

JFW

AGENDA MEMORANDUM
Village of Barrington, Illinois
Meeting of October 28, 1974 at 8:00 P. M.

1. CALL TO ORDER
2. ROLL CALL
3. APPROVAL OF THE MINUTES OF THE PUBLIC MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BARRINGTON, ILLINOIS ON OCTOBER 14, 1974.

Copies of the minutes are attached.

4. REPORTS:

PRESIDENT'S REPORT:

The Village President will be absent from the meeting. Trustee Wyatt will also be absent. The remainder of the Board should select a temporary President to preside.

MANAGER'S REPORT:

Hager Avenue. The costs of proceeding with a special assessment are as follows: 2% of the total project for spreading, 2% of the total project for legal fees, and 5% of the total project for engineering. The project is estimated at over \$100,000. The remaining engineering will cost \$2,000, 2% for spreading will be about \$2,000, and 2% for legal fees will be about \$2,000. The residents have said flatly that if we build a street in excess of \$1,700 per lot or about \$25 per front foot, they will object. We feel the cost will be in excess of \$30 per front foot for their share, even if the Village agrees to pay for engineering, legal, spreading; therefore, the Board must decide if they want to proceed on the basis of the Board paying all cost in excess of \$25.00 per front foot which would create an expensive precedent, or if you wish to proceed, knowing there will be objections, or if you want to stop the project at this point.

Other Administrative Reports are attached.

5. ORDINANCES AND RESOLUTIONS:
 - a) CONSIDERATION OF A RESOLUTION COMMENDING KAROL S. HARTMANN FOR HER SERVICE AS VILLAGE CLERK.

A copy of the resolution is attached.

(over)

5. ORDINANCES AND RESOLUTIONS, (continued)

- b) CONSIDERATION OF A RESOLUTION COMMENDING ELMA LINDFORS FOR HER SERVICE ON THE ZONING BOARD OF APPEALS.

Copy of the resolution is attached.

- c) CONSIDERATION OF AN ORDINANCE GRANTING A VARIANCE TO THE SIGN ORDINANCE RE PENNY PONTIAC (DOCKET NO. ZBA 9-74 N-13).

The Board considered approval of this variance in principle at the last meeting. A copy of the ordinance is attached.

- d) CONSIDERATION OF AN ORDINANCE GRANTING A VARIANCE TO THE SIGN ORDINANCE RE BARRINGTON MOTOR SALES (DOCKET NO. ZBA 8-74 N-18).

The Board approved a limited variation in principle at the last meeting. A copy of the ordinance is attached.

- e) CONSIDERATION OF AN ORDINANCE GRANTING A VARIATION TO THE ZONING ORDINANCE PERMITTING ERECTION OF A FENCE (DOCKET ZBA 7-74 N-1) SHORELY WOOD.

This ordinance was approved in principle at the last Board meeting. A copy of the ordinance is attached.

- f) CONSIDERATION OF AN ORDINANCE AMENDING CHAPTER 8, SECTION 8-22 (b) AND 8-25 OF THE BARRINGTON VILLAGE CODE (NOISE).

The attached amendments are required to bring the Village Ordinance into conformance with state and federal environmental protection agency regulations. With passage of these amendments, it will be possible for us to begin a meaningful enforcement program.

The changes involve clarifications and technical standards which will make enforcement defensible.

6. NEW BUSINESS

- a) ACCEPTANCE OF THE AUDITOR'S REPORT FOR FISCAL YEAR 1973-74 FOR ALL VILLAGE FUNDS.

Copies of the Audit Report have been delivered to you. A motion to accept and file the report is required.

6. NEW BUSINESS, (continued)

- b) CONSIDERATION OF A RECOMMENDATION OF THE PLAN COMMISSION TO REZONE PROPERTY ON EAST RUSSELL STREET FROM R-8 to R-9 SPECIAL USE. (DOCKET NO. PC 4-74 N-2.)

A copy of the Plan Commission recommendation is attached.

If the Plan Commission recommendation is accepted, the Board should direct the attorney to prepare an ordinance at the time the Manager has completed approval and review of final plans.

- c) CONSIDERATION OF A RECOMMENDATION OF THE PLAN COMMISSION TO REZONE PROPERTY ON WEST APPLEBEE STREET FROM M-3 to B-3 SPECIAL USE (DOCKET NO PC 14-74 N-4).

A copy of the Plan Commission recommendation is attached. If accepted, the Board should direct the Attorney to prepare an ordinance after the Manager has made all approvals as attachments to the ordinance. Attached is a list of additional B-3 uses that are inconsistent with nearby residential use.

- d) AWARD OF A PURCHASE FOR THREE POLICE SQUADS.

Sealed bids were taken on three police vehicles to replace 1972 Ford squads in excess of 70,000 miles. One replacement vehicle with only 60,000 miles will be kept in service and sold at auction at a later date. The purchase of vehicles in lots of three appears to produce a lower price. It is recommended that an award be made to the low bidder, Czarnik Ford.

- e) AWARD OF A PURCHASE OF PARKWAY TREES.

Sealed bids were taken for replacement trees for recent Dutch Elm losses, for replacement of lost trees in Fox Point and for Hough Street setback trees. The total for all three alternatives was lower than if separate bids were awarded. It is recommended that an award be made to Charles Klehm & Son Nursery on a unit price as bid.

- f) ACCEPTANCE OF CHIPPENDALE SUBDIVISION PAVEMENT, CURB AND GUTTER FOR MAINTENANCE.

Attached is a letter from the engineers certifying that subdivision specifications have been met.

OFFICE OF THE VILLAGE MANAGER
D. H. Maiben

JFW

MINUTES OF THE PUBLIC MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF BARRINGTON, ILLINOIS ON OCTOBER 14, 1974.

CALL TO ORDER

Meeting was called to order by President Voss at 8:00 o'clock p.m. Present at roll call: Trustee Capulli, Trustee Shultz, Trustee Schwemm, Trustee Pierson, Trustee Sass, Jr. Absent: Trustee Wyatt. Also present: Acting Village Manager, Charles J. Schwabe; Village Attorney, J. William Braithwaite; Village Clerk, Karol S. Hartmann; Deputy Village Clerk, Doris L. Belz. Audience numbered 22.

APPROVAL OF THE MINUTES OF THE PUBLIC MEETING OF THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF BARRINGTON, ILLINOIS ON SEPTEMBER 23, 1974.

MOTION: Trustee Shultz moved to approve the minutes of the Public Meeting of the President and Board of Trustees of the Village of Barrington, Illinois on September 23, 1974; second, Trustee Schwemm. Roll call: Trustee Capulli, not voting; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr. not voting; President Voss, aye. Absent: Trustee Wyatt. The President declared the motion carried.

INQUIRIES FROM THE AUDIENCE

None.

REPORTS OF VILLAGE OFFICIALS

PRESIDENT'S REPORT

AWARD OF A PEDESTRIAN SAFETY CITATION.

The representative from the Chicago Motor Club did not appear to award the Pedestrian Safety Citation to the community.

Report of a letter from Liquorland, Inc. to have one (1) additional package liquor license.

Mr. Donald Koepke, President of Liquorland, Inc. addressed the President and Board of Trustees requesting the reinstatement of one (1) additional package liquor license. The Village President remarked that in his opinion the retail prices of the proposed business have no bearing on the issue.

MOTION: Trustee Capulli moved to amend the Village ordinances to provide for one (1) additional package store liquor license; second, Trustee Schwemm. Roll call: Trustee Capulli, aye; Trustee Shultz, naye; Trustee Schwemm, aye; Trustee Pierson, naye; Trustee Sass, Jr., naye. Absent: Trustee Wyatt. The President declared the motion defeated.

President Voss announced the resignation of Karol S. Hartmann as Village Clerk, effective when successor is appointed or upon moving from the community, whichever occurs first.

MOTION: Trustee Capulli moved to accept, with reluctance, the resignation of Karol S. Hartmann as Village Clerk, effective when successor is appointed or upon moving from the community, whichever occurs first; second, Trustee Sass, Jr. Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

The Village President also announced the resignation of Elma Lindfors, due to her moving from the community, from the Zoning Board of Appeals, effective immediately.

MOTION: Trustee Sass, Jr. moved to accept, with reluctance, the resignation of Elma Lindfors from the Zoning Board of Appeals, effective immediately; second, Trustee Schwemm. Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

MANAGER'S REPORT

The Acting Village Manager announced the Village would be closed Saturday, October 26, and Monday, October 28, 1974, in observance of Veteran's Day. The regularly scheduled Board meeting of October 28, 1974, will be held as usual.

The staff has completed a study on mini-bus service for the elderly. The Acting Village Manager announced the results of the survey sent to senior citizens which disclosed their greatest need was transportation on Wednesdays, Fridays and Sundays. The proposed mini-bus would pick up the residents at home and stop at various points in the village such as Langendorf Park, downtown business district, railroad station, and the Jewel Shopping Center. Reservations would be needed twenty-four (24) hours in advance and transportation would be scheduled between the hours of 10:00 a.m. and 3:00 p.m.

MOTION: Trustee Pierson moved to authorize the Village Manager to contact the taxi companies licensed in the village as a possible source of low-cost transportation for senior citizens; second, Trustee Sass, Jr. Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

MANAGER'S REPORT, (continued)

The North Suburban Mass Transit District has requested an 847-dollar subsidy to United Motor Coach to continue operation of a morning and evening bus schedule between Barrington and Des Plaines.

MOTION: Trustee Pierson moved to deny the request of the North Suburban Mass Transit District for a subsidy in the amount of \$847.00; second, Trustee Capulli. Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. The President declared the motion carried.

Bicycle Ordinance. The Village President urged the Trustees to make their suggestions concerning this proposed ordinance known to the village staff in order to consider its adoption at the October 28, 1974 regularly scheduled Board meeting. Trustee Pierson remarked the proposed ordinance posed too great a burden on the Police Department and suggested that Scouts be used for inspection of bicycles.

Improvement of South Hager Avenue. The Acting Village Manager explained three (3) considerations concerning the proposed improvement of South Hager Avenue: 1) the decision of whether or not to use special assessment procedures; 2) street width, and 3) the extent of Village participation.

The Village President requested the staff to study the recommendation that the street remain 28 feet wide for residences (north end of South Hager Avenue, then be extended to 40-foot width for the industrial portion of the street which would not require new engineering. The Village Attorney commented the special assessment procedures would result in a higher cost to the residents due to discounting of bonds by contractors.

Mr. Walter Tuegel, 124 South Hager Avenue, questioned the need for a street to be wider than 24 feet.

The President and Board of Trustees requested the Village Manager to talk to the commissioner for an estimate of special assessment costs to the property owners of South Hager Avenue.

Staff Recommendations re Closing of Summit Street.

Trustees Pierson and Shultz attended the Township meeting where the closing of Cook, Grove and Summit Streets was discussed. Their feeling was no consensus was reached at that particular meeting. Trustee Pierson suggested a stop sign be placed on Summit Street at each intersection to reduce speed of autos. Trustee Shultz commented that current traffic studies encouraged diverting traffic around residential areas rather than through them.

