

ORDINANCE NO.18-3126-11148A

**ORDINANCE PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED
\$8,000,000 GENERAL OBLIGATION UNLIMITED TAX BONDS
(HARBOR FACILITIES REVENUES ALTERNATE REVENUE SOURCE)
OF THE CHICAGO PARK DISTRICT**

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Kantrice Ogletree
Secretary

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BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CHICAGO
PARK DISTRICT, AS FOLLOWS:

Section 1. Authority, Purpose and Findings. This ordinance is adopted pursuant to the Chicago Park District Act, 70 Illinois Compiled Statutes 1505 *et seq.*, and the Local Government Debt Reform Act, 30 Illinois Compiled Statutes 350 *et seq.*, for the purpose of financing the improvement and expansion of the recreational harbor facilities of the Chicago Park District (the “District”) by the improvement of the District’s existing Burnham Harbor and other harbor facilities including the construction of boat slips, floating washrooms and boat storage facilities and the acquisition of tender boats, including for the foregoing harbor and marina improvements: breakwaters, seawalls, piers, docks, boat launching, mooring, docking, storing and repairing facilities, parking facilities for motor vehicles, access roads and walkways, food service facilities, administrative office space, related park improvements, equipment, appurtenances and all other costs related to the harbor and marina improvements including improvements to facilitate the movement and navigation of boats and ships, and costs of the permitting, planning, design and engineering of the foregoing harbor and marina improvements (the “Projects”).

Section 2. Findings and Determinations. It is found and determined that:

(A) Pursuant to Ordinance No. 18-3061-0711#7F adopted by the Board of Commissioners of the District on July 11, 2018, and entitled: “Ordinance Authorizing the Issuance of not to exceed \$8,000,000 General Obligation Alternate Bonds of the Chicago Park District for the Purpose of Financing Harbor and Marina Improvements” (the “Authorizing Ordinance”) the

District is authorized to issue Not to Exceed \$8,000,000 principal amount of bonds of the District for the purpose of financing costs of the Projects. Said bonds are authorized to be issued as “alternate bonds” under Section 15 of the Local Government Debt Reform Act.

(B) The Authorizing Ordinance, together with the statutory notice required by Section 15 of the Local Government Debt Reform Act, was published on July 14, 2018, in the “*Chicago Sun-Times*,” a newspaper of general circulation in the District. No petition has been filed with the Secretary of the District (the “Secretary”) requesting that the issuance of the bonds authorized by the Authorizing Ordinance be submitted to referendum.

(C) No bonds have been issued pursuant to the Authorizing Ordinance. This ordinance supplements the Authorizing Ordinance in accordance with Section 5 of the Local Government Debt Reform Act.

(D) Pursuant to the Bond Issue Notification Act, 30 Illinois Compiled Statutes 352 et seq., a public hearing was held before the Board of Commissioners on August 15, 2018, with respect to the sale of the general obligation alternate bonds authorized to be issued pursuant to this ordinance (the “2018 Bonds”). Notice of said public hearing (i) was published in the “*Chicago Sun-Times*” on August 3, 2018 and (ii) was posted at least 48 hours prior to the start of the public hearing at the office of the Board of Commissioners.

(E) The Projects are to be undertaken by the District and constitute public purposes of the District.

(F) The 2018 Bonds shall be payable from the fees, charges and other revenues derived by the District from the ownership or operation by the District of recreational harbor facilities, which constitute “Revenue Sources” within the meaning of Section 15 of the Local Government Debt Reform Act.

(G) The Board of Commissioners hereby determines that the Revenue Sources will be sufficient to provide in each year to the final maturity of the 2018 Bonds, an amount not less than 1.25 times debt service on the 2018 Bonds when issued, and all alternate bonds payable from the Revenue Sources previously issued and outstanding.

(H) Other than the 2018 Bonds and the General Obligation Unlimited Tax Bonds, Series 2010C (Harbor Facilities Revenues Alternate Revenue Source) of the District (the “2010C Bonds”) and the General Obligation Unlimited Tax Refunding Bonds, Series 2013D (Harbor Facilities Revenues Alternate Revenue Source) of the District (the “2013D Bonds” and together with the 2010C Bonds, the “Outstanding Prior Bonds”) no other bonds, notes or obligations of the District are secured by a specific pledge of all, or any portion of, the Revenue Sources.

(I) Pursuant to Section 15(d) of the Local Government Debt Reform Act, the determination of the sufficiency of the Revenue Sources is supported by the Feasibility Sufficiency Report entitled “*Harbor Feasibility Study*” prepared by Dornbusch Associates and dated November 5, 2018. The Sufficiency Report is on file with the Secretary, and is hereby accepted by the Board of Commissioners.

Section 3. Approval of Financing Plan. The District hereby determines to proceed with the financing of the costs of the Projects by the issuance and sale of the 2018 Bonds. The 2018 Bonds constitute a portion of the bonds authorized by the Authorizing Ordinance. The 2018 Bonds shall be sold by the District pursuant to a direct purchase to one or more Purchasers (“Purchaser”).

