



City of Naperville

400 S. Eagle Street
Naperville, IL 60540
<http://www.naperville.il.us/>

Meeting Minutes - Draft

City Council

Tuesday, April 7, 2026

7:00 PM

Council Chambers

TO WATCH OR LISTEN TO THE CITY COUNCIL MEETING LIVE: • Watch on WCNC GOVERNMENT ACCESS TELEVISION (Ch. 6-Astound, Ch. 10 - Comcast, Ch. 99 – AT&T U-verse) • Watch online at <https://naperville.legistar.com> or youtube.com/OfficialNapervilleIL

TO PROVIDE PUBLIC COMMENT:

The public may choose to provide public comment in any of the following ways:

1. Address the City Council live during the City Council meeting in-person in City Council Chambers. Individuals wishing to address the City Council during the meeting must sign up online at www.naperville.il.us/speakersignup by 6:30 p.m. on April 7.
2. Individuals can also have their name added to the speaker list by calling the Community Services Department at (630) 305-5300 by 6:30 p.m. on April 7.
3. Submit a written comment to the City in advance of the City Council meeting by 4 p.m. on April 7. Written comments will be compiled and posted with the electronic meeting agenda on the City's website prior to the start of the meeting. The cumulative number of comments will be announced during the City Council meeting.
4. Submit a one-word statement of "SUPPORT" or "OPPOSITION" regarding a specific agenda item by 4 p.m. on April 7. The names of participants who submitted position statements will be compiled and posted with the electronic meeting agenda on the City's website prior to the start of the meeting. The cumulative number of position statements will be announced during the City Council meeting.

There will be no on-site speaker sign up permitted.

PUBLIC ACCOMMODATION:

Any individual who may require an accommodation to listen to or participate in the meeting should contact the Community Services Department at (630) 305-5300 by 4 p.m. on April 7. Questions regarding online sign-up may be directed to the Community Services Department by calling (630) 305-5300.

PARTICIPATION GUIDELINES: The citizen participation guidelines are outlined in 1-5-6-6: - CITIZEN PARTICIPATION of the Naperville Municipal Code.

ALL VIEWPOINTS AND OPINIONS WELCOME: All viewpoints are welcome, positive comments and constructive criticism are encouraged. Speakers must refrain from harassing or directing threats or personal attacks at Council members, staff, other speakers or members of the public. Comments made to intentionally disrupt the meeting may be managed as necessary to maintain appropriate decorum and allow for city business to be accomplished.

SPEAKER TIME LIMITS: Speakers must limit their remarks to no more than three minutes. Petitioners may speak on an agenda item first and have up to 10 minutes and are also granted a five-minute rebuttal once all other speakers have commented.

IF YOU SIGNED UP TO SPEAK, staff will call your name at the appropriate time during the City Council meeting. Once your name is called you may identify yourself for the public record and then address remarks to the City Council as a whole. Speak clearly and try to limit remarks directly to the matter under discussion. Speakers are called in the order they sign up.

A. CALL TO ORDER:

Mayor Wehrli called the April 7, 2026 Council meeting to order at 7:00pm.

B. ROLL CALL:**C. CLOSED SESSION - CANCELED**

OPEN SESSION - 7:00 p.m.

D. ROLL CALL:

Present: 9 - Mayor Scott Wehrli
Councilwoman Mary Gibson
Councilman Ian Holzhauer
Councilwoman Supna Jain
Councilman Patrick Kelly
Councilman Josh McBroom
Councilman Ashfaq Syed
Councilman Benjamin White
Councilman Nathan Wilson

Also Present

City Manager Doug Krieger; Deputy City Manager Pam Gallahue; City Attorney Mike DiSanto; City Clerk Dawn Portner; Fire Chief Mark Puknaitis; Deputy Police Chief Jason Zbrozek; Director of Finance Ray Munch; Director of IT Jacqueline Nguyen; Director of TED Jennifer Louden; Deputy Director of TED Allison Laff; Director of Public Works Dan Randolph; Director of Public Utilities - Electric Brian Groth; Director of Public Utilities - Water Darryl Blennis; Director of Community Services Melanie Marcordes; Director of Human Resources Helga Oles; Director of Communications Linda LaCloche

Daily Herald, Naperville Sun, NCTV-17

E. PLEDGE TO THE FLAG:

The Pledge of Allegiance was recited.

F. AWARDS AND RECOGNITIONS:

1. Proclaim April 2026 as Autism Acceptance Month in the City of Naperville

The proclamation was delivered by Councilman Kelly.

2. Recognizing Robotics Team 2360C Clockwork

The proclamation was delivered by Mayor Wehrli.

3. Proclaim April 2026 as National Cleaning for a Reason Month in the City of Naperville

The proclamation was delivered by Councilman Kelly.

G. PUBLIC FORUM:**PUBLIC FORUM*****SPEAKERS***

Affordable Naperville (AN) - mission, scope and activity of AN

Tim Ferritto (Naperville) discussed and introduced Affordable Naperville.

3 minutes with NEST

Theresa Hus (Naperville) discussed updating three of the City's mission statements: City of Naperville, Public Utilities Advisory Board and the Naperville Electric Utility.

Lili Burciaga (Naperville ALMAS) discussed adopting a due process and municipal property ordinance.

Due process & municipal property ordinance

Karen V Peck (Naperville) discussed adopting a due process and municipal property ordinance.

Bring a draft ordinance to the council

Signe C Gleeson (Naperville) discussed adopting a due process and municipal

property ordinance.

