
THE CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE
NO. _____

**AN ORDINANCE AMENDING THE RESTART ROCHELLE PROGRAM BY THE
CITY OF ROCHELLE**

JOHN BEARROWS, Mayor
SUE MESSER, City Clerk

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JOHN GRUBEN
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City Council

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200 W. Adams, Suite 2125, Chicago, IL 60606

CITY OF ROCHELLE
Ogle County, Illinois

ORDINANCE NO. _____
Date Passed: December 14, 2020

**AN ORDINANCE AMENDING THE RESTART ROCHELLE PROGRAM BY THE
CITY OF ROCHELLE**

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 established the City of Rochelle Small Business Assistance Grant Program (“Small Business Assistance Grant Program”) in June 2020 in response to the COVID-19 crisis; and

WHEREAS, the Small Business Grant Program is designed to spur economic development in the City and alleviate the economic hardships experienced by local businesses impacted by the COVID-19 crisis; and

WHEREAS, the City previously issued two rounds of grants pursuant to the Small Business Assistance Grant Program, and desires to extend the Program; and

WHEREAS, pursuant to Section 8-1-2.5 of the Illinois Municipal Code (65 ILCS 5/8-1-2.5), the Corporate Authorities may appropriate and expend funds for economic development purposes and make grants to any commercial enterprise that are deemed necessary or desirable for the promotion of economic development within the City; and

WHEREAS, the City Council has determined that it is in the best interests of the City and its citizens to extend the Small Business Assistance Grant Program, hereinafter renamed the Restart Rochelle Program, to permit the City to provide additional grants local businesses so as to support them during this time of emergency and disaster; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROCHELLE, OGLE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION ONE: The Preambles hereto are hereby made a part of, and operative provisions of, this Ordinance as fully as if completely repeated at length herein.

SECTION TWO: The City Council of the City of Rochelle hereby extends the Restart Rochelle Program, as set forth in **Exhibit 1** attached hereto, in an amount not to exceed \$200,000.00 in total grants awarded to qualifying small businesses, with a cap of \$10,000 per grantee.

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

SECTION FIVE: That this Ordinance shall be in full force and effect from and after its adoption and approval; and

SECTION SIX: The City Clerk be and hereby is authorized and directed to publish this Ordinance in pamphlet form.

PASSED THIS 14th day of December, 2020.

AYES:

NAYS:

ABSENT:

APPROVED THIS 14th day of December, 2020.

ATTEST:

MAYOR

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 RESTART ROCHELLE PROGRAM BY THE CITY OF ROCHELLE,” which was adopted by the Mayor and City Council of the City of Rochelle on December 14, 2020.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City of Rochelle this 14th day of December, 2020.

CITY CLERK

EXHIBIT A

RESTART ROCHELLE PROGRAM