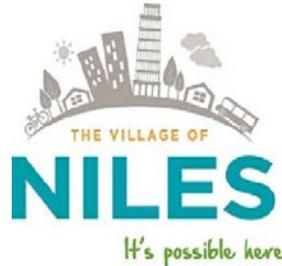


MAYOR
Andrew Przybylo

TRUSTEES
George D. Alpogianis
John C. Jekot
Joe LoVerde
Danette O'Donovan Matyas
Denise M. McCreery
Dean Strzelecki



1000 Civic Center Drive, Niles, Illinois 60714

VILLAGE MANAGER
Steven C. Vinezeano

VILLAGE CLERK
Marlene J. Victorine

Phone: (847) 588-8000
Fax: (847) 588-8051
www.vniles.com

AGENDA
NILES VILLAGE BOARD MEETING
COUNCIL CHAMBERS
October 25, 2016
7:00 PM

REGULAR MEETING

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

None

PRESENTATIONS

None

ANNOUNCEMENTS

September 2016 PEER (Promoting Employee Excellence through Recognition) Award to Sgt. Robert Tornabene, Police Department

Leaf Pick-Up Schedule - Trustee Matyas

Halloween, October 31 - Recommended Trick or Treat Hours, 3:00 p.m. to 8:00 p.m.

Veterans Day, November 11 - Village Facilities will be closed. All are invited to attend the Veterans Day Ceremony at 11:00 a.m. at the Veterans Memorial Waterfall at Milwaukee and Touhy Avenues. The Niles Family Fitness Center will be open.

Call for Volunteers - Holly Jolly Market & Christmas Tree Lighting Ceremony - November 26, 2016

PRESIDENT'S REPORT

President Przybylo

Village of Niles Receives ICMA (International City/County Management Association) Community Health and Safety Award in Recognition of the Village's Stormwater Relief Program

VILLAGE CLERK'S REPORT

Village Clerk Victorine

Early Voting at Niles Village Hall - October 24-November 7

COMMITTEE REPORTS

Finance Committee (Trustee LoVerde)

General Government/IT Committee (Trustee Alpogianis)
Human Services Committee (Trustee Jekot)
Northwest Municipal Conference (Trustee Jekot)
Economic Development and Neighborhood Renewal Ad Hoc Committee (Trustee McCreery)
Building and Zoning Committee (Trustee McCreery)

PUBLIC COMMENTS

The floor is open for public comments on Old Business and New Business agenda items only. Please step up to the microphone, state your name and city, and make your comment. You will be allotted three minutes. Please make sure you sign in at the reception desk.

CONSENT AGENDA-NEW BUSINESS

- Item 1** Approval of September 27, 2016 Regular Board Meeting Minutes
- Item 2** Ordinance Determining that the Minutes to Closed Meetings Shall Become Public
- Item 3** Resolution Authorizing the Destruction of Audio Recordings of Closed Meeting Sessions

NEW BUSINESS

- Item 1** Ordinance for the Placement of Resident Parking Only Signs for the Neighborhood of Bunker Hill Northeast of Milwaukee Avenue Including the Streets of Ebinger Drive, Forest View Lane, Riverview Avenue and Rosemary Lane Limiting Street Parking to Village Residents Only Trustee Matyas
- Item 2** Ordinance Approving a Variation to Allow a Fence to Extend Beyond the Front Building Line to the Street Located at 6300 W. Howard St (16-ZP-33) Trustee McCreery
- Item 3** Ordinance Imposing a Three-Month Extension to the Temporary Moratorium on New Businesses that are Engaged in the Sale of Tobacco Products as a Primary Activity, on all Businesses who Sell Paraphernalia Associated with Smoking and on New Businesses Trustee McCreery
- Item 4** Supplemental Resolution Increasing the Amount of Motor Fuel Tax Funds Authorized to Pay for the ITEP II & III Streetscape Program Trustee Matyas
- Item 5** Board Approval - Amendment to Section 2.9 Time Donation Policy of Employee Handbook Trustee Alpogianis
- Item 6** Board Approval - Change Order #2 with Bolder Contractors Inc. for the Cleveland Corridor Sewer Improvement Project Trustee LoVerde

FINANCIAL REPORTS

Treasurers Report - September 2016

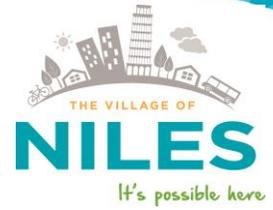
NEXT MEETINGS

November 15, 2016 - Regular Meeting at 7:00 p.m.

PUBLIC COMMENTS

ADJOURNMENT

NILES PEER AWARD



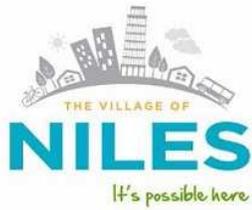
September P.E.E.R. Award Winner Sgt. Robert Tornabene



Sgt. Robert Tornabene of the Police Department was voted the September 2016 PEER Award winner by the Niles Employee Recognition Committee (E.R.C.). This Committee, made up of employees from each department, reviewed three nominations.

On August 2, the Niles Police Department held its annual National Night Out. Sgt. Tornabene was nominated and awarded for his efforts to organize and execute the successful event. His coworker noted that *“Sgt. Tornabene coordinated all the activities, acted as master of ceremonies for the event, and made sure the event was the success it was. The event was attended by approximately 700 people from the community and greatly improved the relationship between the residents and the entire Village of Niles, especially the Police Department.”*

The Village is truly impressed with all the staff volunteerism to make this event possible, and the E.R.C. believes Sgt. Tornabene specifically deserves recognition for the time and energy he gave to this worthwhile event. The Village thanks Sgt. Tornabene for his excellent service to the Village of Niles.



NILES POLICE DEPARTMENT

PRESS RELEASE

Sgt. Robert Tornabene
7000 W. Touhy Avenue
Niles, Illinois 60714
847-588-6500

Recommended Trick or Treat Times

The Niles Police Department would like to recommend hours for parents to consider for a safe trick or treating experience this year. The recommended times for trick or treating are 3 pm to 8 pm on October 31st. As a reminder these times are only a recommendation. Each parent or guardian should consider what is best for their individual child.

Chief of Police Dennis J. Mc Enerney wishes everyone to have a safe and happy Halloween experience.

For Parents:

- Make sure kids under 12 go trick-or-treating with a parent or other trusted adult.
- Give kids a flashlight or glow stick and add reflective tape to their costumes to make them more visible to motorists.
- Accompany your children (or send an older sibling) and make sure they don't enter anyone's home without your permission.
- Use makeup instead of a mask, so your child's view is not obstructed.
- Make a trick-or-treat route map for your children.
- If you are concerned about sex offenders in Niles please consult the Illinois Sex Offender Registration at <http://www.isp.state.il.us/sor/>. As a reminder Illinois Law prohibits registered sex offenders from participating in any holiday event involving children, including Halloween.
- Make sure kids cross only at corners — and look in all directions first. Remind them to use sidewalks or walk facing traffic so approaching cars can be seen.
- Caution them against crossing the street between parked cars, where drivers can't see them.
- Warn children not to eat any goodies until you've had a chance to inspect them. When in doubt, throw it out.

For Kids:

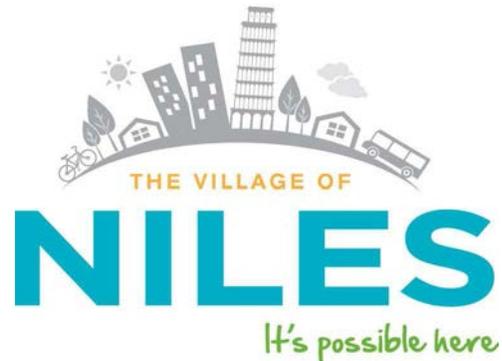
- Stay in neighborhoods you know well and only go to houses with exterior lights on.
- Only accept candy at the door; don't go inside.
- Cross the street only at corners and look both ways for oncoming cars.

For Drivers:

- Slow down and watch for children, especially while backing out of driveways or making turns.
- If you're driving kids to an event, let them enter and exit the car only from the curb side of the vehicle.

For Candy-Givers:

- Please turn on your outside lights as a guide to trick or treaters and their parents that you are a participating home. As a reminder Registered Sex Offenders in Illinois are not allowed to participate in Halloween or any other holiday event and should have their outside lighting off.
- Consider the age of the child to whom you're giving candy. Small hard candies can be a choking hazard for little kids.
- Clean up lawn accessories and clear your walkway so kids don't trip.
- Keep Fido and other pets inside.



VETERANS DAY CEREMONY

**FRIDAY, NOVEMBER 11, 2016
11:00 A.M.**

On Veterans Day, **November 11, 2016, at 11:00 a.m.**, members of the Niles Memorial VFW Post #3579 will conduct a ceremony at the Veterans Memorial Waterfall located at the southwest corner of Touhy and Milwaukee, in honor of those Niles residents who served our country. Village officials will be present at the ceremony and invite the general public to attend.





**HOLLY
JOLLY
NILES**
market

**SATURDAY, NOVEMBER 26
3:00 P.M. - 9:00 P.M.**

Celebrate the season at the Village of Niles' annual tree lighting and holiday market!

**MEET SANTA | STORYTELLING WITH MRS. CLAUS
NILES PUBLIC LIBRARY DISTRICT CRAFTS
PETTING ZOO | BALLOON ARTIST | FACE PAINTING
TROLLEY AND TRAIN RIDES | FIREWORKS
LIVE MUSIC BY B-SIDE BAND**

FOOD AND DRINK FOR SALE INCLUDING BEER AND WINE

Oasis Fun Center
7877 N Milwaukee Avenue

2016 ICMA AWARDS

CELEBRATING THE DIFFERENCE
professional local government
management makes

STORMWATER RELIEF PROGRAM - NILES, ILLINOIS



It's possible here

The September flood of 2008 in the Village of Niles was a final straw for Mayor Robert Callero. He turned to then Assistant Village Manager Vinezeano to be project manager for a Stormwater Commission tasked with the creation of a comprehensive Stormwater Relief Program. The Presidential Declared Disaster of 2008 was followed by two more declared disasters and heavy flooding in 2010, 2011 and twice in 2013.

The development of a sound Stormwater Relief Program required the collection of a significant amount of data. This data was collected from the many flood events to follow 2008 and the involvement of property owners and residents who did their best to be patient and trust something would finally be done to protect their homes and community.

The Stormwater Commission's methodology of identifying existing conditions, obstacles and opportunities was to work as closely with homeowners as possible. This was done with surveys, community workshops, site visits and one-on-one homeowner discussions.

