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

**ORDINANCE
NO. _____**

**ORDINANCE AMENDING SUPERVISION OF CITY CLERK
AND CITY TREASURER.**

JOHN BEARROWS, Mayor

ROSE HUERAMO, City Clerk

**TOM MCDERMOTT
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DAN MCDERMOTT
ROSAELIA ARTEAGA
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City Council**

Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle
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CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE NO. _____

ORDINANCE AMENDING SUPERVISION OF CITY CLERK AND CITY TREASURER.

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, Chapter 2, Article III, Division 1, Section 2-63 currently provides that the Mayor shall exercise supervision over the City Clerk and the City Treasurer; and

WHEREAS, the City has adopted the council-manager form of government, under which the City Manager serves as the chief administrative officer responsible for the day-to-day operations of the municipal government under the direction and authority of the City Manager; and

WHEREAS, to promote administrative efficiency, consistency in supervision, and clear lines of authority, it is appropriate that the supervision of the administrative officers and employees be vested in the City Manager; and

WHEREAS, the City Clerk and City Treasurer perform administrative and financial functions and are appropriately supervised within the executive administrative structure; and

WHEREAS, the Mayor shall continue to serve as the presiding officer of the City Council and retain such statutory powers and duties as provided by law but shall not be responsible for the direct administrative supervision of the City Clerk and City Treasurer with this amendment; and

WHEREAS, it has been determined by the Corporate Authorities of the City of Rochelle that the addition of this section transferring the supervision powers from the Mayor to the City Manager is in the best interest of the City and its residents.

BE IT ORDAINED 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 Ordinance as if fully set forth herein.

SECTION TWO: CHAPTER 2 (ADMINISTRATION), ARTICLE III (OFFICERS AND EMPLOYEES), DIVISION 1 (GENERALLY), SECTION 2-63 (SUPERVISION OF CLERK AND TREASURER) shall hereby be amended in part (additional language marked in **bold and underline** and deletions marked with ~~strike through~~) as reflected and attached hereto as **EXHIBIT "A"**.

SECTION THREE: If any provision of this Ordinance 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 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 THIS ____ day of _____, 2026.

AYES:

NAYS:

ABSENT:

APPROVED THIS ____ day of _____, 2026.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT A

CHAPTER 2 (ADMINISTRATION), ARTICLE III (OFFICERS AND EMPLOYEES), DIVISION 1 (GENERALLY), SECTION 2-63 (SUPERVISION OF CLERK AND TREASURER):

Sec. 2-63. Supervision of clerk and treasurer.

The city clerk and the city treasurer and their deputies, if any, are under the supervision and direction of the ~~mayer~~ city manager.