

Sponsor: Councilwoman Janet Venecz

RESOLUTION NO. R08

**A RESOLUTION ADOPTING A SUPPLEMENTAL COMMUNITY INVESTMENT PLAN (VERSION 3) FOR THE CITY OF HAMMOND FOR THE USE OF FUNDS PROVIDED UNDER THE AMERICAN RESCUE PLAN ACT (ARPA)**

- WHEREAS, the American Rescue Plan Act of 2021 (“ARPA”) was enacted by Congress on March 11, 2021 and signed by President Joe Biden into law; and
- WHEREAS, ARPA has provided an estimated \$350 billion in funding directly to state and local governments for the purpose of supporting their recovery from the COVID-19 pandemic; and
- WHEREAS, the City of Hammond has received approximately \$51.4 million under the ARPA ("ARPA Funds"), which were received in two payments, one in 2021 and one in 2022; and
- WHEREAS, the ARPA Funds must be obligated and spent by the City in certain allowed expenditures pursuant to guidance by both the U.S. Department of the Treasury and the Indiana State Board of Accounts; and
- WHEREAS, On April 26, 2021, in accordance with and following the guidance of the Indiana State Board of Accounts, the Common Council adopted Ordinance 21-12 establishing the ARP Coronavirus Local Fiscal Recovery Fund (“ARP Fund”)
- WHEREAS, thereafter, the City Council on September 13, 2021 passed Resolution 21R-25 adopting the initial Community Investment Plan (Version 1.0) for the City of Hammond for the use of funds provided under ARPA; and
- WHEREAS, on September 27, 2021, after a public hearing, the City Council passed and Mayor McDermott thereafter signed Ordinance 21-30 Appropriating from the ARPA Coronavirus Local Fiscal Recovery Fund for Purposes of the American Rescue Plan Act; and
- WHEREAS, on November 28, 2022 the City Council passed Resolution 22R-19 indicating the need to adjust funding for Version 1 Projects and allow for additional funding of Version 2 Plan Projects and thereafter on December 12, 2022 passed Ordinance 22-49 after a public hearing further appropriating of a portion of the ARPA Funds pursuant to Plan Version 2.0 detailing those appropriations; and

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WHEREAS, the need for additional appropriation and designation of ARPA Funds is necessary to both finalize Version 1.0 and 2.0 Projects and move forward on Version 3.0 Plan Projects.

WHEREAS, Ordinance 23- was filed and placed on the December 18, 2023, agenda for first and second reading and thereafter for consideration to be adopted by the Common Council on January 8, 2024, which lists the proposed further appropriation of a portion of the ARPA Funds pursuant to the Plan Version 3.0 detailing these appropriations;

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

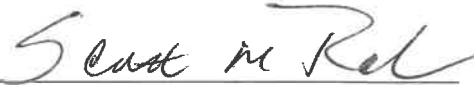
SECTION 1. The Common Council adopts the attached document (Exhibit A) entitled *American Rescue Plan Act Community Investment Plan ("Plan")* Version 3.0 (dated December 18, 2023) to provide details for the current and additional use of ARPA Funds. The Plan (Version 3) shall remain in effect until amended or supplemented in accordance with appropriation ordinances adopted by the Council.

SECTION 2. This resolution shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

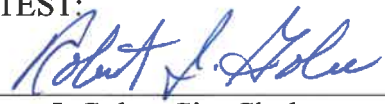
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ADOPTED AND APPROVED BY the Common Council of the City of Hammond, Indiana, this 18th day of December, 2023.

  
\_\_\_\_\_  
Scott Rakos, 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, Indiana, to the Mayor, for approval and signature, this 19th day of December, 2023.

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

The foregoing Resolution No. R08 consisting of three (3) typewritten pages, including this page, was APPROVED AND SIGNED BY ME, the undersigned Mayor of the City of Hammond, Indiana, this 19<sup>th</sup> day of December, 2023.

  
\_\_\_\_\_  
Thomas M. McDermott, Jr., Mayor  
City of Hammond, Indiana

PASSED by the Common Council on the 18th day of December, 2023 and Approved by the Mayor on the 19<sup>th</sup> day of December, 2023.