In order to accommodate current market practices and the provisions of federal income tax law and to provide the opportunity to sell the 2018 Bonds under the most favorable terms, the Board of Commissioners hereby delegates to the General Superintendent of the District (“General

Superintendent”) the authority to sell the 2018 Bonds to the Purchaser, to sign a Purchase Contract (as herein defined) with respect to the 2018 Bonds and to determine certain details of the 2018 Bonds. All determinations delegated to the General Superintendent pursuant to this ordinance shall be made by the General Superintendent by the execution of a written bond order (the “Bond Order”).

Section 4. Authorization and Terms of 2018 Bonds. The sum of \$8,000,000 is appropriated to meet part of the estimated costs of the Projects, including capitalized interest on and the costs of issuance of the 2018 Bonds, including any municipal bond insurance premium with respect to the 2018 Bonds. For the purpose of financing said appropriation, the 2018 Bonds are authorized to be issued in one or more series and sold in an aggregate principal amount of Not to Exceed \$8,000,000. The 2018 Bonds are authorized, and shall be issued, as “alternate bonds” pursuant to the provisions of Section 15 of the Local Government Debt Reform Act and the Authorizing Ordinance.

The 2018 Bonds shall be issued in such principal amount as shall be determined in the Bond Order and shall be designated “General Obligation Unlimited Tax Bonds, Series 2018F (Harbor Facilities Revenues Alternate Revenue Source)” and may include additional designations to distinguish the 2018 Bonds. The 2018 Bonds may include bonds the interest on which is excludable from gross income for federal income tax purposes under Section 103 of the Internal Revenue Code (the “Code”).

The 2018 Bonds shall be issuable in the denominations of \$5,000 or any integral multiple thereof and may bear such identifying numbers or letters as shall be useful to facilitate the registration, transfer and exchange of the 2018 Bonds. Each 2018 Bond delivered upon the original issuance of the 2018 Bonds shall be dated as of the date specified in the Bond Order. Each 2018

Bond thereafter issued upon any transfer, exchange or replacement of 2018 Bonds shall be dated so that no gain or loss of interest shall result from such transfer, exchange or replacement.

The 2018 Bonds shall mature, and 2018 Bonds of certain maturities may be subject to mandatory sinking fund redemption, on January 1 in such years and in such principal amounts as shall be specified in the Bond Order, provided that no 2018 Bond shall mature later than 30 years from the date of issuance of the 2018 Bonds.

Each 2018 Bond shall bear interest from its date, computed on the basis of a 360 day year consisting of twelve 30 day months and payable in lawful money of the United States of America on an initial interest payment date of July 1, 2019 and January 1, 2020 (as determined in the Bond Order) and semiannually thereafter on each January 1 and July 1 at the rates per annum as shall be specified in the Bond Order, provided that no 2018 Bond shall bear interest at a rate exceeding 6.50% per annum.

The principal of and premium, if any, on the 2018 Bonds shall be payable in lawful money of the United States of America upon presentation and surrender thereof at the principal corporate trust office of Zions Bancorporation, National Association in the City of Chicago, Illinois, which is hereby appointed as bond registrar and paying agent for the 2018 Bonds. Interest on the 2018 Bonds shall be payable on each interest payment date to the registered owners of record thereof appearing on the registration books maintained by the District for such purpose at the principal corporate trust office of the bond registrar, as of the close of business on the 15th day of the calendar month next preceding the applicable interest payment date. Interest on the 2018 Bonds shall be paid by check or draft mailed to such registered owners at their addresses appearing on the registration books or by wire transfer pursuant to an agreement by and between the District and the registered owner.

The 2018 Bonds may be subject to redemption prior to maturity at the option of the District, as determined by the General Superintendent in the Bond Order, and upon notice as herein provided, in such principal amounts and from such maturities as the District shall determine as set forth in the Bond Order. Any optional redemption shall be at redemption prices that may include a redemption premium for each 2018 Bond to be redeemed expressed as a percentage, not exceeding 3% of the principal amount to be redeemed.

All 2018 Bonds subject to mandatory sinking fund redemption shall be redeemed at a redemption price equal to the principal amount thereof to be redeemed. The bond registrar is hereby authorized and directed to mail notice of the mandatory sinking fund redemption of the 2018 Bonds in the manner herein provided.

Whenever 2018 Bonds subject to mandatory sinking fund redemption are redeemed at the option of the District, the principal amount thereof so redeemed shall be credited against the unsatisfied balance of future sinking fund installments or final maturity amount established with respect to such 2018 Bonds, in such amounts and against such installments or final maturity amount as shall be determined by the District in the proceedings authorizing such optional redemption or, in the absence of such determination, shall be credited pro-rata against the unsatisfied balance of the applicable sinking fund installments and final maturity amount.

On or prior to the 60th day preceding any sinking fund installment date, the District may purchase 2018 Bonds, which are subject to mandatory redemption on such sinking fund installment date, at such prices (not exceeding par plus accrued interest) as the District shall determine. Any 2018 Bond so purchased shall be cancelled and the principal amount thereof so purchased shall be credited against the unsatisfied balance of the next ensuing sinking fund installment of the 2018 Bonds of the same series, maturity and interest rate as the 2018 Bond so purchased.

