

Responses to Village Council Questions January 13, 2026

First Reading: MOT 2025-11058 B. Motion: Approve a Contract with Stenstrom Petroleum Services Group for the Replacement of the Fleet Fuel System

1. *Does the Village currently own any CNG powered vehicles? If so, what is the plan to operate or replace them?*

Yes, the Village currently has five (5) CNG vehicles. All five (5) of the vehicles will be replaced this year.

2. *Do other governments that use the Village fueling station currently own CNG powered vehicles? If so, what is the plan to operate or replace them?*

D58 has one CNG powered vehicle and is actively working to replace it. Village staff has given D58 notice that the CNG station will be decommissioned.

3. *Where will the new canopy be located? What will it look like? Can the existing canopy be salvaged?*

The canopy will be located in essentially the same location as it is currently located. The appearance of the canopy will be similar but with improved LED lighting. The current canopy has drainage issues and antiquated lighting, and has been recommended for replacement.

First Reading: INF 2026-11073 C. Information: Discussion of Proposed Actions Concerning Federal Immigration Activities

1. *Please see the attached materials regarding the Village of Villa Park consideration of an Ordinance Regarding The Restricted Use of Village Property for Civil Immigration Enforcement Activities. Villa Park adopted the Ordinance on January 13, 2026.*



MEMORANDUM

TO: Village Board of Trustees

FROM:

DATE: January 12, 2026

SUBJECT: An Ordinance of the Village of Villa Park, DuPage County, Illinois, Amending Section 1-110 of Chapter 1 (General Provisions) of the Villa Park Municipal Code Regarding the Use of Village Property for Civil Immigration Enforcement Activities.

RECOMMENDED ACTION:

This ordinance creates a new section of the Villa Park Municipal Code to prohibit the use of Village Property for civil immigration enforcement activities, while also adding protections for residents affected by those activities.

BACKGROUND:

This ordinance would clarify and strengthen the intent of Resolution 25065, which the Board adopted unanimously in September 2025 to affirm the Village's refusal to allow any expenditure of Village resources to assist in civil immigration enforcement operations. The codified ordinance prohibits the staging of those activities on Village-owned or Village-controlled properties and creates a secure process for reporting violations of that prohibition. Similar ordinances and codified protections have been adopted by Aurora, Elgin, Batavia, DuPage County, and other local governments.

DISCUSSION:

Section (a) prohibits the use of Village property for "planning, staging, assembling, mobilizing, deploying, or otherwise supporting civil immigration enforcement operations." Those operations are only allowed on Village property upon the presentation of a valid warrant, and enforcement officers must remove face coverings and ensure continuous visibility of their badges.

Section (b) requires the designation of restricted sites where signs will be posted to ensure notice of the above prohibition.

Section (c) outlines procedures for reporting violations.

Section (d) instructs Village employees, officials, or agents who witness civil immigration enforcement activities to advise affected individuals of their rights, as long as they can do so safely.

Section (e) prohibits agreements to use Village-owned or Village-controlled property for civil

immigration enforcement activities without Village Board approval.

Section (f) clarifies the scope of this ordinance in relation to other laws.

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AN ORDINANCE OF THE VILLAGE OF VILLA PARK, DUPAGE COUNTY, ILLINOIS, AMENDING SECTION 1-110 OF CHAPTER 1 (GENERAL PROVISIONS) OF THE VILLA PARK MUNICIPAL CODE REGARDING THE RESTRICTED USE OF VILLAGE PROPERTY FOR CIVIL IMMIGRATION ENFORCEMENT ACTIVITIES

WHEREAS, the Village of Villa Park (the “*Village*”) is a duly organized and validly existing non-home rule municipality created in accordance with the Constitution of the State of Illinois of 1970 and the laws of the State; and

WHEREAS, the Village has the authority to reasonably regulate the use of Village-owned property to ensure the effective delivery of Village services, the protection of public safety, and the management of Village resources; and

WHEREAS, the Tenth Amendment to the United States Constitution has affirmed, and the Supreme Court of the United States has recognized, the anti-commandeering principle of prohibiting the federal government from compelling state or local governments or their officials to administer or enforce federal regulatory programs, including civil immigration laws; and

