

**REGULAR MEETING
BOARD OF TRUSTEES, VILLAGE OF NILES**

**January 26, 2016
5:30 Executive Session
6:30 p.m. Informal Consideration
7:00 p.m. Regular Meeting**

A video recording of this meeting can be viewed on the Village of Niles website www.vniles.com.

CALL TO ORDER

The Board of Trustees was called to order at 5:34 p.m. by President Andrew Przybylo in the Council Chambers, Village of Niles Municipal Building, on Tuesday, January 26, 2016.

ROLL CALL

Village Clerk Marlene Victorine called the roll. Board members present were President Andrew Przybylo, Trustees George D. Alpogianis, John C. Jekot, Joe LoVerde, Danette O'Donovan Matyas, Denise M. McCreery and Dean Strzelecki.

At 5:35 p.m., Trustee LoVerde made a motion, seconded by Trustee Alpogianis, to convene into Executive Session to discuss Lease of Property Owned by the Village per 5 ILCS 120/2(c)(6) and Litigation per 5 ILCS 120/2(c)(11). On roll call, all concurred.

**INFORMAL
CONSIDERATION**

At 6:35 p.m. Trustee McCreery made a motion to reconvene, seconded by Trustee Strzelecki. Village Clerk Marlene Victorine called the roll. All Board members were present.

**Actuarial Report of
Pension Funds Presentation**

Finance Director Scot Neukirch introduced Jessica Fain of Lauterbach & Amen, LLP Certified Public Accountants. Lauterbach & Amen prepared the Fiscal Year 2015 Police and Fire Pension Fund reports. Ms. Fain previously met with both the Police and Fire Pension Boards and the Finance Committee and provided an overview of the Village of Niles actuarial valuations as of May 1, 2015.

Ms. Fain presented to the Board a detailed explanation of the current status of the pension funds and contribution requirements for the Police and Fire Pension Boards. She explained how the following items impact the funds: salary increase greater than expected, demographic changes, assumption changes, funding policy changes, asset return less/greater than expected, and contributions less/greater than expected. In general, firefighters live longer in retirement than police officers; therefore, more payments are made from the Fire fund than Police. Ms. Fain responded to questions from the Board.

PUBLIC COMMENTS

Len Reinebach, Niles

Mr. Reinebach commented on his experience with pensions and commented on the actuarial projection of the unfunded pension liability.

At 7:10 p.m. Informal Consideration adjourned and President Przybylo called for a short recess.

REGULAR MEETING

The Board of Trustees Regular meeting was called to order at 7:17 p.m. by President Andrew Przybylo.

ROLL CALL

Board members present were President Andrew Przybylo, Trustees George D. Alpogianis, John C. Jekot, Joe LoVerde, Danette O'Donovan Matyas, Denise M. McCreery and Dean Strzelecki.

PLEDGE OF ALLEGIANCE

President Przybylo led the Pledge of Allegiance. Boy Scout Troop 175 Color Guard from St. John Brebeuf School posted the colors.

PROCLAMATIONS

In Appreciation of the Niles Park District's Partnership with the Village of Niles

PRESENTATIONS

Retirement of Lieutenant David B. Chapp, Niles Fire Department 30 years of service

Optimist Club of Niles \$500 Donation to Niles Family Services Food Pantry

ANNOUNCEMENTS

December 2015 PEER (Promoting Employee Excellence through Recognition) Award to Margie Gudas, Public Services Department

Niles Taste of Sister Cities "Making Culture Possible Here" Saturday, March 19, 2016, 4:00 p.m. to 9:00 p.m. at the Niles Family Fitness Center

PRESIDENT'S REPORT

Fire Chief Steve Borkowski reported on the January 15 fire in a condominium building on Dee Road. Ten fire departments and 80 fire personnel assisted in getting the fire under control. He acknowledged the assistance of the Niles Police, Public Services, Community Development, Family Services and Senior Center staff who immediately responded to the scene. In particular, he thanked Niles Family Services Director Tony Hollenback and Senior Center Director Kelly Mickle and staff that helped over 50 displaced residents. Arabic, Russian and Polish speaking social workers were onsite to assist and Family Services crisis workers

provided emergency housing, food, clothing, personal hygiene items and trauma counseling and support.

