

Little Calumet River Basin Development Commission

8149 Kennedy Avenue Highland, Indiana 46322 (219) 923-1118

Sandy

✓ WILLIAM TANKE, Chairman
Porter County Commissioners
Appointment

✓ MICHAEL DOYNE, Vice-Chairman
Governor's Appointment

✓ JOHN DEMEO, Secretary
Governor's Appointment

✓ DOYLE NIEMEYER, Treasurer
Governor's Appointment

✓ CHARLES AGNEW
Governor's Appointment

✓ CLYDE BAUGHARD
Governor's Appointment

✓ MARTIN BEHNKE
Lake County Commissioners'
Appointment

✓ GEORGE CARLSON
Mayors of East Chicago, Gary
and Hammond Appointment

✓ PHILIP JAYNES
Governor's Appointment

✓ JERRY PAGAC
Dept. of Natural Resources'
Appointment

MEETING NOTICE

THERE WILL BE A MEETING OF THE LITTLE CALUMET RIVER
BASIN DEVELOPMENT COMMISSION ON THURSDAY, MAY 16, 1985
AT 6:30 P.M. IN THE DEVELOPMENT COMMISSION OFFICES,
8149 KENNEDY AVENUE, HIGHLAND, INDIANA.

AGENDA

- | | <u>page</u> |
|---|-------------|
| 1. Call to Order by Chairman William Tanke | |
| 2. Recognition of Visitors | |
| 3. Approval of Minutes of April 18th meeting | 1-3 |
| 4. Reports of Standing Committees | |
| A. Finance/Policy Committee | |
| • Committee meeting at 6:15 p.m. | |
| • Current financial status report | 4 |
| * Approval of claims for April 1985 | 5-6 |
| • State Budget Committee Request/
Presentation | |
| • Other issues | 7-8 |
| B. Land Acquisition/Management Committee | |
| • Committee meeting at 5:15 p.m. | |
| • Insurance coverage approval/update | |
| • Appraisals & acquisition approvals-update | |
| • Lake Etta Park development-issues update | |
| • Other issues | |
| C. Legislative Committee | |
| • 1985-86 State Legislative Session issues | |
| - Development Commission appointments bill | 9-10 |
| (Senate Enrolled Act 432) | |
| - Boat tax study committee | 11 |
| • Federal legislative issues | |
| - Congressional briefing | |
| D. Breakwater/Marina Development Committee | |
| • Bid Proposals Opening - May 1, 1985 | 12 |
| • Breakwater construction status | |
| • Other issues | |

*7 members
DG & me. & Lou!*

*Don't let him speak
for pants
Sandy / plan pants
plan / uh. Sandy
jacket.*



Requires Board Action

E. River Maintenance Projects update

- Sediment Removal Project

- * - Approval of bid specifications; release of Commission project funding share-\$25,000
- Projected timetable for construction implementation

- Culverts replacement project

- Corps Hydrology Study presentation - May 7 meeting (Study results - implications - initiatives)

5. Other Business

6. Statements to the Board from the floor

7. Set date for next meeting; adjournment

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
MEETING HELD ON THURSDAY, APRIL 18, 1985 AT 6:30 p.m. IN THE
CONFERENCE ROOM OF THE NORTHWESTERN INDIANA REGIONAL PLANNING
COMMISSION, 8149 KENNEDY AVENUE, HIGHLAND, INDIANA.

- - - - -

The meeting was called to order at 6:30 p.m. by Chairman William Tanke. Eight Commissioners were present. Quorum was declared. Visitors were recognized.