Naperville's due process and municipal ordinance

Silvia Vega-Mitchell (Naperville - ALMAS) discussed adopting a due process and municipal property ordinance.

Naperville Due Process and Municipal Property

Eugene Wollaston (Naperville) discussed adopting a due process and municipal property ordinance.

Due Process and Municipal Property

Stefanie Harrison (Naperville - ALMAS) discussed adopting a due process and municipal property ordinance.

Due process and municipal property

Giovanna Toledo (Naperville) discussed adopting a due process and municipal property ordinance.

Immigration rights

Rashid (Naperville) discussed adopting a due process and municipal property ordinance.

Jose Leon (Naperville) discussed adopting a due process and municipal property ordinance.

Public Forum ended at 7:45 p.m.

WRITTEN COMMENTS ONLY

John Baker (Naperville) - 59 bridge - The weather was extremely cold today, but I wanted to go out and volunteer to collect trash. I walked from Ashbury Greenway to Wolf's Crossing Park. I truly love this area especially the peacefulness, and the strong sense of community. Families use these trails every day, and my family and I are grateful to call Naperville our home. We moved here two years ago from Franklin, Tennessee, after a difficult period in which I lost my job twice, in 2023 and again in 2024. Through God's grace, the support of my church family, and the kindness of this amazing community, I was able to find work again. I want to continue to serve this community and those that live here to make this a truly world-class city welcoming families and international businesses to continue to make this city international and diverse. My wife and I currently serve as ESL volunteers at our church to support immigrants, and we also volunteer with the college ministry. We want to continue serving this community and raising our family in a safe, thriving environment. During my unemployment, I had the opportunity to volunteer with several organizations, including Naperville Parks and Recreation, Feed My Starving Children, and our church, Naperville Presbyterian Church. Serving

others helped me stay grounded, and it deepened my commitment to making this city clean. After moving many times from California to Florida to Japan to Tennessee and so many times across the Pacific Ocean (I think I lost count after 30 or so flights from Japan to the United States) we finally feel at home here, and we want to give back to the City of Naperville a place my wife and family consider home with our strong ties to our church and friends. I share this background because I hope it explains why I am so passionate about protecting and beautifying our community. When we ignore vandalism, graffiti, littering, or damage to public property, I believe that we unintentionally signal that this behavior is acceptable. I once watched (or maybe read a program about the "broken glass affect") that is, when we fail to take action against graffiti, trash, and damaged infrastructure, this can encourage further crime. This is especially concerning when it involves electric utility boxes or high-voltage equipment as you can see from the attached photographs. This summer, as shown in the attached photos, I spent time cleaning up the area under the Route 59 bridge. Today, I was extremely concerned to find the area littered especially because I found what appears to be spent fireworks in an area near grass which can, needless to say, pose an extremely dangerous situation. There is new graffiti on the walls, trash along the trail, graffiti and damage on electric utility boxes, including what may appear to be a deliberate crack along the base and some foreign substance on the top of the utility box. I have attached photos from both the summer cleanup and from today for comparison and your evaluation. I would like to work with you and the city to keep this area clean and safe. High-voltage utility equipment should never be tampered with, and we need to send a clear message that vandalism will not be permitted. I want to continue partnering with you to beautify our city, strengthen our community, and make Naperville a place that attracts families, visitors, and domestic and international businesses to grow our city and make it the safest and most livable place in Naperville. Please let me know how we can move forward together. I am always happy to volunteer and serve. Thank you for your hard work to keep our city safe.

John Baker (Naperville) - 59 bridge - I've noticed vandalism, graffiti, littering, or damage to public property, and I believe that we unintentionally signal that this behavior is acceptable. I once watched (or maybe read a program about the "broken glass syndrome") that is, when we fail to take action against graffiti, trash, and damaged infrastructure, this can encourage further crime. This is especially concerning when it involves electric utility boxes or high-voltage equipment near Ashbury greenway and the Frontier Skate Park on public utility boxes. I've noticed graffiti under the 59 bridge. I spent time cleaning up the area under the Route 59 bridge. Yesterday, I was extremely concerned to find the area littered especially because I found what appears to be spent fireworks in an area near grass which can, needless to say, pose an extremely dangerous situation. There is new graffiti on the walls, trash along the trail, graffiti and

damage on electric utility boxes, including what may appear to be a deliberate crack along the base and some foreign substance on the top of the utility box. I would like to work with you and the city to keep this area clean and safe. High-voltage utility equipment should never be tampered with, and we need to send a clear message that vandalism will not be permitted. Brad, I want to continue partnering with you to beautify our city, strengthen our community, and make Naperville a place that attracts families, visitors, and domestic and international businesses to grow our city and make it the safest and most livable place in Naperville. Please let me know how we can move forward together. I am always happy to volunteer and serve.

Julie Niles (Naperville) League of Women Voters of Naperville - Please consider moving forward with the Naperville Due Process and Municipal Property Ordinance. Along with other community organizations and individuals, the League of Women Voters of Naperville believes this ordinance reflects our city's core values of People, Trust, Respect, and Pride. The League's position that all people should receive fair treatment under the law supports this ordinance. It's frightening to live in a community where someone can be apprehended by federal ICE agents with inconsistent warrants (sometimes administrative, sometimes judicial), forced into a vehicle, ignored when asking questions or trying to defend oneself, and then released at a random place - or not - at the federal agents' discretion. For example, this occurred with roofers at a residence in Naperville (September 19, 2025), at the local Menards (September 17, 2025), and at Home Depot (October 21, 2025). With the warmer weather returning, it is not unlikely that federal ICE agents will ramp up their activities in our area again. The proposed ordinance would: - Affirm Naperville's commitment to constitutional rights including due process under the 1st, 4th, and 14th amendments. - Clarify that City-owned property (buildings, parking lots, parks, and facilities) cannot be designated as staging sites for civil immigration enforcement. - Ensure City personnel and resources remain focused on community safety, consistent with the Illinois Trust Act and Illinois Way Forward Act. - Provide guidance for City departments to document and report observed violations. - Maintain compliance with federal and state law, including allowing access when a valid judicial warrant or court order is presented. This ordinance is about clarity, transparency, and ensuring that all Naperville residents, regardless of background, can trust that their city government is working for them. I respectfully urge you to move this ordinance forward. Thank you for your service to our community and for considering my comments.

