

RESOLUTION 2021-009

PASSED: JANUARY 11, 2021

**AUTHORIZING THE WAIVER OF COMPETITIVE BIDDING AND APPROVING THE PURCHASE OF WATER METERS AND RADIO TRANSMITTERS FROM BADGER METER, INC. AND CORE AND MAIN IN AN AMOUNT NOT TO EXCEED \$80,000.**

**WHEREAS**, the City of DeKalb (the "City") is a home rule municipality with the power and authority conferred upon it by the Illinois Municipal Code and the Constitution of the State of Illinois;

**WHEREAS**, the City operates a potable water system which includes the repair and maintenance of over 11,000 water meters in order to maintain accurate and efficient water meter reading and billing;

**WHEREAS**, the City has used Badger and Sensus brand water meters for a number of years and, due to the proprietary nature of the meter radio reading devices, software and equipment, the purchase of meters through an alternative meter company would necessitate the need to obtain additional software and hardware in order to read the meters;

**WHEREAS**, the City's Utility Division desires purchasing meters on an as-needed basis throughout the fiscal year instead of maintaining an extraordinary amount of meter stock on hand; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL** of the City of DeKalb, Illinois, as follows:

**SECTION 1:** That the City Council of the City of DeKalb hereby authorizes the waiver of competitive bidding and approval of the purchase of water meters and radio transmitters from Badger Meter, Inc. and Core & Main in an amount not to exceed \$80,000.

**SECTION 2:** This resolution and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such resolution should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the City's Corporate Authorities that to the extent that the terms of this resolution should be inconsistent with any non-preemptive state law, that this resolution shall supersede state law in that regard within its jurisdiction.


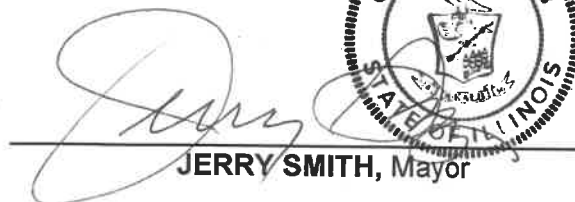
**SECTION 3:** That this resolution shall be in full force and effect from and after its passage and approval as provided by law.

**PASSED BY THE CITY COUNCIL** of the City of DeKalb, Illinois at a Regular meeting thereof held on the 11<sup>th</sup> day of January 2021 and approved by me as Mayor on the same day. Passed by an 8-0 roll call vote. Aye: Morris, Finucane (Remote), Smith, Perkins, McAdams, Verbic, Faivre, Mayor Smith. Nay: None.

**ATTEST:**



**RUTH A. SCOTT**, Executive Assistant



**JERRY SMITH**, Mayor