An initial 2009 report prepared by Vinezeano was a thorough review of stormwater issues within the Village with recommendations on how homeowners and the Village could reduce the future impact of stormwater runoff caused by intense rainfall events now becoming the norm around the State of Illinois and country. 98% of the recommendations in this report were completed.

By 2010, \$153,000 was approved for professional engineering analysis and assistance with the development of what is now known as the 2012 Stormwater Relief Program. This program can be described by the four categories shown in Figure 1 to the right. These four categories work together to reduce the risk of basement backups and overland flooding throughout the Village

of Niles.

Regulatory Program. The regulatory program of updating Village ordinances and codes to reflect tighter restrictions at the County, State or Federal level was systematically done as quickly as possible. New developments could no longer negatively impact neighboring properties.

Maintenance and Monitoring. When problems arose and were reported, sewers were inspected on an as-needed basis utilizing outdated paper maps. The department began mapping the sewer system on GIS, conducting smoke tests for slip lining to remove inflow and infiltration, and implemented a five year maintenance plan for the entire system.

Capital Improvements. During phase one of this work, the Commission coordinated with the Niles Park District, the Park Ridge Park District, two cemeteries, a local church and ComEd to implement numerous minor local improvements. These early projects did not address shortcomings with the overall sewer system. The 2012 Stormwater Relief Program proposed two tiers of projects, in addition to a number of small projects.

Flood Control Assistance. A regulatory program, system maintenance and capital improvements alone cannot reduce all chronic flooding during intense rains. The cornerstone of the overall Stormwater Relief Program was a flood control assistance program which provided immediate assistance to those homeowners suffering from chronic sewer backup or overland flooding.

Tier I projects are expected to be complete by summer of next year, so Village is now preparing an evaluation of Tier II projects.



Pictured above from left to right: Former Mayor Bob Callero, Trustee and Stormwater Commission Chair Joe LoVerde, Hey & Associates Project Engineer Jeff Wickenkamp, and Village Manager Steven C. Vinezeano.



"We must accelerate the Stormwater Relief Program and return piece of mind to the public" Mayor Andrew Przybylo

Green Street Program

No stormwater program is complete without a green street component to compliment sewer separation projects and stormwater basins. The Village has completed the award winning Niles Community Rain Garden along with interpretive signs, the Neva Street BioSwale built with an Illinois Green Infrastructure Grant (IGIG), and has begun construction on the Oak Park BioSwale and Permeable Pavement project in cooperation with the Metropolitan Reclamation District.



Regulatory Program

- Niles Ordinance
- County Ordinances
- State/Federal Regulations

Maintenance and Monitoring

- Slip lining
- Catch basin cleaning
- Flow monitoring

Capital Improvements

- Tier 1 Projects
- Tier 2 Projects
- Small Projects

Flood Control Assistance

- Flood control systems
- Floodproofing

Village of Niles
Stormwater Relief Program

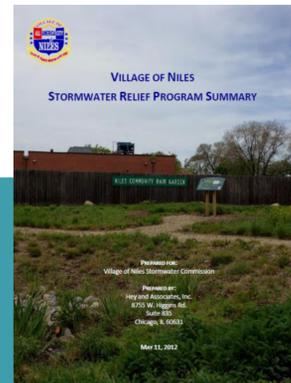
Figure 1



Village Board, Stormwater Commission, and members of Our Lady of Ransom Parish



Village Manager Vinezeano, Trustee Hanusiak, Mayor Andrew Przybylo, Father Christopher Gustafson, Trustee Alpogianis, Trustee LoVerde and former Mayor Bob Callero



Cleveland Stormwater Separation Project in collaboration with Metropolitan Reclamation District, the IEPA Revolving Loan Program, and the Cook County Forest Preserve District

COMMUNITY HEALTH AND SAFETY AWARD

This award recognizes innovative local government programs or processes that improve the community's safety, health, and/or wellness, or enhance quality of life for the disadvantaged. Sponsored in part in memory of Carolyn Keane, first wife of ICMA's fourth executive director, Mark Keane, and Bill and Alice Hansell, parents of ICMA's fifth executive director, William H. Hansell.

Populations of 10,000 to 49,999



Stormwater Relief Program | Niles, Illinois Steven C. Vinezeano, Village Manager

Challenge: Solve a long-standing flooding problem.

Backstory: Niles and surrounding communities had been plagued by flooding since the 1970s. The issue came to a head when, in September 2008, the area experienced record rainfall of about 9.5 inches in 15 hours. The region was declared a federal disaster area when the resulting flooding overwhelmed local and regional sewer systems and caused an estimated \$1.5 million in damage.

Solution: The creation of a comprehensive Stormwater Relief Program.

HOW THEY DID IT

Niles Mayor Robert Callero drafted then-Assistant Village Manager Steven Vinezeano as lead staff member of a Stormwater Commission.

Phase One began in February 2009. The commission established a study methodology for data collection and mapping using Geographic Information Systems (GIS) and gathered information from homeowners.

In September, the commission's first report offered recommendations for reducing runoff, updating legislation, reevaluating system operations, and short- and long-term capital programs.

In 2010, the village hired an engineering firm to work with the commission on analyzing the data collected from several floods. Their June 2012 report recommended the creation of a Stormwater Relief Program to:

- Update village ordinances and codes to meet county, state, and federal standards so future development didn't have a negative impact on stormwater management for existing homes and businesses.
- Map the sewer system on GIS and institute a multi-year maintenance plan.
- Outline capital improvement projects that could be carried out without significant engineering and construction.

- Offer immediate cost share assistance of up to \$4,000 to homeowners experiencing chronic sewer backup or overland flooding.

RESULTS

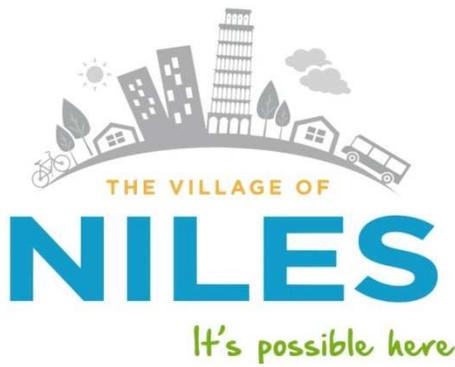
- Niles has paid out more than \$1.5 million in aid to more than 400 homeowners.
- Two of the three major Tier I capital projects recommended in the 2012 report are complete and the third, the largest infrastructure project in the village's history, will be completed in summer 2017.
- Working with FEMA and Cook County, Niles has developed a Hazard Mitigation Plan.
- The village now participates in the National Flood Insurance Program Community Rating System with a quality CRS of 6.
- The commission is now in the process of updating the 2012 Stormwater Relief Program at an estimated cost of \$50,000.



Ensuring a stable foundation for the stormwater system. (Photo credit: Tom Robb, Niles Journal, Journal & Topics Newspapers)

LESSONS LEARNED

- Be straight with residents, even when it gets tough.
- Act on urgent issues swiftly and report accomplishments to the public.
- If you think something is impossible, think again.
- Nurture contacts with regional, state, and federal agencies—you may learn of valuable funding opportunities.



OFFICE OF THE VILLAGE CLERK

MAYOR
Andrew Przybylo

**VILLAGE
MANAGER**
Steven C. Vinezeano

VILLAGE CLERK
Marlene J. Victorine

TRUSTEES
George D. Alpogianis
John C. Jekot
Joe LoVerde
Danette O'Donovan Matyas
Denise McCreery
Dean Strzelecki

Early Voting at Village Hall (in Council Chambers – 1st Floor) October 24 – November 7 for the Presidential Election

Monday – Friday

October 24 – 28

9:00 A.M. to 5:00 P.M.

October 31 – November 4

9:00 A.M. to 7:00 P.M.

November 7

9:00 A.M. to 5:00 P.M.

Saturday

October 29

November 5

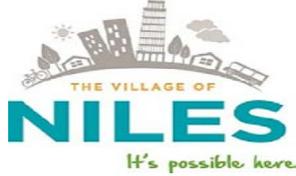
9:00 A.M. to 5:00 P.M.

Sunday

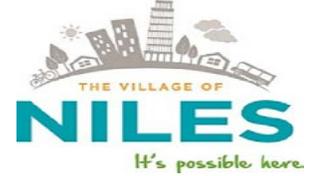
October 30

November 6

9:00 A.M. to 3:00 P.M.



BOARD AGENDA ITEM EXPLANATION FORM



Approval of September 27, 2016 Regular Board Meeting Minutes

Meeting Date 10/25/2016

Item Number **1**

Requested by Village Clerk Victorine

Action Requested REQUEST FOR BOARD APPROVAL

Prepared by Village Clerk Victorine

Assigned to:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Minutes	Sept 27 2016 Board Meeting Minutes
<input type="checkbox"/> Exhibit	Minutes Exhibit 1

MOTION

I move approval of the September 27, 2016 Regular Board Meeting Minutes.

REASON FOR REQUEST / BACKGROUND

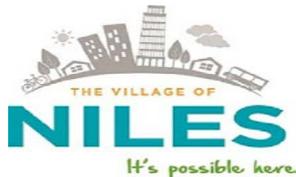
Will this action involve an expenditure of funds?

If yes, is this a budgeted item?

ORG# Total Amount for Approval

ACCT# Budget Amount

Variance



BOARD AGENDA ITEM EXPLANATION FORM



Ordinance Determining that the Minutes to Closed Meetings Shall Become Public

Meeting Date 10/25/2016

Item Number 2

Requested by Legal Department

Action Requested ORDINANCE

Prepared by Marlene Victorine, Village Clerk

Assigned to:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Ordinance	Ordinance
<input type="checkbox"/> Minutes	Executive Session Minutes to be Released

MOTION

I move for Board approval of an ordinance determining that the minutes to closed meetings shall become public. Previously privileged minutes of September 17, 2012; February 25, 2014; June 10, 2014; July 22, 2014; July 2, 2015; August 25, 2015; September 22, 2015; October 27, 2015; January 26, 2016; March 14, 2016; and May 24, 2016 will now be made public.

REASON FOR REQUEST / BACKGROUND

Pursuant to Illinois State Statutes, 5 ILCS 120/2.06(d) of the Open Meetings Act, it is required that semi-annually a determination be made for minutes of closed meetings to become public. This ordinance makes that determination.

Will this action involve an expenditure of funds?

If yes, is this a budgeted item?

