

MEETING DETAILS



REGULAR MEETING OF THE MEMBERS Tuesday, August 9, 2022 9:30 AM

Michael A. Bilandic Building
160 North LaSalle Street
Suite S-1000
Chicago, Illinois 60601

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ILLINOIS FINANCE AUTHORITY

August 9, 2022

9:30 a.m.

REGULAR MEETING

Michael A. Bilandic Building

160 North LaSalle Street

Suite S-1000

Chicago, Illinois 60601

- I. Call to Order & Roll Call
- II. Approval of Agenda
- III. Public Comment
- IV. Chair's Remarks
- V. Message from the Executive Director
- VI. Committee Reports
- VII. Presentation and Consideration of New Business Items
- VIII. Presentation and Consideration of Financial Reports
- IX. Monthly Procurement Report
- X. Correction and Approval of Minutes
- XI. Other Business
- XII. Closed Session
- XIII. Adjournment

I. CALL TO ORDER AND ROLL CALL

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II. APPROVAL OF AGENDA

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Thursday, August 4, 2022

**PUBLIC NOTICE OF REGULAR MEETING OF THE MEMBERS OF THE ILLINOIS
FINANCE AUTHORITY**

The Illinois Finance Authority (the “Authority”) will hold its regularly scheduled meeting of the Members of the Authority in the Authority’s Chicago Office, 160 North LaSalle Street, Suite S-1000, Chicago, Illinois 60601 on **Tuesday, August 9, 2022 at 9:30 a.m.**

Due to ongoing health concerns related to the novel COVID-19 virus, members of the public are encouraged to attend the regularly scheduled meeting via audio or video conference pursuant to the determination and declarations by the Chair attached hereto. The Audio Conference Number is (312) 626-6799 and the Meeting ID is 843 3139 1478 followed by pound (#). When prompted for a Participant ID, please press pound (#) and wait for the Password prompt. Upon being prompted for a Password, please enter 054246 followed by pound (#). To join the Video Conference, use this link: <https://us06web.zoom.us/j/84331391478?pwd=OFdkWDJTaWUwSEJDOVg2ZTh5ZXJPdz09> and enter passcode 054246. Guests wishing to comment orally are invited to do so, pursuant to the “Guidelines for Public Comment” prescribed by the Authority and posted at www.il-fa.com. Guests participating via audio conference who find that they cannot hear the proceedings clearly can call (312) 651-1300 or write info@il-fa.com for assistance. Please contact an Assistant Secretary of the Board at (312) 651-1300 for more information.

**ILLINOIS FINANCE AUTHORITY
REGULAR MEETING OF THE MEMBERS
Tuesday, August 9, 2022
9:30 AM**

AGENDA:

- I. Call to Order & Roll Call
- II. Approval of Agenda
- III. Public Comments
- IV. Chair’s Remarks
- V. Message from the Executive Director
- VI. Committee Reports
- VII. Presentation and Consideration of New Business Items (see attached)
- VIII. Presentation and Consideration of Financial Reports
- IX. Monthly Procurement Report
- X. Correction and Approval of Minutes
- XI. Other Business
- XII. Closed Session
- XIII. Adjournment

All meetings will be accessible to handicapped individuals in compliance with Executive Order #5 (1979) as well as pertinent State and Federal laws upon notification of anticipated attendance. Handicapped persons planning to attend any meeting and needing special accommodations should contact Mari Money at the Illinois Finance Authority by calling (312) 651-1319, TTY (800) 526-0844.

NEW BUSINESS

CONDUIT FINANCING PROJECTS

Tab	Project Name	Location	Amount	New Jobs	Const. Jobs	Staff
Private Activity Bonds - Revenue Bonds Final (One-Time Consideration)						
1	Illinois College	Jacksonville (Morgan County)	\$20,000,000	6	25	RF
2	Elmhurst University	Elmhurst (DuPage County)	\$20,000,000	2	146	RF
TOTAL CONDUIT FINANCING PROJECTS			\$40,000,000	8	171	
GRAND TOTAL			\$40,000,000	8	171	

RESOLUTIONS

Tab	Action	Staff
Conduit Financings		
3	Resolution Authorizing the Execution and Delivery of a Second Amendment to Bond and Loan Agreement, which Supplements and Amends that Certain Bond and Loan Agreement Dated as of December 1, 2016, as Supplemented and Amended, Providing for the Issuance of the Illinois Finance Authority Revenue Refunding Bond, Series 2016 (Elmhurst College); and Related Documents; and Approving Related Matters	RF/BF
4	Resolution Authorizing the Execution and Delivery of a First Amendment to Bond and Loan Agreement, which Supplements and Amends that Certain Bond and Loan Agreement Dated as of December 1, 2017, as Supplemented and Amended, Providing for the Issuance of the Illinois Finance Authority Revenue Refunding Bond, Series 2017 (Elmhurst College); and Related Documents; and Approving Related Matters	RF/BF

SUBJECT MATTER-ONLY

Tab	Action	Staff
Governance, Personnel, and Ethics		
5	Revolving Door and Other Ethics Considerations for Members of the Illinois Finance Authority	EW

**DETERMINATION AND DECLARATIONS BY THE CHAIR OF
THE ILLINOIS FINANCE AUTHORITY**

I, Will Hobert, as the Chair of the Illinois Finance Authority (the “Authority”), hereby make the following determination and declarations:

THAT the Governor of the State of Illinois issued a Gubernatorial Disaster Proclamation on July 22, 2022 finding that, pursuant to the provisions of the Illinois Emergency Management Agency Act, a disaster exists within the State of Illinois related to public health concerns caused by Coronavirus Disease 2019 (“COVID-19”) and declaring all counties in the State of Illinois as a disaster area, which Proclamation remains in effect for 30 days; and

THAT in accordance with the provisions of Section 7(e) of the Open Meetings Act, as amended, I have determined that an in-person meeting of the Authority on August 9, 2022, the next regularly scheduled meeting of the Authority, is not practical or prudent because of the disaster declared by the Governor on July 22, 2022; and

THEREFORE the next regular meeting of the Authority scheduled for August 9, 2022 at 9:30 a.m. shall be conducted via audio and video conference, without the physical presence of a quorum of the Members of the Authority, in accordance with the provisions of Section 7(e) of the Open Meetings Act, as amended; and

THAT all members of the body participating in the meeting, wherever their physical location, shall be verified and can hear one another and can hear all discussion and testimony; and

THAT members of the public present at the regular meeting location of the body can hear all discussion and testimony and all votes of the Members of the Authority; any interested member of the public will be provided access to contemporaneously hear all discussion, testimony, and roll call votes by telephone via audio conference; and

THAT the Executive Director of the Authority shall be physically present at the regular meeting location; and

THAT meetings of any committees of the Authority held between the date of this determination and August 21, 2022 shall also be held in accordance with the above practices.

Signed:

/s/ Will Hobert
Will Hobert, Chair

August 3, 2022
Date

III. PUBLIC COMMENT

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IV. CHAIR'S REMARKS

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V. MESSAGE FROM THE EXECUTIVE DIRECTOR

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Date: August 9, 2022

To: William Hobert, Chair
Peter Amaro
Drew L. Beres
James J. Fuentes
Arlene A. Juracek
Roxanne Nava
Ameya Pawar

Roger Poole
Timothy Ryan
Michael Strautmanis
Eduardo Tobon
Jennifer Watson
Randal Wexler
Bradley A. Zeller

From: Christopher B. Meister, Executive Director

Subject: *Message from the Executive Director*

Dear Member of the Authority:

Higher Education Conduit Financings and Amendments - Illinois College and Elmhurst University

We are pleased to welcome two of the Authority's higher education institution borrowers to the agenda this month, ***Illinois College*** and ***Elmhurst University***, each with new money projects that will create jobs, facilitate growth of the Illinois economy, and enhance the lives of students and the people of Illinois. Illinois College, located in Jacksonville, is a private liberal arts college founded in 1829 and was the first higher education institution in the state to grant a degree. Elmhurst University, located in Elmhurst, was founded in 1871 and is currently ranked as "one of the best in the Midwest" according to ***U.S. News & World Report***, attracting students from across the nation and around the world. The Authority is pleased to have this opportunity to assist these borrowers by financing facility improvements that will advance their educational missions.

Revolving Door & Other Ethics Considerations for Authority Members

Among the new business items on this month's agenda, there will be a subject matter-only discussion regarding Revolving Door and Other Ethics Considerations for Authority Members. Elizabeth Weber, General Counsel and Ethics Officer, will provide highlights of the revolving door provisions applicable to Authority Members as well as address upcoming ethics and other State-mandated trainings for Authority Members.

July 2022 Financials Unavailable

Due to State mandates for the end of Fiscal Year 2022 in connection with the external audit process and the State Comptroller's Office, the preliminary unaudited financial report for July 2022, the first month of Fiscal Year 2023, is not available this month.



Thank You for Your Service, George Obernagel

It is with sadness that the Authority says goodbye to George Obernagel who has recently resigned as a Member of the Authority. George has served as an Authority Member since July 2016, and the Members and staff will miss his wisdom, good humor, and judgment. We thank George for his contributions and wish him the very best in his next steps.

Welcome Ameya Pawar

On behalf of the Chair, Members, and staff of the Authority, we are pleased to welcome Ameya Pawar as our newest volunteer Member. Ameya is a Senior Advisor and Chicago Director for the First Midwest Group, a Senior Advisor with the Academy Group, and a Special Advisor and Lecturer at the University of Chicago Inclusive Economy Lab and Crown School. Ameya recently spent three years working on public finance issues as a Leadership in Government Fellow with Open Society Foundations and is a Senior Fellow with Economic Security Project. Ameya also served two terms as the Alderman of the 47th Ward of the City of Chicago from 2011-2019. We thank Governor Pritzker for Ameya's appointment and for adding another experienced voice to the Authority.

Rapidly Changing Developments - the Inflation Reduction Act of 2022

Should the current publicly available version of the federal Inflation Reduction Act of 2022 (the "IRA") become law, direct federal financial resources through the US Environmental Protection Agency, the US Department of Energy, and the US Department of Agriculture, may become available to the Authority through its State law designation as the Climate Bank. Certain knowledgeable commentators also believe that the current IRA, should it become law, will positively impact the municipal bond market. I will update the Members accordingly.

Respectfully,

A handwritten signature in black ink, appearing to read "C. Meister", with a long horizontal line extending to the right.

Christopher B. Meister
Executive Director

VI. COMMITTEE REPORTS

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VII. PRESENTATION AND CONSIDERATION OF NEW BUSINESS ITEMS

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RESOLUTION NO. 2022-0809-CF01

A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$20,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF ILLINOIS FINANCE AUTHORITY REVENUE BOND, SERIES 2022 (ILLINOIS COLLEGE PROJECT), THE PROCEEDS OF WHICH ARE TO BE LOANED TO ILLINOIS COLLEGE; AUTHORIZING THE EXECUTION AND DELIVERY OF BOND AND LOAN AGREEMENT, A TAX EXEMPTION CERTIFICATE AND AGREEMENT AND RELATED DOCUMENTS; AND APPROVING RELATED MATTERS.

WHEREAS, the Illinois Finance Authority, a body politic and corporate duly organized and validly existing under and by virtue of the laws of the State of Illinois (the “Authority”), including without limitation the Illinois Finance Authority Act, 20 ILCS 3501/801-1 et seq. (as supplemented and amended, the “Act”), is authorized by the laws of the State of Illinois, including without limitation, the Act, to issue its revenue bonds for the purposes set forth in the Act and to permit the expenditure of the proceeds thereof to finance or refinance the cost of “educational facilities” used by “private institutions of higher education” (as such terms are defined in the Act); and

WHEREAS, Illinois College, an Illinois not for profit corporation (the “College”) and a “private institution of higher education”, has requested that the Authority issue its Revenue Bond, Series 2022 (Illinois College Project) (the “Bond”) in an aggregate principal amount not to exceed \$20,000,000, and loan the proceeds from the sale thereof to the College in order to assist the College in providing a portion of the funds necessary to do any or all of the following: (i) finance, refinance or reimburse all or a portion of the costs of the acquisition, construction, renovation, improvement and equipping of certain educational facilities of the College located on the College campus, including but not limited to: (a) the renovation, improvement, expansion, construction and equipping of the facilities relating to Crispin Science Building, (b) the renovation, improvement, expansion, construction and equipping of the facilities relating to Crampton Hall, (c) the upgrading, replacing, improving, renovating and equipping various athletic facilities, including but not limited to, roof replacements and improvements to track and field facilities, and (d) general campus improvements, including campus lighting improvements, expansion of multi-purpose spaces, landscaping, land improvements and similar expenditures relating to general campus improvements of the educational facilities (collectively, the “Project”); (ii) fund working capital for the College, if deemed necessary or desirable by the Authority and the College; (iii) fund interest accruing on the Bond, if deemed necessary or desirable by the Authority and the College; and (iv) pay certain expenses incurred in connection with the issuance of the Bond, including the cost of any bond insurance or other credit or liquidity enhancement, all as permitted by the Act (collectively, the “Financing Purposes”); and

WHEREAS, in connection with the issuance of the Bond, it will be necessary for the Authority to execute and deliver the following documents (collectively, the “Authority Documents”):

(a) a Bond and Loan Agreement (the “Bond and Loan Agreement”) among the Authority, the College and U.S. Bank National Association (the “Purchaser”), pursuant to which the Purchaser will purchase the Bond from the Authority;

(b) a Tax Exemption Certificate and Agreement (the “Tax Agreement”) between the Authority and the College;

(c) the Project Escrow Agreement (the “Project Escrow Agreement”) among, the Authority, the College and U.S. Bank Trust Company, National Association, as escrow agent, providing for (i) the establishment of (a) a Costs of Issuance Fund and (b) a Project Fund; (ii) the deposit of the proceeds of the Bond in (a) the Costs of Issuance Fund and (b) the Project Fund; and (iii) the application thereof in accordance with the Bond and Loan Agreement and the Project Escrow Agreement; and

(d) the Filing Agent Agreement (the “Filing Agent Agreement”) among the Authority, the College and U.S. Bank Trust Company, National Association, as filing agent (the “Filing Agent”), pursuant to which the Filing Agent will agree to file a completed Form C-08 for the Bond with the Authority and the Office of Comptroller of the State of Illinois, relating to the payment of principal and/or interest on the Bond in accordance with the terms thereof; and

WHEREAS, the Bond and the obligation to pay principal, premium, if any, and interest thereon are special, limited obligations of the Authority, payable solely out of the revenues and income derived from the Bond and Loan Agreement; the Bond and the obligation to pay interest thereon shall not be deemed to constitute an indebtedness, a general or moral obligation, or a pledge of the full faith and credit of the Authority, the State of Illinois or any political subdivision thereof within the purview of any constitutional limitation or statutory provision or a charge against the general credit or taxing powers, if any, of any of them; and neither the Purchaser nor any future owner of the Bond shall have the right to compel any exercise of the taxing power, if any, of the Authority, the State of Illinois or any political subdivision thereof to pay any principal or purchase price of, premium, if any, or interest on the Bond; and

WHEREAS, in connection with the issuance of the Bond, the College will enter into a Continuing Covenant Agreement with the Purchaser (the “Covenant Agreement”) containing certain covenants to be made by the College for the benefit of the Purchaser; and

WHEREAS, the Authority has caused to be prepared and presented to its Members, forms of the Bond and Loan Agreement, including a form of the Bond attached thereto as *Exhibit A*, the Project Escrow Agreement and the Filing Agent Agreement;

NOW, THEREFORE, Be It Resolved by the Members of the Illinois Finance Authority as follows:

Section 1. Recitals. The foregoing recitals are incorporated in and made a part of this Resolution by this reference.

Section 2. Findings. Based upon the representations of the College, the Authority hereby makes the following findings and determinations with respect to the College, the Bond to be issued by the Authority and the facilities to be financed with the proceeds of the Bond:

(a) The College is a not for profit corporation organized under the laws of the State of Illinois and is qualified to do business in the State of Illinois;

(b) The College is a “private institution of higher education” (as defined in the Act) and owns and operates Illinois College;

(c) The College has properly filed with the Authority its request for assistance in providing funds to the College and the funds will be used for the Financing Purposes, and the facilities financed with the proceeds of the Bond will be owned and operated by the College and such facilities are included within the term “project” as defined in the Act; and

(d) The Bond is being issued for a valid purpose under and in accordance with the provisions of the Act.

Section 3. The Bond. In order to obtain funds to loan to the College to be used for the Financing Purposes, the Authority hereby authorizes the issuance of the Bond in an aggregate principal amount not to exceed \$20,000,000, and the Bond is to be designated the “Illinois Finance Authority Revenue Bond, Series 2022 (Illinois College Project)”; and the form of Bond in substantially the form now before the Authority in order to comply with the provisions of the Bond and Loan Agreement as any Authorized Officer (as hereinafter defined) shall approve, the execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions therein from such form be, and the same hereby is, approved; the Bond shall be executed on behalf of the Authority with the manual or facsimile signature of its Executive Director, Chairperson or Vice Chairperson (and for purposes of this Resolution, any person duly appointed to any such office on an acting or an interim basis or otherwise authorized to act as provided by Resolutions of the Authority) and attested with the manual or facsimile signature of its Secretary or any Assistant Secretary and the seal of the Authority shall be impressed or imprinted thereon; the Executive Director, Chairperson, the Vice Chairperson or any other Authorized Officer of the Authority (as hereinafter defined) shall cause the Bond, as so executed and attested, to be delivered to the Purchaser, as bond registrar under the Bond and Loan Agreement, for authentication; and when the Bond is executed on behalf of the Authority in the manner contemplated by the Bond and Loan Agreement and this Resolution, they shall represent the approved form of the Bond.

The Bond shall mature not later than forty (40) years from the date of its issuance and shall bear interest at a stated initial rate not exceeding 5% per annum, subject to adjustment, which may exceed the stated initial maximum rate, pursuant to the terms of the Bond and Loan Agreement as described below. The Bond shall be privately placed with the Purchaser and shall be subject to optional redemption and be payable all as set forth in the Bond and Loan Agreement.

The interest rate on the Bond may be subject to adjustment to (i) a higher rate per annum upon the occurrence of an Event of Default (as defined in the Bond and Loan Agreement), as further described in the Bond and Loan Agreement, or (ii) a taxable rate after the occurrence of a Determination of Taxability, as defined and further described in the Bond and Loan Agreement.

The Authority hereby authorizes each of the Chairperson, Vice Chairperson, Executive Director, or General Counsel (and for purposes of this Resolution, any person duly appointed to any such office on an acting or an interim basis or otherwise authorized to act as provided by the Resolutions of the Authority) (each, an “Authorized Officer”) to make a final determination as to the principal amount, initial interest rate, maturity, uses of proceeds, mandatory sinking fund redemption dates and amounts (if any), optional and extraordinary redemption provisions (if any), optional or mandatory tender provisions and the purchase price and uses of the proceeds from the sale of the Bond. The execution by an Authorized Officer of the Bond and Loan Agreement shall constitute such Authorized Officer’s approval and the Authority’s approval of the final terms and provisions of the Bond.

The Bond, including the interest and any redemption premium payable thereon, shall be a special, limited obligation of the Authority, payable solely from the income and revenues to be derived by the Authority pursuant to the Bond and Loan Agreement (except pursuant to Unassigned Rights (as defined in the Bond and Loan Agreement)).

The obligation of the College to provide the funds for the payment of principal of, premium, if any, and interest on the Bond will be a general, unsecured obligation of the College.

The Bond and the interest thereon shall never constitute a general obligation or commitment by the Authority to expend any of its funds other than (i) the proceeds from the sale of the Bond, (ii) the income and revenues derived by the Authority pursuant to the Bond and Loan Agreement (except pursuant to Unassigned Rights), (iii) other amounts available under the Bond and Loan Agreement, and (iv) moneys arising out of the investment or reinvestment of such proceeds, income, revenues or receipts.

Section 4. Bond and Loan Agreement. The Authority is hereby authorized to enter into the Bond and Loan Agreement with the College and the Purchaser; the form, terms and provisions of the Bond and Loan Agreement be, and they hereby are, in all respects approved; the Authorized Officers of the Authority be, and each of them hereby is, authorized, empowered and directed to execute, and the Secretary or any Assistant Secretary of the Authority be, and each of them hereby is, authorized, empowered and directed to attest to and to affix the official seal of the Authority to, the Bond and Loan Agreement on behalf of the Authority, and thereupon the Authority shall cause the Bond and Loan Agreement to be delivered to the College, such Bond and Loan Agreement (as executed) to provide for the loan of the proceeds from the sale of the Bond to the College and the use of such proceeds to carry out the Financing Purposes, in the manner and with the effect therein provided; the Bond and Loan Agreement shall be in substantially the same form now before the Authority or with such changes as any Authorized Officer of the Authority shall approve, the execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions from the form of the Bond and Loan Agreement now before the Authority; from and after the execution and delivery of the Bond and Loan Agreement, the Members, officers,

employees and agents of the Authority are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Bond and Loan Agreement as executed; and the Bond and Loan Agreement shall constitute, and hereby is made, a part of this Resolution.

Section 5. Tax Agreement. The Authority is hereby authorized to enter into the Tax Agreement with the College in the form to be approved by bond counsel and counsel to the Authority; the Authorized Officers of the Authority be, and each of them hereby is, authorized, empowered and directed to execute and deliver the Tax Agreement as so approved; from and after the execution and delivery of the Tax Agreement, the Members, officers, employees and agents of the Authority are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary to carry out and comply with the provisions of the Tax Agreement as executed.

Section 6. Project Escrow Agreement. The Authority is hereby authorized to enter into the Project Escrow Agreement with the College and the Project Escrow Agent; the form, terms and provisions of the Project Escrow Agreement be, and they hereby are, in all respects approved; the Authorized Officers of the Authority be, and each of them hereby is, authorized, empowered and directed to execute, and the Secretary or any Assistant Secretary of the Authority be, and each of them hereby is, authorized, empowered and directed to attest to and to affix the official seal of the Authority to, the Project Escrow Agreement in the name, for and on behalf of the Authority, and thereupon to cause the Project Escrow Agreement to be delivered to the College; the Project Escrow Agreement shall be in substantially the same form now before the Authority or with such changes as any Authorized Officer of the Authority shall approve, the execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions from the form of the Project Escrow Agreement now before the Authority; from and after the execution and delivery of the Project Escrow Agreement, the officers, employees and agents of the Authority are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary or desirable to carry out and comply with the provisions of the Project Escrow Agreement as executed; and that the Project Escrow Agreement shall constitute, and hereby is made, a part of this Resolution.

Section 7. Filing Agent Agreement. The Authority is hereby authorized to enter into the Filing Agent Agreement with the College and the Filing Agent; the form, terms and provisions of the Filing Agent Agreement be, and they hereby are, in all respects approved; the Authorized Officers of the Authority be, and each of them hereby is, authorized, empowered and directed to execute, and the Secretary or any Assistant Secretary of the Authority be, and each of them hereby is, authorized, empowered and directed to attest to and to affix the official seal of the Authority to, the Filing Agent Agreement in the name, for and on behalf of the Authority, and thereupon to cause the Filing Agent Agreement to be delivered to the College; the Filing Agent Agreement shall be in substantially the same form now before the Authority or with such changes as any Authorized Officer of the Authority shall approve, the execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions from the form of the Filing Agent Agreement now before the Authority; from and after the execution and delivery of the Filing Agent Agreement, the officers, employees and agents of the Authority are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary

or desirable to carry out and comply with the provisions of the Filing Agent Agreement as executed; and the Filing Agent Agreement shall constitute, and hereby is made, a part of this Resolution.

Section 8. Other Documents. The Authorized Officers and any other officer of the Authority be, and each of them hereby is, authorized to (i) execute and deliver such documents, certificates and undertakings of the Authority, including but not limited to any documentation relating to the disbursement of costs of issuance or the coordination of the filing of the C-08 Notice of Payment of Bond Interest and/or Principal with the office of the Comptroller of the State of Illinois or any other documentation necessary to effect the Financing Purposes (collectively, the “Other Documents”), (ii) approve the execution and delivery of such other documents, certificates and undertakings of other parties, including, without limitation, the College and the Purchaser, and (iii) take such other actions as may be necessary or required in connection with carrying out and complying with this Resolution and the issuance and sale of the Bond and/or the execution, delivery and performance of the Authority Documents, the Covenant Agreement and such other documents, certificates and undertakings, all as authorized by this Resolution; and all of the acts and doings of the Authorized Officers which are in conformity with the intent and purposes of this Resolution, whether heretofore or hereafter taken or done, shall be and hereby are authorized, ratified, approved and confirmed.

Section 9. Private Placement; Investment Letter; Restrictions on Transfers. The Authority hereby authorizes the issuance and sale of the Bond to the Purchaser on a private placement basis pursuant to the Bond and Loan Agreement; the Purchaser shall deliver an investment letter to the Authority (in the form approved by counsel to the Authority) stating, among other things, that the Purchaser is either an “accredited investor” within the meaning of Regulation D, or a “qualified institutional buyer” within the meaning of Rule 144A, under the Securities Act of 1933, as amended; and the Bond and Loan Agreement shall contain such restrictions, as the counsel to the Authority shall reasonably determine are necessary or advisable, on the transfer of the Bond by the Purchaser or by any accredited investor or qualified institutional buyer to which the Purchaser transfers the Bond.

Section 10. Conditions to Effectiveness. The approvals granted by the Authority pursuant to this Resolution are subject to the Authority Documents and any other document required to carry out and comply with this Resolution being in full conformance with the requirements of the Authority (including the Authority’s Bond Program Handbook), except as expressly approved by counsel to the Authority or the Executive Director (and, for purposes of this Resolution, any person duly appointed to any such office on an acting or an interim basis) of the Authority, the satisfaction of such condition to be evidenced by an Authorized Officer’s execution and delivery of such documents.

Section 11. Other Acts. All acts of the officers, employees and agents of the Authority which are in conformity with the purposes and intent of this Resolution be, and the same hereby are, in all respects, ratified, approved and confirmed.

