

**RESOLUTION NO. 23 - \_\_\_\_\_**

**A RESOLUTION  
OF THE CITY OF NAPERVILLE  
REGARDING RULES FOR PUBLIC COMMENTS AT OPEN MEETINGS**

**Recitals**

1. **WHEREAS**, Public participation at the City of Naperville’s open meetings shall comply with the Illinois Open Meetings Act (OMA) and the rules set forth for public participation in the Naperville Municipal Code; and
2. **WHEREAS**, the OMA provides, “[any] person shall be permitted an opportunity to address public officials under the rules established and recorded by the public body.” (5 ILCS 120/2.06(g)); and
3. **WHEREAS**, in addition to the public participation rules set forth in the OMA and in the Naperville Municipal Code, the Naperville City Council desires to establish rules that appropriately balance the opportunity for the public to address public officials at an open meeting and the ability to conduct efficient open meetings.

**NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF NAPERVILLE, DUPAGE AND WILL COUNTIES, ILLINOIS, in exercise of its home rule authority that:**

**SECTION 1:** The foregoing Recitals are hereby incorporated in this Section 1 as though fully set forth herein.

**SECTION 2:** Beginning with the City Council meeting on January 16, 2024, the City of Naperville hereby adopts the following additional rules for public participation at the City of Naperville’s City Council meetings:

A. Public participants are able to provide public comment at City Council meetings in three ways:

1. Speak live before the City Council during the meeting;

- i. 6:30 P.M. on the day of the meeting is the deadline to sign-up to speak live.
2. Submit a position statement indicating “support” or “oppose”;
  - i. 4:00 P.M. on the day of the meeting is the deadline to submit a position statement.
  - ii. During the meeting, the cumulative number of position statements received (in support and in opposition) will be announced to the City Council after the agenda item has been called.
  - iii. The names of individual public participants who have submitted a position statement will be compiled and posted with the electronic meeting agenda on the City’s website prior to the start of the meeting.
  - iv. The names of individual public participants who have submitted a position statement will not be shown or read aloud during the meeting.
3. Submit written comments.
  - i. 4:00 P.M. on the day of the meeting is the deadline to submit a written comment.
  - ii. During the meeting, the cumulative number of total written comments received will be announced to the City Council after the agenda item has been called.

- iii. The submitted written comments will be compiled and posted with the electronic meeting agenda on the City's website prior to the start of the meeting.
- iv. Written comments will not be shown or read aloud during the meeting.

B. Public comment sign-up and submission deadlines provided in Section A above are intended to apply to City Council meetings when open session begins at 7:00 P.M. Public comment sign-up and written comment/position statement submission deadlines for City Council meetings that begin at a time other than 7:00 P.M. shall automatically be adjusted in accordance with the starting time of the open session so as to end public comment sign-up 30 minutes prior to the start of open session and to end written comment/position statement submission three hours prior to the start of open session. For example, for a 6:00 P.M. open session start time, the deadline to sign up to speak live will be 5:30 P.M. and 3:00 P.M. for written comment/position statement submission.

**SECTION 3:** City of Naperville Boards and Commissions may establish rules for public participation at their open meetings in accordance with all legal requirements.

**SECTION 4:** Repeal of Conflicting Provisions. All ordinances, resolutions, and policies or parts thereof, in conflict with the provisions of this Resolution are, to the extent of the conflict, expressly repealed on the effective date of this Resolution.

**SECTION 5:** Severability. If any provision of this Resolution 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 Resolution that can be

given effect without the invalid application or provision, and each invalid provision or invalid application of this Resolution is severable.

**SECTION 6:** This Resolution shall be in full force and effect from and after its approval.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

AYES:

NAYS:

ABSENT:

APPROVAL this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

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Scott A. Wehrli  
Mayor

ATTEST:

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City Clerk