ORG# Total Amount for Approval

ACCT# Budget Amount

Variance

ORDINANCE 2016-

AN ORDINANCE DETERMINING THAT THE MINUTES TO CLOSED MEETINGS SHALL BECOME PUBLIC

WHEREAS, 5 ILCS 140/7(1)(m), section 7(1)(m) of the Freedom of Information Act, allows the minutes to closed meetings to be withheld from public view;

WHEREAS, 5 ILCS 120/2.06(d), section 2.06(d) of the Open Meetings Act, requires that a determination must be made that minutes to closed meetings can become public;

WHEREAS, the Village of Niles Board of Trustees has conducted the following closed sessions since the last determination on October 27, 2015: October 27, 2015; January 26, 2016; March 14, 2016; March 16, 2016; March 22, 2016; April 26, 2016; May 10, 2016; May 24, 2016; June 28, 2016; July 26, 2016; August 23, 2016; September 13, 2016 and September 27, 2016.

WHEREAS, a determination has been made that the June 28, 2011; July 12, 2011; July 26, 2011; September 27, 2011; December 13, 2011; June 26, 2012; July 24, 2012; August 28, 2012; November 27, 2012; December 11, 2012; January 22, 2013; February 26, 2013; March 26, 2013; June 25, 2013; November 18, 2014; December 9, 2014; March 16, 2016; March 22, 2016; April 26, 2016; May 10, 2016; June 28, 2016; July 26, 2016; August 23, 2016; September 13, 2016 and September 27, 2016 closed session minutes will remain privileged.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Niles, Cook County, Illinois, that the previously privileged minutes of September 17, 2012; February 25, 2014; June 10, 2014; July 22, 2014; July 2, 2015; August 25, 2015; September 22, 2015; October 27, 2015; January 26, 2016; March 14, 2016; and May 24, 2016 will now be made public.

PASSED: This 25th day of October, 2016.

AYES:

NAYS:

ABSENT:

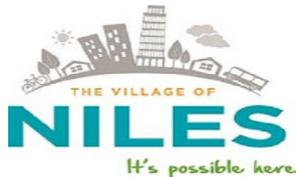
ABSTAIN:

APPROVED by me this 26th day of October, 2016.

President of the Village of Niles
Cook County, Illinois

ATTESTED AND FILED in my office this 26th day of October 2016 and published in pamphlet form as provided by law in the Village of Niles, Illinois.

Village Clerk



BOARD AGENDA ITEM EXPLANATION FORM



Resolution Authorizing the Destruction of Audio Recordings of Closed Meeting Sessions

Meeting Date 10/25/2016

Item Number 3

Requested by Legal Department

Action Requested RESOLUTION

Prepared by Village Clerk Victorine

Assigned to:

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Resolution	resolution
<input type="checkbox"/> Exhibit	exhibit A List of Recordings
<input type="checkbox"/> Department Memo	Memo from Attorney

MOTION

I move for Board approval of a resolution authorizing the destruction of audio recordings of closed meeting sessions from May 27, 2014 through March 24, 2015.

REASON FOR REQUEST / BACKGROUND

The Open Meetings Act provides that verbatim recordings of closed sessions may be destroyed, without notification to or approval of the State Archivist under the Local Records Act, not less than 18 months after completion of the recorded meeting and after the Board approved written minutes of the closed session and the destruction of the recording. The written minutes must meet the requirements of the Open Meetings Act. This is a request to destroy closed session recordings of May 27, 2014 through March 24, 2015.

Will this action involve an expenditure of funds? No

If yes, is this a budgeted item?

ORG# Total Amount for Approval

ACCT# Budget Amount

Variance

RESOLUTION 2016-R

A RESOLUTION AUTHORIZING THE DESTRUCTION OF AUDIO RECORDINGS OF CLOSED MEETING SESSIONS

WHEREAS, the Open Meetings Act requires governmental bodies to audio or video record their closed meetings: and;

WHEREAS, this governmental body has complied with that requirement; and

WHEREAS, the Open Meetings Act permits governmental bodies to destroy the verbatim record of closed meetings without notification to or approval of a Records Commission or the State Archivist not less than eighteen (18) months after the completion of the meeting recorded, but only after:

1. It approves the destruction of a particular recording; and
2. Approves the written minutes of the closed meeting; and

WHEREAS, for the verbatim record by tape and/or digital audio recording of the meetings set forth in Section 1 of this Resolution, at least eighteen (18) months have passed since the completion of those meetings, and this governmental body has approved written minutes for each of the meetings or portions of meetings set forth in Section 1; and

WHEREAS, this governmental body may order destruction of the verbatim record even if it continues to withhold the approved written minutes of the closed session until some later period of time;

NOW, THEREFORE, BE IT RESOLVED, by the President and the Board of Trustees of the Village of Niles, Cook County, Illinois, as follows:

SECTION 1: Based upon the statements made within the preamble to this resolution, the Village of Niles hereby orders the destruction of verbatim record being an audio tape and/or digital audio recording of the executive session meetings as listed in Exhibit A.

SECTION 2: This resolution shall be in full force and effect from and after its passage, by vote of at least three-fourths of the corporate authorities, and approval in the manner provided by law.

PASSED: This 25th day of October, 2016.
YEAS:
NAYS:
ABSENT:
ABSTAIN:

Village Clerk

APPROVED by me this 25th day of October, 2016.

President of the Village of Niles
Cook County, Illinois

ATTESTED AND FILED in my office this 25th day of October, 2016, and published in pamphlet form as provided by law in the Village of Niles, Illinois.

Village Clerk

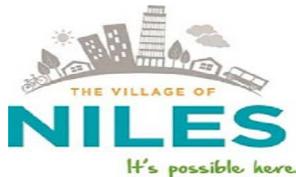
Recommended Destruction of Closed Session Recordings
October 25, 2016 Board Meeting

2014

May 27, 2014
June 10, 2014
July 22, 2014
August 26, 2014
October 28, 2014
November 18, 2014
December 9, 2014

2015

January 27, 2015
February 24, 2015
March 18, 2015
March 19, 2015
March 24, 2015



BOARD AGENDA ITEM EXPLANATION FORM



Ordinance for the Placement of Resident Parking Only Signs for the Neighborhood of Bunker Hill Northeast of Milwaukee Avenue Including the Streets of Ebinger Drive, Forest View Lane, Riverview Avenue and Rosemary Lane Limiting Street Parking to Village Residents Only

Meeting Date 10/25/2016 Item Number 1
Requested by Steve Vinezeano, Village Manager Action Requested ORDINANCE
Prepared by Mary Anderson, PWLF, Public Services Director Assigned to: Trustee Matyas

ATTACHMENTS:

Table with 2 columns: Type, Description. Rows include Ordinance, Exhibit, Backup Material.

MOTION

I move for Board approval of an Ordinance for the placement of "Resident Parking Only" signs for the neighborhood of Bunker Hill northeast of Milwaukee Avenue including the streets of Ebinger Drive, Forest View Lane, Riverview Avenue and Rosemary Lane limiting street parking to Village residents only.

REASON FOR REQUEST / BACKGROUND

Due to the encroachment of commercial uses on the aforementioned residential neighborhood, residents voiced a strong interest to restrict parking. The establishment of this ordinance will allow the Village to install the signage restricting parking to residents only and for the Police to enforce the restrictions. The number of signs needed for the area is negligible and will not impact the existing signage budget.

Will this action involve an expenditure of funds? [No]

If yes, is this a budgeted item? [No]

ORG# [] Total Amount for Approval []
ACCT# [] Budget Amount []
Variance []

ORDINANCE 2016 -

ORDINANCE FOR THE PLACEMENT OF RESIDENT PARKING ONLY SIGNS FOR THE NEIGHBORHOOD OF BUNKER HILL NORTHEAST OF MILWAUKEE AVENUE INCLUDING THE STREETS OF EBINGER DRIVE, FOREST VIEW LANE, RIVERVIEW AVENUE AND ROSEMARY LANE LIMITING STREET PARKING TO VILLAGE RESIDENTS ONLY IN THE VILLAGE OF NILES

WHEREAS, it is the desire of the Village of Niles to promote the general health, welfare, and safety of all persons traveling upon all Village streets; and

WHEREAS, the Bunker Hill Neighborhood residents have requested assistance from the Village to the resolution of on street parking congestion; and

WHEREAS, a meeting was held on August 4, 2016, with the Bunker Hill Neighborhood residents; and

WHEREAS, it was identified that on street parking within the neighborhood is regularly congested, and may contribute to the traffic hazards associated with such congestion; and

WHEREAS, such congestion is associated with the encroachment of commercial use properties nearby and its regular parking of patrons and employees on neighborhood streets; and

WHEREAS, such congestion is also associated with multifamily units located within the neighborhood; and

WHEREAS, the Village will impose parking restricts to Village residents only to discourage nonresident parking.

NOW, THEREFORE, BE IT ORDAINED, by the President and the Board of Trustees of the Village of Niles, Cook County, Illinois, as follows:

SECTION 1: The recitals above are incorporated by reference and made a part of Section 1 of this Ordinance.

SECTION 2: It shall be unlawful for the owner or operator of any motor vehicle to permit a motor vehicle not displaying a Village of Niles vehicle sticker or Niles Visitor Parking Permit to be parked in the Neighborhood of Bunker Hill northeast of Milwaukee Avenue including the streets of Ebinger Drive, Forest View Lane, Riverview Avenue and Rosemary Lane, as described in Attachment A which is incorporated by reference and made a part of this ordinance.

SECTION 3: The Director of Public Services for the Village of Niles is hereby directed to post “Resident Parking Only” and “Neighborhood Resident Parking Only” signs identified in Attachment A.

SECTION 4: That all ordinances or parts of ordinances in conflict herewith are repealed.

SECTION 5: That this ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED: This 25th day of October, 2016

AYES:

NAYS:

ABSENT:

ABSTAIN:

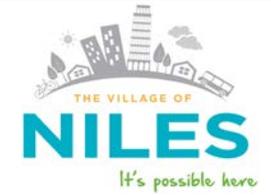
APPROVED by me this 25th day of October, 2016.

President of the Village of Niles
Cook County, Illinois

ATTESTED AND FILED in my office this 25th day of October, 2016, and published in pamphlet form as provided by law in the Village of Niles, Illinois.