Section 12. Severability. The provisions of this Resolution are hereby declared to be separable, and if any section, phrase or provision hereof shall for any reason be declared to be

invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions of this Resolution.

Section 13. No Conflict. All resolutions and orders, or parts thereof, in conflict herewith are hereby superseded to the extent of such conflict.

Section 14. Effective Date. This Resolution shall be in full force and effect immediately upon its passage, as by law provided.

APPROVED this 9th day of August, 2022.

ILLINOIS FINANCE AUTHORITY

By _____
Executive Director

[SEAL]

ATTEST:

Assistant Secretary

RESOLUTION NO. 2022-0809-CF02

A RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$20,000,000 PRINCIPAL AMOUNT ILLINOIS FINANCE AUTHORITY REVENUE BOND, SERIES 2022 (ELMHURST UNIVERSITY); AUTHORIZING THE EXECUTION AND DELIVERY OF A BOND AND LOAN AGREEMENT, A TAX EXEMPTION CERTIFICATE AND AGREEMENT AND RELATED DOCUMENTS; AND APPROVING RELATED MATTERS.

WHEREAS, the Illinois Finance Authority, a body politic and corporate duly organized and validly existing under and by virtue of the laws of the State of Illinois (the “Authority”), including without limitation the Illinois Finance Authority Act, 20 ILCS 3501/801-1 et seq. (as supplemented and amended, the “Act”), is authorized by the laws of the State of Illinois, including without limitation, the Act, to issue its revenue bonds for the purposes set forth in the Act and to permit the expenditure of the proceeds thereof to finance or refinance the cost of “projects” (as such term is defined in the Act), including the refunding of any outstanding bonds previously issued for such purpose; and

WHEREAS, Elmhurst University, an Illinois not for profit corporation (the “University”), has requested that the Authority issue its Revenue Bond, Series 2022 (Elmhurst University), in a principal amount not to exceed \$20,000,000 (the “Series 2022 Bond”), and loan the proceeds from the sale thereof to the University pursuant to a Bond and Loan Agreement (the “Bond and Loan Agreement”) among the Authority, the University and PNC Bank, National Association (the “Purchaser”); and

WHEREAS, the University will apply the proceeds from the sale of the Series 2022 Bond to (i) finance, refinance or reimburse all or a portion of the costs of the acquisition, construction, renovation, improvement and equipping of certain educational facilities of the University located on the University’s campus including but not limited to: (a) the renovation, improvement, expansion, construction and equipping of the facilities relating to Memorial Hall, (b) the upgrading, replacing and improving of the HVAC systems, including the replacement of chillers and boilers in certain facilities of the University, (c) the upgrading, replacing, improving, renovating and equipping the athletic facilities, including but not limited to, replacing the track and field turf, (d) the renovating, remodeling, expanding or rehabilitating parking facilities and (e) general campus improvements, including landscaping, land improvements and similar expenditures relating to general campus improvements of the educational facilities; (ii) funding working capital for the University, if deemed necessary or desirable by the Authority and the University; (iii) funding interest accruing on the Series 2022 Bonds, if deemed necessary or desirable by the Authority and the University; and (iv) paying certain expenses incurred in connection with the issuance of the Series 2022 Bonds, including the cost of any bond insurance or other credit or liquidity enhancement, all as permitted by the Act (collectively, the “Financing Purposes”); and

WHEREAS, in furtherance of the purposes set forth in the Act, the Authority wishes to issue the Series 2022 Bond and loan the proceeds from the sale thereof to the University pursuant to the Bond and Loan Agreement in order to carry out the Financing Purposes; and

WHEREAS, the Series 2022 Bond and the obligation to pay principal, premium, if any, and interest thereon will be special, limited obligations of the Authority, payable solely out of the revenues and income derived from the Bond and Loan Agreement; the Series 2022 Bond and the obligation to pay interest thereon shall not be deemed to constitute an indebtedness, a general or moral obligation, or a pledge of the full faith and credit of the Authority, the State of Illinois or any political subdivision thereof within the purview of any constitutional limitation or statutory provision or a charge against the general credit or taxing powers, if any, of any of them; and neither the Purchaser nor any future owner of the Series 2022 Bond shall have the right to compel any exercise of the taxing power, if any, of the Authority, the State of Illinois or any political subdivision thereof to pay any principal or purchase price of, premium, if any, or interest on the Series 2022 Bond; and no recourse shall be had for the payment of the principal of, premium, if any, and interest on the Series 2022 Bond or for any claim based thereon or upon any obligation, covenant or agreement contained in the Bond and Loan Agreement against any past, present or future member, officer, agent or employee of the Authority, or any incorporator, member, officer, employee, director or trustee of any successor corporation, as such, either directly or through the Authority or any successor corporation, under any rule of law or equity, statute or constitution or by the enforcement of any assessment or penalty or otherwise; and

WHEREAS, in connection with the issuance of the Series 2022 Bond, the University and the Purchaser will execute and deliver a Continuing Covenant Agreement containing, among other provisions, certain additional covenants to be made by the University to the Purchaser; and

WHEREAS, in connection with the issuance of the Series 2022 Bond, it is now necessary and proper to authorize the execution and delivery of (i) the Bond and Loan Agreement, (ii) the Filing Agent Agreement (as hereinafter defined), (iii) a Tax Exemption Certificate and Agreement (the "Tax Agreement" and, collectively with the Bond and Loan Agreement and the Filing Agent Agreement, the "Authority Documents") between the Authority and the University and (iii) the Other Documents (as hereinafter defined); and

WHEREAS, the Authority has caused to be prepared and presented to its members a form of the Bond and Loan Agreement, including the form of Series 2022 Bond attached thereto as Exhibit A;

NOW, THEREFORE, Be It Resolved by the members of the Illinois Finance Authority as follows:

Section 1. Recitals. That the foregoing recitals are incorporated in and made a part of this Resolution by this reference.

Section 2. Findings. That based upon the representations of the University, the Authority hereby makes the following findings and determinations with respect to the

University, the Series 2022 Bond to be issued by the Authority and the facilities to be refinanced with the proceeds of the Series 2022 Bond:

(a) The University is a not for profit corporation organized under the laws of the State of Illinois and is qualified to do business in the State of Illinois;

(b) The University is a “private institution of higher education” (as defined in the Act);

(c) The University has properly filed with the Authority its request for assistance in providing funds to the University and the funds will be used for the Financing Purposes, and the facilities to be financed with the proceeds of the Series 2022 Bond are owned and operated by the University and such facilities are included within the term “project” as defined in the Act; and

(d) The Series 2022 Bond is being issued for a valid purpose under and in accordance with the provisions of the Act.

Section 3. Approval of Financing. That issuance of the Series 2022 Bond and the use of the proceeds from the sale thereof to carry out the Financing Purposes, in accordance with the terms of the Bond and Loan Agreement, is hereby authorized and approved and is in furtherance of the public purposes set forth in the Act.

Section 4. Series 2022 Bond. That, in order to provide funds to carry out the Financing Purposes, the Authority hereby authorizes and approves the issuance of the Series 2022 Bond, to be designated the “Illinois Finance Authority Revenue Bond, Series 2022 (Elmhurst University).” The total principal amount of the Series 2022 Bond that may be outstanding shall not exceed \$20,000,000; that the form of Series 2022 Bond now before the Authority, subject to appropriate insertions and revisions in order to comply with the provisions of the Bond and Loan Agreement be, and the same hereby are, approved; that the Series 2022 Bond shall be executed in the name, for and on behalf of the Authority with the manual or facsimile signature of its Chairperson, Vice Chairperson or Executive Director (and for purposes of this Resolution, any person duly appointed to any such office on an acting or an interim basis) and attested with the manual or facsimile signature of its Secretary or any Assistant Secretary and the seal of the Authority shall be impressed or imprinted thereon; that the Chairperson, Vice Chairperson, Executive Director or any other officer of the Authority shall cause the Series 2022 Bond, as so executed and attested, to be delivered to the Purchaser under the Bond and Loan Agreement, for authentication; and that when the Series 2022 Bond is executed on behalf of the Authority in the manner contemplated by the Bond and Loan Agreement and this Resolution, it shall represent the approved form of the Series 2022 Bond; *provided* that (i) the Series 2022 Bond will bear interest at variable rates as described in the Bond and Loan Agreement (with an initial variable rate not to exceed 5% per annum) subject to adjustment, as provided for and pursuant to the Bond and Loan Agreement, (ii) the Series 2022 Bond shall be payable over a term not exceeding forty (40) years from the date of issuance and (iii) the Series 2022 Bond shall be privately placed with the Purchaser.

The interest rate on the Series 2022 Bond may be subject to adjustment to (i) a higher rate per annum upon the occurrence of an Event of Default, as further described in the Bond and Loan Agreement, or (ii) a taxable rate after the occurrence of a Determination of Taxability, as defined and further described in the Bond and Loan Agreement.

The Authority hereby authorizes each of the Chairperson, Vice Chairperson, Executive Director or General Counsel (and, for purposes of this Resolution, any person duly appointed to any such office on an acting or an interim basis) of the Authority (each, an “Authorized Officer”) to make a final determination as to the principal amount, interest rates, maturities, mandatory sinking fund redemption dates and amounts (if any), optional and extraordinary redemption provisions (if any), and uses of the proceeds from the sale of the Series 2022 Bond. The execution by an Authorized Officer of the Bond and Loan Agreement shall constitute such Authorized Officer’s approval and the Authority’s approval of the final terms and provisions of the Series 2022 Bond.

The Series 2022 Bond, including the interest and any redemption premium payable thereon, shall be a limited obligation of the Authority, payable solely from the income and revenues to be derived by the Authority pursuant to the Bond and Loan Agreement (except pursuant to Unassigned Rights (as defined in the Bond and Loan Agreement)). The Series 2022 Bond and the interest thereon shall never constitute a general obligation or commitment by the Authority to expend any of its funds other than (i) the proceeds from the sale of the Series 2022 Bond, (ii) the income and revenues derived by the Authority pursuant to the Bond and Loan Agreement (except pursuant to Unassigned Rights), (iii) other amounts available under the Bond and Loan Agreement and (iv) moneys arising out of the investment or reinvestment of such proceeds, income, revenues or receipts.

Section 5. Bond and Loan Agreement. That the Authority is hereby authorized to enter into the Bond and Loan Agreement with the University and the Purchaser; that the form, terms and provisions of the Bond and Loan Agreement be, and they hereby are, in all respects approved; that the Authorized Officers of the Authority be, and each of them hereby is, authorized, empowered and directed to execute, and the Secretary or any Assistant Secretary of the Authority be, and each of them hereby is, authorized, empowered and directed to attest to and to affix the official seal of the Authority to, the Bond and Loan Agreement in the name, for and on behalf of the Authority, and thereupon to cause the Bond and Loan Agreement to be delivered to the University, such Bond and Loan Agreement (as executed) to provide for the loan of the proceeds from the sale of the Series 2022 Bond to the University and the use of such proceeds to carry out the Financing Purposes, in the manner and with the effect therein provided; that the Bond and Loan Agreement shall be in substantially the same form previously provided to and on file with the Authority and hereby approved, or with such changes therein as any Authorized Officer of the Authority shall approve, the execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions from such form of the Bond and Loan Agreement; that when the Bond and Loan Agreement is executed, attested, sealed and delivered on behalf of the Authority as herein provided, the Bond and Loan Agreement will be binding on the Authority; that from and after the execution and delivery of the Bond and Loan Agreement, the officers, employees and agents of the Authority are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary or

desirable to carry out and comply with the provisions of the Bond and Loan Agreement as executed; and that the Bond and Loan Agreement shall constitute, and hereby is made, a part of this Resolution, and a copy of the Bond and Loan Agreement shall be placed in the official records of the Authority and shall be available for public inspection at the office of the Authority.

Section 6. Tax Agreement. That the Authority is hereby authorized to enter into the Tax Agreement with the University in the form to be approved by bond counsel, by counsel for the University and by counsel to the Authority; that the Authorized Officers of the Authority be, and each of them hereby is, authorized, empowered and directed to execute and deliver the Tax Agreement as so approved; that when the Tax Agreement is executed and delivered on behalf of the Authority as herein provided, the Tax Agreement will be binding on the Authority; and that from and after the execution and delivery of the Tax Agreement, the officers, employees and agents of the Authority are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary or desirable to carry out and comply with the provisions of the Tax Agreement as executed.

Section 7. Filing Agent Agreement. That the Authority is hereby authorized to enter into the Filing and Paying Agent Agreement (the "Filing Agent Agreement") with the University and Amalgamated Bank of Chicago, as the Filing Agent; that the form, terms and provisions of the Filing Agent Agreement be, and they hereby are, in all respects approved; that the Authorized Officers of the Authority be, and each of them hereby is, authorized, empowered and directed to execute, and the Secretary or any Assistant Secretary of the Authority be, and each of them hereby is, authorized, empowered and directed to attest to and to affix the official seal of the Authority to, the Filing Agent Agreement in the name, for and on behalf of the Authority, and thereupon to cause the Filing Agent Agreement to be delivered to the University and the Filing Agent; that the Filing Agent Agreement shall be in substantially the same form now before the Authority or with such changes as any Authorized Officer of the Authority shall approve, the execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions from the form of the Filing Agent Agreement now before the Authority; that when the Filing Agent Agreement is executed, attested, sealed and delivered on behalf of the Authority as herein provided, the Filing Agent Agreement will be binding on the Authority; that from and after the execution and delivery of the Filing Agent Agreement, the officers, employees and agents of the Authority are hereby authorized, empowered and directed to do all such acts and things and to execute all such documents as may be necessary or desirable to carry out and comply with the provisions of the Filing Agent Agreement as executed; and that the Filing Agent Agreement shall constitute, and hereby is made, a part of this Resolution, and a copy of the Filing Agent Agreement shall be placed in the official records of the Authority and shall be available for public inspection at the office of the Authority.

Section 8. Other Documents. That the Authorized Officers and any other officer of the Authority be, and each of them hereby is, authorized to (i) execute and deliver such documents, certificates and undertakings of the Authority, including but not limited to, any documentation necessary to identify an interest rate hedge agreement for federal income tax purposes, any supplemental indentures or escrow deposit agreements relating to the refunding of the Prior Bonds, or any other documentation necessary to effect the Financing Purposes (collectively, the

“Other Documents”), (ii) approve the execution and delivery of such other documents, certificates and undertakings of other parties, including, without limitation, the University and the Purchaser and (iii) take such other actions as may be necessary or required in connection with carrying out and complying with this Resolution, the issuance and sale of the Series 2022 Bond and the Financing Purposes and/or the execution, delivery and performance of the Authority Documents and the Other Documents; and that all of the acts and doings of the Authorized Officers which are in conformity with the intent and purposes of this Resolution, whether heretofore or hereafter taken or done, shall be and hereby are authorized, ratified, approved and confirmed.

Section 9. Private Placement; Investment Letter; Restrictions on Transfers. That the Authority hereby authorizes the issuance and sale of the Series 2022 Bond to the Purchaser on a private placement basis pursuant to the Bond and Loan Agreement; that the Purchaser shall deliver an investment letter to the Authority (in the form approved by counsel to the Authority and consistent with the Authority’s Bond Program Handbook) stating, among other things, that the Purchaser is either an institutional “accredited investor” within the meaning of Regulation D, Sections 501 through 506, or a “qualified institutional buyer” within the meaning of Rule 144A, under the Securities Act of 1933, as amended; and that the Bond and Loan Agreement shall contain such restrictions, as counsel to the Authority shall reasonably determine are necessary or advisable, on the transfer of the Series 2022 Bond by the Purchaser or by any accredited investor or qualified institutional buyer to which the Purchaser transfers the Series 2022 Bond.

Section 10. Conditions to Effectiveness. That the approvals granted by the Authority pursuant to this Resolution are subject to the Authority Documents and any other document required to carry out and comply with this Resolution being in full conformance with the requirements of the Authority (including the Authority’s Bond Program Handbook), except as expressly approved by counsel to the Authority or the Executive Director (and, for purposes of this Resolution, any person duly appointed to any such office on an acting or an interim basis) of the Authority, the satisfaction of such condition to be evidenced by an Authorized Officer’s execution and delivery of such documents.

Section 11. Other Acts. That all acts of the officers, employees and agents of the Authority which are in conformity with the purposes and intent of this Resolution be, and the same hereby are, in all respects, ratified, approved and confirmed.

Section 12. Severability. That the provisions of this Resolution are hereby declared to be separable, and if any section, phrase or provision hereof shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions of this Resolution.

Section 13. No Conflict. That all resolutions and orders, or parts thereof, in conflict herewith are hereby superseded to the extent of such conflict.

Section 14. Effective Date. That this Resolution shall be in full force and effect immediately upon its passage, as by law provided.

APPROVED this 9th day of August, 2022.

ILLINOIS FINANCE AUTHORITY

By _____
Executive Director

[SEAL]

ATTEST:

Assistant Secretary

RESOLUTION No. 2022- 0809-CF03

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND AMENDMENT TO BOND AND LOAN AGREEMENT, WHICH SUPPLEMENTS AND AMENDS THAT CERTAIN BOND AND LOAN AGREEMENT DATED AS OF DECEMBER 1, 2016, AS SUPPLEMENTED AND AMENDED, PROVIDING FOR THE ISSUANCE OF THE ILLINOIS FINANCE AUTHORITY REVENUE REFUNDING BOND, SERIES 2016 (ELMHURST COLLEGE); AND RELATED DOCUMENTS; AND APPROVING RELATED MATTERS.

WHEREAS, the Illinois Finance Authority (the “*Authority*”) has been created by the Illinois Finance Authority Act, 20 ILCS 3501/801-1 et seq. (as supplemented and amended, the “*Act*”); and

WHEREAS, in accordance with Resolution No. 2016-1208-AD06 adopted by the Authority on December 8, 2016 (the “*Original Resolution*”), the Authority has previously issued its \$20,200,000 original aggregate principal amount Illinois Finance Authority Revenue Refunding Bond, Series 2016 (Elmhurst College), of which \$15,200,000 remain outstanding (the “*Bond*”); and

WHEREAS, in accordance with Resolution No. 2019-1210-CF06 adopted by the Authority on December 10, 2019 (the “*First Amendment Resolution*” and together with the Original Resolution, the “*Existing Resolutions*”), the Authority has previously approved the First Amendment (as defined herein), which supplements and amends the Existing Bond Agreement (as defined herein); and

WHEREAS, on December 13, 2016, the Authority issued the Bond pursuant to that certain Bond and Loan Agreement dated as of December 1, 2016 the (“*Original Bond Agreement*”) among Authority, Elmhurst University, formerly known as Elmhurst College, (the “*Corporation*”), and BBVA Mortgage Corporation, formerly known as Compass Mortgage Corporation, as previously supplemented and amended by the First Amendment to Bond and Loan Agreement dated as of December 19, 2019 (the “*First Amendment*” and together with the Original Bond Agreement, the “*Existing Bond Agreement*”), among the Authority, the Corporation and PNC Bank, National Association (“*PNC Bank*”) or any other affiliate of PNC Bank, as successor to BBVA Mortgage Corporation (the “*Purchaser*”); and

WHEREAS, the Bond was sold on a private placement basis to the Purchaser and the proceeds from the sale thereof were loaned to the Corporation, a not for profit corporation incorporated under the laws of the State of Illinois; and

WHEREAS, under the terms of the Existing Bond Agreement, the Bond bears interest at a Bank Purchase Rate (as defined in the Existing Bond Agreement) from the date of issuance through and including March 1, 2028, which is also the maturity date for the Bond; and

WHEREAS, currently under the Existing Bond Agreement, the Bank Purchase Rate is established using an index rate formula that applies a LIBOR Interest Rate for LIBOR Interest Period (as such terms are defined in the Existing Bond Agreement); and

WHEREAS, LIBOR is expected to be discontinued on or about June, 2023; and

WHEREAS, as a result of such discontinuation of LIBOR, the Corporation, the Authority and the Purchaser desire to amend the Existing Bond Agreement to (i) replace the LIBOR Interest Rate as an index that may be used to establish the Bank Purchase Rate with the Term SOFR Rate (as defined in the hereinafter defined Second Amendment) as a new index that may be used to establish the Bank Purchase Rate for the Bond, and (ii) make certain other related modifications (collectively, the “Amendments”); and

WHEREAS, in order to effect such Amendments, the Corporation has requested that the Authority execute and deliver (i) a Second Amendment to Bond and Loan Agreement among the Authority, the Corporation, and the Purchaser (the “*Second Amendment*”), supplementing and amending the Existing Bond Agreement, (ii) an amended and restated Bond (the “*New Bond*”), and (iii) such other documents as may be necessary to effect the Amendments; and

WHEREAS, a draft of the Second Amendment describing the Amendments and including a form of the New Bond has been previously provided to the Authority and is on file with the Authority; and

NOW, THEREFORE, Be It Resolved by the Members of the Illinois Finance Authority as follows:

Section 1. Recitals. The foregoing recitals are incorporated in and made a part of this Resolution by this reference.

Section 2. Approval of the Amendments. The Authority hereby approves the Amendments.

Section 3. Second Amendment. The Authority does hereby authorize and approve the execution (by manual or facsimile signature) by its Chairperson, Vice Chairperson, Executive Director, or General Counsel, or any person duly appointed by the Members to serve in such offices on an interim basis or otherwise authorized to act as provided by the Resolutions of the Authority (each an “*Authorized Officer*”), and the delivery and use, of the Second Amendment. The Secretary or any Assistant Secretary of the Authority is hereby authorized to attest and to affix the official seal of the Authority to the Second Amendment. The Second Amendment shall be substantially in the form previously provided to and on file with the Authority and hereby approved, or with such changes therein as shall be approved by the Authorized Officer of the Authority executing the same, with such execution to constitute conclusive evidence of such Authorized Officer’s approval and the Authority’s approval of any changes or revisions therein from such form of the Second Amendment and to constitute conclusive evidence of such Authorized Officer’s approval and the Authority’s approval of the terms thereof.

Section 4. New Bond. In order to carry out the effectiveness of the Amendments, the Authority hereby authorizes and approves the execution and delivery to the Purchaser of the New Bond, such New Bond to be in substantially the form attached to the Second Amendment as Exhibit A and previously provided to and on file with the Authority or with such changes therein as any Authorized Officer shall approve, the execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions therein from such form; such New Bond shall be executed in the name, for and on behalf of the Authority with the manual or facsimile signature of its Chairperson, Vice Chairperson or Executive Director (and for purposes of this Resolution, any person duly appointed to any such office on an acting or an interim basis or otherwise authorized to act as provided by resolutions of the Authority) and attested with the manual or facsimile signature of its Secretary or any Assistant Secretary and the seal of the Authority shall be impressed or imprinted thereon; the Chairperson, Vice Chairperson, Executive Director or any other officer of the Authority shall cause such New Bond as so executed and attested, to be delivered to the Purchaser, as bond registrar, for authentication; and when such New Bond is executed on behalf of the Authority in the manner contemplated by the Existing Bond Agreement, as supplemented and amended by the Second Amendment, and this Resolution, it shall represent the approved form of such New Bond.

Section 5. Other Documents. The Authorized Officers and any other officer of the Authority be, and each of them hereby is, authorized to (i) execute and deliver such documents, certificates and undertakings of the Authority, including but not limited to any amendments or supplements to any tax exemption agreements and certificates or other tax documents (collectively, the “*Other Documents*”), (ii) approve the execution and delivery of such other documents, certificates and undertakings of other parties, including, without limitation, the Corporation and the Purchaser, and (iii) take such other actions as may be necessary or required in connection with carrying out and complying with this Resolution and execution, delivery and performance of the Second Amendment, the Existing Bond Agreement, and such Other Documents, all as authorized by this Resolution; and all of the acts and doings of the Authorized Officers which are in conformity with the intent and purposes of this Resolution and within the parameters set forth herein, whether heretofore or hereafter taken or done, shall be and hereby are authorized, ratified, approved and confirmed.

Section 6. Other Acts. All acts of the Members, officers, employees and agents of the Authority which are in conformity with the purposes and intent of this Resolution within the parameters set forth herein, shall be, and the same hereby are, in all respects, ratified, approved and confirmed. Unless otherwise provided therein, wherever in the Second Amendment or any other document executed pursuant hereto it is provided that an action shall be taken by the Authority, such action shall be taken by an Authorized Officer of the Authority, or in the event of the unavailability, inability or refusal of an Authorized Officer to take such action, by any two members of the Authority, each of whom is hereby authorized, empowered, and delegated the power and duty and directed to take such action on behalf of the Authority, all within the parameters set forth herein and in the Existing Bond Agreement.

Section 7. Severability. The provisions of this Resolution are hereby declared to be separable, and if any section, phrase or provision hereof shall for any reason be declared to be

invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions of this Resolution.

Section 8. No Conflict. All resolutions and orders, or parts thereof, in conflict herewith are hereby superseded to the extent of such conflict. The foregoing notwithstanding, the Existing Resolutions are hereby confirmed, except to the extent otherwise supplemented by this Resolution.

Section 9. Effective Date. This Resolution shall be in full force and effect immediately upon its passage, as by law provided.

Approved this 9th day of August, 2022 by vote as follows:

Ayes:

Nays:

Abstain:

Absent:

Vacant:

ILLINOIS FINANCE AUTHORITY

By _____
Executive Director

ATTEST:

Assistant Secretary

[SEAL]

RESOLUTION NO. 2022-0809-CF04

A RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF A FIRST AMENDMENT TO BOND AND LOAN AGREEMENT, WHICH SUPPLEMENTS AND AMENDS THAT CERTAIN BOND AND LOAN AGREEMENT DATED AS OF DECEMBER 1, 2017 PROVIDING FOR THE ISSUANCE OF THE ILLINOIS FINANCE AUTHORITY REVENUE REFUNDING BOND, SERIES 2017 (ELMHURST COLLEGE); AND RELATED DOCUMENTS; AND APPROVING RELATED MATTERS.