Development Commissioners:

William Tanke
Michael Doyne
Doyle Niemeyer
John DeMeo
George Carlson
Charles Agnew
Clyde Baughard
Martin Behnke

Staff:

Dan Gardner
Lou Casale
Sandy Mordus

Visitors:

Silvia Ascarelli - The Times
Terry McCloskey - Great Laker
Forest & Wildlife Restoration
Elizabeth McCloskey - Izaak
Walton League
Robert Kimberly - USPS member
Ernie Davis - LCRBC
Herb Read - Izaak Walton League
Sarah Angerman - Purdue Calumet
Sylvia Fogelman - Purdue Calumet
Rita Sbalchiero - Purdue Calumet
Misty Zawacki - Purdue Calumet

The minutes of the March 21st meeting were approved by a motion from Clyde Baughard; seconded by Mike Doyne; motion passed unanimously.

Treasurer Doyle Niemeyer presented financial status report. He made a motion to accept it as presented; seconded by Clyde Baughard; motion passed unanimously. Doyle Niemeyer made motion to accept claims as presented; seconded by Clyde Baughard; motion passed unanimously.

Motion to accept "Commission Policy on per diem claims" as presented except for omitting "i.e. testimony before legislative bodies, business meetings w/elected officials" in Item 4 and adding an Item #5 reading "Claims must be submitted within 30 days at the end of calendar year." was made by Doyle Niemeyer; seconded by John DeMeo. (Revised sheet attached herein for Commissioners' reference)

Land Acquisition - Chuck Agnew reported that offers approved and we can start closing on DC102 and DC143 and Mercantile Bank property is now ready to close.

Motion made by Chuck Agnew to adopt the conceptual Lake Etta Master Plan as presented by the Lake County Parks Dept; seconded by Doyle Niemeyer; motion passed unanimously.

Owner is willing to sell on Parcel 36 which includes 5 lots at a price of \$700. Motion to proceed with closing was made by Chuck Agnew; seconded by Jerry Pagac; motion passed unanimously.

Chuck Agnew reported that Commission property is presently insured. Insurance binder has been received; policy is being prepared.

Legislative - Dan Gardner distributed a copy of the bills we have been monitoring. He reported 2 bills had failed - the Sanitary Landfill bill and the Excise Tax on Motorboats bill. The Lake Michigan Marina Development Commission Establishment bill has passed the House and Senate and is awaiting signature by the Governor as is the Little Calumet River Basin Development Commission Changes bill (Changing the commission members from 10 to 11 members). The Basin Commission Funding bill (extending the life of the Commission for another 2 years) has already been signed by the Governor.

He also reported that \$3 million in the State Budget has been approved for the Development Commission.

Attorney was asked to obtain a copy of the Development Commission bill.

Motion to have sub-committee from Marina Committee to follow up on boat tax issue was made by Clyde Baughard; seconded by Chuck Agnew; motion passed unanimously.

Dan Gardner reported that preparation of a request to the State Budget Agency will be handled in the immediate future.

Chairman Tanke asked staff to apply for partial funding for our marina project from the newly-formed Lake Michigan Marina Development Commission. George Carlson made a motion to that effect; seconded by Martin Behnke; motion passed unanimously. Staff was directed to monitor the organization of this Commission and to keep the Development Commission Board informed.

Federal project status - Committee hearings are not yet being scheduled for the Water Resources bill.

Dan Gardner announced Public Officials seminar in Washington hosted by Congressman Peter Visclosky is coming up the first part of June.

Breakwater - Restart of construction is scheduled for end of April. Construction should be complete by the end of this construction season.

Sandmining - At March 21st meeting, Bill Mamelson was authorized to prepare sandmining bid specifications. Due to time constraints, those specifications are not complete at this time. Attorney has prepared contract; it is awaiting signature; work must be completed within 21 days.

Chairman Tanke extended invitation to the bid proposal opening on the 1st of May at 4 p.m. at NIRPC offices.

River Maintenance Project - Dan Gardner presented 3 page summary of bid specifications prepared by Mamelson after field survey was conducted. Final specifications will be prepared and submitted to Drainage Board for approval.

Dan Gardner announced he just received letter from Army Corps stating that the hydrologic study of culverts is complete. Meeting will be scheduled to discuss study by the Corps.

