

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
 HELD AT 6:30 P.M. THURSDAY, MAY 2, 1991
 AT THE COMMISSION OFFICES
 8149 KENNEDY AVENUE, HIGHLAND, INDIANA

Chairperson Arlene Colvin called the meeting to order at 6:40 p.m. Eight (8) Commissioners were present. Quorum was declared and guests were recognized.

Development Commissioners:

William Tanke
 Clyde Baughard
 Dave Springman
 Nathaniel Leonard
 George Carlson
 Steve Davis
 Arlene Colvin
 Chuck Agnew

Staff:

Dan Gardner
 Lou Casale, Attorney
 Bruce Stouffer
 Sandy Mordus
 Betty Burrus

Visitors:

Harold Mauger - Gary
 Pete & M.J. Zak - S. Shore Marina
 Nick Elibpeuby - Eller
 Construction, Gary
 Mike Vander Heyden - Dyer
 Construction
 Jerry Castle - Castle Estates,
 Munster
 Richard Bundy - Salmon Unltd.
 Herb Read - Porter Cty. IWLA
 Dick Wawrzyniak - DNR
 Bob Huffman - Munster
 Bill Leets - Hobart
 Herb Lasser - Attorney
 John Bach - Highland
 Rich Galambos - Lake County
 Councilman
 Mike Hartigan - McDonough
 John Maniscallo - IAE, Gary
 Rama Talluri - IAE, Gary

A motion was made by Clyde Baughard to approve the minutes of the April 4th meeting; motion seconded by George Carlson; motion passed unanimously.

Mr. Gardner introduced a new part time employee with the Development Commission, Betty Burrus. Betty is retired from the Corps of Engineers and has experience with land acquisition with the National Park Service. Mr. Gardner also indicated the Commission will have a summer intern student from I.U. Bloomington working for three months.

Discussion was held on the procurement of a consulting engineering firm to oversee the Corps construction of the flood control/recreation project. Since the Commission members or staff cannot be on the site during construction, it is important that the Commission has a qualified project engineer who will

have the Commission's best interest in mind and report back to the Board. There have been numerous firms who have expressed interest. George Carlson made a motion for the Commission to advertise and send out a "request for qualifications" from interested firms; motion seconded by Charles Agnew; motion passed unanimously.

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

Legislative Committee - Committee Chairman George Carlson referred to the newspaper article contained in the agenda packet stating the Federal budget currently contains \$6.5 million in federal funds for the project this year. He also stated that a state budget has not been approved yet. A special session will be called by the Governor in the near future. A state budget must be adopted by July 1. The Commission has requested \$3 million from this biennium. Staff has been in communication with budget staff. It does not look like the Commission will receive more than \$2 million. Mr. Gardner stated that the Commission could still stay on schedule this year with the Corps with only that amount.

Mr. Carlson referred to the letter in the packet addressed to Frank Sullivan of the Budget Agency requesting to be placed on the agenda of their next regular meeting. The purpose is to obtain approval to make available to the Commission for claim drawdown the \$2 million unallocated appropriation from the 87/89 budget.

Interim Flood Control Committee - Mr. Baughard reported that there were no bids received on the Conrail culvert enlargement project. Engineering firm Tenney Pavoni is modifying specifications and the project will be re-bid. The modifications are slight and will not require Conrail's re-approval.

Mr. Baughard reported that several firms have expressed interest in removing the old Erie RR bridge or the piers underneath it. Mr. Carlson made a motion that staff solicit quotes from at least three firms; motion seconded by Clyde Baughard; motion passed unanimously. Separate quotes would be asked for - one quote being for pier removal only - the second quote for entire bridge removal.

Mr. Carlson referred to a letter received from the Highland Public Works Director requesting the Commission's assistance in effectuating a cleanup at Indianapolis Blvd. bridge and Erie RR

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bridge. Although the town attempted to pull some of the debris out from the bridges, they do not have the proper equipment to do an effective job. Bob Lamprecht from Civil Defense has contacted the State Highway Dept. to clean Indpls. Staff will also write a letter requesting cleanup also. Discussion was held on the timely coordination of reconstructing the Indpls. bridge the same time as the Indianapolis interchange reconstruction takes place.