WHEREAS, the President and Board of Trustees of the Village (the “*Corporate Authorities*”) previously adopted Resolution No. 25065, the findings and contents of which are incorporated by reference into this paragraph, which affirmed the Village’s refusal to allow any expenditure of Village resources to assist the federal government in civil immigration enforcement operations; and

WHEREAS, the Corporate Authorities desire to codify and formalize the contents of Resolution No. 25065 within the Villa Park Municipal Code to provide clarity, consistency, and guidance to Village officials, employees, and residents; and

WHEREAS, the Corporate Authorities find that allowing the use of Village property for civil immigration enforcement has a negative impact on Village residents as it erodes trust, and discourages access to city services, including crime reporting, participation in community events, use of Village spaces, and participation in Village activities.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Villa Park, DuPage County, State of Illinois, as follows:

Section 1: The facts and statements contained in the preambles to this Ordinance are found to

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be true and correct and are hereby adopted as part of this Ordinance.

Section 2: Section 1-110 (“Reserved”) of Chapter 1 (“General Provisions”) of the Villa Park Municipal Code is hereby amended by deleting the following stricken language and adding the underlined language to read, as follows:

Sec. 1-110. – ~~Reserved.~~ Restricted Use of Village Property

(a) Prohibition on Use of Village Property for Civil Immigration Enforcement

- (1) No Village-owned or Village-controlled property, including but not limited to buildings, parking areas, facilities, grounds, vehicles, or equipment, shall be made available or used for the purpose of planning, staging, assembling, mobilizing, deploying, or otherwise supporting civil immigration enforcement operations conducted by U.S. Immigration and Customs Enforcement (ICE) or any other federal agency acting in a civil immigration enforcement capacity.
- (2) Federal civil immigration enforcement actions shall only be allowed on Village-owned or Village-controlled property under the following conditions:
 - (A) Federal civil immigration enforcement officers shall present a valid warrant, and present and distribute a copy of said warrant, or otherwise verify the existence of a valid warrant in accordance with standard law enforcement protocol, to the Villa Park Police Department prior to undertaking any enforcement actions. The employee presented with the warrant shall immediately contact the Chief of Police and the Village Manager.
 - (B) Federal civil immigration enforcement officers shall remove face coverings and ensure continuous visibility of a badge issued by their respective agency.
 - (C) Village staff shall document all interactions with federal civil immigration enforcement officers and report those interactions to the Village Manager.

(b) Restricted Access Designations

- (1) Village-owned or Village-controlled property is designated as restricted, limited-access, or employee-only property as necessary to effectuate this policy, to preserve the uninterrupted delivery of Village services, to ensure the safety of Village employees and the public, and to maintain the Village’s neutrality with respect to federal civil immigration enforcement activities.
- (2) Village staff shall identify Village-owned or Village-controlled properties that either

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have been used or are likely to be used for the purpose of planning, staging, assembling, mobilizing, deploying or otherwise supporting civil immigration enforcement operations.

- (3) Signs shall be clearly and conspicuously posted on properties identified as having been used or likely to be used for the purpose of planning, staging, assembling, mobilizing, deploying or otherwise supporting civil immigration enforcement operations. The signs shall state: "This property is owned or controlled by the Village of Villa Park. It may not be used for civil immigration enforcement activities."