President Przybylo read a thank you card from Celine Tymczuk for the lovely Thanksgiving dinner that the Senior Center provided and a letter from a young boy named Jakub requesting an indoor water park in Niles. He also acknowledged a letter he received from Skokie Mayor Van Dusen regarding their concern about the Sportsman's Club and Firearms Academy.

In honor of Heart Health Month in February, President Przybylo announced the Reporter Heart Health Challenge sponsored by the Human Services Departments and invited all local journalists to participate. He also alerted the residents of a ComEd Scam alert.

President Przybylo stated that there will be three referenda questions on the March 15, 2016 Presidential Primary Election ballot. The first question is advisory to the Board and asks residents if the Village should continue to fund its current social, health and economic programs, which include the Senior Center, Family Services, Teen Center and the Family Fitness Center, for families and individuals.

VILLAGE CLERK'S REPORT

Village Clerk Marlene Victorine reported that the deadline to register to vote is February 16 for the March 15 Presidential Primary Election. Village Hall will be closed on Monday, February 15 in observance of Presidents Day.

COMMITTEE REPORTS

Finance Committee

Trustee LoVerde reported that the Finance Committee reviewed and approved a 6b application, reviewed the delinquent water bill list and received an American Express rewards and IMET update.

General Government/ IT Committee

Trustee Alpigianis reported the General Government/IT Committee met on January 20. On tonight's agenda is approval of an intergovernmental agreement with the Metropolitan Water Reclamation District (MWRD) for the distribution of rain barrels. If approved, beginning March 1, 2016, the Village will offer residents free rain barrels through the MWRD program. The Village of Niles is partnering with the University of Illinois at Chicago (UIC) Department of Public Administration to conduct a satisfaction survey of Village residents. Using MPA students and their faculty advisors to complete the survey, the Village will save approximately \$30,000.

**Northwest Municipal
Conference (NWMC)**

Trustee Jekot reported on the new natural gas franchise ordinance and announced the NWMC legislative brunch will be held on January 30.

**Solid Waste Agency of
Northern Cook County
(SWANCC)**

Trustee Jekot reported on various recycling locations. The Glenview Transfer Station located at 1151 N. River Road and Winnetka Public Works located at 1390 Willow Road accept electronics recycling. Abt Electronics on Milwaukee Avenue will take Styrofoam for recycling. The Village of Niles Public Services and Senior Center accept compact fluorescent bulbs. Village Hall and Public Services have collection boxes for battery recycling. Holiday string lights or extension cords can be dropped off at Public Services or the Fitness Center.

Public Services Committee

Trustee Matyas reported that the Public Services Committee met on December 15 to review and make a recommendation on a parking request from residents on Oak Avenue. The Committee also discussed the process of bringing traffic calming requests to the Committee for consideration.

**Building and Zoning
Committee**

Trustee McCreery reported that the Building and Zoning Committee met on January 14 and heard testimony and discussed a text amendment for taxicab and truck parking on residential streets. They also discussed a text amendment for the residential building code in relation to the type of materials used for remodeling and construction of homes. A text amendment related to fence height of residential properties in relation to commercial properties was reviewed. January 1 was the deadline for businesses to remove neon tubing from their windows and the Committee discussed their role in informing businesses and enforcement.

PUBLIC COMMENTS

Len Reinebach, Niles

Mr. Reinebach commented on flood control in the Village and how it affects the forest preserve property.

Mary Ann Hynes, Niles

Ms. Hynes strongly urged the Board to approve the text amendment regarding taxicab parking on residential streets. This is especially a problem on Birchwood, Nora and Neva.

Al Schafer, Niles

Mr. Schafer commented on business signs that are in foreign languages and asked if the Village has an ordinance, like Morton Grove, that all signs must be larger font in English first and then in a second language below it. He suggested that this would be a good idea for Niles.

Louella Preston, Niles

Ms. Preston encouraged the Board to approve the intergovernmental agreement with MWRD for distribution of rain barrels, recommended approval of the taxicab parking restriction for residential streets and commented on the Class 6b request heard at the Finance Committee.

