
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

**AN ORDINANCE AMENDING THE SHOP LOCAL RMU CREDIT
PROGRAM**

JOHN BEARROWS, Mayor
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CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE NO. _____
Date Passed: October 13, 2020

AN ORDINANCE AMENDING THE SHOP LOCAL RMU CREDIT 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 national, state, and local economies have suffered as a result of the COVID-19 pandemic; and

WHEREAS, City of Rochelle businesses have been negatively impacted by the resultant economic downturn; and

WHEREAS, on August 10, 2018, the City Council passed Ordinance No. 20-5152, which implemented the Shop Local RMU Credit Program (the “Program”). The Program provides a \$60 reimbursement in the form of a credit on a future Rochelle Municipal Utility (“RMU”) bills for qualifying purchases at retail/service shop and restaurant establishments located within the RMU Service Territory; and

WHEREAS, the Mayor and City Council seek to support City businesses by extending the Program through 2021, and three (3) \$60 reimbursement credits on a future Rochelle Municipal Utility (“RMU”) bills for qualifying purchases at retail/service shop and restaurant establishments located within the RMU Service Territory; and

WHEREAS, the Program is designed to City residents to patronize local businesses who were have been negatively impacted by the COVID-19 pandemic;

WHEREAS, the Mayor and City Council find that providing economic incentives to encourage people to make retail purchases from businesses in the City will help to support the continued existence of such businesses, stimulate economic activity in the City, including the creation and maintenance of jobs and the attraction of shoppers to the City, and will otherwise generally benefit the wellbeing of the residents of the City by stimulating commercial growth, and revitalizing an economically stagnant industry as a result of the COVID-19 pandemic; and

NOW THEREFORE BE IT ORDAINED 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 Ordinance as if fully set forth in this Section One.

SECTION TWO: The Amendment to the Shop Local RMU Credit Program is hereby approved.

SECTION THREE: The Program shall provide a sixty-dollar (\$60.00) credit (the “RMU Credit”) on a customer’s RMU utility bill for a minimum of three hundred dollars (\$300.00) in purchases at qualifying retail/service shop and/or local restaurants deemed non-essential by gubernatorial executive order.

SECTION FOUR: The RMU Credit is available to all residential households within the RMU Service Territory. Each household may receive three (3) RMU credits on qualifying purchases must be made from August 15, 2020 through December 31, 2021.

SECTION FIVE: The City Manager is hereby authorized to promulgate terms, conditions and rules of this Program in order to ensure the efficient execution of the Program.

SECTION SIX: If any provision of this Ordinance 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 Ordinance that can be given effect without the invalid application or provision, and each invalid provision or invalid application of this Ordinance is severable.

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

SECTION EIGHT: The City Clerk shall publish this Ordinance in pamphlet form.

SECTION NINE: This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

PASSED THIS 13th day of October, 2020.

AYES:

NAYS:

ABSENT:

APPROVED THIS 13th day of October, 2020.

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 Ordinance No. _____, “AN ORDINANCE AMENDING THE SHOP LOCAL RMU CREDIT PROGRAM” which was adopted by the Mayor and City Council of the City of Rochelle on October 13, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 13th day of October, 2020.

CITY CLERK