WHEREAS, the Illinois Finance Authority (the “*Authority*”) has been created by the Illinois Finance Authority Act, 20 ILCS 3501/801-1 et seq. (as supplemented and amended, the “*Act*”); and

WHEREAS, in accordance with Resolution No. 2017-1214-AD10 adopted by the Authority on December 14, 2017 (the “*Original Resolution*”), the Authority has previously issued its \$37,160,000 original aggregate principal amount Illinois Finance Authority Revenue Refunding Bond, Series 2017 (Elmhurst College), of which \$37,160,000 remain outstanding (the “*Bond*”); and

WHEREAS, on December 27, 2017, the Authority issued the Bond pursuant to that certain Bond and Loan Agreement dated as of December 1, 2017 the (“*Existing Bond Agreement*”) among Authority, Elmhurst University, formerly known as Elmhurst College, (the “*Corporation*”), and PNC Bank, National Association (the “*Purchaser*”); and

WHEREAS, the Bond was sold on a private placement basis to the Purchaser and the proceeds from the sale thereof were loaned to the Corporation, a not for profit corporation incorporated under the laws of the State of Illinois; and

WHEREAS, under the terms of the Existing Bond Agreement, the Bond bears interest at a Bank Purchase Rate (as defined in the Existing Bond Agreement) from the date of issuance through and including December 27, 2024; and

WHEREAS, currently, under the Existing Bond Agreement, the Bank Purchase Rate is established using an index rate formula that applies a LIBOR Interest Rate for a LIBOR Interest Period (as such terms are defined in the Existing Bond Agreement); and

WHEREAS, currently under the Existing Bond Agreement, the Default Rate is calculated using a Base Rate that references, among others, the Daily LIBOR Rate (as such terms are defined in the Existing Bond Agreement); and

WHEREAS, LIBOR is expected to be discontinued on or about June, 2023; and

WHEREAS, as a result of such discontinuation of LIBOR, the Corporation, the Authority and the Purchaser desire to amend the Existing Bond Agreement to (i) replace LIBOR Interest Rate as an index that may be used to establish the Bank Purchase Rate with Term SOFR Rate (as

defined in the hereinafter defined First Amendment), as a new index that may be used to establish the Bank Purchase Rate for the Bond, (ii) replace the Daily LIBOR Rate used in the Default Rate with a Daily Simple SOFR Rate (as defined in the First Amendment) and (iii) make certain other related modifications (collectively, the “*Amendments*”); and

WHEREAS, in order to effect such Amendments, the Corporation has requested that the Authority execute and deliver (i) a First Amendment to Bond and Loan Agreement among the Authority, the Corporation, and the Purchaser (the “*First Amendment*”), supplementing and amending the Existing Bond Agreement, (ii) an amended and restated Bond (the “*New Bond*”), and (iii) such other documents as may be necessary to effect the Amendments; and

WHEREAS, a draft of the First Amendment describing the Amendments and including a form of the New Bond, has been previously provided to the Authority and is on file with the Authority; and

NOW, THEREFORE, Be It Resolved by the Members of the Illinois Finance Authority as follows:

Section 1. Recitals. The foregoing recitals are incorporated in and made a part of this Resolution by this reference.

Section 2. Approval of the Amendments. The Authority hereby approves the Amendments.

Section 3. First Amendment. The Authority does hereby authorize and approve the execution (by manual or facsimile signature) by its Chairperson, Vice Chairperson, Executive Director, or General Counsel, or any person duly appointed by the Members to serve in such offices on an interim basis or otherwise authorized to act as provided by the Resolutions of the Authority (each an “*Authorized Officer*”), and the delivery and use, of the First Amendment. The Secretary or any Assistant Secretary of the Authority is hereby authorized to attest and to affix the official seal of the Authority to the First Amendment. The First Amendment shall be substantially in the form previously provided to and on file with the Authority and hereby approved, or with such changes therein as shall be approved by the Authorized Officer of the Authority executing the same, with such execution to constitute conclusive evidence of such Authorized Officer’s approval and the Authority’s approval of any changes or revisions therein from such form of the First Amendment and to constitute conclusive evidence of such Authorized Officer’s approval and the Authority’s approval of the terms thereof.

Section 4. New Bond. In order to carry out the effectiveness of the Amendments, the Authority hereby authorizes and approves the execution and delivery to the Purchaser of the New Bond, such New Bond to be in substantially the form attached to the First Amendment as Exhibit A and previously provided to and on file with the Authority or with such changes therein as any Authorized Officer shall approve, the execution thereof to constitute conclusive evidence of such approval of any and all changes or revisions therein from such form; such New Bond shall be executed in the name, for and on behalf of the Authority with the manual or facsimile signature of its Chairperson, Vice Chairperson or Executive Director (and for purposes of this Resolution, any

person duly appointed to any such office on an acting or an interim basis or otherwise authorized to act as provided by resolutions of the Authority) and attested with the manual or facsimile signature of its Secretary or any Assistant Secretary and the seal of the Authority shall be impressed or imprinted thereon; the Chairperson, Vice Chairperson, Executive Director or any other officer of the Authority shall cause such New Bond as so executed and attested, to be delivered to the Purchaser, as bond registrar, for authentication; and when such New Bond is executed on behalf of the Authority in the manner contemplated by the Existing Bond Agreement, as supplemented and amended by the First Amendment, and this Resolution, it shall represent the approved form of such New Bond.

Section 5. Other Documents. The Authorized Officers and any other officer of the Authority be, and each of them hereby is, authorized to (i) execute and deliver such documents, certificates and undertakings of the Authority, including but not limited to any amendments or supplements to any tax exemption agreements and certificates or other tax documents (collectively, the “*Other Documents*”), (ii) approve the execution and delivery of such other documents, certificates and undertakings of other parties, including, without limitation, the Corporation and the Purchaser, and (iii) take such other actions as may be necessary or required in connection with carrying out and complying with this Resolution and execution, delivery and performance of the First Amendment, the Existing Bond Agreement and such Other Documents, all as authorized by this Resolution; and all of the acts and doings of the Authorized Officers which are in conformity with the intent and purposes of this Resolution and within the parameters set forth herein, whether heretofore or hereafter taken or done, shall be and hereby are authorized, ratified, approved and confirmed.

Section 6. Other Acts. All acts of the Members, officers, employees and agents of the Authority which are in conformity with the purposes and intent of this Resolution within the parameters set forth herein, shall be, and the same hereby are, in all respects, ratified, approved and confirmed. Unless otherwise provided therein, wherever in the First Amendment or any other document executed pursuant hereto it is provided that an action shall be taken by the Authority, such action shall be taken by an Authorized Officer of the Authority, or in the event of the unavailability, inability or refusal of an Authorized Officer to take such action, by any two members of the Authority, each of whom is hereby authorized, empowered, and delegated the power and duty and directed to take such action on behalf of the Authority, all within the parameters set forth herein and in the Existing Bond Agreement.

Section 7. Severability. The provisions of this Resolution are hereby declared to be separable, and if any section, phrase or provision hereof shall for any reason be declared to be invalid, such declaration shall not affect the validity of the remainder of the sections, phrases and provisions of this Resolution.

Section 8. No Conflict. All resolutions and orders, or parts thereof, in conflict herewith are hereby superseded to the extent of such conflict. The foregoing notwithstanding, the Original Resolution is hereby confirmed, except to the extent otherwise supplemented by this Resolution.

Section 9. Effective Date. This Resolution shall be in full force and effect immediately upon its passage, as by law provided.

Approved this 9th day of August, 2022 by vote as follows:

Ayes:

Nays:

Abstain:

Absent:

Vacant:

ILLINOIS FINANCE AUTHORITY

By _____
Executive Director

ATTEST:

Assistant Secretary

[SEAL]

Item No. 5 (Revolving Door and Other Ethics Considerations for Members of the Illinois Finance Authority) is a subject matter-only discussion.

Please refer to Appendix A.

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VIII. PRESENTATION AND CONSIDERATION OF FINANCIAL REPORTS

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Financial Analysis Memo, Financial Statements, and Treasury Reports will be distributed separately.

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To: Members of the Authority

From: Brad R. Fletcher, Vice President

Date: August 9, 2022

Subject: ***Monthly Summary of Property Assessed Clean Energy Revenue Bond Issuance***

All within the parameters set forth in a PACE Bond Resolution previously adopted by the Illinois Finance Authority (the “**Authority**”), staff has approved certain Property Assessed Clean Energy (“**PACE**”) project application(s) as further described on Exhibit A attached hereto and an Authorized Officer has executed and delivered PACE Bond Documents in connection with the issuance of PACE Bonds for the month ended June 30, 2022.

No PACE Bonds were issued during the month ended July 31, 2022.

Respectfully submitted,

/s/ Brad R. Fletcher

Vice President

Exhibit A
Project and Financing

Record Owner RCP Hotel Owner, LLC, a Delaware limited liability company, as a single-purpose entity created for the purpose of developing and owning the Project.

Project Rehabilitation of 186,973 sq. ft. located on the 5 upper floors of 208 South LaSalle Street, Chicago, IL to be known as The Reserve Hotel (the “**Property**”), including the acquisition and installation of (i) LED lighting technology in common areas and guest rooms throughout the hotel, (ii) 256 new efficient inoperable double pane windows on the building envelope to replace existing uncoated single-pane exterior windows, (iii) 2 efficient boilers, to replace replacing existing 1950’s boilers, (iv) 4 energy efficient variable frequency drive chilled water and hot water pumps, replacing constant volume pumps, (v) 254 dedicated four-pipe fan coil units (FCUs) to provide temperature control, (vi) 618 low-flow water fixtures utilizing aerators, and (vii) an elevator destination dispatch control system to replace the traditional up-down button elevator controls, reducing elevator run time by 20% (collectively, the “**Project**”).

Bonds

Amount:	\$2,163,221.80	
Source:	HASI OBS OP A LLC, as Designated Transferee of Counterpointe Sustainable Real Estate LLC, the Initial Purchaser	
Term:	Not to exceed December 1, 2047	
Interest:	5.80% Fixed	
Security:	Special Assessment on the Property	
Use of Proceeds:	Project Costs	\$2,000,000.00
	Program Fees	63,835.41
	Other Fees	19,900.00
	Capitalized Interest	57,854.17
	Capital Provider Fees	<u>21,632.22</u>
		<u>\$2,163,221.80</u>

Impact/Job Data* Energy Savings, Energy Utility Bill Savings, Water Savings, Water Bill Savings, and Job Data were reported in December 2019 in connection with the first tranche of financing for the Project, and the reported impact of such benefits at that time was attributable to both the first tranche of financing in the amount of \$21,250,000 and this second tranche of financing in the amount of \$2,163,221.80, or an aggregate principal amount of \$23,413,221.80 for the Project.

Districts U.S. Representative: 7 State Senator: 3 State Representative: 6

* Average annual estimates as reported by Loop-Counterpointe PACE LLC, the Program Administrator for the PACE area.

IX. MONTHLY PROCUREMENT REPORT

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**ILLINOIS FINANCE AUTHORITY
PROCUREMENT REPORT OF ACTIVITY SINCE PRIOR BOARD REPORT**

**BOARD MEETING
August 09, 2022**

CONTRACTS/AMENDMENTS EXECUTED					
Procurement Type	Vendor	Term/Purchase Date	Estimated Not to Exceed Value	Action/Proposed Method of Procurement	Products/Services Provided
<i>Small Purchase Contracts</i>	CDWG	07/17/22-07/16/23	\$2,229.00	Executed	Citrix Software Renewal
<i>Illinois Procurement Code Renewals</i>	Citigroup Global Markets Inc.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	Goldman, Sachs & Co. LLC	07/07/22-07/06/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	Jefferies LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	J.P. Morgan Securities LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	BofA Securities, Inc.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	Morgan Stanley & Co. LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	Piper Sandler Co.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	PNC Capital Markets LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	RBC Capital Markets, LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	Samuel A. Ramirez & Company, Inc.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	Siebert, Williams, Shank & Co., L.L.C.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager

*Which may be increased or decreased as provided in the contract.

**ILLINOIS FINANCE AUTHORITY
PROCUREMENT REPORT OF ACTIVITY SINCE PRIOR BOARD REPORT**

**BOARD MEETING
August 09, 2022**

	Stifel, Nicolaus & Company, Incorporated	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	Wells Fargo Bank, N.A.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Senior Manager
	Academy Securities, Inc.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
	Cabrera Capital Markets LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
	First Tennessee National Bank N.A. DBA FTN Financial Capital Markets	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
	Hilltop Securities Inc.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
	Huntington Capital Markets DBA Hutchinson, Shockey, Erley & Co	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
	R.W. Baird Inc. DBA J.J.B. Hilliard, W.L. Lyons, LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
	Janney Montgomery Scott LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
	Loop Capital Markets LLC	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
	Mesirow Financial, Inc.	06/27/22-06/26/27	Zero Dollar Contracts	Executed	Underwriting Services Co-Manager
Illinois Procurement Code Contracts	Catalyst Consulting	07/01/22-06/30/25	\$450,000	Executed	Bid for IT Consultant Services
	Acacia Financial Services	07/01/22-06/30/23	\$176,000	Executed	Financial Advisory Services

*Which may be increased or decreased as provided in the contract.

**ILLINOIS FINANCE AUTHORITY
PROCUREMENT REPORT OF ACTIVITY SINCE PRIOR BOARD REPORT**

**BOARD MEETING
August 09, 2022**

Illinois Procurement Code Contracts	Sycamore Advisors	07/01/22-06/30/23	\$176,000	Executed	Financial Advisory Services
	Amalgamated Bank of Chicago	08/01/22-07/31/23	\$20,000	Executed	Bank Custodian Services

EXPIRING CONTRACTS-OTHER

Procurement Type	Vendor	Expiration Date	Estimated Not to Exceed Value	Action/Proposed Method of Procurement	Products/Services Provided
Credit Card	Amalgamated-Credit Card	05/01/23	\$80,000	Continue	Credit Card
Bank Depository	Bank of America-Depository	06/30/23	\$400,000	Continue	Bank of America Operating Account

INTER-GOVERNMENTAL AGREEMENTS

Procurement Type	Vendor	Term	Estimated Not to Exceed Value	Action/Proposed Method of Procurement	Products/Services Provided
Inter-Governmental Agreements	Office of the State Fire Marshal (OSFM)	07/01/20-06/30/25	N/A	IGA-Executed	Fire Truck Revolving Loan Program
	Illinois Department of Commerce and Economic Opportunity	07/01/21-06/30/23	N/A	IGA- Executed	IFA Office Space- Springfield
	Illinois Department of Human Services (DHS)	07/01/21-06/30/24	N/A	IGA- Executed	DHS Printing Services

*Which may be increased or decreased as provided in the contract.

X. CORRECTION AND APPROVAL OF MINUTES

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ILLINOIS FINANCE AUTHORITY

July 12, 2022

Regular Meeting of the Members

9:30 a.m.

Met pursuant to notice via video and audio conference.

Before:

Will Hobert, Chair
Roxanne Nava, Vice Chair

Peter Amaro, Member
Drew Beres, Member
James Fuentes, Member
Arlene Juracek, Member
George Obernagel, Member
Roger Poole, Member
Tim Ryan, Member
Michael Strautmanis, Member
Jennifer Watson, Member
Randal Wexler, Member
Bradley Zeller, Member

Also present:

Chris Meister, Executive Director
Mark Meyer, Assistant Secretary
Brad Fletcher, Vice-President
Ximena Granda, Manager of Finance & Administration
Elizabeth Weber, General Counsel
Ameya Pawar, Appointed Member
Tracy Fox, Clean Jobs Coalition
Don Carlson, Illinois People's Action

BRIDGES COURT REPORTING
By: Lydia B. Pinkawa, CSR
License No. 84-002342

CHAIR HOBERT: Good morning. This is Will

Hobert, Chair of the Illinois Finance Authority. I'd like to call the meeting to order.

MR. MEYER: Good morning. This is Mark Meyer, Assistant Secretary of the Authority. Today's date is Tuesday, July 12, 2022, and this regular meeting of the Authority has been called to order by Chair Hobert at the time of 9:31.

The Governor of the State of Illinois issued a Gubernatorial Disaster Proclamation on June 24, 2022, finding that pursuant to the provisions of the Illinois Emergency Management Agency Act, a disaster exists within the State of Illinois related to public health concerns caused by COVID-19, declaring all counties in the state of Illinois as a disaster area, which remains in effect for 30 days from its issuance date.

In accordance with the provisions of Subsection(e) of Section 7 of the Open Meetings Act, as amended, the Chair of the Authority, Will Hobert, has determined that an in-person meeting of the Authority today, July 12, 2022, is not practical or prudent because of the disaster declared. Therefore, this regular meeting of the Authority is being

1 conducted via video and audio conference without the
 2 physical presence of a quorum of the Members.
 3 Executive Director Chris Meister is
 4 currently in the Authority's Chicago office at the
 5 location of the meeting and also participating via
 6 video and audio conference; all Members will attend
 7 this meeting via video or audio conference.

8 As we take the roll calls, the response of
 9 the Members will be taken as an indication they can
 10 hear the other members, discussion and testimony.

11 CHAIR HOBERT: This is Will Hobert. Thank you,
 12 Mark. Will the Assistant Secretary please call the
 13 roll.

14 MR. MEYER: This is Mark Meyer. With all Members
 15 attending via video or audio conference, I will call
 16 the roll. Mr. Amaro.

17 MR. AMARO: Here.

18 MR. MEYER: Mr. Beres.

19 MR. BERES: Here.

20 MR. MEYER: Mr. Fuentes.

21 MR. FUENTES: Here.

22 MR. MEYER: Ms. Juracek.

23 MS. JURACEK: Here.

24 MR. MEYER: Ms. Nava.

1 MS. NAVA: Here.

2 MR. MEYER: Mr. Obernagel.

3 MR. OBERNAGEL: Here.

4 MR. MEYER: Mr. Poole.

5 MR. POOLE: Here.

6 MR. MEYER: Mr. Ryan.

7 MR. RYAN: Here.

8 MR. MEYER: Mr. Strautmanis.

9 MR. STRAUTMANIS: Here.

10 MR. MEYER: Mr. Tobon. Ms. Watson.

11 MS. WATSON: Here.

12 MR. MEYER: Mr. Wexler.

13 MR. WEXLER: Here.

14 MR. MEYER: Mr. Zeller.

15 MR. ZELLER: Here.

16 MR. MEYER: Chair Hobert.

17 CHAIR HOBERT: Here.

18 MR. MEYER: Again, this is Mark Meyer. Chair
 19 Hobert, in accordance with Subsection(e) of Section 7
 20 of the Open Meetings Act as amended, a quorum of the
 21 Members has been constituted.

22 Before we begin making our way through
 23 today's agenda, I'd like to request that each Member
 24 mute their audio when possible to eliminate

1 background noise unless you are making or seconding a
 2 motion, voting or otherwise providing any comments
 3 for the record. If you are participating via video,
 4 please use the mute button found on your task bar on
 5 the bottom of your screen. You'll be able to see the
 6 control bar by moving your mouse or touching the
 7 screen of your tablet.
 8 For any Member or anyone from the public
 9 participating via phone, to mute and unmute your
 10 line, you may press star 6 on your keypad if you do
 11 not have that feature on your phone.

12 As a reminder, we are being recorded and a
 13 court reporter is transcribing today's proceedings.
 14 For the consideration of the court reporter, I would
 15 also like to ask that each Member state their name
 16 before making or seconding a motion or otherwise
 17 providing any comments for the record.

18 Finally, I would like to confirm that all
 19 members of the public attending in person or via
 20 video or audio conference can hear this meeting
 21 clearly. Chris, can you confirm that the video and
 22 audio conference is clearly heard at the physical
 23 location of this meeting?

24 MR. MEISTER: Yes. This is Executive Director

1 Chris Meister. Thank you, Mark. I'm physically
 2 present in the conference room here on the 10th floor
 3 of 160 North LaSalle Street, Chicago. I can confirm
 4 that I can hear all discussions, presentations and
 5 votes at this morning's meeting location.

6 I've advised security on the first floor of
 7 this building that we have a public meeting today.
 8 The agenda for this meeting was physically posted
 9 both on this floor, the 10th floor as well as the
 10 first floor and on the Authority's web site as of
 11 last Thursday, July 7, 2022.

12 I spoke with security this morning. I've
 13 advised them that any members of the public who
 14 choose to do so and who choose to comply with the
 15 building's public health and safety requirements may
 16 come to this room and listen to this morning's
 17 proceedings. At the moment I'm physically alone and
 18 there are no members of the public here. I will
 19 advise that we've received at least two requests for
 20 public comment remotely just within the last few
 21 minutes and staff is prepared to address that, Chair
 22 Hobert. Back to you, Mark.

23 MR. MEYER: This is Mark Meyer. Thank you,

24 Chris. If any members of the public participating

1 via video or audio conference find that they cannot
 2 hear these proceedings clearly, please call
 3 312-651-1300 or write info@il-fa.com immediately to
 4 let us know and we will endeavor to solve the audio
 5 issue.
 6 CHAIR HOBERT: This is Will Hobert. Thank you,
 7 Mark. Does anyone wish to make any additions, edits
 8 or corrections to today's agenda? Hearing none, I'd
 9 like to request a motion to approve the agenda. Is
 10 there such a motion?
 11 MR. ZELLER: This is Member Zeller. So moved.
 12 MR. WEXLER: This is Randy Wexler, second.
 13 CHAIR HOBERT: This is Will Hobert. Will the
 14 Assistant Secretary please call the roll.
 15 MR. MEYER: This is Mark Meyer. On the motion by
 16 Member Zeller and second by Member Wexler, I will
 17 call the roll. Mr. Amaro.
 18 MR. AMARO: Yes.
 19 MR. MEYER: Mr. Beres.
 20 MR. BERES: Yes.
 21 MR. MEYER: Mr. Fuentes.
 22 MR. FUENTES: Yes.
 23 MR. MEYER: Ms. Juracek.
 24 MS. JURACEK: Yes.

1 MR. MEYER: Ms. Nava.
 2 MS. NAVA: Yes.
 3 MR. MEYER: Mr. Obernagel.
 4 MR. OBERNAGEL: Yes.
 5 MR. MEYER: Mr. Poole.
 6 MR. POOLE: Yes.
 7 MR. MEYER: Mr. Ryan.
 8 MR. RYAN: Yes.
 9 MR. MEYER: Mr. Strautmanis.
 10 MR. STRAUTMANIS: Yes.
 11 MR. MEYER: Ms. Watson.
 12 MS. WATSON: Yes.
 13 MR. MEYER: Mr. Wexler.
 14 MR. WEXLER: Yes.
 15 MR. MEYER: Mr. Zeller.
 16 MR. ZELLER: Yes.
 17 MR. MEYER: Chair Hobert.
 18 CHAIR HOBERT: Yes.
 19 MR. MEYER: Again, this is Mark Meyer. Chair
 20 Hobert, the ayes have it and the motion carries.
 21 CHAIR HOBERT: This is Will Hobert. Thank you,
 22 Mark. Next on the agenda is public comments. We
 23 have two people that are interested, Tracy Fox and
 24 Don Carlson. Tracy, would you like to go first?

1 MR. MEYER: Let me just add something for the
 2 benefit of the public making comments. Individual
 3 speakers are allowed three minutes each. If two or
 4 more speakers wish, they may pool their time to
 5 select a group of representatives to speak for no
 6 longer than five minutes. For the benefit of the
 7 court reporter, we ask that you please state and
 8 spell your name for the record. Also, please state
 9 the topic which you will be addressing. And if you
 10 haven't already provided the Authority contact info
 11 for a possible follow-up, please do so.

12 And you should be able to raise your hand and
 13 then we will be able to allow you to speak as a
 14 non-panelist. So you can either click on the raise
 15 your hand option located at the center of your
 16 control bar at the bottom of your screen. You can
 17 see that by moving your mouse or touching the screen
 18 of your tablet. If you're participating via phone
 19 and wish to make a comment, you can raise your hand
 20 by pressing star 9.

21 MS. FOX: Yes, this is Tracy Fox. I don't seem
 22 to have video, but I assume you can hear me.

23 CHAIR HOBERT: We can, Tracy. Please go ahead.

24 MS. FOX: Great. T-r-a-c-y, Fox, F-o-x. I'm a

1 citizen activist from the Peoria area and I work with
 2 the Clean Jobs Coalition representing Central
 3 Illinois Health and Community Alliance and Illinois
 4 People's Action.

5 My work with the Coalition has extended back
 6 a couple of years and I am specifically interested in
 7 the development of equity eligible contractors. And
 8 as I started out learning about this and talking to
 9 folks in my community, I quickly learned that capital
 10 is one of the biggest problems faced by new
 11 contractors and contractors looking to grow their
 12 work force and grow their project portfolio.

13 I know that the Clean Jobs, that CEJA
 14 underwent a number of changes. And sort of at the
 15 11th hour, I saw a bunch of things come into the
 16 Illinois Finance Authority. And as we get closer to
 17 the rollout of contractor services, I think it's
 18 really imperative that we sort of bring things back
 19 together.

