

**RESOLUTION ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2009 TO PAY DEBT SERVICE ON UNLIMITED TAX GENERAL OBLIGATION REFUNDING BONDS (DEDICATED REVENUES), SERIES 2008A, SERIES 2008B, SERIES 2008C AND SERIES 2009A, OF THE BOARD OF EDUCATION OF THE CITY OF CHICAGO**

**WHEREAS**, the Board of Education of the City of Chicago (the "*Board*") has heretofore issued its Unlimited Tax General Obligation Refunding Bonds (Dedicated Revenues), Series 2008A, dated May 13, 2008 (the "*Series 2008A Bonds*"); its Unlimited Tax General Obligation Refunding Bonds (Dedicated Revenues), Series 2008B, dated May 13, 2008 (the "*Series 2008B Bonds*", together with the Series 2008A Bonds, the "*Series 2008AB Bonds*"); its Unlimited Tax General Obligation Refunding Bonds (Dedicated Revenues), Series 2008C, dated May 1, 2008 (the "*Series 2008C Bonds*"; and together with the Series 2008AB Bonds, collectively, the "*Series 2008ABC Bonds*"), and its Unlimited Tax General Obligation Refunding Bonds (Dedicated Revenues), Series 2009A, dated March 18, 2009 (the "*Series 2009A Bonds*"), all pursuant to Resolution No. 08-0326-RS1, adopted by the Board on March 26, 2008 (the "*Bond Resolution*"), and a certain Trust Indenture, dated as of May 1, 2008 (the "*Series 2008A Indenture*"), between the Board and Amalgamated Bank of Chicago, as Trustee (the "*Series 2008A Trustee*"), securing the Series 2008A Bonds; a certain Trust Indenture, dated as of May 1, 2008 (the "*Series 2008B Indenture*"), between the Board and Deutsche Bank National Trust Company, as Trustee (the "*Series 2008B Trustee*"), securing the Series 2008B Bonds; a certain Trust Indenture, dated as of May 1, 2008 (the "*Series 2008C Indenture*"), between the Board and The Bank of New York Trust Company, N.A., as Trustee (the "*Series 2008C Trustee*"), securing the Series 2008C Bonds; and a certain Trust Indenture, dated as of March 1, 2009 (the "*Series 2009A Indenture*"), between the Board and Bank of New York Mellon Trust Company, N.A., as Trustee (the "*Series 2009A Trustee*"), securing the Series 2009A Bonds

**WHEREAS**, pursuant to the Bond Resolution, the Board has levied a direct annual tax for the payment of the principal of and interest on the Series 2008A Bonds, and has directed the County Clerks of The Counties of Cook and DuPage, Illinois (the "*County Clerks*") to extend such taxes in amounts sufficient to pay such debt service as the same becomes due (the "*Pledged Taxes*") pursuant to a certificate entitled:

Notification and Direction for abatement of certain taxes levied for each of the years 2008 to 2029, inclusive, to pay principal of and interest on Unlimited Tax General Obligation Refunding Bonds (Dedicated Revenues), Series 2007A, of the Board of Education of the City of Chicago

hereinafter, the "*Series 2008A Adjusted Extension Certificate*"; and

**WHEREAS**, pursuant to the Bond Resolution, the Board has levied a direct annual tax for the payment of the principal of and interest on the Series 2008B Bonds, and has directed the County Clerks of The Counties of Cook and DuPage, Illinois (the "*County Clerks*") to extend such taxes in amounts sufficient to pay such debt service as the same becomes due (the "*Pledged Taxes*") pursuant to a certificate entitled:

Notification and Direction for abatement of certain taxes levied for each of the years 2008 to 2020, inclusive, to pay principal of and interest on Unlimited Tax General Obligation Bonds (Dedicated Revenues), Series 2003D, of the Board of Education of the City of Chicago

hereinafter, the "*Series 2008B Adjusted Extension Certificate*"; and

**WHEREAS**, pursuant to the Bond Resolution, the Board has levied a direct annual tax for the payment of the principal of and interest on the Series 2008C Bonds, and has directed the County Clerks of The Counties of Cook and DuPage, Illinois (the "*County Clerks*") to extend such taxes in amounts sufficient to pay such debt service as the same becomes due (the "*Pledged Taxes*") pursuant to a certificate, hereinafter, the "*Series 2008C Adjusted Extension Certificate*"; and

