

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

**October 25, 2016  
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](http://www.vniles.com).*

**CALL TO ORDER**                   The Board of Trustees was called to order at 6:30 p.m. by President Andrew Przybylo in the Council Chambers, Village of Niles Municipal Building, on Tuesday, October 25, 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.

**PLEDGE OF ALLEGIANCE**    President Przybylo led the Pledge of Allegiance.

**INFORMAL  
CONSIDERATION**               The Board heard a presentation on pension funds and investments by Carolyn Clifford, Attorney for the Niles Police and Fire Pension Funds from the municipal law firm of Otteson-Britz; Tom Sawyer from Sawyer Falduto Asset Management; and Jessica Fain from the Actuary Department of Lauterbach & Amen, LLP.

**Pension Funds and  
Investments**

Attorney Clifford commented on the tax levy request from the Village's Police and Fire Pension Boards. Currently, the Niles Firefighters Pension Fund is 42.01% funded and the Niles Police Pension Fund is 40.23% funded. The recommended Village contribution request for the Firefighters Pension Fund is \$3,527,447 (a 12.69% increase over last year) and \$3,674,104 for the Police Pension Fund (a 15% increase over last year). Tom Sawyer commented on the investment side of the pension funds and gave a summary of investment policy guidelines, which he stated are highly regulated by Statute. He explained how the funds are managed and portfolio allocations. Jessica Fain explained the actuarial valuation reports prepared by Lauterbach & Amen for both Pension funds. She reviewed the contribution requirement, funded percentage, changes in contributions and expected benefit payments.

Village Manager Steve Vinezeano reported that a portion of the funds coming to the Village from video gaming and the quarter percent tax collected for stormwater also go toward our pensions in addition to property tax. Attorney Clifford stated that improving the financial health of our pension funds by making an investment to bring down the unfunded liability goes a long way to help the overall financial picture of the Village of Niles.

- REGULAR MEETING** At 7:11 p.m. President Przybylo called the meeting to order. 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.
- PROCLAMATIONS** None.
- PRESENTATIONS** None.
- ANNOUNCEMENTS** September 2016 PEER (Promoting Employee Excellence through Recognition) Award to Sgt. Robert Tornabene, Police Department
- Leaf Pick-Up Program and Schedule
- October 31<sup>st</sup> Halloween Recommended Trick or Treat Hours  
3:00 p.m. to 8:00 p.m.
- November 11<sup>th</sup> Veterans Day - Niles Memorial VFW Post 3579 Ceremony at 11:00 a.m. at Veterans Memorial Waterfall – Village facilities will be closed.
- Holly Jolly Market and Christmas Tree Lighting Ceremony – November 26, 2016 from 3:00 p.m. to 9:00 p.m. at Oasis Fun Center, 7877 N. Milwaukee Avenue
- PRESIDENT'S REPORT** President Przybylo announced that the Village received the Community Health and Safety Award from the International City/County Management Association (ICMA) in Recognition of the Village's Stormwater Relief Program. He thanked Village Manager Steve Vinezeano for his efforts as Program Manager. Village Manager Vinezeano was formally honored during a Celebration of Service to the Profession as part of ICMA's 102<sup>nd</sup> annual conference held September 28 in Kansas City, Missouri.
- VILLAGE CLERK'S REPORT** Village Clerk Victorine reported that the Village of Niles is an Early Voting Site for the Presidential Election from October 24-November 7 – hours vary.
- COMMITTEE REPORTS**
- Finance Committee** Trustee LoVerde reported that the Finance Committee met on October 19 and discussed the annual workers compensation and liability insurance renewal, vehicle financing options, quarterly water billing delinquent accounts and they heard a presentation on the Police and Fire Pension Funds by Attorney Clifford, Tom Sawyer regarding investments and Jessica Fain regarding actuarial

reports. The Finance Committee concluded that they will make some recommendations to the Village Board on options for additional funding for the pensions.

**General Government/IT  
Committee**

Trustee Alpogianis reported that the General Government/IT Committee met on October 19 and recommended approval of an amendment to the Time Donation Policy in the Employee Handbook which is on tonight's agenda.

**Human Services Committee**

Trustee Jekot reported that the Human Services Committee met on October 13 and discussed MaxGalaxy software issues, Fitness Center programs and memberships, Senior Center Community Block Party and an opening for a part-time program coordinator, Teen Center back to school dance attended by 160 teens, and Family Services will host a financial wellness presentation to highlight the impact the Village and our Church partners are making on poverty in the Village.