Cynthia Castillo (Naperville) I am writing to urge the Naperville City Council to adopt the Naperville Due Process and Municipal Property Ordinance. As a member of this community, I believe this ordinance reflects our city's core values of People, Trust, Respect, and Pride. This measure represents a

thoughtful and balanced approach that affirms constitutional protections, clarifies the use of City resources, and aligns local policy with existing Illinois law while respecting federal authority. For these reasons, I strongly support its adoption. In the current climate, many families in Naperville are experiencing heightened stress and uncertainty. I have seen the impact this has on children, families, and our broader community. This ordinance would provide much-needed clarity and reassurance about where the City stands on these important issues. It would affirm our shared pride in a community that values and upholds constitutional rights for all residents. In addition to affirming Naperville's commitment to constitutional rights and clarifying the use of City-owned property, the proposed ordinance ensures that City personnel and resources remain focused on community safety. It also provides clear guidance for City departments to document and report observed violations, promoting consistency and accountability. Ultimately, this ordinance is about transparency and ensuring that all Naperville residents, regardless of background, can trust that their city government is working for them. I respectfully urge you to support and adopt this ordinance.

Mary J. Miller (Naperville) I oppose the use of City of Naperville resources, property, personnel, etc. for the use of federal immigration and customs enforcement and customs and border patrol.

Anne Swanson (Naperville) Dear Mayor Wehrli and City Council members I am writing in favor of the proposed Due Process and Municipal Property ordinance. I have lived in Naperville for over 40 years and have always felt safe and protected. I love that one of the public speaking pavilions at the Riverwalk is known as the Free Speech Pavilion. The proposed ordinance codifies that feeling of safety. It guarantees that no one will be denied their right to peacefully exercise their First, Fourth or Fourteenth Amendment rights on any city owned or controlled property. I fully support this proposed ordinance and request that you do also.

Michael Thibodeau (Lisle) I am writing to urge the Naperville City Council to adopt the Naperville Due Process and Municipal Property Ordinance. As a member of this community, I believe this ordinance reflects our city's core values of People, Trust, Respect, and Pride - and I ask for your support. Why This Matters to Me Personally: While I may not live within Naperville, I am right next door and my son will go to Naperville North next year. He is a young man of color and I don't want him harassed by masked thugs with a chip on their shoulder. This issue impacts all Americans, but especially so for those that are already marginalized. Allowing immigration enforcement to use city property or NPD cooperation endangers people that live their lives within Naperville. What I am asking the Council to support: The proposed ordinance would: Affirm Naperville's commitment to constitutional rights, including due process under

the 1st, 4th, and 14th Amendments. Clarify that City-owned property (buildings, parking lots, parks, and facilities) cannot be designated as staging sites for civil immigration enforcement. Ensure City personnel and resources remain focused on community safety, consistent with the Illinois Trust Act and Illinois Way Forward Act. Provide guidance for City departments to document and report observed violations. Maintain compliance with federal and state law, including allowing access when a valid judicial warrant or court order is presented. This ordinance is about clarity, transparency, and ensuring that all Naperville residents, regardless of background, can trust that their city government is working for them. I respectfully urge you to move this ordinance forward. Thank you for your service to our community and for considering my comments.

Lundie Pinner (Naperville) I am writing to urge the Naperville City Council to adopt the Naperville Due Process and Municipal Property Ordinance. As a member of this community, I believe this ordinance reflects our city's core values of People, Trust, Respect, and Pride - and I ask for your support. Why This Matters to Me Personally: I have friends and loved ones who limit their travel because they are afraid of situations where they feel they have no one to turn to in an emergency situation involving people claiming to have the authority to arrest and remove them because they "look illegal". I believe our police must be authorized and duty-bound to protect the constitutional rights of ALL the people who live in our City. We need to make their role very clear as these confrontations continue to happen. I want the city I have lived in for 29 years to lead the way in defending and supporting our rights at the local level, providing safety and stability for us all. What I am asking the Council to support: The proposed ordinance would:- Affirm Naperville's commitment to constitutional rights, including due process under the 1st, 4th, and 14th Amendments. - Clarify that City-owned property (buildings, parking lots, parks, and facilities) cannot be designated as staging sites for civil immigration enforcement. - Ensure City personnel and resources remain focused on community safety, consistent with the Illinois Trust Act and Illinois Way Forward Act. - Provide guidance for City departments to document and report observed violations. - Maintain compliance with federal and state law, including allowing access when a valid judicial warrant or court order is presented.- This ordinance is about clarity, transparency, and ensuring that all Naperville residents, regardless of background, can trust that their city government is working for them. I respectfully urge you to move this ordinance forward.

Auri Wild (Naperville) Hello - I would like to emphasize my support for the implementation of a due process and municipal property ordinance in Naperville. I have felt threatened by ongoing immigration enforcement operations, even though I am a naturalized U.S. citizen, because of my appearance. My friends, family, and neighbors have felt threatened at times too.