Land Acquisition/Management Committee - Committee Chairman Chuck Agnew informed the Commission that quit claim deeds were received on needed properties from the Lake County Commissioners. A letter was sent to the INDOT requesting inter-agency transfer of needed properties from them. He also reported that staff had requested a transfer of lots needed from Gary; however, the Gary Public Works wants to give permanent easement on those lots instead of quit claim deeds. Mr. Agnew made a motion that authorizing staff to request the transfer of permanent easements from the 65 lots needed in Oak Park Second Addition and Harrison Street Plat from the city of Gary; motion seconded by Bill Tanke; motion passed unanimously.

Mr. Agnew informed Commission that two quotes were received to install tile in the maintenance building at Lake Etta. One quote was for \$1,525 from Carpetland and the other was for \$1,689 from Master Tile & Carpet. Mr. Agnew made a motion to authorize the Lake County Park Dept. to accept the bid from Carpetland and lay the tile; motion seconded by Clyde Baughard; motion passed unanimously. It was also stated that the County Park Dept. could pay for landscaping themselves and the Commission would accept the cost on the tiling.

Mr. Agnew made a motion authorizing the attorney to file condemnation proceedings on DC107 (Carrie Lee Wilson - .07 acres in CT&L 2nd Oak Park Addition) and DC109 (Dennis Brinson - .07 acres in CT&L 2nd Oak Park Addition); motion seconded by Clyde Baughard; motion passed unanimously. Both properties are needed in the first phase levee segment construction.

Mr. Agnew then made a motion authorizing attorney to start quiet title to clear title on county properties included on Commissioners' deeds that were transferred to us; motion seconded by Clyde Baughard; motion passed unanimously.

Mr. Agnew announced that Dan Gardner attended a meeting in Indianapolis before the DNR permits board relative to the Commission obtaining a permit for construction in a floodway. DNR forms will be completed as soon as possible and sent out upon completion.

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Marina/Breakwaters Committee - Committee Chairman Bill Tanke gave the marina report. He referred to the Memorandum of Understanding between the Development Commission and the City of Portage. The document says the Commission and the city will work toward a joint venture agreement in which both parties will design, construct, operate and maintain a public access marina, launch lanes and ancillary facilities pursuant to the LCA upon land owned by the Commission. The document was signed and mailed to the Corps. Mr. Tanke made a motion to ratify the agreement; seconded by Charles Agnew; motion passed unanimously. Mr. Lasser questioned the date of the agreement; it should be dated April 29, 1991 for the record.

Mr. Tanke also reported that a notice for sand removal bids has gone out; bids are due in May 28th. Hopefully, by the next meeting, we will have found someone to remove the sand - at no cost to the Commission.

Mr. Tanke stated the attorney will begin the process to vacate Crisman Road.

Statements from the floor - Herb Read, IWLA, requested copies of the bid package for sand removal and for the project engineer. He also questioned the memo of understanding in which it refers to other land which the parties deem necessary to fulfill said obligation. The attorney stated the document refers to marina development on Commission property only.

Rich Galambos stated as past chairman of the Basin Commission, he is disappointed we did not receive any bids on the Conrail culvert enlargement project. He urged Commission to make whatever modifications were necessary and re-bid the project. He also requested the Commission's investigation into the controversial J-Pit area where water is being pumped out and draining into the river. He questioned the legality of it and whether any permits were necessary or issued. Mr. Gardner stated he would talk to IDEM and attempt to get something in writing. He stated there has been significant improvements to the Gary landfill.

Harold Mauger complained of river not going down as fast as it used to at Calhoun Street, east of Clark Road. Chairperson Arlene Colvin said she would look into it.

William Leets questioned whether the railroad would soon be an abandoned railroad by Conrail. He understood that no more trains would be on those tracks. If that were the case, there could be significant changes made to the railroad specs - staff will check with Congressman's office. He also stated that Deep River floods faster now with all the development in Lake County.

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Richard Bundy, speaking for himself, suggested using the small lake the Commission owns near Lake Etta east of Burr Street as a fish hatchery. Mr. Gardner informed him it is the intention of the Commission to add that property onto the development in order to expand Lake Etta and let the County Parks Dept. maintain it.

Mike Vander Heyden stated his company has just built and installed a pump at the J-Pit site in order to collect water so it does not get into J-Pit.

Bob Huffman, past chairman of the Basin Commission, stated his concern that a whole new process of obtaining a new permit from the Corps and DNR would have to be met if we completing modified specs to conclude that Conrail RR was abandoned. Stated it took 4 years to cut through all the red tape in order to get to the bidding stage now.

There being no further business, the meeting was adjourned at 7:55 p.m. The next meeting was scheduled for June 6, 1991.

/sjm