

**FILED**

Resolution No. 21-1

DEC 09 2011

*Joe Aiello*  
Sangamon County Clerk

RESOLUTION OF THE COUNTY OF SANGAMON, ILLINOIS, IDENTIFYING ACQUISITION CONTRACTS TO BE PAID FROM PROCEEDS OF THE COUNTY'S \$12,970,000 TAXABLE DEBT CERTIFICATES, SERIES 2010.

**BE IT RESOLVED, BY THE MEMBERS OF THE BOARD OF SANGAMON COUNTY, ILLINOIS, IN SESSION THIS 13TH DAY OF DECEMBER, 2011, AS FOLLOWS:**

**Section 1. Findings.** It is found and declared by the Members of the Board (the "County Board") of Sangamon County, Illinois as follows:

(a) The County is a duly organized and existing county created under the provisions of the laws of the State of Illinois, is now operating under and pursuant to the provisions of the Counties Code of the State of Illinois (55 ILCS 5/1 *et seq.*, as amended, the "Counties Code"), and is a "governmental unit" within the meaning of the Local Government Debt Reform Act of the State of Illinois (30 ILCS 350/1 *et seq.*, as amended, the "Debt Reform Act").

(b) Pursuant to Section 17(b) of the Debt Reform Act, the County issued on April 1, 2010 its \$12,970,000 Taxable Debt Certificates, Series 2010 (the "Series 2010 Certificates") to finance (i) the lease, purchase, construction, furnishing and equipping of a new County building to be used by the Sangamon County Department of Public Health, the offices of the Sangamon County Department of Community Services and/or other governmental offices, as determined by the Sangamon County Board, to provide services to the residents of the County, (ii) constructing a new roof and undertaking other improvements and renovations to the Sangamon County Complex, (iii) other public works and improvements, and (iv) paying costs and expenses incidental thereto, such as legal and other financing and related administrative fees and costs (collectively, the "Project").

(c) In connection with the issuance of the Series 2010 Certificates, the County entered into an installment contract, dated March 17, 2010 with the County Treasurer as nominee seller with respect to the Project (the "Installment Contract"), with consideration to be paid through installments over a term not to exceed twenty (20) years.

(d) The adoption of a resolution or ordinance (each an "Identification Action") identifying all or any part of an Acquisition Contract (as defined herein) and the filing

of it and the related Acquisition Contract with the County Treasurer are conditions to the disbursement of moneys on deposit in the Project Fund (as defined in Section 2(b) of Resolution No. 1-1 adopted by the County Board on February 18, 2010) to pay amounts under such Acquisition Contract.

**Section 2. Acquisition Contracts.**

(a) Contracts for the leasing, acquisition, construction and equipping of the Project, or any component part of the Project (each an "Acquisition Contract") shall be let in compliance with applicable Illinois law and the rules and procedures of the County pertaining to such contracts. In order to pay all or any part of an Acquisition Contract from the proceeds of the

(b) The County Board identifies all or any part of the Acquisition Contracts set forth in the Certificate of Filing attached hereto (copies of which are attached to the Certificate of Filing) to the Installment Contract as required by Section 17(b) of the Debt Reform Act. The County Clerk is authorized and directed to file a certified copy of this Resolution, including the Certificate of Filing attached hereto and the related Acquisition Contract(s) with the County Treasurer in his or her capacity as nominee seller under the Installment Contract.

(c) This Resolution shall constitute an Identification Action with respect to all or any part of the Acquisition Contracts set forth in the Certificate of Filing and the County Treasurer is authorized and directed to apply proceeds of sale of the Series 2010 Certificates directly to pay such Acquisition Contracts as set forth in the Certificate of Filing and to disburse moneys on deposit in the BAB Account of the Project Fund and/or the RZEDB Account of the Project Fund (as defined in the Tax Regulatory Certificate for the Series 2010 Certificates dated April 1, 2010 of the County) as applicable, to pay such Acquisition Contracts without further action by the County Board or other officers of the County.

**Section 3. Additional Authority.** The Chairman, Vice-Chairman, the County Treasurer, the County Clerk, the County Administrator and the other officers and employees of the County are authorized to execute and deliver on behalf of the County such other documents, agreements and certificates and to do such other things consistent with the terms of this Resolution.

**Section 4. Conflicting Resolutions.** All resolutions and orders or parts of resolutions and orders in conflict with this Resolution are repealed to the extent of such conflict

**Section 5. Severability.** If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the other provisions of this Resolution.

**Section 6. Further Acts.** All actions of the officers, agents and employees of the County that are in conformity with the purposes and intent of this Resolution, whether taken before or after the adoption date thereof, are hereby ratified, confirmed and adopted.

**Section 7. Effective Date.** This Resolution shall take effect immediately upon its adoption.

*A. Sam Nutter*

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**CERTIFICATE OF FILING**

We, the undersigned, do hereby certify that we are, respectively, the duly qualified and acting County Clerk and County Treasurer of The County of Sangamon, Illinois (the "County"), and as such officers we do hereby certify that on the [ ] day of [ ] 2011 there was filed with each of us, respectively, and placed on deposit in our respective records, a properly certified copy of Resolution No. [ ], passed by the County Board of the County, on the \_\_\_ day of \_\_\_\_\_, 2011, and approved by the Chairman, and entitled:

RESOLUTION OF THE COUNTY OF SANGAMON, ILLINOIS, IDENTIFYING ACQUISITION CONTRACTS TO BE PAID FROM PROCEEDS OF THE \$12,970,000 TAXABLE DEBT CERTIFICATES, SERIES 2010.

and further, a properly certified copy of each of the following "Acquisition Contracts" as defined in the Resolution, enumerated as follows:

BRIEF DESCRIPTION OF ACQUISITION CONTRACT	NAME OF CONTRACTOR	CONTRACT AMOUNT(\$)	IDENTIFIED AMOUNT(\$)	TO BE PAID FROM BAB ACCOUNT OR RZEDB ACCOUNT
Cooling Tower Renovation	Bullock, Logan & Associates	\$47,540.00	\$47,540.00	\$47,540.00 (BAB)

and that copies of the same have all been deposited in, and all as appears from, the official files and records of our respective offices.

IN WITNESS WHEREOF, we have hereunto affixed our official signatures and the seal of The County of Sangamon, Illinois, this [ ] day of [ ] 2010.

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Joe Aiello  
County Clerk,  
The County of Sangamon, Illinois

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Thomas K. Cavanagh  
County Treasurer,  
The County of Sangamon, Illinois

[SEAL]