  
\_\_\_\_\_  
Robert J. Golec, City Clerk,  
Hammond, Indiana

## **EXHIBIT A**

### **AMERICAN RESCUE PLAN ACT (ARPA) COMMUNITY INVESTMENT PLAN FOR THE CITY OF HAMMOND, INDIANA (VERSION 3.0) DECEMBER 18, 2023**

#### Introduction

On March 11, 2021 the United States Congress enacted and President Biden signed into law the American Rescue Plan Act of 2021 (“ARPA”). ARPA specifically sends much needed relief to state and local governments directly to help aid in their recovery from the COVID-19 pandemic. The City of Hammond (“City”) has received approximately \$51.4 million from ARPA.

The Indiana State Board of Accounts issued a memo to local units of governments requiring them to set up a separate fund for ARPA monies received as well as approving a plan describing the use of these funds, identifying the eligible uses under ARPA. The Common Council on April 26, 2021 adopted Ordinance 21-12, which established the ARP Coronavirus Local Fiscal Recovery Fund (“ARP Fund”). On September 13, 2021 the City of Hammond passed Resolution R 21R-25 adopting the initial (Version 1.0) Community Investment Plan and on September 27, 2021 passed Ordinance 21-30 appropriating Version 1.0 ARPA funds. On November 28, 2022 the City of Hammond passed Resolution R 22R-19 adopting an amended (Version 2.0) Community Investment Plan and on December 12, 2022 passed Ordinance 22-49 after a public hearing further appropriating a portion of ARPA funds.

This document shall serve as the City of Hammond’s Version 3.0 of the plan for use of ARPA Funds approved by the City Council as requested by the administration and mayor. The United States Treasury has issued guidance that defines the categories of uses of these funds and

this plan complies with those defined uses at this time. The plan may need to be changed or amended if either guidance from U.S. Treasury changes or other funds become available for these projects that would then change and free up the city's use of ARPA Funds for other projects.

### Impact and Implementation

The City of Hammond, like many cities across the country, saw the effects of the COVID-19 pandemic. Its residents suffered. Its businesses suffered. City government tried to keep services intact with limited resources due to lack of usual revenue into the city's general and other funds. In accomplishing this, the city cut back on economic and infrastructure improvements during 2020 and halted all but essential and emergency spending. The funds made available by APRA have allowed the city to start the road back to getting much needed infrastructure and community projects completed. The list of projects covers all districts and corners of the city. They impact the daily lives and the community which we serve.

The Controller's office, through consultation with the State Board of Accounts, the National League of Cities, AIM, and others has identified the categories that allow the use of APRA funds. After identifying these categories, projects were then identified that fall within these categories. Those projects are listed within this plan. Utilizing APRA funds for these projects will allow the city to remain fiscally healthy and utilize gaming, CIB, and other dollars for projects that are not covered by APRA, thus allowing city funds to extend further and accomplish many more projects and programs.

## Categories

The general categories/uses for APRA funds identified either in 42 U.S.C. 803(c)(1) or through guidance interpreting that section fall into in part the following areas:

- Water and Sewer Infrastructure, including upgrading or repairing facilities and distribution systems and creating green infrastructure.
- Revenue Replacement to assist city government in recovering from the fiscal impact of the pandemic including assisting in pay as you go projects including roads, modernization of hardware and software, environmental remediation, fire and police services and other allowable uses.
- Public Infrastructure to strengthen the city's physical assets.
- Responding to the public health emergency by assisting a non-profit in a qualified census tract including programs in childcare and education programming.