Village Clerk

Ebinger Resident Only Parking



Legend

- Parcels
- Parcels - Outside Niles
- Village Limits
- Municipal Buildings
- Buildings
- Forest Preserves
- Sidewalks
- Parking Areas
- Driveways
- Parks - Outside Niles

Notes

Blue - Neighborhood Resident Parking Sign

Red - Resident Parking w/ double arrow



1	:	2,000
1	=	167
inch		feet

The Village of Niles has developed a geographic information systems (GIS) database from existing public records that The Village of Niles is mandated to maintain in order to carry out the normal functions of The Village of Niles. The Village of Niles makes no claims as to the reliability of the original data collection process and is not responsible for inaccuracies that could have occurred due to errors in the original data input or undetectable errors due to electronic transfer of the data from system to system or system to disk. The Village of Niles customarily uses this data for planning purposes and record keeping, and The Village of Niles is not responsible for the other use of this public information. The data are only designed to be displayed with GIS maps whose representational scale is no smaller than 1:1200. If it comes to the Village's attention that this information is being used for commercial purposes, we will retain the right to withhold this information from the requester. The Village of Niles has accumulated this data in pursuance of its governmental function. This information is provided as required under the Freedom of Information Act and the Village, its officers and employees assert their full legal rights under governmental immunity for any liability arising from any act of omission or commission with respect to the information furnished. The Village makes no claim as to the accuracy of the base maps and their associated data tables and assumes no responsibility for their positional or content accuracy. In providing data (or access to it) the Village assumes no obligation to assist the contractor in the use of the data, or in the development, use or maintenance of any applications applied to the data. The Village assumes no responsibility for the accuracy of any subsequent copies of the licensed data, made and distributed within the Licensee's organization

THIS MAP IS NOT TO BE USED FOR NAVIGATION



Village of Niles
1000 Civic Center Drive
Niles, IL 60714
www.vniles.com/gis
Email: gis@vniles.com
© Village of Niles



Example Street Sign



Example Entrance Sign

THIS SIDE TOWARD WINDSHIELD

RESTRICTION: 24 HOURS ONLY

ALL INFORMATION MUST BE IN INK FOR PERMIT TO BE VALID

NILES VISITOR PARKING PERMIT

ADDRESS OF RESIDENT BEING VISITED			
VISITOR LICENSE PLATE NO.			
VALID 24 HOURS BEGINNING			
TIME	MONTH	DAY	YEAR

No 101

1. It is the responsibility of the user to record the date of use on the face of the permit. Failure to do this invalidates the permit and a citation will be issued.
2. Hang this permit from rearview mirror facing out front windshield.
3. This permit is valid only on Franks Avenue.
4. Reproduction of this permit by unauthorized persons may result in prosecution.
5. Valid for 24 hours only.

Example Visitor Placard



BOARD AGENDA ITEM EXPLANATION FORM



Ordinance Approving a Variation to Allow a Fence to Extend Beyond the Front Building Line to the Street Located at 6300 W. Howard St (16-ZP-33)

Meeting Date 10/25/2016 Item Number 2
Requested Charles Ostman, Director of Community Development Action Requested ORDINANCE
Prepared by Bruce Sylvester, Senior Planner Assigned to: Trustee McCreery

ATTACHMENTS:

Table with 2 columns: Type, Description. Rows include Ordinance, Backup Material, and Minutes.

MOTION

I move for Board approval of an Ordinance approving a variation as required in Appendix B Zoning Ordinance, Sec. XI(E) Variations to Chapter 18 Buildings and Building Regulations, Sec. 18-323(a) Requirements and Restrictions to allow a fence to extend beyond the front building line to the street located at 6300 W. Howard St.

REASON FOR REQUEST / BACKGROUND

The Planning and Zoning Board voted 6-0 to recommend approval at their public hearing on October 3, 2016.

Will this action involve an expenditure of funds? [No]

If yes, is this a budgeted item? []

ORG# [] Total Amount for Approval []
ACCT# [] Budget Amount []
Variance []

ORDINANCE 2016-

APPROVING A VARIATION AS REQUIRED IN APPENDIX B ZONING ORDINANCE, SEC. XI(E) VARIATIONS TO CHAPTER 18 BUILDINGS AND BUILDING REGULATIONS, ARTICLE IX FENCES, SEC. 18-323(a) REQUIREMENTS AND RESTRICTIONS TO ALLOW A FENCE TO EXTEND BEYOND THE FRONT BUILDING LINE LOCATED AT 6300 W. HOWARD ST., NILES, ILLINOIS

WHEREAS, the question of granting a special use to 6300 W. Howard St., included in this ordinance was referred to the Planning and Zoning Board to hold a public hearing;

WHEREAS, a public hearing was held on October 3, 2016, after proper notice in a manner provided by law;

WHEREAS, the Planning and Zoning Board has made a report, containing findings of fact and recommending the granting of a variation for property located at 6300 W. Howard St., Niles, IL 60714; and

WHEREAS, the corporate authorities of the Village of Niles, Cook County, Illinois have duly considered said Planning and Zoning Board Recommendation.

NOW, THEREFORE, BE IT ORDAINED, by the President and Board of Trustees of the Village of Niles, Cook County, Illinois, as a Home Rule Municipality, as follows:

SECTION 1: The materials and exhibits attached to this ordinance are incorporated by reference and made a part of this ordinance.

SECTION 2: A variation as required in Appendix B Zoning Ordinance, Sec. XI(E) Variations to Chapter 18 Buildings and Building Regulations, Sec. 18-323(a) Requirements and Restrictions to allow a fence to extend beyond the front building line to the street located at 6300 W. Howard St, Niles, IL 60714, is approved.

SECTION 3: This Ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form as provided by law.

PASSED: This 25th day of October, 2016

AYES:

NAYS:

ABSENT:

ABSTAIN:

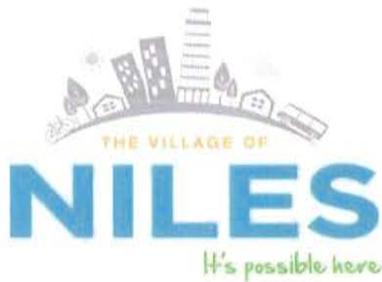
APPROVED by me this 25th day of October, 2016.

President of the Village of Niles
Cook County, Illinois

ATTESTED AND FILED in my office this 25th day of October, 2016, and published in pamphlet form as provided by law in the Village of Niles, Illinois.

Village Clerk

AGENDA NUMBER: 4
REPORT NUMBER: PC-16-41
CASE NUMBER: 16-ZP-33
TYPE: VARIATION



Plan Commission and Zoning Board of Appeals Staff Report October 3, 2016

Item for Plan Commission Consideration: Consideration of a requested variation at 6300 West Howard Street for a proposed fence that will be erected extending beyond the front building line to a street.

I. Basis of Recommendation

A. Background.

Woodward, Inc. has submitted a proposal for a fence that would be erected extending beyond the front building line to a street at 6300 Howard Street. Village Ordinance Section 18-323(a) prohibits fences from being erected extending beyond the front building line to a street, while Section 18-324 states that in the 'M' zoning district, a request for a variation may be made to the Planning and Zoning Board.

B. Critical Issues

Zoning

The property is zoned 'M'.

Requirements for Variations and Findings of Fact

Appendix B, Section XI(E) provides the procedures for considering requested variations from the Village's zoning ordinance. Subsection 2 provides standards that must be satisfied in order to grant a variation. Below are those requirements, with staff comments:

2(a) The Board of Appeals may vary the provisions of this ordinance as authorized in this section, but only when it shall have made findings based upon the evidence presented to it in the following specific cases:

- (1) That the property in question cannot yield a reasonable return if permitted to be used only under the conditions allowed by the regulations governing the district in which it is located;
- (2) That the plight of the owner is due to unique circumstances;
- (3) That the variation, if granted, will not alter the essential character of the locality.

Furthermore, the following requirements from Village of Niles Code of Ordinances, Appendix B, Section XI(E)(2)(b) must also be satisfied:

1. That the particular physical surroundings, shape, or topographical conditions of the specific property involved would bring a particular hardship upon the owner, as distinguished from a mere inconvenience, if the strict letter of the regulation were to be carried out;
2. That the conditions upon which the petition for variation is based would not be applicable generally to other property within the same zoning classifications;
3. That the alleged difficulty or hardship has not been created by any person having an interest in the property at any time after the effective date of this ordinance;
4. That the granting of the variation will not be detrimental to the public welfare in the neighborhood in which the property is located; or
5. That the proposed variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the danger of fire or otherwise endanger the public safety, or substantially diminish or impair property values within the neighborhood.

Other Matters:

At the request of staff, the applicant has provided a site plan and an illustration of the proposed fence. Please see these attached plans for additional information.

C. Legal:

Notification: A legal notice was provided in the Bugle on September 15, 2016. Notices to all owners of property within 250 feet were mailed on September 14th.

D. Other Actions:

For this request, Village Board action is required. The Village Board is tentatively scheduled to consider this request on Tuesday, October 25th.

