
THE CITY OF ROCHELLE
Ogle County, Illinois

RESOLUTION
NO. _____

**RESOLUTION ESTABLISHING UTILITY SERVICES PRICE SCHEDULES FOR RATE
CLASS 130 AND RATE CLASS 140**

JOHN BEARROWS, Mayor
SUE MESSER, City Clerk

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City Council

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**RESOLUTION ESTABLISHING UTILITY SERVICES PRICE SCHEDULES FOR RATE
CLASS 130 AND RATE CLASS 140
November 9, 2020**

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, Section 98-4 of the Rochelle Municipal Code provides that charges and rates for utility services provided by the utility department, including electric, shall be established and modified from time to time by City Council resolution; and

WHEREAS, RMU has had Utility Financial Services (UFS) perform a cost of service study and rate design for certain rate classes and the findings of review have been presented to the Utility Advisory Board and the City Council; and

WHEREAS, the City Council finds that a modification in the electric rates will ensure that the Electric Division can meet its obligations, as well as provide an efficient rate structure for economic use of energy, and that it is appropriate that electric rates be modified, effective January 1, 2021 in accordance with UFS’s analysis, City of Rochelle Electric Rate schedules for Small General Service Rate 130 attached hereto as Exhibit A and Small General Service Rate 140 attached hereto as Exhibit B; 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 Rochelle Municipal Utilities, City of Rochelle Electric Rate Schedule Small General Service Rate 130 attached hereto as Exhibit A and Small General Service Rate 140 attached hereto as Exhibit B and made a part hereof are hereby approved, effective January 1, 2021. The City Manager is further authorized to set a fee for services not specifically listed in the pricing schedule referenced in the above paragraph.

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 9th day of November, 2020.

AYES:

NAYS:

ABSENT:

APPROVED THIS 9th day of November, 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 Resolution No. _____, “RESOLUTION ESTABLISHING UTILITY SERVICES PRICE SCHEDULES FOR RATE CLASS 130 AND RATE CLASS 140” which was adopted by the Mayor and City Council of the City of Rochelle on November 9, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 9th day of November, 2020.

CITY CLERK

City Clerk

Mayor