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March 6, 2017

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Steve Shoaff
Shelbyville Township Supervisor
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Liz Nohren
Shelbyville Township Attorney
Dove & Dove
151 South Morgan St.
Shelbyville IL. 62575

RE: Cease and desist of non-authorized donations

Dear Mr. Shoaff and Mrs. Norhen:

Please be advised that I represent certain tax payers in Shelbyville township. My clients are requesting that the Township cease and desist any donations not allowed by law. Article VIII, Section I, section 1(a) of the constitution in conjunction with 60 ILCS 1/235 *et seq.* limits public fund expenditures to public purposes. More specifically, expenditures can only be used for:

- (a) prosecuting or defending suits;
- (b) maintaining public cemeteries, hospitals, a township committee on Youth;
- (c) providing mental health services;
- (d) providing services in cooperation with other governmental entities or non-profits for the ordinary and necessary maintenance and operating expenses for public safety, environmental protection, health, recreation, libraries and social services for the poor and aged.

It is my clients understanding that the Township has violated these provisions by donating amounts in excess of \$93,034.33 of taxpayer funds. More specifically, they believe that said funds are being paid out pursuant to paragraph (d) but that said funds are not being used for public purposes nor that the requirements laid out by statute for said funds are being complied with by the Township. The statute requires certain limitations as well as qualifications to receive funds. It further requires the Township and the receiving agency to enter into a written agreement. The purpose behind these requirements is to make sure that public funds are being used for public purposes and that an accounting can be done with all tax payer dollars.

For the reasons stated above, my clients are demanding an immediate cease and desist in any donations in violation of the statute above. This would include that any such disbursement of funds be for public purpose, follows the guidelines set out by statute and that the entire agreement be placed in writing and put on public record so that the Tax payers can have an adequate accounting of tax dollars. Should the Township fail to do so, my clients will exercise their right to litigate this matter, requiring an accounting of all past payments as well as reimbursement to the township and/or taxpayers as either law or equity dictates.

Sincerely,


Dennis R. Atteberry

DRA/da