

SPONSOR: BARRY TYLER, JR.
3RD DISTRICT COUNCILMAN

RESOLUTION NO. B 24

20R-24

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF HAMMOND, INDIANA
APPROVING THE EXECUTION OF AN AMENDMENT TO LEASE BY THE HAMMOND SANITARY
DISTRICT IN CONNECTION WITH THE REFUNDING OF BONDS ISSUED FOR AND ON BEHALF OF THE
DISTRICT

WHEREAS, the Sanitary District of Hammond (the "District") is a special taxing district created pursuant to the provisions of INDIANA CODE 36-9-25, as amended, and has previously entered into a Lease Agreement, as amended, with the Hammond Sanitary Building Corporation (the "Building Corporation") dated October 29, 2013 (the "2013 Lease"); and

WHEREAS, the Building Corporation has previously issued its \$12,555,000 of Taxable Ad Valorem Property Tax First Mortgage Bonds, Series 2014 (the "2014 Bonds") for and on behalf of the District pursuant to Indiana Code 36-1-10 which are payable from the 2013 Lease; and

WHEREAS, the District and the Building Corporation now desire to refund the 2014 Bonds for the purposes of generating a debt service savings and lowering payments due on the 2013 Lease for the benefit of the District and its taxpayers; and

WHEREAS, the District's authority to enter into the amendment to lease and the issuance of refunding bonds by the Building Corporation 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 refunding 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 execution of an amendment to lease by the District with a maximum lease rental not to exceed the current annual lease payments under the 2013 Lease, the issuance of refunding bonds by the Building Corporation in the maximum principal amount of \$13,500,000 for the purposes of refunding the 2014 Bonds and paying the costs of issuance of the refunding bonds in order to achieve debt service savings and lower lease rental payments. The refunding bonds shall mature on or before July 15, 2033, and the interest rate of the refunding bonds shall not exceed six percent (6.0%) per annum. The refunding bonds may be subject to optional redemption, as defined upon negotiation with the purchaser of the refunding

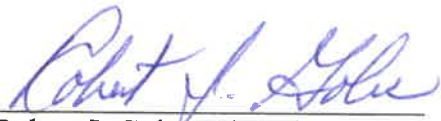
bonds and the advice of the District's financial advisor at the price of par plus interest accrued to the redemption date. The refunding bonds must be dated as set forth in, and must be negotiable, subject to the bond registration requirements of, the resolution authorizing the refunding bonds adopted by the Building Corporation or the trust indenture or supplemental trust indenture pursuant to which the refunding bonds are issued. The refunding 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 (or such other denominations upon the advice of the municipal advisor).

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.



Dave Woerpel, President
Hammond Common Council

Attest:



Robert J. Golec, City Clerk
City of Hammond, Indiana

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond to the Mayor of said City, for his approval on the 15th day of December, 2020.



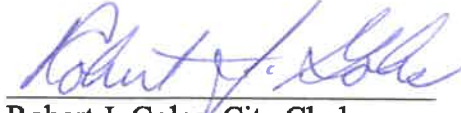
Robert J. Golec, City Clerk
City of Hammond, Indiana

The foregoing Resolution No R24 consisting of three (3) pages, including this page, was Approved by the Mayor on the 15th day of December, 2020.



Thomas M. McDermott, Mayor
City of Hammond, Indiana

Passed by the Common Council on the 14th day of December, 2020, and
Approved by the Mayor on the 15th day of December, 2020.



Robert J. Golec, City Clerk
City of Hammond, Indiana