

DUPAGE TOWNSHIP

RESOLUTION NO. 23-04

**AUTHORIZING THE EXECUTION OF COMPROMISE AGREEMENTS TO SETTLE
OUTSTANDING TAX OBJECTION CLAIMS**

WHEREAS, DuPage Township ("Township") is a township duly organized and existing pursuant to the Township Code, 60 ILCS 1/1-1 *et seq.*; and

WHEREAS, the Township is a party to certain litigation wherein Plaintiffs have alleged that the monies levied in three years for the General Assistance Fund are in excess of that required for Fund purposes; and

WHEREAS, the Township has negotiated settlement of the claims made to resolve the litigation on a basis fair and equitable to the Township; and

WHEREAS, the Supervisor and Board of Trustees has determined that it is advisable and in the best interest of the Township and residents to authorized enter into the Compromise Settlement Agreements to settle the disputed levies.

NOW, THEREFORE, BE IT RESOLVED BY THE DUPAGE TOWNSHIP BOARD OF TRUSTEES, WILL COUNTY, ILLINOIS, as follows:

SECTION 1 The foregoing recitals are incoqlorated herein by reference.

SECTION 2. That the Township hereby authorizes settlement of tax objections made to the General Assistance Fund for the levy years 2019 and 2020, in the total amount of \$51,469.57.

SECTION 3. That the attorney for the Township is here directed and authorized to execute the Compromise Settlement Agreements on behalf of the Township, after ascertaining they are in correct form and satisfactory to the understanding between the parties in the litigation.

SECTION 4. This Resolution shall be in full force and effect immediately upon its passage.

PASSED by the Supervisor and Board of Trustees of DuPage Township, Will County, Illinois this 21ST day of March 2023, pursuant to a roll call vote, as follows:

| | YES | NO | ABSENT | PRESENT |
|---------------------|------------|-----------|---------------|----------------|
| Trustee Braxton | X | | | |
| Trustee Ransom | X | | | |
| Trustee Savage | X | | | |
| Trustee Townsend | X | | | |
| Supervisor Marschke | X | | | |
| Total | 5 | | | |

APPROVED at a Regular Meeting of the Board of Trustees of DuPage Township, on March 21st, 2023.

/s/Gary Marschke
Township Supervisor

ATTEST:

/s/Barbara Parker
Township Clerk



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February 19, 2023

Hon. Gary Marschke
Supervisor, DuPage Township
241 Canterbury Lane
Bolingbrook, IL 60440

Re: ATTORNEY CLIENT PRIVILEGED INFORMATION
POTENTIAL SETTLEMENT OF TAX RATE OBJECTION CASES

Dear Supervisor Marschke:

As you know, we have been representing the Township in tax rate objection cases from the 2019 and 2020 tax years. Both of these lawsuits allege that the Township levied too much (for an “excess accumulation”) in the general assistance fund. I know these actions predated your time as Supervisor and you have been working to fund general assistance at an appropriate level during your term of office. However, the Township does not have any defenses to the actions of the previous Township Board in overlevying in the general assistance fund. Accordingly, we are attempting to settle these cases.

The tax rate objectors have offered to settle each of the cases for 50% of the amounts that were overpaid by the taxpayers who are the plaintiffs in the litigation. For 2019, the proposed settlement amount would be \$27,136.56. For 2020, the proposed settlement amount would be \$24,333.01. I am seeking authority from the Township Board to settle these cases for these amounts. Please let me know if this is acceptable.

Sincerely,

Keri-Lyn J. Krafthefer

cc: Township Administrator Jackie Traynere
Amber Samuelson, Ancel Glink

Enclosure