



Barrington Area  
Council of Governments

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Agenda

Barrington Area Council of Governments  
Executive Board Meeting  
October 27, 1976

1. Call to order
2. Roll Call
3. Approval of minutes, September 28, 1976
4. Reports
  - A. Village Presidents
  - B. Committee Chairmen
    1. Legal, Knouff; 2. Development Review Criteria, Pierson;
    3. By-Laws, Brown; 4. Intergovernmental cooperation, Wagner;
    5. Shared Services, Hamill; 6. Solid Waste, Klein; 7. 911-Borman;
    8. Economics, Ruck; 9. Boundaries, Puzey; 10. Comprehensive Plan, Forrest; 11. Land Use, Hansen
  - C. Executive Director's Report (staff activities)
  - D. BADC Report
5. Old Business
  - A. Lake-Cook Road
  - B. Development Review--Cloisters, Hemphill, Di Mucci, Centex
  - C. Committee appointments
6. New Business
  - A. Consultant Contracts--Bikeways--Staff Recommendation--other matters
  - B. Developer Donation Ordinances
  - C. Audit Report Distribution
7. Treasurer's Report
8. Adjournment

MINUTES OF THE REGULAR MEETING OF THE  
EXECUTIVE BOARD OF THE BARRINGTON AREA COUNCIL OF GOVERNMENTS

Wednesday, October 27, 1976 - Barrington Village Hall

The meeting was called to order by Barbara Hansen, Chairman, at 8:00 p.m.

Roll Call:

Present: Nelson Forrest, North Barrington; Barbara Hansen, Barrington Hills; Charles Brown, Deer Park; Keith Pierson, Barrington; Cyril C. Wagner, Tower Lakes.

Absent: Russell Puzey, Inverness; Arthur Hogfelt, South Barrington.

Also Attending: Don Klein, Executive Director; Ders Anderson, Assistant Planner; Lorentz Knouff, Chairman, Legal Committee; Bob Skamfer, Treasurer; Chuck Allen, BADC; Marcia Opal, Free Press.

Minutes:

Mr. Forrest moved approval of the minutes of the meeting of September 28. The motion was seconded by Mr. Pierson, and carried.

Reports of Village Presidents:

North Barrington reported that Route 59 is now under reconstruction from Route 22 north to Wauconda. This is a much appreciated improvement by the State of Illinois, in terms of public safety, appearance, and comfort.

Independent consultants have advised North Barrington against the granting of building permits and/or sanitation permits on three consecutive building site proposals, on the basis of suitability of soils. It is felt that there is still capacity for perhaps 25 additional homes, but that the time will come when the land will not sustain additional developments.

Tower Lakes had nothing to report at this time.

The Village of Barrington had nothing to report at this time.

Deer Park has a new Treasurer, Jerry Ewing.

A proposal has been submitted for a subdivision of some 40 acres on Deer Park Road, on low land, which will be studied very carefully by the Village of Deer Park.

Deer Park continues to take a very active interest in the Lake-Cook Road situation.

Barrington Hills has allocated a preliminary amount of money in furtherance of its program for retaining a planning consultant.

Reports of Committee Chairmen

Legal Committee - Mr. Knouff reported that the DiMucci case is up for final decision by the Cook County Zoning Board of Appeals on Wednesday, November 3, at 3:30. He urged that as many representatives of BACOG and interested villages as possible be present at this hearing. A brief has been prepared by Mr. Braithwaite and other counsel

of record for filing prior to the hearing.

Mr. Knouff, pursuant to the request of the BACOG Executive Board, has looked into the effect of the decision in the City of Decatur case involving fines which are collected from prosecutions of traffic violations, etc. The Decatur case involves the type of situation where the State's Attorney, or someone on his behalf, without delegation of power to local authority, prosecutes the action. As regards the Village of Barrington, the problem does not exist, because the village operates under local ordinances incorporating the provisions of the state law, and with its own prosecutor. If a village, either with or without local ordinances, prosecutes violations through the State's Attorney or someone representing him, who has not delegated his authority to a local official, then the City of Decatur decision would apply. If the prosecutor is an employee or representative of the village, the fine will go to the village, whether there is or is not a local ordinance which incorporates the provisions of the state law.