MANAGER'S REPORT, (continued)

Mr. James Glendinning of 728 Summit Street, and Mrs. Susan Bateman of 725 Summit Street, addressed the President and Board of Trustees, stating the need of closing Summit Street.

MOTION: Trustee Shultz moved to authorize the closing of Summit Street at Cornell Avenue; second, Trustee Capulli. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, naye; Trustee Pierson, naye; Trustee Sass, Jr., naye. The President declared the motion defeated.

The Village President appointed a Fact Finding Committee composed of Mr. Glendinning, Chairman; Mrs. Bateman, Co-Chairman, and Trustee Schwemm. The remaining committee members will be chosen to form a committee of approximately ten residents, including those who are opposed to the closing of Summit Street. A list of the committee members will be given to the Village President and the Village Manager.

The September, 1974 Utility System Report, the September, 1974 Building Department Report, and the Sales Tax Report for July, 1974 were received and filed.

TRUSTEE'S REPORT

MOTION: Trustee Pierson moved to authorize the Village Manager to accept a possible donation to purchase an MIC vehicle or to be used for other purposes mutually agreed upon by the Village of Barrington and the Barrington Township Office; second, Trustee Capulli. Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

Trustee Schwemm inquired if NIPC approval is necessary for the expansion of the Water Reclamation Plant as it would reduce the autonomy of Village control over its public facilities. The Acting Village Manager explained that NIPC must certify that any proposed expansion is in conformance with the Regional Plan in order for the Village to qualify for federal funding.

Trustee Shultz inquired why the peak of our flow in the September, 1974 Utility Report was exactly the same as the peak of our flow in the September, 1973 Utility Report. Trustee Shultz also commented on the inclusion of Inverness in building inspections for shared services and emphasized that residents of Barrington should have first call upon the services of the Building Inspector.

OLD BUSINESS

CONSIDERATION OF A CONTRACT FOR THE PAVING OF CORNELL AVENUE.

OLD BUSINESS, (continued)

The Acting Village Manager explained this agreement had been discussed at the previous meeting.

MOTION: Trustee Shultz moved to approve in principle, the contract for the paving of Cornell Avenue, subject to technical review by the Village Attorney, with the Village share not to exceed \$9,735.00; second, Trustee Schwemm. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

NEW BUSINESS

CONSIDERATION OF A RECOMMENDATION OF THE ZONING BOARD OF APPEALS RE SIGN VARIANCE (PENNY PONTIAC) DOCKET NO. ZBA 9-74 N-18.

The report of the Zoning Board of Appeals was read. Trustee Shultz remarked the request for variance from automobile agencies were dictated by the large national corporations who find it convenient to use standard but excessively large signs, and that the Village is being asked to conform with corporate standards rather than with the Village ordinances. Mr. Paul Tamraz, President of Penny Pontiac, addressed the Board, urging concurrence of the Zoning Board of Appeals recommendation.

MOTION: Trustee Pierson moved to concur with the recommendation of the Zoning Board of Appeals with 138 square feet to be divided between two signs in accordance with the sketch presented to the President and Board of Trustees and instructed the Village Attorney to prepare the appropriate ordinance; second, Trustee Sass, Jr. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

CONSIDERATION OF A RECOMMENDATION OF THE ZONING BOARD OF APPEALS RE A SIGN VARIANCE (SHORELY WOOD APARTMENTS) DOCKET NO. ZBA 7-74 N-1.

The Village President summarized the recommendation received from the Zoning Board of Appeals.

MOTION: Trustee Pierson moved to concur with the Zoning Board of Appeals recommendation to allow construction of an 8-foot fence and denied the variance for a sign, and requested the Village Attorney to prepare the appropriate ordinance; second, Trustee Sass, Jr. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

NEW BUSINESS, (continued)CONSIDERATION OF A RECOMMENDATION OF THE ZONING BOARD OF APPEALS RE
A SIGN VARIATION (BARRINGTON MOTOR SALES) DOCKET NO. ZBA8-74 N-18.

The recommendation of the Zoning Board of Appeals was read. Trustee Pierson remarked that in reviewing past minutes of the President and Board of Trustees, the Board was favorably impressed with the signs displayed by Barrington Motor Sales.

MOTION: Trustee Pierson moved to extend the requested variance for an additional two years in consideration of the fact that one dealer was selling vehicles manufactured by two different corporations and requested the Village Attorney to prepare the appropriate ordinance; second, Trustee Sass, Jr. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

AWARD OF A CONTRACT FOR A TAILGATE PAVER.

MOTION: Trustee Sass, Jr. moved to award the contract for a tailgate paver to Layton Paver in the amount of their bid; second, Trustee Capulli. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

CONSIDERATION OF A REQUEST BY THE BARRINGTON CHAMBER OF COMMERCE
THAT THE BOARD ADOPT A RESOLUTION ENCOURAGING RESIDENTS AND PARENTS
TO OBSERVE CERTAIN REGULATIONS FOR HALLOWEEN TRICK OR TREATING.

Mrs. Carol Beese, Manager of the Barrington Area Chamber of Commerce, announced that students of the 6th, 7th and 8th grades will participate in window painting in the downtown business district in celebration of Halloween, and that limiting solicitations after 8:30 o'clock p.m. is becoming a custom in many communities. The Village President read Resolution No. 400 stating the restrictions of trick or treating in the community.

MOTION: Trustee Schwemm moved to adopt Resolution No. 400 stating the trick or treating guidelines to be followed by children in the community; second, Trustee Pierson. Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

CONSIDERATION OF A REQUEST BY THE SALVATION ARMY TO HAVE SOLICITING
ORDINANCE RULES AND FEES WAIVED FOR THE SALE OF "WAR CRY" MAGAZINE.

NEW BUSINESS, (continued)

MOTION: Trustee Capulli moved to approve the request by the Salvation Army to waive administration procedures and fees for the sale of "War Cry" Magazine; second, Trustee Shultz. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

CONSIDERATION OF THE KNIGHTS OF COLUMBUS TO SELL TOOTSIE ROLLS ON THE STREET RIGHT-OF-WAY ON NOVEMBER 1 AND 2, 1974, FROM 6:00 O'CLOCK A.M. TO 5:00 O'CLOCK P.M.

MOTION: Trustee Capulli moved to approve the request of the Knights of Columbus to sell Tootsie Rolls on the street right-of-way on November 1 and 2, 1974, from 6:00 o'clock a.m. to 5:00 o'clock p.m. with all fees waived; second, Trustee Sass, Jr. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

LIST OF BILLS

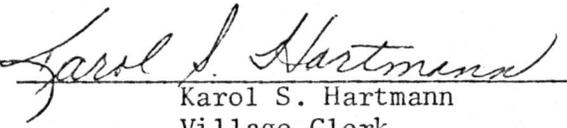
Trustee Pierson questioned the payments to Baxter & Woodman, Inc. made on behalf of various developers. He requested that these disbursements be explained in the light of information available on page 50 of the current audit.

MOTION: Trustee Pierson moved to approve the payments as corrected from the funds indicated; second, Trustee Schwemm. Roll call: Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.

ADJOURNMENT

Meeting was adjourned at 10:07 o'clock p.m.

MOTION: Trustee Capulli; second, Trustee Sass, Jr. Trustee Capulli, aye; Trustee Shultz, aye; Trustee Schwemm, aye; Trustee Pierson, aye; Trustee Sass, Jr., aye. Absent: Trustee Wyatt. The President declared the motion carried.


 Karol S. Hartmann
 Village Clerk

THESE MINUTES NOT OFFICIAL UNTIL APPROVED BY THE PRESIDENT AND BOARD OF TRUSTEES; CHECK FOR CHANGES.

8fw

RESOLUTION OF BARRINGTON, ILLINOIS VILLAGE BOARD

COMMENDATION TO KAROL S. HARTMANN

WHEREAS, KAROL S. HARTMANN has served the Village as Village Clerk since December 27, 1972; and

WHEREAS, KAROL S. HARTMANN has rendered service to the public faithfully and at considerable personal sacrifice; and

WHEREAS, KAROL S. HARTMANN has found it necessary to resign her position.

NOW, THEREFORE, BE IT RESOLVED That The President and Board of Trustees of The Village of Barrington, Cook and Lake Counties, Illinois, on this 29th day of October, 1974, hereby express a vote of sincere thanks and appreciation to KAROL S. HARTMANN for her long and tireless efforts as Village Clerk of The Village of Barrington and acknowledge her dedication to the citizens of Barrington and to the cause of public service, and for her co-operation with Village Officials. On behalf of all the Residents of Barrington, The President and Board of Trustees of The Village of Barrington extend to her best wishes and a hope for happiness in all of her future endeavors.

(Signed)

Trustee

Trustee

Trustee

Trustee

Trustee

Trustee

Attest:

Karol S. Hartmann
Village Clerk

F. J. Voss
President

JFW

RESOLUTION OF BARRINGTON, ILLINOIS VILLAGE BOARD

COMMENDATION TO ELMA LINDFORS

WHEREAS, ELMA LINDFORS has ably served as a member of the Plan Commission of the Village of Barrington commencing January 8, 1973; and

WHEREAS, this year of faithful service has proven Elma Lindfors to be a person of integrity, ability, good judgment and devotion to her civic responsibilities;

NOW, THEREFORE, BE IT RESOLVED that the President and Board of Trustees, on behalf of the Village of Barrington and its citizens, are appreciateive of the excellent service performed by Elma Lindfors to the Village of Barrington.

BE IT FURTHER RESOLVED that the service by Elma Lindfors to her fellow citizens should serve as an example to inspire others who believe in the importance of strong local governmental bodies.

Passed this _____ day of _____ 1974

Trustee

Trustee

Trustee

Trustee

Trustee

Trustee

F. J. Voss
President

Attest:

Karol S. Hartmann
Village Clerk

MEMO

DATE: October 11, 1974

TO: Plan Commission

FROM: Office of Director of Development

SUBJECT: Petition for Rezoning Property Located at 520 E.
Russell Street

The petitioner, the First National Bank and Trust Company of Barrington, as agent for the property owner, Alabar Corporation, requests that the property located at 520 E. Russell Street be rezoned from existing R-8, One Family Dwelling District to a Residential Planned Development within an R-9 Multi-Family Dwelling District, to construct two (2) two-story townhouse units (two units per unit) and one (1) single family dwelling. The following should be considered by the Plan Commission:

- (1) The petitioner has supplied all information required under the 11 points of the Village's Planned Unit Development Ordinance.
- (2) The development proposal, if approved as submitted, would generate a population equivalent of 14.5 P.E. This exceeds by 1.0 (figuring 3 - 4 bedroom units) or by 4.4 (figuring 3 - 3 bedroom units) the population equivalent that would be produced if the property would be developed according to the existing zoning, but within the capacity limitations of the Village's Sewer Sequencing Plan.
- (3) At the September 11, 1974 Plan Commission hearing on this petition, the commission requested that the townhouse units be set off rather than appearing in a straight line, that the petitioner submit architectural renderings and a copy of protective covenants to assure ingress and egress and maintenance of the common driveway. The petitioner has supplied the requested information and recommended changes for commission review.
- (4) The petitioner has amended his original petition reducing the requested six (6) townhouse units to 5 units.
- (5) The Village's Comprehensive Plan for this property, located in Neighborhood Two, recommends higher density than present zoning.

