

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

Tuesday, April 26, 1977 - Barrington Village Hall

The meeting was called to order by Chairman Barbara Hansen at 8:05 P.M.

Roll Call:

Present: Nelson Forrest, North Barrington; Russell Puzey, Inverness; Frank Munao, South Barrington; Barbara Hansen, Barrington Hills; Charles Brown, Deer Park; Keith Pierson, Barrington; Cyril C. Wagner, Tower Lakes.

Also Attending: Don Klein, Executive Director; Ders Anderson, Assistant Planner; Bob Skamfer, Treasurer; Lorentz Knouff, Chairman, Legal Committee; Charles Allen, BADC; Christie Veath; Shep Robinson; Joseph Zoeller; Marcia Opal, The Barrington Banner; Bob Balgemann, Barrington Courier-Review; Mary Lou Osterberg, Barrington Herald.

The Chairman welcomed Mr. Munao to the Executive Board, and extended congratulations to Board members who were successful candidates in the recent municipal elections.

Minutes - March 22 Meeting

Mr. Wagner requested correction of the minutes in the third paragraph on page 2, to read "from two acre to one acre" rather than "from five acre to one acre." Mr. Puzey moved approval of the minutes as corrected; the motion was seconded by Mr. Wagner, and carried.

Treasurer's Report

It was suggested that in the future, the Treasurer's report be considered early in the meeting, rather than at the conclusion, as a regular order of business.

Mr. Skamfer presented to the Board the Treasurer's report dated April 26, 1977 (attached). Mr. Brown moved that the report of receipts and disbursements be approved as presented. The motion was seconded by Mr. Forrest, and carried.

Mr. Puzey moved approval of the bills to be paid as listed in the Treasurer's report. The motion was seconded by Mr. Brown, and carried unanimously by roll call vote.

Reports of Village Presidents

Mr. Brown reported that the activity on proposed subdivisions in the Village of Deer Park, referred to in the February meeting of this Board, is expected to result in some decisions within the month of May, or in June at the latest.

Mr. Forrest reported that the Village Board of North Barrington, at its April 25 meeting, considered the desirability of an amendment to its zoning, planning and health and sanitation ordinances to provide for mandatory notification, by the applicant and at the expense of the applicant, to owners of adjacent or abutting properties in advance of any public hearing before the Plan Commission, Zoning Board of Appeals, and/or the Health and Sanitation Commission, that would be of interest to such property owners. The Village Board referred this question to the Plan Commission for its consideration and recommendation.

Mr. Puzey reported that the Inverness Village Board referred to appropriate committees the proposed study of septic field pumps, and consideration of a curfew law. Mr. Puzey further stated that Inverness had adopted a joint resolution with the Village of Palatine, to be addressed to the Governor, the State Highway Commissioner, and State legislators in the district, demanding action to stop the dumping along Highway 14 north of the Buehler YMCA. The Inverness Board also adopted a resolution, to be sent to the State Senator and representatives, in opposition to the bill for annexation to the MSD of additional territory lying on each side of Freeman Road in Hoffman Estates.

With reference to the Arlingdale development, Mr. Puzey stated the Plan Commission voted unanimously to annex the property, subject to certain restrictions and requirements. The Village Board, at a meeting on April 18, remanded the matter back to the Plan Commission for a new study. Mr. Puzey stated that the Village Board continues to oppose this development, and he requested a discussion of the matter in executive session at the conclusion of this meeting.

Mr. Frank Munao, newly elected Village President of South Barrington, had nothing to report at this time.

Mrs. Hansen reported that Barrington Hills, at its April 25 meeting, passed a new curfew ordinance, modeled after the Tower Lakes ordinance. The Village Board also began a study of a new flood plain ordinance modeled on the State law requiring that any manmade development be no lower than one foot above the 100-year flood plain level. Mrs. Hansen stated that copies of the ordinance would be sent to all members of this Board, and that it is mandatory that each village take action on this matter before June 1. She stated that Barrington Hills is also besieged, as is Deer Park, with subdivision proposals by developers. The Board is taking action to retain a planner and develop a comprehensive plan.