Unless otherwise determined in the Bond Order, in the event of the redemption of less than all the 2018 Bonds of like series, maturity and interest rate, the aggregate principal amount thereof to be redeemed shall be \$5,000 or an integral multiple thereof and the bond registrar shall assign to each 2018 Bond of such maturity a distinctive number for each \$5,000 principal amount of such 2018 Bond and shall select by lot from the numbers so assigned as many numbers as, at \$5,000 for each number, shall equal the principal amount of such 2018 Bonds to be redeemed. The 2018 Bonds to be redeemed shall be the 2018 Bonds to which were assigned numbers so selected; provided that only so much of the principal amount of each 2018 Bond shall be redeemed as shall equal \$5,000 for each number assigned to it and so selected.

Notice of the redemption of 2018 Bonds shall be mailed not less than 30 days nor more than 60 days prior to the date fixed for such redemption to the registered owners of 2018 Bonds to be redeemed at their last addresses appearing on said registration books. The 2018 Bonds or portions thereof specified in said notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for payment of the redemption price of all the 2018 Bonds or portions thereof to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, and if notice of redemption shall have been mailed as aforesaid (and notwithstanding any defect therein or the lack of actual receipt thereof by any registered owner) then from and after the redemption date interest on such 2018 Bonds or portions thereof shall cease to accrue and become payable. If there shall be drawn for redemption less than all of a 2018 Bond, the District shall execute and the bond registrar shall authenticate and deliver, upon surrender of such 2018 Bond, without charge to the owner thereof, in exchange for the unredeemed balance of the 2018 Bond so surrendered, 2018 Bonds of like maturity and of the denomination of \$5,000 or any integral multiple thereof.

The bond registrar shall not be required to transfer or exchange any 2018 Bond after notice of the redemption of all or a portion thereof has been mailed. The bond registrar shall not be required to transfer or exchange any 2018 Bond during a period of 15 days next preceding the mailing of a notice of redemption that could designate for redemption all or a portion of such 2018 Bond.

Section 5. Approval of Documents. The form of Purchase Contract by and between the District and the Purchaser with respect to the sale of the 2018 Bonds, on file in the office of the Secretary of the District, is hereby approved. In connection with the sale of the 2018 Bonds, the General Superintendent is authorized and directed to execute and deliver one or more Purchase Contracts in substantially the form of the Purchase Contract on file in the office of the Secretary of the District, with such changes and completions as may be approved by the General Superintendent, subject to the limitations of this ordinance. The execution and delivery of each Purchase Contract shall constitute conclusive evidence of the approval of such changes and completions.

Each of the documents approved by this Section may be executed in one or more counterparts. The corporate seal of the District, or a facsimile thereof may, if required, be affixed or otherwise reproduced upon each document and attested by the manual or authorized facsimile signature of the Secretary of the District.

Section 6. Sale and Delivery of 2018 Bonds.

(A) In order to accommodate current market practices and to provide the opportunity to sell the Bonds under the most favorable terms, the Board hereby delegates to the Designated Officers the authority (i) to sell the Bonds to the Purchaser, (ii) to enter into one or more contracts for the purchase of the Bonds (collectively, the “Purchase Contract”) containing such agreements

as may be necessary to effect the purchase of the Bonds in accordance with this Ordinance, and (iii) to determine certain details of the Bonds. All determinations delegated to the Designated Officers (as defined herein) pursuant to this Ordinance shall be evidence by the execution of the Bond Order. The delegated authority granted to the Designated Officers pursuant to this Section shall expire on August 31, 2019.

(B) The Bonds shall be sold in any one or more series pursuant to the Bond Order. Such sale shall be made upon the determination of the Designated Officers, subject in all respects to the provisions of this Ordinance, that in view of the price paid and costs and expenses incurred, the yield on the Bonds, calculated in accordance with customary market practice, does not exceed such rate as is reasonable and that the other terms of the Bonds are fair and reasonable in view of current conditions in the bond markets.

(C) The sale and award of the 2018 Bonds shall be evidenced by the Bond Order, which shall be signed by the General Superintendent. An executed counterpart of the Bond Order shall be filed in the office of the Secretary and entered in the records of the District.

(D) The President, the General Superintendent, the Treasurer, the Secretary and other officials of the District (the "Designated Officers") are authorized and directed to do and perform, or cause to be done or performed for or on behalf of the District each and everything necessary for the issuance of the 2018 Bonds, including the proper execution and delivery of the 2018 Bonds and the Purchase Contract.

Section 7. Execution and Authentication. Each 2018 Bond shall be executed in the name of the District by the manual or authorized facsimile signature of its President and shall be countersigned by the manual or authorized facsimile signature of its Treasurer. The corporate seal of the District, or a facsimile thereof, shall be thereunto affixed or otherwise reproduced upon each

2018 Bond and attested by the manual or authorized facsimile signature of the Secretary of the District.

In case any officer whose signature, or a facsimile of whose signature, shall appear on any 2018 Bond shall cease to hold such office before the issuance of the 2018 Bond, such 2018 Bond shall nevertheless be valid and sufficient for all purposes, the same as if the person whose signature, or a facsimile thereof, appears on such 2018 Bond had not ceased to hold such office. Any 2018 Bond may be signed, countersigned, sealed or attested on behalf of the District by any person who, on the date of such act, shall hold the proper office, notwithstanding that at the date of such 2018 Bond such person may not have held such office. No recourse shall be had for the payment of any 2018 Bonds against any officer who executes the 2018 Bonds.