Should the Plan Commission recommend approval of the proposed development plans for this property, the following recommendations should be considered:

- (1) Although the proposal is within the general guidelines of the Village Comprehensive Plan, special attention should be given to the architectural renderings submitted for the townhouse units. The rendering show a change from the petitioner's last indication of what the townhouses would look like. As you recall,

the submitted photograph depicted a two-story, brick construction with flat roof. The new rendering shows a wood construction building with rough sown, cedar siding. In addition, sliding glass doors (both floors) and a balcony (similar to the balcony arrangement in Barrington West), have been proposed for the townhouse buildings. Although the quality of architecture for this petitioner has been favorably demonstrated, the question remains whether this style (a large box with a flat roof) meshes with the existing character of the neighborhood. The single-family unit as shown appears more residential in character and thus more appropriate to the neighborhood. Final architectural plans should be approved by the Village Manager.

- (2) Deed restrictions have been submitted in lieu of protective covenants. Final deed restrictions should be approved by the Village Manager.
- (3) A landscaping plan has been submitted, showing the use of existing trees and new trees and bushes. The landscaping plan should be approved by the Village Manager.

Sincerely,



Charles J. Schwabe
Administrative Assistant

CJS:ds

F. J. Voss
President

Lawrence P. Hartlaub
Chairman

Burnell Wollar
Secretary

Plan Commission



Members

Neal R. Willen
Stanley Koenig
Robert Lindrooth
Robert Woodsome

Village of Barrington

206 South Hough Street
Barrington, Illinois

October 19, 1974

President,
Board of Trustees,
Village of Barrington, Illinois.

Subject: Petition for Rezoning Property Located at East Russell Street.
(Docket PC 4-74 N-2)

Gentlemen:

On October 16, 1974 the Plan Commission of the Village of Barrington after due notice of public hearing held an open hearing regarding the above subject. This hearing was the culmination of a series of hearings, the first of which was held on March 6, 1974. During these hearings considerable objections were raised about the development by both the neighbors of the area and the Plan Commission. The petitioner after each of these hearings modified his plans to eliminate the objections. The final plan as submitted to the Plan Commission satisfies the guidelines of the Village Comprehensive Plan. The petitioner did supply information required under the 11 points of the Village's Planned Unit Development Ordinance.

At the conclusion of the meeting the following motion was made:

" The motion is made to approve petitioners request for rezoning the property at 520 East Russell Street from R-8 to a Residential Planned Unit Development in an R-9 district for the purpose of constructing 2 - 2 story townhouse units of living units each and one single family unit, subject to the following :

1. Architectural and Landscaping plans to be approved by the Village Manager.
2. Final Deed restrictions to be approved by the Village Manager."

Motion made by Burnell Wollar.

2nd by Robert Woodsome.

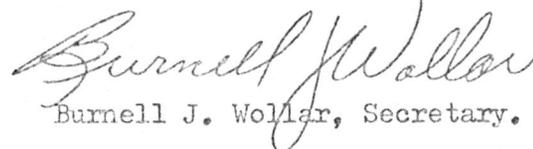
6 yea ----- 0 nay

Members present: Hartlaub, Wollar Koenig, Miller, Lindrooth, Woodsome.

It is further suggested by the Plan Commission that the present landscape be retained to whatever extent possible to maintain the present buffer along the railroad right of way. The Commission also strongly recommends that the residential character of the 2 family units be maintained in the architectural planning. The petitioners construction schedule calling for completion of the development within 24 months to be reasonable.

Respectfully submitted,

Barrington Plan Commission,


Burnell J. Wollar, Secretary.

STENOGRAPHIC REPORT of the proceedings had at a public hearing held before the Plan Commission of the Village of Barrington in the Council Chambers on Wednesday, October 16, 1974.

PRESENT:

Mr. Lawrence Hartlaub, Chairman
Mr. Stanley Koenig
Mr. Robert Lindrooth
Mr. Robert Miller
Mr. Burnell Wollar
Mr. Robert Woodsome

Mr. Hartlaub called the meeting to order at 9:45 P.M. in a public meeting of the Plan Commission continued from October 2, 1974, on presentation of petitioner, First Bank and Trust Company of Barrington, in connection with rezoning of the property located at 520 E. Russell Street which is presently R-8.

Mr. Tom Hayward, attorney, says two duplex-type buildings are being proposed on Parcels A, B, C and D and Mr. Borah would retain the eastern triangle for residence, garages to the rear, one entrance, rough cedar exterior with wooden-shingle roofing. Requesting R-9 instead of R-10.

Mr. G. Bremer says that in the first hearing it was stated this property was not feasible for single family.

Mr. Hayward replies he has gone to three buildings to keep it a more single-family atmosphere.

Mr. Hartlaub states the sizes of the proposed parcels as follows:

7,600 sq. feet - Parcel E
8,800 sq. feet - Parcel C
 - Parcel D
8,700 sq. feet - Parcel A
 - Parcel B

Mr. Bremer asks are you interested in how the people feel in the area.

Mr. Hartlaub replies "always".

Mr. Hayward says he has sent interested parties notices regarding the hearing.

Mr. L. Paterson says the Village Plan Land Use Map indicates this area as single-family dwelling.

Mr. Wollar states there are exceptions.

Mr. Hartlaub says he feels we have considered everything as to what's best for the Village, the surrounding people and the property.

Mr. Paterson asks how much of the foliage is going to be left.

Mr. Hartlaub replies when there is construction around trees the trees usually die off.

Mr. G. Schurecht states the foliage that will be removed will be replaced by a garage which will act as a better buffer.

Mr. Paterson asks how tall is the building going to be.

Mr. Schurecht replies 18'.

Mr. H. Hoit says he objects. The duplex units are inconsistent with the adjacent housing and the density is too great.

Mr. Hartlaub questions the roof.

Mr. G. Schurecht says a short mansard roof will be used.

Mr. Koenig says he has a letter of June 1974 from the neighbors and it seems all of the differences have been met except the number of units from five to four.

Mr. Hartlaub feels we have come to a reasonable compromise.

Mr. Wollar feels the plan has been revised to his satisfaction.

Mr. G. Schurecht says the construction schedule is immediate if the weather holds up.

Mr. Wollar moved and Mr. Woodsome seconded the following motion:

Approval of petitioner's request for a Residential Planned Development within a R-9 district to construct two two-story townhouse units and one single-family dwelling subject to the following: architectural and landscape plans provided to be approved by the Village Manager and final deed restrictions to be approved by the Village Manager. It is suggested that the present landscaping be retained to the extent possible to continue the natural buffer along the right-of-way which now exists. The Commission strongly recommends that the residential character of the two-family units be emphasized in the architectural planning. Petitioner's construction schedule calling for completion of the development within twenty-four months appears to be reasonable.

6 AYES - Messrs. Hartlaub, Koenig, Lindrooth, Miller, Wollar and Woodsome.

0 NAYES.

Meeting adjourned at 10:45 P.M.

F. J. Voss
President

Lawrence P. Hartlaub
Chairman

Burnell Wollar
Secretary

Plan Commission



Members

Neal R. Willen
Stanley Koenig
Robert Lindrooth
Robert Woodsome

Village of Barrington

206 South Hough Street
Barrington, Illinois

October 19, 1974

President,
Board of Trustees,
Village of Barrington, Illinois.

Subject: Petition for Rezoning of Jefferson Ice House Property from M-2 Manufacturing District to a Business Planned Development with a B-3 Business Services and Wholesale District. (Docket PC 14-74 N-4)

Gentlemen:

On October 16, 1974 the Plan Commission of the Village of Barrington after due notice of public hearing held an open hearing regarding the above subject.

Testimony satisfying the necessary eleven points to be considered for a PUD was presented. There were no objectors to the petition.

At the conclusion of the hearing the following motion was made:

" Petitioners request for rezoning of the subject property from M-2 to B-3 Business Planned Unit Development be granted subject to the following conditions:

1. Architectural plans to be approved by the Village Manager.
2. Landscape plan to be approved by the Village Manager.
3. Lighting plan to be approved by the Village Manager.
4. Parking sufficient to comply with B-3 requirements of the Zoning Ordinance be supplied within the plot or by arrangement with the Village of Barrington on adjacent areas.
5. A construction schedule be arranged with the Village Manager not to extend beyond a 2 year period.
6. That the following use under B-3 be deleted as acceptable uses for this development.
 - A. Agricultural implement sales and services when conducted wholly within an enclosed building.
 - B. Automobile motor repair and service shop.
 - C. Automobile washing, including the use of mechanical conveyors blowers, and steam cleaning.
 - D. Battery and tire service stations.
 - E. Motorcycle sales and repair.
 - F. Garages, public, for storage of private passenger automobiles and commercial vehicles under one and one-half ton capacity.
 - G. Motels
 - H. Plumbing, heating and roofing supply shop.
 - J. Obnoxious or nuisance type processing or assembly activities.

BID TABULATION SHEET

Village of Barrington

PROJECT OR ITEM 3 Police Patrol Vehicles

ESTIMATED COST _____

TYPE OF BIDS Sealed

BID OPENING DATE 10/17/74

TIME 10:00 A.M.

	CONTRACTOR	Grant Motor Sales		Gene Czarnik Ford			
	ADDRESS	630 W. Northwest Barrington, Ill.		600 W. Northwest Barrington, Ill.			
	BID BOND						
SPECIFICATIONS							
	Per Specifications attached	\$15,256.20		\$13,888.47			
	Trade in	- 500.00		-1,000.00			
	TOTALS:	\$14,756.20		\$12,888.47			

VILLAGE OF BARRINGTON: Proposal Form

Bid Proposal For: THREE POLICE PATROL VEHICLES

BASIC PROGRAM: Total Bid Cost _____

Specification Description:

Specification Met:
(Indicate with check mark)

Alternative Description:
Use back of page for
detailed description)

- (1) 400-2V Series
Four door Sedan - Police Package
- (2) Two Barrel Carburetor
- (3) Heavy Duty 3-Speed Auto Transmission
- (4) Heavy Duty Battery
- (5) 70 Amp Alternator
- (6) Transistorized Voltage Regulator
- (7) Deluxe Fresh Air, Heater
- (8) One (1) six-inch spotlight, Driver's side
- (9) Heavy Duty Power Disc Brakes
- (10) Power Steering (Tilt Type Steering Wheel)
- (11) Backup Lights
- (12) Front Stabilizer Bars
- (13) Heavy Duty Shocks Absorbers
- (14) Traction Lock Differential
- (15) Vinyl Interior - Police Package
- (16) Radial ply steel belted tires only
- (17) Cigar Lighter
- (18) Two (2) Outside Rear View Mirrors, Left Side Remote Control
- (19) Windshield Washers
- (20) Variable Speed Windshield Wipers
- (21) Electric Trunk Opener
- (22) Hand Throttle--Locking Type
- (23) Tinted Glass (all)
- (24) Single Key Locking System

VILLAGE OF BARRINGTON: Proposal Form - continued

Specification Description:

Specification Met:
(Indicate with check mark)

Alternative Description:
(Use back of page for
detailed description)

- (25) Trunk Light
- (26) Glove Box Light
- (27) Door Edge Guards
- (28) Rubber Floor Mat
- (29) Gauges: Heat - Oil + Ampere-
Illinois State Approved
- (30) Radiator
- (31) 5 Blade Flex Fan
- (32) Suspension System
- (33) Rear Window Defogger
- (34) Speedometer
- (35) Dome Light
- (36) Anti-freeze

Optional Equipment:

Air Conditioning

Equipment Trade-in:

Police Patrol Vehicles - Two (2) 1972 Fords

BID TABULATION SHEET

Village of Barrington

PROJECT OR ITEM Planting Shade Trees (3-inch balled and burlapped)

ESTIMATED COST _____ TYPE OF BIDS Sealed BID OPENING DATE 10-11-74 TIME 10:00 A.M.