Hearing that working people and normal, nonviolent citizens have had their rights and their peace violated makes it seem risky to even be out in public sometimes. I support this proposed ordinance because I believe people should not feel unsafe while on City-owned property. People should not have to question whether their local officials and law enforcement are protecting them or exposing them to extrajudicial and inhumane immigration enforcement activities. A city ordinance would help inspire other nearby municipalities to adopt similar measures, bolstering regional security and clarifying standards for cooperating police departments. I respectfully ask City Council to support the Naperville Due Process and Municipal Property Ordinance and support the community's sense of safety and trust that their Constitutional rights will be upheld. Thank you.

Nancy Turner (Naperville) I am writing to express my support for the Due Process and Municipal Property Ordinance. Please consider it for a future agenda item. It aligns with the values expressed in the City's Mission Statement and will protect public property from being misused.

Erin Zimmer (Naperville) I'm writing in support of the proposed Naperville Due Process and Municipal Property Ordinance to clarify the use of city property and resources as it concerns federal immigration enforcement efforts. First, on a personal note, a friend of mine is a teacher at a Naperville elementary school with a high Hispanic population. I will never forget the shake in her voice when we discussed the heartbreaking calls from parents last fall asking whether their children would be safe at school. No matter their immigration status, if they or their children are brown, they have good reason to fear our federal government. If there is anything at all we can do in our city to help people understand that we stand with them, then I believe we should do it. One of the reasons why Naperville is such an amazing place to live is that its residents believe in the dignity of all. As the ordinance would affirm the constitutional protections of the First, Fourth, and Fourteenth Amendments, including due process, it behooves us all to support a statement in line with the Constitution. The ordinance would also reaffirm our local focus on keeping all citizens safe. We are absolutely less safe when parts of our community hesitate to call law enforcement or emergency services out of fear, and safety is one of the cornerstones of Naperville's ethos. Finally, we all know that many, many communities in Illinois and beyond look to Naperville as an example. With this ordinance, we can, once again, demonstrate our care and respect for our community, ALL of it, and illuminate a path for other communities to follow. If we're number one, let's walk the walk. Quite literally, the least we can do to help the people who live and work in our community and are a vital part of the fabric of Naperville is to put this ordinance on the agenda.

Emily Cummings (Naperville) I am writing in strong support of the Naperville

Due Process and Municipal Property Ordinance. I was honored to speak in person earlier this year and while parenting duties prevent me from being there in person tonight, I want to make sure my voice is still part of this conversation. Here is why this matters to me personally....I grew up in Naperville. I chose to move back here in 2020 to raise my family here. I chose to build my business here because of this community's diversity, its warmth, and the promise it holds for my children. This city very much shaped who I am today, and this community will shape help shape who my children become. More than anything, I want to raise children who celebrate people for exactly who they are, who stand up for what is right, and who understand that our differences are what make us stronger. These differences are not something to fear! As the owner of Emily Cummings Photography and Studio 25 Naperville in downtown, I have built a space where my goal is to make every person who walks through my door feels seen, celebrated, and safe. This is only possible because of the kind of community Naperville has always been. Over the past year we have watched ICE enforcement tear through communities across this country, and it has already come to our own backyard. Right here in Naperville, families have been ripped apart, and workers were left stranded on rooftops their lives upended in an instant. It was devastating to witness. I do not want that fear to deepen here. I want my children and my clients to live and work in a Naperville that doesn't just tolerate diversitybut genuinely celebrates and protects it. This ordinance is a step toward being the city we have always believed ourselves to be. At the last meeting, a number of council members spoke in support, and I am grateful for that. But there were also voices that stayed silent and that silence was noticed. Mayor Wehrli, this moment calls for your leadership. Not political calculation, not careful positioning but actual leadership. The residents of this city are watching, and they are looking to you specifically to set the tone. This issue transcends party affiliation. It is not a Democrat issue or a Republican issue. It is a moral issue, and our community deserves representatives who are willing to say so out loud. Silence is a choice. And right now, our residents need you to make a different one. What I Am Asking the Council to Support: The proposed ordinance would affirm Naperville's commitment to constitutional rights, including due process under the 1st, 4th, and 14th Amendments. It would clarify that City-owned property cannot be designated as staging sites for civil immigration enforcement and ensure City personnel and resources remain focused on community safety, consistent with the Illinois Trust Act and Illinois Way Forward Act. It maintains full compliance with federal and state law, including allowing access when a valid judicial warrant or court order is presented. Naperville's values of People, Trust, Respect, and Pride are not just words on a wall. They are a promise we make to every person who lives, works, and raises their children here regardless of where they came from. I respectfully urge you to move this ordinance forward and show our community that we mean it.

Evangeline Kilar (Naperville) I would like to voice my support of adding the draft ordinance of the Naperville Due Process and Municipal Property to the April 21 City Council meeting.

