

**RESOLUTION NO. R31**

**A RESOLUTION AUTHORIZING THE ENTRY BY THE HAMMOND  
REDEVELOPMENT COMMISSION INTO AN INSTALLMENT CONTRACT AND  
TAKING CERTAIN OTHER ACTIONS RELATED THERETO**

**WHEREAS**, the Common Council (the “Council”) of the City of Hammond, Indiana (the “City”), has considered the entry by the Hammond Redevelopment Commission (the “RDC”) into an installment purchase contract (the “Installment Contract”) with Hammond Sportsplex LLC for the purchase of a portion of a new multi-use sports complex in the City, as further described in the Installment Contract (the “Project”); and

**WHEREAS**, the RDC has taken or will take action to authorize its entry into the Installment Contract; and

**WHEREAS**, the parties intend that the Installment Contract will, subject to annual appropriation, be payable from (i) tax increment revenues received by the RDC in the Hammond Central Allocation Area pursuant to Indiana Code § 36-7-14-39 (the “TIF Revenues”) and, to the extent TIF Revenues are ever insufficient to make payment due on the Installment Contract, (ii) any other revenues legally available to the RDC, including, but not limited to, any amounts appropriated to the RDC by the City.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF  
CITY OF HAMMOND, INDIANA AS FOLLOWS:**

Section 1. Authorization of Installment Contract. The Council hereby approves the entry by the RDC into the Installment Contract.

Section 2. Appropriation of Available Revenues. While the RDC expects to make Installment Payments under the Installment Contract from the TIF Revenues of the Hammond Central Allocation Area (the “Area”) received by the RDC pursuant to Ind. Code § 36-7-14-39, to the extent TIF Revenues are ever insufficient to make payment due on the Installment Contract, the RDC will agree to utilize any other legally available revenues to make payment on the Installment Contract, as permitted by applicable law, including but not limited to appropriations, if any, made by the City of Hammond for such purpose. The Council hereby agrees that it will, upon request by the RDC, consider an appropriation to make Installment Payments.

Section 3. Other Actions. The Mayor, Controller and any other officer of the City are hereby authorized to take any and all actions and execute any documents or certificates that such officers deem necessary or desirable to effect the foregoing resolutions. Any such actions taken or documents or certificates executed and delivered are hereby ratified, confirmed and approved.

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Section 4. No Conflict. All ordinances, resolutions, and orders or parts thereof in conflict with the provisions of this Resolution are to the extent of such conflict hereby repealed. After the issuance of the execution of the Installment Contract and so long as the Installment Contract remains unpaid, except as expressly provided herein, this Resolution shall not be repealed or amended, nor shall the City adopt any law, ordinance or resolution which in any way adversely affects this Resolution.

Section 5. Severability. If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution.

Section 6. Effectiveness. This Resolution shall be in full force and effect from and after its passage.

RESOLVED AND ADOPTED by the Common Council of the City of Hammond, Indiana this 25<sup>th</sup> day of June, 2018.

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Janet Venecz, President /s/

Hammond Common Council  
ATTEST:

\_\_\_\_\_  
Robert J. Golec, City Clerk /s/

Presented by me, the undersigned City Clerk of the City of Hammond to the Mayor of said City for approval on the 26<sup>th</sup> day of June, 2018 at 9:25 o'clock a.m.

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Robert J. Golec, City Clerk /s/

The foregoing Resolution No. R31 consisting of two (2) typewritten pages, including this page, approved by me, the Mayor of the City of Hammond, on this 26<sup>th</sup> day of June, 2018 at 11 o'clock a.m.

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Thomas M. McDermott Jr., Mayor /s/  
City of Hammond, Indiana

PASSED by the Common Council on the 25<sup>th</sup> day of June, 2018.

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Robert J. Golec, City Clerk /s/