The Public Relations class of Dr. Bonnie Neff of Purdue Calumet gave a presentation on marketing the Little Calumet River. Booklets containing endless possibilities of what could be done along the river were distributed; the ideas will also be passed along to the cities and towns. The Commission offered whatever assistance they could provide. A motion stating the Commission goes on record commending their efforts and supporting them 100% agreeing that public participation is important was made by John DeMeo; seconded by Chuck Agnew; motion passed unanimously.

Terry McCloskey raised the issue of impacts of pumping of farmland along the river in flood periods. Discussion followed.

There being no further business, a motion to adjourn the meeting was made by Clyde Baughard; seconded by Martin Behnke; motion passed unanimously. Next meeting was scheduled for 6:30 on kMay 16, 1985.

/sjm

MERCANTILE NATIONAL BANK

January 1, 1985 - April 30, 1985

CASH POSITION - January 1, 1985

Checking Account		
Land Acquisition	\$	5,868.50
General Fund		57,802.72
Investments		1,888,857.16
		<hr/>
		\$1,952,528.38

RECEIPTS: January 1, 1985 - April 30, 1985

Lease Rents	\$	3,825.00	
Interest		32,090.22	
Land Acquisition		113,800.50	} state draw.
Taxes		371.88	
Marina Package		435.00	
		<hr/>	
TOTAL RECEIPTS:			\$ 150,441.24

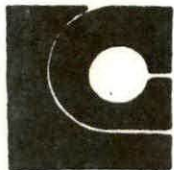
DISBURSEMENTS: January 1, 1985 - April 30, 1985

1984 expenses paid in 1985	\$	10,366.12	
Per Diem (prior years)		2,190.76	
Per Diem		300.50	
Legal Services		2,304.99	
NIRPC		25,793.56	
Travel & Mileage		34.96	
Printing Advertising		1,437.10	
Official Bonds & Insurance		1,622.25	
Meeting expenses		724.71	
Land Acquisition - Legal Services		1,245.00	
Land Acquisition - Land Purchase		11,585.50	} Appraisers.
Land Acquisition - Land Capital Imp.		2,673.00	
Burns Harbor Breakwater		1,092,500.00	
		<hr/>	
TOTAL DISBURSEMENTS			\$1,152,778.45

CASH POSITION: April 30, 1985

Checking Account		
Land Acquisition	\$	104,655.50
General Fund		51,345.55
Investments		794,190.12
		<hr/>
		\$ 950,191.17

(100,000 LAF ETTA)



Little Calumet River Basin Development Commission

APPROVAL OF CLAIMS

MAY, 1985

NIRPC

- Administrative services for April \$ 6,833.71

LOU CASALE

- Legal services-Retainer for April \$ 283.33
- Additional Legal services for April \$ 50.00
- Land Acquisition Legal services for April (state monies) \$1,590.00
- Reimbursement of expenses \$ 28.31

CHICAGO TITLE

- Title work performed (state monies) \$ 45.00

WARREN METZ

- Appraisal services (state monies) \$ ~~750.00~~
- Appraisal services (state monies) ~~1,125.00~~
1875

ALLANSON INSURANCE

- Comprehensive Gen. Liability \$ 2,347.00

LAKE AREA UNITED WAY

- Leadership Conferences *delete* 483.85

TOTAL - ADMINISTRATION \$10,026.20

TOTAL - LAND ACQUISITION \$3,510.00



Little Calumet River Basin Development Commission

ADDITIONAL
APPROVAL OF CLAIMS

MAY, 1985

LAKE COUNTY DRAINAGE BOARD

\$25,000.00

- Funding share toward maintenance project as per Joint Venture Agreement

CHICAGO TITLE INSURANCE CO.