Mr. Knouff recommended that each village adopt by its own ordinances the state law with respect to traffic violations, etc., and also arrange to be represented by its own local prosecutor.

Mr. Brown reported that a "John Doe" warrant was recently served in a residence in the Village of Deer Park. He stated that he feels the shared police program is a great help in this regard, in clearing up breakins and thefts within the area.

Quality Growth Management: Mr. Pierson reported that he plans a committee meeting on Wednesday, November 3, at 8:00, and hopes that by the next meeting he will be able to make at least an initial report on the subject.

Bylaws Committee: Mr. Brown reported that there have been some responses to the memorandum requesting suggestions as to what changes should be made in our present bylaws. Another response is expected, and when this is received, a meeting will be scheduled; the committee will study the input and make recommendation to the Board for action.

Intergovernmental Relations: Mr. Wagner reported on the following three items:

(1) Solid Waste - The committee plans to draw up a paper which will clearly indicate what the Barrington Area Council of Governments expects in short range and long range plans, to be discussed, considered, and a final recommendation made by the combined solid waste committees of the Northwest Municipal League and BACOG.

(2) Mr. Wagner stated that he, as President of the Lake County Municipal League, will continue to stress the importance of having the views of the municipalities heard in policy decisions of the League. For example, he cited a Chicago Area Transportation Study (CATS) which covers twelve regions, one of which is Lake County. Mr. Wagner stated that he will communicate with all of the municipalities and ask that they submit their input to the Lake County Municipal League as frequently as possible on matters of highway construction and repair, as well as mass transportation, in Lake County.

(3) 208 Program - In a 208 steering committee meeting on Tuesday, October 26, the Assistant Director of Region 5 of U.S. EPA delivered a prepared statement indicating very clearly that if the local units in the six county area do not work toward the creation and implementation of a 208 plan, the state and/or the federal agencies will definitely take over this function. This confirms the advice that was given to this Board by the NIPC staff members who made a presentation on the 208 program at our last meeting.

The Chairman asked the Executive Director to speak on the solid waste program.

Don Klein stated that the staffs of BACOG and the Northwest Municipal Conference will be meeting before the next meeting of this Board, and he hopes to have a position paper to present. He stated that it has been very difficult to get the cooperation of the private firms within the area in obtaining data.

Comprehensive Plan Committee - Mr. Forrest reported that there is a new 208 implementation memo, in draft form, that will be of interest to those in Lake County. This memo will be provided for the consideration of BACOG Executive Board members.

There is no disagreement in the Lake County Plan Commission as to the objectives of a housing program: (1) There should be adequate housing for the residents of Lake County; (2) The rehabilitation of properties is very important. The new staff of the Lake County Plan Commission has prepared a draft of a report on the implementation of the housing program, incorporating provisions to which Mr. Forrest stated he takes strong exception. Mr. Forrest read to the Board excerpts of the minutes of the Lake County Plan Commission meeting of September 28.

Mr. Forrest called to the attention of the Board language in the memorandum indicating that "This coordinated land use and facilities planning policy is based on a single basic premise, that government should manage and direct the future growth of the county..." and further, "All the county seeks to do...is to force the community to plan and to accept the economic consequences of their plan." Mr. Forrest urged that BACOG make known to the Lake County Planning Commission its reaction to this document, which is now in draft form. He stated that there are many good points made in the memorandum, and that some parts of it will undoubtedly be revised.

The Chairman asked Mr. Forrest to draw up a commentary on this document for the benefit of the Board. Mr. Forrest stated that he will do so, and further, requested that the BACOG staff obtain this material from Waukegan and begin a program of communication on the matter. The Chairman stated that no view should be expressed on this on behalf of BACOG in advance of its thorough consideration and agreement on an integrated view.

Mr. Knouff commented with regard to the draft document that it does not represent new opinion, but sets forth a theory of certain planners who feel that edicts should come down from the top echelon; but that this is contrary to recent decisions of the Supreme Court. He questioned whether the committee has had adequate legal advice before preparing the draft.