Rima Imburgia (Naperville) I am writing in strong support of the Naperville Due Process and Municipal Property Ordinance. I had hoped to speak to you in person tonight, but my work responsibilities won't allow that this week. There are two reasons I am in support of this ordinance: The first is that my sister, father and I are immigrants, and we know what it is like to feel both welcomed and unwelcome. In Naperville, we found community to be warm, welcoming and genuinely curious about the differences in our cultural experiences. We could be 'part of' community without leaving the beauty of our culture behind. Our family came to this country and began contributing immediately. It is deeply important to me that we keep being a welcoming community who cherishes our differences and is safe for everyone, including visitors. The second is that I am a business owner and one of the co-founders of; Estuary Center on 75th street where I have a private practice as a mental health practitioner, and of Women's Leadership Lab. It is essential that my clients feel safe, seen, and respected. My husband and I have ownership in multiple real estate commercial properties within downtown Naperville including a hotel. Without a sense of safety, trust erodes. I see public safety, and community trust as essential to the health of our communities AND our businesses. Let's not put ourselves in a position that would allow the highly chaotic, unlawful behavior of Immigration & Customs Enforcement (ICE) to destroy all we've built. When I see what has happened to other communities, I wonder how we got here when almost all of us are the descendants of those who fled persecution or were brought under duress or sought better lives for themselves and their families. It is important to me that we protect all those who live and work in Naperville by preventing ICE from using city owned property and instead, focus on the city's primary responsibility to safeguard its residents. Please do not allow our city to participate in incidents where our constitutional rights get violated. The city has NO obligation to engage in immigration enforcement. I have loved living in a community that values diversity and was so welcoming to my family and our business investments. For me this is both a moral issue AND a 'supporting business success' issue. Please support the "Naperville Due Process and Municipal Property Ordinance" and ask that this draft ordinance be put on the April 21st agenda for consideration and adoption.

H. CONSIDERATION OF MOTION TO USE OMNIBUS METHOD FOR THE CONSENT AGENDA:

A motion was made by Councilman White, seconded by Councilman Kelly, to use the Omnibus method to approve the Consent Agenda. The motion carried by a voice vote.

I. CONSENT AGENDA:

A motion was made by Councilman White, seconded by Councilman Kelly to approve the Consent Agenda pulling items I17 and I33. The motion carried by the following vote:

Aye: 9 - Wehrli, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, White, and Wilson

1. Approve the March 18, 2026, regular City Council meeting minutes
Council approved.
2. Approve the City Council Meeting schedule for April, May, and June 2026
Council approved.
3. Approve the amended March 3, 2026, regular City Council meeting minutes
Council approved.
4. Approve an appointment to Special Events & Community Arts Commission
Council approved.
5. Approve the award of RFP 25-103, Website Hosting Solution and Content Management System, to CivicPlus, LLC, for an amount not to exceed \$307,651.78 and for a four-year term
Council approved.
6. Approve the award of RFP 25-252, Electric Utility Engineer, to SynchroGrid, Inc., for an amount not to exceed \$960,000 and for a two-year term
Council approved.
7. Approve the award of Option Year #2 to Contract 23-052, Brush Collection Services, to Steve Piper and Sons and Trees "R" Us, Inc. for an amount not to exceed \$262,500
Council approved.
8. Approve the award of Option Year #2 to Contract 23-034, Single and Three Phase Transformers, to Deco Supply Company, Inc., Emerald Transformer PPM LLC, UUSCO of Illinois, Utility Supply and Construction Co., WEG Transformers USA and Wesco Distribution for an amount not to exceed \$900,000
Council approved.
9. Approve the award of Cooperative Procurement 26-047, Pipe Line Packer Injection Grouting of the South (T02) Interceptor Phase 1, to Hoerr Construction, Inc. for the amount not to exceed \$531,200, plus 3% contingency, and for a nine-month term
Council approved.

10. Approve the award of Cooperative Procurement 26-086, 2026 Sanitary Sewer Manhole Rehabilitation, to Hoerr Construction, Inc. for the amount not to exceed \$496,071.30 and for a seven-month term

Council approved.

11. Approve the award of Cooperative Procurement 26-099, Track-Mounted Digger Derrick and Trailer Replacements - Units 026, 087, 454 and 465, to Altec Industries, Inc. for an amount not to exceed \$485,680

Council approved.

12. Approve the award of Bid 26-044, Street Sweeping Services, to Lakeshore Recycling Systems LLC for an amount not to exceed \$201,932 and for a one-year term

Council approved.

13. Approve the award of Change Order #1 to Contract 24-242, Centrifuge Control Panel Replacement Phase II and Polymer Feed System Replacement, to William T. Connelly, Inc., dba Connelly Electric Co., for an additional 275 days

Council approved.

14. Approve the award of Change Order #1 to Option Year #2 of Contract 22-100, Transmission & Distribution Engineering Services, to Primera Engineers for an additional 271 days

Council approved.

15. Approve the award of Change Order #1 to Option Year #3 of Contract 22-346, Municipal Center Security Services, to Talon Premier Security for an amount not to exceed \$50,000 and a total award of \$200,000

Council approved.

16. Approve the award of Change Order #1 to Contract 24-153, Central Elevated Tank Construction, to Phoenix Fabricators and Erectors LLC for an additional 91 days

Council approved.

17. Approve the award of Change Order #4 to Contract 24-227, Eagle Street Gateway and Accessibility Improvements Project, to Baumgartner Construction, Inc., for an amount not to exceed \$227,607.48 and a total award of \$4,003,316.61

Council discussed the number of change orders for this project and tracking change orders per contractor.

Louden explained that the additional change order is necessary to account for increased quantities in several pay items, noting that the overall scope of the project did not change. The change order is intended to provide the contractor with appropriate compensation for completing the work. It was determined at

the conclusion of the project that the quantities used during the bidding process were lower than what was actually required. This determination is based on documentation provided by the contractor and detailed as-built measurements collected after project completion. This issue would have occurred regardless of which contractor was awarded the contract, particularly given the nature of the work involving excavation, and that it is not representative of a typical pattern for this contractor. The City works closely with all contractors to help prevent these types of discrepancies, and contractors rely on the quantities provided during the bidding process as an accurate representation of what is necessary to complete the project scope.

