

SPONSOR: Pedro "Pete" Torres
2nd District Councilman

RESOLUTION NO. R28

**A Resolution Supporting the South Shore West Lake Extension
With Hammond LIT F/K/A CEDIT Funds**

WHEREAS, the proposed South Shore West Lake Extension project (the Project) to be undertaken by the Northwest Indiana Regional Development Authority (RDA) pursuant to I.C. 36-7.5-4.5 currently includes a Hammond Gateway Station and Rail Yard Maintenance Facility, which would revitalize an older and less commercially successful section of the City of Hammond; and

WHEREAS, the Indiana General Assembly within I.C. 36-7.5-4.5 directed the RDA to establish transit development districts for investment within the Project, which will be beneficial to the citizens of Hammond;

WHEREAS, the county economic development tax (CEDIT) was previously imposed under I.C. 6-3.5-7; and

WHEREAS, IC 6-3.5-7 has been repealed effective January 1, 2017 and replaced with IC 6-3.6 ("LIT Statute") and the City of Hammond is a recipient of a distributive share of revenues ("LIT") under the LIT Statute, and its distributive share is now designated as the City of Hammond's portion of the distributive share of Lake County's (County) economic development portion of LIT;

WHEREAS, under the RDA's current statutory scheme, the City of Hammond will contribute \$105 million dollars over the coming thirty years, which will assist in the funding of the South Shore West Lake Extension project; and

WHEREAS, the City of Hammond wishes to contribute 15% annually of the City of Hammond's portion of its distributive share of the County's economic development portion of LIT (LIT Revenues), for a period of thirty (30) consecutive years, to the Project, subject to and explicitly contingent upon 1) the inclusion of the Gateway Station in Hammond; 2) the inclusion of the Rail Yard Maintenance Facility at the agreed upon location in Hammond; and 3) that shall commence when Federal Transit Authority funding is awarded for the Project; and

WHEREAS, Hammond's contribution will be the largest contribution of any City or Town in Lake County;

NOW THEREFORE BE IT RESOLVED, the Hammond City Council and its Mayor, hereby declare and commit thirty (30) consecutive annual payments of Fifteen Percent (15%) of its LIT Revenues funds towards the cost of the Project. The actual amount of each year's contribution will be based upon the prior calendar year's gross LIT revenues received by the City. This commitment is subject to and explicitly contingent upon 1) the inclusion of the Gateway Station in Hammond; 2) the inclusion of the Rail Yard Maintenance Facility at the agreed upon location in Hammond and shall commence upon the award of Federal Transit Authority funding for the Project. Additionally, the Mayor is authorized and agrees to sign any and all documents in furtherance of and consistent with this Resolution, including but not limited to that certain document entitled "Interlocal Cooperation Agreement between and among

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several Lake County governmental entities with the purposes of providing resources toward the extension and improvement of commuter rail services provided by the Northern Indiana Commuter Transportation District.”

NOW THEREFORE BE IT RESOLVED, if any section, paragraph, clause or provision of this Resolution shall be ruled by any court of competent jurisdiction to be invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of the remaining sections, paragraphs, clauses or provisions. All resolutions and orders, or parts thereof, in conflict with the provisions of this Resolution, are, to the extent of such conflict, hereby repealed.

RESOLVED this 24th day of July, 2017

ATTEST: Robert J. Golec
ROBERT J. GOLEC, City Clerk

Janet Venecz
Janet Venecz, President
Hammond Common Council

PRESENTED BY ME, the undersigned City Clerk of the City of Hammond to the Mayor said City for approval on the 25th day of July, 2017.

Robert J. Golec
ROBERT J. GOLEC, City Clerk

The foregoing Resolution No. R28 consisting of two (2) typewritten pages, including this page, approved by the Mayor on the 25th day of July, 2017.

Thomas M. Mc Dermott, Jr.
THOMAS M. MCDERMOTT, JR., Mayor
City of Hammond, Indiana

PASSED by the Common Council on the 24th day of July, 2017.

Robert J. Golec
ROBERT J. GOLEC, City Clerk