II. Recommended Conditions Of Approval

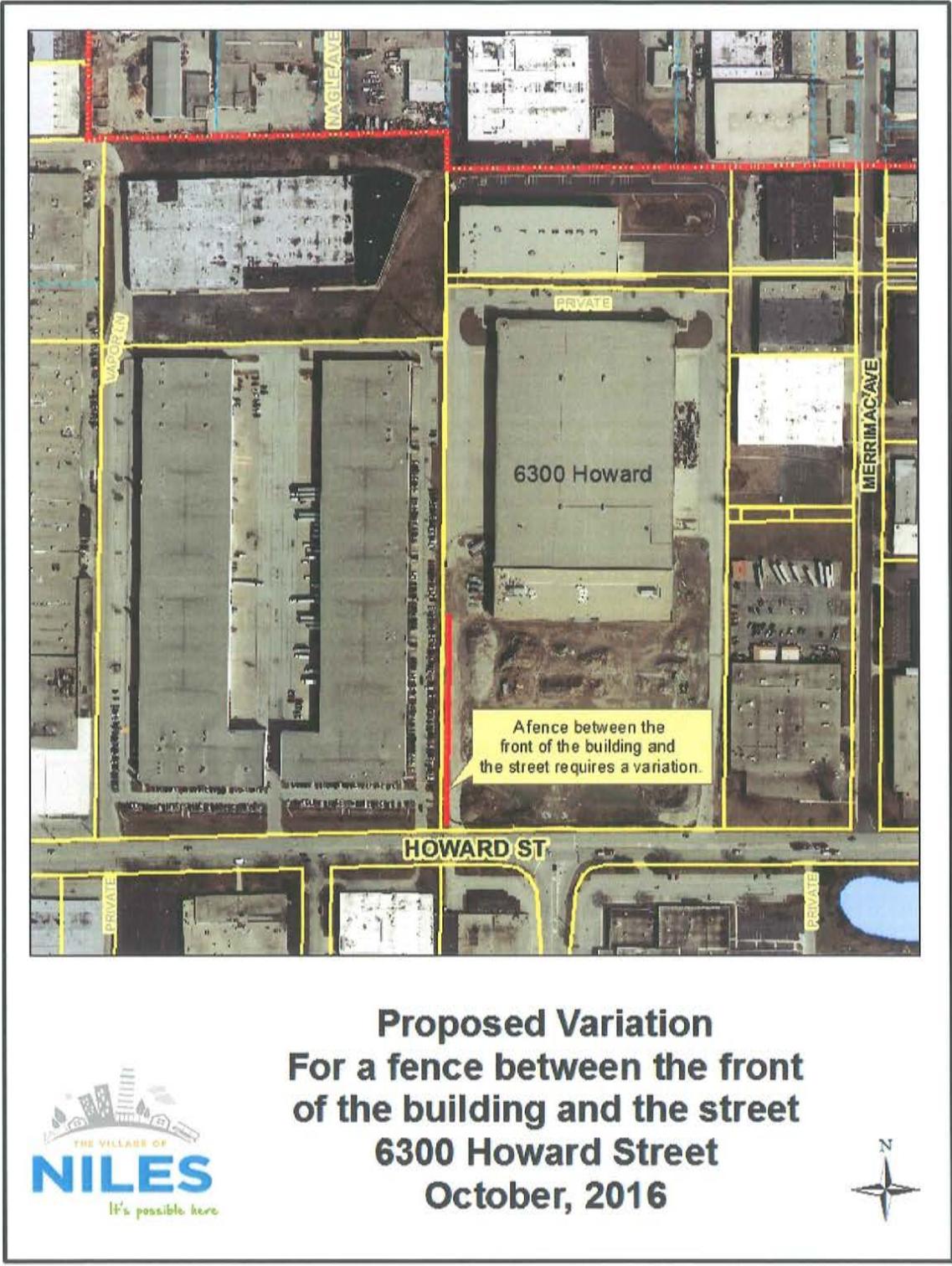
1. None.

III. Attachments and References

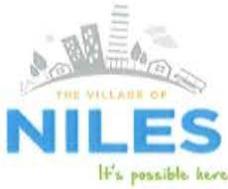
1. Location Map;
2. Project Description from applicant;
3. Responses to requirements for receiving a variation; and
4. Fence detail.

IV. Principal Parties Expected at Meeting:

1. Mr. Alan Pesta, Woodward, Inc., applicant, 6300 West Howard Street, Niles, Illinois, 60714;
2. Owners of adjacent properties who received notification.



**Proposed Variation
For a fence between the front
of the building and the street
6300 Howard Street
October, 2016**



When Woodward picked 6300 W Howard to be the new home of Airframe Systems Niles Site it was decided to convert the existing 250,000 Sq. ft. precast warehouse facility into manufacturing space and then to demolish the old existing Adams Elevator site and build out an additional attached 100,000 sq. ft. of office space to the South. To provide ample parking for our members the area south of the new office was improved to provide over 500 parking spaces. Due to this expansion the building is located on the back 1/2 of the property.

Our neighbor to the West, 6352 Howard St. is currently leasing some of their space to Energy Volleyball as well as the Jump Zone trampoline park. The customers of these two establishments are mainly children and pre-teens accompanied by parents and/or guardians. Although we (Woodward) have made multiple requests to not park in our parking lot for both security and safety reasons, these requests have gone unanswered. In an act of good faith we (Woodward) placed signage in our parking lot that there was no parking for non-Woodward members and that violators would be towed, prior to the commencement of towing vehicles we notified the tenants.

Regardless of which parking lot the patrons of these two establishment choose to park in there is always horse play with children chasing each other across the grass median that separates the 2 properties putting young and old people alike in harm's way due to traffic flow in our (Woodward) parking lot. Our proposal to help control this problem is to construct a decorative fence between the 2 properties with brick pilasters 100' apart very similar to the fence FedEx has built around their property.

The Village of Niles building code dictates the no fence may exceed the actual structure on the property. If we (Woodward) follow this guideline the proposed fence will not be effective in providing the safety margin we are trying to achieve as the neighboring building corner is much farther South than ours. Our proposal is to get a variance from the Village of Niles so we can put a 6' high fence on just the east side of our property line to the West that would extend from the farthest Southern point of the neighboring structure to our lot line to the North.

All though the proposed fence will be on Woodward's property it will appear as the fence belongs to 6352 Howard and is starting at the front SE corner of the structure.

Requirements for receiving a Zoning Variation From the Village of Niles

As part of your application, please provide written responses explaining how your requested variation meets ALL of the following requirements, as found in the Village of Niles Code of Ordinances, Appendix B, Section XI(E)(2):

- (1) That the property in question cannot yield a reasonable return if permitted to be used only under the conditions allowed by the regulations governing the district in which it is located;

- (2) That the plight of the owner is due to unique circumstances;

- (3) That the variation, if granted, will not alter the essential character of the locality.

Furthermore, you will need to prove that all of the following requirements from Village of Niles Code of Ordinances, Appendix B, Section XI(E)(2)(b) are also satisfied by your request:

1. That the particular physical surroundings, shape, or topographical conditions of the specific property involved would bring a particular hardship upon the owner, as distinguished from a mere inconvenience, if the strict letter of the regulation were to be carried out;

2. That the conditions upon which the petition for variation is based would not be applicable generally to other property within the same zoning classifications;

3. That the alleged difficulty or hardship has not been created by any person having an interest in the property at any time after the effective date of this ordinance;

4. That the granting of the variation will not be detrimental to the public welfare in the neighborhood in which the property is located; or

5. That the proposed variation will not impair an adequate supply of light and air to adjacent property, or substantially increase the danger of fire or otherwise endanger the public safety, or substantially diminish or impair property values within the neighborhood.

Your explanation of/answer to the questions listed above will be the basis for a decision from the Plan Commission and Zoning Board of Appeals. It is incumbent upon YOU to explain how these Village Ordinance requirements are satisfied by your request. Failure to satisfy all of the requirements above may result in the Village denying your requested variation.

Appendix B, Section XI (E)(2)

- 1) With the pedestrian over flow into the Woodward parking lot due to the uncontrolled activities of the patrons of 6352 (Energy Volleyball) and 6374 (Jump Zone) W. Howard St. we (Woodward) feel it is only a matter of time before someone gets injured. The potential for liability could be detrimental to our operation.
- 2) Woodward re-purposed the old Grainger facility that is located on the back ½ of the property to facilitate our manufacturing process, If we (Woodward) follow the Village Code as written the proposed fence will not be effective as the front of 6352 Howard St. is 400' farther South, allowing pedestrian's to enter the flow of traffic out of our parking lot.
- 3) By utilizing an ornamental fence with brick pilasters placed periodically (FedEx) we (Woodward) believe the proposed fence will only add character to the location.

Appendix B, Section XI (E)(2)(b)

- 1) The fact that the patrons of the fore mentioned establishments park in the Woodward parking lot (typically on the West curb line) and allow their children to horseplay in the traffic lane prior to crossing the grass that separate's our two facilities is much more than an inconvenience. Safety is the major concern, as well as the likelihood of litigation if someone were to be injured.
- 2) Typically the structure is not placed 500' from the street.
- 3) The difficulty is only due to the fact that Woodward repurposed the old Grainger facility.
- 4) Woodward's proposal will only benefit the public welfare by promoting safety.
- 5) The proposed fence will be an open style to replicate the FedEx fence that is located just East of Lehigh on Howard, in an attempt to provide architectural continuity to the area.



MONTAGE
AMERISTAR
WWW.AMERISTAR.COM PHONE 800.311.3112

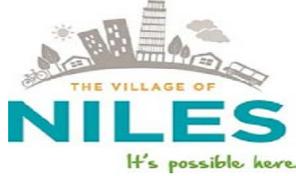
SUMMIT BRICK & TILE CO.
719 PEE
SM



719 PEE
SM







BOARD AGENDA ITEM EXPLANATION FORM



Ordinance Imposing a Three-Month Extension to the Temporary Moratorium on New Businesses that are Engaged in the Sale of Tobacco Products as a Primary Activity, on all Businesses who Sell Paraphernalia Associated with Smoking and on New Businesses

Meeting Date	10/25/2016	Item Number	3
Requested by	Charles Ostman, Director of Community Development	Action Requested	ORDINANCE
Prepared by	Charles Ostman, Director of Community Development	Assigned to:	Trustee McCreery

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Ordinance	Ordinance

MOTION

I move for Board approval of an Ordinance imposing a three-month extension to the temporary moratorium on new businesses that are engaged in the sale of tobacco products as a primary activity, on all businesses who sell paraphernalia associated with smoking and on new businesses where the primary activity is smoking.

REASON FOR REQUEST / BACKGROUND

Imposing an extension on the current moratorium on hookah lounges, tobacco/head/smoke (includes vape/e-cigs shops) shops for the recommended additional 90 days will allow an opportunity to complete the research and determine whether a change to the Village's current code and ordinances are necessary. This is recommended by the Building and Zoning Committee.

Will this action involve an expenditure of funds? No

If yes, is this a budgeted item? No

ORG# <input type="text"/>	Total Amount for Approval <input type="text"/>
ACCT# <input type="text"/>	Budget Amount <input type="text"/>
	Variance <input type="text"/>

ORDINANCE 2016-

ORDINANCE IMPOSING A THREE-MONTH EXTENSION TO THE TEMPORARY MORATORIUM ON NEW BUSINESSES THAT ARE ENGAGED IN THE SALE OF TOBACCO PRODUCTS AS A PRIMARY ACTIVITY, ON ALL BUSINESSES WHO SELL PARAPHERNALIA ASSOCIATED WITH SMOKING AND ON NEW BUSINESSES WHERE THE PRIMARY ACTIVITY IS SMOKING IN THE VILLAGE OF NILES, ILLINOIS

WHEREAS, it has been recognized that there is a rapidly changing landscape in the use of tobacco, products used to deliver nicotine and the use of paraphernalia in general associated with smoking;

WHEREAS, the present ordinances that are in place in the Village of Niles are inadequate to meet the new regulatory challenges that the Village of Niles is faced with today;

WHEREAS, a three-month extension on the temporary moratorium for new businesses that are engaged in the sale of tobacco products, on all businesses who sell paraphernalia associated with smoking and on new businesses where the primary activity is smoking must be extended in order for the Administration to continue to assess the new uses of such items as e-cigarettes, vaporizers used for nicotine, and the use of paraphernalia associated with smoking;

WHEREAS, future regulations will control the number of businesses their proximity to public institutions and the type of clientele they cater to;

WHEREAS, Article VII Section 6 of the Illinois Constitution, Powers of Home Rule Units and 65 ILCS 5/11-13-1, gives the municipality the ability to regulate new businesses that are engaged in the sale of tobacco products, on all businesses who sell paraphernalia associated with smoking and on new businesses where the primary activity is smoking.