## Specific Eligible Projects and Use of ARPA Funds

As set forth in 42 U.S.C. 803(c) the city's plan version 3.0 includes the following projects requesting additional net funds totaling \$2,931,697.20:

### 1. Robertsdale Environmental Remediation (Revenue Replacement/Environmental Remediation)

- ARPA Funds 1.0: \$4,000,000
- ARPA Funds 2.0: \$1,500,000
- ARPA Funds 3.0: \$1,600,000
- Project Location: 1<sup>st</sup> District

- **Project Description:** This project is proposed for the remediation of lead-impacted soils of approximately 120 residential properties in the Robertsdale section of the city. Because the USEPA and IDEM projected their cleanup of this area would not commence for many years, the city is focusing on removal of the lead-impacted soils in residential property found to be more than the residential contamination limit in a timeline that would occur sooner, benefiting residents and property owners. Phase 1 of the project was completed in 2021 and phase two was completed in 2022. Phase three is expected to be completed in 2024. Additional funding is requested due to the increase in price and bids received for phase three.

## 2. Fire Station #2 (Revenue Replacement/Pay Go Infrastructure/Police and Fire Services)

- ARPA Funds 1.0: \$3,500,000
- ARPA Funds 2.0: \$0
- ARPA Funds 3.0: (\$1,500,000) (Reduction of Funding)
- Project Location: 1<sup>st</sup> District
- Project Description: The project received funding support from Lake County ARPA funds allocated by Lake County Councilman Dave Hamm and Lake County Councilwoman Christine Cid resulting in a reduction of the ARPA funds needed for this project.

## 3. Clark High School Property Infrastructure (Revenue Replacement/Pay Go Infrastructure)

- ARPA Funds 1.0: \$3,000,000
- ARPA Funds 2.0: \$0
- ARPA Funds 3.0: \$1,200,000

- Project Location: 1<sup>st</sup> District
- Project Description: This project seeks to construct the sewer, water, and roadway infrastructure in the recently acquired Clark High School athletic fields in order to address the new housing shortage and create a desperately needed influx of new residential housing. Community meetings were held in mid-2022 and on November 30, 2022. An auction was held in summer of 2023 and all lots were purchased. The project was bid out and work began in fall of 2023. The project continues to be on track and will be finalized in the first half of 2024. The additional funds being requested are due to costs exceeding the original budget estimate.

#### 4. Downtown Hohman Phase I ((Revenue Replacement/Pay Go/Green Infrastructure)

- ARPA Funds 1.0: \$5,000,000
- ARPA Funds 2.0: \$1,600,000
- ARPA Funds 3.0: \$400,000
- Project Location: 2<sup>nd</sup> District
- This project seeks to reconstruct Hohman Avenue from Sibley Street to Russell Street in the “before the train” revitalization of downtown Hammond and includes the realignment of Rimbach Street. This exciting project improves the feel of downtown with reduced travel lanes and adds additional angled parking in the median of Hohman that promotes a walkable downtown. This project is essential to the commitment the city has made to the developers of much needed residential rental units in downtown Hammond. The project includes relocation of the fountain, improved traffic signal at Hohman and Sibley, removal of traffic signals through the



downtown corridor and robust new green streetscape amenities. This project began in 2022 and is expected to be completed in 2024. The additional funds being requested are due to cost increase from unanticipated work such as early 20<sup>th</sup> century constructed vaulted sidewalks that needed to be repaired.

#### 5. New YMCA (Economic Impacts/Non-Profit)

- ARPA Funds 1.0: \$5,000,000
- Project Location: 3<sup>rd</sup> District
- Project Description: The YMCA project currently planned for the Woodmar Mall site is a transformational project in our community. The services that the YMCA will bring to this area of the city are not available elsewhere and will bring untold economic activity as a result of this project. TIF dollars were going to be used to fund the city's commitment, however, instead a portion of this money is now being used to help the development of other economic projects. Per 42 USC 803(c)(1)(A) assisting non-profits that aid communities through educational programming qualifies for use of ARPA Dollars. During the course of the COVID-19 public health emergency low-income communities, persons of color, and tribal communities have all faced higher rates of infection, hospitalization, and mortality coupled with increased rates of unemployment and food and housing scarcity. Counties with high levels of poverty in the U.S. experienced 223 deaths per 100,000 residents, substantially higher than the national average of 175 deaths per 100,000 residents as of May 2021. The ARPA presumes certain services, such as those proposed in the YMCA Project, respond to the COVID-19 public health emergency if they are offered in communities located in a Qualified Census Tract ("QCT"). The proposed

Hammond Family YMCA is located in a QCT identified by the Department of Housing and Urban Development. This exciting project broke ground in 2023 and is on track for completion in late 2024 or early 2025.

