

SPONSOR: Dan Spitale
Councilman at Large

RESOLUTION NO. R22

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF HAMMOND, INDIANA
APPROVING THE ISSUANCE OF BONDS BY THE HAMMOND REDEVELOPMENT COMMISSION
TO REFUND CERTAIN OUTSTANDING BONDS AND PAY THE COSTS OF ISSUING THE BONDS

WHEREAS, the City of Hammond, Indiana (the “City”), previously issued its Economic Development Revenue Bonds, Series 2012 (PCS Hammond Project) (the “2012 Bonds”), for the purpose of financing the acquisition of land, the construction of a new building for manufacturing and/or manufacturing purposes and all necessary related appurtenances, improvements, and equipment, and other related financing costs for the benefit of PCS Hammond, LLC; and

WHEREAS, the City of Hammond Redevelopment Commission (the “Commission”) exists and operates pursuant to Indiana Code 36-7-14 and Indiana Code 36-7-25, as amended (the “Act”), and is the governing body of the Department of Redevelopment of the City of Hammond, Indiana (the “City”); and

WHEREAS, pursuant to the Act the Commission has previously: (i) established the Hammond Central Redevelopment Area; (ii) approved and adopted the Consolidated Redevelopment Plan for the Hammond Central Redevelopment Area; (iii) designated the Hammond Central Allocation Area (the “Allocation Area”); and (iv) and established the Hammond Central Allocation Fund; and

WHEREAS, pursuant to a Resolution 09-2012 adopted by the Commission on November 13, 2012, the Commission previously pledged all real property tax proceeds attributable to the assessed valuation within the Allocation Area as of each assessment date in excess of the base assessed value (the “TIF Revenues”) to the payment of the principal of and interest on the 2012 Bonds and the replenishment of the debt service reserve fund established in connection with the issuance of the 2012 Bonds; and

WHEREAS, the Commission now desires to issue its Tax Increment Revenue Refunding Bonds, Series 2017 (Potash Project) (or similar designation) (the “2017 Bonds”) for the purposes of refunding the 2012 Bonds and paying the costs of issuance of the 2017 Bonds in order to generate a debt service savings; and

WHEREAS, pursuant to Indiana Code 36-7-14-25.1(c), the Commission’s authority to issue the 2017 Bonds is subject to the adoption of a resolution by the Common Council of the City specifying the public purpose, the use of the proceeds, the maximum principal amount, the term, the maximum interest rate, any provision for redemption before maturity, and any provision for the payment of capitalized interest of the 2017 Bonds;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF HAMMOND, INDIANA, THAT:

Section 1. Subject to the parameters set forth in this Resolution, the Common Council hereby approves the issuance of the 2017 Bonds by the Commission in the maximum principal amount of \$7,450,000 for the purposes of refunding the 2012 Bonds and paying the costs of issuance of the 2017 Bonds. The 2017 Bonds shall mature on or before February 1, 2024, and the interest rate of the 2017 Bonds shall not exceed five percent (5%) per annum. The 2017 Bonds may be subject to optional redemption, as defined upon negotiation with the purchaser of the 2017 Bonds and the advice of the Commission's financial advisor at the price of par plus interest accrued to the redemption date. The 2017 Bonds must be dated as set forth in, and must be negotiable, subject to the bond registration requirements of, the resolution authorizing the 2017 Bonds adopted by the Commission. The 2017 Bonds must be issued in denominations of \$100,000 and integral multiples of \$5,000 or denominations of \$5,000 or integral multiples in excess thereof.

Section 2. This Resolution will be in full force and effect from and after its passage by the Common Council, signing by the President thereof, and approval by the Mayor.

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 his approval on the 13th day of June, 2017.

Robert J. Golec, City Clerk /s/

The foregoing Resolution No. R22, consisting of two pages, including this page, was approved by the Mayor on the 13th day of June, 2017.

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

Passed by the Common Council on the 12th day of June, 2017, and approved by the Mayor on the 13th day of June, 2017.

Robert J. Golec, City Clerk /s/