**WHEREAS**, pursuant to the Bond Resolution, the Board has levied a direct annual tax for the payment of the principal of and interest on the Series 2009A Bonds, and has directed the County Clerks of The Counties of Cook and DuPage, Illinois (the "*County Clerks*") to extend such taxes in amounts sufficient to pay such debt service as the same becomes due (the "*Pledged Taxes*") pursuant to a certificate, hereinafter, the "*Series 2009A Adjusted Extension Certificate*" (collectively, the Series 2008A Adjusted Extension Certificate, the Series 2008B Adjusted Extension Certificate, the Series 2008C Adjusted Extension Certificate and the Series 2009A Adjusted Extension Certificate are hereinafter referred to as the "*Adjusted Extension Certificates*"); and

**WHEREAS**, the Adjusted Extension Certificates set forth the "Adjusted Bond Pledged Taxes" to be extended for collection with respect to the Series 2008ABC Bonds and the Series 2009A Bonds, unless abated by the Board; and

**WHEREAS**, Section 5.4(A)(iii) of the Series 2008A Indenture provides that once sufficient revenues from Pledged PPRT Revenues (as defined in the Series 2008A Indenture) have been deposited in the Deposit Sub-Account (as defined in the Series 2008A Indenture) sufficient to pay the interest on and the principal of the Series 2008A Bonds due during the Bond Year beginning on December 2 of such Bond Year, the Series 2008A Trustee shall notify the Board of that fact, and the Board shall take such actions as are necessary to abate the Pledged Taxes; and

**WHEREAS**, Section 5.4(E) of the Series 2008B Indenture provides that once sufficient revenues have been deposited by February 16 of each year in the Pledged State Aid Revenues Account (as defined in the Series 2008B Indenture) in an amount equal to the Pledged State Aid Revenues Account Requirement, the Series 2008B Trustee shall notify the Board of that fact, and the Board shall take such actions as are necessary to abate the Pledged Taxes levied and to be extended for the calendar year next preceding the calendar year in full; and

**WHEREAS**, Section 5.4(F) of the Series 2008C Indenture provides that once sufficient revenues have been deposited by February 16 of each year in the Pledged State Aid Revenues Account (as defined in the Series 2008C Indenture) in an amount equal to the Pledged State Aid Revenues Account Requirement, the Series 2008C Trustee shall notify the Board of that fact, and the Board shall take such actions as are necessary to abate the Pledged Taxes levied and to be extended for the calendar year next preceding the calendar year in full; and

**WHEREAS**, Section 5.4(F) of the Series 2009A Indenture provides that once sufficient revenues have been deposited by February 16 of each year in the Pledged State Aid Revenues Account (as defined in the Series 2009A Indenture) in an amount equal to the Pledged State Aid Revenues Account Requirement, the Series 2009A Trustee shall notify the Board of that fact, and the Board shall take such actions as are necessary to abate the Pledged Taxes levied and to be extended for the calendar year next preceding the calendar year in full; and

**WHEREAS**, the Board has received the notices described in the preceding four (4) paragraphs from the Series 2008A Trustee evidencing the sufficiency of the Pledged PPRT Revenues deposited into the Deposit Sub-Account, the Series 2008B Trustee, the Series 2008C Trustee and the Series 2009A Trustee evidencing the sufficiency of the Pledged State Aid Revenues Account respectively, and the Board hereby finds that it is necessary and in the best interests of the Board that the Adjusted Bond Pledged Taxes heretofore levied and to be extended for the year 2009 to pay such debt service on the Series 2008ABC Bonds and the Series 2009A Bonds be abated in full.

**NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Education of the City of Chicago, as follows:**

1. *Abatement of the Series 2008ABC Bonds and Series 2009A Bonds Pledged Taxes.* The Adjusted Refunding Bond Pledged Taxes in the amount of \$140,000,000.00 heretofore levied for the year 2009 in the Bond Resolution and to be extended pursuant thereto are hereby abated in full.
2. *Filing of Resolution.* Forthwith upon the adoption of this Resolution, the Secretary of the Board shall cause a certified copy hereof to be filed with the County Clerks, and it shall be the duty of such officers to abate said Pledged Taxes levied and to be extended for the year 2009 in full, in accordance with the provisions hereof.
3. *Effective Date.* This Resolution shall be in full force and effect upon its adoption.