

VILLAGE OF BRADLEY

RESOLUTION NO. R-7-16-3

A RESOLUTION APPROVING
A SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH
MUNICIPAL TRUST & SAVINGS BANK TRUST #2072

ADOPTED BY THE
BOARD OF TRUSTEES
VILLAGE OF BRADLEY

This 25 day of July, 2016

CERTIFICATE:



Michael J. LaGesse, Village Clerk

RESOLUTION NO. R-7-16-3

**A RESOLUTION APPROVING
A SETTLEMENT AGREEMENT AND MUTUAL RELEASE WITH
MUNICIPAL TRUST & SAVINGS BANK TRUST #2072**

WHEREAS, the Village of Bradley ("Village") is an Illinois municipal corporation, organized and existing pursuant to the Illinois Municipal Code, 65 ILCS 5/1-1-1 et seq.; and

WHEREAS, Municipal Trust & Savings Bank Trust #2072 ("Trust") filed a lawsuit against the Village of Bradley, titled an *Objection to Notice to Remediate*, case no. 14-MR-96, now pending in the Circuit Court of Kankakee County; and

WHEREAS, the President and Board of Trustees have determined that it is in the best interests of the Village to settle the litigation on the terms and conditions as set forth in the Settlement Agreement, attached hereto and incorporated herein as Exhibit A.

NOW THEREFORE, BE IT RESOLVED by the President and Board of Trustees of the Village of Bradley, as follows:

Section 1. Recitals Incorporated. The above recitals are incorporated herein by reference as though fully set forth.

Section 2. Settlement Agreement Approved. The Settlement Agreement and Mutual Release between the Village and Trust is approved in substantially the form as attached in Exhibit A, subject to the review and approval of the Village Attorney.

Section 3. Execution of Agreement. The Village President and the Village Clerk are directed to execute the Settlement Agreement on behalf of the Village in substantially the form attached, subject to the review and approval of the Village Attorney, and are authorized to execute any and all such other documents as may be necessary to effectuate the terms and intent of the Settlement Agreement.

Section 4. Severability and Repeal of Inconsistent Ordinances and Resolutions. If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Resolution. All existing resolutions of the Village of Bradley are hereby repealed insofar as they may be inconsistent with the provisions of this Resolution.

Section 5. Effective Date. This Resolution shall be in full force and effect from and after its passage and approval as provided by law.

PASSED this 25 day of July, 2016

TRUSTEES:

Jerry Balthazor:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Robert Redmond:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Lori Gadbois:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Eric Cyr:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Melissa Carrico:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>
Michael Watson:	Aye - <input checked="" type="checkbox"/>	Nay - <input type="checkbox"/>	Absent - <input type="checkbox"/>

Bruce Adams: Aye - Nay - Absent -

TOTALS: AYE - 6 NAY - 0 ABSENT - 0

APPROVED this 25 day of July, 2016



Bruce W. Adams
Bruce Adams, President of the Board of
Trustees of the Village of Bradley

ATTEST:
Michael J. LaGesse
Michael J. LaGesse, Village Clerk

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EXHIBIT A

SETTLEMENT AGREEMENT AND MUTUAL RELEASE