

Resolution No. 37-02

**A RESOLUTION OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS APPROVING AN INDUSTRIAL PROJECT WITHIN ITS PLANNING AND SUBDIVISION CONTROL JURISDICTION PRIOR TO PASSAGE OF 45-DAY NOTICE PERIOD**

WHEREAS, on September 12, 2002 the Illinois Development Finance Authority (the "Authority") approved an application to issue qualified 501(c)(3) bonds on behalf of Digital Television Conversion Corporation, West Central Illinois Educational Telecommunications Corporation, or a party related thereto, the proceeds of which will be used to finance the replacement and upgrade with digital equipment (as federally mandated) of the existing operations located at 475 East Plummer Road, Chatham, Sangamon County, Illinois (the "Project"), and refinance the outstanding bonds previously issued by Sangamon County.

WHEREAS, on August 27, 2002, the Authority gave notice (the "45-day Notice") to the Village Clerk of the City of Chatham in compliance with 20 ILCS 3505/1 *et seq.* which states:

"The Authority shall not issue any bonds relating to the financing of any industrial project located within the planning and subdivision control jurisdiction of any municipality unless: (1) notice, including a description of the proposed project and the financing for the project, is submitted to the corporate authorities of such municipality; and (2) the corporate authorities, within 45 days after mailing of the notice have failed to notify the authority that the municipality has adopted a resolution disapproving the industrial project or have notified the authority that the municipality has adopted a resolution approving the industrial project. In the case of bonds to be issued on behalf of not for profit entities qualified under Section 501 of the Internal Revenue Code of 1986, the Authority is authorized to issue those bonds before complying with the requirements of this Section; but those requirements shall be met before the disbursement of bond proceeds to the not for profit entity to pay or reimburse it for project expenditures."

WHEREAS, the Project creates jobs and furthers economic development of the Village of Chatham, Illinois;

*NOW, THEREFORE, BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:*

**SECTION 1:** The Project is hereby approved prior to the passage of the entire 45 days.

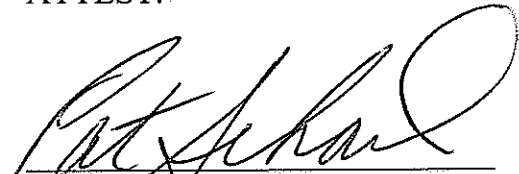
**SECTION 2:** This Resolution is effective immediately.

PASSED this 24th day of September, 2002.

  
Village President

Pro Tem

ATTEST:

  
Village Clerk

AYES: 6 (HERR, McADAMS, BOYLE, McCARTHY, McGRATH, DIERKING)  
NAYS: 0

PASSED: 9-24-02  
APPROVED: 9-24-02

ABSENT: 0

ORDINANCE CERTIFICATE

STATE OF ILLINOIS            )  
  ) SS.  
COUNTY OF SANGAMON        )

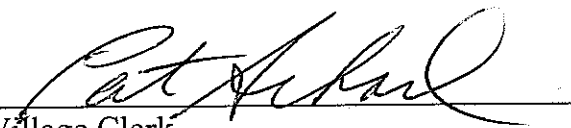
I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Chatham, Sangamon County, Illinois.

I do further certify that the ordinance attached hereto is a full, true, and exact copy of Resolution No. 37-02, adopted by the President and Board of Trustees of said Village on the 24 day of SEPT, 2002, said resolution being entitled:

**A RESOLUTION OF THE VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS APPROVING AN INDUSTRIAL PROJECT WITHIN ITS PLANNING AND SUBDIVISION CONTROL JURISDICTION PRIOR TO PASSAGE OF 45-DAY NOTICE PERIOD.**

I do further certify that prior to the making of this certificate, the resolution was spread at length upon the permanent records of said Village, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Village this 24 day of SEPT, 2002.