	CONTRACTOR	Barrington Nurseries, Inc.	Charles Klehm & Son Nursery	Classic Landscape Engineers	Chalet Nursery & Garden Shop		
	ADDRESS	Rt. 3 75 N. Deerpath Barrington, Ill.	26 Algonquin Rd. Arlington Hts., Ill. 60005	522 Pioneer Drive Addison, Ill. 60101	Lake & Skokie Blvd Wilmette, Ill. 60091		
	BID BOND						
SPECIFICATIONS							
	14 Little Leaf Lindens	120.00 ea.	99.50 ea.	129.00 ea.	154.00 ea.		
	15 Sugar Maples	133.00 ea.	99.50 ea.	124.00 ea.	145.00 ea.		
	75 Norway Maples	120.00 ea.	99.50 ea.	110.00 ea.	154.00 ea.		
	15 White Ash	120.00 ea.	99.50 ea.	103.00 ea.	137.00 ea.		
	15 Rubrum Maples	140.00 ea.	99.50 ea.	122.00 ea.	144.00 ea.		
	16 Honey Locusts	120.00 ea.	99.50 ea.	110.00 ea.	184.00 ea.		
	1 6" Trunk Diameter Norway Maple	420.00	400.00	420.00	610.00		
	TOTALS	\$18,915.00	\$15,325.00	*\$18,234.00	*\$24,332.00		
	* Denotes variable unit price, dependent on delivery date.						

BAXTER & WOODMAN, INC.
CIVIL AND SANITARY ENGINEERS
CRYSTAL LAKE, ILL. 60014

RICHARD M. BAXTER (1946-1963)
LORRIN E. WOODMAN

FRANK R. FABBRI, JR.
HJALMAR S. SUNDIN
OTTO L. LARSEN
GEORGE F. HECK
WALTER H. JOLLIE

RICHARD D. MILLS
HOWARD E. RIECK
ROBERT H. WOHNRADE
RICHARD M. WEIDNER
DENNIS P. SHINKS
JEROLD A. BUCKLES
DONALD R. SCHWEGEL
FRANK L. WELLWERTS

8678 RIDGEFIELD ROAD
TELEPHONE 815 459-1260

October 7, 1974

Mr. Roy Crumrine
Director of Public Works
Village of Barrington
206 South Hough Street
Barrington, Illinois 60010

Subject: Barrington - Chippendale Subdivision
Pavements, Curb and Gutters

Dear Mr. Crumrine:

Enclosed for your records is a copy of Pulte Home Corporation letter dated September 25, 1974 in which they are requesting final approval from the Village for the work completed on the pavements, curb and gutters for subject project.

We have reviewed the work completed to date and find that it is acceptable. Therefore, we recommend to the Village that the pavements, curb and gutters associated with this project be accepted.

Very truly yours,

BAXTER AND WOODMAN, INC.
CIVIL AND SANITARY ENGINEERS

Harold R. Kivley
Harold R. Kivley

HRK:jl
T71308
enc.

cc; Pulte Home Corp.
Mr. Sinclair E. Morris

*Recommend approval
as stated
10-8-74*

*OP
RC*

JFW ✓

WARRANT #20 10/28/74

VILLAGE OF BARRINGTON
BARRINGTON, ILLINOIS 60010

PAGE 1

VENDOR NAME	DESCRIPTION	AMOUNT	VEND #	ACCDUNT	FUND
ALEXANDER & COMPANY	SHOULDER EMBLEMS	312.40	01602	10-22-560	GENERAL
ALL RENTAL GARMENT CO.	CLOTHING SERVICE	96.50	01925	25-56-447	WATER & SEWER
ALL RENTAL GARMENT CO.	CLOTHING SERVICE	106.03	01925	10-30-447	GENERAL
ALL RENTAL GARMENT CO.	CLOTHING SERVICE	106.02	01925	25-54-447	WATER & SEWER
ANTIQUÉ COFFEE SERVICE	SUPPLIES	38.90	03772	10-14-550	GENERAL
BADGER UNIFORMS	BLAZER & EMBLEM	53.27	05926	10-22-560	GENERAL
BADGER UNIFORMS	RAINCOAT, TROUSERS, SHIRTS, CA	72.95	05926	10-22-560	GENERAL
BARR PAINT GLASS & WALLPAPER	PAINT	13.36	09282	11-02-547	FIRE DEPT.
BARR PAINT GLASS & WALLPAPER	LINER SET	28.80	09282	10-30-536	GENERAL
BARR PAINT GLASS & WALLPAPER	ROLLERS	4.32	09282	10-30-536	GENERAL
BARR PAINT GLASS & WALLPAPER	MATERIALS	48.35	09282	25-56-547	WATER & SEWER
BARRINGTON PARK DIS	SEEDING DITCH & MATERIALS	197.95	09431	42-10-408	PUBLIC IMPROVE
BARRINGTON PRESS NEWSPAPER	CLASSIFIED AD	15.75	10082	10-14-467	GENERAL
BARRINGTON PRESS NEWSPAPER	LEGAL NOTICE-GARDEN TRACTOR	6.20	10082	10-14-467	GENERAL
BARRINGTON PRESS NEWSPAPER	LEGAL NOTICE-POL VEHICLES	8.20	10082	10-14-467	GENERAL
BARRINGTON PRESS NEWSPAPER	LEGAL NOTICE-ORD #1318	13.20	10082	10-14-467	GENERAL
BARRINGTON PRESS NEWSPAPER	LEGAL NOTICE-ORD #1326	9.20	10082	10-14-467	GENERAL
BARRINGTON PRESS NEWSPAPER	LEGAL NOTICE-PUB HRG-P.C.	6.40	10082	10-14-467	GENERAL
BARRINGTON TREE EXPERTS	INSPECTIONS, FEEDING PIN OAK	304.00	10538	10-30-441	GENERAL
BROWNING FERRIS INC.	BAGS	182.50	10561	30-02-441	REFUSE
BROWNING FERRIS INC.	RUBBISH REMOVAL-SEPT	13,843.00	10561	30-02-441	REFUSE
BARTON ASCHMAN ASSOCIATES INC	TRAVEL-RUTH CASE	26.52	10728	10-19-441	GENERAL
BAXTER & WOODMAN INC	ENG SER-INCINERATION STUDY	1,019.75	11205	42-25-405	PUBLIC IMPROVE
BAXTER & WOODMAN INC	ENG SER-SOUTH & DIV LIFT ST	44.50	11205	25-58-441	WATER & SEWER
BAXTER & WOODMAN INC	ENG SER-SOUTHGATE FEEDERMAI	34,127.18	11205	42-25-302	PUBLIC IMPROVE
BURGESS ANDERSON & TATE INC	ROTARY FILE	6.98	13920	10-14-550	GENERAL
BURGESS ANDERSON & TATE INC	KLEEN STICK TAPE	2.85	13920	10-32-550	GENERAL
BUSINESS-INSTITUTIONAL FURNITURE	BOOKCASE	52.90	14605	25-54-700	WATER & SEWER
BUSINESS PUBLISHERS INC	TWO YR SUBSCRIPTION	135.00	14613	10-11-463	GENERAL
BUTTENHEIM PUBLISHING CORP	ANNUAL SUB-AMERICAN CITY	20.00	14654	10-11-463	GENERAL
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	104.40	15685	10-14-475	GENERAL
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	12,693.00	15685	10-22-475	GENERAL
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	12.00	15685	10-24-475	GENERAL
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	4,491.25	15685	10-30-475	GENERAL
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	539.25	15685	10-32-475	GENERAL
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	42.40	15685	25-50-475	WATER & SEWER

VILLAGE OF BARRINGTON
BARRINGTON, ILLINOIS 60010

WARRANT #20 10/28/74

PAGE 2

VENDOR NAME	DESCRIPTION	AMOUNT	VEND #	ACCOUNT	FUND
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	975.55	15685	25-54-475	WATER & SEWER
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	154.60	15685	25-56-475	WATER & SEWER
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	2,572.25	15685	25-58-475	WATER & SEWER
CENTRAL GARAGE-VILLAGE OF BARR	EQUIPMENT USE & RENTAL	734.60	15685	28-02-475	PARKING LOTS
CHICAGO & NW RAILWAY CO	SERVICES OF FLAGMAN-HART RD	108.24	16642	42-10-407	PUBLIC IMPROVE
COATS & BURCHARD CO	FAIR MARKET VALUE REPORT	2,069.00	17764	42-10-302	PUBLIC IMPROVE
COMMONWEALTH EDISON COMPANY	LIGHTING	127.49	18408	10-30-441	GENERAL
COMMONWEALTH EDISON COMPANY	PUMPING	3,476.22	18408	25-56-515	WATER & SEWER
COMMONWEALTH EDISON COMPANY	SERVICE-111 STATION	17.43	18408	10-32-441	GENERAL
COMMONWEALTH EDISON COMPANY	SERVICE-200 WOOL	29.78	18408	28-02-515	PARKING LOTS
COMMONWEALTH EDISON COMPANY	SERVICE-302 SPRING	29.75	18408	28-02-515	PARKING LOTS
COMMONWEALTH EDISON COMPANY	SERVICE-330 SPRING	21.53	18408	28-02-515	PARKING LOTS
COMMONWEALTH EDISON COMPANY	SERVICE-721 HOUGH	38.48	18408	25-56-515	WATER & SEWER
ROY A CRUMRINE	SEMINAR-URBANA, IL	49.00	21287	10-30-630	GENERAL
DELTA AMBULANCE	AMBULANCE SERVICE-SEPT	220.00	24469	11-02-441	FIRE DEPT.
FIRST OF BARRINGTON CORP	LIABILITY POL-134 WOOL	20.00	30080	28-02-453	PARKING LOTS
FIRST OF BARRINGTON CORP	COMPR BUS POLICY-ADDL EQUIP	177.00	30080	11-02-453	FIRE DEPT.
FIRST OF BARRINGTON CORP	END #12 MALPRACTICE COVERAG	15.00	30080	11-02-453	FIRE DEPT.
GRAINGER INC	PUMP	107.52	34561	25-58-460	WATER & SEWER
GREAT LAKES FIRE & SAFETY EQUIP	RECHARGED	7.50	35048	10-22-460	GENERAL
GREBE BARRINGTON HARDWARE	SANDPAPER & DOWELS	5.43	35204	25-56-460	WATER & SEWER
GREBE BARRINGTON HARDWARE	CABINET LOCK & BOLT	6.00	35204	10-32-458	GENERAL
MARTHA HANSON	ADMINISTRATIVE INTERN-33 HR	123.75	37150	10-11-441	GENERAL
D. HILL NURSERY CO	BEAUTIFY HILLSIDE & 14	64.00	39156	42-10-303	PUBLIC IMPROVE
HILLTOP KENNELS	SERVICE-SEPT	38.00	39362	10-22-441	GENERAL
HINCKLEY & SCHMITT	WATER	12.90	39529	25-56-510	WATER & SEWER
ILLINOIS BELL TELEPHONE CO	SERVICE-P.D.	21.52	42408	10-32-470	GENERAL
ILLINOIS BELL TELEPHONE CO	SERVICE-F.D.	56.56	42408	10-32-470	GENERAL
ILLINOIS BELL TELEPHONE CO	SERVICE-LIFT ST & WELLS	35.29	42408	10-32-470	GENERAL
ILLINDIS BELL TELEPHONE CO	SERVICE-REMOTE METERING	53.55	42408	10-32-470	GENERAL
INTER*L BUSINESS MACH CORP	DATA RECORDER-OCT	158.00	44198	10-14-441	GENERAL
KANE COUNTY DATA PROCESSING DEPT	OPERATOR & COMPUTER TIME	279.75	46268	10-14-441	GENERAL
IVAN W. LAGESCHULTE	HART RD PROJECT-24 HRS	240.00	50716	42-10-407	PUBLIC IMPROVE
LAGESCHULTE ELECTRIC SHOP	ELECTRICAL WORK & BALLASTS	52.13	50880	10-32-441	GENERAL
LAKE COUNTY - RADIO DEPT.	SERVICE RADIO	17.00	51367	10-22-460	GENERAL
JACQUILINE LAKOWSKI	STENO SERVICE-P.C.	45.00	51722	10-32-441	GENERAL