20 There are some grant programs, there is a
 21 small million dollar funded clean jobs bank and then
 22 there is the work that your group does. And I looked
 23 at the web site and I know that Orrin Nicholas has
 24 arranged for a general meeting between our

1 organization and your director and we're looking
 2 forward to that.
 3 But I just want to deliver a message to all
 4 of you of the really important point that we're at in
 5 Illinois. We set really ambitious goals, as you
 6 know, and we set them not just in terms of climate
 7 and getting off fossil fuels by 2050 but also in
 8 terms of equity performance. And we want to see 40
 9 percent of the benefits in terms of jobs, in terms of
 10 contracting opportunities and in terms of community
 11 rollout delivered to equity eligible communities, the
 12 folks who have always been left out.
 13 And I think that we are going to need to be
 14 really creative and look at a lot of cross
 15 collaboration in order to really make that work.
 16 We're just in the process of working with DCEO and
 17 they're going to be sending out their notice of
 18 funding opportunity probably within the next year for
 19 these contractor incubators and contractor
 20 accelerator program. But we need to be moving in
 21 parallel to ensure the capitalization piece is
 22 covered.
 23 I'm super interested in the work that all of
 24 you are doing. I'm hopeful that with your experience

1 and broader range, you can help us close some gaps.
 2 I saw some interesting programs on your site that
 3 might be especially adapted to the needs of solar and
 4 other renewable energy contractors. So we're here
 5 and we're very excited to work with you. I just
 6 wanted to say hello and that's about it. So thanks.
 7 CHAIR HOBERT: Thank you very much, Tracy. We
 8 appreciate you having public comment and bringing
 9 Jobs and Justice, your nonprofit to the attention of
 10 the Illinois Finance Authority. And we look forward
 11 to connecting with you after this meeting in the very
 12 near future.
 13 MS. FOX: Great.
 14 CHAIR HOBERT: Next, Don Carlson. Don, three
 15 minutes. Would you like to say something?
 16 MR. CARLSON: I just hit unmute. Is that better?
 17 CHAIR HOBERT: Yes, that's much better.
 18 MR. CARLSON: All right, thank you. Mister
 19 Chair, Members of the Board, my name is Don Carlson,
 20 C-a-r-l-s-o-n. I'm executive director of a nonprofit
 21 organization called Illinois People's Action. We're
 22 the largest faith community based organization in
 23 downstate Illinois, with primarily congregational and
 24 religious membership from Rockford in the north to

1 Johnson County in the south. My office is in
 2 Bloomington.

3 We invested a lot of work over the last few
 4 years both in the creation of the Future Energy Jobs
 5 Act, FEJA, its predecessor and now CEJA, the Climate
 6 and Equitable Jobs Act, which calls for the creation
 7 of a climate bank which is under your purview. I
 8 wanted to just make some comments much like Tracy
 9 did, you know, a little bit just regarding our vision
 10 of what a climate bank could do. We see it as a
 11 different way and a new way that would be able to
 12 provide affordable capital for renewable energy and
 13 jobs that is otherwise unavailable or not accessible
 14 through the private financial market.

15 And specifically, then, when we think about
 16 access to capital, our contention is very much to be
 17 leading with racial equity. Much of our work prior
 18 to organizing on climate issues was on the Community
 19 Reinvestment Act and securing agreements with
 20 financial institutions. And redlining exists. It's
 21 alive and well in downstate Illinois. And we don't
 22 expect the Illinois Finance Authority to solve
 23 redlining, but we certainly don't expect those same
 24 sorts of old ways of doing business to be the future.

1 We think it's a good opportunity to do different work
 2 and to make sure that the money gets out in the
 3 street for people to be able to build capital and to
 4 improve our communities and address climate change as
 5 well.

6 Finally, I also wanted to make a note of our
 7 appreciation for your director's willingness to
 8 engage with the inclusive financing task force of the
 9 Illinois Clean Jobs Coalition. We've been meeting
 10 weekly since November of last year on a variety of
 11 inclusive financing issues of which the climate bank
 12 is one of those pillars. So have a good meeting and
 13 thank you very much.

14 CHAIR HOBERT: This is will Hobert. Thank you,
 15 Don. We appreciate you making the public comment and
 16 bringing the Illinois People's Action to the
 17 attention of the Illinois Finance Authority. And we
 18 look forward to connecting with you in the near
 19 future after the meeting.

20 Is there any more public comment? Hearing
 21 none, welcome to the regularly scheduled July 12,
 22 2022 meeting of the Illinois Finance Authority.
 23 Before we begin, please join me in a moment of
 24 silence to recognize the losses of the families of

1 Highland Park at last week's tragic July 4th parade.
 2 (Meeting paused for a moment of silence.)
 3 CHAIR HOBERT: Words fail in the face of such
 4 tragedy. The thoughts of the Authority are with the
 5 people of Highland Park as all of us persevere
 6 through these losses. Thank you.
 7 Each July, the authority selects a Vice Chair
 8 for a one year term. Our colleague Roxanne Nava has
 9 agreed to continue her service as Vice Chair for the
 10 upcoming year. Later in the meeting, in this
 11 morning's agenda under New Business Item Number 5,
 12 I will ask you to join me in voting to support
 13 Roxanne Nava as Authority Vice Chair.
 14 On June 30th, our colleague Jeffrey Wright
 15 submitted his resignation to the Governor. We will
 16 miss Jeffrey. We are grateful for his service to the
 17 Authority both as a Member and as the Chair of the
 18 conduit committee. We wish Jeffrey great success on
 19 his future endeavors. We have not yet selected a
 20 replacement for Jeffrey as conduit committee chair
 21 but plan to do so in advance of our August meeting.
 22 Despite Member Wright's departure, we did not
 23 have a vacancy long. Yesterday afternoon Governor
 24 Pritzker appointed Ameya Pawar as the new Authority

1 Member. Ameya is an accomplished policy expert on
 2 public finance issues. You may also know him as a
 3 successful two-term Chicago alderman in the 47th
 4 Ward. Though I understand that staff has not yet
 5 received all required paperwork for Ameya to count
 6 towards quorum and to vote at today's meeting, please
 7 join me in virtually welcoming Ameya Pawar to the
 8 Authority. We are very pleased to have you, Ameya.
 9 Would you like to say a few words?
 10 MR. PAWAR: Good morning, everyone. Thank you,
 11 Chair Hobert, for the kind words. I just want to say
 12 a couple things. First, I'm grateful to Governor
 13 Pritzker for the opportunity to serve again and I'm
 14 deeply interested in the work and the mission of the
 15 Authority and I look forward to working with and
 16 learning from each one of you to advance the
 17 statutory mission of the Authority. I'm looking
 18 forward to the next meeting and again thank you for
 19 the opportunity to serve. Back to you, Chairman
 20 Hobert.
 21 CHAIR HOBERT: Thank you. We look forward to
 22 working with you as we move forward. Are there any
 23 questions or any Members who wish to be recognized?
 24 Hearing none, over to you, Chris.

1 MR. MEISTER: Thanks, Will. This is Chris
 2 Meister, Executive Director of the Finance Authority.
 3 We have a comparatively brief agenda this morning, a
 4 Beginning Farmer bond in Livingston County and
 5 amendment resolutions for the American College of
 6 Chest Physicians and Nazareth Academy.

7 In my written message, I describe the
 8 Authority's long-standing partnership with the office
 9 of the State Fire Marshal with respect to the fire
 10 truck and ambulance local government loan program.
 11 This program delivers both essential life safety
 12 equipment to local governments and helps relieve the
 13 burden on local property taxpayers.

14 As you know, the Authority has been recently
 15 challenged with respect to revenues. The fire
 16 marshal's office has understood these challenges and
 17 they have agreed to help. The result is New Business
 18 Item Number 4, a resolution authorizing and approving
 19 an intergovernmental agreement which includes a
 20 \$150,000 fee to address the Authority's
 21 administrative costs with respect to the loan
 22 program. Six will go into additional detail in her
 23 report.

24 This successful interagency cooperation would

1 not have been possible without former Fire Marshal
 2 Matt Perez, who has long been the Authority's partner
 3 with respect to the program. On June 30th, Matt
 4 retired after decades of public service in the fire
 5 services. On behalf of the Authority, I want to
 6 thank Matt for his help on this issue, his service to
 7 the people of Illinois and to wish him every success
 8 in his next chapter.

9 Are there any questions? Hearing none, back
 10 to you, Will. Thank you.

11 CHAIR HOBERT: This is Will Hobert. Thank you,
 12 Chris. There were no committee meetings held this
 13 morning. Accordingly, we can continue to the
 14 presentation and consideration of new business items.
 15 We will consider New Business Item Number 5 first,
 16 resolution for the election of Vice Chair of the
 17 Authority. I would like to request a motion to
 18 nominate a Member for the election of Vice Chair of
 19 the Authority. Is there such a motion?

20 MR. AMARO: This is Member Peter Amaro. I move
 21 to nominate Roxanne Nava as Vice Chair.

22 MR. STRAUTMANIS: This is Michael Strautmanis.
 23 Second.

24 CHAIR HOBERT: This is Will Hobert. Will the

1 Assistant Secretary please call the roll.

2 MR. MEYER: This is Mark Meyer. On the motion by

3 Member Amaro and second by Member Strautmanis

4 nominating Roxanne Nava as Vice Chair, I will call

5 the roll. Mr. Amaro.

6 MR. AMARO: Yes.

7 MR. MEYER: Mr. Beres.

8 MR. BERES: Yes.

9 MR. MEYER: Mr. Fuentes.

10 MR. FUENTES: Yes.

11 MR. MEYER: Ms. Juracek.

12 MS. JURACEK: Yes.

13 MR. MEYER: Ms. Nava.

14 MS. NAVA: I abstain as I'm the subject of the

15 vote. Thanks.

16 MR. MEYER: Mr. Obernagel.

17 MR. OBERNAGEL: Yes.

18 MR. MEYER: Mr. Poole.

19 MR. POOLE: Yes.

20 MR. MEYER: Mr. Ryan.

21 MR. RYAN: Yes.

22 MR. MEYER: Mr. Strautmanis.

23 MR. STRAUTMANIS: Yes.

24 MR. MEYER: Ms. Watson.

1 MS. WATSON: Yes.

2 MR. MEYER: Mr. Wexler.

3 MR. WEXLER: Yes.

4 MR. MEYER: Mr. Zeller.

5 MR. ZELLER: Yes.

6 MR. MEYER: Chair Hobert.

7 CHAIR HOBERT: Yes.

8 MR. MEYER: Again, this is Mark Meyer. Chair

9 Hobert, the ayes have it and the motion carries.

10 Member Roxanne Nava has been elected Vice Chair.

11 CHAIR HOBERT: This is Will Hobert. Thank you,

12 Mark, and congratulations to Roxanne Nava.

13 I would now like to ask for the general

14 consent of the members to consider New Business Items

15 1, 2, 3 and 4 collectively and to have the subsequent

16 recorded vote applied to each respective, individual

17 New Business Item unless there are any specific New

18 Business Items a Member would like to consider

19 separately.

20 Hearing no need of recusal or considering

21 things separately, I would like to consider New

22 Business Items 1, 2, 3 and 4 under a consent agenda

23 and take a roll call vote. Brad.

24 MR. FLETCHER: This is Brad Fletcher. Thank you,

1 Chair Hobert. At this time I'd like to note that for
 2 each conduit New Business Item presented on today's
 3 agenda, the Members are considering the approval only
 4 of the resolution and not-to-exceed amount contained
 5 therein.
 6 First, conduit financing projects, Item
 7 Number 1, Beginning Farmer Justin Durdan. Item 1 is
 8 a Beginning Farmer bond request. Staff requests
 9 approval of a one time final bond resolution for
 10 Justin Durdan in a not-to-exceed amount of \$575,400.
 11 Justin Durdan is purchasing approximately 48 acres of
 12 farmland including buildings and grain storage in
 13 Livingston County. State Bank of Graymont is the
 14 purchasing bank for this conduit transaction. Does
 15 any member have any questions or comments?
 16 Next on to conduit financing resolutions Item
 17 2, American College of Chest Physicians. Item 2 is a
 18 resolution authorizing amendments to the \$18 million
 19 original principal amount Illinois Finance Authority
 20 revenue bond, Series 2013, American College of Chest
 21 Physicians Project, issued on March 7, 2013.
 22 American College of Chest Physicians, an
 23 Illinois not for profit corporation, and Wintrust
 24 Bank, National Association, are requesting the

1 Authority's approval to extend the initial interest
 2 rate period for an additional nine years through
 3 March 1, 2032 and switch the index rate used to
 4 determine the variable rate of interest borne on the
 5 outstanding Series 2013 bond from LIBOR to the
 6 Secured Overnight Financing Rate published by the
 7 Federal Reserve Bank of New York. The net effect of
 8 the index rate substitution for American College of
 9 Chest Physicians will be less than 25 basis points
 10 per annum.
 11 Bond counsel has determined that this
 12 transaction will not be considered a reissuance for
 13 tax purposes. Does any Member have any questions or
 14 comments?
 15 Next, Item 3, Nazareth Academy. Item 3 is a
 16 resolution authorizing and approving the execution
 17 and delivery of a First Amendment to Bond and Loan
 18 Agreement dated as of July 1, 2022 with Nazareth
 19 Academy and Fifth Third Bank, National Association,
 20 and approving the execution of an amended Bond and
 21 certain other agreements relating thereto; and
 22 related matters.
 23 Nazareth Academy, an Illinois not for profit
 24 corporation, and Fifth Third Bank, National

1 Association, as the successor to MB Financial Bank,
 2 National Association, are requesting the Authority's
 3 approval to switch the index rate used to determine
 4 the variable rate of interest borne on the
 5 outstanding Series 2015 Bond from LIBOR to the
 6 Secured Overnight Financing Rate published by the
 7 Federal Reserve Bank of New York. The net effect of
 8 the index rate substitution for the Borrower will be
 9 less than 25 basis points per annum.
 10 Bond counsel has determined that this
 11 transaction will not be considered a reissuance for
 12 tax purposes. Does any Member have any questions or
 13 comments?
 14 Hearing none, moving on to direct and
 15 alternative financing resolution, Item 4. Item 4 is
 16 a Resolution authorizing and approving the execution
 17 and delivery of an additional Intergovernmental
 18 Agreement between the Authority and the Office of the
 19 State Fire Marshal.
 20 Under the new Intergovernmental Agreement,
 21 the Office of the State Fire Marshal will make a one
 22 time payment of \$150,000 to the Authority to cover
 23 the Authority's operational expenses pertaining to
 24 administering and servicing certain loans under the

1 fire truck, fire station and ambulance loan programs
 2 for the fiscal year ending June 30, 2023. Does any
 3 Member have any questions or comments? Thank you.
 4 CHAIR HOBERT: This is Will Hobert. Thank you,
 5 Brad. I would like to request a motion to pass and
 6 adopt the following New Business Items: Items 1, 2,
 7 3 and 4. Is there such a motion?
 8 MS. WATSON: This is Jennifer Watson. So moved.
 9 MR. POOLE: This is Roger Poole, second in place
 10 of Eduardo Tobon.
 11 CHAIR HOBERT: This is Will Hobert. Will the
 12 Assistant Secretary please call the roll.
 13 MR. MEYER: This is Mark Meyer. On the motion by
 14 Member Watson and second by Member Poole, I will call
 15 the roll. Mr. Amaro.
 16 MR. AMARO: Yes.
 17 MR. MEYER: Mr. Beres.
 18 MR. BERES: Yes.
 19 MR. MEYER: Mr. Fuentes.
 20 MR. FUENTES: Yes.
 21 MR. MEYER: Ms. Juracek.
 22 MS. JURACEK: Yes.
 23 MR. MEYER: Ms. Nava.
 24 MS. NAVA: Yes.

1 MR. MEYER: Mr. Obernagel.
2 MR. OBERNAGEL: Yes.
3 MR. MEYER: Mr. Poole.
4 MR. POOLE: Yes.
5 MR. MEYER: Mr. Ryan.
6 MR. RYAN: Yes.
7 MR. MEYER: Mr. Strautmanis.
8 MR. STRAUTMANIS: Yes.
9 MR. MEYER: Ms. Watson.
10 MS. WATSON: Yes.
11 MR. MEYER: Mr. Wexler.
12 MR. WEXLER: Yes.
13 MR. MEYER: Mr. Zeller.
14 MR. ZELLER: Yes.
15 MR. MEYER: Chair Hobert.
16 CHAIR HOBERT: Yes.
17 MR. MEYER: Again, this is Mark Meyer. Chair
18 Hobert, the ayes have it and the motion carries.
19 CHAIR HOBERT: This is Will Hobert. Thank you,
20 Mark. Six, will you please present the financial
21 reports.
22 MS. GRANDA: This is Six Granda. Thank you,
23 Chair Hobert. Good morning, everyone. I will be
24 presenting the financial reports for your

1 consideration. The financial reports under
2 consideration begin on page 34 of the confidential
3 board book distributed to the Members last Friday.
4 Please note that all information is preliminary and
5 unaudited and subject to change.
6 Beginning with operating results, the
7 12-month operating revenue of \$2,900,000 are \$602,000
8 or 17 percent lower than budget. This is primarily
9 attributable to the Authority posting annual closing
10 fee revenues that is \$719,000 lower than budget,
11 while annual fees plus application fees are \$13,000
12 lower than budget. Despite these operating
13 challenges, the 12-month operating expenses of
14 \$3,400,000 are \$191,000 or 5.3 percent lower than
15 budget. This is primarily attributable to the
16 Authority posting annual employee related expenses of
17 \$411,000 lower than budget due to the reduced staff
18 head count.
19 Additionally, the 12-month general and
20 administrative expenses are \$39,000 lower than
21 budget. Even so, annual professional services
22 expenses of \$1,034,000 higher than budget somewhat
23 offset the savings otherwise achieved mostly through
24 the staff vacancies. Taken together, the Authority

1 posted an annual operating loss of \$492,000.
 2 Regarding the non-operating activity, the
 3 12-month annual interest and investment income
 4 totaled \$375,000. However, this non-operating
 5 revenue will mostly be negated by the Authority
 6 posting a \$460,000 mark to market non-cash reduction
 7 in its investment portfolio. This non-cash reduction
 8 combined with \$23,000 realized loss on the sale of
 9 certain Authority investments will result in a
 10 12-month investment income position that is \$358,000
 11 lower than budget. The annual operating loss of
 12 \$492,000 and the annual investment position loss of
 13 \$108,000 will result in an annual net loss of
 14 \$600,000.
 15 Moving on to the Authority balance sheet in
 16 the general fund, the general fund has no restricted
 17 assets. Unrestricted cash and investment balances
 18 total \$44,589,000 including \$3,500,000 in cash that
 19 is available to support in part the 12-month
 20 operating loss of \$492,000 and pay off accrued
 21 liabilities due within the next year that total
 22 \$103,000 as of June 30th.
 23 Unrestricted non-cash -- unrestricted
 24 non-current asset in the general fund of more than

1 \$60 million was primarily attributable to the notes
 2 receivable from the former Illinois rural bond and
 3 local government borrowers in the aggregate amount of
 4 approximately \$5 million and other loans receivable
 5 totaling \$8 million. In June there was one
 6 participation loan that paid off in the amount of
 7 \$127,000 and additionally, the Authority received one
 8 payment under the DACA Loan program in the amount of
 9 \$10,000.
 10 Our total liabilities of \$2 million in the
 11 Authority general fund were primarily attributable to
 12 \$1,380,000 that is due to be transferred to other
 13 funds in the aforesaid accrued liabilities. As a
 14 result, the Authority reports a total net position of
 15 \$58,464,000 as of June 30th.
 16 Moving on to the Authority audit and
 17 regulatory updates, the fiscal year 2022 financial
 18 audit examination is in progress and at this time
 19 there is nothing to report. On June 9, 2022, the
 20 Authority approved a fiscal year 2023 and a fiscal
 21 year 2024 annual audit plan with CMS Bureau of
 22 Internal Audit. In fiscal year 2023, Authority staff
 23 anticipates there will be five audits. One,
 24 personnel and payroll; two, expenditures, payables

1 and equipment; three, statutory mandates; four, bond
 2 compliance; and five, cyber security. The Authority
 3 will provide updates on these audits as each audit
 4 progresses.
 5 Now moving on to good news. The fire truck
 6 and ambulance revolving loan programs are jointly
 7 administered by the Authority and the Office of the
 8 State Fire Marshal. These programs provide zero
 9 interest and low interest rate loans for the purchase
 10 of fire trucks and ambulance by fire departments,
 11 fire protection districts or townships' fire
 12 departments. The State Fire Marshal and the
 13 Authority have helped to relieve the burden of hard
 14 pressed local property taxpayers.
 15 The fire truck and ambulance revolving loan
 16 program was initially funded by a \$19 million and a
 17 \$4 million of appropriation respectively. Since 2005
 18 the State Fire Marshal and the Authority have
 19 underwritten, administered and funded 254 loans for
 20 fire truck and ambulance for an aggregate amount of
 21 approximately \$44,700,000. Per state statute, the
 22 Authority is allowed to charge an application closing
 23 fee of \$500 with no additional fees for the life of
 24 the loans. Moreover, both the State Fire Marshal and

1 the Authority recognize that the Authority has been
 2 subsidizing the administration and servicing of loans
 3 funded under these programs.
 4 The fire marshal and the Authority share the
 5 same goal and have shared the same responsibilities.
 6 Now the Authority and the fire marshal have the
 7 desire to enter into an additional intergovernmental
 8 agreement to transfer a one time fee of \$150,000 to
 9 cover the Authority's operational expenses pertaining
 10 to the administering and servicing these programs for
 11 the fiscal year ending June 30 of 2023. The 150 was
 12 not included in our fiscal year 2023 budget, so this
 13 will add an additional income to the Authority.
 14 Now looking forward in July, the Authority
 15 anticipates closing fees of \$244,000. Are there any
 16 questions or comments? Hearing none, back to you,
 17 Chair Hobert. Thank you.
 18 CHAIR HOBERT: This is Will Hobert. Thank you,
 19 Six. I would like to request a motion to accept the
 20 preliminary and unaudited financial reports for the
 21 12-month period ended June 30, 2022. Is there such a
 22 motion?
 23 MR. STRAUTMANIS: This is Mike Strautmanis. So
 24 moved.

1 MR. RYAN: This is Tim Ryan. Second.

2 CHAIR HOBERT: This is Will Hobert. Will the

3 Assistant Secretary please call the roll.

4 MR. MEYER: This is Mark Meyer. On the motion by

5 Member Strautmanis and second by Member Ryan, I will

6 call the roll. Mr. Amaro.

7 MR. AMARO: Yes.

8 MR. MEYER: Mr. Beres.

9 MR. BERES: Yes.

10 MR. MEYER: Mr. Fuentes.

11 MR. FUENTES: Yes.

12 MR. MEYER: Ms. Juracek.

13 MS. JURACEK: Yes.

14 MR. MEYER: Ms. Nava.

15 MS. NAVA: Yes.

16 MR. MEYER: Mr. Obernagel.

17 MR. OBERNAGEL: Yes.

18 MR. MEYER: Mr. Poole.

19 MR. POOLE: Yes.

20 MR. MEYER: Mr. Ryan.

21 MR. RYAN: Yes.

22 MR. MEYER: Mr. Strautmanis.

23 MR. STRAUTMANIS: Yes.

24 MR. MEYER: Ms. Watson.

1 MS. WATSON: Yes.

2 MR. MEYER: Mr. Wexler.

3 MR. WEXLER: Yes.

4 MR. MEYER: Mr. Zeller.

5 MR. ZELLER: Yes.

6 MR. MEYER: Chair Hobert.

7 CHAIR HOBERT: Yes.

8 MR. MEYER: Again, this is Mark Meyer. Chair

9 Hobert, the ayes have it and the motion carries.

10 CHAIR HOBERT: This is Will Hobert. Thank you,

11 Mark. Six, will you please present the procurement

12 report.

13 MS. GRANDA: This is Six Granda. Thank you,

14 Chair Hobert. The contracts listed in the July

15 procurement report are to support the Authority

16 operations. The report also includes expiring

17 contracts into August of 2022.

18 The Authority recently executed a contract

19 with Amalgamated Bank of Chicago for bank custodian

20 services through July of 2023. Does any Members have

21 any questions or comments? Hearing none, back to

22 you. Thank you, Chair Hobert.

23 CHAIR HOBERT: This is Will Hobert. Thank you,

24 Six. Does anyone wish to make any additions, edits

1 or corrections to the minutes from the June 14, 2022
 2 meeting? Hearing none, I'd like to request a motion
 3 to approve the minutes. Is there such a motion?
 4 MR. FUENTES: This is Jim Fuentes. I'd make a
 5 motion.
 6 MR. OBERNAGEL: This is George Obernagel, second.
 7 CHAIR HOBERT: This is Will Hobert. Will the
 8 Assistant Secretary please call the roll.
 9 MR. MEYER: This is Mark Meyer. On the motion by
 10 Member Fuentes and second by Member Obernagel, I will
 11 call the roll. Mr. Amaro.
 12 MR. AMARO: Yes.
 13 MR. MEYER: Mr. Beres.
 14 MR. BERES: Yes.
 15 MR. MEYER: Mr. Fuentes.
 16 MR. FUENTES: Yes.
 17 MR. MEYER: Ms. Juracek.
 18 MS. JURACEK: Yes.
 19 MR. MEYER: Ms. Nava.
 20 MS. NAVA: Yes.
 21 MR. MEYER: Mr. Obernagel.
 22 MR. OBERNAGEL: Yes.
 23 MR. MEYER: Mr. Poole.
 24 MR. POOLE: Yes.

1 MR. MEYER: Mr. Ryan.
 2 MR. RYAN: Yes.
 3 MR. MEYER: Mr. Strautmanis.
 4 MR. STRAUTMANIS: Yes.
 5 MR. MEYER: Ms. Watson.
 6 MS. WATSON: Yes.
 7 MR. MEYER: Mr. Wexler.
 8 MR. WEXLER: Yes.
 9 MR. MEYER: Mr. Zeller.
 10 MR. ZELLER: Yes.
 11 MR. MEYER: Chair Hobert.
 12 CHAIR HOBERT: Yes.
 13 MR. MEYER: Again, this is Mark Meyer. Chair
 14 Hobert, the ayes have it and the motion carries.
 15 CHAIR HOBERT: This is Will Hobert. Thank you,
 16 Mark. Is there any other business to come before the
 17 Members?
 18 MR. MEYER: This is Mark Meyer. Chair Hobert,
 19 Member Tobon was unable to participate today.
 20 CHAIR HOBERT: This is Will Hobert. Thank you,
 21 Mark. I'd like to request a motion to excuse the
 22 absence of Member Tobon, who was unable to
 23 participate today. Is there such a motion?
 24 MS. NAVA: This is Roxanne Nava. So moved.