Reports of Committee Chairmen

With regard to committee assignments, the Chairman stated that Mr. Wagner, as Chairman of the Intergovernmental Relations Committee, is the person in charge of all intergovernmental relations, including legislative liaison in Springfield. Mr. Puzey is discontinuing his service on the Intergovernmental Relations Committee, due to his activities in other areas.

Legal Committee: Mr. Knouff reported that the Centex case has been continued to June 10 at 10:00 A.M. It is expected that this matter may be nearing a conclusion.

With regard to the revised by-laws (appearing on the agenda under Old Business), Mr. Knouff commented that Mr. Brown referred the draft of the by-laws to the Legal Committee about a week prior to this meeting. It is anticipated that the draft will be returned to Mr. Brown with an expression of the views of the committee members and of Mr. Braithwaite, within a week or so.

Intergovernmental Relations - Mr. Wagner requested executive session discussion of a matter of pending litigation.

Comprehensive Plan - The April 19 local elections now being past, Mr. Forrest expressed the hope that the Village of Lake Barrington will give consideration to becoming the eighth member of BACOG; also, that approval of the BACOG Comprehensive Plan by South Barrington will be achieved in the near future. Later, the work of coordination of the various amendments to the Comprehensive Plan will be undertaken, with due notice to all members of this Board and to the Chairmen of the various plan commissions.

Mr. Puzey raised a question as to the definition of the BACOG area in the proposed bylaws, as encompassing the member villages together with their respective zones of effective legal perimeter influence. He requested that the map be changed to include this perimeter area of 1-1/2 miles beyond the respective village limits. Mr. Forrest requested that Mr. Puzey submit his proposal in writing, and assured his own approval of the change.

With regard to the Lake County housing plan, Mr. Forrest stated that a favorable trend is in evidence. The plan must be completed and filed by October. Mr. Forrest asked that Mr. Klein prepare a letter addressed to the Chairman of the Lake County Plan Commission, with copies to Lane Kendig and to Mr. Forrest, outlining his thoughts on what the Lake County Housing Plan should be. Mr. Forrest will then advise Mr. Rouse that during Mr. Forrest's absence from the country, Mr. Klein will appear in his place.

Boundaries Committee - Mr. Puzey reported that the committee met and discussed proposals for possible inclusion in boundary agreements. He requested that Mr. Klein study the various proposals; legal input will then be sought, with a view to drafting a model boundary agreement. He asked again that all members prepare a list of all pieces of property that could be involved in such agreements, in order to get an idea of the magnitude of the project. These areas will then be indicated on Lake County and Cook County highway maps, which will be furnished to all Board members for study, together with copies of the notes and draft proposals under consideration.

Bylaws Committee - Mr. Brown reported that, as Mr. Knouff had previously stated, the bylaws draft is still under consideration by the Legal Committee; he anticipates that it will be available for discussion at the next meeting.

There was some discussion as to whether a motion to extend the current fiscal year through June 30 is necessary and appropriate at this time. The Chairman stated that according to the bylaws, the fiscal year was originally established as ending on June 30, and that this fiscal year is still in effect. It was agreed that the election of officers should coincide with the beginning of the new fiscal year. This matter will be discussed at the next meeting, in connection with the proposed new bylaws. The work sheet on the proposed amended bylaws dated March 21, 1977 includes a provision that written notice of proposed changes be received by each member of the council at least 14 days in advance of the meeting at which the changes are to be considered.

Land Use Guidance System - It is expected that we will have a report from Toups Corporation next month.

911 - Nothing to report at this time.

Solid Waste - Don Klein reported that a model pickup and collection system is being worked up. The document should be completed in another two weeks. The first series of runs on the WRAP computer model are in progress. A meeting of the Solid Waste Committee will be held in the near future.

