07/08/25

VILLAGE OF BARRINGTON

ORDINANCE NO. 2025-4543

ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE VILLAGE OF BARRINGTON AND OTHER PARTICIPATING MUNICIPALITIES RELATIVE TO A JOINT EMERGENCY MANAGEMENT SYSTEM ("JEMS")

ADOPTED BY THE

CORPORATE AUTHORITIES

OF THE

VILLAGE OF BARRINGTON

THIS 28 DAY OF JULY, 2025

Published in pamphlet form by authority of the Corporate Authorities of the Village of Barrington, Illinois, this 28 day of JULY, 2025.

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WHEREAS, Article VII, Section 10, of the Constitution of the State of Illinois of 1970 provides that units of local government may contract or otherwise associate among themselves to obtain or share services and to exercise, combine, or transfer any power or function in any manner not prohibited by law or by ordinance and may use their credit, revenues, and other resources to pay costs related to intergovernmental activities, and the Intergovernmental Cooperation Act, 5 ILCS 220/1, et seq. further authorizes intergovernmental cooperation; and

WHEREAS, the Village of Barrington (the "Village") and the Village of Arlington Heights, the Village of Buffalo Grove, the Village of Elk Grove Village, the Village of Hoffman Estates, the Village of Inverness, the Village of Mount Prospect, the Village of Palatine, the City of Prospect Heights, the City of Rolling Meadows, the Village of Schaumburg, the Village of Streamwood, and the Village of Wheeling (hereinafter collectively the "Participating Municipalities") have determined that it is in their mutual interests to combine their efforts with respect to implementing emergency management responsibilities, including preparedness, mitigation, response and recovery efforts and programs, which can be enhanced through regional collaboration; and

WHEREAS, in consideration of the foregoing, the Village has received an updated "Joint Emergency Management System (JEMS) Intergovernmental Agreement" (the "JEMS IGA"), which would become effective January 1, 2026, a copy of which JEMS IGA is attached hereto as Exhibit A and thereby made a part hereof, which JEMS IGA is considered an "intergovernmental agreement", the purpose of which is to enhance sustainability of the JEMS program, to strengthen the financial processes, function, and accountability of JEMS, including amending the structure of governance and various responsibilities of the officers of the JEMS program by establishing a JEMS Board of Directors, which would be comprised of officials from each Participating Municipality, with voting rights and authority defined by related by-laws; and

WHEREAS, the JEMS IGA also provides that the Participating Municipalities each appoint its chief appointed official to the JEMS Board of Trustees, that within sixty (60) days of the effective date of the JEMS IGA, i.e., January 1, 2026, the JEMS Board of Trustees will adopt by-laws governing JEMS and its Board of Trustees, and further provides that the JEMS Board of Trustees would have the authority to enter into contracts and hire, supervise, discipline, and otherwise control employees of JEMS, and that each Participating Municipality is required to pay all fees and other costs assessed by the JEMS Board of Trustees, and failure to pay such fees and costs would constitute a material breach of the JEMS IGA, which would be grounds for withholding services provided by JEMS; and

WHEREAS, the Corporate Authorities of the Village have determined that it is in the best interests of the Village and its residents that said JEMS IGA, in substantially the form attached hereto as Exhibit A, be executed and in effect:

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Barrington, Cook and Lake Counties, Illinois, in exercise of the authority of this Village as a Home Rule unit, as follows:

SECTION 1: The Corporate Authorities of the Village find that the facts set forth in the recitals to this Ordinance are true and correct and the same are hereby incorporated into this Ordinance as the findings of the Corporate Authorities of the Village as if fully set forth herein.

SECTION 2: The Corporate Authorities of the Village have determined that it is in the best interests of the Village and its residents that said "Joint Emergency Management System (JEMS) Intergovernmental Agreement" (the "JEMS IGA"), in substantially the form attached hereto as Exhibit A and thereby made a part hereof, be executed and in effect, and in that regard, execution thereof by the Village President shall be and is hereby authorized, ratified, and approved, and the Village Clerk is hereby authorized to attest thereto, and such execution is hereby authorized, ratified, and approved.

SECTION 3: The Corporate Authorities of the Village hereby appoint Village Manager, Scott Anderson, or in his absence, the Deputy Village Manager, Marie Hansen, to the JEMS Board of Trustees.

SECTION 4: This Ordinance shall take effect from and after its passage and approval as provided by law.

