount of \$52,130, as set forth in the quote attached hereto as Exhibit A. The City Manager or his designee is hereby authorized to approve the Proposal.

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 24<sup>th</sup> day of June 2024

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MAYOR

ATTEST:

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CITY CLERK

**EXHIBIT A**

## Queens Trucking and Construction Inc.

2898 South Queens Road  
Rochelle, IL 61068

| Name / Address   |
|--|
| RMU - WATER DEPARTMENT<br>Jay Mullholland<br>333 Lincoln Hwy<br>PO Box 456<br>Rochelle, IL 61068 |

### Estimate

| Date      | Estimate # |
|-----------|------------|
| 5/21/2024 | 174        |

|   |  |                   |              | Project     |
|---|--|-------------------|--------------|-------------|
| Item  | Description  | Qu...             | Rate         | Total       |
| Skilled<br>Class 4<br>Hauling                     | ESTIMATE: S MAIN ST FIRE TRAINING CENTER<br>WATER MAIN INSTALL, ROCHELLE. 8 DAYS<br>ESTIMATED, 3 LABORERS, 2 OPERATORS, 2 DUMP<br>TRAILERS, HAULING. EXCAVATE TO INSTALL WATER<br>MAIN (ALL MATERIAL PROVIDED BY RMU<br>EXCLUDING CHIPS), BACKFILL, RESTORE. |                   |              |             |
|   | SKILLED LABOR -  | 192               | 117.00       | 22,464.00   |
|   | UNION OPERATOR + CLASS 4 MACHINE   | 128               | 170.00       | 21,760.00   |
| Materials   | EXCESS MATERIAL TO LANDFILL (LANDFILL<br>CHARGES NOT INCLUDED), FILL MATERIAL TO<br>JOBSITE  | 40                | 130.00       | 5,200.00    |
|   | 3/8 CHIPS  | 264               | 10.25        | 2,706.00    |
| Please contact us with any questions or concerns. |  |                   | <b>Total</b> | \$52,130.00 |
| Phone: 815-562-6064                               |  | Fax: 815-562-6307 |              |             |
| Queens Trucking & Construction Inc., By: _____    |  |                   |              |             |
| Authorized By: _____                              |  |                   | Date: _____  |             |

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 WAIVING COMPETITIVE BIDDING REQUIREMENTS AND APPROVING THE PROPOSAL OF QUEENS TRUCKING AND CONSTRUCTION INC., FOR WATERMAIN INSTALLATION FOR THE FIRE TRAINING CENTER” which was adopted by the Mayor and City Council of the City of Rochelle on June 24, 2024.

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 June 2024.

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CITY CLERK