- Title Searches-Heath's Addition

250.00

FOCUS PHOTO CENTER

- Reproduction of slides of breakwater construction

7.48

TOTAL - ADMINISTRATION \$10,033.68

TOTAL - LAND ACQUISITION \$28,760.00

— 1,875
\$26,885



**NORTHWESTERN INDIANA
REGIONAL
PLANNING COMMISSION**

8149 Kennedy Ave.
Highland, Indiana 46322

219-923-1060
312-731-2646

DATE: May 10, 1985

ORGANIZATION: Little Calumet River Basin
Development Commission

CONTRACT NO: _____

CONTRACT CODE: 85.12

PROJECT: For services performed during
April, 1985

INVOICE NO: 85.12.4

I N V O I C E

Direct Project salaries: \$3,163.45

Dan Gardner	70	hours
Sandy Mordus	70	hours
George Schiller	98	hours
Donella Huber	.5	hours

Other Direct Costs:

Travel	348.64
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Allocated Costs at (105% of direct salaries) \$3,321.62

TOTAL April Costs: \$6,833.71

April payment due	\$6,833.71
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Payments Outstanding	-0-
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TOTAL Amount Due	\$6,833.71
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- Total expended this Calendar Year	\$32,627.27
- Average Monthly Charges	8,156.82

STAFF RECOMMENDATIONS TO FINANCE/POLICY COMMITTEE REGARDING
COMMISSION POLICY ON PER DIEM CLAIMS

- Monthly full commission meetings.
- Special full commission meetings or executive sessions of the full commission as called by the Chairman or Executive Director.
- Committee meetings on days other than full commission meeting days where a written agenda is used and the meeting is called by the Committee Chairman or Executive Director.
- Occasions where a Commission member or members represent the Commission in an official capacity where Commission business is discussed. Certification of these meetings for per diem claims shall be made by either the Chairman or Executive Director.
- Claims must be submitted within 30 days at the end of the calendar year.

(Adopted April 18, 1985)

STATE OF INDIANA



INDIANAPOLIS, 46204

STATE BUDGET AGENCY
JUDITH G. PALMER, DIRECTOR
212 STATE HOUSE
317-232-6610

ROBERT D. ORR
GOVERNOR

April 19, 1985

Mr. Lou Cassale, Attorney
8300 Mississippi Street, Suite E
Merrillville, IN 46410

Dear Mr. Cassale:

This is in response to your inquiry regarding the propriety of paying members of the Little Calumet River Basin Development Commission.

The wording of IC 14-6-29.5-2(d) states in part "...Each appointed member is entitled to the minimum salary per diem as provided in IC 4-10-11-2.1(b)." and was last amended by P.L. 94-1984, SEC.1. IC 4-10-11-2.1(b) established the rate to be \$35.00 per day, "...or at any other amount as may be established by the general assembly after July 1, 1977." The only action from the general assembly occurred during the 1985 session which sets the rate to be \$50.00 per day on and after July 1, 1985. (H.E.A. No. 1458 SECTION 6)

Therefore, since IC 14-6-29.5-2(d) does not have language to limit the payment of funds, it is construed to mean that any appointed commission member who does not receive remuneration from any source of government funds would be entitled to claim the salary per diem, for each and every day they participate in commission business, at the then current rate. (\$35.00 through June 30, 1985 and \$50.00 thereafter until revised by the general assembly)

Also, it is our understanding that all payments to a person for mileage, if the rate is in excess of the federal rate (currently 20.5¢ per mile), must be reported to the federal government, as well as the salary per diem, if the total of the two items exceed \$600 in the calendar year, by using either a W-2 or form 1099.

I hope this has answered all of your questions. If not, don't hesitate to contact me.

Sincerely,

David N. Rihm, C.P.A.
State Budget Agency

DNR:plf:0342r

First Regular Session 104th General Assembly

PRINTING CODE: When a new section, chapter, article, or title is being added to the Indiana Code or the Indiana Constitution, the word **NEW** will appear in that style type in the introductory clause, and the text of the new provision will appear in roman type. When an existing statute or section of the Indiana Constitution is being amended, the text of the existing provision will appear in roman type, additions will appear in **this style type**, and deletions will appear in **this style type**. A **SECTION** that does not affect an existing statute or the Indiana Constitution will appear in roman type.