**Northwest Municipal  
Conference**

Trustee Jekot reported on the October 19 Northwest Municipal Conference meeting where they approved the FY2015-2016 audit and discussed development of the 2017 Legislative program focusing on seven core issues.

**Economic Development and  
Neighborhood Renewal Ad  
Hoc Committee**

Trustee McCreery reported on the Economic Development and Neighborhood Renewal Steering Committee meeting of October 13 for the purpose of setting goals to be presented to the Committee at large on November 7 regarding schools, our housing stock and overall marketing of Niles, as well as development of the South Milwaukee Avenue project.

**Building and Zoning  
Committee**

Trustee McCreery reported on the October 20 Building and Zoning Committee. They reviewed a recent survey done by staff of neighboring communities and hookah bars. Staff will clarify some questions and the Committee will individually visit existing establishments. They also reviewed the trial garage sale program and made a list of suggestions to modify the program due to the number of complaints received from residents. The next meeting is scheduled for Nov. 17.

**PUBLIC COMMENTS**

Al Schafer, Niles  
Mr. Schafer commented on leaf pick-up and inquired whether the Village has an ordinance prohibiting lawn service people from blowing cuttings, etc. into the street.

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

Village Clerk Marlene Victorine read consent agenda items 1-3 into the record:

**#1 Approval of Minutes** – September 27, 2016 Regular Meeting

**#2 Ordinance** Determining that the Minutes to Closed Meetings Shall Become Public

**#3 Resolution** Authorizing the Destruction of Audio Recordings of Closed Meeting Sessions

Trustee Alpogianis made a motion, seconded by Trustee McCreery, 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 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**

Trustee Matyas made a motion, seconded by Trustee Strzelecki, to adopt the 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. On roll call, the vote was:

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

**Street Parking to Village Residents Only**

ABSENT 0  
ABSTAIN 0

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

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

Trustee McCreery made a motion, seconded by Trustee Alpogianis, to adopt the 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 Street for Woodward, Inc. The Planning and Zoning Board voted 6-0 to recommend approval at their public hearing on October 3, 2016. 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 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**

Trustee McCreery made a motion, seconded by Trustee Matyas, adopting the 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. This is recommended by the Building and Zoning Committee. 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**.

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

Trustee Matyas made a motion, seconded by Trustee LoVerde, to approve a supplemental resolution increasing the amount of Motor Fuel Tax funds authorized to pay for the ITEP II and III Streetscape Program in the amount of \$7,190.35. 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**.

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

Trustee Alpogianis made a motion, seconded by Trustee Strzelecki, to approve an amendment to Section 2.9 Time Donation Policy of the Employee Handbook which allows for the use of earned compensatory time. 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**.

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

Trustee LoVerde made a motion, seconded by Trustee Strzelecki, to approve Change Order #2 with Bolder Contractors, Inc. for the Cleveland Corridor Sewer Improvement Project in the amount of \$311,675. Trustee LoVerde announced that this project went very well and was completed five months early. 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  
September 2016**

Trustee LoVerde made a motion, seconded by Trustee Alpogianis, that the Accounts Payable including Payroll in the amount of \$7,537,011 for the month ending September 30, 2016 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 September 30, 2016 be approved and filed for audit as follows: beginning cash

balance of \$47,812,569, receipts of \$8,190,376, disbursements of \$6,658,119, with an ending cash balance of \$49,344,825. 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 MEETING**

The next Regular meeting is scheduled for November 15 at 7:00 p.m.

**PUBLIC COMMENT**

*Varant Minatiskan, Niles*

*Mr. Minatiskan commented on a dispute with his neighbor on Park Lane regarding parking tickets and no permits for jobs and asked for help. (The Village Manager will set up a meeting with President Przybylo, Mr. Minatiskan, the Police Chief and Village Manager.)*

*Frank Soto, Niles*

*Mr. Soto commented on his continued water problem and basin covered on the northwest corner by his block which is causing flooding in his yard for years. Mr. Soto threatened legal action for damages.*

*Karen Hepburn, Niles*

*Ms. Hepburn requested that the mailbox be brought back to Ebinger Drive which was moved to Milwaukee Avenue.*

**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 7:57 p.m.



Village Clerk



Village President