Mr. Wagner commented that among the materials that have been assembled by the staff for presentation to the committee, there is a sample contract between a municipality and a solid waste collector, which he feels is excellent and should be adopted by all the villages.

Ders Anderson reported that Waste Management, Inc. has applied for a permit to open a new landfill of substantial size in northeastern Ela Township, about halfway between Lake Zurich and Mundelein.

Folk Festival

Sam Oliver, Chairman of the International Folk Festival to be held at the Middle School on Saturday, May 7, under the joint sponsorship of AFS and the Barrington Area Arts Council, introduced two of the AFS students who will be participating in the festival. The students, Per Bastholt (Denmark) Anna Rita Marini (Italy), presented a folk song, with guitar accompaniment, for the enjoyment of the Board.

Executive Director's Report

The Executive Director's Report for the period March 22 to April 26, 1977 is attached.

Mr. Klein brought to the attention of the Board House Bill 1776, now under consideration, which would set up a Fox River Valley Plan Commission.

Mr. Puzey commented that there are several bills pending in the Legislature on which this group might want to have some input. Mr. Forrest concurred, and stated that these bills need to be carefully monitored, both as to content and as to status. Mr. Wagner stated that he would confer with Don Klein on setting up a procedure for monitoring of proposed legislation.

Mr. Wagner commented, with regard to Item 8 in the Executive Director's report, that we must remain constantly vigilant against the efforts to extend the MSD north of the Tollway.

As to Item 7 in the Executive Director's Report, relative to the MSD bill in the Illinois Legislature, Mr. Knouff recommended that this Board adopt a resolution tonight opposing the extension of the MSD in the Hoffman Estates area. It was agreed that this matter would be discussed in executive session.

BADC Report

Mr. Allen reported that BADC will hold its annual meeting on Tuesday night, May 10, at the clubhouse of Lake Barrington Shores. The speaker of the evening will be Norman Ross, Jr. The annual BADC/RACOG dinner will be held at Barrington Hills Country Club on Thursday, June 9, with Deer Park as the host village.

Grant Reports

Ders Anderson reported that the BACOG staff is currently writing the works programs for the 701 grant, and will have the overall program turned in to the Department of Local Government Affairs in the near future. The slide show is still being worked on, but is substantially finished. The bikeways plan is nearing completion, and it is expected that a draft may be ready before the next meeting.

Mrs. Hansen reported that as a result of her efforts, the Trust for Historic Preservation has indicated an interest in visiting this area to see what has been done and can be done in the way of historic preservation. A representative of the Trust indicated that an important reason for their interest is the fact that our communities are united in a common effort through BACOG.

New Business

Mrs. Hansen reported that a letter has been sent to Mrs. Adams, of the Suburban Cook County Health Agency, suggesting nomination of Mr. Wilbur Nottke, a resident of Barrington Hills, to serve on that board.

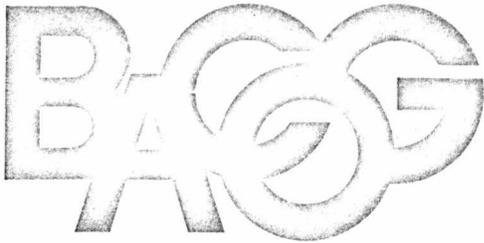
Mrs. Hansen stated that she had asked Mr. Braithwaite for a summary of shared service type liability insurance possibilities. Mr. Braithwaite suggested that if there are villages in BACOG that are interested in this subject, they might set up a committee to investigate it. Several Board members expressed interest.

Budget

Mr. Puzey reported that the Budget Committee met on Saturday, April 16. As a result of the discussion held at that time, Mr. Puzey volunteered to prepare a statement each month showing the status of each of our grants. Another matter discussed was whether a surplus should be allowed to accumulate and be carried forward, and if so, how much. The joint opinion of the Budget Committee was that for the fiscal year 1977-78, at the time of sending out the fourth quarterly assessment in April of 1978, an estimate would be made of the expected surplus, taking into account all contingencies; if the anticipated surplus exceeded \$50,000, then the amount of assessment to the villages would be reduced pro rata so that the estimated surplus at the end of the year would not exceed \$50,000.