VENDOR NAME	DESCRIPTION	AMOUNT	VEND #	ACCOUNT	FUND
D. J. MITTELHAUSER	LEADS TRAINING-SPRINGFIELD	115.78	59048	10-22-443	GENERAL
HERBERT H. MOEHLING	LEADS TRAINING-SPRINGFIELD	75.78	59360	10-22-443	GENERAL
MUNICIPAL CODE CORP	SUPPLEMENT #5-CODE OF ORD	243.78	60962	10-14-467	GENERAL
POSTMASTER - BARRINGTON POST OFF	POSTAGE -PERMIT #231	75.00	71597	10-14-466	GENERAL
POSTMASTER - BARRINGTON POST OFF	POST CARDS	400.00	71597	25-54-467	WATER & SEWER
REEVES CO INC	NAMEPLATES	7.35	72801	10-22-560	GENERAL
E. W. RICE	WATER COOLER & LABOR	448.00	73924	10-32-458	GENERAL
LESLIE RIEKE	MOWING 2 LOTS	32.00	74567	10-30-441	GENERAL
SHERMAN PLUMBING & HEATING INC	SERVICE-PUB SAFETY BLDG	29.85	80481	10-32-458	GENERAL
SECRETARY OF STATE	1975 PLATES FOR VEHICLES	130.00	84483	10-30-441	GENERAL
DON SUCHY	MOWING WEEDS	17.00	85159	10-30-441	GENERAL
THE TRIB	CLASSIFIED AD	31.60	88039	10-14-467	GENERAL
VILLAGE OF BARRINGTON	TREASURER TRAVEL	5.00	90084	10-14-443	GENERAL
VILLAGE OF BARRINGTON	POSTAGE	79.28	90084	10-14-466	GENERAL
VILLAGE OF BARRINGTON	OFFICE SUPPLIES	9.56	90084	10-14-550	GENERAL
VILLAGE OF BARRINGTON	ADM ASSISTANT TRAVEL	55.35	90084	10-24-443	GENERAL
VILLAGE OF BARRINGTON	EMPLOYEE ORIENTATION	7.59	90084	10-15-443	GENERAL
VILLAGE OF BARRINGTON	TRAVEL EXPENSE	25.80	90084	10-32-443	GENERAL
VILLAGE OF BARRINGTON	MATERIAL	13.74	90084	10-32-536	GENERAL
VILLAGE OF BARRINGTON	EQUIP MAINTENANCE	21.30	90084	25-56-460	WATER & SEWER
VILLAGE OF BARRINGTON	PUBLICATIONS	30.70	90084	25-56-463	WATER & SEWER
VILLAGE OF BARRINGTON	MATERIALS	3.73	90084	25-58-536	WATER & SEWER
VILLAGE OF BARRINGTON	MATERIALS	8.62	90084	25-56-536	WATER & SEWER
WESTERN UNION	SERVICE-OCT	243.50	92809	10-22-441	GENERAL
XEROX CORP	FEATURES CHARGE 9/20-9/30	49.50	94722	10-14-550	GENERAL
XEROX CORP	METER USAGE 09/03-09/20	3.55	94722	10-14-550	GENERAL
XEROX CORP	METER USAGE 09/20 TO 10/08	231.17	94722	10-14-550	GENERAL

\$83,339.63 *

VILLAGE OF BARRINGTON

WARRANT #20 10/28/74

BARRINGTON, ILLINOIS 60010

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WARRANT #20 HAVING BEEN APPROVED BY THE BOARD OF TRUSTEES ON 10/28/74 HEREBY AUTHORIZES THE TREASURER TO DISBURSE FUNDS FROM THE ACCOUNTS INDICATED BELOW

VILLAGE CLERK

VILLAGE PRESIDENT

\$22,029.02

425.36

8,197.97

835.66

14,025.50

37,826.12

\$83,339.63 *

32,134.00

\$ 115,473.63

GENERAL
FIRE DEPT.
WATER & SEWER
PARKING LOTS
REFUSE
PUBLIC IMPROVE

PAYROLL

10/25/74

PAYROLL CHECK REGISTER

EMPLOYEE NAME	REG. PAY	U.T. PAY	MISC PAY	GROSS PAY
1011101 MAIBACH, D. H.	957.83			957.83
1011106 JAHNHOLTZ, HELEN	387.00			387.00
1014103 ZELSDORF, B. J.	707.32			707.32
1014108 DORLING, A. A.	387.00			387.00
1015009 LAVINE, NOREEN	387.00			387.00
1015025 MASCOU, C. M.	32.09			32.09
1015110 IMMENGA, BEKYL G	335.53			335.53
1015111 SZYMANSKI, H. P.	190.31			190.31
1015112 SASS, DARLENE F.	140.74			140.74
1015113 BELZ, DORIS L.	512.83			512.83
1015119 KLAAS, JUAN L.	300.48			300.48
1022200 GRANT, P. J.	852.95			852.95
1022201 HEMMINGSON, R. N.	757.06			757.06
1022202 MITTELHAUSER, D.	728.01			728.01
1022203 THIEL, C. E.	646.09			646.09
1022204 UETER, F. A.	646.14		16.75	662.89
1022205 MENG, M. D.	512.84			512.84
1022206 MUTR, J. M.	512.84	57.69	12.00	582.53
1022208 SPURK, BONNIE S.	386.97			386.97
1022209 FRIEDL, W. U.	523.04	76.45	12.00	611.49
1022211 VAN GIESEN, P. D.	386.97			386.97
1022212 MEYER, J. D.	646.13			646.13
1022213 SMITH, C. T.	512.85		125.00	637.85
1022214 SPRENGER, P. M.	512.85	16.83		529.68
1022216 SMITH, KATHLEEN	366.98			366.98
1022217 KRASS, H. U.	543.69	183.47	95.31	822.47
1022218 NEWMAN, A. U.	509.96	112.24		622.20
1022219 GREFFIN, K. J.	512.83	96.56		609.39
1022221 MUEHLING, H. H.	386.99	116.09	16.75	519.83
1022222 LUCKARD, F. G.	386.97	56.04		443.01
1022223 FITZPATRICK, C.	398.97			398.97
1022224 GRAHAM, S. E.	481.99	93.33		575.32
1022225 MCGOWEN, R. D.	491.95	6.73	46.00	544.68
1022229 THOMPSON, NORRINE	180.90			180.90
1022250 CONNER, W. N.			75.00	75.00
1022251 PILLMAN, H. F.			25.00	25.00
1022254 BELZ, A. U.	15.04			15.04
1022255 LAGESCHULTE, P.	3.76			3.76
1022256 DAHL, R. L.			15.63	15.63
1022257 SMITH, R. L.			28.13	28.13
1022261 WHITNEY, J. T.			71.68	71.68
1022262 SHREVE, RAYMOND			16.75	16.75
1022263 JACK, CARL W.	17.00		53.13	70.13
1022264 VOSNUS, WILLIAM	12.32		53.13	65.45
1022276 KRASS, PATRICIA	157.95			157.95
1022278 KLUSACEK, J. A.	126.36			126.36
1022280 RIEHLE, NORMA M.	157.95			157.95
1022287 BALGEMANN, R. A.	156.20			156.20
1022288 WUYTACK, JEAN A.	126.36			126.36
1022289 RICHARDSON, S.	126.36		26.00	152.36
1022290 CAHILL, JEAN	72.32			72.32
1022291 SIEBECKER, IRENE	113.76			113.76
1024121 SCHWABE, C. J.	499.21			499.21
1030303 DAVIS, R. L.	465.81	34.94		500.75
1030307 FOELSCHUM, BRIAN	258.40	58.14		316.54
1030308 KEMP, ROBERT C.	397.22	78.20		475.42
1030504 KREGER, C.	386.99	10.88		397.87
1030506 GRZECZKA, C. J.	491.72	55.32		547.04
1030531 MACRAE, JOHN A.	87.00			87.00
1032102 GRUBB, LINDA F.	278.25			278.25
1032114 LUEDDANKA, F. J.	512.87			512.87
1032116 DE SALVO, C.	48.00			48.00
1032113 GUNK, DEBRA J.	40.00			40.00
1032123 MURGAVAN, ANDREW	512.93			512.93
1032124 WILLARD, CHESTER	342.40			342.40
1034600 KLEIN, D. P.	796.94			796.94
1034602 SCHMALL, FRANCES	136.30			136.30
1602115 MARTENS, H. E.	707.40			707.40
2550104 CRUMRINE, R. A.	707.31			707.31
2554302 MEHAN, W. J.	465.84	74.25		540.09
2554306 SASS, CHARLES	314.31	17.68		331.99
2554502 RIGSBY, R. U.	559.85	73.48		633.33
2554505 MURKIS, J. H.	387.01	3.63		390.64
2554513 RETZLAFF, J. A.	386.96	3.63		390.59
2556508 WUJCIK, F. J.	512.90			512.90
2556509 CUFFEY, C. J.	512.80			512.80
2556510 HAYES, G. W.	525.85			525.85
2556515 GRAY, LOWELL A.	362.92			362.92
2556516 SIMONSEN, VILJUR	362.97	13.01		375.98
2556517 LISK, ROBERT D.	328.56			328.56
2802210 SPURK, C. F.	387.02	101.57		488.59
2802220 SEMER, F.	387.02			387.02
4 305 BYKNE, J. J.	498.55	37.39		535.94

30,051.39

696.46

1,386.15

32,134.00

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Village Board
Information Memorandum 74-42
October 25, 1974

FOR YOUR INFORMATION

THE COLOR OF THIS SHEET IS SIGNIFICANT. While it is but a subtle shade different than the agenda memo, there is a major difference. Items on the agenda ~~agenda~~ are ready for public discussion. Items on this sheet are not for public discussion, but for your information, to keep you up-to-date on future events. Most everything on this sheet will get onto the agenda at some time when Board action is needed. If you have concerns or questions about items on this sheet, by all means raise them, but not in public meetings.