SENATE ENROLLED ACT No. 432

AN ACT to amend the Indiana Code concerning Little Calumet River basin development commission.

Be it enacted by the General Assembly of the State of Indiana:

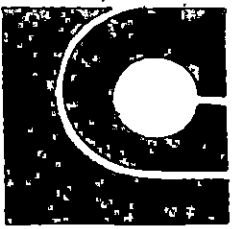
SECTION 1. IC 14-6-29.5-2, as amended by P.L.94-1984, **SECTION 1**, is amended to read as follows: **Sec. 2. (a)** There is hereby created as a public body corporate and politic a commission to be known as the Little Calumet River basin development commission. The commission may operate in the manner provided in this chapter only in that geographic area within and extending one (1) mile from the bank of the west arm of the Little Calumet River and Burns Waterway in Lake and Porter Counties, except that commission shall not have the power of eminent domain for the construction of marina facilities north of U.S. Highway 12 or south of that point where the west arm of the Little Calumet River meets Burns Waterway. The commission's activities north of U.S. Highway 12 and within and adjacent to Burns Waterway shall be restricted to those that it determines to be necessary for channeling and maintenance and for construction of breakwaters. "Burns Waterway" means the dredged channel in Porter County, Indiana, which connects the east and west arms of the Little Calumet River with Lake Michigan.

(b) The commission shall have ~~ten (10)~~ **eleven (11)** members, one (1) of whom shall be appointed by the board of county commissioners of Lake County; one (1) of whom shall be appointed by the board of county commissioners of Porter County; one (1) of whom shall be appointed ~~jointly by majority vote of mayors by the mayor of Gary, Hammond, and East Chicago;~~ **one (1) of whom shall be appointed by the mayor of Hammond;** one (1) of whom shall be appointed by the director of the state department of natural resources; and the

remaining six (6) of whom shall be appointed by the governor of the state of Indiana.

(c) After the initial terms of the members, each appointee shall be appointed for a term of four (4) years, except that when appointed to serve an unexpired term, an appointee shall serve only until the end of that unexpired term. No more than ~~five (5)~~ six (6) members shall belong to the same political party. The governor shall make his appointments after all the others are made so that this requirement is feasible to implement. A member shall be eligible for reappointment.

(d) The commission shall meet on call of the chairman, the executive director, or any three (3) members. Any six (6) members shall constitute a quorum. Each member is entitled to reimbursement for traveling and other expenses as provided in the state travel policies and procedures, established by the department of administration and approved by the state budget agency. Each appointed member is entitled to the minimum salary per diem as provided in IC 4-10-11-2.1(b).



Little Calumet River Basin Development Commission

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TO: Members of the Legislative Council }

FROM: William Tanke, Chairman of the Little Calumet
River Basin Development Commission

DATE: April 30, 1985

The Little Calumet River Basin Development Commission would appreciate your assistance regarding the formation of a Study Committee to investigate the existing personal property tax on boats.

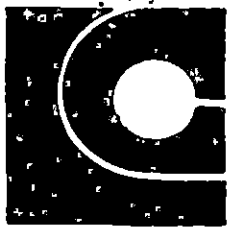
This Commission, as part of our agreement with the Corps of Engineers for construction of the breakwater at the mouth of Burns Ditch on Lake Michigan, is soliciting proposals for a 300-slip marina on Burns Ditch. It has been brought to our attention that the Indiana personal property tax on boats would jeopardize the marina in that no such tax exists in Wisconsin, Illinois or Michigan. Boat owners in Illinois who would be potential clients for the marina would go to Michigan or Wisconsin. The recreational and tourism potential of Lake Michigan would be greatly enhanced by removal of this tax. It is our opinion that tax revenue from additional employment and tourism dollars more than replaces the taxes lost.