1 MS. JURACEK: And this is Arlene Juracek. I
 2 second.
 3 CHAIR HOBERT: This is Will Hobert. Will the
 4 Assistant Secretary please call the roll.
 5 MR. MEYER: This is Mark Meyer. On the motion by
 6 Vice Chair Nava and second by Member Juracek, I will
 7 call the roll. Mr. Amaro.
 8 MR. AMARO: Yes.
 9 MR. MEYER: Mr. Beres.
 10 MR. BERES: Yes.
 11 MR. MEYER: Mr. Fuentes.
 12 MR. FUENTES: Yes.
 13 MR. MEYER: Ms. Juracek.
 14 MS. JURACEK: Yes.
 15 MR. MEYER: Ms. Nava.
 16 MS. NAVA: Yes.
 17 MR. MEYER: Mr. Obernagel.
 18 MR. OBERNAGEL: Yes.
 19 MR. MEYER: Mr. Poole.
 20 MR. POOLE: Yes.
 21 MR. MEYER: Mr. Ryan.
 22 MR. RYAN: Yes.
 23 MR. MEYER: Mr. Strautmanis.
 24 MR. STRAUTMANIS: Yes.

1 MR. MEYER: Ms. Watson.
 2 MS. WATSON: Yes.
 3 MR. MEYER: Mr. Wexler.
 4 MR. WEXLER: Yes.
 5 MR. MEYER: Mr. Zeller.
 6 MR. ZELLER: Yes.
 7 MR. MEYER: Chair Hobert.
 8 CHAIR HOBERT: Yes.
 9 MR. MEYER: Again, this is Mark Meyer. Chair
 10 Hobert, the ayes have it and the motion carries.
 11 CHAIR HOBERT: This is Will Hobert. Thank you,
 12 Mark. Is there any matter for discussion in closed
 13 session? Hearing none, the next regularly scheduled
 14 meeting will be August 9, 2022. In the coming
 15 months, please also note for your scheduling purposes
 16 that we hope to convene a meeting of the Illinois
 17 C-PACE Open Market Initiative, the Authority's new
 18 not for profit component unit, following the
 19 conclusion of one of our regular monthly meetings.
 20 The protocols for attending the regular meeting in
 21 that particular month will be the same protocols for
 22 attending the C-PACE Open Market Initiative meeting
 23 that will convene immediately afterwards.
 24 Does any Member have any questions or

1 comments? Hearing none, I would like to request a
 2 motion to adjourn. Additionally, when responding to
 3 the roll call for this motion, I ask that each Member
 4 confirm they were able to hear the participants,
 5 discussions and testimony of these proceedings. Is
 6 there such a motion?
 7 MR. FUENTES: This is Jim Fuentes. So moved.
 8 MR. BERES: This is Drew Beres, second.
 9 CHAIR HOBERT: This is Will Hobert. Will the
 10 Assistant Secretary please call the roll.
 11 MR. MEYER: This is Mark Meyer. On the motion by
 12 Member Fuentes and second by Member Beres, I will
 13 call the roll. Mr. Amaro.
 14 MR. AMARO: Aye, and I can confirm that I could
 15 hear all participants, discussion and testimony.
 16 MR. MEYER: Mr. Beres.
 17 MR. BERES: Aye, and I confirm that I could hear
 18 all participants, discussion and testimony.
 19 MR. MEYER: Mr. Fuentes.
 20 MR. FUENTES: Aye, and I confirm that I could
 21 hear all participants, discussion and testimony.
 22 MR. MEYER: Ms. Juracek.
 23 MS. JURACEK: Aye, and I confirm that I could
 24 hear all participants, discussion and testimony.

1 MR. MEYER: Ms. Nava.
 2 MS. NAVA: Aye, and I confirm that I could hear
 3 all participants, discussion and testimony. Thank
 4 you.
 5 MR. MEYER: Mr. Obernagel.
 6 MR. OBERNAGEL: Aye, and I confirm that I could
 7 hear all participants, discussion and testimony.
 8 MR. MEYER: Mr. Poole.
 9 MR. POOLE: Aye, and I confirm that I could hear
 10 all the participants, discussions and testimony.
 11 MR. MEYER: Mr. Ryan.
 12 MR. RYAN: Aye, and I confirm that I could hear
 13 all participants, discussion and testimony.
 14 MR. MEYER: Mr. Strautmanis.
 15 MR. STRAUTMANIS: Aye, and I confirm that I could
 16 hear all participants, discussion and testimony.
 17 MR. MEYER: Ms. Watson.
 18 MS. WATSON: Aye, and I confirm that I could hear
 19 all participants, discussion and testimony.
 20 MR. MEYER: Mr. Wexler.
 21 MR. WEXLER: Aye. I confirm I could hear all
 22 participants, all discussion, all testimony.
 23 MR. MEYER: Mr. Zeller.
 24 MR. ZELLER: Aye, and I confirm that I could hear

1 all participants, discussion and testimony.
 2 MR. MEYER: Chair Hobert.
 3 CHAIR HOBERT: Aye, and I confirm that I could
 4 hear all participants, discussion and testimony.
 5 MR. MEYER: Again, this is Mark Meyer. Chair
 6 Hobert, the ayes have it and the motion carries. The
 7 time is 10:10 a.m. and the meeting is adjourned.
 8 CHAIR HOBERT: Thank you, everyone.
 9 MR. MEISTER: Thank you, everyone.

* * *

1 STATE OF ILLINOIS)
 2) SS.
 3 COUNTY OF COOK)
 4 I, LYDIA B. PINKAWA, CSR, do hereby certify
 5 that I reported in shorthand the proceedings had at
 6 the meeting aforesaid, and that the foregoing is a
 7 true, complete and accurate transcript of the
 8 proceedings at said hearing as appears from my
 9 stenographic notes so taken and transcribed under my
 10 personal direction this 22nd day of July, 2022.



Certified Shorthand Reporter

CSR No. 84-002342

ILLINOIS FINANCE AUTHORITY
ROLL CALL
JULY 12, 2022 QUORUM

July 12, 2022

13 YEAS		0 NAYS		0 PRESENT	
Y	Amaro †	Y	Obernagel †	Y	Watson †
Y	Beres †	Y	Poole †	Y	Wexler †
Y	Fuentes †	Y	Ryan †	Y	Zeller †
Y	Juracek †	Y	Strautmanis †	Y	Chair Hobert †
Y	Nava †	E	Tobon		

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

ILLINOIS FINANCE AUTHORITY
ROLL CALL
JULY 12, 2022 AGENDA OF THE REGULAR MEETING OF THE MEMBERS
APPROVED

July 12, 2022

13 YEAS		0 NAYS		0 PRESENT	
Y	Amaro †	Y	Obernagel †	Y	Watson †
Y	Beres †	Y	Poole †	Y	Wexler †
Y	Fuentes †	Y	Ryan †	Y	Zeller †
Y	Juracek †	Y	Strautmanis †	Y	Chair Hobert †
Y	Nava †	E	Tobon		

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

ILLINOIS FINANCE AUTHORITY
 ROLL CALL
 RESOLUTION NO. 2022-0712-CF01
 PRIVATE ACTIVITY BONDS - REVENUE BONDS
 BEGINNING FARMER - JUSTIN DURDAN
 FINAL (ONE-TIME CONSIDERATION)
 APPROVED*

July 12, 2022

13 YEAS	0 NAYS	0 PRESENT
Y Amaro †	Y Obernagel †	Y Watson †
Y Beres †	Y Poole †	Y Wexler †
Y Fuentes †	Y Ryan †	Y Zeller †
Y Juracek †	Y Strautmanis†	Y Chair Hobert †
Y Nava †	E Tobon	

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

* Consent Agenda

ILLINOIS FINANCE AUTHORITY
 ROLL CALL
 RESOLUTION NO. 2022-0712-CF02
 RESOLUTION AUTHORIZING AMENDMENTS TO \$18,000,000 ORIGINAL
 PRINCIPAL AMOUNT ILLINOIS FINANCE AUTHORITY REVENUE BOND,
 SERIES 2013 (AMERICAN COLLEGE OF
 CHEST PHYSICIANS PROJECT) ISSUED ON MARCH 7, 2013
 APPROVED*

July 12, 2022

13 YEAS	0 NAYS	0 PRESENT
Y Amaro †	Y Obernagel †	Y Watson †
Y Beres †	Y Poole †	Y Wexler †
Y Fuentes †	Y Ryan †	Y Zeller †
Y Juracek †	Y Strautmanis†	Y Chair Hobert †
Y Nava †	E Tobon	

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

* Consent Agenda

ILLINOIS FINANCE AUTHORITY
ROLL CALL

RESOLUTION NO. 2022-0712-CF03

RESOLUTION AUTHORIZING AND APPROVING THE EXECUTION AND DELIVERY OF A FIRST AMENDMENT TO BOND AND LOAN AGREEMENT DATED AS OF JULY 1, 2022 WITH NAZARETH ACADEMY AND FIFTH THIRD BANK, NATIONAL ASSOCIATION, AND APPROVING THE EXECUTION OF AN AMENDED BOND AND CERTAIN OTHER AGREEMENTS RELATING THERETO; AND RELATED MATTERS
APPROVED*

July 12, 2022

13 YEAS		0 NAYS		0 PRESENT	
Y	Amaro †	Y	Obernagel †	Y	Watson †
Y	Beres †	Y	Poole †	Y	Wexler †
Y	Fuentes †	Y	Ryan †	Y	Zeller †
Y	Juracek †	Y	Strautmanis †	Y	Chair Hobert †
Y	Nava †	E	Tobon		

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

* Consent Agenda

ILLINOIS FINANCE AUTHORITY
 ROLL CALL
 RESOLUTION NO. 2022-0712-DA04
 RESOLUTION AUTHORIZING AND APPROVING THE EXECUTION AND
 DELIVERY OF AN ADDITIONAL INTERGOVERNMENTAL AGREEMENT
 BETWEEN ILLINOIS FINANCE AUTHORITY AND OFFICE OF STATE FIRE
 MARSHAL; AND RELATED MATTER
 APPROVED*

July 12, 2022

13 YEAS	0 NAYS	0 PRESENT
Y Amaro †	Y Obernagel †	Y Watson †
Y Beres †	Y Poole †	Y Wexler †
Y Fuentes †	Y Ryan †	Y Zeller †
Y Juracek †	Y Strautmanis †	Y Chair Hobert †
Y Nava †	E Tobon	

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

* Consent Agenda

ILLINOIS FINANCE AUTHORITY
 ROLL CALL
 RESOLUTION NO. 2022-0712-EX05
 RESOLUTION FOR THE ELECTION OF A VICE CHAIR OF THE ILLINOIS
 FINANCE AUTHORITY
 APPROVED

July 12, 2022

12 YEAS	0 NAYS	0 PRESENT
Y Amaro †	Y Obernagel †	Y Watson †
Y Beres †	Y Poole †	Y Wexler †
Y Fuentes †	Y Ryan †	Y Zeller †
Y Juracek †	Y Strautmanis †	Y Chair Hobert †
A Nava †	E Tobon	

A – Denotes Abstention

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

ILLINOIS FINANCE AUTHORITY
 ROLL CALL
 ACCEPT THE PRELIMINARY AND UNAUDITED FINANCIAL REPORTS FOR
 THE TWELVE-MONTH PERIOD ENDED JUNE 30, 2022
 APPROVED

July 12, 2022

13 YEAS	0 NAYS	0 PRESENT
Y Amaro †	Y Obernagel †	Y Watson †
Y Beres †	Y Poole †	Y Wexler †
Y Fuentes †	Y Ryan †	Y Zeller †
Y Juracek †	Y Strautmanis †	Y Chair Hobert †
Y Nava †	E Tobon	

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

ILLINOIS FINANCE AUTHORITY
ROLL CALL
APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE
AUTHORITY FROM JUNE 14, 2022
APPROVED

July 12, 2022

13 YEAS		0 NAYS		0 PRESENT	
Y	Amaro †	Y	Obernagel †	Y	Watson †
Y	Beres †	Y	Poole †	Y	Wexler †
Y	Fuentes †	Y	Ryan †	Y	Zeller †
Y	Juracek †	Y	Strautmanis †	Y	Chair Hobert †
Y	Nava †	E	Tobon		

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act
Member participated via audio or video conference.

ILLINOIS FINANCE AUTHORITY
 ROLL CALL
 EXCUSING THE ABSENCE OF ANY MEMBERS UNABLE TO PARTICIPATE
 IN ANY VOTES OF THE REGULAR MEETING OF THE AUTHORITY
 FOR JULY 12, 2022
 APPROVED

July 12, 2022

13 YEAS	0 NAYS	0 PRESENT
Y Amaro †	Y Obernagel †	Y Watson †
Y Beres †	Y Poole †	Y Wexler †
Y Fuentes †	Y Ryan †	Y Zeller †
Y Juracek †	Y Strautmanis †	Y Chair Hobert †
Y Nava †	E Tobon	

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

ILLINOIS FINANCE AUTHORITY
 ROLL CALL
 ADJOURNING THE REGULAR MEETING OF THE AUTHORITY FOR JULY 12,
 2022 AND EACH MEMBER’S CONFIRMATION OF HIS OR HER ABILITY TO
 HEAR ALL PARTICIPANTS, DISCUSSION AND TESTIMONY
 APPROVED

July 12, 2022

13 YEAS	0 NAYS	0 PRESENT
Y Amaro †	Y Obernagel †	Y Watson †
Y Beres †	Y Poole †	Y Wexler †
Y Fuentes †	Y Ryan †	Y Zeller †
Y Juracek †	Y Strautmanis †	Y Chair Hobert †
Y Nava †	E Tobon	

E – Denotes Excused Absence

† In accordance with the provisions of Section 7(e) of the Open Meetings Act, the Member participated via audio or video conference.

XI. OTHER BUSINESS

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XII. CLOSED SESSION

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XIII. ADJOURNMENT

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**APPENDIX A - INFORMATION
REGARDING NEW
BUSINESS ITEMS**



IFA

ILLINOIS FINANCE AUTHORITY

**REGULAR MEETING OF THE MEMBERS
Tuesday, August 9, 2022
9:30 AM**

Michael A. Bilandic Building
160 North LaSalle Street
Suite S-1000
Chicago, Illinois 60601

NEW BUSINESS

CONDUIT FINANCING PROJECTS

Tab	Project Name	Location	Amount	New Jobs	Const. Jobs	Staff
Private Activity Bonds - Revenue Bonds Final (One-Time Consideration)						
1	Illinois College	Jacksonville (Morgan County)	\$20,000,000	6	25	RF
2	Elmhurst University	Elmhurst (DuPage County)	\$20,000,000	2	146	RF
TOTAL CONDUIT FINANCING PROJECTS			\$40,000,000	8	171	
GRAND TOTAL			\$40,000,000	8	171	

RESOLUTIONS

Tab	Action	Staff
Conduit Financings		
3	Resolution Authorizing the Execution and Delivery of a Second Amendment to Bond and Loan Agreement, which Supplements and Amends that Certain Bond and Loan Agreement Dated as of December 1, 2016, as Supplemented and Amended, Providing for the Issuance of the Illinois Finance Authority Revenue Refunding Bond, Series 2016 (Elmhurst College); and Related Documents; and Approving Related Matters	RF/BF
4	Resolution Authorizing the Execution and Delivery of a First Amendment to Bond and Loan Agreement, which Supplements and Amends that Certain Bond and Loan Agreement Dated as of December 1, 2017, as Supplemented and Amended, Providing for the Issuance of the Illinois Finance Authority Revenue Refunding Bond, Series 2017 (Elmhurst College); and Related Documents; and Approving Related Matters	RF/BF

SUBJECT MATTER-ONLY

Tab	Action	Staff
Governance, Personnel, and Ethics		
5	Revolving Door and Other Ethics Considerations for Members of the Illinois Finance Authority	EW

\$20,000,000 (not-to-exceed amount)

August 9, 2022

Illinois College

REQUEST	<p>Purpose: The proceeds of the Series 2022 Bond will be loaned to Illinois College, an Illinois not for profit corporation (the “College” or the “Borrower”), to provide the College with funds to be used, together with certain other moneys, for the purpose of (i) financing, refinancing or reimbursing all or a portion of the costs of the acquisition, construction, renovation, improvement and equipping of certain educational facilities of the College located on the College Campus (as defined in the subsequent paragraph) including but not limited to: (a) the renovation, improvement, expansion, construction and equipping of the facilities relating to Crispin Science Building, (b) the renovation, improvement, expansion, construction and equipping of the facilities relating to Crampton Hall, (c) the upgrading, replacing, improving, renovating and equipping various athletic facilities, including but not limited to, roof replacements and improvements to track and field facilities, and (d) general campus improvements, including campus lighting improvements, expansion of multi-purpose spaces, landscaping, land improvements and similar expenditures relating to general campus improvements of the educational facilities (collectively, the “Project”); (ii) funding working capital for the College, if deemed necessary or desirable by the College; (iii) funding interest accruing on the Series 2022 Bond, if deemed necessary or desirable by the College; and (iv) paying certain expenses incurred in connection with the issuance of the Series 2022 Bond, including the cost of any bond insurance or other credit or liquidity enhancement, all as permitted by the Illinois Finance Authority Act, as amended (the “Act”).</p> <p>The Project will be owned by the College and is located on land owned by the College at the address commonly known as 1101 West College Avenue, Jacksonville, Illinois and which is further described as its property bordered generally more or less on the north by West College Avenue, on the east by Gladstone Street and Prospect Street, on the south by Jacksonville Middle School and Smithland Street, and on the west by Lockwood Place and Lincoln Avenue, all within the city of Jacksonville, Illinois (the “College Campus”).</p> <p>Product: Conduit 501(c)(3) Revenue Bond</p>						
BOARD ACTION	Final Bond Resolution (One-time consideration)						
MATERIAL CHANGES	None. This is the first time this project has been presented to the IFA Board of Directors.						
JOBS DATA	<table border="0"> <tr> <td style="padding-right: 20px;">77 FT; 39 Adjunct Faculty; 180 Admin/Support/Svc. Staff; 12 PT Coaches</td> <td style="padding-right: 20px;">Current jobs</td> <td style="padding-right: 20px;">6 New jobs projected (preliminary; subject to change)</td> </tr> <tr> <td style="padding-right: 20px;">N/A</td> <td style="padding-right: 20px;">Retained jobs</td> <td>25-30 (6 months) Construction jobs projected</td> </tr> </table>	77 FT; 39 Adjunct Faculty; 180 Admin/Support/Svc. Staff; 12 PT Coaches	Current jobs	6 New jobs projected (preliminary; subject to change)	N/A	Retained jobs	25-30 (6 months) Construction jobs projected
77 FT; 39 Adjunct Faculty; 180 Admin/Support/Svc. Staff; 12 PT Coaches	Current jobs	6 New jobs projected (preliminary; subject to change)					
N/A	Retained jobs	25-30 (6 months) Construction jobs projected					
DESCRIPTION	<ul style="list-style-type: none"> ● Location: Jacksonville (Morgan County/Central Region) ● Illinois College is a private liberal arts college founded in 1829. The College was the first higher education institution in Illinois to grant a degree. ● This project will enable Illinois College to renovate and update its Crispin Hall Science Building, which houses the College’s “STEM”-related departments. Illinois College will be adding its new College of Engineering offerings in the updated Science Building. Additionally, proceeds will be used to finance substantial renovation and building upgrades at the College’s Crampton Hall, which is the oldest student housing facility in near continuous use in the State of Illinois (since approximately 1880). The renovation of Crampton Hall will relocate building systems (including its HVAC system) thereby vacating the top floor and enabling the College to convert the top floor back into student housing, thereby increasing on-campus student housing capacity by 28 beds at a lower cost than other options the College considered. ● Illinois College had 1,098 students enrolled for the Fall 2021 (FY 2022) Term. 						

STRUCTURE	<ul style="list-style-type: none"> ● U.S. Bank, National Association (“US Bank”, the “Bank”, or the “Bond Purchaser”), will be the direct purchaser of the IFA Series 2022 Bond and will be bearing all credit risk related to this conduit financing. US Bank has been Illinois College’s principal bank of account for its long-term borrowings for many years. 												
CREDIT INDICATORS	<ul style="list-style-type: none"> ● US Bank will be purchasing the Series 2022 Bond as a direct investment on a non-rated basis. US Bank is not requiring a rating on the IFA Series 2022 Bond. ● Illinois College has no direct rated bonds currently outstanding. The College will not be applying for a public credit rating in connection with the IFA Series 2022 Bond. 												
SECURITY	<ul style="list-style-type: none"> ● Direct, bank-purchased bond by US Bank. The Series 2022 Bond will be an unsecured general obligation on parity to Illinois College’s outstanding (or hereafter issued) debt (e.g., the College’s outstanding IFA Series 2005 Revenue Bonds, which are secured by a Direct Pay Letter of Credit from US Bank). 												
FINAL MATURITY DATE & INTEREST RATE:	<ul style="list-style-type: none"> ● Although the College and Bank anticipate setting a final maturity date approximately 20 years from the date of issuance, the IFA Bond Resolution will establish a not-to-exceed final maturity date parameter on the IFA Series 2022 Bond approximately 40 years from the date of issuance to provide additional flexibility, if needed. ● Initial Interest Rate Period: US Bank is expected to provide Illinois College with fixed rate options for the Initial Interest Rate period ranging from 5 to 10 years. Initial payments will be structured based on the Initial Interest Rate selected by the College and amortized assuming level debt service payments over 20 years. 												
SOURCES AND USES	<table border="0" style="width: 100%;"> <tr> <td style="width: 35%;">IFA Series 2022 Bond</td> <td style="width: 15%; text-align: right;">\$20,000,000</td> <td style="width: 35%;">New Money Projects</td> <td style="width: 15%; text-align: right;">\$20,000,000</td> </tr> <tr> <td>*Equity</td> <td style="text-align: center;">TBD</td> <td>*Cost of Issuance</td> <td style="text-align: center;">TBD</td> </tr> <tr> <td>Total</td> <td style="text-align: right;"><u>\$20,000,000</u></td> <td>Total</td> <td style="text-align: right;"><u>\$20,000,000</u></td> </tr> </table> <p>*Costs of Issuance reflect a preliminary estimate and are subject to change. As presently contemplated, all costs of issuance will be paid from Illinois College equity.</p>	IFA Series 2022 Bond	\$20,000,000	New Money Projects	\$20,000,000	*Equity	TBD	*Cost of Issuance	TBD	Total	<u>\$20,000,000</u>	Total	<u>\$20,000,000</u>
IFA Series 2022 Bond	\$20,000,000	New Money Projects	\$20,000,000										
*Equity	TBD	*Cost of Issuance	TBD										
Total	<u>\$20,000,000</u>	Total	<u>\$20,000,000</u>										
RECOMMENDATION	Peer Review Committee recommends approval.												

**ILLINOIS FINANCE AUTHORITY
PROJECT SUMMARY REPORT
August 9, 2022**

Project: Illinois College

STATISTICS

Project Number:	12543	Amount:	\$20,000,000 (not-to-exceed amount)
Type:	501(c)(3) Revenue Bond	IFA Staff:	Rich Frampton
Location:	Jacksonville	County/	
		Region:	Morgan/Central

BOARD ACTION

Final Bond Resolution	
Conduit 501(c)(3) Revenue Bond	No IFA funds at risk
Peer Review Committee recommends approval	No extraordinary conditions

IFA PRODUCT – CONDUIT 501(c)(3) REVENUE BONDS

501(c)(3) Bonds are a form of municipal bond financing that 501(c)(3) corporations can use to finance capital projects that will be used to further their organizational mission. IFA’s issuance will convey federal income tax-exempt status on interest earned on the Bonds paid to bondholders, thereby reducing the Borrower’s interest expense.

SECTION 146 VOLUME CAP

501(c)(3) Bonds do not require an allocation of IRS Section 146 Volume Cap.

FINANCING SUMMARY

Structure: The proposed Series 2022 Bond will be purchased directly by **U.S. Bank, National Association** (“**US Bank**”, the “**Bank**” or “**Bond Purchaser**”) and held by the Bank as a direct investment.

Security: It is anticipated that the IFA Series 2022 Bond will be a general obligation of Illinois College.

Final Maturity: Approximately 20 years from the date of issuance (e.g., August 2042). Although the final maturity date on the IFA Series 2022 Bond will be approximately 20 years, the IFA Bond Resolution presented in connection with this request will authorize a maximum, not-to-exceed parameter of 40 years from the date of issuance.

Interest Rate(s): As presently contemplated, Illinois College and US Bank will negotiate an initial fixed interest rate for the initial 10 years the Series 2022 Bond is outstanding, based on market interest rates in effect at the time of closing.

Timing: Late August 2022

Rating: Illinois College does not have a public underlying credit rating from Moody’s, S&P Global Ratings, or Fitch Ratings. The College’s outstanding IFA Series 2005 Bonds (\$7.875 million as of May 31, 2022 - the College’s fiscal year-end date) are credit enhanced by a Direct Pay Letter of Credit from US Bank and bear interest as 7-day Variable Rate Demand Bonds (and are rated based on US Bank’s short-term credit rating(s)).

Rationale: This Project will enable Illinois College to finance a portion of the cost of a series of renovation projects on its Jacksonville campus at a tax-exempt interest rate. Improvements associated with the IFA Series 2022 Bond will enable Illinois College to undertake the substantial renovation of (1) the College's Crispin Hall Science Building (which will provide enhanced, modernized facilities for its STEM offerings (computer science, mathematics, and physics)) while enabling the College to expand its academic offerings to include neuroscience, engineering, actuarial science, and, potentially, data management; and (2) the College's Crampton Hall student housing facility, which will be reconfigured to add 28 beds of student housing capacity at a nominal marginal cost. Additional residential capacity will enable future enrollment increases. In addition to the Crispin Hall and Crampton Hall renovation projects, the College plans to use proceeds to fund other capital investment and renovation projects campuswide.

BUSINESS SUMMARY

Background: **Illinois College** (the "**Borrower**" or the "**College**") is incorporated under Illinois law and is a 501(c)(3) not-for-profit corporation exempt from federal income taxes under the Internal Revenue Code.