Carol Devlin, Niles

(email read into the record by Village Clerk Victorine)

Ms. Devlin approves of the letter she received from the Village regarding the no parking signs on Oak Avenue.

The O'Neills, Niles

(fax read into the record by Village Clerk Victorine)

The O'Neills commented in support of the parking restrictions at 8412 Oak Avenue for limited parking for the designated garbage pick-up times and thanked the Village for solving the problem with a positive solution.

**CONSENT AGENDA –
NEW BUSINESS**

President Przybylo stated that all items on the consent agenda are considered to be routine and will be enacted in one motion. There will be no individual discussion of these items unless a Trustee so requests. The requested item will then be removed from the consent agenda and considered at the end of New Business.

Trustee Matyas made a motion, seconded by Trustee Jekot, to allow items 1-3 to be included on the consent agenda.

Village Clerk Marlene Victorine read the consent agenda items into the record:

#1 Approval of Minutes – December 8, 2015 Informal Consideration and Regular Board Meeting

#2 Resolution Authorizing an Intergovernmental Agreement with the Metropolitan Water Reclamation District of Greater Chicago for the Distribution of Rain Barrels

#3 Resolution Authorizing the Village to Sell, Recycle or Dispose of Personal Property (Public Works Maintenance Equipment) Owned by the Village of Niles

Trustee LoVerde made a motion, seconded by Trustee Alpogianis, to approve consent agenda items 1-3. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde
 Matyas, McCreery, Strzelecki

NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

NEW BUSINESS

Ordinance Approving a Special Use to Allow a Digital Order Screen for Starbucks at 7161 Milwaukee Avenue 16-ZP-1

Trustee McCreery made a motion, seconded by Trustee Strzelecki, to adopt the ordinance approving a special use as required in Chapter 78 Signs, Article V Signs Requiring Permits, Division 3 Signs in Business Districts Section 78-92(4)(b) to allow a digital order screen for Starbucks located at 7161 Milwaukee Avenue. The Plan Commission voted 7-0 to recommend approval at the January 4, 2016 meeting. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

Ordinance Approving a Special Use to Allow a Multi-Colored Electronic Message Center Sign at Notre Dame College Prep at 7655 Dempster Street 16-ZP-2

Trustee McCreery made a motion, seconded by Trustee Alpogianis, to adopt the ordinance approving a special use as required in Chapter 78 Signs, Article V Signs Requiring Permits, Division 3 Signs in Residential Districts, Section 78-72(2)(b) to allow a multi-colored electronic message center sign for Notre Dame College Prep located at 7655 Dempster Street. The Plan Commission voted 7-0 to recommend approval at the January 4, 2016 meeting. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

Ordinance Approving a Special Use to Allow a Multi-Colored Digital Display Sign for the Shops on Golf at 8600 Golf Road 16-ZP-3

Trustee McCreery made a motion, seconded by Trustee Matyas, to adopt the ordinance approving a special use as required in Chapter 78 Signs, Article V Signs Requiring Permits, Division 3 Signs in Business Districts, Section 78-92(4)(c) to allow a multi-colored digital display sign for the Shops on Golf located at 8600 Golf Road. The Plan Commission voted 7-0 to recommend approval at the January 4, 2016 meeting. On roll call, the vote was:

YEAS 6 Alpgianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

**Ordinance for the Placement
of a No Parking Sign at 8412
Oak Avenue**

Trustee Matyas made a motion, seconded by Trustee Strzelecki, to adopt the ordinance for the placement of a “No Parking” sign in front of 8412 Oak Avenue on Tuesday and Friday from 7:00 a.m. to 3:00 p.m. in the marked area in the Village of Niles. The owner of the six-flat at 8412 Oak Avenue has bi-weekly garbage pickup and limited locations to place his dumpster by the curb due to the high volume of street parking on this block. This ordinance would restrict parking only during daytime hours on the days of garbage pickup for 8412 Oak Avenue. This area would be available for parking the rest of the time, thus reducing the impact on residents of the block. All residents in attendance at the Public Services Committee meeting agreed with this recommendation. On roll call, the vote was:

