

Little Calumet River Basin Development Commission

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

Sandy

✓ **ARLENE COLVIN, Chairperson**
Mayor of Gary's
Appointment

✓ **GEORGE CARLSON, Vice-Chairman**
Mayor of Hammond's
Appointment

✓ **CLYDE BAUGHARD, Treasurer**
Governor's Appointment

✓ **WILLIAM CRITSER, Secretary**
Governor's Appointment

✓ **CHARLES AGNEW**
Governor's Appointment

✓ **NATHANIEL LEONARD**
Lake County Commissioners'
Appointment

✓ **STEVE DAVIS**
Dept. of Natural Resources'
Appointment

✓ **JOHN DEMEO**
Governor's Appointment

✓ **DAVID SPRINGMAN**
Governor's Appointment

✓ **WILLIAM TANKE**
Porter County Commissioners'
Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

MEETING NOTICE

THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN DEVELOPMENT
COMMISSION
AT 6:30 P.M. THURSDAY, MAY 2, 1991
AT THE OFFICE OF THE
REGIONAL PLANNING COMMISSION
8149 KENNEDY AVENUE
HIGHLAND, INDIANA

A G E N D A

Pages

1. Call to Order by Chairperson Arlene Colvin
2. Recognition of Visitors, Guests
3. Approval of minutes of April 4th meeting
4. Executive Director's Report

• **Staffing Report**

- > Introduction of Betty Burrus as Assistant Land Acquisition staff
- > Summer intern - Dave Stratman from I.U. Bloomington

• **Procurement of Commission Consulting Engineering firm**

5. **Reports of Standing Committees**

A. **Finance/Policy Committee - Clyde Baughard, Treasurer**

- Financial status report
- Approval of claims for April, 1991
- Other issues

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*Mock plaque
"jacket
you believe
up blue show*

June 6

B. Legislative Committee - George Carlson, Chairman

- Federal Budget Status
- State Legislative session report
 - 1991-93 biennium budget
 - Commission request for allocation of 1987-89 biennium \$2,000,000 for project purposes
- Other issues

8-11

C. Interim Flood Relief Projects Report - Clyde Baughard, Chairman

- Conrail R.R. Culverts Project
 - Bid Opening Monday, April 29th
 - Award recommendation
- Erie R.R. Bridge
 - Bridge removal quotes
 - Town of Highland obstruction removal
- Communities Levee Inspection
- Other issues

no file received

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D. Land Acquisition/Management Committee - Charles Agnew, Chairman

- Committee meeting at 5:30 p.m.
- Appraisals, offers, acquisitions, recommended actions
- State Highway projects situation
- Letter from John Simpson regarding permits
 - Project construction permits - State DNR
- Other issues

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E. Breakwaters/Marina Committee - Bill Tanke, Chairman

- Initial Memo of Understanding between Development Commission and City of Portage
- City of Portage RFP for environmental study for Portage Burns Waterway marinas
- Sandmining specifications for bidding
- Other issues

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6. Statements to Board from the floor

7. Set date for next meeting, adjournment

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:30 P.M. THURSDAY, APRIL 4, 1991
AT THE COMMISSION OFFICES
8149 KENNEDY AVENUE, HIGHLAND, INDIANA

Chairperson Arlene Colvin called the meeting to order at 6:45 p.m. Ten (10) Commissioners were present. Quorum was declared and guests were recognized.

Development Commissioners:

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

Staff:

Dan Gardner
Lou Casale, Attorney
Bruce Stouffer
Sandy Mordus

Visitors:

Phil Wieland - The TIMES
Pete & M.J. Zak-S. Shore Marina
George Bunce - Griffith Izaak
Walton League
Courtney Van Lopik -
Portage Journal
Joseph Conn - Post Tribune
Mike VanderHeyden - Dyer
Construction
Ernie Niemeyer - Lake County
Commissioner
Herb Read - Porter Cty. IWLA
Dick Wawrzyniak - DNR
Bob Huffman - Munster

A motion was made by Clyde Baughard to approve the minutes of the March 7th meeting; motion seconded by Bill Crister; motion passed unanimously.

Attorney Lou Casale spoke on the addendum to the Local Cooperation Agreement. He informed the Board members that the addendum did not change the LCA in substance - only in form. Mr. Tanke made a motion to approve the addendum dated March 19, 1991; motion seconded by Clyde Baughard; motion passed unanimously.

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

Mr. Baughard informed the Board members that the account that the Little Calumet River Basin Commission had has been closed out in their name and transferred to the Development Commission.

Calumet National Bank holds the 30 day CD note for \$211,786.43. These monies have been earmarked for the ConRail culvert project that the Basin Commission spearheaded before their sunset.

Legislative Committee - Committee Chairman George Carlson referred to the newspaper articles contained in the agenda packet. He stated that Congressman Visclosky had appeared before the Appropriations Subcommittee on Energy & Water Development in Washington, seeking \$8.7 million for northwest Indiana - \$6.5 million going toward the construction of the Little Calumet River flood control project.

Mr. Carlson also informed the Board that \$2 million has been recommended for the Development Commission in the Senate Bill for this biennium. That bill has not, however, been approved, nor is any money recommended in the House version. With the State budget constraints existing, there is reason to be concerned. Staff has written several letters addressing the Commission's concern and reiterating the critical need for \$3 million this biennium in order to stay on schedule with the Corps schedule. Construction is slated for this spring. Mr. Gardner stated he has just recently returned from Indianapolis where he had a few brief minutes with several legislators. He felt there was a lot of uncertainty this biennium; the big issue seems to be on education. He urged Commissioners to contact their area legislators for their support. Even if the Commission could live with less than the requested amount, no funding this biennium would be a serious setback. That would not send a good message to Washington of the State's contribution toward the project. With the Federal budget passing Committee and construction coming, a critical need exists.