Illinois College is currently governed by a 27-member Board of Trustees (including the College's President) as listed on pp. 5-7. The College's By-laws specify a maximum of 30 Trustees.

Description: Illinois College was the first college or university to hold classes and award higher education degrees in Illinois. Since 1829, Illinois College has prepared its students for lives of leadership and service. Illinois College has been a co-educational institution since 1903. Illinois College is affiliated with the United Church of Christ and the Presbyterian Church (USA). Illinois College is a small residential liberal arts college with approximately 1,098 students (Fall 2021) that seeks to offer exceptional education at an affordable cost.

Illinois College prepares students for careers in public service, medicine, law, education, the sciences, and other professions. Students earn their degrees by completing a demanding residential program in the liberal arts and sciences, business, nursing, education, social sciences, natural and physical sciences, or various "STEM" specialties including computer science and engineering. According to the College's website (www.ic.edu), Illinois College offers approximately 44 undergraduate majors and 38 undergraduate minors. The College also offers 7 online undergraduate degrees, an online MS in Nursing, and professional certificates/endorsements in education. Illinois College will be adding an Engineering Program next academic year which will expand the University's STEM-related offerings. According to management, the College's 12.5:1 student-to-faculty ratio ensures intense focus on and comprehensive guidance for each student.

Additionally, Illinois College offers an array of experiential learning opportunities including study abroad, student-faculty research, internships, community service projects and Division III athletics which supplement its standard on-campus classroom programs.

Illinois College is a member of the Association of American Colleges, the National Association of Independent Colleges and Universities, the Council of Independent Colleges, and the Federation of Independent Illinois Colleges and Universities. In 2022, *US News and World Report* ranked Illinois College #146 among Liberal Arts Colleges nationally and #22 in Top Performers on Social Mobility nationally (i.e., advancement of economically disadvantaged students).

Enrollment. Illinois College's reported headcount enrollment for the past 5 years is reported in **Table 1** below. The Fall 2020 enrollment increase reflects the addition of 99 students that enrolled to complete their degrees after MacMurray College (also in Jacksonville) announced its closure in Spring 2020 (with those students graduating in Spring 2021 (FY 2021) and Spring 2022 (FY 2022)). Illinois College added online enrollment in 2019, which has started to drive enrollment growth (with 75 enrolled online students in Fall 2021 (FY 2022)).

Table 1: Illinois College enrollment as of the Fall Term of each calendar year (and corresponding to Fiscal Years 2018 – 2022):

<u>Fall 2017</u>	<u>Fall 2018</u>	<u>Fall 2019</u>	<u>Fall 2020</u>	<u>Fall 2021</u>
959	983	1,057	1,154	1,098

Accreditation. Illinois College has been continuously accredited by the Higher Learning Commission since 1913. Additionally, Illinois College’s baccalaureate degree program in nursing is accredited by the Commission on Collegiate Nursing Education.

Outstanding

IFA Bonds: Illinois College has paid all outstanding IFA Bonds as scheduled and was current on its two outstanding series of IFA Bonds as of August 1, 2022. The College’s outstanding IFA Bonds are comprised of (1) approximately \$7.875 million (outstanding balance as of 5/31/2022) of IFA Series 2005 Revenue Bonds issued in the original principal amount of \$15.0 million and (2) approximately \$1.286 million (balance as of 5/31/2022) of IFA Series 2010 Lease Revenue Bonds, issued in the original principal amount of \$3.9 million.

- The Series 2005 Bonds are secured by a Direct Pay Letter of Credit from US Bank and currently bear interest in 7-Day Variable Rate Mode (current market interest rate of 0.64% as of 7/20/2024, as posted on the MSRB’s EMMA website, which excludes ongoing credit enhancement and related fees).
- The Series 2010 Lease Revenue Bonds were purchased directly by PNC Equipment Finance and proceeds were used to purchase and install energy saving equipment and related capital improvements.

ECONOMIC DISCLOSURE STATEMENT

Applicant: Illinois College 1101 West College Avenue, Jacksonville, Illinois 62650
 Contact: Kent Siltman, (T) +1 217.245.3003; kent.siltman@ic.edu
 Web Site: www.ic.edu
 Project name: Illinois College, Series 2022 Revenue Bond
 Location: 1101 West College Avenue, Jacksonville (Morgan County), Illinois 62650
 Organization: Illinois 501(c)(3) not-for-profit corporation

Board of Trustees: Members of Illinois College’s Board of Trustees (as of July 27, 2022)

OFFICERS OF THE BOARD OF TRUSTEES:

STEVEN R. MILLS '77, CHAIR, Creve Coeur, Missouri; Executive Vice President (retired), Archer Daniels Midland Company

SUSAN L. PRATT '80, PH.D., VICE CHAIR, Canonsburg, Pennsylvania; Professor of English (retired), Writer and Consultant

JOAN DEBOER, SECRETARY, Alexandria, VA; Policy Advisory, DLA Piper LLP, and Chief of Staff to the U.S. Department of Transportation, 2009-2013

NON-OFFICER TRUSTEES

Trustee – Ex-Officio:

BARBARA A. FARLEY, PH.D., EX-OFFICIO, President, Illinois College, Jacksonville, Illinois

Trustees:

SUSAN J. ALLEN, Hawthorn Woods, Illinois; Senior Vice President and Assistant General Counsel (retired), Nielson Media Research Inc., Hawthorn Woods, Illinois

TONYA JOHNSON BAISE '76, Burr Ridge, Illinois; Teacher and Administrator (retired), Lemont, IL School District

RYAN BARKE '97, Fairview Heights, Illinois; General Counsel and Chief Compliance Officer, Visionary Wealth Advisors

MIKE BAUERSACHS '86, Glen Allen, Virginia; President and CEO (retired) Ramaco Resources, Inc.; Consultant and Investor MDB Energy Advisors LLC

GERRY BEARD '78, Arenzville, Illinois; President, Beard Implement Company

TONI BLANKMANN '74, Houston, Texas; Shell Oil Company (retired)

SCOTT BOSTON, MD, Jacksonville, IL; President and Chief Executive Officer, Jacksonville Memorial Hospital

ROBERT E. CHIPMAN '74, Jacksonville, IL; Realtor, Appraiser, and Owner, Chipman Realtors & Appraisers

DEL C. DUNHAM '72, Coppell, Texas; Senior Technology Management Consultant, Carlisle and Gallagher, Senior Vice President (retired), Fidelity Investments Systems Company

MICHAEL FLETCHER '92, McKinney, Texas; Vice President of Infrastructure and Engineering, State Farm

LUIZ GUIMARÃES '91, Barrington, Illinois; Senior Partner, Environmental Resources Management, Inc.

JOEL C. HARMON '66, Missouri City, Texas; Director of Analytical Chemistry (retired), The Shell Oil Company

GARY R. HAYNES '74, M.D., PH.D., New Orleans, Louisiana; Professor and Chair in Anesthesiology, Tulane University

JULIE BODAM MACARTNEY '98, Atlanta, Georgia; Director, Business Operations and Strategy, International Programs and Operations, CARE USA

PATRICK B. MATHIS, Belleville, Illinois; Attorney and Partner, Mathis, Marifian & Richter, Ltd.

GREGORY C. MAY '88, Jacksonville, IL; Partner, Williamson Funeral Home

ELLEN RAMMELKAMP MILLER '72, Jacksonville, IL; Mathematics Professor (retired), North Lake College

STEPHEN D. OETGEN, Alamo, California; Managing Director and General Counsel, Golden Gate Capital

WINSTON ROGERS, III '82, St. Peters, Missouri; High School and Middle School Principal (retired)

HENRY A. SCHMITT '73, Peoria, Illinois; Attorney and Partner (retired), Moos, Schmitt & O'Brien, PC

JAMES SPRADLIN '82, Morton, Illinois; CEO (retired), Growmark

JEAN COULTAS STATLER, Arlington, Virginia; Co-founder and Managing Partner, Statler Nagle, LLC

GEORGE ZELCS, Barrington, Illinois; Partner, Korein Tillery

PROFESSIONAL & FINANCIAL

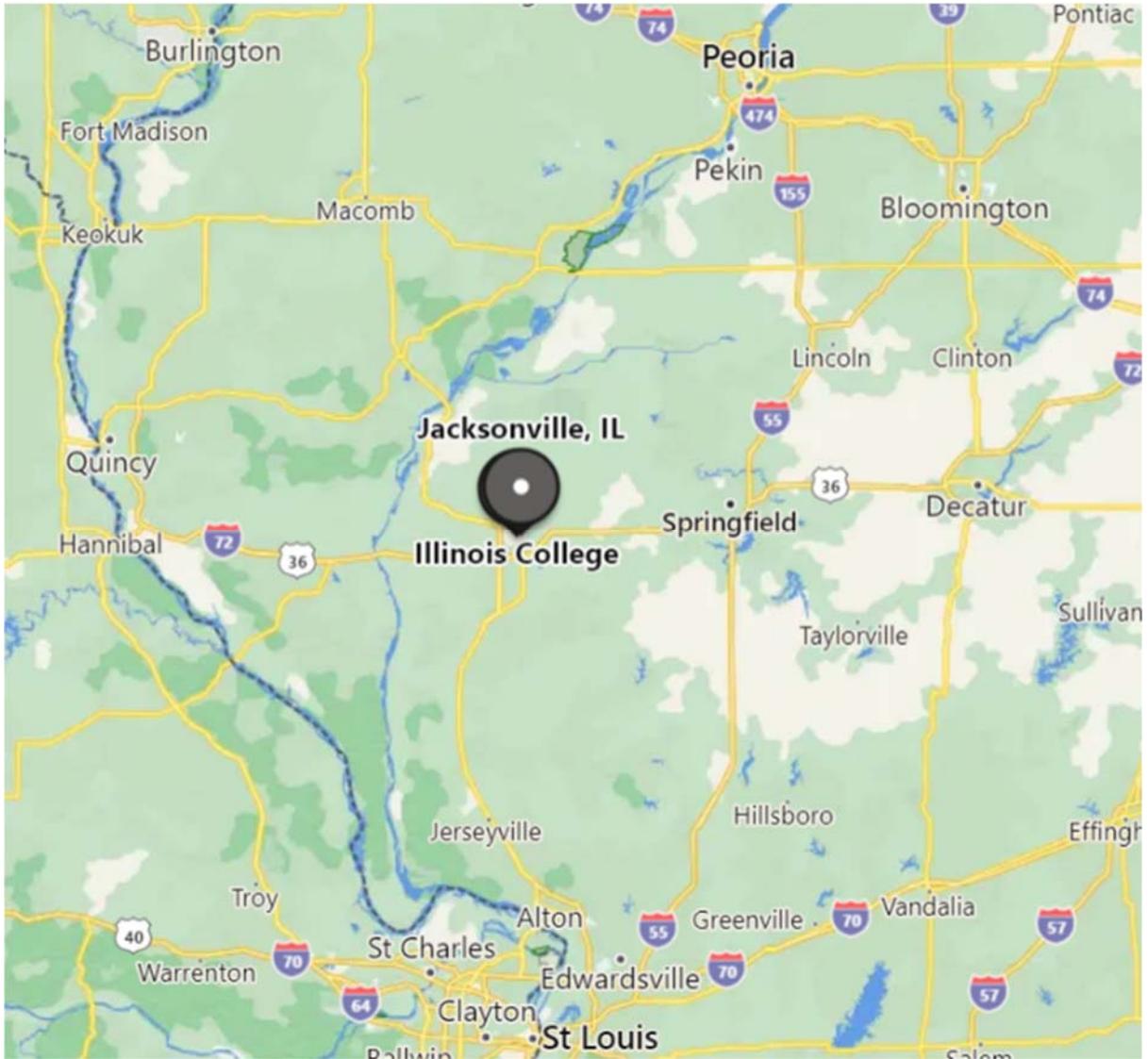
Borrower's Counsel:	Bellati, Fay, Bellatti & Beard, LLP	Jacksonville, IL	Dan Beard Thomas Veith
Auditor:	Sikich LLP	Springfield, IL	
Bond Counsel:	Chapman and Cutler LLP	Chicago, IL	Nancy Burke Ronni Martin
Bond Purchaser:	U.S. Bank, National Association	Chicago, IL	Travis Burns
	U.S. Bankcorp	Charlotte, NC	Ben Barger
Bank Counsel:	Chapman and Cutler LLP	Chicago, IL	Carol Thompson
C-08 Filing Agent:	US Bank Trust Company, National Association	Chicago, IL	Merci Stahl
Architect:	BLDD Architects Inc.	Decatur, IL	John Whitlock
General Contractors:	O'Shea Builders	Springfield, IL	Janelle Fanning
	Hymes Construction	Jacksonville, IL	Rock Hymes
IFA Counsel:	Hart Southworth & Witsman	Springfield, IL	Sam Witsman

LEGISLATIVE DISTRICTS (as of July 2022)

Congressional:	18
State Senate:	50
State House:	100

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PROJECT SITE MAP



Source: Bing Maps

August 9, 2022

\$20,000,000 (not-to-exceed)
Elmhurst University

REQUEST	<p>Purpose: Elmhurst University, an Illinois not for profit corporation (“Elmhurst” or the “University”) has requested that the Authority issue its Revenue Bond, Elmhurst University, Series 2022, (the “Series 2022 Bond”) in an aggregate principal amount not to exceed \$20,000,000 and loan the proceeds from the Series 2022 Bond to the University, to provide the University with funds to be used, together with certain other moneys, for the purpose of (i) financing, refinancing or reimbursing all or a portion of the costs of the acquisition, construction, renovation, improvement and equipping of certain educational facilities of the University located on the University Campus (as defined in the paragraph immediately below) including but not limited to: (a) the renovation, improvement, expansion, construction and equipping of the facilities relating to Memorial Hall, (b) the upgrading, replacing and improving of the HVAC systems, including the replacement of chillers and boilers in certain facilities of the University, (c) the upgrading, replacing, improving, renovating and equipping of athletic facilities, including but not limited to, replacing the track and field turf, (d) the renovating, remodeling, expanding or rehabilitating parking facilities and (e) general campus improvements, including landscaping, land improvements and similar expenditures relating to general campus improvements of the educational facilities (collectively, the “Project”); (ii) funding working capital for the University, if deemed necessary or desirable by the University; (iii) funding interest accruing on the Series 2022 Bond, if deemed necessary or desirable by the University; and (iv) paying certain expenses incurred in connection with the issuance of the Series 2022 Bond, including the cost of any bond insurance or other credit or liquidity enhancement, if deemed necessary or desirable, all as permitted by the Illinois Finance Authority Act, as amended (the “Act”; with the Project and the proposed uses specified under (ii), (iii), and (iv) above comprising the “Financing Purposes”).</p> <p>The Project will be owned by the University and is located on land owned by the University at the address commonly known as 190 Prospect Avenue, Elmhurst, Illinois and which is further described as its property bordered generally by Prospect Avenue on the east, Park Avenue on the north and a cemetery and privately owned residential lots on the west and privately owned residential lots on the south, all in Elmhurst, Illinois (the “University Campus”).</p> <p>Product: Conduit 501(c)(3) Revenue Bond Extraordinary Conditions: None.</p>																
BOARD ACTION	Final Bond Resolution (<i>One-time consideration</i>)																
MATERIAL CHANGES	None. This is the first time this financing has been presented to the IFA Members.																
JOB DATA	<table border="0"> <tr> <td>173-FT; 290-PT Faculty</td> <td>Current Faculty</td> <td>2</td> <td>New jobs projected</td> </tr> <tr> <td>282 Admin./Support/Svcs.;</td> <td>Current Staff</td> <td></td> <td></td> </tr> <tr> <td>25-PT (Coaches)</td> <td></td> <td></td> <td></td> </tr> <tr> <td></td> <td>N/A Retained jobs</td> <td>146-176</td> <td>Construction jobs projected (15-18 months)</td> </tr> </table>	173-FT; 290-PT Faculty	Current Faculty	2	New jobs projected	282 Admin./Support/Svcs.;	Current Staff			25-PT (Coaches)					N/A Retained jobs	146-176	Construction jobs projected (15-18 months)
173-FT; 290-PT Faculty	Current Faculty	2	New jobs projected														
282 Admin./Support/Svcs.;	Current Staff																
25-PT (Coaches)																	
	N/A Retained jobs	146-176	Construction jobs projected (15-18 months)														
BORROWER DESCRIPTION	<ul style="list-style-type: none"> Location: Elmhurst / DuPage County / Northeast Type of entity: Elmhurst University is a private, 501(c)(3) co-educational higher education institution founded in 1871. Elmhurst’s Fall 2021 enrollment (FY 2022) was 3,518 (total headcount; comprised of 2,914 undergraduate and 604 graduate students). 																
STRUCTURE	<ul style="list-style-type: none"> The plan of finance contemplates that the Series 2022 Bond will be purchased directly by PNC Bank, National Association (referenced herein as “PNC”, the “Bank”, the “Bond Purchaser”, or the “Investor”). Elmhurst University is currently a non-rated institution. The Series 2022 Bond will be non-rated, purchased directly by PNC, and will be a direct, general obligation of the University. 																
CREDIT INDICATORS/ SECURITY	<ul style="list-style-type: none"> Elmhurst University is currently a non-rated institution. The University will grant PNC a security interest in the University’s Gross Revenues. Elmhurst University is not, however, granting a mortgage pledge or lien on any of its facilities as security for its obligations under the Bond and Loan Agreement and related documentation in connection with issuance of the Series 2022 Bond. 																
INTEREST RATE	<ul style="list-style-type: none"> Elmhurst University and PNC are negotiating business terms that are expected to provide the University with a floating interest rate based on a percentage of one-month SOFR, plus a bank spread. The Initial Interest Rate period is currently anticipated at 7 years. 																

MATURITY	<ul style="list-style-type: none"> The IFA Bond Resolution for the Elmhurst University financing will establish a final maturity date set at September 1, 2047 (approximately 25 years from the date of issuance). 		
SOURCES AND USES (*PRELIMINARY; SUBJECT TO CHANGE)	Sources: IFA Series 2022 Revenue Bond \$20,000,000 *Equity <u>TBD</u> Total <u>\$20,000,000</u>	Uses: Campus Renovations – New Money \$20,000,000 *Costs of Issuance <u>TBD</u> Total <u>\$20,000,000</u>	
*Amounts for any University equity contribution, and the estimated Costs of Issuance will be determined prior to closing.			
RECOMMENDATION	Peer Review Committee recommends approval.		

**ILLINOIS FINANCE AUTHORITY
PROJECT SUMMARY REPORT
August 9, 2022**

Project: Elmhurst University

STATISTICS

Project Number:	12542	Amount:	Not to exceed \$20,000,000
Type:	501(c)(3) Revenue Bond	IFA Staff:	Richard K. Frampton
Location:	Elmhurst	County/ Region:	DuPage/Northeast

BOARD ACTION

Final Bond Resolution (<i>One-Time Consideration</i>)	No Extraordinary Conditions
Conduit 501(c)(3) Revenue Bonds	No IFA Funds at Risk
Peer Review Committee recommends approval	

IFA PRODUCT – CONDUIT 501(c)(3) REVENUE BONDS

501(c)(3) Bonds are a form of municipal bond financing that 501(c)(3) corporations can use to finance capital projects that will be used to further their organizational mission. IFA’s issuance will convey federal income tax-exempt status on interest earned on the Bonds paid to bondholders, thereby reducing the Borrower’s interest expense.

SECTION 146 VOLUME CAP

501(c)(3) Bonds do not require an allocation of IRS Section 146 Volume Cap.

FINANCING SUMMARY

Structure: The Series 2022 Bonds will be purchased directly by **PNC Bank, N.A.** (“PNC”, the “**Bank**”, the “**Bond Purchaser**”). The University will grant PNC a security interest in the University’s Gross Revenues.

Security/
Debt Rating: Elmhurst University is currently a non-rated institution. PNC will be purchasing the IFA Series 2022 Bond on a non-rated basis as a direct investment by the Bank.

Interest Rate: The University and PNC have negotiated a 25-year financing with the interest rate set based on a formula (i.e., a percentage of SOFR plus the Bank’s credit spread) for an initial period of 7 years from the date of closing (with such initial interest rate set based on a SOFR index in effect as of the closing date).

Maturity/
Amortization: Elmhurst is seeking a 30-year amortization. Note: For not-to-exceed parameter purposes, the IFA Bond Resolution will authorize a final maturity date of up to 40 years after the date of issuance.

Estimated
Closing Date: Late August 2022 (preliminary, subject to change)

Rationale: According to the University and their financing team, based on current market conditions, the University has determined that the proposed IFA Series 2022 Bond will result in an interest rate that would be approximately 25% lower than a taxable loan with a 7-year initial term based on market conditions as of June 23, 2022. The interest savings the University would realize compared to a taxable (conventional) bank financing are considerable. Savings derived from pursuing the issuance

of the Series 2022 Bond can be used to support the University’s educational programming or fund other capital expenditures.

The expansion and renovation of Memorial Hall (a/k/a the “Science Building”) will fuel opportunities – both in the breadth and number of offerings for nursing and health sciences. The University’s administration reports that these fields have seen exponential job growth and these planned expenditures will enable Elmhurst University to better serve community and global health needs. Additionally, the Memorial Hall renovations will house the University’s new Doctor in Nursing Practice, the University’s first doctoral program (and approved by the Higher Learning Commission, the University’s accreditation organization, in October 2021 and will launch in Fall 2022 – see p. 5).

The boiler decentralization and chiller plant relocation project aim to attain the long-range objectives of upgrading the University’s HVAC infrastructure while expanding the campus’ heating and cooling capacities in a sustainable manner. The goal is to improve energy efficiency and to undertake capital investment that will ultimately reduce operating expenses.

BUSINESS SUMMARY

Description: **Elmhurst University** (“**Elmhurst**”, the “**University**”, or the “**Borrower**”) is an Illinois not-for-profit corporation and a tax-exempt, not-for-profit 501(c)(3) corporation originally established in 1871 by the United Church of Christ (as a seminary and teacher’s college).

The University is currently governed by a 39-member Board of Trustees (see pp. 6-8). Additionally, the University currently has 18 Trustees Emeriti (see p. 8).

Background: **About Elmhurst University.** Elmhurst University is a private, four-year university affiliated with the United Church of Christ (many of which operate as “Congregational” churches throughout the U.S.).

Founded in 1871, Elmhurst attracts students from across the nation and around the world. In small classes, students work closely with faculty members who are accomplished scholars and professionals, but whose primary role at the University is to serve as dedicated teachers.

On July 1, 2020, Elmhurst officially changed its name from Elmhurst College to Elmhurst University. The change was made to reflect Elmhurst’s current educational profile more accurately as a comprehensive higher education institution offering undergraduate and graduate programs in the liberal arts and applied sciences, while anticipating opportunities for new programs and partnerships.

Elmhurst University’s campus is located on an approximately 48-acre site located just southwest of downtown Elmhurst and is a certified Level 2 Arboretum and a member of Tree Campus USA, with more than 950 different species from around the globe on campus. The Elmhurst campus is located approximately 18 miles west of the Chicago Loop.

Elmhurst has 26 undergraduate academic departments and offers 70 undergraduate majors (and provides students with the opportunity to create a customized curriculum). In addition to undergraduate degrees, Elmhurst offers 15 certificate programs, and 17 master’s programs, including a Master’s in Business Administration. The student to faculty ratio is approximately 13 to 1.

About Enrollment. A history of undergraduate enrollment for the past five years is provided in Table 1 below. The University offers more than 70 undergraduate majors. Additionally, Elmhurst currently serves 604 graduate students across its 17 graduate programs in addition to providing evening and online programs for adults.

Table 1: Undergraduate Enrollment History as of the Fall semester for Academic Years 2017-2018 through 2021-2022 (Fiscal Years 2018 through 2022)

2017	2018	2019	2020	2021
2,875	2,848	2,891	2,838	2,914

Accreditations and Third-Party Recognition. Elmhurst University is accredited by the Higher Learning Commission as a baccalaureate and master’s degree-granting institution. Additionally, in October 2021, the Higher Learning Commission approved the University’s Doctor of Nursing Practice Program, which will launch in Fall 2022, and will be the University’s first doctoral program. The Higher Learning Commission most recently reaffirmed the University’s accreditation in 2019. The current accreditation will remain in place for 10 years (with the next accreditation cycle in 2028-2029). The University also has specialized accreditations for certain of its professional and health programs.

Elmhurst University is currently ranked as “one of the best in the Midwest”, according to U.S. News & World Report. Additionally, Money and Forbes magazines have each consistently ranked Elmhurst as one of the Midwest’s best values in higher education.

Recent Developments – Designation as a Hispanic Serving Institution (or “HSI”): As part of its continuing efforts to build a more equitable and inclusive community, the University recently achieved designation as a *Hispanic Serving Institution*, or *HSI*. The designation opens the door to new opportunities to provide Hispanic and Latino/Latina students with a successful Elmhurst experience. This in turn will benefit students, families, and the Elmhurst University community.

IFA Series 2022
Bond – Project
Impact:

The IFA Series 2022 Bond will enable Elmhurst University to undertake capital projects on campus for which the University intends to borrow up to \$20 million through the proposed IFA bond issue. A listing of the potential projects and related dollar amounts are included below.

Elmhurst University’s Strategic Capital Projects to be financed with a portion of the IFA Series 2022 Bond proceeds:

Memorial Hall Expansion and Renovation (Science Bldg. – for <i>Expansion of Nursing & Health Sciences</i>)	\$15,000,000
Decentralization of Heating Plant and Replacement of Chiller Plant (<i>to improve on energy efficiency and reduce operating expenses</i>)	9,000,000
Replacement of Stadium Turf & Track	1,500,000
Expansion of Alexander Parking Lot	<u>1,350,000</u>
Total:	<u>\$26,850,000</u>

The University intends to use University monies on hand to fund the projects that exceed the amount financed with the \$20,000,000 IFA Series 2022 Bond proceeds. Equity for these strategic capital improvements is being raised through the University’s current capital campaign (i.e., “Elmhurst 150: The Campaign for Elmhurst University”).