YEAS 6 Alpgianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

**Ordinance Amending
Chapter 82 Solid Waste
Sec. 82-4 Collection and
Disposal Services and
Appendix D Fee Schedule**

Trustee Alpgianis made a motion, seconded by Trustee Jekot, to adopt the ordinance amending Chapter 82 Solid Waste, Article I In General, Sec. 82-4. Collection and Disposal Services, Sec. 82-14 Permit Applications Required for Public Right of Way and Appendix D Fee Schedule to the Niles Code of Ordinances. This amendment to Chapter 82 Solid Waste removes language requiring a permit fee on a permit to have a roll-off dumpster located in the right-of-way. It also removes the fee from Appendix D Fee Schedule. While the permit is still necessary, there is no associated fee. On roll call, the vote was:

YEAS 4 Alpgianis, Jekot, Matyas, Strzelecki
NAYS 2 LoVerde, McCreery
ABSENT 0
ABSTAIN 0

There being 4 affirmative votes, the **MOTION CARRIED**.

**Ordinance Amending
Chapter 98 Traffic and**

Trustee McCreery made a motion, seconded by Trustee LoVerde, to adopt the ordinance amending Chapter 98 Traffic and Vehicles,

**Vehicles; Section 98-2
Definition of Residential
Street; Sec. 98-166 Stopping,
Standing, Parking of Buses
and Taxicabs**

Sec. 98-2 Definitions and Sec. 98-166 Stopping; Standing; Parking of Buses and Taxicabs. In order to maintain a separation between residential areas and commercial encroachment, as recommended in the Niles 2030 Plan, staff proposes amending the Village Code to restrict taxicab parking on public residential streets. This amendment was reviewed by the General Government/IT and Building and Zoning Committees. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

**Ordinance Amending
Chapter 102 Utilities,
Owner's Responsibility for
Repair of Water Line**

Trustee Matyas made a motion, seconded by Trustee Alpogianis, to adopt the ordinance amending Chapter 102 Utilities, Article III. Water, Division 2 Water Service Regulations, Sec. 102-152(a) Owner's responsibility for repair of water line; repair by Village to the Niles Code of Ordinances. This amendment is to make it clear that the property owners are responsible to make the proper repairs to the water line from the curb stop, including the buffalo box or structure, within five days upon notice, at the property owner's expense. Any repairs made within two feet of the curb stop and/or service valve will require the replacement of the curb stop and/or service valve including the buffalo box or structure, at the property owner's expense.

Public Services Director Mary Anderson responded to questions from the Board regarding possible insurance programs available for residents for water lines. There was also a concern regarding why the Village is using a two foot criteria. Village Manager Vinezeano suggested further review of this ordinance and suggested this item be tabled.

Trustee Strzelecki made a motion, seconded by Trustee McCreery, to table this agenda item. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED** and the item was **TABLED**.

Resolution Authorizing an Agreement with Ed and Natalia Kantorovich for the Café at the Niles Family Fitness Center

Trustee Jekot made a motion, seconded by Trustee Strzelecki, to approve the resolution authorizing a contractual lease agreement with Ed and Natalia Kantorovich for the café located inside the Niles Family Fitness Center located at 987 Civic Center Drive. This lease renewal is for one year, expiring December 31, 2016. The Fitness Center currently receives \$425 per month (\$5,100 per year) for the 160 sq. ft. café. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

Resolution Supporting a Class 6b Tax Classification for 7720 Lehigh Niles LLC

Trustee McCreery made a motion, seconded by Trustee Matyas, to approve the resolution supporting a Class 6b tax classification for 7720 Lehigh Niles LLC for the property located at 7720 N. Lehigh Avenue. 7720 Lehigh Niles LLC proposes a redevelopment of this property. This project will replace the existing functionally obsolete industrial property with a new, modern 135,000+ square foot industrial facility. The Finance Committee has reviewed this request and recommends approval. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