#### 6. Calumet Pedestrian Bridge (Revenue Replacement/Pay Go/Green Infrastructure)

- ARPA Funds 1.0: \$3,500,000
- ARPA Funds 2.0: \$1,787,500
- ARPA Funds 3.0: \$660,000
- Project Location: 4<sup>th</sup> District
- Project Description: This project will improve pedestrian accessibility for the Little Calumet River Trail at Calumet Avenue in Hammond's 4<sup>th</sup> District. Arguably the most dangerous pedestrian intersection in Hammond and its proximity to the Interstate 80/94 on and off-ramps, the project envisions the construction of a four-span pedestrian bridge over Calumet Avenue similar to the recently constructed Calumet-Conkey Bridge along the Erie-Lackawanna Trail. This green infrastructure project is in final stages of design and did not have fully identified funding. Construction began in 2022 and concluded in 2023. The Little Calumet River Basin Commission committed \$1,000,000 to the project to assist the city. The additional funds being requested are due to costs exceeding the original budget estimate and repayment of CIB funds.

#### 7. Oxbow Road (179<sup>th</sup>) (Revenue Replacement/Pay Go/Roads)

- ARPA Funds 1.0: \$1,000,000

- ARPA Funds 2.0: (\$1,000,000) (Removal of Funding)
- Project Location: 5<sup>th</sup> District
- Project Description: Other funds became available for this project, and the project was removed from ARPA.

#### 8. JF Mahoney Drive (Revenue Replacement/Pay Go/Roads)

- ARPA Funds 1.0: \$400,000
- ARPA Funds 2.0: \$1,300,000
- ARPA Funds 3.0: \$100,000
- Project Location: 5<sup>th</sup> District
- Project Description: This project is proposed for the reconstruction of JF Mahoney Drive from 174<sup>th</sup> Street to Parrish Avenue. The increased cost was due to expanded scope for this project. The project was completed in 2023. This project also contemplates additional on-street parking near the Dowling Park Pond. Additional funds are being requested due to a change in scope.

#### 9. Schneider Avenue (Water and Sewer Infrastructure/Resilience to severe weather events)

- ARPA Funds 1.0: \$506,000
- ARPA Funds 2.0: \$0
- ARPA Funds 3.0: (\$506,000) (Removal of Funding)
- Project Location: 5<sup>th</sup> District

- Project Description: Other funding sources paid for the expense of this project therefore this project is being removed from ARPA as these funds are no longer needed.

#### 10. Florida Avenue Infrastructure (Water and Sewer Infrastructure/Revenue Replacement)

- ARPA Funds 1.0: \$800,000
- ARPA Funds 2.0: \$0
- ARPA Funds 3.0: \$333,566.33
- Project Location: 5<sup>th</sup> District
- Project Description: This project is proposed for the creation of a new currently platted subdivision in Hessville between Orchard Drive and 175<sup>th</sup> Street east of Parrish Avenue and includes new water, sewer, and roadway infrastructure allowing for the much needed development of new housing in the city. The project concluded in 2023. The additional funds being requested are due to costs exceeding the original budget estimate.

#### 11. Hessville Bridge (Revenue Replacement/Pay Go Infrastructure/Green Infrastructure)

- ARPA Funds 1.0: \$3,570,000
- ARPA Funds 2.0: \$430,000
- ARPA Funds 3.0: (\$1,500,000) (Reduction of Funds)
- Project Location: 6<sup>th</sup> District
- Project Description: This project is proposed for the creation of a new roadway and multi-use trail bridge over the Norfolk Southern Railroad in Hessville east of Parrish Avenue This project is scheduled for construction beginning in May 2025 and will

provide the ever-needed bypass around stopped trains in Hessville. The reduction of ARPA funds is due to a reduction in our local match after being awarded a grant from the US Department of Transportation- Railroad Crossing Elimination Program.