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the award of Change Order #4 to Contract 24-227, Eagle Street Gateway and Accessibility Improvements Project, to Baumgartner Construction, Inc., for an amount not to exceed \$227,607.48 and a total award of \$4,003,316.61. The motion carried by the following vote:

Aye: 9 - Wehrli, Gibson, Holzhauser, Jain, Kelly, McBroom, Syed, White, and Wilson

18. Approve the award of Change Order #9 to Contract 16-135, North Aurora Road Underpass Design, to TranSystems Corporation, for an amount not to exceed \$16,811 and a total award of \$2,679,987.35

Council approved.

19. Approve the award of Single Source Procurement 26-096, Cityworks Premium Enterprise License Renewal, to Azteca Systems, LLC for an amount not to exceed \$114,594.48 and for a one-year term

Council approved.

20. Approve the award of Single Source Procurement 26-106, Leaf Disposal Services, to BioAg, Inc., adopt the resolution approving the leaf disposal agreement between the City and BioAg Inc., and approve Option Year #3 to Contract 22-126, Leaf Disposal, to Creekside Compost, LLC and to Steve Piper and Sons for a combined amount not to exceed \$350,000 (Item 1 of 2)

RES 26-10

Council approved.

21. Adopt the resolution approving a five-year lease agreement between the City and Drendel Farms for the lease of City properties located at 3816 Plainfield/Naperville Road and the Southwest corner of 91st Street at Wolf's Crossing Road (requires seven positive votes) (Item 2 of 2)

RES. 26-11

Council adopted.

22. Adopt the resolution approving a lease agreement between the City of Naperville and New Cingular Wireless PCS, LLC regarding communications tower at 1301 Clyde Drive (requires seven positive votes)

RES. 26-12

Council adopted.

23. Receive the staff report for 2939 Audrey Avenue (The Atlas) - DEV-0149-2025 (Item 1 of 5)

POSITION STATEMENT

OPPOSE

1. Rosalyn Urbanek (Naperville)

WRITTEN COMMENT ONLY

Rosalyn Urbanek (Naperville) As an ongoing Naperville resident here for 55 plus years anyone can see this area is a blossoming vital commercial area adding for Naperville's benefit. Across Route 59 is out of Naperville's City limits-No commercial tax dollars. It disheartens me to see rezoning such land back to residential because of a Petition before you tonight. Land is not made and Naperville is near build-out. I think it is easier to find locations for residential developments because residential does not need to be among commercial or by busy streets or high traffic volume highways. The attributes its characteristics are different than commercial. A 5-story apartment building is out of character for the surrounding area. If you see this Petition as all about tax dollars and not how you can elicit commercial business, then it does not matter what opposing views are stated. It is what your vote will do. I expected more commercial in harmony within this area. I do not want my property harmed in any way now or later when it redevelops. More of my other comments can be read in my written testimony as given at the Plan Commission Meeting. I oppose this petition.

Council received the report

24. Pass the ordinance revoking Ordinance 23-062, Ordinance 23-063, and Ordinance 23-064 pertaining to the Audrey Senior Residences Development located at 2939 Audrey Avenue (The Atlas) - DEV-0149-2025 (Item 2 of 5)

ORD 26-024

Council passed.

25. Pass the ordinance approving the preliminary plat of subdivision for The Atlas Subdivision (The Atlas) - DEV-0149-2025 (Item 3 of 5)

ORD 26-025

Council passed.

26. Pass the ordinance rezoning Lot 1 of The Atlas Subdivision located at 2939 Audrey

Avenue to OCI (Office, Commercial and Institutional District (The Atlas) - DEV-0149-2025 (Item 4 of 5)

ORD 26-026

Council passed.

27. Pass the ordinance approving a conditional use for multi-family residential in the OCI district and granting variances to multiple sections of the Naperville Municipal Code for the property located at 2939 Audrey Avenue (The Atlas) - DEV-0149-2025 (Item 5 of 5)

ORD 26-027

Council passed.

28. Pass the ordinance granting an extension to the effective period of the setback variance granted for Riverwalk Place (415 Jackson Avenue) - PZC 22-1-094

ORD 26-028

Council passed.

29. Pass the ordinance to establish temporary traffic controls and issue Special Event and Amplifier permits for the 2026 Memorial Day Parade scheduled for Monday, May 25, 2026.

ORD 26-029

Council passed.

30. Pass the ordinance to establish temporary traffic controls and issue Special Event and Amplifier permits for the 2026 Soap Box Derby races scheduled for May 16-17, June 6 (rain date of June 7), September 5-6 and October 3-4

ORD 26-030

Council passed.

31. Pass the ordinance reserving the City's 2026 Volume Cap

ORD 26-031

Council passed.

32. Pass the ordinance establishing Special Service Area No. 37 for Northwoods of Naperville

ORD 26-032

Council passed.

33. Waive the first reading and pass the ordinance amending Sections 3-3-5, 3-3-9, 3-3-10, and 3-3-14 of the Naperville Municipal Code regarding increasing tobacco and cigarette dealer license fees, raising related fines, and revising the hearing process for such

violations (requires six positive votes)

Council discussed that, while they do not condone violations, there is concern about increasing penalties on small businesses and raising licensing fees. Such increases could deter prospective businesses from locating in the City and may result in higher costs being passed on to consumers.