Resolution Authorizing a Class 6b Incentive Agreement with 7720 Lehigh Niles LLC

Trustee McCreery made a motion, seconded by Trustee Strzelecki, to approve the resolution authorizing a Class 6b incentive agreement with 7720 Lehigh Niles LLC for the property located at 7720 N. Lehigh Avenue. Pursuant to the Village's policy requirements and standards for consenting to Class 6b Classification applications, each applicant for a Class 6b Classification must enter into an agreement with the Village to comply with certain terms and conditions. The Finance Committee reviewed this request and recommended approval on January 20, 2016. Economic Development Coordinator Ross Klicker responded to questions from the Board. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki

NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED.**

**Ratification of Purchase of
Water Meter Supplies from
Ferguson Waterworks**

Trustee Matyas made a motion, seconded by Trustee Alpogianis, to ratify the purchase of 100 water meters and 100 meter interface units from Ferguson Waterworks in the amount of \$21,090. Ferguson Waterworks is the sole source distributor of Neptune water meters and related equipment for our area. The Village of Niles explicitly uses Neptune water meters. As per the Village purchasing policy, purchases over \$20,000 must be approved by the Village Board. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde,
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED.**

**FINANCIAL REPORTS
*November 2015***

Trustee LoVerde made a motion, seconded by Trustee Alpogianis, that the Accounts Payable including Payroll in the amount of \$8,446,943 for the month ending November 30, 2015 be approved for payment. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED.**

Trustee LoVerde made a motion, seconded by Trustee Alpogianis, that the Treasurer's Report for the month ending November 30, 2015 be approved and filed for audit as follows: beginning cash balance of \$48,905,367, receipts of \$4,320,916; disbursements of \$9,205,412; with an ending cash balance of \$44,020,871. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED.**

December 2015

Trustee LoVerde made a motion, seconded by Trustee Alpogianis, that the Accounts Payable including Payroll in the amount of \$5,748,055 for the month ending December 31, 2015 be approved for payment. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

Trustee LoVerde made a motion, seconded by Trustee Alpogianis, that the Treasurer's Report for the month ending December 31, 2015 be approved and filed for audit as follows: beginning cash balance of \$44,020,871, receipts of \$6,290,360; disbursements of \$5,597,979; with an ending cash balance of \$44,713,252. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

NEXT MEETINGS

Trustee Alpogianis made a motion, seconded by Trustee Matyas, to cancel the Informal Consideration scheduled for February 9, 2016 at 7:00 p.m. On roll call, the vote was:

YEAS 6 Alpogianis, Jekot, LoVerde
Matyas, McCreery, Strzelecki
NAYS 0
ABSENT 0
ABSTAIN 0

There being 6 affirmative votes, the **MOTION CARRIED**.

The next Regular meeting is scheduled for February 23, 2016 at 7:00 p.m.

PUBLIC COMMENT

Louella Preston, Niles

Ms. Preston commented on the condition of the Village of Niles sign at Dempster and Cumberland. After Just Energy solicitors came to her home, she researched them and read into the record an article regarding Just Energy. She gave copies of the article to the Village Clerk. She asked that the Village review their policy regarding approving solicitors.

Len Reinebach, Niles

Mr. Reinebach commented on the Township of Niles, mascots and violence in this state.

Norb Johnson, Niles

Mr. Johnson thanked Ms. Preston for sharing the Just Energy information.

Chris Hanusiak, Niles

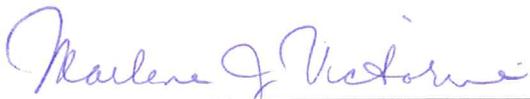
Mr. Hanusiak commented on the referenda on the March Presidential Primary Election ballot and asked the public to vote against the trustee vacancy and Leaning Tower enhancements questions.

President Przybylo commented on the referenda questions on the ballot and encouraged anyone who has any reasonable questions regarding any referenda questions to contact him directly at (847) 588-8001.

ADJOURNMENT

There being no further business to come before the Board, motion to adjourn was made by Trustee LoVerde, seconded by Trustee McCreery. On roll call, all concurred.

The meeting adjourned at 8:58 p.m.



Village Clerk



Village President