

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:30 P.M. THURSDAY, NOVEMBER 1, 1990
AT THE COMMISSION OFFICES
8149 KENNEDY AVENUE, HIGHLAND, INDIANA

Chairperson Arlene Colvin called the meeting to order at 6:30 p.m. Eight (8) Commissioners were present. Quorum was declared and guests were recognized.

Development Commissioners:

Charles Agnew
Clyde Baughard
Dave Springman
Steve Davis
Nathaniel Leonard
William Critser
George Carlson
Arlene Colvin

Visitors:

Susan Erler - The Times
Pete Zak - South Shore Marina
Herb Read - Izaak Walton
Courtney Van Lopik -
Dick Wawrzyniak - IDNR
Virginia Baughard - visitor
man Visclosky's Office
Ola Kennedy - Lake County Park
Board
Richard Bundy - Salmon Unltd.

Staff:

Dan Gardner
Lou Casale, Attorney
Bruce Stouffer
Sandy Mordus

A motion was made by Clyde Baughard to approve the minutes of the October 4th meeting; motion seconded by Bill Critser; motion passed unanimously.

Finance/Policy Committee - Treasurer Clyde Baughard presented the financial status report for October as well as the claims. Mr. Baughard made a motion to approve the pending claims; motion seconded by Chuck Agnew; motion passed unanimously.

Mr. Baughard made a motion to transfer funds of \$2,500 from Line 312 NIRPC Services to Line 323 Travel & Mileage; motion seconded by Chuck Agnew; motion passed unanimously.

Legislative Committee - Mr. Gardner reported that the \$195,000 for the Corps second local cash contribution toward the project has been drawn down from the state and received. This money will be placed in an escrow account. Interest will be accrued and placed in the Development Commission account.

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Mr. Gardner gave a brief discussion on the seminar/workshop that dealt with the bidding procedures relative to the construction of the project. The seminar was very well received and very well attended. The Congressman spoke, as did Corps officials. The seminar was aimed at contractors who might desire Federal contracts and the seminar provided information to them to the type of contracts that would be forthcoming and how to proceed with filing a bid with the federal government. There appeared to be great interest, especially from smaller minority businesses. Discussion was held on the idea of a bonding pool that minority businesses could access that would allow them to be financially able to bid on a project. Commissioner Bill Critser attended the seminar and stated he thought it was very successful. A second follow-up meeting will be held before the project gets underway.

Mr. Gardner distributed copies of testimony which was submitted to the State Budget hearing on October 18th. Arlene Colvin accompanied Mr. Gardner to the hearing. The hearing gave them the opportunity to finally say the project has begun. They showed the budget members the Federal schedule and explained why the requested biennium amount of \$3 million is so crucial to the project as to not break continuity. Mr. Gardner stated that also in attendance in support of the Commission's request was Lane Ralph, Senator Lugar's Indpls. staff, Tom Browne of Congressman Visclosky's staff and the Colonel from the Corps. Since the "Build IN Fund" request was for \$1.5 million, the request of the General Assembly was for \$1.5 million. Only \$3 million total is needed in this biennium.

Land Acquisition/Management Committee - Committee Chairman Chuck Agnew gave committee report. He announced that two properties (DC233 and DC300) had closed this month. Of the total 198 lots required, we have acquired 85 to date or 43%.

Mr. Agnew made a motion to extend the Marquette Yacht Club lease on slips through 11/1/91 boating season; motion seconded by Clyde Baughard; motion passed unanimously.

Mr. Agnew made a motion to renew and extend the lease for parking lot space to Berkheimer Company through 12/31/93; motion seconded by Clyde Baughard; motion passed unanimously. The Commission cannot sell that portion of property to Berkheimer until the final right-of-way drawings are received from the Corps.

Mr. Agnew made a motion authorizing Attorney Casale to prepare a resolution certifying the Chairman to sign and the Secretary to attest the right-of-entry forms certifying the Commission's ownership; motion was seconded by George Carlson; motion passed unanimously.