Outstanding IFA
Series 2016 &
Series 2017
Tax-Exempt
Bonds:

All payments relating to Elmhurst University’s IFA Series 2016 Bond and IFA Series 2017 Bond have been current and paid as scheduled. Concurrently with this financing, the Authority will be considering a separate Resolution that will authorize amendments to both the University’s IFA

Series 2016 Bond and its Series 2017 Bond to enable conversion of the underlying interest rate index from a LIBOR-based index to a SOFR-based index. (Both the IFA Series 2016 and IFA Series 2017 Bonds are held by PNC Bank as direct investments.)

The outstanding balance of the University's IFA Series 2016 Bond was approximately \$15.2 million as of 6/22/2022 and the outstanding balance of the University's IFA Series 2017 Bond was approximately \$37.16 million as of 6/22/2022.

BORROWER DISCLOSURE STATEMENT

Applicant: Elmhurst University, 190 Prospect Avenue, Elmhurst, IL 60126
Contact: Ms. Julie Suderman, CFO and Vice President for Business and Finance, (T) +1 847.370.5975;
Email: Julie.suderman@elmhurst.edu
Website: <https://www.elmhurst.edu/>
Project name: Illinois Finance Authority Revenue Bond, Elmhurst University, Series 2022 (Campus Infrastructure Improvements and Memorial Hall Sciences Academic Building Project)
Governance: The current members of Elmhurst University's Board of Trustees include (as posted on the University's website as of 7/11/2022):

Board of Trustees

Trustees

Hugh H. McLean, Chair

Partner at Rock Island Capital,
LLC
Oak Brook, Illinois

**Julius W. (Wes) Becton III, Vice
Chair**

Co-Founder and Principal at
George Washington Street Partners
Elmhurst, Illinois

**Troy VanAken, Member *ex
officio***

President of Elmhurst University
Elmhurst, Illinois

Sergio E. Acosta

Partner at Akerman LLP
Chicago, Illinois

Fatima Ali, M.D.

Ophthalmologist at Kovach Eye
Institute
Elmhurst, Illinois

Leslie Banks '01

Director, Human Resources,
Chewy
Tinley Park, Illinois

William J. Bauer '49

Judge of the United States Court of
Appeals—7th Circuit
Chicago, Illinois

Brian Blaha

Growth Partner at Wipfli, LLP
Wheaton, Illinois

Mary Schaller Blaufuss

Vice President for Institutional
Advancement, Eden Theological
Seminary
St. Louis, Missouri

Susan Bowers '74

Retired Government Senior
Executive Health Systems
Administrator at Southwest VA
Health Care Network (Gilbert,
Arizona)
Phoenix, Arizona

William Canady '00

Business Leader
Pepper Pike, Ohio

Frank Cerrone '95

Vice Chairman, Chief Executive
Officer and President of Pan
American Bank & Trust
Melrose Park, Illinois

Sarah J. Clarin '04

Vice President of Human
Resources at SunSource
Addison, Illinois

Julie W. Curran
Retired Regional President at BMO
Harris Bank (Chicago West)
Hinsdale, Illinois

Kent T. Dahlgren
General Manager at Seismic
Solutions
Lisle, Illinois

Rosie P. Davis '71
Professor, University of Memphis
Memphis, Tennessee

Cathy C. Doucette
Vice President, Sweeteners New
Product Development at Tate &
Lyle
Hoffman Estates, Illinois

Elizabeth Dudek '73
Director of Health Care Affairs at
Greenberg Traurig, LLP
Tallahassee, Florida

Maricela Guzman
Sales Director, ClearWayMed
Elmhurst, Illinois

L. Bernard Jakes '97
Senior Pastor at West Point Baptist
Church
Chicago, Illinois

Steven W. Jemison '72
Retired Chief Legal Officer and
Secretary at Procter & Gamble
Cincinnati, Ohio

Rajeev (Raj) Khanna, M.D.
Medical Director at CompCorePro
Bellwood, Illinois

Grant A. Kief '86
Sarasota, Florida

Alfred N. Koplin
President of Alfred N. Koplin, Inc.
Hinsdale, Illinois

Michelle Lanter Smith
President of PrismHR
Chicago, Illinois

Barbara J. Lucks '73
Attorney at Law, Barbara J. Lucks
L.P.A.
Circleville, Ohio

JoAnn M. McGuinness '15
Elmhurst, Illinois

Edward J. Momkus '74
Member at Momkus, LLC
Lisle, Illinois

David Moulthrop '70
Retired Psychologist
Gulfport, Florida

William A. Nelson '68
Professor, Departments of
Psychiatry, Community and Family
Medicine, and Dartmouth Institute
for Health Policy and Clinical
Practice at the Geisel School of
Medicine at Dartmouth
Hanover, New Hampshire

Judith A. Paice '79
Director, Cancer Pain Program at
Northwestern University: Feinberg
School of Medicine
Chicago, Illinois

Paula Pforzheimer '89
Business Leader
Los Altos, California

Virginia (Gina) Prochaska '88
Household Executive and Personal
Property Manager
Northfield, Illinois

Nathan R. Richey '01
Co-Founder and Managing Partner
at Bestige Holdings, LLC
Park City, Utah

Frank A. Ruffolo '92
President, Coeo Solutions,
Chicago, Illinois

Eva W. Tameling '78
Partner/Attorney at Law at
Tameling & Associates
Oak Brook, Illinois

Robert O. Ullman '71
Retired Pastor
Sussex, Wisconsin

Michael P. Wagner '87
Partner and Director at LSV Asset
Management
Chicago, Illinois

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Joel G. Herter '59
Oak Brook, Illinois

Kevin L. York
Self-Employed Entrepreneur
Elmhurst, Illinois

Trustees Emeriti

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Savannah, Georgia

Thomas A. Kloet
Bluffton, South Carolina

J. Clifford (Bud) Lenahan, Jr.
Glencoe, Illinois

Ronald L. Luken
Yorkville, Illinois

Ralph E. Lundgren '57
Carmel, Indiana

Loran F. Nordgren
Westby, Wisconsin

Jean E. Sander '74
Raleigh, North Carolina

John W. Terrill Jr. '67
Denver, Colorado

Russell G. Weigand '64
Oak Brook, Illinois

James S. Yerbic
Kildeer, Illinois

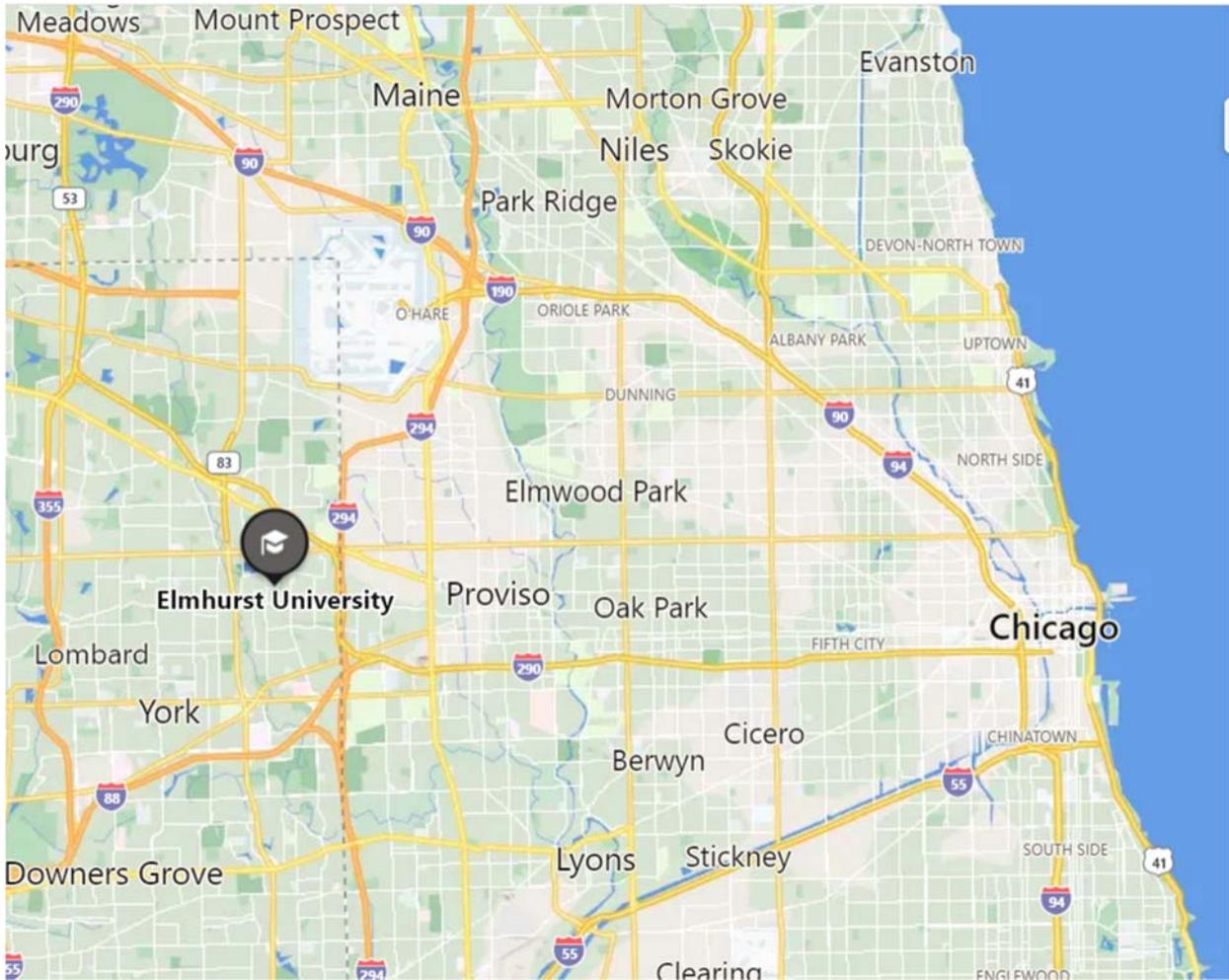
PROFESSIONAL & FINANCIAL

Borrower's CPA:	Grant Thornton LLP	Chicago, IL	Tom Brean
Borrower's Counsel:	Perkins Coie LLP	Chicago, IL	Christine Biebel
Financial Advisor to Borrower:	Longhouse Capital Advisors LLC	Chicago, IL	Lindsay Wall
Bond Counsel:	Chapman and Cutler LLP	Chicago, IL	Nancy Burke Ronni Martin
Purchasing Bank:	PNC Bank, National Association	Chicago, IL	Barb Fahnstrom
Bank Counsel:	Chapman and Cutler LLP	Chicago, IL	Carol Thompson
C-08 Filing Agent:	Amalgamated Bank of Chicago	Chicago, IL	Michelle Martello
IFA Counsel:	Kutak Rock LLP	Chicago, IL	Kevin Barney

LEGISLATIVE DISTRICTS

Congressional:	5
State Senate:	24
State House:	47

PROJECT SITE MAP – ELMHURST UNIVERSITY



Source: Bing Maps

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To: Members of the Authority

From: Brad R. Fletcher, Vice President
Richard K. Frampton, Executive Vice President

Date: August 9, 2022

Re: Resolution Authorizing the Execution and Delivery of a Second Amendment to Bond and Loan Agreement, which Supplements and Amends that Certain Bond and Loan Agreement Dated as of December 1, 2016, as Supplemented and Amended, Providing for the Issuance of the Illinois Finance Authority Revenue Refunding Bond, Series 2016 (Elmhurst College); and Related Documents; and Approving Related Matters
Series 2016 File Number: 12376

Request:

Elmhurst University, an Illinois not for profit corporation f/k/a Elmhurst College (“**Elmhurst**” or the “**Borrower**”), and PNC Bank, National Association (as successor to BBVA Mortgage Corporation f/k/a Compass Mortgage Corporation) or any other affiliate of PNC Bank, National Association (the “**Bank**” or “**Bond Purchaser**”) are requesting approval of a Resolution to (i) authorize the execution and delivery of Second Amendment to Bond and Loan Agreement and (ii) approve related documents to effectuate a change in the interest rate borne on the outstanding Illinois Finance Authority Revenue Refunding Bond, Series 2016 (Elmhurst College) (the “**Series 2016 Bond**”).

The Series 2016 Bond was issued in the original principal amount of \$20.2 million and structured as a direct-purchase with the Bank. The Bank continues to hold the Series 2016 Bond which was outstanding in the principal amount of approximately \$15.2 million as of August 1, 2022. Interest payments are payable monthly based on LIBOR while the outstanding principal is payable at maturity. The Series 2016 Bond has a final maturity date of March 1, 2028.

Impact:

Adoption of the related Resolution will provide consent to changes as agreed by the Borrower and the Bank that will switch the index rate used to determine the variable rate of interest borne on the outstanding Series 2016 Bond from LIBOR to the secured overnight financing rate published by the Federal Reserve Bank of New York (“**SOFR**”). The net effect of the index rate substitution for the Borrower will be less than 25 basis points per annum.

Accordingly, it is anticipated that this transaction will not be considered a reissuance for tax purposes. Bond counsel has determined that a new public hearing on the project (i.e., “**TEFRA Hearing**” as defined by Section 147(f) of the Internal Revenue Code of 1986, as amended) will not be necessary.

Background:

The Authority previously executed and delivered its First Amendment to Bond and Loan Agreement as of December 19, 2019 whereby the effective interest rate borne on the Series 2016 Bond was decreased by approximately 60 basis points and the initial term between the Borrower and the Bank was extended approximately 6 years to the final maturity date.

Proceeds of the Series 2016 Bond were loaned to the Borrower and used for the purpose of providing the Borrower with all or a portion of the funds necessary to (a) currently refund and redeem \$15,000,000 of the outstanding Illinois Educational Facilities Authority (a predecessor to the Authority) Variable Rate Demand Revenue Bonds, Series 1998 (ACI/Cultural Pooled Financing Program) that was attributable to the Borrower among the pooled financing participants (the “**Series 1998 Elmhurst College Bonds**”), (b) currently refund and redeem \$5,000,000 of the outstanding Illinois Educational Facilities Authority (a predecessor to the Authority) Variable Rate Demand Revenue Bonds, Series 1999 (ACI/Cultural Pooled Financing Program) that was attributable to the Borrower among the pooled financing participants (the “**Series 1999 Elmhurst College Bonds**” and, together with the Series 1998 Elmhurst College Bonds, the “**Prior Bonds**”), and (c) finance or reimburse the Borrower for certain of the costs incurred in connection with the issuance of the Series 2016 Bond and the current refunding and redemption of the Prior Bonds.

Proceeds of the Series 1998 Elmhurst College Bonds were loaned to the Borrower and used to finance construction and renovation of campus buildings and structures. Specific projects included (i) construction of a surface parking facility and new residence hall and (ii) renovation of the Physical Education Center and the Student Union building. Proceeds of the Series 1999 Elmhurst College Bonds were loaned to the Borrower and used to (i) advance refund and defease IEFA Revenue Bonds, Elmhurst College, Series 1991 and (ii) reimburse certain costs relating to the acquisition, renovation, expansion, improvement and equipping of its Student Union building.

All payments relating to the Series 2016 Bond were current as of August 1, 2022 and have been paid as agreed by the Borrower and the Bank. Given the conduit bond financing structure, the Bank will continue to assume 100% of the Borrower default risk as the Bond Purchaser (and owner of the subject Bond).

Recommendation:

The Peer Review Committee recommends approval of the related Resolution as presented.

ECONOMIC DISCLOSURE

The current members of Elmhurst University's Board of Trustees include (as posted on the University's website as of 7/11/2022) the following:

Board of Trustees

Trustees

Hugh H. McLean, Chair

Partner at Rock Island Capital, LLC
Oak Brook, Illinois

Julius W. (Wes) Becton III, Vice Chair

Co-Founder and Principal at George Washington
Street Partners
Elmhurst, Illinois

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Partner at Akerman LLP
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Growth Partner at Wipfli, LLP
Wheaton, Illinois

Mary Schaller Blaufuss

Vice President for Institutional Advancement, Eden
Theological Seminary
St. Louis, Missouri

Susan Bowers '74

Retired Government Senior Executive Health
Systems Administrator at Southwest VA Health Care
Network (Gilbert, Arizona)
Phoenix, Arizona

William Canady '00

Business Leader
Pepper Pike, Ohio

Frank Cerrone '95

Vice Chairman, Chief Executive Officer and
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Vice President of Human Resources at SunSource
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Professor, University of Memphis
Memphis, Tennessee

Cathy C. Doucette
Vice President, Sweeteners New Product
Development at Tate & Lyle
Hoffman Estates, Illinois

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Director of Health Care Affairs at Greenberg Traurig,
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Attorney at Law, Barbara J. Lucks L.P.A.
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Edward J. Momkus '74
Member at Momkus, LLC
Lisle, Illinois

David Moulthrop '70
Retired Psychologist
Gulfport, Florida

William A. Nelson '68
Professor, Departments of Psychiatry, Community
and Family Medicine, and Dartmouth Institute for
Health Policy and Clinical Practice at the Geisel
School of Medicine at Dartmouth
Hanover, New Hampshire

Judith A. Paice '79
Director, Cancer Pain Program at Northwestern
University: Feinberg School of Medicine
Chicago, Illinois

Paula Pforzheimer '89
Business Leader
Los Altos, California

Virginia (Gina) Prochaska '88
Household Executive and Personal Property Manager
Northfield, Illinois

Nathan R. Richey '01
Co-Founder and Managing Partner at Bestige
Holdings, LLC
Park City, Utah

Frank A. Ruffolo '92
President, Coeo Solutions
Chicago, Illinois

Eva W. Tameling '78
Partner/Attorney at Law at Tameling & Associates
Oak Brook, Illinois

Robert O. Ullman '71
Retired Pastor
Sussex, Wisconsin

Troy VanAken, Member ex officio
President of Elmhurst University
Elmhurst, Illinois

Michael P. Wagner '87
Partner and Director at LSV Asset Management
Chicago, Illinois

Kevin L. York
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Ronald L. Luken
Yorkville, Illinois

Ralph E. Lundgren '57
Carmel, Indiana

Loran F. Nordgren
Westby, Wisconsin

Jean E. Sander '74
Raleigh, North Carolina

John W. Terrill Jr. '67
Denver, Colorado

Russell G. Weigand '64
Oak Brook, Illinois

James S. Yerbic
Kildeer, Illinois

PROFESSIONAL & FINANCIAL

Borrower Advisor:	Longhouse Capital Advisors	Chicago, IL	Lindsay Wall
Bond Counsel:	Chapman & Cutler LLP	Chicago, IL	Nancy Burke
Borrower Counsel:	Perkins Coie LLP	Chicago, IL	Gamal Hyppolite
Bank/Bondholder:	PNC Bank N.A.	Chicago, IL	Christine Biebel
Bank Counsel:	Chapman & Cutler LLP	Chicago, IL	Alexis Shankman
Issuer Counsel:	Kutak Rock LLP	Chicago, IL	Barb Fahnstrom
Filing Agent:	Amalgamated Bank of Chicago	Chicago, IL	Carol Thompson
			Kevin Barney
			Rudy Garcia

To: Members of the Authority

From: Brad R. Fletcher, Vice President
Richard K. Frampton, Executive Vice President

Date: August 9, 2022

Re: Resolution Authorizing the Execution and Delivery of a First Amendment to Bond and Loan Agreement, which Supplements and Amends that Certain Bond and Loan Agreement Dated as of December 1, 2017, as Supplemented and Amended, Providing for the Issuance of the Illinois Finance Authority Revenue Refunding Bond, Series 2017 (Elmhurst College); and Related Documents; and Approving Related Matters
Series 2017 File Number: 12421

Request:

Elmhurst University, an Illinois not for profit corporation f/k/a Elmhurst College (“**Elmhurst**” or the “**Borrower**”), and PNC Bank, National Association (the “**Bank**” or “**Bond Purchaser**”) are requesting approval of a Resolution to (i) authorize the execution and delivery of First Amendment to Bond and Loan Agreement and (ii) approve related documents to effectuate a change in the interest rate borne on the outstanding Illinois Finance Authority Revenue Refunding Bond, Series 2017 (Elmhurst College) (the “**Series 2017 Bond**”).

The Series 2017 Bond was issued in the original principal amount of \$37.16 million and structured as a direct-purchase with the Bank for an initial term ending December 27, 2024. The Bank continues to hold the Series 2017 Bond which was outstanding in full as of August 1, 2022. Interest payments are payable monthly based on LIBOR while the outstanding principal is payable on March 1, 2033 in the amount of \$12.0 million and at maturity in the amount of \$25.16 million. The Series 2017 Bond has a final maturity date of February 1, 2042.

Impact:

Adoption of the related Resolution will provide consent to changes as agreed by the Borrower and the Bank that will switch the index rate used to determine the variable rate of interest borne on the outstanding Series 2017 Bond from LIBOR to the secured overnight financing rate published by the Federal Reserve Bank of New York (“**SOFR**”). The net effect of the index rate substitution for the Borrower will be less than 25 basis points per annum.

Accordingly, it is anticipated that this transaction will not be considered a reissuance for tax purposes. Bond counsel has determined that a new public hearing on the project (i.e., “**TEFRA Hearing**” as defined by Section 147(f) of the Internal Revenue Code of 1986, as amended) will not be necessary.

Background:

Proceeds of the Series 2017 Bond were loaned to the Borrower and used for the purpose of providing the Borrower with all or a portion of the funds necessary to (a) currently refund and redeem all of the outstanding Illinois Educational Facilities Authority (a predecessor to the Authority) Adjustable Rate Demand Revenue Bonds, Elmhurst College, Series 2003 (the “**Series 2003 Bonds**”), (b) currently refund and redeem all of the outstanding Illinois Finance Authority Adjustable Rate Demand Revenue Bonds, Elmhurst College, Series 2007 (the “**Series 2007 Bonds**” and, together with the Series 2003 Bonds, the “**Prior Bonds**”), and (c) finance or reimburse the Borrower for certain of the costs incurred in connection with the issuance of the Series 2017 Bond and the current refunding and redemption of the Prior Bonds.

Proceeds of the Series 2003 Bonds were loaned to the Borrower and used for the purpose of providing the Borrower with all or a portion of the funds necessary to (a) finance and be reimbursed for all or a portion of the costs of the acquisition, construction, renovation, improvement and equipping of certain of its facilities constituting “educational facilities” as defined in the Illinois Educational Facilities Authority Act, Public Act 76-1810 of the General

Assembly of the State of Illinois (the “Series 2003 Project”), (b) refinance certain outstanding taxable indebtedness incurred by the Borrower to finance certain costs of the Series 2003 Project, and (c) pay certain costs relating to the issuance of the Series 2003 Bonds, including the credit enhancement thereof.

Proceeds of the Series 2007 Bonds were loaned to the Borrower and used for the purpose of providing the Borrower with all or a portion of the funds necessary to (a) finance, refinance or reimburse all or a portion of the costs of the acquisition, construction, renovation, improvement and equipping of certain of its facilities constituting “educational facilities,” as defined in the Act (the “Series 2007 Project”), (b) refinance certain taxable indebtedness incurred by the College in connection with the Series 2007 Project, and (c) pay certain costs relating to the issuance of the Series 2007 Bonds, including the costs of credit or liquidity enhancement.

All payments relating to the Series 2017 Bond were current as of August 1, 2022 and have been paid as agreed by the Borrower and the Bank. Given the conduit bond financing structure, the Bank will continue to assume 100% of the Borrower default risk as the Bond Purchaser (and owner of the subject Bond).

Recommendation:

The Peer Review Committee recommends approval of the related Resolution as presented.

ECONOMIC DISCLOSURE

The current members of Elmhurst University’s Board of Trustees include (as posted on the University’s website as of 7/11/2022) the following:

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Hugh H. McLean, Chair

Partner at Rock Island Capital, LLC
Oak Brook, Illinois

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Bond Counsel:	Chapman & Cutler LLP	Chicago, IL	Nancy Burke
Borrower Counsel:	Perkins Coie LLP	Chicago, IL	Gamal Hyppolite
Bank/Bondholder:	PNC Bank N.A.	Chicago, IL	Christine Biebel
Bank Counsel:	Chapman & Cutler LLP	Chicago, IL	Alexis Shankman
Issuer Counsel:	Kutak Rock LLP	Chicago, IL	Barb Fahnstrom
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REVOLVING DOOR PROVISIONS RELATING TO IFA MEMBERS

AUGUST 1, 2022

Status of IFA Members under Revolving Door Provisions. Under the revolving door restrictions in the Illinois State Officials and Employees Ethics Act (“Revolving Door Provisions”), the IFA Members fall within the definition of “State Employees” and further fall within the provisions of 5 ILCS 430/5-45(h)(3) as “persons whose appointment to office is subject to the advice and consent of the Senate”. Individuals described under subsection (h) are often referred to those on the “H-List”.

Restrictions for those on the H-List. Those on the H-List “shall not, within a period of one year immediately after termination of office, knowingly accept employment or receive compensation or fees for services from a person or entity if the person or entity or its parent or subsidiary, during the year immediately preceding termination of State employment, was a party to a State contract or contracts with a cumulative value of \$25,000 or more involving the State employee’s State agency, ... regardless of whether he or she participated personally and substantially in the award or fiscal administration of the State contract or contracts...”. Part of the restrictions (excerpted from the above) also deal with regulatory or licensing decisions, but the IFA does not make those decisions. However, IFA does have a variety of contracts (see below for a description of typical contracts).

Further, under 5 ILCS 430/5-45 (a), “No former ...State employee, or spouse or immediate family member living with such person, shall, within a period of one year immediately after termination of State employment, knowingly accept employment or receive compensation for fees and services from a person or entity if the ...State employee, during the year preceding termination of State employment, participated personally and substantially in the award or fiscal administration of State contracts, or the issuance of State contract change orders, with a cumulative value of \$25,000 or more to the person or entity, or its parent or subsidiary.”

