



memo

To: The Board of Education and Dr. Patrick Broncato, Superintendent
From: Curt Saindon, Assistant Superintendent/CSBO
Date: July 19, 2024
Subject: Tax Objection Lawsuit Settlement Recommendation

Based on information recently received from Scott Metcalf, one of our attorneys at Franczek who has been working on the outstanding tax objection lawsuits filed for tax years 2017, 2018, 2020 and 2021 (none were filed for 2019 or 2022), the DuPage County State's Attorney (with input and guidance from Scott, based on direction from our Board of Education and Administration) have reached a tentative settlement agreement with 1000 Jorie Blvd. LLC, et al., as represented by Evan Karnes of the Karnes Law Group. The proposed settlements are attached for your review. They included settling the 2017 complaints for \$126,716 in total and the 2018 complaints for \$88,284 in total, both related to Transportation Fund balances, and in exchange all other claims for 2017, 2018, 2020 and 2021 will be withdrawn. The total settlement for all outstanding claims would therefore be \$215,000, and this is within the settlement range agreed to by our Board. With Board approval Scott would sign the settlement agreement on our behalf. With the Judge's concurrence, these refunds would be processed as part of this summer/fall's property tax collection process, with the credits being paid to the eligible taxpayers this fall. The school district is not required to pay any money directly, but instead, the amounts owed will be deducted from August and/or September property tax collections.

As always, if you have any questions, please don't hesitate to let me know. Thank you.

RECOMMENDATION

It is the recommendation of the Administration that the Board approve the attached proposed Tax Rate Objection Settlement Agreements for 2017 and 2018 with the understanding that the remaining outstanding tax objections for 2020 and 2021 will be withdrawn. With Board approval Scott Metcalf would sign the agreement on our behalf and with the Judge's approval the DuPage County State's Attorney would file the agreement with the DuPage County Treasurer and direct that office to issue credits to all affected/eligible taxpayers and withhold those refunds from our upcoming property tax collections as they become available. This will settle all outstanding tax objection claims.