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A motion was made by Mr. Agnew to approve an easement to the city of Portage for construction of a sewer line to run across Commission property up to Midwest Steel; motion seconded by Clyde Baughard; motion pass unanimously. Originally, there was concern about depth of sewer line; however, upon inspecting plan & profile, it was determined that there was more than enough cover so as to not cause any interference with construction of marina facilities.

Mr. Agnew reported that Mrs. Garcia has moved out of the rental home. Also, Bob's Fishing Lake lease has expired. That area can now be secured from Clark Road to close off that access and leave only access road off of Burr Street, mainly for NIPSCO right-of-way.

Mr. Agnew also reported that in a letter received from the Corps, it was stated that all appraisals which were done prior to 9/28/90 must be updated for proper crediting. With the signing of the Local Cooperation Agreement and the first construction contract let, there are certain regulations we will have to follow. In re-appraising the properties the Commission owns, the updated current market value will be the value for which the Commission receives credit.

Attorney Casale informed the Commission he wrote a letter to Harold Evers requesting past due lease monies due the Commission. Mr. Evers is listing the property for sale. Mr. Casale wants the Commission named as a lien against his property so as to insure the Commission receiving monies due them if Mr. Evers sells his property.

Mr. Gardner referred to a letter contained in the packet from Julian Allen, attorney for Gary Park Dept. Several meetings have been held with Gary in regard to the use of their land. In the Corps response to Mr. Allen's letter, they state that wetlands are present and will limit the usefulness of what can be done with the property.

Mr. Agnew stated that the van trip the Commissioners took was very informative. The Commissioners went as far as the marina site and breakwaters.

Interim Flood Control Committee - Committee Chairman Clyde Baughard reported that the Basin Commission met on October 22nd. They are preparing themselves for the transition phase. Transfer of funds was discussed. Also discussed was the contract with Conrail that the Development Commission will assume. There was a motion by Charles Agnew that the Development Commission approves the contract between the Basin Commission and Conrail R.R. Corporation and authorizes the Chairman of the Development Commission to execute an acceptance of assignment of the contract

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the Secretary to attest to the assignment of the contract upon dissolution of the Basin Commission; motion seconded by Clyde Baughard; motion passed unanimously.

Mr. Gardner referred to the letter from Woodmar Country Club to the Corps regarding the concern for the loss of three golf holes in their golf course. Staff has met with the Club and it is felt that issue can be resolved. A second meeting will be held with them and the Corps.

Mr. Gardner also informed the Commission that a second meeting was held regarding the flood closure structures. Entities involved were the Corps, Gary Civil Defense, Lake County Civil Defense, Lake County Highway Dept., State Highway Dept. The triggering mechanism for the use of the closure structures would be the flood warning system. When a major event flood occurs, certain roads will have to close. A day is being planned for those entities involved, to travel to Rock Island and surrounding areas to view road closure structures in place. There will also be a meeting held on November 29th in which all Civil Defense people will be in attendance. The Corps will give a presentation at that meeting.

Breakwaters/Marina Committee - Mr. Gardner reported that the handrails on the breakwaters are in storage for the winter season.

At the last meeting, staff was authorized to pursue testing of sand on the marina site. Steve Davis attended a Indiana Port Commission meeting in Indpls. at which Frank Martin, Executive Director of the Port, discussed pursuing a method by which the sand can be moved to the lakefront. There may be some way of securing state or federal funding for that purpose. Hunter Corporation has the ability to construct a slurry system and a cost estimate is forthcoming. Corps developed a 20 page document on how to go about this process. The Corps procedures will be followed by the Commission. EPA and IDEM both agree we should follow the Corps guidelines. Mr. Gardner referred to the Northern Lab proposal letter for field and laboratory services for an estimated cost of \$11,500. Staff will continue discussion with IN Port Commission in hopes of securing funding for sand removal. Staff will also continue working with the Corps and IDEM to determine best uses for sand.

Statements from the floor - Richard Bundy, Salmon Unlimited, complained that during flooding, commercial developments still continue to pump into the river while houses flood.

Herb Read encouraged the Commission to continue the matter of sand mitigation and continue the course we are now pursuing.

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There being no further business, the meeting was adjourned at 8:00 p.m. The next meeting was scheduled for December 6, 1990.

/sjm