Each 2018 Bond shall bear thereon a certificate of authentication executed manually by the bond registrar. No 2018 Bond shall be entitled to any right or benefit under the Authorizing Ordinance or this ordinance or shall be valid or obligatory for any purpose until such certificate of authentication shall have been duly executed by the bond registrar.

Section 8. Transfer, Exchange and Registry. The 2018 Bonds shall be negotiable, subject to the provisions for registration of transfer contained herein. Each 2018 Bond shall be transferable only upon the registration books maintained by the District for that purpose at the principal corporate trust office of the bond registrar, by the registered owner thereof in person or by his attorney duly authorized in writing, upon surrender thereof together with a written instrument of transfer satisfactory to the bond registrar and duly executed by the registered owner or his duly authorized attorney. Upon the surrender for transfer of any such 2018 Bond, the District shall execute and the bond registrar shall authenticate and deliver a new 2018 Bond or 2018 Bonds registered in the name of the transferee, of the same aggregate principal amount, series, maturity

and interest rate as the surrendered 2018 Bond. 2018 Bonds, upon surrender thereof at the principal corporate trust office of the bond registrar, with a written instrument satisfactory to the bond registrar, duly executed by the registered owner or his attorney duly authorized in writing, may be exchanged for an equal aggregate principal amount of 2018 Bonds of the same series, maturity and interest rate and of the denominations of \$5,000 or any integral multiple thereof.

For every such exchange or registration of transfer of 2018 Bonds, the District or the bond registrar may make a charge sufficient for the reimbursement of any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. No other charge shall be made for the privilege of making such transfer or exchange. The provisions of the Illinois Bond Replacement Act shall govern the replacement of lost, destroyed or defaced 2018 Bonds.

The District and the bond registrar may deem and treat the person in whose name any 2018 Bond shall be registered upon the registration books as the absolute owner of such 2018 Bond, whether such 2018 Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of, redemption premium, if any, or interest thereon and for all other purposes whatsoever, and all such payments so made to any such registered owner or upon his order shall be valid and effectual to satisfy and discharge the liability upon such 2018 Bond to the extent of the sum or sums so paid, and neither the District nor the bond registrar shall be affected by any notice to the contrary.

Section 9. General Obligations. The full faith and credit of the District are hereby irrevocably pledged to the punctual payment of the principal of and interest on the 2018 Bonds. The 2018 Bonds shall be direct and general obligations of the District, and the District shall be

obligated to levy ad valorem taxes upon all the taxable property in the District for the payment of the 2018 Bonds and the interest thereon, without limitation as to rate or amount.

Section 10. Pledge of Revenue Sources. The 2018 Bonds are also payable from the Revenue Sources. The Revenue Sources and the moneys to be received by the District from the Revenue Sources (the “Harbor Revenues”) are hereby pledged as security for the payment of the principal of and interest on the 2018 Bonds.

The Board of Commissioners determines that the Harbor Revenues will be sufficient to provide for or pay in each year to final maturity of the 2018 Bonds, an amount not less than 1.25 times the annual debt service on the 2018 Bonds and the Outstanding Prior Bonds.

The Board of Commissioners covenants to provide for, collect and apply such Harbor Revenues to the payment of the 2018 Bonds and the provision of not less than an additional .25 times the annual debt service on the 2018 Bonds.

The District reserves the right to issue additional alternate bonds pursuant to Section 15 of the Local Government Debt Reform Act, which alternate bonds may be secured by a pledge of the Harbor Revenues on a parity with the 2018 Bonds.

Section 11. Form of 2018 Bonds. The 2018 Bonds shall be issued as fully registered bonds and shall be in substantially the following form, the blanks to be appropriately completed when the 2018 Bonds are printed:

No. _____

United States of America
State of Illinois
Counties of Cook and DuPage
CHICAGO PARK DISTRICT
GENERAL OBLIGATION UNLIMITED TAX BOND, SERIES 2018F
(HARBOR FACILITIES REVENUES ALTERNATE REVENUE SOURCE)

<u>INTEREST RATE</u>	<u>MATURITY DATE</u>	<u>DATED DATE</u>	<u>CUSIP</u>
%	January 1, 20__	_____, 2018	_____

REGISTERED OWNER: Cede & Co.