PASSED THIS 28 DAY OF July, 2025 BY ROLL CALL VOTE AS FOLLOWS:

AYES: Trustees Lohmeyer, Sholeen, Windrosek, Duncan, Prigge, Klauer and President Moran

NAYS: NONE

ABSENT: NONE

ABSTAIN: NONE

RECUSE: NONE

APPROVED THIS 28 OF July, 2025

Michael Moran, Village President

ATTESTED AND FILED THIS 28 DAY OF July, 2025

James P. Dillon, Village Clerk

(SEAL)

Village of Barrington CORPORATE SEAL Cook & Lake Counties, IL

EXHIBIT A

JOINT EMERGENCY MANAGEMENT SYSTEM (JEMS)
INTERGOVERNMENTAL AGREEMENT BETWEEN THE
VILLAGE OF BARRINGTON AND OTHER PARTICIPATING MUNICIPALITIES

Northwest Central Joint Emergency Management System
Arlington Heights, Barrington, Buffalo Grove, Elk Grove Village, Hoffman Estates, Inverness, Mount Prospect, Palatine, Rolling Meadows, Schaumburg, Streamwood, Wheeling
1975 East Davis Street, Arlington Heights IL 60005
(847) 590-3459, Fax (847) 398-2498

Date:2025-04-09

To: JEMS Board of Directors

Memo: Updated JEMS IGA

Attached please find the updated Joint Emergency Management System (JEMS) Intergovernmental Agreement (IGA). The purpose of this update is to amend the governance structure and provide greater organizational flexibility. The original agreement aligned the JEMS membership framework with Northwest Central Dispatch System (NWCDS) operations. The structure commingled administrative oversight, finances, and did not clearly distinguish the organizational identity of JEMS from NWCDS. The revised IGA clarifies and formalizes JEMS as intergovernmental agency, formed under the authority of Illinois Intergovernmental Cooperation Act and the Illinois Emergency Management Agency Act, which will be directly governed by the participating municipalities.

One of the differences between the two agreements is the shift in governance and autonomy. Under the original Subscription Agreement, JEMS was treated as a program of NWCDS, subject to NWCDS Board decisions and administrative structure. In contrast, the updated IGA establishes JEMS with its own Board of Directors, composed of appointed officials from each participating municipality, with voting rights and authority defined by collectively adopted bylaws. This structure ensures that the participating municipalities have direct oversight over the program, decision-making is streamlined, and the emergency management functions are distinct from 9-1-1 dispatch or communications systems.

Additionally, the new agreement enhances flexibility and long-term sustainability by explicitly granting JEMS the authority to enter into agreement, contracts, hire staff, and manage its own budget and services. This provides a simplified and clearer foundation for the entity to perform the regional preparedness, planning, and response efforts. It also opens the door for future interagency partnerships, grants, or expansion without requiring structural changes to NWCDS or creating interdependency issues.

The revised agreement strengthens the financial processes, foundation, function, and accountability of JEMS while preserving the benefits of regional collaboration established in the original subscriber agreement. It reflects the best practices in intergovernmental cooperation and leaves JEMS open for growth in emergency management across the participating communities.

JOINT EMERGENCY MANAGEMENT SYSTEM (JEMS)
INTERGOVERNMENTAL AGREEMENT

The undersigned Participating Municipalities agree, pursuant to the Constitution of the State of Illinois, 1970, Article VII, Section 10, the Intergovernmental Cooperation Act (5 ILCS 220/1 et seq.), and the Emergency Management Act (20 ILCS 3305/1 et seq.) as follows:

Recitals

WHEREAS, the Participating Municipalities, as defined herein, each have emergency management responsibilities, including preparedness, mitigation, response, and recovery efforts and programs, which can be enhanced through regional collaboration; and

WHEREAS, the Participating Municipalities seek to enhance regional emergency management capabilities by establishing a Joint Emergency Management System (JEMS) that will serve as a collaborative entity to coordinate emergency preparedness, mitigation, response, and recovery efforts and programs.

WHEREAS, JEMS will provide coordinated emergency management planning, training, resource and response support for the Participating Municipalities in accordance with federal, state, and local laws and guidelines.

Agreement

1. Participating Municipalities

The Participating Municipalities of this IGA are: Arlington Heights, Barrington, Buffalo Grove, Elk Grove Village, Hoffman Estates, Inverness, Mount Prospect, Palatine, Prospect Heights, Rolling Meadows, Schaumburg, Streamwood, and Wheeling. Additional municipalities may join JEMS if invited by the JEMS Board of Directors pursuant to the procedures outlined in the JEMS Bylaws, by adopting this Agreement.

