
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**RESOLUTION WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE
TRADE-IN OF A 2009 FREIGHTLINER AND THE PURCHASE OF A 2020
KENWORTH T880**

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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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 Public Works Department utilizes semi-trucks to transport many different types of materials, equipment, and supplies to and from construction sites; and

WHEREAS, the Public Works department is seeking to trade-in its 2009 semi-truck for a newer, more reliable and cost-effective semi-truck; and

WHEREAS, Public Works has determined that its 2009 Freightliner Classic is no longer reliable; and

WHEREAS, CIT Trucks has offered to purchase the City’s 2009 Freightliner Classic for \$8,500 (see attached Exhibit A); and

WHEREAS, the City is interested in purchasing CIT Truck’s 2020 Kenworth T880 which has 379,215 miles, a new 455 hp Paccar MX-13 diesel engine, Allison 4500 RDS automatic transmission, and a dual line wet kit, for \$85,473.00; 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 purchase of a used 2020 Kenworth T880 in the amount of \$85,473.00 and authorize the trade-in of a 2009 Freightliner Classic semi-truck for \$8,500 with CIT Trucks for a total cost of \$76,973.

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 competitive bidding and approve the purchase of one 2020 Kenworth T880 in the amount of \$85,473.00 and authorize the trade in of 2009 Freightliner Classic semi-truck for \$8,500 from CIT Trucks for a total cost of \$76,973. The City Manager is hereby authorized to execute a purchase order consistent with the terms of this Resolution, subject to review and revision as to form by the City Attorney.

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 9th day of December 2024.

AYES:

NAYS:

ABSENT:

APPROVED THIS 9th day of December 2024.

MAYOR

ATTEST:

CITY CLERK

EXHIBIT A

OFFER TO PURCHASE



Date: 11/26/2024
 Deal: 24719
 Branch: 109
 Department: Used Sales
 Salesperson: Jeff Heiser

Customer: City of Rochelle 420 N. 6th St. Rochelle, IL 61068	Dealer: CIT Trucks, LLC. - Rockford 305 W. Northtown Rd. Suite A Normal, IL 61761
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+SOLD UNITS(s)		Price:	\$84,950.00
Stock Number: UT103818	Year: 2020		
VIN: 1XKZDP0X4LJ413320	Model: T880		
Make: Kenworth			

ADDITIONAL UNIT CHARGES
 Document Fee Price: \$350.00

ADDITIONAL UNIT CHARGES
 Title Fee Price: \$165.00

ADDITIONAL UNIT CHARGES
 License Plate Fees Price: \$8.00

ADDITIONAL UNIT CHARGES
 After Sale Expense - Used KW Heavy Duty Pu *2009 Freightliner Truck* ~~Price:~~ (\$8,500.00)
 Unit Price: \$76,973.00

① Steering Issue will be resolved to the satisfaction of City of Rochelle

Subtotal: \$76,973.00
 Difference: \$76,973.00
 \$0.00
 \$0.00
 \$0.00

Net: **\$76,973.00**

Balance Due: \$76,973.00

Terms and conditions of this offer are set forth at www.cittrucks.com/terms which are incorporated herein by this reference. Purchaser agrees to all terms and conditions in this agreement.

 General Manager Printed Name

Tim Isley City of Rochelle

 Purchaser Printed Name

 General Manager Signature

Tim Isley

 Purchaser Signature

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. _____ “RESOLUTION WAIVING COMPETITIVE BIDDING AND AUTHORIZING THE TRADE-IN OF A 2009 FREIGHTLINER AND THE PURCHASE OF A 2020 KENWORTH T880” which was adopted by the Mayor and City Council of the City of Rochelle on December 9th, 2024.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 9th day of December 2024.

CITY CLERK