It is important to note two things. First, that the restriction set forth in the first paragraph is an absolute prohibition that does not depend on whether the IFA

Member participated personally or substantially in the award or fiscal administration of a state contract, nor does it matter when the award occurred, which could be before the IFA Member was appointed. Further, the restrictions set forth in subsection (a) described in the second paragraph above not only affects the IFA Member, but may also affect a spouse or immediate family member living with the IFA Member.

What are some typical contracts entered into by the IFA. The IFA enters into myriad contracts relating to the issuance of conduit tax-exempt bonds. Examples of contracts are (1) a loan agreement with the conduit borrower, which may be a not-for-profit organization, such as a hospital, college or university, a senior living organization or a social service agency, a for-profit institution, such as a manufacturing company or a water utility, a governmental entity, or a school district, and (2) contracts, such as a purchase contract or bond and loan agreement, with financial institutions that underwrite the bonds or that purchase the bonds directly.

Contracts under the Commercial PACE program include Assignment Agreements with the governmental entity, such as a municipality or county, that will be imposing the applicable special assessments and agreements with the related Commercial PACE lenders. The IFA also entered into agreements with various municipalities in connection with its previous bond bank program and the Natural Gas loan program undertaken last year.

Contracts also are entered into with (1) a variety of financial institutions selected as potential underwriters of the State Revolving Loan Program, (2) numerous legal firms to provide services as issuer's counsel on conduit bond transactions and to provide other legal services on an as-needed basis, (3) financial advisory firms, and (4) other entities to provide ongoing services for the operation of the IFA, many of which are listed in the monthly Procurement Report.

The IFA also has Intergovernmental Agreements with certain State agencies. A grant agreement is also considered a contract. While the IFA does not currently have any such agreements, it has applied for certain federal grants and may have such agreements in the future.

The role of the Office of the Inspector General (OEIG). The OEIG does not perform determinations prior to the acceptance of non-State employment for those on the H- list. However, the OEIG does investigate allegations of H-List violations.

Consequences of a Violation of these Provisions. Intentional violations of the Revolving Door Provisions are deemed a Class A misdemeanor. In addition, an ethics commission may levy an administrative fine of up to three times the total annual compensation that would have been obtained in violation of the Revolving Door Prohibitions.

Acknowledgments. Ethics Officers are required to notify those on the H-List and collect acknowledgments at the time of on-boarding and annually thereafter. The form of acknowledgment for those on the H-List provided by the Executive Ethics Commission is included with this document and is being provided for your signature. Please review the acknowledgment carefully, print your name, sign and date, and return to Mari Money no later than Friday, August 19, 2022.

Ethics Officer. Elizabeth Weber, General Counsel, is currently also the Ethics Officer. Please contact her or Chris Meister, Executive Director, if you have any questions about the foregoing. Elizabeth Weber can be reached via email at eweber@il-fa.com or via phone at 847-256-4686. While she is not your counsel and cannot give you legal advice, she may assist in providing guidance on interpretation of relevant terms in the statute and on identifying entities that have entered into contracts with the IFA. We note that matters of compliance are often quite fact specific and encourage you to reach out if you have any questions or concerns.

What other Restrictions Apply to an IFA Member. The focus of this document is on the Revolving Door Provisions and is not intended to be a comprehensive list of restrictions applicable to IFA Members. Other applicable provisions include conflict of interest provisions set forth in the IFA Act, as well as other ethics provisions not set forth herein. A memo covering those other provisions has been distributed previously to IFA Members and has been updated for statutory changes and included with this document for new Members and as a reminder to existing Members.

NOTICE AND ACKNOWLEDGMENT OF RECEIPT OF REVOLVING DOOR PROVISIONS (5 ILCS 430/5-45)

NOTICE

Certain provisions of the revolving door restrictions contained in 5 ILCS 430/5-45 require that the Governor list all positions under his jurisdiction and control, as well as those of the executive branch not under the jurisdiction and control of any other executive branch constitutional officer, that by the nature of the positions' duties may have the authority to participate personally and substantially in the award of State contracts or in State regulatory or licensing decisions. Your position is listed as part of this policy.

ACKNOWLEDGMENT

I acknowledge that the position that I occupy is being submitted to the Executive Ethics Commission ("EEC") as required by statute, and that the position I occupy is one listed in 5 ILCS 430/5-45(h). I further acknowledge and understand as follows:

5 ILCS 430/5-45(a) provides that "No former officer, member, or State employee, or spouse or immediate family member living with such person, shall, within a period of one year immediately after termination of State employment, knowingly accept employment or receive compensation or fees for services from a person or entity if the officer, member, or State employee, during the year immediately preceding termination of State employment, participated personally and substantially in the award or fiscal administration of State contracts, or the issuance of State contract change orders, with a cumulative value of \$25,000 or more to the person or entity, or its parent or subsidiary."

5 ILCS 430/5-45(b) provides that "No former officer of the executive branch or State employee of the executive branch with regulatory or licensing authority, or spouse or immediate family member living with such person, shall, within a period of one year immediately after termination of State employment, knowingly accept employment or receive compensation or fees for services from a person or entity if the officer or State employee, during the year immediately preceding termination of State employment, participated personally and substantially in making a regulatory or licensing decision that directly applied to the person or entity, or its parent or subsidiary."

5 ILCS 430/5-45(h) provides that "The following officers, members, or State employees shall not, within a period of one year immediately after termination of office or State employment, knowingly accept employment or receive compensation or fees for services from a person or entity if the person or entity or its parent or subsidiary, during the year immediately preceding termination of State employment, was a party to a State contract or contracts with a cumulative value of \$25,000 or more involving the officer, member, or State employee's State agency, or was the subject of a regulatory or licensing decision involving the officer, member, or State employee's State agency, regardless of whether he or she participated personally and substantially in the award or fiscal administration of the State contract or contracts or the making of the regulatory or licensing decision in question:

- 1) members or officers;
- 2) members of a commission or board created by the Illinois Constitution;
- 3) persons whose appointment to office is subject to the advice and consent of the Senate;
- 4) the head of a department, commission, board, division, bureau, authority, or other administrative unit within the government of this State;
- 5) chief procurement officers, State purchasing officers, and their designees whose duties are directly related to State procurement; and
- 6) chiefs of staff, deputy chiefs of staff, associate chiefs of staff, assistant chiefs of staff, and deputy governors, or any other position that holds an equivalent level of managerial oversight;
- 7) employees of the Illinois Racing Board; and
- 8) employees of the Illinois Gaming Board.”

I understand that if I am offered non-State employment during State employment or within one year immediately after ending State employment, I am not required to notify the Office of the Executive Inspector General for the Agencies of the Illinois Governor (“OEIG”) prior to accepting such employment. However, I understand that I must comply with the requirements set forth in 5 ILCS 430/5-45(h) if I am offered non-State employment during State employment or within one year immediately after ending State employment.

I understand that further information regarding the revolving door process can be found on the OEIG’s website

at <http://www2.illinois.gov/oeig/revolvingdoor/Pages/revolvingdoorinstructions.aspx>

and [h](#)

<http://www2.illinois.gov/oeig/RevolvingDoor/Pages/RevolvingDoorFAQS.aspx>.

I understand that I must read the attached provisions of the Act in their entirety and that my signature below certifies that I have read and understand those provisions in addition to the contents of this document.

If I have further questions regarding this requirement, I understand that I am encouraged to talk to my assigned Ethics Officer.

Name (Printed)

Member/Employee Signature

Date

(5 ILCS 430/5-45)

Sec. 5-45. Procurement; revolving door prohibition.

(a) No former officer, member, or State employee, or spouse or immediate family member living with such person, shall, within a period of one year immediately after termination of State employment, knowingly accept employment or receive compensation or fees for services from a person or entity if the officer, member, or State employee, during the year immediately preceding termination of State employment, participated personally and substantially in the award or fiscal administration of State contracts, or the issuance of State contract change orders, with a cumulative value of \$25,000 or more to the person or entity, or its parent or subsidiary.

(a-5) No officer, member, or spouse or immediate family member living with such person shall, during the officer or member's term in office or within a period of 2 years immediately leaving office, hold an ownership interest, other than a passive interest in a publicly traded company, in any gaming license under the Illinois Gambling Act, the Video Gaming Act, the Illinois Horse Racing Act of 1975, or the Sports Wagering Act. Any member of the General Assembly or spouse or immediate family member living with such person who has an ownership interest, other than a passive interest in a publicly traded company, in any gaming license under the Illinois Gambling Act, the Illinois Horse Racing Act of 1975, the Video Gaming Act, or the Sports Wagering Act at the time of the effective date of this amendatory Act of the 101st General Assembly shall divest himself or herself of such ownership within one year after the effective date of this amendatory Act of the 101st General Assembly. No State employee who works for the Illinois Gaming Board or Illinois Racing Board or spouse or immediate family member living with such person shall, during State employment or within a period of 2 years immediately after termination of State employment, hold an ownership interest, other than a passive interest in a publicly traded company, in any gaming license under the Illinois Gambling Act, the Video Gaming Act, the Illinois Horse Racing Act of 1975, or the Sports Wagering Act.

(a-10) This subsection (a-10) applies on and after June 25, 2021. No officer, member, or spouse or immediate family member living with such person, shall, during the officer or member's term in office or within a period of 2 years immediately after leaving office, hold an ownership interest, other than a passive interest in a publicly traded company, in any cannabis business establishment which is licensed under the Cannabis Regulation and Tax Act. Any member of the General Assembly or spouse or immediate family member living with such person who has an ownership interest, other than a passive interest in a publicly traded company, in any cannabis business establishment which is licensed under the Cannabis Regulation and Tax Act at the time of the effective date of this amendatory Act of the 101st General Assembly shall divest himself or herself of such ownership within one year after the effective date of this amendatory Act of the 101st General Assembly.

No State employee who works for any State agency that regulates cannabis business establishment license holders who participated personally and substantially in the award of licenses under the Cannabis Regulation and Tax Act or a spouse or immediate family member living with such person shall, during State employment or within a period of 2 years immediately after termination of State employment, hold an ownership interest, other than a passive interest in a publicly traded company, in any cannabis license

under the Cannabis Regulation and Tax Act.

(b) No former officer of the executive branch or State employee of the executive branch with regulatory or licensing authority, or spouse or immediate family member living with such person, shall, within a period of one year immediately after termination of State employment, knowingly accept employment or receive compensation or fees for services from a person or entity if the officer or State employee, during the year immediately preceding termination of State employment, participated personally and substantially in making a regulatory or licensing decision that directly applied to the person or entity, or its parent or subsidiary.

(b-5) Beginning January 1, 2022, no former officer of the executive branch shall engage in activities at the State level that require registration under the Lobbyist Registration Act during the term of which he or she was elected or appointed until 6 months after leaving office.

(b-7) Beginning the second Wednesday in January of 2023, no former member shall engage in activities at the State level that require registration under the Lobbyist Registration Act in a General Assembly of which he or she was a member until 6 months after leaving office.

(c) Within 6 months after the effective date of this amendatory Act of the 96th General Assembly, each executive branch constitutional officer and legislative leader, the Auditor General, and the Joint Committee on Legislative Support Services shall adopt a policy delineating which State positions under his or her jurisdiction and control, by the nature of their duties, may have the authority to participate personally and substantially in the award or fiscal administration of State contracts or in regulatory or licensing decisions. The Governor shall adopt such a policy for all State employees of the executive branch not under the jurisdiction and control of any other executive branch constitutional officer.

The policies required under subsection (c) of this Section shall be filed with the appropriate ethics commission established under this Act or, for the Auditor General, with the Office of the Auditor General.

(d) Each Inspector General shall have the authority to determine that additional State positions under his or her jurisdiction, not otherwise subject to the policies required by subsection (c) of this Section, are nonetheless subject to the notification requirement of subsection (f) below due to their involvement in the award or fiscal administration of State contracts or in regulatory or licensing decisions.

(e) The Joint Committee on Legislative Support Services, the Auditor General, and each of the executive branch constitutional officers and legislative leaders subject to subsection (c) of this Section shall provide written notification to all employees in positions subject to the policies required by subsection (c) or a determination made under subsection (d): (1) upon hiring, promotion, or transfer into the relevant position; and (2) at the time the employee's duties are changed in such a way as to qualify that employee. An employee receiving notification must certify in writing that the person was advised of the prohibition and the requirement to notify the appropriate Inspector General in subsection (f).

(f) Any State employee in a position subject to the policies required by subsection (c) or to a determination under subsection (d), but who does not participate in the prohibition of subsection (h)

below, who is offered non-State employment during State employment or within a period of one year immediately after termination of State employment shall, prior to accepting such non-State employment, notify the appropriate Inspector General. Within 10 calendar days after receiving notification from an employee in a position subject to the policies required by subsection (c), such Inspector General shall make a determination as to whether the State employee is restricted from accepting such employment by subsection (a) or (b). In making a determination, in addition to any other relevant information, an Inspector General shall assess the effect of the prospective employment or relationship upon decisions referred to in subsections (a) and (b), based on the totality of the participation by the former officer, member, or State employee in those decisions. A determination by an Inspector General must be in writing, signed and dated by the Inspector General, and delivered to the subject of the determination within 10 calendar days or the person is deemed eligible for the employment opportunity. For purposes of this subsection, "appropriate Inspector General" means (i) for members and employees of the legislative branch, the Legislative Inspector General; (ii) for the Auditor General and employees of the Office of the Auditor General, the Inspector General provided for in Section 30-5 of this Act; and (iii) for executive branch officers and employees, the Inspector General having jurisdiction over the officer or employee. Notice of any determination of an Inspector General and of any such appeal shall be given to the ultimate jurisdictional authority, the Attorney General, and the Executive Ethics Commission.

(g) An Inspector General's determination regarding restrictions under subsection (a) or (b) may be appealed to the appropriate Ethics Commission by the person subject to the decision or the Attorney General no later than the 10th calendar day after the date of the determination.

On appeal, the Ethics Commission or Auditor General shall seek, accept, and consider written public comments regarding a determination. In deciding whether to uphold an Inspector General's determination, the appropriate Ethics Commission or Auditor General shall assess, in addition to any other relevant information, the effect of the prospective employment or relationship upon the decisions referred to in subsections (a) and (b), based on the totality of the participation by the former officer, member, or State employee in those decisions. The Ethics Commission shall decide whether to uphold an Inspector General's determination within 10 calendar days or the person is deemed eligible for the employment opportunity.

(h) The following officers, members, or State employees shall not, within a period of one year immediately after termination of office or State employment, knowingly accept employment or receive compensation or fees for services from a person or entity if the person or entity or its parent or subsidiary, during the year immediately preceding termination of State employment, was a party to a State contract or contracts with a cumulative value of \$25,000 or more involving the officer, member, or State employee's State agency, or was the subject of a regulatory or licensing decision involving the officer, member, or State employee's State agency, regardless of whether he or she participated personally and substantially in the award or fiscal administration of the State contract or contracts or the making of the regulatory or licensing decision in question:

(1) members or officers;

(2) members of a commission or board created by the

Illinois Constitution;

(3) persons whose appointment to office is subject to

the advice and consent of the Senate;

(4) the head of a department, commission, board,

division, bureau, authority, or other administrative unit within the government of this State;

(5) chief procurement officers, State purchasing

officers, and their designees whose duties are directly related to State procurement;

(6) chiefs of staff, deputy chiefs of staff,

associate chiefs of staff, assistant chiefs of staff, and deputy governors, or any other position that holds an equivalent level of managerial oversight;

(7) employees of the Illinois Racing Board; and

(8) employees of the Illinois Gaming Board.

(i) For the purposes of this Section, with respect to officers or employees of a regional transit board, as defined in this Act, the phrase "person or entity" does not include: (i) the United States government, (ii) the State, (iii) municipalities, as defined under Article VII, Section 1 of the Illinois Constitution, (iv) units of local government, as defined under Article VII, Section 1 of the Illinois Constitution, or (v) school districts.

(Source: P.A. 101-31, eff. 6-28-19; 101-593, eff. 12-4-19; 102-664, eff. 1-1-22.)

ILLINOIS FINANCE AUTHORITY

Conflicts Considerations for IFA Board Members

I. Sources of Conflicts of Interest for IFA Board Members

The following five acts should be considered by potential IFA board members with respect to conflicts of interest that may arise in the context of IFA board service. We would note that the first two statutes (the IFA Act and the Illinois Public Officer Prohibited Activities Act) apply to activities with the IFA, while the latter three apply to dealings with the State and its agencies more broadly.

- **IFA Act**¹: The IFA Act prohibits a board member from being an officer or director or holding an ownership interest, directly or indirectly, of more than 7.5% in any person or entity that is a party to a contract or agreement upon which the member may be called upon to act or vote.
 - Any contract or agreement made in violation of this prohibition is null and void.²
 - Interests other than those prohibited are discussed below in Section 3.
- **Illinois Public Officer Prohibited Activities Act**³: This act prohibits a person holding appointed office from:
 - Being financially interested directly in his own name or indirectly in the name of any other person or entity in any contract or the performance of any work in the making or letting of which such officer may be called upon to act or vote. However, the following interests are excluded from the restriction⁴:
 - Holding less than a 7.5% ownership interest, as long as the member discloses the interest and abstains from voting, the contract is approved by a majority vote, the contract is awarded after sealed bids to the lowest bidder if over \$1,500 or without bidding if under \$1,500, and the award of the contract would not cause the aggregate amount of contracts awarded to that person or entity to exceed \$25,000 in the same fiscal year;
 - Holding an interest in a contract amounting to no more than \$2,000, as long as the contract is approved by majority vote, the interested member discloses the interest and abstains from voting, the award would not cause the aggregate amount of contracts awarded to that person or entity to exceed \$4,000 in the same fiscal year;
 - Holding a 1% or less ownership interest in the contracting entity, as long as the contract is approved by a majority, the member discloses the interest, and the member abstains from voting;
 - Working as an employee of or owns or holds an interest of 1% or less in a company that is involved in the transaction of business with the IFA, where the company's stock is traded on a nationally recognized securities market, and the member discloses the fact that he or she is an employee or holds an interest of 1% or less before deliberation of the proposed award, refrains from evaluating, recommending, approving, deliberating, or otherwise participating in negotiation, approval, or both, of the contract, abstains from voting, and the contract is approved by a majority vote of those members currently holding office; or
 - Holding an interest of 1% or less, not in the officer's individual name but through a mutual fund or exchange-traded fund, in a company that is involved in the transaction

¹ 20 ILCS 3501/845-45(a).

² 20 ILCS 3501/845-45(c).

³ 50 ILCS 105/3(a).

⁴ **Note that the applicability of these exceptions is very fact-specific. A case-by-case factual analysis should be undertaken before they are applied.**

of business with the IFA, and that company's stock is traded on a nationally recognized securities market.

- Representing, as agent or otherwise, any person or entity with respect to any application or bid for any contract or work in regard to which such officer may be called upon to vote.
- Any contract made and procured in violation of these provisions is void.
- **The Procurement Code**⁵: The Code provides that, for a contract subject to the Code that will be wholly or partially satisfied by the payment of funds appropriated by the General Assembly:
 - No covered officer⁶ or their spouse or minor child can have or acquire any contract or direct pecuniary interest in such a contract;
 - No firm where such a person is entitled to more than 7.5% of distributive income or an amount in excess of the salary of the Governor,⁷ may have or acquire any such contract or direct pecuniary interest therein; and
 - No firm where such a person together with his or her spouse or minor children is entitled to more than 15% of distributive income or an amount in excess of 2 times the salary of the Governor, may have or acquire any such contract or direct pecuniary interest therein.
- **The Illinois Governmental Ethics Act**⁸: This act provides that in addition to the Procurement Code, an appointed member of a board, their spouse, or an immediate family member of the appointee living in their residence may not:
 - Acquire a contract or have or acquire a direct pecuniary interest in a contract with the State that relates to the board of which he or she is an appointee during and for one year after the conclusion of the person's term of office.
 - If the person is entitled to more than 7.5% or together with spouse or immediate family members more than 15%, distributable income of an entity, that entity may not have such a contract during and for one year after the conclusion of the appointee's term of office.
- **The State Officials and Employees Ethics Act**⁹: This act provides that a person, his or her spouse, and any immediate family member living with that person is ineligible to serve on a board, commission, authority, or task force, if the person is entitled to more than 7.5%, or together with their spouse or immediate family members more than 15%, of the distributable income under any State contract other than an employment contract.

II. Disclosure Requirements

- Each IFA board member is required to file a statement of economic interest at the time his or her name is submitted to the Senate for confirmation.¹⁰ This statement must include the interests of the board member's spouse or other people if the appointee constructively controls those interests.¹¹
 - Continuing disclosures are then required annually.
- Further, the Governmental Ethics Act requires that, upon appointment, an appointee must file with the Secretary of State a disclosure of:
 - All contracts the person or his or her spouse or immediate family members living with the person have with the State; and
 - All contracts between the State and any entity in which the person or his or her spouse or immediate family members living with the person have a majority financial interest.

⁵ 30 ILCS 500/50-13; see also Ill. Admin. Code 44 § 1.5023(b).

⁶ Note that this prohibition may not be applicable to an IFA board member, as their compensation as a board member does not exceed 60% of the Governor's salary.

⁷ The current gubernatorial salary is \$177,412.

⁸ 5 ILCS 420/3A-35.

⁹ 5 ILCS 430/5-55.

¹⁰ 5 ILCS 420/4A-105.

¹¹ 5 ILCS 420/4A-102.

- Executive Order 15-09 requires any state employee who is required to file these economic interest statements also to file supplemental statements, which cover the following information:
 - Interest in any real property in which the appointee or spouse or minor child has a greater than 5% financial interest and in which the State of Illinois is a tenant, lessor, or has other beneficial interest in the property;
 - Any non-governmental position held, together with the nature and amount of any compensation; and
 - Any litigation the employee is a party to, or has a financial interest in, involving the State of Illinois or any entity with a relationship with the State of Illinois.
- Under the Public Officer Prohibited Activities Act, before any contract relating to the ownership or use of real property is entered into by and between the State or any local governmental unit or any agency, the identity of every owner and beneficiary having any interest, real or personal, in such property, and every member, shareholder, limited partner, or general partner entitled to receive more than 7.5% of the total distributable income of any entity having any interest in such property must be disclosed.¹²

III. Qualifications Related to Conflicts and Voting Requirements

- The IFA Act¹³ allows for contracts to continue where members have interests other than the prohibited interests discussed above in Section I if certain procedures are followed, including the following:
 - The member discloses the interest and nature and extent and acquisition of interest to the secretary of the Authority before final action by the Authority. Disclosures will be publicly acknowledged and entered into the minutes of the Authority.
 - The member recuses him or herself from any further official involvement regarding the agreement including voting on any matter pertaining to it and from communicating with other members, officers, agents, and employees of the Authority on the agreement.
 - The IFA Act says that contracts or agreement entered into in conformity with these procedures are not void or invalid by reason of the interest. And no person acting in compliance will be guilty of an offense, removed from office, or subject to any other penalty on account of that interest.
- The Illinois Public Officer Prohibited Activities Act¹⁴ similarly allows for certain contracts with otherwise prohibited interests to proceed if certain abstention procedures are followed, as discussed above in Section I.¹⁵
- All other restrictions are prohibitions that cannot be avoided through disclosure and abstention. This means that, if an individual chooses to accept appointment to the IFA board, he or she cannot hold covered interests or contracts, and any violation of these requirements can lead to various negative consequences, including the contract being rendered void.

IV. Post-Service Restrictions

- Certain contract prohibitions continue after an appointee's service ends, such as the one-year prohibition in the Illinois Governmental Ethics Act,¹⁶ discussed above in Section I, on the appointee

¹² 50 ILCS 105/3.1.

¹³ 20 ILCS 3501/845-45(b).

¹⁴ 50 ILCS 105/3(a).

¹⁵ Note that the exceptions and procedures to prohibited interests outlined in this statute do not align precisely with those in the IFA Act, as they contain additional limitations on even those contracts with entities where a member has less than a 7.5% interest.

¹⁶ 5 ILCS 420/3A-35.

and his or her family members' ability to acquire an interest in contracts, as well as a firm's ability to have certain contracts, for one year after the conclusion of the appointee's term of office.¹⁷

- The following restrictions on a former appointee's post-service work should also be kept in mind when board members are leaving their service with the board.
 - The general State revolving door prohibition from the State Officials and Employees Ethics Act¹⁸ prohibits:
 - A former IFA board member from accepting employment or receiving compensation or fees for services from a person or entity that was a party to IFA contracts cumulatively valued over \$25,000 in the year before the appointee left service or an entity that was the subject of a regulatory or licensing decision involving the IFA, regardless of whether the board member participated personally and substantially in the award or fiscal administration of the contract or in the regulatory or licensing decision.
 - A former IFA board member, or his or her spouse or immediate family member living with such person, from accepting employment or receiving compensation or fees for services from a person or entity if the covered person, during the year immediately preceding termination of service, participated personally and substantially in the award or fiscal administration of State contracts, or the issuance of State contract change orders, with a cumulative value of \$25,000 or more to the person or entity, or its parent or subsidiary. This prohibition lasts for a period of one year immediately after termination of State employment.
 - Former officers of the executive branch with regulatory or licensing authority, or spouse or immediate family member living with such person from accepting employment or receiving compensation or fees for services from a person or entity if officer or employee, during the year immediately preceding termination of State employment, participated personally and substantially in making a regulatory or licensing decision that directly applied to the person or entity, or its parent or subsidiary. This restriction lasts for a period of one year immediately after termination of State employment.¹⁹
 - The Procurement Code²⁰ prohibits "executive officers confirmed by the Senate," which would cover IFA board members who have served for at least six months, from engaging in any procurement activity relating to the IFA for two years after terminating the position.

¹⁷ Notably, this restriction on the entities in which the former member had an interest appears to apply at any point after an individual is appointed, with no exceptions based on the duration of the appointee's service.

¹⁸ 5 ILCS 430/5-45(h).

¹⁹ 5 ILCS 430/5-45(a)-(b).

²⁰ 30 ILCS 500/50-30.