2. Formation and Purpose

The Participating Municipalities share a common interest in combining resources for regional emergency management, building community-wide emergency management capabilities, and providing emergency management training, and hereby form the Joint Emergency Management System ("JEMS"), an intergovernmental agency, to coordinate their common interests and share costs and expenses related to those common interests.

3. Effective Date

This IGA will go into effect on January 1, 2026.

4. Governance and JEMS Bylaws

A. JEMS shall be governed by a Board of Directors ("JEMS Board"), whose powers

and responsibilities will be enumerated in JEMS Bylaws.

B. Each Participating Municipality expressly agrees to appoint its chief appointed official to the JEMS Board.

C. The Participating Municipalities agree that, within sixty (60) days of the Effective Date of this IGA, the JEMS Board will adopt Bylaws governing JEMS and its Board ("JEMS Bylaws").

D. Each Participating Municipality will have one vote on the JEMS Board, subject to revision by the JEMS Bylaws.

E. The Participating Municipalities agree that the JEMS Bylaws will create JEMS Board Officers, including a Chair, Vice Chair, Secretary and Treasurer.

F. The Participating Municipalities agree to abide by the JEMS Bylaws for the duration of this IGA.

G. It is the intention of the Participating Municipalities that the JEMS Board has the authority to enter into contracts and hire, supervise, discipline, and otherwise control employees of JEMS.

5. Invoicing and Payment

A. Each Participating Municipality agrees to pay all fees and other costs as may be assessed by the JEMS Board. All payments shall be made on or before the due date set by the JEMS Board.

B. Each Participating Municipality understands and agrees that non-payment of fees and other costs is a material breach of this IGA and is grounds for withholding the services provided by JEMS.

6. Duty to Cooperate

The Parties understand that this IGA is an intergovernmental agreement. Accordingly, all Participating Municipalities agree to cooperate in all respects in the provision and receipt of services hereunder, including but not limited to the management of JEMS, the record keeping requirements of JEMS, the staffing of JEMS, and the costs and payment obligations of JEMS.

7. Notices

All notices required to be given under this IGA shall be given by hand delivery, First Class U.S. Mail or national overnight courier to the addresses below:

If to the JEMS Board: Director
Northwest Central Joint Emergency Management System
1975 East Davis Street

Arlington Heights IL 60005

If to a Participating Municipality: *Addresses listed below.*

8. Governing Law and Venue

This Agreement shall be governed by the laws of the State of Illinois. Jurisdiction over the parties and the venue for all disputes under this IGA or the JEMS Bylaws shall be in the Circuit Court of Cook County, Illinois.

9. Amendments and Waivers

Except for a duly adopted amendment to the JEMS Bylaws, this IGA may not be amended, modified or waived in any respect except by written agreement duly and validly authorized, executed and delivered by all of the Parties hereto.

10. Authority of Signatories

The individual signing on behalf of the Participating Municipality warrants that he/she/they have all due authority to execute this IGA and that Participating Municipality's governing board has taken all necessary steps to so authorize this IGA.

11. Severability

The many terms and provisions of this IGA are severable. Should any court of competent jurisdiction for any reason declare any portion of this IGA unenforceable, those provisions remaining shall continue in full force and effect for the full term as provided herein.

12. Counterparts

This IGA may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same IGA. Executed facsimile and electronic copies shall have the same force and effect as the original.

[SIGNATURE PAGE FOLLOWS]

IN WITNESS WHEREOF, the Participating Municipalities have each caused this Agreement to be executed by duly authorized officers thereof as of the date and year written below.

Village of Arlington Heights

By Its: _____

Date: _____

Address: _____

Village of Elk Grove Village

By Its: _____

Date: _____

Address: _____

Village of Barrington

By Its: Village President

Date: July 28, 2025

Address: 200 S. Hough St.
Barrington, IL 60010

Village of Hoffman Estates

By Its: _____

Date: _____

Address: _____

Village of Buffalo Grove

By Its: _____

Date: _____

Address: _____

Village of Inverness

By Its: _____

Date: _____

Address: _____

Village of Mount Prospect

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By Its:

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Date:

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Address:

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Village of Palatine

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By Its:

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Date:

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Address:

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City of Prospect Heights

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By Its:

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Date:

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Address:

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City of Rolling Meadows

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By Its:

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Date:

_____

Address:

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Village of Schaumburg

_____

By Its:

_____

Date:

_____

Address:

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_____

Village of Streamwood

_____

By Its:

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Date:

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Address:

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Village of Wheeling

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By Its:

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Date:

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Address:

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