

=====

**VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 1072

**AN ORDINANCE ABATING A TAX FOR GENERAL OBLIGATION
TAX INCREMENT BONDS (ALTERNATE REVENUE SOURCE),
SERIES 2004A, OF THE VILLAGE OF MELROSE PARK, COUNTY
OF COOK, STATE OF ILLINOIS.**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF MELROSE PARK**

THIS 31ST DAY OF JULY 2007

**RONALD M. SERPICO, Village President
MARY ANN PAOLANTONIO SALEMI, Village Clerk**

Board Of Trustees

**JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
THOMAS KLEIN
ARTURO J. MOTA
ANTHONY J. PRIGNANO
MARY RAMIREZ TACONI**

=====

**Published by authority of the
President and Board of Trustees
Of the Village of Melrose Park,
Cook County, Illinois on
This 1ST day of AUGUST 2007**

ORDINANCE NO. 1072

AN ORDINANCE ABATING A TAX FOR GENERAL OBLIGATION TAX INCREMENT BONDS (ALTERNATE REVENUE SOURCE), SERIES 2004A, OF THE VILLAGE OF MELROSE PARK, COOK COUNTY, ILLINOIS.

* * * * *

WHEREAS, the Village of Melrose Park, County of Cook, State of Illinois (the “Village”) is a duly organized and existing village created under the provisions of the laws of the State of Illinois, and is operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto, with full powers to enact ordinances and adopt resolutions for the benefit of the residents of the Village; and

WHEREAS, the Village President (the “President”), the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio Salemi, having taken office on May 2, 2005, and the Board of Trustees of the Village (the “Village Board”), the Honorable John S. Conteduca, Cathleen Cossident Italia, Thomas “TK” Klein, Arturo J. Mota, Anthony J. Prignano and Mary Ramirez Taconi, having taken office on May 14, 2007, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, on April 26, 2004, the President and the Village Board (collectively, the “Corporate Authorities”) passed and approved an ordinance which was designated as No. 839 (the “Bond Ordinance”) and which provided for the borrowing of money and issuance of General Obligation Tax Increment Bonds (Alternate Revenue Source), Series 2004A, of the Village, in an amount not to exceed four million, eight hundred thousand and no/100 U.S. dollars (\$4,800,000.00) (the “Bonds”); and

WHEREAS, on May 12, 2004, acting pursuant to the Bond Ordinance, the President and Village Clerk executed a Bond Determination, which provided certain terms for the Bonds (the "Bond Determination"); and

WHEREAS, Exhibit B to the Bond Determination provides for the levy of taxes in the Village's tax levy year 2006 sufficient to provide three hundred twenty-four thousand and no/100 U.S. dollars (\$324,000.00) for the purpose of paying the interest and/or principal on the Bonds; and

WHEREAS, Article XXII, Section 1 of the Bond Ordinance provides that:

"Whenever the Village has received a certificate from the Trustee certifying that funds are available to pay any principal of or interest on the Series 2004A Bonds in the next succeeding Bond Year and are on deposit with the Trustee in the Bond Service Account, so as to enable the abatement of the Full Faith and Credit Taxes levied for the same, the Corporate Authorities, or the officers of the Village acting with proper authority, shall direct the deposit of such funds into the Bond Fund created solely for such purpose. The Corporate Authorities shall direct the abatement of the Full Faith and Credit Taxes by such amount, and proper notification of such abatement shall be filed with the County Clerk, in a timely manner to effect such abatement."

; and

WHEREAS, since the Village has received documentation from the Trustee certifying that funds are available to pay the principal of and interest on the Bonds and those funds are on deposit in the Bond Service Account, the Corporate Authorities are required by the Bond Ordinance to cause the deposit of such amount into the Bond Fund, created pursuant to the Bond Ordinance, to abate the levy described above and to cause proper notification of that abatement to be filed with the Office of the Cook County Clerk, Illinois, with such undefined capitalized terms herein set forth retaining the definition as set forth in the Bond Ordinance; and

NOW, THEREFORE, BE IT ORDAINED by the President and the Board of

Trustees of the Village of Melrose Park, County of Cook, State of Illinois, as follows:

**ARTICLE I.
IN GENERAL**

Section 01. Incorporation Clause.