PRINCIPAL AMOUNT:

The CHICAGO PARK DISTRICT, a body politic and corporate of the State of Illinois, acknowledges itself indebted and for value received hereby promises to pay to the registered owner of this bond, or registered assigns, the principal amount specified above on the maturity date specified above, and to pay interest on such principal amount from the date hereof at the interest rate per annum specified above, computed on the basis of a 360 day year consisting of twelve 30 day months and payable in lawful money of the United States of America on _____ 1, 201__ and semiannually thereafter on January 1 and July 1 in each year until the principal amount shall have been paid, to the registered owner of record hereof as of the 15th day of the calendar month next preceding such interest payment date, by wire transfer pursuant to an agreement by and between the District and the registered owner, or otherwise by check or draft mailed to the registered owner at the address of such owner appearing on the registration books maintained by the District for such purpose at the principal corporate trust office of Zions Bancorporation, National Association in the City of Chicago, Illinois, as bond registrar or its successor (the "Bond Registrar"). This bond, as to principal and premium, if any, when due, will be payable in lawful

money of the United States of America upon presentation and surrender of this bond at the principal corporate trust office of the Bond Registrar. The full faith and credit of the District are irrevocably pledged for the punctual payment of the principal of and interest on this bond according to its terms.

This bond is one of the series of bonds issued in the aggregate principal amount of \$_____, which are authorized and issued under and pursuant to the Local Government Debt Reform Act, 30 Illinois Compiled Statutes 350, and under and in accordance with an ordinance adopted by the Board of Commissioners of the District on July 11, 2018, and entitled: “Ordinance Authorizing the Issuance of Not to Exceed \$8,000,000 General Obligation Alternate Bonds of the Chicago Park District for the Purpose of Financing Harbor and Marina Improvements” and an ordinance adopted by said Board of Commissioners on November 14, 2018, and entitled: “Ordinance Providing For the Issuance of Not to Exceed \$8,000,000 General Obligation Unlimited Tax Bonds (Harbor Facilities Revenues Alternate Revenue Source) of the Chicago Park District” (collectively, the “Ordinance”).

This bond is an “alternate bond” issued pursuant to Section 15 of the Local Government Debt Reform Act. To the extent provided in the Ordinance, this bond is also secured by a pledge of fees, charges and other revenues derived by the District from the ownership or operation by the District of recreational harbor facilities.

The bonds of such series maturing on or after January 1, 20_ are subject to redemption prior to maturity at the option of the District and upon notice as herein provided, in such principal amounts and from such maturities as the District shall determine and by lot within a single maturity, on _____, 20_ and on any date thereafter, at a redemption price equal to the principal amount thereof to be redeemed plus, if such bond is to be redeemed during any period

(both dates inclusive) shown in the following table, the applicable redemption premium, expressed as a percentage of such principal amount, set forth opposite such period:

<u>Redemption Period</u>	<u>Redemption Premium</u>
	%

The bonds of such series maturing in the years 20__, 20__ and 20__ (the “Term Bonds”) are subject to mandatory redemption, in part and [by lot] [pro-rata], on January 1 of the years and in the respective principal amounts set forth in the following tables, by the application of sinking fund installments, at a redemption price equal to the principal amount thereof to be redeemed:

<u>20__ Term Bonds</u>		<u>20__ Term Bonds</u>		<u>20__ Term Bonds</u>	
<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
20__	\$ __,000	20__	\$ __,000	20__	\$ __,000
20__	__,000	20__	__,000	20__	__,000
20__	__,000	20__	__,000	20__	__,000

Notice of redemption of bonds will be mailed less than 30 days nor more than 60 days prior to the date fixed for such redemption to the registered owners of bonds to be redeemed at their last addresses appearing on such registration books. The bonds or portions thereof specified in said notice shall become due and payable at the applicable redemption price on the redemption date therein designated, and if, on the redemption date, moneys for payment of the redemption price of all the bonds or portions thereof to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, and if notice of redemption shall have been mailed as aforesaid (and notwithstanding any defect therein or the lack of actual receipt thereof by any registered owner) then from and after the redemption date interest on such bonds or portions thereof shall cease to accrue and become payable.

This bond is transferable only upon such registration books by the registered owner hereof in person, or by his attorney duly authorized in writing, upon surrender hereof at the principal corporate trust office of the Bond Registrar together with a written instrument of transfer

satisfactory to the Bond Registrar duly executed by the registered owner or by his duly authorized attorney, and thereupon a new registered bond or bonds, in the authorized denominations of \$5,000 or any integral multiple thereof and of the same aggregate principal amount, maturity and interest rate as this bond shall be issued to the transferee in exchange therefor. In like manner, this bond may be exchanged for an equal aggregate principal amount of bonds of the same maturity and interest rate and of any of such authorized denominations. The District or the Bond Registrar may make a charge sufficient for the reimbursement of any tax, fee or other governmental charge required to be paid with respect to the transfer or exchange of this bond. No other charge shall be made for the privilege of making such transfer or exchange. The District and the Bond Registrar may treat and consider the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This bond shall not be valid or become obligatory for any purpose until the certificate of authentication hereon shall have been duly executed by the Bond Registrar.

It is hereby certified, recited and declared that this bond is issued in part pursuant to the Local Government Debt Reform Act, that all acts, conditions and things required to be done, exist and be performed precedent to and in the issuance of this bond in order to make it a legal, valid and binding obligation of the District have been done, exist and have been performed in regular and due time, form and manner as required by law, and that the series of bonds of which this bond is one, together with all other indebtedness of the District, is within every debt or other limit prescribed by law.