A well known Village Manager was once quoted as saying, "One of the nice things about this job is that Board members are willing to acquaint themselves with all of the alternatives and their ramifications prior to undertaking public debate and decision making."

The purpose of this sheet is as the title implies, information. If you want an issue mentioned on this sheet placed on any agenda, please contact the Village Manager prior to undertaking public discussion. A lot of credibility and embarrassment can be avoided by using that process.

RUDOLPH BERG, VILLAGE TRUSTEE 1937 to 1947, DIED ON OCTOBER 19, 1974. His funeral was October 21, 1974. We sent a remembrance on behalf of the current President and Board of Trustees.

WE NEED TO HOLD A BRIEFING WITH THE PRESIDENT AND BOARD TO DISCUSS THE RAMIFICATIONS AND DIRECTIONS OF THE NEW COMMUNITY DEVELOPMENT BLOCK GRANTS.

The staff needs some direction prior to committing nearly \$10,000 to the application process. We also need to discuss two other grants for environmental protection, conservation and flood control acquisition, as well as bring you up-to-date on the pending grant applications. We suggest using the major part of the November 25, 1974 meeting for that purpose.

ADMINISTRATIVE ABSTRACTS

IN VIEW OF THE PROBLEMS CREATED WITH THE PROPOSED BICYCLE CONTROL ORDINANCE, THE STAFF IS AIMING IN A DIRECTION WHICH SHOULD REQUIRE LESS ADMINISTRATIVE COST AND WHICH HAS PROVEN EFFECTIVE IN OTHER COMMUNITIES. Basically, the approach involves enforcement of good safety regulations.

In the past, enforcement of bicycle safety has not been emphasized or concentrated because there was no way of educating or deterring the

(over)

ADMINISTRATIVE ABSTRACTS, (continued)

violators of good safety practices. The traffic courts are reluctant to accept bicycle offences and cannot accept juvenile cases. The juvenile courts won't accept them, but leave them to a process known as station adjustment. The youth officer has some latitude in determining how to deal with the case. To date no formal procedure for station adjustment of bicycle offenses has been developed.

Some of us believe that a concentrated enforcement program in bicycle safety with a special warning notice given to the offender and a copy sent to his parents, along with a requirement that offenders attend some bicycle safety education programs is a more effective program than licensing, programs that will be better accepted and a program that will accomplish all of the goals of the proposed ordinance.

No ordinance is effective without enforcement and education. By following this policy, the present ordinance with minor modification can be effective. This new approach will be presented November 11, 1974.

YOU SHOULD KNOW

Board Meetings

10/28/74	. .	Regular Meeting	. .	Village Hall	. .	8:00 p.m.
11/11/74	. .	Regular Meeting	. .	Village Hall	. .	8:00 p.m.
11/25/74	. .	Regular Meeting	. .	Village Hall	. .	8:00 p.m.

Plan Commission

11/6/74	. .	(Dundee Annexation)				
		(40 acres)			
		PC 8-74 N-8	. .	Village Hall	. .	8:00 p.m.

Zoning Board of Appeals

11/5/74	. .	Jacobson (continued)				
		Signs				
		ZBA 10-74 N-18	. .	Village Hall	. .	8:00 p.m.

Office of the Village Manager
D. H. Maiben

A G E N D A
Village of Barrington, Illinois
Meeting of October 14, 1974 at 8:00 P. M.

1. Call to Order.
2. Roll Call.
3. Approval of the Minutes of the Public Meeting of the President and Board of Trustees of the Village of Barrington, Illinois on September 23, 1974.
4. Inquiries from the Audience.
5. President's Report:
 - a) Award of a Pedestrian Safety Citation.
 - b) Letter from Liquorland, Inc.
Additional Package Liquor License.
 - c) Other Reports will be Verbal.
6. Manager's Report:
 - a) Closing of Village Hall in Observance of Veteran's Day.
 - b) Staff Study on Mini-bus Service for Elerly People.
 - c) Request from North Suburban Mass Transit for Subsidy to United Motor Coach for Operation of a Bus Schedule Between Barrington and Des Plaines.
 - d) Study of Proposed Bicycle Ordinance.
 - e) Board Decision re Special Assessment Proceedings for South Hager Avenue.
 - f) Staff Recommendations re Closing of Summit Street and Agreement Change re Paving of Cornell Avenue.
 - g) Other Administrative Reports.
7. Old Business:
 - a) Consideration of a Contract for Paving of Cornell Avenue.
8. New Business:
 - a) Consideration of a Recommendation of the Zoning Board of Appeals re Sign Variance (Penny Pontiac) Docket No. ZBA 9-74 N-18.
 - b) Consideration of a Recommendation of the Zoning Board of Appeals re Sign Variance (Shorely Wood Apartments) Docket No. ZBA 7-74 N-1.
 - c) Consideration of a Recommendation of the Zoning Board of Appeals re Sign Variation (Barrington Motor Sales) Docket No. ZBA 8-74 N-18.
 - d) Award of a Contract for a Tailgate Paver.
 - e) Consideration of a Request by the Chamber of Commerce that the Board Adopt a Resolution re Program for Halloween Trick or Treating.
 - f) Consideration of a Request by the Salvation Army to sell "War Cry" Magazine.
 - g) Consideration of the Knights of Columbus to Sell Tootsie Rolls on Street Right-of-Way November 1 and 2.
9. List of Bills.
10. Adjournment.

Office of the Village Manager
D. H. Maiben

Posted October 14, 1974



Village of Barrington

COOK AND LAKE COUNTIES, ILLINOIS

206 SOUTH HOUGH STREET, BARRINGTON, ILLINOIS 60010 312/381-2141

Mr. Wyatt

The Village President and Board of Trustees want to remind you that the village ordinance prohibiting the open burning of leaves is still in effect.

Governor Daniel Walker signed a bill that prohibited the Illinois Pollution Control Board from adopting any regulations that banned leaf burning on a statewide basis. Before the Governor's action, the IPCB banned all open leaf burning in communities with populations of 2,500 or more.

However, the governor's action does not affect the village's ordinance. It is still against the law to burn leaves in the open in Barrington.

Instead, local residents are being asked to sweep leaves into the street. Public Works and Street Department personnel are standing ready to begin the village's annual leaf collection program.

There will be no set schedule for leaf collection, because of the problems encountered last year with adverse weather conditions. However, the village plans to collect leaves from the entire community three times every month during October and November.

If you have read this agenda, would you PLEASE so indicate and drop the agenda in the survey box at the door. Do you have any suggestions for future articles?

Welcome to this meeting of the Barrington Board of Trustees. These meetings offer one of the most direct means of making our public officials aware of opinions and desires of village residents. Such information is vital to the Board members in formulating village policies.

In order to facilitate discussion, the Board requests your comments be made during:

.... INQUIRIES FROM THE AUDIENCE, which has been specifically designated for audience comments and inquiries concerning Board decisions.

.... In the course of the discussion of an agenda item.

To be recognized, please rise and address the President, stating your name and address for the official record.

THIS EVENING'S AGENDA BEGINS ON PAGE TWO. Should you wish to place an item on a future agenda, please contact the Deputy Village Clerk at 206 South Hough Street, 381 - 2141.

<u>President</u>	<u>Trustees</u>	<u>Village Clerk</u>
F. J. Voss	D. R. Capulli E. M. Schwemm	Karol S. Hartmann
	P. J. Shultz A. K. Pierson	
	J. Frank Wyatt H. G. Sass, Jr.	
<u>Manager</u>	<u>Attorney</u>	<u>Deputy Clerk</u>
D. H. Maiben	J. William Braithwaite	D. L. Beiz

(Incorporated)

EXCAVATING
PAVING
UNDERGROUND CONSTRUCTION

General Contractors

SITE DEVELOPMENT
ROAD & FILL MATERIALS
CURBS & GUTTERS

Algonquin, Illinois 60102

PROPOSAL

To: Southgate Development Corp.

Page No. 1 of 1 pages.

Att'n: Mr. A. Borah

Date: July 9, 1974

Project: Cornell Ave., Barrington Rd. thru Grove Ave.

BID No.

signed by:

Dated

TERMS:

WE PROPOSE TO: Widen Cornell Ave. from the present 22 foot width to 36 feet (back to back of curbs) from Barrington Road thru the Grove Ave. intersection, a distance of approximately 910 lineal feet. The work included is to be done in accordance with the following schedule of unit prices.

See Attached Schedule

SPECIAL CONDITIONS:

Quantities include a 100 foot taper at Barrington Road.
New work to match existing Cornell Ave. regarding quality, type and alignment.
Final payment to be determined by quantities as measured in the field.

THIS PROPOSAL IS SUBJECT to the terms, specifications and conditions of sale printed on the back hereof, which are made a part of this proposal. This proposal is made in DUPLICATE and will constitute a binding agreement providing it is accepted within _____ days from date hereof.

E. M. MELAHN CONSTRUCTION CO.

ACCEPTANCE OF PROPOSAL AS SUBMITTED


T. M. Riordan, Vice President

BUYER _____

BY _____
DULY AUTHORIZED SIGNATURE (SEAL)

DATE _____

(SEAL)



E. M. Melahn Construction Co.

(Incorporated)

General Contractors

Algonquin, Ill. 60102

<u>Description</u>	<u>Quantity</u>	<u>Unit</u>	<u>Unit Price</u>	<u>Total Estimated Material Cost</u>
RCCP 36"	15	LF	28.84	432.60
B 6.18 C & G	938	LF	5.60	5252.80
Excavation	1273	CY	2.80	3564.40
Tree Removal	20	Inch	5.00	100.00
13" Gravel Base Type B	1640	SY	3.00	4920.00
Bit. Prime	656	Gal.	0.75	492.00
1½" Bit. Binder I 11	142	Ton	21.00	2982.00
1½" Bit. Surface I 11	142	Ton	21.50	3053.00
Landscaping & Seeding	969	SY	1.25	1211.25
Trench Backfill	13	CY	7.00	91.00
Engineering, Layout, Permit	Lump Sum			1100.00
				\$23199.05



Village Board
Information Memorandum 74-41
October 18, 1974

FOR YOUR INFORMATION

THE BARRINGTON HUMAN RELATIONS COMMISSION AND THE VILLAGE STAFF MET THIS WEEK TO FURTHER REVIEW THE STAFF REPORT ON MODERATE HOUSING NEEDS WITHIN BARRINGTON. As you know, an administrative intern developed a comprehensive report this summer that identifies several suggested strategies that could be used to implement the Board's objective concerning housing within the community--(The Village Comprehensive Plan reads: "A heterogeneous population should be encouraged by a wide-range of housing types, prices, and living environments".)