(c) Observed Violations

- (1) Any Village employee, official, or agent who observes or becomes aware of any attempted, suspected, or actual use of Village-owned or Village-controlled property for the purpose of planning, staging, assembling, mobilizing, deploying, or otherwise supporting civil immigration enforcement operations in violation of this Section shall report said activities immediately to their supervisor, who shall immediately report the information to the Village President and the Village Manager, or their respective designees. Reports, which may be made anonymously, shall be made immediately, however, if making a report at the time of observation would endanger the Village employee, official, or agent, or would endanger others, the report should be made as soon as practical after the danger subsides.
- (2) A Villa Park Police Department supervisor shall conduct an investigation into any reported violations of this Section in a timely manner to determine whether there is a basis to find that Village-owned or Village-controlled property is being used in violation of this Section. As necessary, the Village will seek a court order requiring federal civil immigration enforcement officers to vacate and/or to prohibit further entry onto the Village-owned or Village-controlled property if those individuals do not comply with the requirements of this Section.
- (3) The Village President and/or Village Manager, or their respective designees, shall document all attempted or actual violations of this Section and may coordinate with the Illinois Accountability Commission, the DuPage County State's Attorney's Office, the Illinois Secretary of State, and the Illinois Attorney General's Office to report and record violations of state and local laws.
- (4) Residents who witnessed or are victims of federal civil immigration enforcement activities in violation of this Section, or who otherwise witnessed or are victims of harassment by federal civil immigration enforcement officers, are encouraged to report those incidents to the Villa Park Police Department, the Village Manager, or the Village President, or their respective designees.

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- (A) The Villa Park Police Department shall promptly acknowledge and shall conduct an investigation into any reported violations in a timely manner, pursuing charges as warranted by the investigation.
- (B) The Villa Park Police Department, in coordination with the Village Manager, shall draft and adopt procedures with clear timelines for review and outcomes, which shall be utilized when complaints are received regarding civil immigration enforcement. These procedures, which shall be enacted within 15 days of the creation of this Section, shall include and/or accomplish the following:
 - (i) A process for making reports anonymously;
 - (ii) Safeguards for keeping identifying information of witnesses and victims confidential and limiting access to complaint details;
 - (iii) A process for witnesses and victims to participate in investigations and hearings safely;
 - (iv) Safeguards to protect complainants from retaliation; and
 - (v) Provision of access to support services for victims and witnesses, including immigration advocacy, translation services, and counseling.
- (5) Reports and/or complaints related to civil immigration enforcement will be kept confidential, and sensitive information shall not be shared with other agencies, to the extent allowed by federal and state law.

(d) Interactions with the Public

- (1) Village employees, officials, or agents who witness federal civil immigration enforcement activities shall attempt to inform individuals of their rights, as long as doing so would not further endanger those individuals or the Village employees, officials, or agents. These rights include:
 - (A) The right to request what agency the immigration officers represent and why the officers are taking them into custody.
 - (B) The right to remain silent and not answer questions.
 - (C) The right to show valid immigration documentation to immigration officers (such as a permanent resident card, employment authorization card, or certificate of naturalization).
 - (D) The right to request to speak to an attorney.
 - (E) The right to request an interpreter.

(e) Agreements

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- (1) No agreement, memorandum of understanding, license, permit, or temporary authorization shall be entered into or granted by the Village that would permit the use of Village-owned or Village-controlled property for civil immigration enforcement activities unless expressly approved by ordinance adopted by the Village Board.

(f) Scope

- (1) Nothing in this Section shall be construed to prohibit cooperation with federal authorities when required by law, pursuant to a valid judicial warrant or court order, or in connection with the investigation or enforcement of violations of state or local criminal law.
- (2) Nothing in this Section shall be construed to guarantee the safety of any individual, nor shall this Section be construed to impose any duty of care, special relationship, or liability on the Village of Villa Park, its officials, employees, officers, or agents.
- (3) This Section shall be construed in conformity with the Illinois TRUST Act (5 ILCS 805/1, *et seq.*). In the event of a conflict between this Section and the Illinois TRUST Act, the Act shall control.

Section 3: That if any section, paragraph, clause, or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any other provision of this Ordinance.

Section 4: That all ordinances, resolutions, motions, or orders in conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 5: That this Ordinance shall be in full force and effect from and after its passage and approval as provided by law.

[Intentionally Left Blank]

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ADOPTED THIS ____ DAY OF _____, 2025, pursuant to a roll call vote as follows:

AYES: _____

NAYS: _____

ABSENT: _____

ABSTENTION: _____

APPROVED this ____ day of _____, 2025

Approved this ____ day of _____, 2026.

Kevin Patrick, Village President

ATTESTED and filed in my office,
this ____ day of _____, 2026

Rolf Laukant, Clerk of the Village
of Villa Park, DuPage County, Illinois