IN WITNESS WHEREOF, the Chicago Park District has caused this bond to be executed in its name and on its behalf by the manual or facsimile signature of its President, to be

countersigned by the manual or facsimile signature of its Treasurer, and its corporate seal, or a facsimile thereof, to be hereunto affixed or otherwise reproduced hereon and attested by the manual or facsimile signature of its Secretary.

Dated: _____

CHICAGO PARK DISTRICT

President

Countersigned:

Treasurer

Attest:

Secretary

CERTIFICATE OF AUTHENTICATION

This bond is one of the General Obligation Unlimited Tax Bonds, Series 2018F (Harbor Facilities Revenues Alternate Revenue Source), described in the within mentioned Ordinance.

Zions Bancorporation, National Association,
as Bond Registrar

By _____
Authorized Signer

ASSIGNMENT

For value received the undersigned sells, assigns and transfers unto

_____ the within bond and hereby irrevocably constitutes and appoints

_____ attorney to transfer the said bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated _____

Signature Guarantee:

Section 12. Levy and Extension of Taxes. (A) For the purpose of providing the money required to pay the interest on the 2018 Bonds when and as the same falls due and to pay and discharge the principal (including mandatory sinking fund installments) thereof as the same shall mature, there is hereby levied upon all the taxable property in the District, in each year while any of the 2018 Bonds shall be outstanding, a direct annual tax sufficient for that purpose in addition to all other taxes, as follows:

<u>Tax Levy Year</u>	<u>A Tax Sufficient to Produce</u>
2018	\$300,000
2019	500,000
2020	500,000
2021	500,000
2022	500,000
2023	2,350,000
2024	2,250,000
2025	2,150,000
2026	2,050,000
2027	1,950,000
2028	1,850,000

(B) Interest or principal coming due at any time when there shall be insufficient funds on hand to pay the same shall be paid promptly when due from current funds on hand in advance of the collection of the taxes herein levied; and when said taxes shall have been collected, reimbursement shall be made to the said funds in the amounts thus advanced.

(C) After the sale of the 2018 Bonds and the execution of the Bond Order, an executed copy of the Bond Order and a copy of this ordinance certified by the Secretary, which certificate shall recite that this ordinance has been duly adopted, shall be filed with the County Clerk of DuPage County, Illinois and the County Clerk of Cook County, Illinois, who are each hereby directed to ascertain the rate per cent required to produce the aggregate tax hereinbefore provided to be levied in the years 2018 to 2028, inclusive, and subject to adjustment as provided in paragraph

(D) of this Section to extend the same for collection on the tax books in connection with other taxes levied in said years, in and by the District for general corporate purposes of the District, and in said years such annual tax shall be levied and collected in like manner as taxes for general corporate purposes for said years are levied and collected and, when collected, the moneys received by the District from such taxes (the “Tax Receipts”) shall be used for the purpose of paying the principal of and interest on the 2018 Bonds as the same become due and payable.

(D) In the event that 2018 Bonds are to be issued in principal amounts and bearing interest such that for any tax levy year an amount less than that set forth in paragraph (A) of this Section is required to be produced to pay when due the principal of and interest on the 2018 Bonds, then the Treasurer is authorized and directed to file with the aforesaid County Clerks, on or prior to the delivery of the 2018 Bonds, a direction for abatement of taxes specifying the exact amount of taxes to be levied to produce the required amounts for each of the various tax levy years.

(E) After the issuance of the 2018 Bonds, the District shall not abate the debt service taxes levied pursuant to this Section or take any action to restrict the extension and collection of those taxes except that the District may abate any such debt service taxes for any tax levy year to the extent that, at the time of such abatement, moneys then held in the 2018 Debt Service Fund established by this ordinance, or otherwise held in trust for the payment of debt service on the 2018 Bonds, together with the amount to be extended for collection taking into account the proposed abatement, will be sufficient to provide for the punctual payment of the principal of and interest on the 2018 Bonds otherwise payable from the debt service taxes levied for such tax levy year.

Section 13. Application of Proceeds. (A) The proceeds of sale of the 2018 Bonds shall be applied as follows:

(1) To the Bond Insurer, if any, the amount of the premium for the Bond Insurance Policy for the 2018 Bonds;

(2) To the Expense Fund, the amount of such proceeds to be applied to the payment of costs of issuance of the 2018 Bonds;

(3) To the 2018 Debt Service Fund, the Capitalized Interest Deposit, if any; and

(4) To the Construction Fund, the amount of such proceeds of sale remaining Debt Service Fund.

The Tax Receipts, the Harbor Revenues and all other moneys to be used for the payment of the principal of and interest on the 2018 Bonds, shall be deposited in the “2018 Debt Service Fund” which is hereby established as a special fund of the District and shall be administered as a bona fide debt service fund under the Code.

On or before the last business day of February of each year, the District shall deposit into the 2018 Debt Service Fund, from Harbor Revenues, the amount required so that the sum held in the 2018 Debt Service Fund after such deposit shall be sufficient to provide for the punctual payment of the principal of and interest on the 2018 Bonds that will become due and payable on and prior to the first day of January next ensuing.