ORD 26-034

A motion was made by Councilman White, seconded by Councilman Kelly, to waive the first reading and pass the ordinance amending Sections 3-3-5, 3-3-9, 3-3-10, and 3-3-14 of the Naperville Municipal Code regarding increasing tobacco and cigarette dealer license fees, raising related fines, and revising the hearing process for such violations. The motion carried by the following vote:

Aye: 8 - Wehrl, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, and White

Nay: 1 - Wilson

- 34.** Waive the first reading and pass the ordinance amending 3-3-11 of the Naperville Municipal Code by increasing the cap on the Late Night Permit in the downtown to 22 (requires six positive votes)

ORD 26-033

Council passed.

J. PUBLIC HEARINGS:

- 1.** Receive the staff report and conduct the public hearing to consider the Annexation Agreement and related ordinances for the property located at 7S731 Olesen Drive (Kerrigan Estates) - DEV-0173-2025 (Item 1 of 6)

Mayor Wehrl opened the public hearing at 8:02 p.m.

A motion was made by Councilman White and seconded by Councilman Kelly to close the public hearing at 8:03 p.m. on the Annexation Agreement and related ordinances for the property located at 7S731 Olesen Drive (Kerrigan Estates) - DEV-0173-2025. The motion carried by a voice vote.

- 2.** Pass the ordinance authorizing the execution of the Annexation Agreement (requires six positive votes) for Kerrigan Estates - DEV-0173-2025 (Item 2 of 6)

ORD 26-035

A motion was made by Councilman White, seconded by Councilman Kelly, to pass the ordinance authorizing the execution of the Annexation Agreement (requires six positive votes) for Kerrigan Estates - DEV-0173-2025. The Motion carried by the following vote:

Aye: 9 - Wehrl, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, White, and Wilson

- 3.** Pass the ordinance annexing 7S731 Olesen Drive for Kerrigan Estates - DEV-0173-2025 (Item 3 of 6)

ORD 26-036

A motion was made by Councilman White, seconded by Councilman Kelly, to pass the ordinance annexing 7S731 Olesen Drive for Kerrigan Estates - DEV-0173-2025. The motion carried by the following vote:

Aye: 9 - Wehrl, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, White, and Wilson

4. Pass the ordinance rezoning 7S731 Olesen Drive for Kerrigan Estates to R1A upon annexation - DEV-0173-2025 (Item 4 of 6)

ORD 26-037

A motion was made by Councilman White, seconded by Councilman Kelly, to pass the ordinance rezoning 7S731 Olesen Drive for Kerrigan Estates to R1A upon annexation - DEV-0173-2025. The motion carried by the following vote:

Aye: 9 - Wehrl, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, White, and Wilson

5. Pass the ordinance approving a Preliminary/Final Plat of Subdivision for Kerrigan Estates - DEV-0173-2025 (Item 5 of 6)

ORD 26-038

A motion was made by Councilman White, seconded by Councilman Kelly, to pass the ordinance approving a Preliminary/Final Plat of Subdivision for Kerrigan Estates - DEV-0173-2025. The motion carried by the following vote:

Aye: 9 - Wehrl, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, White, and Wilson

6. Pass the ordinance approving a variance for Kerrigan Estates - DEV-0173-2025 (Item 6 of 6)

ORD 26-039

A motion was made by Councilman White, seconded by Councilman Kelly, to pass the ordinance approving a variance for Kerrigan Estates - DEV-0173-2025. The motion carried by the following vote:

Aye: 9 - Wehrl, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, White, and Wilson

K. OLD BUSINESS:

L. ORDINANCES AND RESOLUTIONS:

M. AWARD OF BIDS AND OTHER ITEMS OF EXPENDITURE:

1. Approve the award of Bid 26-006, 2026 Street Resurfacing Program - MFT, to K-Five Construction Corporation for an amount not to exceed \$5,227,451.56, plus a 3% contingency (Item 1 of 2)

A motion was made by Councilman White, seconded by Councilman Kelly, to approve the award of Bid 26-006, 2026 Street Resurfacing Program - MFT, to K-Five Construction Corporation for an amount not to exceed \$5,227,451.56, plus a 3% contingency. The motion carried by the following vote:

Aye: 9 - Wehrl, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, White, and Wilson

2. Adopt the IDOT resolution in the amount of \$5,227,451.56 to allow expenditure of State Motor Fuel Tax dollars to fund the 2026 Street Resurfacing Program - MFT (Item 2 of 2)

RES 26-13

A motion was made by Councilman White, seconded by Councilman Kelly, to adopt the IDOT resolution in the amount of \$5,227,451.56 to allow expenditure of State Motor Fuel Tax dollars to fund the 2026 Street Resurfacing Program - MFT. The motion carried by the following vote:

Aye: 9 - Wehrl, Gibson, Holzhauer, Jain, Kelly, McBroom, Syed, White, and Wilson

N. PETITIONS AND COMMUNICATIONS:

O. REPORTS AND RECOMMENDATIONS:

1. Receive the initial Electric Utility presentation and reach consensus on content to be provided in future presentations

SPEAKERS

James Fillar (Naperville) is in favor of renewing the IMEA contract.

Tim Ferritto (Naperville) is in favor of renewing the IMEA contract

Rich Sternal (Naperville) is in favor of renewing the IMEA contract.

Steve Cushman (Naperville) is in favor of the renewal of the IMEA contract.

Ashley Penick (Naperville) is in favor of the renewal of the IMEA contract.

Joe Hus (Naperville) discussed some of his concerns with the Electric Utility presentation and applauded the City's efforts in exploring different energy options.

Richard Stark (Naperville) discussed developing the City's future electricity strategy.