  
Village Clerk



# ILLINOIS DEVELOPMENT FINANCE AUTHORITY

TTY 1.800.526.0844  
Voice 1.800.526.0857

Chicago Office • Sears Tower • 233 South Wacker, Suite 4000 • Chicago, Illinois 60606 • 312.627.1434 • Fax 312.496.0578 • <http://www.idfa.com>

FD-36 (Rev. 5-22-90)

George Ryan  
Governor

## MEMBERS

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Chairman

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EXECUTIVE DIRECTOR  
Patrick E. Rea

Springfield Office  
217 E. Monroe Street  
Suite 200B  
Springfield, Illinois 62701  
217.524.1567  
Fax 217.785.7362

Carbondale Office  
150 E. Pleasant Hill Road  
Box 46  
Carbondale, Illinois 62903  
618.453.5566  
Fax 618.453.4332

Peoria Office  
124 SW Adams Street  
Suite 300  
Peoria, Illinois 61602  
309.495.5959  
Fax 309.676.7534

August 27, 2002

### Via Certified Mail

Mr. Pat Schad  
Village Clerk  
Village of Chatham  
116 East Mulberry Sstreet  
Chatham, Illinois 62629-1358

Re: West Central Illinois Educational Telecommunications Corporation  
(Digital Television Conversion Project)  
IDFA #9799-NP

Dear Mr. Schad:

At a regular meeting of the Illinois Development Finance Authority that will be held in Chicago, Illinois, on September 12, 2002, the members of the Illinois Development Finance Authority will consider an application to issue qualified 501(c)(3) bonds on behalf of Digital Television Conversion Corporation. The amount of such bonds to be issued on behalf of the applicant is now estimated at an amount not to exceed \$5,000,000. The proceeds of the bond issue will be used finance the replacement and upgrade of the existing operations located at 475 East Plummer Road, Chatham, Sangamon County, Illinois with digital equipment and refinance existing Sangamon County bonds.

Following is the pertinent provision of Section 6.1 of the Illinois Development Finance Authority Act, 20 ILCS 3505/1 *et. seq.* (2002), which describes one of the conditions that must be met before bonds (the statutory definition of which includes other indebtedness) may be issued by the Authority:

The Authority shall not issue any bonds relating to the financing of an industrial project located within the planning and subdivision control jurisdiction of any municipality unless: (1) notice, including a description of the proposed project and the financing for the project, is submitted to the corporate authorities of such municipality; and (2) the corporate authorities, within 45 days after mailing of the notice, have failed to notify the Authority that the municipality has adopted a resolution disapproving the industrial project or have notified the Authority that the municipality has adopted a resolution approving the industrial project. In the case of

Code of 1986, the Authority is authorized to issue those bonds before complying with the requirements of this Section; but those requirements shall be met before the disbursement of bond proceeds to the not for profit entity to pay or reimburse it for project expenditures.

Please be advised that the corporate authorities of Chatham, Sangamon County, Illinois, have 45 days after the mailing date of this letter to adopt either of the aforesaid resolutions. If the Authority has not been notified of the adoption of any such resolution within 45 days, it will assume that the corporate authorities have no objections to this project.

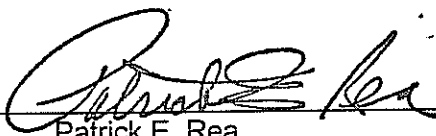
Please send notification of the adoption of an approving or disapproving resolution, and a certified copy of the pertinent resolution by registered or certified mail to:

**ILLINOIS DEVELOPMENT FINANCE AUTHORITY**  
**233 South Wacker Drive**  
**Sears Tower**  
**Suite 4000**  
**Chicago, IL 60606**  
**Attn: Legal Department**

If you have any questions concerning this matter, please contact John Haderlein of our office at (312) 627-1434.

Sincerely,

ILLINOIS DEVELOPMENT FINANCE  
AUTHORITY

By:   
Patrick E. Rea  
Executive Director

cc: West Central Illinois Telecommunication Corporation  
Jim Snyder, Wildman Harold  
Sam Witsman, Hart, Southworth & Witsman  
IDFA File #9799-NP

**Certified Receipt Number: 7000 1670 0013 0078 3821**