After some discussion, it was moved by Mr. Puzey that before the fourth quarter assessment for the fiscal year 1977-78, the budget would be reviewed, and a careful estimate be made of expected accumulated surplus at year end; the fourth quarter assessment would then be adjusted accordingly. The motion was seconded by Mr. Forrest, and passed unanimously by roll call vote.

Upon motion duly made and seconded, at 10:10 P.M. the Board adjourned into executive session for discussion of salaries and other business.



Barrington Area
Council of Governments

206 South Hough Street
Barrington, Illinois 60010
312-381-7871

Minutes of Reconvened Meeting
after Executive Session
Barrington Area Council of Governments

April 26, 1977

A general discussion was held on House Bill 1241, a proposal to expand the Metropolitan Sanitary District on a large tract near Algonquin and Freeman Road. On a motion by Nelson Forrest, seconded by Russell Puzey, the Board unanimously passed a resolution of opposition (see attachment) to House Bill 1241 and asked that the resolution be sent to appropriate members of the Illinois House and Senate. Significant points of opposition were:

1. that the expansion proposal represents encroachment by the MSD on the land use and utilities planning area of BACOG.
2. that BACOG opposed similar attempts to expand the district into BACOG planning areas in previous years and the present proposal is similar to those opposed before.
3. the proposal is incompatible with BACOG's comprehensive land use planning and its utilities policy.
4. that a member village (South Barrington) has incorporated land within the proposed expansion and is opposed with the expansion of the Metropolitan Sanitary District.

The Board also discussed the proposed annexation of a development on the Iverson parcel by the Village of Hoffman Estates at the NE corner of Algonquin and Ela Road. The proposed development of homes on lots of approximately 9,300 sq. ft. is being deliberated by the Plan Commission and Board of Hoffman Estates. Board members stated that the development proposed is incompatible with the present zoning of the site (1 unit to the acre), incompatible with the BACOG plan recommendations for the site (1 unit for 1-2 acres), incompatible with the existing residential uses in Inverness, and a contradiction of early verbal assurances from Hoffman Estates concerning land uses north of the Tollroad.

On a motion by Nelson Forrest, seconded by Charles Brown, the BACOG Board unanimously passed a resolution (see attachment) to oppose any attempt to change the densities of the Iverson property from the present 1 unit to the acre. The Board asked that a copy of the resolution be sent to the BACOG Board, alternates, Virginia Hayter, President of the Village of Hoffman Estates and other appropriate persons.

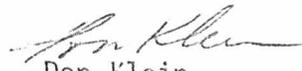
The board also agreed to have the Development Review Committee chaired by Keith Pierson review the extent of possible BACOG legal participation in opposition to the development proposal.

The BACOG Board also discussed a request by Russell Puzey that BACOG reconsider an earlier decision not to pay any or all of the Tenney and Bentley costs of approximately \$3,700.00 connected with the stable case fought by Inverness a few years ago. Discussion centered on proper notification to the BACOG Board concerning the legal costs, whether the stable case was connected with the Centex development proposal being opposed by BACOG at the time, proper basis for BACOG participation in legal costs, and good will aspects surrounding the matter.

Nelson Forrest made a motion to recognize the request based on information obtained from Mr. Puzey and to reconsider the previous decision of the Board and to pay \$1,000.00 to help defray the legal fees connected with the stable case. Keith Pierson seconded the matter. After some discussion, the roll call vote was taken 4 ayes-- 3 naves. The motion passed.

On a motion by Keith Pierson, seconded by Cyril Wagner, the Board voted unanimously to adjourn at 11:15 P. M.

Respectively submitted,


Don Klein
Acting Secretary