#### 12. Kennedy Avenue Infrastructure Improvements (Revenue Replacement/Pay Go Infrastructure)

- ARPA Funds 1.0: \$5,000,000
- ARPA Funds 2.0: \$1,500,000
- ARPA Funds 3.0: \$400,000
- Project Location: 6<sup>th</sup> District
- Project Description: This project will slow traffic and make downtown Hessville a walkable area, benefitting business and residents in this once bustling commercial area. The project will rebuild infrastructure along this stretch of Kennedy (164<sup>th</sup> – 169<sup>th</sup>) and expand sidewalks to allow for more walking and outdoor dining. This project also benefits a non-profit (HC3), which is dedicated to the Hessville community. and has recently refurbished an unused library into a community center. This project is set to be complete in early 2024. The additional funds being requested are due to costs exceeding original budget.

#### 13. Software Updates (Revenue Replacement/Modernization of Software, Hardware, and protection of critical infrastructure, cyber security)

- ARPA Funds 1.0: \$1,300,000
- Project Location: City-Wide, City Hall (3<sup>rd</sup>), Water Department (3<sup>rd</sup>), Sanitary District (2<sup>nd</sup>)

- Project Description: Much needed updates will allow the city to continue day to day operations during a shut down. The software updates will also give the general public the option of remotely processing their requests/transactions that currently must be done in person at City Hall. The financials component of this software went live on May 1, 2023. Energov and HR/Payroll components are estimated to go live sometime in the next year.

#### 14. Columbia Avenue Water Tank (Water Infrastructure)

- ARPA Funds 1.0: \$1,000,000
- Project Location: 3<sup>rd</sup> District
- Project Description: This project is the completion of the 1.5 MG radial-arm water storage tank painting project at Columbia and 165<sup>th</sup>. This amount will pay for the remaining work on the project and will eliminate the need for TIF dollars to be used on this ARP program qualified project. This project is complete.

#### 15. Council Chambers-Technology Updates ((Revenue Replacement/Modernization of Software, Hardware, and protection of critical infrastructure, cyber security)

- ARPA Funds 1.0: \$400,000
- ARPA Funds 2.0: \$0
- ARPA Funds 3.0: (\$200,000) (Reduction of Funds)
- Project Location: City Wide, City Hall (3<sup>rd</sup> District)
- Project Description: Updates to Council Chambers to better allow for option of remote attendance of public at Council and other Board meetings as well as allow for remote attendance when needed by council or board members. Improve technology.

The reduction of funds for this project is due to the total project cost coming in under budget.

#### 16. General Services (Revenue Replacement/General Services)

- ARPA Funds 2.0: \$2,000,000
- Project Location: City Wide
- Project Description: Funding to cover General Services offered by the City of Hammond.

#### 17. 628-700 Hoffman Remediation (Revenue Replacement/General Services)

- ARPA Funds 2.0: \$1,000,000
- ARPA Funds 3.0: (\$55,869.13)
- Project Location: Downtown Hammond
- Project Description: The formal legacy Queen Anne Candy site (and prior to that medical supply vendor site) is now the site of the Meats by Linz economic development project. As planning for this site moved forward, it was discovered that there was environmental clean up on the site that would be needed but did not have funding available. This will allow the project to continue to move forward and clean up this small are of environmental contamination that was left over from historical industrial and commercial use for the property This remediation was completed in 2023. The reduction of funds for this project is due to the total project cost coming in under budget.

#### 18. Memorial Park Infrastructure

- ARPA Funds 3.0: \$2,000,000
- Project Location: Central Hammond/Pullman (3<sup>rd</sup> District)
- Project Description: This project seeks to construct the sewer, water, and roadway infrastructure in Memorial Park in order to ready the site for an RFP that will issue from the Redevelopment Commission in early 2024. The RFP requests proposals for senior housing and townhomes in the area along with readying the area for the sale of nearly 3 dozen single family home lots in an underserved area related to new housing in the city.