Representative Budak has requested a study be made of this issue and we endorse her request and offer any assistance you deem necessary.

WT/sjm

Copies of above letter also sent to:

Senator Morris H. Mills
Senator Robert D. Garton
Representative J. Roberts Dailey
Representative Patrick J. Kiely
Mr. Charles Harris



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BID OPENING OF PROPOSALS FOR MARINA DEVELOPMENT

MAY 1, 1985

Attendees: Lou Casale, Attorney
Dan Gardner, Executive Director
George Schiller, Staff
Sandy Mordus, Staff

It is now 4:00 p.m. on the 1st day of May, 1985 and we are in the conference room of the Northwestern Indiana Regional Planning Commission, 8149 Kennedy Avenue, Highland, Indiana and about to open proposals received for the planning, construction, operation and maintenance of a marina to be located at Burns Waterway, Portage, Indiana, as stated in the "Advertisement for Proposals for the Development of a Marina in Porter County, Indiana" dated January 22, 1985.

My name is Lou Casale and I am the attorney for the Little Calumet River Basin Development Commission. We have received one (1) bid proposal. The outside label is Vic Kirsch Construction Company. The proposal is from the Portage East Marina, Inc., 6161 Burns Ditch, Portage, IN. 46368. The letter attached to the proposal is addressed to Dan Gardner and signed by Charles B. Truax, Vice President & Chief Engineer. The subject of the letter is "Conceptual Proposal for Marina Development on Burns Waterway in Portage, Indiana.

Three copies are enclosed. It is a multiple page document including specifications for piers and drawings. The identity of the owners are noted as a consortium of 1/3 owned by Old Dutch Sand Company, Inc., Vic Kirsch Construction Company, Inc., and Lefty's Coho Landing, Inc.

The bid will be reviewed and we will submit our findings at a public meeting of the Little Calumet River Basin Development Commission meeting.

There being no other proposals, the bid opening concluded at 4:10 p.m.

/sjm



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May 8, 1985

Mr. Garland Ferrell
Deputy Budget Director
State Budget Agency
212 State House
Indianapolis, Indiana 46204

Dear Mr. Ferrell:

We respectfully request to be placed on the Budget Committee agenda for your May meeting to discuss the funding needs of current development/management projects related to allotments of funds by the Budget Committee.

We are requesting the Budget Committee authorize, not the release of, but the authorization to draw down funds from \$400,000 of non-restricted appropriations (general fund - 1983-85 Biennium session) for the purpose of allowing project development and management expenditures.

These claims would be handled, if so allowed, in a similar manner to presently authorized land acquisition claims in that for a claim to be presented to the State Budget Agency for payment, the service or expenditure would first need to be approved by the Development Commission Finance committee and then the full Board. Adequate claim documentation would need to be supplied to be eligible for submission and all appropriate competitive bid procedures and regulations satisfied prior to any Board approvals. Previously approved dedicated allotments (cigarette tax monies) by the Budget Committee would continue to be used as allotted for our continuing land acquisition program.

The situation is that all funds currently allotted for draw down are restricted to land acquisition purposes and that any development/management related expenditures (i.e. property and structures insurance, fencing, any recreation facility development, repairs to structures or facilities, management or maintenance activities) must be drawn from available administrative funds.

These funds, which must cover administrative costs, normal legal fees, salary expenditures, office rental and support services, meeting expenses, commissioners' expenses and travel related costs, are not sufficient nor appropriate to meet these development/management related costs. We need and request the Budget Committee authorize the use of the \$400,000 appropriated from general funds in the 1983-85 biennium budget session for this purpose. This \$400,000 was previously requested to cover the estimated construction cost of the Burns Waterway Breakwater project, but the construction bid and progress to date leads us to believe no cost overruns will occur, thus keeping the non-federal project share to within the \$1,768,800 appropriated for that project purpose in the 1983-85 Biennium Budget, of which \$1,542,500 has been allotted.