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of Trustees of the Village of Niles, Cook County, Illinois, as follows:

SECTION 1: The Whereas above are incorporated by reference and made a part of Section 1 of this Ordinance.

SECTION 2: There is hereby imposed an extension to the temporary moratorium on all new businesses that are engaged in the sale of tobacco products, all businesses who sell paraphernalia associated with smoking and on new businesses where the primary activity is smoking shall take effect immediately and will terminate in three months from the effective date of this Ordinance.

SECTION 3: The Village Board may provide exceptions to this moratorium by ordinance when specific needs arise.

SECTION 4: This Ordinance shall be in full force and effect upon its passage and approval as provided by law.

SECTION 5: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of any such conflict.

SECTION 6: That any section or provision of this ordinance that is construed to be invalid or void shall not affect the remaining sections or provisions which shall remain in full force and effect thereafter.

PASSED: This 25th day of October, 2016

YEAS:

NAYS:

ABSENT:

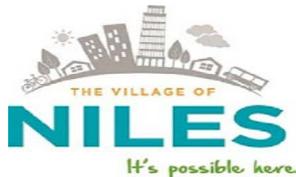
ABSTAIN:

APPROVED by me this 25th day of October, 2016.

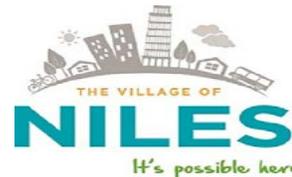
President of the Village of Niles
Cook County, Illinois

ATTESTED AND FILED in my office this 25th day of October, 2016, and published in pamphlet form as provided by law in the Village of Niles, Illinois.

Village Clerk



BOARD AGENDA ITEM EXPLANATION FORM



Supplemental Resolution Increasing the Amount of Motor Fuel Tax Funds Authorized to Pay for the ITEP II & III Streetscape Program

Meeting Date 10/25/2016 Item Number 4
Requested by Mary Anderson, Director of Public Services Action Requested RESOLUTION
Prepared by Bob Pilat, Admin. Asst. Assigned to: Trustee Matyas

ATTACHMENTS:

Table with 2 columns: Type, Description. Includes Resolution and Backup Material.

MOTION

I move for Board approval of a Supplemental Resolution increasing the amount of Motor Fuel Tax funds authorized to pay for the ITEP II & III Streetscape Program in the amount of \$7,190.35.

REASON FOR REQUEST / BACKGROUND

The initial resolution authorizing the use of MFT funds for construction of these streetscape projects approved up to \$436,646.76. Subsequently, the Village approved an amended Local Agency Agreement with IDOT for the ITEP II and III streetscape projects in April, 2013 allowing for the completion of additional streetscape work outside of the original project area.
The final invoice was recently received from IDOT and the final Village construction cost share is \$443,837.11. Therefore a supplemental MFT resolution increasing the authorization level by \$7,190.35 to \$443,837.11 is needed.

Will this action involve an expenditure of funds? Yes

If yes, is this a budgeted item? Yes

Table with 2 columns: Field, Value. Fields include ORG#, ACCT#, Total Amount for Approval, Budget Amount, and Variance.



Illinois Department of Transportation

2300 South Dirksen Parkway / Springfield, Illinois / 62764

August 30, 2013

Ms. Marlene Victorine
Village Clerk
1000 Civic Center Drive
Niles, Illinois 60714

Subject: City: Niles
Section: 10-00111-00-LS
Project: TCSP-TE-00D1(827)
Job: C-91-550-10
Joint Agreement - Amendment 2

Dear Ms. Victorine:

The department executed the subject amendment on August 26, 2013.
A copy is enclosed.

Sincerely,

James K. Klein, P.E., S.E.
Acting Engineer of Local Roads and Streets

A handwritten signature in cursive script that reads "Gregory S. Lupton".

By: Gregory S. Lupton, P.E.
Acting Local Project Implementation Engineer

Enclosure

cc: Andrew Przybylo, Mayor
John Fortmann Attn: Christopher Holt - District 1
Jeff South
Joanne Woodworth, Attn: Project Control
Timothy P. Kell (Acting), Attn: Mike Brachear

 Illinois Department of Transportation Local Agency Amendment # 2 for Federal Participation	Local Agency Village of Niles	State Contract <input checked="" type="checkbox"/>	Day Labor <input type="checkbox"/>	Local Contract <input type="checkbox"/>	RR Force Account <input type="checkbox"/>
	Section: 10-00111-00-LS	Fund Type: STE/TCS	ITEP and/or SRTS Number		129063
Construction		Engineering		Right-of-Way	
Job Number	Project Number	Job Number	Project Number	Job Number	Project Number
C-91-550-10	TCSP-TE-00D1(827)				

This Amendment is made and entered into between the above local agency hereinafter referred to as the "LA" and the state of Illinois, acting by and through its Department of Transportation, hereinafter referred to as "STATE". The STATE and LA jointly propose to improve the designated location as described below. The improvement shall be constructed in accordance with plans approved by the STATE and the STATE's policies and procedures approved and/or required by the Federal Highway Administration hereinafter referred to as "FHWA".

BE IT MUTUALLY AGREED that all remaining provisions of the original agreement not altered by this Amendment shall remain in full force and effect and the Amendment shall be binding upon and inure to the benefit of the parties hereto, their successors and assigns.

Type of Work	Amended Division of Cost						Total
	STE	%	TCSP	%	LA	%	
Participating Construction	1,266,933	(*)		()	410,011	(BAL)	1,676,944
Participating Construction		()	366,358	(**)	91,589	(BAL)	457,947
Preliminary Engineering		()		()		()	
Construction Engineering	159,612	(*)		()	39,903	(BAL)	199,515
Right of Way		()		()		()	
Railroads		()		()		()	
Utilities		()		()		()	
Materials		()		()		()	
TOTAL	\$ 1,426,545		\$ 366,358		\$ 541,503		\$ 2,334,406

*Maximum FHWA (STE) participation 80% not to exceed \$1,426,545 to be used second

**Maximum FHWA (TCS) participation 80% not to exceed \$366,358 to be used first.

NOTE: The costs shown in the Division of Cost table are approximate and subject to change. The final LA share is dependent on the final Federal and State participation. The actual costs will be used in the final division of cost for billing and reimbursement.

If funding is not a percentage of the total, place an asterisk in the space provided for the percentage and explain above.

The LA further agrees, as a condition of payment, that it accepts and will comply with the applicable provisions set forth in this Agreement and all exhibits indicated above.

APPROVED

Local Agency

Robert M. Callero

Name of Official (Print or Type Name)

Mayor

Title (County Board Chairperson/Mayor/Village President/etc.)

 4/23/13
(Signature) Date

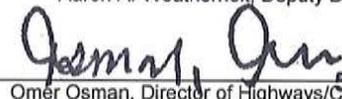
APPROVED

State of Illinois
Department of Transportation

 14

Ann L. Schneider, Secretary of Transportation Date

By:  8/26/13
Aaron A. Weatherholt, Deputy Director of Highways Date

 8-22-2013
Omer Osman, Director of Highways/Chief Engineer Date

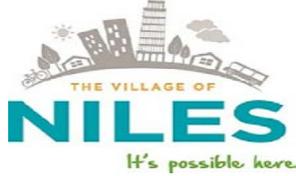
N/A
Michael A. Forti, Chief Counsel Date

N/A
Matthew R. Hughes, Director of Finance and Administration Date

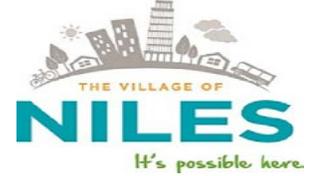
The above signature certifies the agency's TIN number is 36-6006016 conducting business as a Governmental Entity.

DUNS Number 020949178

NOTE: If signature is by an APPOINTED official, a resolution authorizing said appointed official to execute this agreement is required.



BOARD AGENDA ITEM EXPLANATION FORM



Board Approval - Amendment to Section 2.9 Time Donation Policy of Employee Handbook

Meeting Date 10/25/2016

Item Number 5

Requested by Kathy Barnat, Human Resources Director

Action Requested

Prepared by Katy Darr, Records and Benefits Coordinator

Assigned to: Trustee Alpogianis

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Backup Material	Section 2.9 Time Donation Proposal

MOTION

I move for Board approval to amend Section 2.9 Time Donation Policy of the Employee Handbook. This amendment allows for the use of earned compensatory time.

REASON FOR REQUEST / BACKGROUND

This request will include compensatory time and may increase the maximum donation days to the Village's Time Donation Policy.

Will this action involve an expenditure of funds? No

If yes, is this a budgeted item?

ORG# Total Amount for Approval

ACCT# Budget Amount

Variance

Section 2.9 Time Donation

If a full time employee has exhausted all earned leave time and is faced with a life threatening or debilitating illness, injury or condition of the employee or his/her immediate family, he/she can request a time donation of vacation **days**, ~~or~~ personal days **or compensatory time** from other Village employees. Immediate Family Member is defined as the employee's child (as defined by the FMLA), spouse, same-sex spouse or parent. Parent means the person who acted as the employee's parent when the employee was a child. The term does not include parent-in-law. This policy also allows regular full-time employees to donate earned vacation **days**, ~~or~~ personal days **or compensatory time** to assist the requesting employee the ability to be off work and not lose compensation. The following regular full-time employees shall be eligible to request donated vacation **days**, ~~or~~ personal days **or compensatory time**:

1. The full time employee is faced with or has an immediate family member (defined above) who is faced with a life threatening or debilitating illness, injury or condition;
2. The employee has exhausted all his/her paid leave time;
3. The employee is in good standing; and
4. The employee completes and has received written approval of the Recipient Request Form from the Department Head, ~~Personnel Office~~ **Human Resources Department**, the Village Manager and the Mayor.