All of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct, and the Corporate Authorities do hereby, by reference, incorporate and make them part of this Ordinance as legislative findings.

Section 02. Invocation of Authority.

This Ordinance is enacted pursuant to the authority granted to this Village by the Constitution of the State of Illinois, the common law, the Illinois Compiled Statutes, Village ordinances and resolutions and all other applicable law.

Section 03. State Law Adopted.

All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this Ordinance are hereby incorporated herein by reference.

Sections 04-09. Reserved.

**ARTICLE II.
ABATEMENT**

Section 10.00 Transfer of Funds.

The sum of three hundred twenty-four thousand and no/100 U.S. dollars (\$324,000.00) has been transferred from the Bond Service Account, created by the Bond Ordinance, to the Bond Fund, created by the Bond Ordinance, and shall be irrevocably pledged for the payment of the principal and interest due on the Bonds.

Section 11.00 Abatement.

There is hereby abated the sum of three hundred twenty-four thousand and no/100 U.S. dollars (\$324,000.00) of the levy of taxes for the Village's tax levy year 2006, being the levy appearing and set forth in Exhibit B of the Bond Determination. It is intended that this abatement shall apply to the entire amount scheduled to be levied for the Village's tax levy year 2006 pursuant to the terms of the Bond Determination.

Section 12.00 Direction to the Village Clerk.

Having received certificates or such other evidence as the Village Clerk deems necessary to determine that the transfer described in Section 10.00 of this Ordinance has been completed, the Village Clerk is directed to file, or cause the filing of a certified copy of this Ordinance with the Office of the Clerk of Cook County, Illinois.

**ARTICLE III.
HEADINGS, SAVINGS CLAUSES,
PUBLICATION, EFFECTIVE DATE**

Section 13.00 Headings.

The headings for the articles, sections, paragraphs and sub-paragraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive part of this Ordinance nor should they be used in any interpretation or construction of any substantive provision of this Ordinance.

Section 14.00 Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision, clause, sentence, paragraph, sub-paragraph, section or part

shall be excluded and deemed inoperative, unenforceable and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect.

Section 15.00 Superseder.

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith are, to the extent of such conflict, hereby superseded.

Section 16.00 Publication.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

/ / /

Section 17.00 Effective Date.

This Ordinance shall be in full force and effect upon its passage, approval and publication, as provided by law.

On The Individual Poll And Voice Vote Of The Board of Trustees:

AYE VOTES: Trustee Conteduca, Trustee Italia, Trustee Mota,
Trustee Prignano, Trustee Taconi

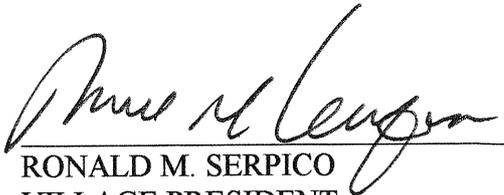
NAY VOTES:

ABSTAIN:

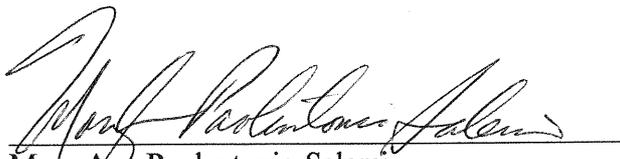
ABSENT: Trustee Klein

SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS
THIRTY-FIRST DAY OF JULY, 2007, A.D.

APPROVED:


RONALD M. SERPICO
VILLAGE PRESIDENT

ATTEST:


Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: July 31, 2007
Published in Pamphlet Form: August 1, 2007