The moneys deposited or to be deposited into the 2018 Debt Service Fund, including the Harbor Revenues and the Tax Receipts, are pledged as security for the payment of the principal of and interest on the 2018 Bonds to the extent and in the manner provided in this ordinance. The pledge is made pursuant to Section 13 of the Local Government Debt Reform Act and shall be valid and binding from the date of issuance of the 2018 Bonds. All such Harbor Revenues, to the extent and in the manner provided in this ordinance, all such Tax Receipts and the moneys held in the 2018 Debt Service Fund shall immediately be subject to the lien of such pledge without any

physical delivery or further act and the lien of such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the District irrespective of whether such parties have notice thereof.

The 2018 Bonds Capitalized Interest Account is hereby established as an account within the 2018 Debt Service Fund. Moneys in the 2018 Bonds Capitalized Interest Account are pledged as security for the payment of the 2018 Bonds. At the direction of the Treasurer of the District moneys in the 2018 Bonds Capitalized Interest Account shall be used for the payment of interest on the 2018 Bonds.

Section 14. Bond Proceeds Fund. (A) The “2018 Bond Proceeds Fund,” is hereby established as a special fund of the District. The “2018 Bonds Account” is hereby established as an account within the 2018 Bond Proceeds Fund. Moneys in the 2018 Bond Proceeds Fund shall be used for the payment of costs of the Projects, and costs of issuance of the 2018 Bonds, but may thereafter be reappropriated and used for other purposes if such reappropriation is permitted under Illinois law and will not adversely affect the exclusion from gross income for federal income tax purposes of interest on the 2018 Bonds.

Section 15. Investment Regulations. No investment shall be made of any moneys in the 2018 Debt Service Fund or the 2018 Bond Proceeds Fund except in accordance with the tax covenants set forth in Section 18 of this ordinance. All income derived from such investments in respect of moneys or securities in any Fund shall be credited in each case to the Fund in which such moneys or securities are held.

Section 16. Tax Covenants. The District shall not take, or omit to take, any action lawful and within its power to take, which action or omission would cause interest on any 2018

Bond to become subject to federal income taxes in addition to federal income taxes to which interest on such 2018 Bond is subject on the date of original issuance thereof.

The District shall not permit any of the proceeds of the 2018 Bonds, or any facilities financed with such proceeds, to be used in any manner that would cause any 2018 Bond to constitute a “private activity bond” within the meaning of Section 141 of the Code.

The District shall not permit any of the proceeds of the 2018 Bonds or other moneys to be invested in any manner that would cause any 2018 Bond to constitute an “arbitrage bond” within the meaning of Section 148 of the Code or a “hedge bond” within the meaning of Section 149(g) of the Code.

The District shall comply with the provisions of Section 148(f) of the Code relating to the rebate of certain investment earnings at periodic intervals to the United States of America.

Section 17. [Reserved].

Section 18. Bond Registrar. The District covenants that it shall at all times retain a bond registrar with respect to the 2018 Bonds, that it will maintain at the designated office of such bond registrar a place where 2018 Bonds may be presented for payment and registration of transfer or exchange and that it shall require that the bond registrar maintain proper registration books and perform the other duties and obligations imposed upon the bond registrar by this ordinance in a manner consistent with the standards, customs and practices of the municipal securities business.

The bond registrar shall signify its acceptance of the duties and obligations imposed upon it by this ordinance by executing the certificate of authentication on any 2018 Bond, and by such execution the bond registrar shall be deemed to have certified to the District that it has all requisite power to accept, and has accepted such duties and obligations not only with respect to the 2018 Bond so authenticated but with respect to all the 2018 Bonds. The bond registrar is the agent of

the District and shall not be liable in connection with the performance of its duties except for its own negligence or default. The bond registrar shall, however, be responsible for any representation in its certificate of authentication on the 2018 Bonds.

The District may remove the bond registrar at any time. In the event that the bond registrar shall resign or shall be removed or shall become incapable of acting, or shall be adjudged a bankrupt or insolvent, or if a receiver, liquidator or conservator of the bond registrar, or of its property, shall be appointed, or if any public officer shall take charge or control of the bond registrar or of its property or affairs, the District covenants and agrees that it will thereupon appoint a successor bond registrar. The District shall mail notice of any such appointment made by it to each registered owner of 2018 Bonds within 20 days after such appointment.

Section 19. Book-Entry System. In the event the Purchaser shall request that the District provide for the initial issuance of the 2018 Bonds in a form that provides for a system of book-entry only transfers, the ownership of one fully registered 2018 Bond for each maturity, in the aggregate principal amount of such maturity, may be registered in the name of Cede & Co., as a nominee of The Depository Trust Company, as securities depository for the 2018 Bonds. The Treasurer is authorized to execute and deliver on behalf of the District such letters to, or agreements with, the securities depository as shall be necessary to effectuate such book-entry system.

In the event that the securities depository shall resign or shall become incapable of acting, then the District shall appoint a successor securities depository to provide a system of book-entry only transfers for the 2018 Bonds, by written notice to the predecessor securities depository directing it, to notify its participants (those persons for whom the securities depository holds securities) of the appointment of a successor securities depository.