The developments at Lake Etta Park site jointly with the Lake County Park Department and the Burns Waterway Breakwater/Marina project with the Corps of Engineers and a private development corporation are central to our needs to access some monies to meet development and management responsibilities. Our proposal to the Budget Committee would allow us to meet these responsibilities and yet only access funds for actually incurred expenses.

If approved, the Commission would operate on a functional fund budget as outlined below:


<u>COMMISSION ACTIVITY</u>	<u>FUND SOURCE</u>
1) Administration of commission and projects	● Interest from originally-invested \$700,000 ● Lease income farmland property
2) Project land acquisition (1,300 acres acquired)	● Allotted Cigarette Tax Fund monies remaining (\$1,298,000 remaining) ● (Future - Allotments of general fund appropriations)
3) Development/Management projects expenses	● \$400,000 General Fund monies (1983-85 Biennium appropriation) ● (Future general fund allotments)
4a) Burns Waterway Breakwater construction	● Appropriated \$1,768,800; Allotted \$1,542,500
4b) Related marina construction	● Public land acquisition, utility extension ● Private development proposed for marina facilities

Mr. Garland Ferrell
May 8, 1985
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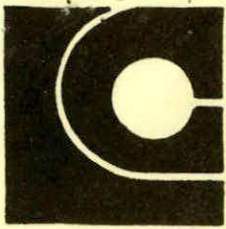
This would commit all previously appropriated monies through the 1983-85 General Assembly session for draw down purposes on a reimburseable claim basis. We would anticipate appearing before the Budget Committee toward this calendar year to again update the Committee on the project's status and address needs relative to the \$3,000,000 appropriated in the 1985 budget.

Thank you for your consideration in this matter and your cooperation in the past. Please call me if you have any questions or need further information.

Sincerely,


Dan Gardner
Executive Director

DG/sjm



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LAND ACQUISITION/MANAGEMENT MEETING

5:15 p.m.
MAY 16, 1985

1. Insurance approval
2. Lake Etta
 - A. Catfish Bay appraisal
 - B. IXL land trade discussion
 - C. Encroachments on 29th Avenue
3. Closings
 - A. Mercantile Bank - Parcel #36
 - B. Bethlehem Steel update
 - C. Discussion on lots being purchased
4. Acquisition Status
 - A. Whole Truth True Holiness Church
 - B. Don Ewen
 - C. County owned properties since last tax sale
5. Letter from Mayor McDermott regarding Kennedy Park joint venture with City of Hammond and the Hammond Park Department.
6. Other Issues
 - A. Lake Etta
 - (1) Water Line
 - (2) Fencing & Landscaping
 - (3) Electrical
 - (4) Truck & Tractor
 - (5) Drawings for control building



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WILLIAM TANKE, Chairman
Porter County Commissioners
Appointment

MICHAEL DOYNE, Vice-Chairman
Governor's Appointment

JOHN DEMEO, Secretary
Governor's Appointment

DOYLE NIEMEYER, Treasurer
Governor's Appointment

CHARLES AGNEW
Governor's Appointment

CLYDE BAUGHARD
Governor's Appointment

MARTIN BEHNKE
Lake County Commissioners'
Appointment

GEORGE CARLSON
Mayors of East Chicago, Gary
and Hammond Appointment

PHILIP JAYNES
Governor's Appointment

JERRY PAGAC
Dept. of Natural Resources'
Appointment

May 8, 1985

Mr. Garland Ferrell
Deputy Budget Director
State Budget Agency
212 State House
Indianapolis, Indiana 46204

Dear Mr. Ferrell:

We respectfully request to be placed on the Budget Committee agenda for your May meeting to discuss the funding needs of current development/management projects related to allotments of funds by the Budget Committee.

We are requesting the Budget Committee authorize, not the release of, but the authorization to draw down funds from \$400,000 of non-restricted appropriations (general fund - 1983-85 Biennium session) for the purpose of allowing project development and management expenditures.

