
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**A RESOLUTION AUTHORIZING CREATION OF A CITY OF ROCHELLE
COVID TEMPORARY LEAVE PROGRAM**

JOHN BEARROWS, Mayor
SUE MESSER, City Clerk

TOM McDERMOTT
BIL HAYES
KATE SHAW-DICKEY
DAN McDERMOTT
JOHN GRUBEN
DON BURKE
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

CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION NO. _____
Date Passed: January 11, 2021

**A RESOLUTION AUTHORIZING CREATION OF A CITY OF ROCHELLE
COVID TEMPORARY LEAVE PROGRAM**

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 has determined that the SARS COVID 19 virus and the global pandemic related thereto creates a significant health risk for the local community and desires to take certain steps to ensure the health and welfare of its employees by creating a temporary COVID leave program to be known as “The City of Rochelle -COVID Temporary Leave Program (CLT)”; 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 approve said program; and

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

SECTION ONE: The foregoing recitals shall be, and are hereby, incorporated into and made a part of this Resolution as if fully set forth in this Section One.

SECTION TWO: That the Mayor and City Council of the City of Rochelle hereby approve the creation of a City of Rochelle-COVID Temporary Leave Program (CTL) which shall be in effect from January 1, 2021 through January 31, 2021.

SECTION THREE: The City Manager, or his designated representative, is hereby authorized to create said COVID Temporary Leave Program and to distribute all necessary documents to

employees to inform them of same. Attached hereto is a draft document to communicate to employees the creation of the COVID Temporary Leave Program and the benefits to which they may be eligible thereunder. Further, the City Manager is authorized to extend the COVID Temporary Leave Program by thirty (30) days.

SECTION FOUR: This Resolution, and the creation of the COVID Temporary Leave Program is subject to termination at anytime as determined by the Mayor and City Council of the City of Rochelle.

SECTION FIVE: 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 SIX: Where the conditions imposed by any provisions of this Resolution are more restrictive than comparable provisions imposed by Resolution in any other local law, ordinance, resolution, rule or regulation, the regulations of this Resolution will govern.

SECTION SEVEN: The City Clerk shall publish this Resolution in pamphlet form.

SECTION EIGHT: 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 ___th day of _____, 2021.

AYES:

NAYS:

ABSENT:

APPROVED THIS ___th day of _____, 2021.

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 AUTHORIZING CREATION OF A CITY OF ROCHELLE COVID TEMPORARY LEAVE PROGRAM,” which was adopted by the Mayor and City Council of the City of Rochelle on _____, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this ___th day of _____, 2021.

CITY CLERK