If the system of book-entry only transfers for the 2018 Bonds is discontinued, then the District shall issue and the bond registrar shall authenticate, register and deliver to the beneficial owners of the 2018 Bonds, bond certificates in replacement of such beneficial owners' beneficial interests in the 2018 Bonds, all as shown in the records maintained by the securities depository.

Section 20. Defeasance and Payment of 2018 Bonds. (A) If the District shall pay or cause to be paid to the registered owners of the 2018 Bonds, the principal, premium, if any, and interest due or to become due thereon, at the times and in the manner stipulated therein and in this ordinance, then the pledge of Tax Receipts, Harbor Revenues, securities and funds hereby pledged and the covenants, agreements and other obligations of the District to the registered owners and the beneficial owners of the 2018 Bonds shall be discharged and satisfied;

(B) Any 2018 Bonds or interest installments appertaining thereto, whether at or prior to the maturity or redemption date of such 2018 Bonds, shall be deemed to have been paid within the meaning of paragraph (A) of this Section if (1) in case any such 2018 Bonds are to be redeemed prior to the maturity thereof, there shall have been taken all action necessary to call such 2018 Bonds for redemption and notice of such redemption shall have been duly given or provision shall have been made for the giving of such notice, and (2) there shall have been deposited in trust with a bank, trust company or national banking association acting as fiduciary for such purpose either (i) moneys in an amount which shall be sufficient, or (ii) "Federal Obligations" as defined in paragraph (C) of this Section, the principal of and the interest on which when due will provide moneys which, together with any moneys on deposit with such fiduciary at the same time for such purpose, shall be sufficient, to pay when due the principal of, redemption premium, if any, and interest due and to become due on, said 2018 Bonds on and prior to the applicable maturity date or redemption date thereof.

(C) As used in this Section, the term “Federal Obligations” means (i) non-callable, direct obligations of the United States of America, (ii) non-callable and non-prepayable, direct obligations of any agency of the United States of America, which are unconditionally guaranteed by the United States of America as to full and timely payment of principal and interest, (iii) non-callable, non-prepayable coupons or interest installments from the securities described in clause (i) or clause (ii) of this paragraph, which are stripped pursuant to programs of the Department of the Treasury of the United States of America, or (iv) coupons or interest installments stripped from bonds of the Resolution Funding Corporation.

Section 21. Ordinance to Constitute a Contract. The provisions of this ordinance shall constitute a contract between the District and the registered owners of the 2018 Bonds. Any pledge made in this ordinance and the provisions, covenants and agreements herein set forth to be performed by or on behalf of the District shall be for the equal benefit, protection and security of the owners of any and all of the 2018 Bonds. All of the 2018 Bonds, regardless of the time or times of their issuance, shall be of equal rank without preference, priority or distinction of any of the 2018 Bonds over any other thereof except as expressly provided in or pursuant to this ordinance. The Authorizing Ordinance and this ordinance shall constitute full authority for the issuance of the 2018 Bonds and to the extent that the provisions of the Authorizing Ordinance, as supplemented by this ordinance, conflict with the provisions of any other ordinance or resolution of the District, the provisions of the Authorizing Ordinance, as so supplemented, shall control. If any section, paragraph or provision of this ordinance shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this ordinance.

Section 22. Publication. The Secretary is hereby authorized and directed to publish this ordinance in pamphlet form and to file copies thereof for public inspection in the office of the Secretary.

Section 23. Effective Date. This ordinance shall become effective upon its adoption.

Adopted this 14th day of November 2018, by roll call vote as follows:

Ayes: Commissioners: Donald Ewdards, Tim King, David Helfand, Vice President Avis LaVelle
and President Jesse Ruiz-5

Nays: None-0

Absent: Commissioner: M. Laird Koldyke-1

Published in pamphlet form: November 20, 2018

(SEAL)

Attest:

Secretary

CERTIFICATE

I, Kantrice Ogletree, Secretary of the Chicago Park District, hereby certify that the foregoing ordinance entitled: "Ordinance Providing for the Issuance of Not to Exceed \$_____ General Obligation Unlimited Tax Bonds (Harbor Facilities Revenues Alternate Revenue Source) of the Chicago Park District," is a true copy of an original ordinance that was duly adopted by the recorded affirmative votes of a majority of the members of the Board of Commissioners of the District at a meeting thereof that was duly called and held at ____ p.m. on November 14, 2018, at 541 North Fairbanks Court, Eighth Floor, in the City of Chicago, Illinois, and at which a quorum was present and acting throughout, and that said copy has been compared by me with the original ordinance published in pamphlet form on November 14, 2018 and recorded in the Ordinance Book of the District and that it is a correct transcript thereof and of the whole of said ordinance, and that said ordinance has not been altered, amended, repealed or revoked, but is in full force and effect.

I further certify that the agenda for said meeting included the ordinance as a matter to be considered at the meeting and that said agenda was posted at least 48 hours in advance of the holding of the meeting in the manner required by the Open Meetings Act, 5 Illinois Compiled Statutes 120.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the District, this _____ day of _____, 2018.

Secretary

(SEAL)