
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION

NO. _____

**A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS AND
APPROVING A PROPOSAL FROM PENTEGRA SYSTEMS TO UPGRADE THE TECH
CENTER AV SYSTEM**

JOHN BEARROWS, Mayor
ROSE HUERAMO, City Clerk

TOM McDERMOTT
BIL HAYES
KATE SHAW-DICKEY
DAN McDERMOTT
ROSAELIA ARTEAGA
BEN VALDIVIESO
City Council

CITY OF ROCHELLE
Ogle County, Illinois

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A RESOLUTION WAIVING COMPETITIVE BIDDING REQUIREMENTS AND APPROVING A PROPOSAL FROM PENTEGRA SYSTEMS TO UPGRADE THE TECH CENTER AV SYSTEM

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 regulation 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 permit. A local ordinance may impose more rigorous or definite regulation 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 operates the Rochelle Business and Technology Park; and

WHEREAS, Pentegra Systems was involved in the installation of the Audio Visual (herein after “AV”) system when the Rochelle Technology center was built in 2012; and

WHEREAS, due to the age of the AV equipment, two of the meeting rooms at the Tech Center have experienced equipment failure and are non-operational; and

WHEREAS, the City has obtained a quote from Pentegra Systems for the upgrade of the AV system at the Technology Center, a copy of which is attached as Exhibit A; and

WHEREAS, staff is requesting approval of option one (1) of the proposal in the amount of \$132,800, as well as an additional \$19,920 or fifteen percent (15%) of the proposal cost as a contingency to cover any unanticipated expenses; and

WHEREAS, given that Pentegra Systems was involved in the original AV systems, they are most qualified to provide the City with a compatible upgrade; 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 the competitive bidding requirements and approve option one (1) the proposal of Pentegra Systems, in the amount of \$132,800, and authorize additional contingency costs in the amount of \$19,920.

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 option one (1) of the proposal of Pentegra Systems in the Amount of \$132,800. Furthermore, the corporate authorities authorize contingency expenses in the amount of \$19,920 for any unexpected expenses which arise in the upgrade of the AV system at the Technology Center. The City Manager or his designee is authorized to approve the proposal of Pentegra Systems attached herein as Exhibit A, and sign any ancillary documents subject to review and revision 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.

APPROVED THIS 9th day of December 2024.

MAYOR

ATTEST:

CITY CLERK

STATE OF ILLINOIS)
)
COUNTY OF OGLE) SS.

CERTIFICATE

I, _____, 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 A PROPOSAL FROM PENTEGRA SYSTEMS TO UPGRADE THE TECH CENTER AV SYSTEM” which was adopted by the Mayor and City Council of the City of Rochelle on December 9, 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