These claims would be handled, if so allowed, in a similar manner to presently authorized land acquisition claims in that for a claim to be presented to the State Budget Agency for payment, the service or expenditure would first need to be approved by the Development Commission Finance committee and then the full Board. Adequate claim documentation would need to be supplied to be eligible for submission and all appropriate competitive bid procedures and regulations satisfied prior to any Board approvals. Previously approved dedicated allotments (cigarette tax monies) by the Budget Committee would continue to be used as allotted for our continuing land acquisition program.

The situation is that all funds currently allotted for draw down are restricted to land acquisition purposes and that any development/management related expenditures (i.e. property and structures insurance, fencing, any recreation facility development, repairs to structures or facilities, management or maintenance activities) must be drawn from available administrative funds.

These funds, which must cover administrative costs, normal legal fees, salary expenditures, office rental and support services, meeting expenses, commissioners' expenses and travel related costs, are not sufficient nor appropriate to meet these development/management related costs. We need and request the Budget Committee authorize the use of the \$400,000 appropriated from general funds in the 1983-85 biennium budget session for this purpose. This \$400,000 was previously requested to cover the estimated construction cost of the Burns Waterway Breakwater project, but the construction bid and progress to date leads us to believe no cost overruns will occur, thus keeping the non-federal project share to within the \$1,768,800 appropriated for that project purpose in the 1983-85 Biennium Budget, of which \$1,542,500 has been allotted.

The developments at Lake Etta Park site jointly with the Lake County Park Department and the Burns Waterway Breakwater/Marina project with the Corps of Engineers and a private development corporation are central to our needs to access some monies to meet development and management responsibilities. Our proposal to the Budget Committee would allow us to meet these responsibilities and yet only access funds for actually incurred expenses.

If approved, the Commission would operate on a functional fund budget as outlined below:

<u>COMMISSION ACTIVITY</u>	<u>FUND SOURCE</u>
1) Administration of commission and projects	● Interest from originally-invested \$700,000 ● Lease income farmland property
2) Project land acquisition (1,300 acres acquired)	● Allotted Cigarette Tax Fund monies remaining (\$1,298,000 remaining) ● (Future - Allotments of general fund appropriations)
3) Development/Management projects expenses	● \$400,000 General Fund monies (1983-85 Biennium appropriation) ● (Future general fund allotments)
4a) Burns Waterway Breakwater construction	● Appropriated \$1,768,800; Allotted \$1,542,500
4b) Related marina construction	● Public land acquisition, utility extension ● Private development proposed for marina facilities

Mr. Garland Ferrell
May 8, 1985
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This would commit all previously appropriated monies through the 1983-85 General Assembly session for draw down purposes on a reimburseable claim basis. We would anticipate appearing before the Budget Committee toward this calendar year to again update the Committee on the project's status and address needs relative to the \$3,000,000 appropriated in the 1985 budget.

Thank you for your consideration in this matter and your cooperation in the past. Please call me if you have any questions or need further information.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dan Gardner", written in a cursive style.

Dan Gardner
Executive Director

DG/sjm

PLEASE SIGN

ATTENDANCE ROSTER

Name of meeting: LCRBDC

Date: 5-16-85

	NAME (please print)	Organization and/or Address	
1	Robin Fornoff	Post-Tribune	1
2	DAN RODRIGUEZ	Congressman Misclosky	2
3	Nancy Banks	The Times	3
4	BILL HENDERSON	LCO DRAIN BOARD & SURF ^{STREET}	4
5	MARY JANE ZAK	SOUTH SHORE MARINA Inc	5
6	David Zak	" " "	6
7	Pete ZAK	" " "	7
8	Ma Vander Heyden	Dyer Const Co	8
9	Senator Potente		9
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ABSENT.
Belinda De Moor Payne

Dan Sandy George

Chairman:

Location: