

---

---

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

---

---

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

---

---

**RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A 2,000 GALLON  
SPREADER FOR THE WATER RECLAMATION DEPARTMENT**

---

---

**JOHN BEARROWS, Mayor**  
**ROSE HUERAMO, City Clerk**

**TOM McDERMOTT**  
**BIL HAYES**  
**DAN MCDERMOTT**  
**KATE SHAW-DICKEY**  
**JOHN GRUBEN**  
**ROSAELIA ARTEAGA**

**City Council**

---

Published in pamphlet form by authority of the Mayor and City Council of the City of Rochelle  
Peterson, Johnson, and Murray Chicago, LLC, City Attorneys  
200 W. Adams, Suite 2125 Chicago, IL 60606

**RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE A 2,000 GALLON  
SPREADER FOR THE WATER RECLAMATION DEPARTMENT**

**September 12, 2022**

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

**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**, the City provides utility services including electric, water, sewer, wastewater treatment, and advanced communications to the greater Rochelle Community through the Utility Department, which is commonly referred to as Rochelle Municipal Utilities (RMU); and

**WHEREAS**, the Water Reclamation Department generates sludge as a by-product of the water reclamation process, which is disposed of in the City’s landfill; and

**WHEREAS**, the sludge consists of approximately 80% water, which adds to the cost of transporting and disposing of the sludge; and

**WHEREAS**, the Superintendent of Water and Water Reclamation has determined that the sludge can be spread out and dried by the sun, to eliminate the excess water from the sludge; and

**WHEREAS**, after the sludge is dried it may meet EPA requirements to spread on land and used as fertilizer for farms; and

**WHEREAS**, the Superintendent of Water and Water Reclamation is performing testing to determine if the sludge can be land applied after drying and has interest from local farmers to take the dehydrated sludge to be used as fertilizer on their respective farms; and

**WHEREAS**, the Superintendent of Water and Water Reclamation has located a used H.S. 5120 Topshot Slinger 2,000-gallon spreader for \$18,500.00, as offered in Exhibit 1, attached hereto; and

**WHEREAS**, the process of dehydrating the sludge will reduce the amount of waste sent to the landfill, reduce the City’s expense of transferring the sludge to the landfill, and could repurpose the sludge as fertilizer; and

**WHEREAS**, the Mayor and City Council find that it is in the best interest of the City and its residents to authorize the City Manager to purchase a H.S. 5120 Topshot Slinger Manure 2,000-

gallon Spreader in an amount not to exceed \$18,500.00; with the same pricing terms as the quote attached hereto as Exhibit 1; and

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the City of Rochelle as follows:

SECTION ONE. The foregoing Recitals are not mere preparatory language but are hereby incorporated in this Section 1 as if said Recitals were fully set forth.

SECTION TWO. The Mayor and City Council hereby authorize the City Manager to purchase a H.S. 5120 Topshot Slinger Manure 2,000-gallon Spreader in an amount not to exceed \$18,500.00; with the same pricing terms as the quote attached hereto as Exhibit 1, subject to review by the City attorney.

SECTION THREE. The provisions of this Resolution are severable and if any court of competent jurisdiction shall declare any portion of this Resolution to be invalid or unenforceable, said decision shall not affect any portion of this Resolution, other than the part declared invalid or unenforceable. This City Council hereby declares that it would have enacted this Resolution even with the invalid or unenforceable portion deleted.

SECTION FOUR. This Resolution shall be in full force and effect from and after its passage and approval in the manner provided by law.

SECTION FIVE. That any resolution or motion in conflict with this Resolution is hereby repealed insofar as it conflicts with this Resolution.

PASSED THIS 12th day of September, 2022.

AYES:

NAYS:

ABSENT:

APPROVED THIS 12th day of September, 2022.

---

MAYOR

ATTEST:

---

CITY CLERK

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 AUTHORIZING THE CITY MANAGER TO PURCHASE A 2,000 GALLON  
SPREADER FOR THE WATER RECLAMATION DEPARTMENT” which was adopted by the  
Mayor and City Council of the City of Rochelle on September 12, 2022.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of  
the City of Rochelle this 12<sup>th</sup> day of September, 2022.

---

CITY CLERK