Land Use Guidance System - Mrs. Hansen reported that three responses have been received to the request for proposals. A preliminary meeting was held to discuss the proposals, attended by Don Klein, Russell Puzey, Nelson Forrest, Lorentz Knouff and Barbara Hansen. Appointments were arranged with the various candidates. Meetings were held with Robert Teska and with the ERA group; attending were Don Klein, Ders Anderson, Keith Pierson and Barbara Hansen. Copies of the information elicited were made available to all Board members. More time is needed to digest new material which was provided late today. Mrs. Hansen suggested that a special meeting be held next week to vote on a choice of a planner. A legal firm or attorney specializing in this field will be retained, as well as the planning consultant.

Mr. Knouff pointed out that in the selection of legal counsel for this purpose, it should be remembered that Illinois law is quite different from that of some other states in which an attorney or firm may have had prior experience. He felt that it is important to select someone who is an expert in Illinois law.

Mr. Wagner asked whether the subject of retention of a consulting firm and a legal firm should not properly be considered in executive session. Mr. Knouff stated that the decision should be made in executive session, but that he thought a specific recommendation should be made by the committee first.

It was agreed that a special meeting would be held on Saturday, October 30, at 9:00 a.m. Notice will be posted on the door of the Village Hall.

#### Executive Director's Report

See written report attached.

Don Klein mentioned some of the soil and water problems involved in the "college streets" area of Barrington, where drainage patterns cross the lines of several villages. It has been suggested that BACOG could play a coordinating role in the solution of these problems.

In view of the cost benefit analysis made for BADC in 1970 by Barton-Aschmann, our area has been designated as one of the nationwide sites chosen for a study being conducted by Rutgers University.

Christie Veath will not be able to continue as editor of the BACOG Newsletter, due to other commitments. The staff will edit the next issue of the Newsletter, and may have to ask permission to hire another editor.

Mr. Wagner stated that he felt a new editor should be hired forthwith, in view of the great work load being imposed on the BACOG office staff. Mr. Pierson moved that the Executive Director, with the approval of the Chairman, be authorized to hire a new editor for the BACOG Newsletter if he feels it is necessary. Motion was seconded by Mr. Wagner, and carried.

#### Old Business

Committee Appointments - No further appointments are necessary at this time. The Chairman asked that before the next meeting, the chairmen of the various committees draw up short range and long range agendas for their committees, and that they appear and introduce themselves at the November meeting, if they are new to this Council.

#### New Business

Contract on Bikeways - Don Klein has prepared and provided to the Board members a brief summary of the bikeways consultant proposal. The Chairman suggested that Board members study this and be prepared to discuss it at the special meeting.

The Chairman mentioned that Ders Anderson gave a talk on the bikeways plan before a meeting involving 40 or 50 women, and that it was exceedingly well received.

Developer Donation Ordinances

The Chairman referred to an item which appeared in the local press, stating that the District 220 School Superintendent suggested that BACOG should be a guiding influence in developing some ordinances on developer donations for use within the District 220 villages.

Mr. Knouff presented a letter from Mr. Braithwaite calling to the Board's attention that it would be premature at this time to embark upon the drafting of an ordinance of the type adopted in Naperville. The Naperville ordinance has been approved by the Appellate Court, but may still be reconsidered. He advised that we wait until a final decision has been rendered in that case.

The Chairman asked that Don Klein send a note to the District 220 Superintendent relaying the results of our discussion.

Audit

All Board members have been provided with a copy of the audit. The Chairman asked that members be prepared to approve or disapprove the audit at the November meeting. The discussion at that time will be led by the Treasurer, Bob Skamfer.

Treasurer's Report

There was some discussion as to the proper amount to be shown for the September 28 balance. The Treasurer's Report of receipts and disbursements for this period will be returned for consideration at the November meeting.

It was moved by Mr. Pierson, seconded by Mr. Wagner, that the bills be approved for payment as listed. Motion carried unanimously by roll call vote.

Mr. Forrest stated that the population forecasts by township have been approved by NIPC, and that he will therefore treat these figures as the present population goal for the townships designated between now and the year 2000.

On motion by Mr. Brown, seconded by Mr. Pierson, the meeting was adjourned at 9:40 p.m.

Helen Boyd, Secretary

Approved BPH

11/30/76