
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**RESOLUTION AUTHORIZING THE RETENTION OF BHMG ENGINEERS, INC. TO
SUPERVISE THE REPAIRS TO PEAKER ENGINE NUMBER 1**

JOHN BEARROWS, Mayor
SUE MESSER, City Clerk

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

City Council

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Peterson, Johnson, and Murray Chicago, LLC, City Attorneys
200 W. Adams, Suite 2125 Chicago, IL 60606

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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 (“City”), 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 of Rochelle (“City”) operates an electric utility through the Rochelle Municipal Utilities (“RMU”), one of its departments; and

WHEREAS, the RMU has diesel generators to generate electricity during peak usage; and

WHEREAS, in June 2020, Peaker Engine Number 1 experienced a catastrophic mechanical failure that resulted in significant damage to the engine’s crankshaft and block; and

WHEREAS, due to the significant repairs required for Peaker Engine Number 1 staff recommends that the repairs be supervised by a consultant with experience with the repair process; and

WHEREAS, staff has contacted BHMG Engineers, Inc. to supervise the rebuild process of Peaker Engine Number 1, due to their long history and experience with these types of generators; 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 accept the proposal of BHMG Engineers, Inc. for professional engineering services for the supervision of the rebuild process for Peaker Engine Number 1 in the amount of \$25,000.00; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF ROCHELLE, ILLINOIS 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 City Manager is authorized to accept the proposal of BHMG Engineers, Inc. for professional engineering services for the supervision of the rebuild process for Peaker

Engine Number 1 in the amount of \$25,000.00 and execute all necessary agreements, in a form 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 22nd day of March 2021.

AYES:

NAYS:

ABSENT:

APPROVED THIS 22nd day of March, 2021.

MAYOR

ATTEST:

CITY CLERK

STATE OF ILLINOIS)
)
COUNTY OF OGLE) SS.

CERTIFICATE

I, Sue Messer, 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 RETENTION OF BHMG ENGINEERS, INC. TO
SUPERVISE THE REPAIRS TO PEAKER ENGINE NUMBER 1” which was adopted by
the Mayor and City Council of the City of Rochelle on March 22, 2021.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of
the City of Rochelle this 22nd day of March 2021.

CITY CLERK