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

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

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**AN ORDINANCE WAIVING COMPETITIVE BIDDING REQUIREMENTS AND  
RATIFYING THE EMERGENCY PURCHASE OF TRANSFORMERS FROM WESCO**

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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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CITY OF ROCHELLE  
Ogle County, Illinois

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

**AN ORDINANCE WAIVING COMPETITIVE BIDDING REQUIREMENTS AND RATIFYING THE EMERGENCY PURCHASE OF TRANSFORMERS FROM WESCO**

**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 of Rochelle, Illinois, an Illinois municipal corporation, operates a utility company through its municipal enterprise known as Rochelle Municipal Utilities (“RMU”) and

**WHEREAS**, the RMU Electric Department recently identified an immediate and critical need to replenish transformer inventory and secure essential distribution equipment necessary to maintain electric system reliability and to meet ongoing customer service demands; and

**WHEREAS**, due to industry-wide supply chain constraints and extended manufacturing lead times for distribution transformers, any delay in procurement would have risked insufficient inventory levels, potential service interruptions, and increased costs to the City; and

**WHEREAS**, in response to this urgent situation, City staff exercised emergency purchasing authority to procure twenty-five (25) transformers from WESCO Distribution, including two (2) 3,000 kVA three-phase transformers, twelve (12) 25 kVA single-phase transformers, and eleven (11) 37.5 kVA single-phase transformers, all of which are necessary to support system operations, replace failed equipment, accommodate new customer connections, and maintain adequate spare inventory for emergency response; and

**WHEREAS**, a copy of the quote in the amount of \$297,455 is attached herein as Exhibit A; and

**WHEREAS**, the purchase was made utilizing Sourcewell Contract No. 091422-WES, a competitively solicited cooperative purchasing contract, which enabled the City to obtain the required equipment in a timely manner while ensuring competitive pricing; 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**, the City Council finds that the emergency purchase of said transformers was necessary to protect the public health, safety, and welfare of its residents and that waiving competitive bidding and ratifying the purchase is in the best interests of the City.

**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: The Mayor and City Council of the City of Rochelle hereby waive competitive bidding requirements and ratify the emergency purchase of transformers from Wesco in the amount of \$297,455.

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.  
APPROVED THIS 22<sup>nd</sup> day of June 2026.

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MAYOR

ATTEST:

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CITY CLERK



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 WAIVING COMPETITIVE BIDDING REQUIREMENTS AND RATIFYING THE EMERGENCY PURCHASE OF TRANSFORMERS FROM WESCO,” which was adopted by the Mayor and City Council of the City of Rochelle on June 22, 2026.

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 June 2026.

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CITY CLERK