The staff report focuses on three broad areas:

- (1) the existing financial and housing development trends in the Village and their impact on the heterogenous nature of Barrington's population,
- (2) the need for moderate price housing within the village and
- (3) recommended programs that could be used to
 - A. RETAIN existing rental units and duplexes in town
 - B. RETAIN existing single family units for the village's elderly citizens; and
 - C. GENERATE new moderate priced housing units.

The commission continued its study of the report. Final recommendations from the commission will be passed on to the board for its consideration as they are prepared.

ATTACHED IS A REPRINT FROM A PAST BUILDING CONSTRUCTION TRADE MAGAZINE THAT DEALS WITH A RATHER NEW AND INTERESTING APPROACH TO FINANCIAL FEASIBILITY STUDIES. One quick glance through the reprint shows that it was directed to residential, commercial and/or industrial developers. However, the same concept could be used by the village in determining whether a development proposal is justified in seeking more housing units or population equivalent that what is allowed under the present zoning. For example, a developer could petition the board to rezone a five-acre parcel zoned R-1 to R-7, allowing five rather one single family unit. By requiring a financial feasibility study, the developer would have to justify the increase in housing units in terms of his actual on-site and off-site development costs. Such a report would not dictate that a financially feasible development would have to be accepted; the board could easily reject a financially feasible petition simply because it failed to meet other policy statements contained in the comprehensive plan. However, a financial feasibility

(over)

FOR YOUR INFORMATION, (continued)

requirement would provide the board with quantitative and objective information on which to base a decision. The reprint is included for your review. Such a requirement is included in the Growth Management program now being prepared by the staff.

YOU SHOULD KNOW

BOARD MEETINGS

10/28/74	. .	Regular Meeting	. .	Village Hall	. .	8:00 p.m.
11/11/74	. .	Regular Meeting	. .	Village Hall	. .	8:00 p.m.
11/25/74	. .	Regular Meeting	. .	Village Hall	. .	8:00 p.m.

Plan Commission

10/23/74	. .	(Draper Annexation) PC 11-74 N-12	. .	Public Safety Building	. .	8:00 p.m.
11/ 6/74	. .	(Dundee Annexation) (40 Acres) PC 8-74 N-8	. .	Village Hall	. .	8:00 p.m.

Zoning Board of Appeals

11/ 5/74	. .	Jacobson (continued) Signs ZBA 10-74 N-18	. .	Village Hall	. .	8:00 p.m.
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Office of the Village Manager
D. H. Maiben

Tenney & Bentley
Law Offices

69 West Washington Street Suite 2000
Chicago, Illinois 60602

TELEPHONE CE 6-4787
AREA CODE 312
CABLE ADDRESS: TENBEN

HENRY F. TENNEY (1915-1971)
RICHARD BENTLEY (1922-1970)

WILLIAM S. WARFIELD, III
OF COUNSEL

BARRINGTON OFFICE
101 SOUTH HOUGH STREET
BARRINGTON, ILLINOIS 60010
TELEPHONE 381-8818

L. DOW NICHOL, JR.
ROGER R. LEECH
GEORGE E. HOWELL
JOHN E. BAKER, JR.
SAMUEL R. LEWIS, JR.
IRWIN J. ASKOW
HOWELL B. HARDY
ALEXANDER I. LOWINGER
J. WILLIAM BRAITHWAITE
STEPHEN J. NAGY
EDWIN H. CONGER
RICHARD A. BEYER
GILBERT H. MARQUARDT, JR.
JOHN R. COVINGTON
JOHN S. ESKILSON
JERROLD L. SAGER

CONFIDENTIAL

October 12, 1974

RICHARD J. COCHRAN
MICHAEL J. SMITH
LAWRENCE E. GRELE
JOHN W. MAUCK
ARTHUR H. ANDERSON, JR.
JAMES B. SPARROW
F. JAMES HELMS
WILLIAM G. NOSEK

TO: President and Board of Trustees Village of
Barrington
CC: Property Owners Testifying for Village, Village Manager
RE: Village of Barrington versus Thomas Ruth

Gentlemen:

This case arose because in July of 1973 Thomas Ruth moved his law office into the house at the corner of Northwest Highway and Berry Road, although the property was zoned single family residential, and shortly thereafter, the Village denied rezoning which was requested.

We filed a zoning ordinance enforcement proceeding and Mr. Ruth counter claimed making the claim which is ordinarily made in zoning matters that the single family zoning was invalid as applied to his property. He also claimed that the zoning ordinance allowed him to have his law office on the property, even though he did not live there.

The trial of this case, which began in June, 1974, has proceeded on a number of separate days, and was concluded this week. Three legal issues developed in the course of the trial:

1. Was the Village "estopped"--or prevented from enforcing the zoning ordinance because of conversations that Mr. Ruth had with staff members before or during his remodeling? The court ruled in favor of the village on this issue.

continued...

Village of Barrington
vs.
Ruth

Page Two

2. Was the village zoning ordinance invalid as applied to this property in view of the use proposed by Mr. Ruth? This is the usual issue in zoning cases. Ruth relied on evidence of:

- a.) Traffic on Northwest Highway;
- b.) The fact that the "office" of Zidek Construction Company is in the Zidek home at the opposite corner of Berry and Northwest Highway;
- c.) The American Can Company, Jewel Company, Kendall, et cetera, office and research center across Northwest Highway;
- d.) The proposed library site (which, as we pointed out, is only someone's proposal at this time, as the library would require rezoning and a successful referendum after the loss of two successive referenda);
- e.) Commercial development trends on Northwest Highway; and
- f.) The claim that an office for one lawyer at this corner would not adversely affect the neighborhood.

We produced as expert witnesses, Mr. Gouragechon of Barton-Aschmann and Associates and Ralph Martin of Kunkel and Associates. Our principal evidence and documents were:

- a.) The Ruth office violates our comprehensive plan which is a thoughtfully prepared document representing extensive, expensive and professional planning;
- b.) The Zidek use predates the present zoning ordinance;
- c.) The "neighborhood" as described in our comprehensive plan, logically is bordered by Northwest Highway and is entirely residential;

continued...

Village of Barrington
vs.
Ruth

Page Three

- d.) The legal rule that a busy highway often is a good line of demarcation for zoning districts;
- e.) The buffer strip, 400' in depth along Northwest Highway on the Jewel-American Can properties, zoned residential (our experts both have testified that this could be developed with single family homes);
- f.) The residential building (duplex) recently erected next door to the Ruth property, at the corner of Drury and Northwest Highway, (the Graft special use) which shows that property at an intersection with Northwest Highway can be used for residential purposes;
- g.) Ruth suffers no economic loss from the present zoning, as the evidence showed that the value of his building was the same as for single family use as for an office;
- h.) Ruth purchased the property with knowledge of the zoning ordinance and did remodeling after getting an opinion from the undersigned that he could not, without a variation or rezoning have a law office on the premises, even if he resided there.

The constitutional validity of the present zoning was the principal issue of the law suit. The trial court ruled in favor of the village on this issue, and dismissed the Ruth counter claim.

3. The third issue received relatively little attention by either side during the trial--whether the zoning ordinance allows a lawyers office as a home occupation. The applicable portions of the zoning ordinance define a home occupation as follows;

"Home occupations: A gainful occupation or profession carried on by an occupant of a dwelling unit carried on wholly within the principal building or within a building accessory thereto, only by members of the family occupying the premises. No article shall be

continued...

Village of Barrington

vs.
Ruth

Page Four

sold or offered for sale on the premises except such as is produced by the occupation on the premises and no mechanical or electrical equipment shall be installed or maintained other than such as is customarily incidental to domestic use. There shall be no exterior display, no exterior sign except as allowed by the sign regulation for the district in which such "home occupation" is located, no exterior storage of materials, no other exterior indication of the "home occupation" or variation from the residential character of the principal building. Offices, clinics, doctor's offices, hospitals, barber shops, beauty parlors, dress shops, millinery shops, tearooms, restaurants, tourist homes, animal hospitals and kennels, among others, shall not be deemed to be "home occupations."

As we pointed out in court, the term "dwelling unit" used in the first sentence of this definition is itself defined in the zoning ordinance as follows:

"One or more rooms in a residential structure or apartment-hotel, designed for occupancy by one family for living."

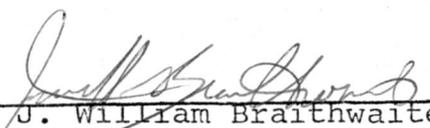
As previously noted, Mr. Ruth lives with his family several miles from the subject property--he admitted that he slept at his family home, had his meals there, and that his "dwelling place and abode" were the family home. He also acknowledged that the kitchen, dining room, and living areas had been remodeled into a law office.

Nevertheless, we regret to report that the trial court ruled against the Village and in favor of Mr. Ruth on this issue. I enclose a copy of the entire trial court opinion. The language relative to the home occupation issue begins at the bottom of page one and ends at the top of page five.

Within thirty days after the formal order is entered (which probably will be next week) we are allowed to file post-trial motions asking the trial court to reverse its ruling. We expect to prepare such motions immediately. We will advise you of further developments.

Sincerely yours,

TENNEY & BENTLEY

By 
J. William Braithwaite

JWB:ph
Enclosure

THE COURT: I think, first of all, I would like to dispose of the proposition that the Village is estopped by its action of its officials.

I think there is no question in my mind that much of the work or at least part of the work was begun even prior to the contact with the Village officials. There certainly was no reliance, no need to engage a permit for any interior remodeling and under those circumstances the Court would find that there was no reliance on the Inspector's representation, if any, and that, as Counsel pointed out, the doctrine of estoppel would also have to establish the fact that the interest of the community, its moral welfare, safety of the community, were not jeopardized by the estopping of the Village of Barrington.

By the same token, the question of estoppel, which carries with it the provision that even though there is a reliance, that this reliance cannot be used where the welfare of the public in the immediate area is affected.

* The subsequent provision in the Zoning Act, I think, in their language, implies that there are some

variations, for example, which do not obviously endanger the public safety, welfare and morals and that there are certain types of occupations or professions which do not constitute a threat to their welfare.

Obviously, the basis upon which the Zoning Board or, rather, the lawmakers considered "occupation" or "profession" and various classifications which would not be exempt, obviously were matters to which Counsel referred to -- pattern of traffic, substantial change in character of the community -- anything that would cause a detriment to the safety and welfare of the immediate residents of the area where the occupation or profession was to be carried out.

Now, I don't know how much significance to attach to the exclusionary part of this particular section which says, "Clinics, doctors' offices, hospitals, barbershops", etc. I know, however, how much significance to attach to the fact that this particular section was most likely drawn up by a lawyer and specific reference was left out in this instance to a lawyer's office as such -- whether it was significantly because the person who drew up this article recognized the fact that by and

large the type of traffic pattern and the activity of a law office does not necessarily generate the type of change in environmental conditions in a neighborhood or whatever -- but I seem to be relying on this somewhat and also the fact that your employees do not believe that a lawyer's office or occupation being carried on within a dwelling unit, as it is stated in this case, very likely do generate that type of change in environmental conditions within the area allegedly affected so as to constitute a threat to the safety and welfare and morals of the community. So I find it very significant that specifically there are no explicit provisions which prohibit the operation of the law office within the terms of this particular section.