The meeting recessed from 8:30 p.m. to 8:37 p.m.

Groth discussed the current priorities and mission statement of the Electric Utility, key dates and milestones as the City moves forward with procuring energy beginning in 2025, and the key information that will be included in each of the upcoming strategy presentations.

Council discussed milestone dates and timelines, including a review of each option and the duration of the City's commitment to those options. The discussion also addressed balancing reliability, affordability, and sustainability;

providing metrics on the Electric Utility's current greenhouse gas emissions and comparable metrics for each option, if available; technology flexibility and adaptability; and the socialization of costs associated with joining a joint action agency. Council also reviewed the process moving forward, topics to be discussed at the fall workshop, and the Electric Utility's mission statement.

By consensus, the Council agreed that the next four Electric Utility presentations will include a review of each option and the duration of the City's commitment to those options, the Electric Utility's current greenhouse gas emissions and comparable metrics for each option, and flexibility with respect to technology.

Public Forum resumed at 9:17 p.m.

Diana Torres Hawken (Naperville) discussed adopting a due process and municipal property ordinance.

Krishna Bansal (Naperville - ICO) discussed the history of the Indian Community Outreach program and the annual India Day Parade and Celebration.

Viral Shah (Naperville - ICO) discussed reviewing the CY26 SECA allocation for the India Day Parade and Celebration.

Proposed City ordinance

Fariza Rustamjonova (Naperville) discussed adopting a due process and municipal property ordinance.

Support due process & municipal property ordinance

David Cannon (Aurora) discussed adopting a due process and municipal property ordinance.

Vasavi Chakka (Naperville - ICO) discussed reviewing the CY26 SECA allocation for the India Day Parade and Celebration.

ICO India Day

Munish Kaistha (Naperville) discussed reviewing the CY26 SECA allocation for the India Day Parade and Celebration.

E-bikes

Derek Hoover discussed an amendment to the E-Bike Ordinance.

Council discussed adopting a due process and municipal property ordinance, the Trust Act, a proposed amendment to the e-bike ordinance, teen gatherings in downtown Naperville, reviewing the CY26 SECA allocation for the India Day Parade and Celebration, and reviewing the mission statement for the City's Electric Utility.

Zbrozek stated the City is in the process of taking the necessary steps to educate the public on the new e-bike ordinance. He noted there is pending State legislation that would allow individuals under a certain age to operate an e-bike if they complete a class on proper usage. He also stated in reference to the teen gatherings in downtown Naperville, the Safety Act changed the Police Department's ability to address all B and C misdemeanors. Police must now issue a citation before detaining an individual and must be aware in advance that the individual is not permitted on the property. They must then seek voluntary compliance if criminal activity is occurring; if the individual persists, an arrest may be made.

DiSanto stated the ordinance could be amended to allow children under 16 years old to ride and operate the devices with a legal guardian. However, he explained that the original provision was included due to the power of the devices, which are intended for roadway use, and that without proper training, safety could be a concern.

Krieger stated the City has participated in several trainings and communication initiatives regarding the Illinois Trust Act. These trainings have included both City staff and vendors. He added that these efforts will be made public in the upcoming Manager's Memorandum.

Marcodes stated the SECA Commission considered the cancellation of the 2025 India Day Parade and Celebration when evaluating the allocation of funding for 2026. The Commission reviewed the organization's ability to execute the event as proposed and expressed concerns regarding the lack of specificity and supporting documentation for the event budget, the financial structure of the event, and the scale of funding requested compared to other special events. She added that two SECA Commissioners also attempted to contact the event organizer but were either unable to reach them or were not satisfied with the responses received.

P. NEW BUSINESS:

Review the CY26 SECA allocation for the India Day Parade and Celebration
McBroom inquired about the requirements for the Council to allocate funding for the 2026 India Day Parade and Celebration, since the SECA Commission did not include the event in its CY26 allocation process. He questioned if funding is available within the Food and Beverage Fund, and should certain events be formally designated as City obligations.

By consensus, the Council directed staff to return at a future meeting with options for funding the 2026 India Day Parade and Celebration.

Amending the E-Bike Ordinance.

Wilson inquired about the process for amending the current E-bike Ordinance to allow minors aged 12 and older to operate certain categories of E-bikes and E-scooters when accompanied by a parent or guardian.

By consensus, the Council directed staff to bring back an ordinance at a future meeting amending the current e-bike ordinance to allow individuals aged 12 and older to ride, when accompanied by a parent or guardian, in compliance with state law and limited to Class 1 and Class 2 e-bikes and e-scooters.

Adopting a due process and Municipal property ordinance
Holzhauer and Jain discussed adopting a due process and municipal property ordinance for the City of Naperville and requested that staff provide additional information and options including historical data related to the issue, such as the creation of Police Department General Orders and past proclamations. The proposed resolution should also incorporate language submitted by area residents, document instances of public property being used for staging, outline a process for public education, and identify ways the City can partner with the community to empower residents and help rebuild trust.

By consensus, the Council directed staff to return with a summary of historical data related to the issue, including the creation of Police Department General Orders and past proclamations. The summary should also incorporate language submitted by area residents, document instances of public property being used for staging, outline a process for public education, and identify opportunities for the City to partner with the community to empower residents and help rebuild trust.

Q. ADJOURNMENT:

A motion was made by Councilman White, seconded by Councilman Kelly, to adjourn the Regular City Council Meeting of March 7, 2026, at 10:48 p.m. The motion carried by a voice vote.

/s/ Dawn C. Portner
Dawn C. Portner
City Clerk