

RESOLUTION ABATING THE TAX HERETOFORE LEVIED FOR THE YEAR 2009 TO PAY DEBT SERVICE ON UNLIMITED TAX GENERAL OBLIGATION REFUNDING BONDS (DEDICATED REVENUES), SERIES 2004AB, 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 2004A, dated April 6, 2004 (the "*Series 2004A Bonds*"); and its Unlimited Tax General Obligation Refunding Bonds (Dedicated Revenues), Series 2004B, dated April 6, 2004 (the "*Series 2004B Bonds*", together with the Series 2004A Bonds, the "*Series 2004AB Bonds*"), all pursuant to Resolution No. 04-0324-RS3, adopted by the Board on March 24, 2004 (the "*Bond Resolution*"), and a certain Trust Indenture, dated as of April 1, 2004 (the "*Series 2004A Indenture*"), between the Board and Amalgamated Bank of Chicago (the "*Trustee*"), securing the Series 2004A Bonds; and a certain Trust Indenture, dated as of April 1, 2004 (the "*Series 2004B Indenture*"), between the Board and the Trustee, securing the Series 2004B Bonds; 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 2004AB 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 2004 to 2034, inclusive, to pay principal of and interest on Unlimited Tax General Obligation Bonds (Dedicated Tax Revenues), Series 1996, Unlimited Tax General Obligation Bonds (Dedicated Tax Revenues), Series 1997 and Unlimited Tax General Obligation Refunding Bonds (Dedicated Revenues), Series 2004A and Series 2004B of the Board of Education of the City of Chicago

hereinafter, the "*Adjusted Extension Certificate*"; and

WHEREAS, the Adjusted Extension Certificates set forth the "Adjusted Bond Pledged Taxes" to be extended for collection with respect to the Series 2004AB Bonds, unless abated by the Board; and

WHEREAS, Section 5.4(D) of the Series 2004A Indenture provides that on or before February 16 of each year, when sufficient funds are on deposit in the Payment Sub-Account of the Alternate Revenues Account to pay principal of and interest on the Series 2004A Bonds during the then current Bond Year, the 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 2004B Indenture provides that on or before February 16 of each year, when sufficient funds are on deposit in the Pledged State Aid Revenues Account equal to the Pledged State Aid Revenues Account Requirement (as defined in the Series 2004B Indenture), the 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 of such Deposit Date in full; and

WHEREAS, the Board has received the notices described in the preceding two paragraphs from the Trustee evidencing the sufficiency of the revenues deposited into the Debt Service Funds and the Board hereby finds that it is necessary and in the best interests of the Board that the Pledged Taxes heretofore levied and to be extended for the year 2009 to pay such debt service on the Series 2004AB 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 2004AB Bonds Pledged Taxes.* The Adjusted Refunding Bond Pledged Taxes in the amount of \$20,833,730 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.