The question which Counsel raised, which says that the occupant of the premises does not in fact live there, I think the word "occupant" does not necessarily mean occupying a building twenty-four hours a day and, furthermore, "dwelling unit", I believe, carries with it merely the connotation that within this particular structure it can in effect be occupied as a dwelling unit. I think there are some cases which specifically cover

this point -- as long as all the incidence of living within the unit, all the incidental units and equipment are within the home that would enable a person to live within that building, and that would be the type of things that are ordinarily contained in a dwelling unit, such as a bedroom, a place to bathe, a place to cook his food -- as long as all these items are contained within the dwelling unit, that would necessarily allow it to fall within the classification of a dwelling unit and, as such, it falls within the definition of this particular ordinance.

I find that the technical requirements of a classification of "occupation", "profession", "occupant" and "dwelling unit" are all met in this respect, if only on a technical basis.

I further find that reference to the operations of occupations or professions excluded in the subsequent paragraph, which goes on to cite many other operations specifically and then says, "among others shall not be deemed to be home occupations", is not sufficient enough in the opinion of this Court to allow the exclusion of the operation of a profession of a

lawyer from this particular dwelling unit.

I think we have been getting inundated by a lot of citations and a lot of law which deals primarily with intent to change the zoning or to challenge the zoning, I should say, of a particular village in question. As regards that, I find there isn't sufficient evidence adduced to successfully attack the validity of the zoning ordinance as a whole, although I do find that the exclusionary portion is too vague and indefinite to enforce against the Defendant in this case.

Therefore, I find that on the complaint I would have to find for the Defendant for the reasons stated and against the Plaintiff and on the cross-complaint or declaratory judgment, against the cross-complainant, dismissing the cross-complaint.

Gentlemen, that is the basis of my decision. I anticipate post-trial motions.

MR. BRAITHWAITE: I suppose it would be appropriate to file them.

MR. SKLODOWSKI: Shall we draw an order to that effect?

THE COURT: Draw your order and also, if you

would like at this time, I could set a hearing on post-trial motions if you desire, unless you want to go into this matter with your superiors before you do this. You have thirty days.

MR. BRAITHWAITE: We have thirty days and so I can rely on that.

...Whereupon, the trial was concluded...

MEMORANDUM

8/18/74

FROM: Harry F. Pillman

TO: Mayor Voss
Trustees
Dr. J. Hanson
Chief Grant

Since most of us are pretty busy on Saturday I am taking this opportunity to ~~enclose~~ enclose an editorial from the Chicago Tribune of Yesterday.

I also understand that some of our off-duty patrolmen were part of this public audience, and I also hear that the audience also succeeded in flattening the Mayor's tires.

I understand that only two of the Barrington members disagree with this sort of action.

If it succeeds in Downers Grove it will probably be tried in Barrington.

In case of an overflow crowd at a public meeting, is it lawful to give priority to local residents and a sign-in sheet giving name and address and having outsiders wait in the hall? The school board passes a sign-up sheet for visitors at every meeting. It is an accepted practice there.

If any of you wish any further info about the Barrington Chapter please feel free to call me. I believe we must maintain a strong position that the Police and Marshal are public servants...not vice versa.

Best regards,

Harry
Harry

Chicago Tribune

FOUNDED JUNE 10, 1847

STANTON R. COOK, *Chairman and Publisher*
ROBERT M. HUNT, *President and General Manager*

CLAYTON KIRKPATRICK, *Editor*

LLOYD WENDT, *Associate Editor*

MAXWELL McCROHON, *Managing Editor*

ROBERT GOLDSBOROUGH, *Sunday Editor*

JOHN MCCUTCHEON, *Editorial Page Editor*

THE NEWSPAPER is an institution developed by modern civilization to present the news of the day, to foster commerce and industry, to inform and lead public opinion, and to furnish that check upon government which no constitution has ever been able to provide.

—THE TRIBUNE CREDO

Police union bullies

A recent meeting of the Downers Grove village council was attended by John J. Flood, president of the Combined Counties Police Association, and more than 200 policemen from four metropolitan counties. The visiting policemen were not only in attendance. To quote Councilman Harry Spataro, for almost two hours they acted "like a bunch of hoods," interrupting Mayor Frank Houck, shouting catcalls, threatening councilmen. Afterwards, Mr. Flood said, "If they think last night was bad, tell them to hold on to their hats. We'll do anything we have to do to bring those politicians into the 20th century, including a strike."

Mr. Flood has not been much in the news in recent months, but the Downers Grove invasion was by no means his first attempt at intimidation. He and his organization used to promote epidemics of "blue flu," in which healthy policemen wanting higher pay called in professing illness. Mr. Flood and the C. C. P. A. conducted a bitter and losing strike at Waukegan in 1970. If the Downers Grove action represents current tactics, this small independent union has adopted naked bullying as a persuader.

Tho some city fathers no doubt are easily cowed, others are like Mr. Spataro, who said the uproar at Downers Grove provided a superlative "example in lawlessness. If they think laws are only for others, they're mistaken."

Lt. James O'Neil of the Chicago Lieutenants Association well stated the case

against police unionization last spring when he said, "A union is incompatible with our role as policemen. We have taken an oath to uphold the law. If I must strike, how could I uphold this oath, and without this strike threat, how could a union be effective?"

Last month policemen went on strike at Baltimore, sending the crime rate up by a third. As stores were looted with impunity, the governor sent scores of state troopers to fill the gap. The strike ended without any promise of amnesty. Some strikers are facing unpleasant consequences of their breach of trust. Unfortunately, they are not the only ones.

Mr. Flood may think that being in the 20th century implies acceptance of strikes by public employes. But the results of turning police forces over to the command of union agents like Mr. Flood are obvious even to officials who think it politic to surrender to teachers' unions. Once a municipality accepts the idea that it is perfectly all right for its policemen to go on strike, stage "blue flu" epidemics, or bully village council meetings, it accepts the idea that its policemen are self-serving mercenaries rather than law enforcers accountable to government.

Who is not in the 20th century? The Downers Grove councilmen, who resist accepting Mr. Flood as bargaining agent for their police force? No. It is Mr. Flood and his bully boys, who are acting as if they belonged in the anarchic Dark Ages.



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Where freedom's hard to explain

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Liquorland

Wine

Beer

and Liquor

WING PARK MANOR SHOPPING CENTER

MCLEAN BLVD. - NORTH OF RT. 20 ELGIN, ILL.

October 4, 1974

Village of Barrington Board of Trustees:

Mr. F. J. Voss, President
Mr. D. R. Capulli
Mr. P. J. Shultz
Mr. J. F. Wyatt
Mr. E. M. Schwemm
Mr. A. K. Pierson

Gentlemen:

The following statement was attributed to the Barrington Board of Trustees in the September 19, 1974 issue of the Barrington Courier-Review: "Liquorland's prices aren't much cheaper across the board than those we already have in town."

After twelve years, we believe that Liquorland is established as the lowest priced package liquor outlet in the area, perhaps in the state, and we consider that statement not only completely false, but extremely damaging to our name and reputation.

Immediately after the appearance of that assertion, a firm of professionals was hired to obtain certified price comparisons for randomly chosen merchandise sold by Armanetti, Village, Barrington and Liquorland liquor stores. The results show that the reasoning behind the elimination of a Package Liquor License on September 9, 1974, was not based on facts. A copy of the certified survey is enclosed for your perusal.

Examining the items marketed by all stores as of the date of the investigation, you will find that Liquorland's prices are lower than Armanetti's on two-thirds of the items, and you were more than willing to issue Armanetti a license. Looking at percentages: Armanetti has 2.7% higher prices than Liquorland; Barrington Liquors has 6.7% higher prices than Liquorland; Village Liquors is 10.3% higher than Liquorland. These are enormous differences when you consider that a cut-rate package liquor store, such as ours, operates on an extremely small margin.

I bring these facts to your attention so that if an honest mistake has been made due to incorrect information, you now have the opportunity to act in a fair and reasonable manner by rectifying the situation.

The information is in your hands. Our record is exemplary, and we deserve an equal opportunity to conduct business in Barrington. Our prices are the lowest, as certified in the enclosed report. Although, frankly, we do not feel prices should be the criteria for the issuance of a Liquor License. Our application is on file.

I hereby request that you reinstate the Liquor License recently dropped, at your October 14, 1974 meeting, and issue it to Liquorland.

Very truly yours,



Donald H. Koepke, President

Enclosure

Copies: Barrington Courier-Review
Barrington Herald

LOSS PREVENTION INCORPORATED

SUITE 200 - 445 NORTH LA SALLE STREET - CHICAGO, ILL. 60610 - PHONE (312) 467-6747

September 24, 1974

Liquor Land, Inc.
532 N. Melrose
Elgin, Illinois 60120

Attn: Mr. Don Koepke

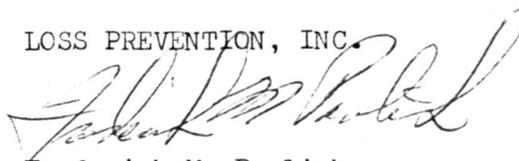
Dear Sir:

Enclosed please find the comparative shopping list that you had requested. The shop was made on 24 Sept., 1974 by the undersigned. I swear that the below facts are true, posted prices at the stores you requested we shop.

If you have any questions or would like more information, please feel free to call.

Respectfully,

LOSS PREVENTION, INC.



Frederick M. Pavlich
Office Manager

FMP:jl
Enclosure

LOSS PREVENTION INCORPORATED

SUITE 200 - 445 NORTH LA SALLE STREET - CHICAGO, ILL. 60610 - PHONE (312) 467-6747

	<u>Liquor Land</u>	<u>Armanettis</u>	<u>Village</u>	<u>Barrington</u>
	A.	B.	C.	D.
Ancient Age	4.28	3.99	-	4.39
Early Times	4.35	4.29	4.49	4.49
Jim Beam	4.09	4.29	4.49	4.49
Calvert	4.35	4.19	4.59	-
Corbys	3.49	3.79	3.95	3.99
Seagrams	4.39	4.29	4.50	4.49
V.O.	6.05	5.99	6.19	6.19
Canadian Club	5.89	5.99	6.39	6.19
J & B	6.85	7.19	7.20	7.19
Cutty Sark	6.79	6.79	7.30	6.99
B & L	3.94	3.99	4.09	-
Smirnoff	3.98	4.39	4.29	4.49
Gordons Vodka	3.35	3.49	4.29	3.69
Hallors Vodka	3.05	-	3.69 Gilbeys	-
Beafeater Gin	5.59	5.69	5.85	5.59
Gordons Gin	3.65	3.69	3.89	3.49
Fleischmanns Gin	3.55	3.69	3.90	3.88
Schlitz	1.40	1.59	1.79	1.69
Old Style	1.52	1.53	1.75	1.69
Pabst	1.33	1.29	1.65	1.64
M&R Vermouth	1.35	1.39	1.59	1.59
Taylor	1.82 - 1.89	2.10	2.35	1.89
Christian Bros.	1.65	1.89	2.25	2.09
Paul Masson	1.69 - 1.79	1.79 - 1.98	1.95	1.98