The following regular full-time employees shall be eligible to donate vacation time or personal days:

1. The Request to Donate form is approved by the Department Head, ~~Personnel Office~~ **Human Resources Department**, the Village Manager and the Mayor; and
2. The donation is made in half day (~~3.75 hours~~) or full day (~~7.5 hours~~) increments with a maximum of ~~37.5 hours~~ **five (5) days**. **The maximum number of donated days may be increased on a case-by-case basis with Village Manager approval.**

In addition, the following applies to the Time Donation Policy:

1. Donated vacation **days**, ~~or~~ personal days **or compensatory time** ~~time and personal days~~ will be considered on an hour-for-hour basis, regardless of the pay level of the donor and recipient.
2. A maximum of twenty (20) days will be allowed to be used by the recipient in a calendar year. **The maximum number of donated days may be increased on a case-by-case basis with Village Manager approval.**
3. The employee requesting donated vacation leave time will be required to provide a physician's statement or other medical evidence necessary to establish the need for the time off.
4. Donated leave time may only be used for the duration of the employee or family member's illness, injury or condition.
5. Time off as the result of donated time will run concurrent with Family Medical Leave Act (FMLA) time.
6. In the event the recipient does not use all of the donated time, the remaining hours will be distributed back to the donors proportionately based upon the total number of hours donated.



BOARD AGENDA ITEM EXPLANATION FORM



Board Approval - Change Order #2 with Bolder Contractors Inc. for the Cleveland Corridor Sewer Improvement Project

Meeting 10/25/2016 Item Number 6
Date
Requested by Mary Anderson, Director of Public Services Action REQUEST FOR BOARD APPROVAL Requested
Prepared by Tom Powers, Village Engineer Assigned to: Trustee LoVerde

ATTACHMENTS:

Table with 2 columns: Type, Description. Includes entries for Department Memo, Backup Material, and another Backup Material with their respective descriptions.

MOTION

I move for board approval of Change Order #2 with Bolder Contractors, Inc. for the Cleveland Corridor Sewer Improvement Project in the amount of \$311,675.00.

REASON FOR REQUEST / BACKGROUND

Due to unforeseen construction issues above and beyond the scope of work, a change order is required. The work will be completed at the bid unit prices. This change order brings the total additional cost (including Change Order #1) incurred during construction to \$9,112,937.60 (5%) of the original contract amount.

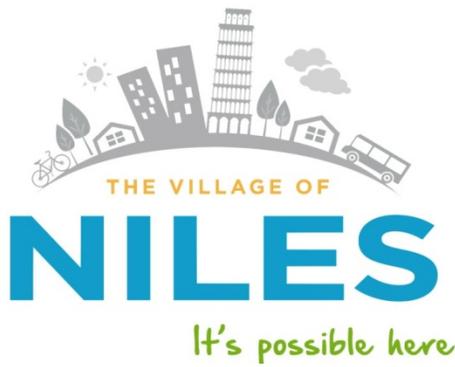
Will this action involve an expenditure of funds? Yes

If yes, is this a budgeted item? No

ORG# 5060 Total Amount for Approval \$311,675.00

ACCT# 3810 Budget Amount \$0

Variance \$311,675.00



PUBLIC SERVICES

MAYOR

Andrew Przybylo

VILLAGE MANAGER

Steven C. Vinezeano

VILLAGE CLERK

Marlene J. Victorine

TRUSTEES

George D. Alpogianis

John C. Jekot

Joe LoVerde

Danette O'Donovan Matyas

Denise McCreery

Dean Strzelecki

Date: October 12, 2016

To: Mary Anderson, Director of Public Services

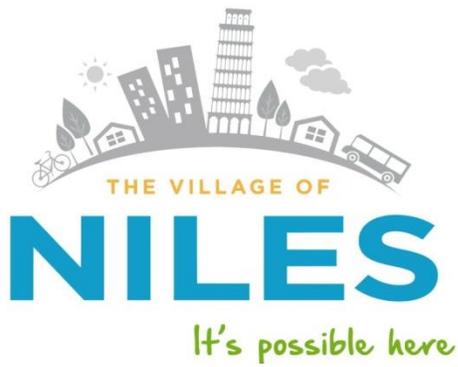
From: Thomas Powers, Village Engineer

Subject: Change Order # 2 for Bolder Construction

As construction has progressed it has become clear that additional work will be required above and beyond the amount identified in the plans. A summary of these changes is as follows:

- a) Additional sanitary service connections that were in conflict with the sewer. This caused additional pavement removal, binder, curb & gutter, sidewalk and driveway replacements and landscape restoration.
- b) Additional landscape restoration quantities at sidewalk construction and along general work zone.
- c) Additional binder due to trench collapse
- d) Additional class C Patch and HMA surface at Caldwell, Waukegan & Harlem
- e) Connections to new storm sewer from undocumented alley and back yard drains.
- f) Additional restoration from water main breaks. This caused additional pavement removal, binder, curb & gutter and landscape restoration.
- g) Additional catch basins needed due to deteriorated condition of existing structures.
- h) Additional manhole needed due to Oconto existing sewer flowing opposite direction than what is shown in plans/Atlas.
- i) Prime Coat for additional areas of paving

This work will be completed at the original bid unit prices. The project remains below the original engineer's estimate prepared by Hey and Associates and is within the funding mechanisms of the IEPA loan and MWRD reimbursement. Change order #1 addressed unforeseen conditions east of Harlem, Change Order #2 primarily addresses extra work west of Harlem.



MAYOR
Andrew Przybylo

VILLAGE MANAGER
Steven C. Vinezeano

VILLAGE CLERK
Marlene J. Victorine

TRUSTEES
George D. Alpogianis
John C. Jekot
Joe LoVerde
Danette O'Donovan Matyas
Denise McCreery
Dean Strzelecki

CHANGE ORDER #: _____

VENDOR #: _____ DEPARTMENT: _____

NAME: _____ DATE: _____

ADDRESS: _____ P.O. #: _____

_____ P.O. AMOUNT: _____

Previous Change Order Amounts: _____

This Change Order Amount: _____

Contract Amount with all Approved Change Orders: _____

Reason for Change Order: _____

Recommended By:

Department

Date

Finance Department

Date

Village Manager

Date

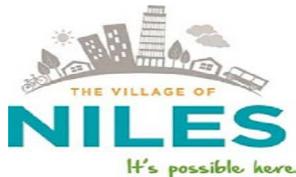
Cleveland Change Order #2

N004	TOPSOIL FURNISH AND PLACE, 6"	SQ YD	3900	\$	10.00	\$ 39,000.00
N006	SEEDING CLASS 2A	ACRE	0.8	\$	15,000.00	\$ 12,000.00
N007	NITROGEN FERTILIZER NUTRIENT	POUND	73	\$	3.00	\$ 219.00
N008	PHOSPHORUS FERTILIZER NUTRIENT	POUND	73	\$	3.00	\$ 219.00
N009	POTASSIUM FERTILIZER NUTRIENT	POUND	73	\$	3.00	\$ 219.00
N010	EROSION CONTROL BLANKET	SQ YD	3900	\$	4.00	\$ 15,600.00
N015	HOT-MIX ASPHALT BINDER COURSE, IL-19.0, N50	TONS	328	\$	160.00	\$ 52,480.00
N017	HOT-MIX ASPHALT SURFACE COURSE, MIX "D", N70	TONS	30	\$	112.00	\$ 3,360.00
N019	PORTLAND CEMENT CONCRETE DRIVEWAY PAVEMENT, 5"	SQ FT	3350	\$	9.00	\$ 30,150.00
N020	HOT-MIX ASPHALT DRIVEWAY PAVEMENT, 2"	SQ YD	14	\$	150.00	\$ 2,100.00
N021	PORTLAND CEMENT CONCRETE SIDEWALK, 5"	SQ FT	700	\$	5.50	\$ 3,850.00
N024	PAVEMENT REMOVAL	SQ YD	1400	\$	6.00	\$ 8,400.00
N026	DRIVEWAY PAVEMENT REMOVAL	SQ YD	372.2	\$	20.00	\$ 7,444.00
N027	COMBINATION CURB AND GUTTER REMOVAL	FOOT	540	\$	7.00	\$ 3,780.00
N028	SIDEWALK REMOVAL	SQ FT	700	\$	1.50	\$ 1,050.00
N029	CLASS C PATCHES, TYPE IV, 9"	SQ YD	401	\$	65.00	\$ 26,065.00
N050	STORM SEWER CONNECTION, 15"	EACH	3	\$	3,000.00	\$ 9,000.00
N063	WATER MAIN, PVC C900, 6"	FOOT	44	\$	160.00	\$ 7,040
N068	WATER MAIN REMOVAL, 6"	FOOT	44	\$	6.00	\$ 264.00
N075	SANITARY SEWER, TYPE 3, 12"	FOOT	50	\$	210.00	\$ 10,500.00
N076	SANITARY SEWER, TYPE 3, 15"	FOOT	10	\$	250.00	\$ 2,500.00
N077	SANITARY SEWER SERVICE RECONNECTIONS, PVC SDR 26, 6"	FOOT	375	\$	92.00	\$ 34,500.00
N079	CATCH BASINS, TYPE A, 4'-DIAMETER, TYPE 24 FRAME AND GRATE	EACH	1	\$	4,500.00	\$ 4,500.00
N083	MANHOLES, TYPE A, 5'-DIAMETER, TYPE 1 FRAME, CLOSED LID	EACH	1	\$	5,000.00	\$ 5,000.00
N110	COMBINATION CONCRETE CURB AND GUTTER TYPE M-4.12	FOOT	540	\$	19.00	\$ 10,260.00
N132	ADDITIONAL WORK AS DIRECTED BY ENGINEER (allowance)	UNIT	15000	\$	1.00	\$ 15,000.00
N141	BITUMINOUS PRIME COAT	GAL	2500	\$	2.30	\$ 5,750.00
N142	AGGREGATE PRIME COAT	TONS	25	\$	57.00	\$ 1,425.00

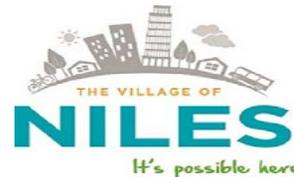
TOTAL= \$ 311,675.00

Original Contract \$ 8,676,308.60
 Change Order #1 \$ 124,954.00
 Change Order #2 \$ 311,675.00
 Total \$ 9,112,937.60

% over Original 5.03%



BOARD AGENDA ITEM EXPLANATION FORM



Treasurers Report - September 2016

Meeting 10/25/2016 Item Number
 Date Action REQUEST FOR BOARD APPROVAL
 Requested Finance Department Requested
 by
 Prepared Laurie Nannini, Assistant Finance Assigned to: Trustee LoVerde
 by Director

ATTACHMENTS:

Type	Description
<input type="checkbox"/> Backup Material	Treasurers Report

MOTION

First motion to approve the accounts payable, including payroll in the amount of \$7,537,011 for the month ending September 30, 2016.

Second motion - I move that the Treasurer's Report for the month ending September 30, 2016 be approved and filed for audit with a beginning cash balance of \$47,812,569; receipts of \$8,190,376, disbursements of \$6,658,119 and ending cash balance of \$49,344,825.

REASON FOR REQUEST / BACKGROUND

Will this action involve an expenditure of funds?

If yes, is this a budgeted item?

ORG# Total Amount for Approval

ACCT# Budget Amount

Variance

Village of Niles Treasurer's Report

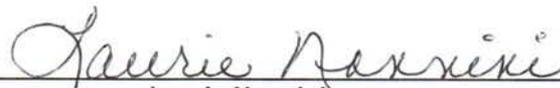
September 30, 2016

ACCOUNTS PAYABLE

ORG	FUND	AMOUNT
10000	General	\$ 914,709
22000	Motor Fuel Fund	
23000	Street & Bridge	\$ 2,397
25000	Debt Serv 1/4%	
30000	DUI Fund	\$ 8,519
31000	Drug Asset Forfeiture	
32000	Fed Equity Sharing	
33000	Art 36 Asset Forfeiture	
41000	Milwaukee/Touhy TIF	\$ 402
43000	Cap Projects	
45000	Gross Pt/Touhy TIF	\$ 198,916
46000	Milwaukee TIF	
50000	Water	\$ 3,040,925
52000	Fitness	\$ 39,755
55000	Municipal Waste	\$ 163,506
61000	Automotive	\$ 89,023
62000	Risk Management	\$ 36,641
Total A/P		\$ 4,494,794
Total Payroll		\$ 3,042,217
Grand Total		\$ 7,537,011

CHANGES IN CASH/INVESTMENT BALANCES

FUND	BEGINNING BALANCE CASH/INVESTMENTS	RECEIPTS	DISBURSEMENTS	ENDING BALANCE CASH/INVESTMENTS
GENERAL(plus)	\$ 26,678,813	\$ 4,419,240	\$ 3,776,533	\$ 27,321,520
WATER	\$ 8,158,535	\$ 3,557,289	\$ 2,877,124	\$ 8,838,701
MOTOR FUEL TAX	\$ 3,714,340	\$ 65,881	\$ -	\$ 3,780,221
DEBT SERVICE 1/4%	\$ 58,949	\$ -	\$ -	\$ 58,949
DUI FUND	\$ 164,979	\$ 520	\$ -	\$ 165,499
DRUG ASSET (STATE)	\$ 72,631	\$ 27,022.61	\$ -	\$ 99,654
ARTICLE 36	\$ 651	\$ 0.03	\$ -	\$ 651
DRUG ASSET (FED)	\$ -	\$ -	\$ -	\$ -
FITNESS	\$ 312,935	\$ 110,072	\$ 4,462	\$ 418,546
CAP PRJCT (POLICE BUILDING & SSAs)	\$ 545,605	\$ 0.20	\$ -	\$ 545,605
GROSS PT/TOUHY TIF	\$ -	\$ -	\$ -	\$ -
MILW/TOUHY TIF	\$ 8,105,129	\$ 10,350	\$ -	\$ 8,115,479
TOTAL	\$ 47,812,569	\$ 8,190,376	\$ 6,658,119	\$ 49,344,825



Laurie Nannini
Assistant Finance Director

Statement of Investments

September 30, 2016

Fund	Current Book Value	Market Value	Unrealized gain/(losses)	% of Total Portfolio (Mkt)	Bank	Purch. Date	Matur. Date	Weighted Life(months)	Description	Annualized Yield
GENERAL, STREET & BRIDGE, MUNICIPAL WASTE, RISK MANAGEMENT AND AUTOMOTIVE	9,118,857	9,118,857	0	18.41%	Illinois Funds			0.25	Ill Funds (mmkt)	0.35%
	642,455	642,455	0	1.30%	Illinois Funds(epay credit card not online payments)			0.017	Ill Funds (mmkt)	0.35%
	20,000	20,000	0	0.04%	PNC (Underground Storage Tanks)			0.00	DDA (earnings credits)	0.25%
	2,128,014	2,128,014	0	4.30%	PNC			0.06	DDA (earnings credits)	0.25%
	13,959,599	13,959,599	0	28.19%	Amalgamated			0.38	Money Market	0.42%
	22,016	22,016	0	0.04%	Fifth Third (IPMG)			0.00	Checking	0.35%
	109,397	109,397	0	0.22%	Fifth Third (Claims Mgmt)			0.00	Checking	0.35%
	80,968	80,968	0	0.16%	PNC(E911)	3/1/2014		0.0022	Emergency Telephone	0.25%
	263,083	263,083	0	0.53%	Wintrust			0.007	Amb Billing Lock Box	0.00%
	8,305	8,305	0	0.02%	IMET (Iwood Restricted)	12/15/2010		0.00	Convenience Fund (mmkt)	0.00%
	90,114	90,114	0	0.18%	IMET(Restricted)	12/15/2010		0.00	Convenience Fund (mmkt)	0.00%
	92,678	116,708	24,031	0.24%	Amalgamated	1/6/2006	8/25/2035	17.29	CWLH	17.87%
	2,294	2,342	49	0.00%	Amalgamated	7/1/2003	7/25/2033	0.38	FNMA	12.69%
	521,384	604,108	82,725	1.22%	Amalgamated	1/31/2005	8/25/2023	35.50	FNMA	8.53%
	24,759	33,401	8,642	0.07%	Amalgamated	9/30/2003	4/15/2033	4.04	FHLMC	18.48%
	61,420	85,675	24,255	0.17%	Amalgamated	9/30/2003	5/15/2033	10.08	FMNA	18.39%
	61,672	86,902	25,230	0.18%	Amalgamated	8/12/2003	5/15/2033	10.12	FHLMC	18.57%
23,144	32,860	9,716	0.07%	Amalgamated	10/17/2003	5/15/2033	3.80	FHLMC	19.02%	
91,361	97,025	5,665	0.20%	Amalgamated	11/3/2004	4/20/2034	15.83	GNMA	8.47%	
FUND TOTAL	27,321,520	27,501,832	180,312	55.53%				5.14	Weighted Avg	0.73%
WATER	3,284,504	3,284,504	0	6.63%	Amalgamated			0.09	Money Market	0.42%
	261,425	261,425	0	0.53%	Illinois Funds			0.01	Ill Funds (mmkt)	0.35%
	31,060	31,060	0	0.06%	Illinois Funds(epay credit card not online payments)			0.001	Ill Funds (mmkt)	0.35%
	3,912,082	3,912,082	0	7.90%	PNC			0.11	DDA (earnings credits)	0.25%
	1,147,092	1,147,092	0	2.32%	JP Morgan			0.031	Water Bill Lock Box	0.00%
	186,781	186,781	0	0.38%	Illinois Funds(online water)	7/23/2010		0.03	Ill Funds (mmkt)	0.35%
	5,000	5,000	0	0.010%	Ill Funds (INB)			0.0000	Credit Card Deposit	0.00%
	10,757	10,757	0	0.02%	IMET(Restricted)	12/15/2010		0.00	Convenience Fund (mmkt)	0.00%
FUND TOTAL	8,838,701	8,838,701	0	17.85%				0.03	Weighted Avg	0.29%
DUI FUND	165,499	165,499	0	0.33%	PNC			0.0045	DUI Enforcement	0.25%
DRUG ASSET FORFEIT FUND (STATE)	99,654	99,654	0	0.20%	PNC(SEIZURE)			0.0027	Drug Seizure	0.25%
ART. 36 ASSET FORFEIT FUND	651	651	0	0.00%	PNC			0.0000	Drug Seizure	0.25%
DRUG ASSET FORFEIT FUND (FEDERAL)	0	0	0	0.00%	PNC			0.0000	Drug Seizure	0.25%
MOTOR FUEL TAX	3,407,824	3,407,824	0	6.88%	Illinois Funds			0.09	Ill Funds (mmkt)	0.35%
	345,730	345,730	0	0.70%	PNC			0.01	DDA (earnings credits)	0.25%
	26,666	26,666	0	0.05%	IMET(Restricted)	12/15/2010		0.00	Convenience Fund (mmkt)	0.00%
FUND TOTAL	3,780,221	3,780,221	0	7.63%				0.03	Weighted Avg	0.34%
DEBT SERV 1/4 %	58,949	58,949	0	0.12%	PNC			0.002	Money Market	0.25%
FITNESS	418,546	418,546	0	0.85%	PNC			0.011	DDA (earnings credits)	0.25%
	0	0	0	0.000%	Ill Funds (E-Pay)			0.0000	Credit Card Deposit	0.00%
FUND TOTAL	418,546	418,546	0	0.85%				0.0038	Weighted Avg	0.25%
CAPITAL PROJ	545,605	545,605	0	1.10%	PNC			0.01	DDA (earnings credits)	0.25%
GROSS PT/TOUHY TIF	41,998	41,998	0	0.08%	PNC			0.00	DDA (earnings credits)	0.25%
MILWAUKEE TOUHY TIF	2,622,626	2,622,626	0	5.30%	PNC			0.07	DDA (earnings credits)	0.25%
	79,303	79,303	0	0.16%	IMET(Restricted)	12/15/2010		0.00	Convenience Fund (mmkt)	0.00%
	5,413,550	5,413,550	0	10.93%	Illinois Funds			0.15	Ill Funds (mmkt)	0.35%
FUND TOTAL	8,115,479	8,115,479	0	16.39%				0.07	Weighted Avg	0.31%
GRAND TOTAL	49,344,825	49,525,137	180,312	100.00%				2.46	Weighted Avg	0.54%
								84	90 Day Treasury (3):	0.32%
									24 Month Treasury (4):	0.71%

Institution	Amount	Percent of Portfolio	Investment Policy Limit (1)
Illinois Funds	18,880,171	38.1%	40%
PNC	10,398,325	21.0%	50%
Amalgamated	17,244,103	34.8%	50%
IMET	401,926	0.8%	40%
Others	1,541,589	3.1%	
Securities	1,059,023	2.1%	
Total Portfolio	49,525,137	100.0%	

Notes

- (1) The percent of the total Niles portfolio that is allowed to be invested in the institution exclusive of any securities held for safe keeping.
- (2) The average weighted life of the portfolio is not to exceed 84 months
- (3) The Village will use the 90 day treasury as its benchmark per the investment policy.
- (4) We included the 24 month treasury since it more closely matches the current duration of our portfolio than the 90 treasury.