Mr. Gardner reported that the Corps has requested an additional \$149,000 for the cash contribution to be placed in escrow. John DeMeo made a motion to draw down the requested \$149,000 and place in the escrow account; motion seconded by William Tanke; motion passed unanimously.

Interim Flood Control Committee - Mr. Baughard reported that a Notice to Bidders was sent out for the ConRail culvert replacement project. Bid opening will be April 29th.

Mr. Casale reported that the flood wall at Tri State is in place and complete. At Tri State's request and expense, a fence was also added.

Mr. Gardner informed the Commission that a low spot in the levee in an area east of Indianapolis Blvd. by the pumping station exists. The town of Highland is attempting to get a waiver from DNR to add dirt to bring it up to grade of the levee on either side.

Land Acquisition/Management Committee - Committee Chairman Chuck Agnew informed the Commission that Pete Zak traveled the river by boat from Grant St. to Clark Road to check obstructions. He submitted a report and video to staff of what areas he observed that needed cleaning.

Mr. Agnew also informed the Board that a letter of request was received by Dyer Construction asking permission to do mining of clay on Commission-owned properties between Cline and Grant. After Committee discussion, it was decided that it was not advantageous to the Commission to allow clay mining and the proposal did not enhance the project purposes of the Commission. Mr. Agnew made a motion to deny clay mining; motion seconded by Clyde Baughard; motion passed unanimously.

Mr. Gardner introduced Ernie Niemeyer, Lake County Commissioner, to the Board. Mr. Niemeyer came to the meeting to personally grant a Commissioners' Deed to the Board for requested property (4 lots) needed for the project area. Staff had earlier forwarded this request to the Board of Commissioners for them to deed these lots to the Development Commission. Mr. Agnew made a motion to accept the resolution and transferred lots from the Lake County Commissioners; motion seconded by Nathaniel Leonard; motion passed unanimously. Bruce Stouffer added that there has been a total of 72 lots now deeded to the Commission in the project area from the County. Mr. Gardner took the opportunity to personally thank Mr. Niemeyer for his many years of dedicated support to the Little Calumet River project - not only in his role as Lake County Commissioner but in his role as State Senator.

Mr. Gardner referred to the Corps memo in the agenda packet regarding the construction schedule for the east reach levee construction. Right-of-way drawings and project construction sequence is still needed by the Corps. The current Corps schedule as of March 20 is:

(Stage I is non-structural work)
Stage II: Grant St. to Martin Luther King Drive:
 Phase 1 - Harrison to Broadway (North)
 Phase 2 - Grant to Harrison (North)
 Phase 3 - Grant to Martin Luther King Drive (South)
 Phase 4 - Broadway to Martin Luther King Drive (North)
Stage III: Chase to Grant (North and South)
Stage IV: Cline to Chase

Mr. Gardner reported that there has been two meetings at the Urban League in Gary with interested area contractors. The Corps will handle the Federal Bidding process. They will notice us and we will provide information to general public. There is great interest from area contractors.

Marina/Breakwaters Committee - Committee Chairman Bill Tanke gave the marina report. Discussion took place on the strategic plan put together by staff to allow a partnership between the city of Portage and the Development Commission to build a public marina with funds from the Lake Michigan Marina Development Commission (Portage funds) and revenue bonding (the Development Commission). Mr. Tanke made a motion at this time to endorse the plan; motion seconded by John DeMeo; motion passed unanimously. There has been several meetings already involving the Corps, the city, DNR, the Commission and the Congressman. Future meetings are planned. By the end of April, there must be a game plan in place or a level of commitment to build the public marina. A commitment to dredge is needed from the Corps. As soon as an agreement is formed and a formalized plan is in place, staff will make it available to Commission.

Staff will proceed with procuring bids for sand removal and vacation of Crisman Road from north of NIPSCO right-of-way to the intersection of U.S. 12.

Statements from the floor - Commissioner Niemeyer informed the Commission that a Storm Water Management Board has been formed to meet regularly to address consistent drainage problems. We will notified of those meetings.

Mr. Vander Heyden from Dyer Construction pressed the Board for explanation of the mining denied. He was informed that the Corps is setting the technical specifications that is needed for the project. Land will be used for recreational purposes. If a hole were to be dug, it would create a liability. Until actual construction begins, it is not known what the Corps will still need from the Commission. The land is being purchased with State money and belongs to the State; therefore, it is not felt that we could allow outside interests to mine from it.

Herb Read, IWLA, supported the Commission on its decision not to allow mining on the lands. He stated he will talk to legislators and encourage support of our \$3 million budget request.

George Bunce stated he supported our budget request and also agreed with the Commission's decision to not allow any mining. He questioned the Commission's wisdom on requesting bids for sand removal and then perhaps, having to turn around later on and buy sand for beach nourishment.

LCRBDC Minutes
April 4, 1991
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There being no further business, the meeting was adjourned at 7:55 p.m. The next meeting was scheduled for May 2, 1991.

/sjm

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

MERCANTILE NATIONAL BANK

JANUARY 1, 1991 - MARCH 31, 1991

CASH POSITION - JANUARY 1, 1991

CHECKING ACCOUNT	
LAND ACQUISITION	\$ 190,340.89
GENERAL FUND	117,719.92
TAX FUND	1,792.04
INVESTMENTS	<u>916,500.00</u>
	\$1,226,352.85

RECEIPTS - JANUARY 1, 1991 - MARCH 31, 1991

LEASE RENTS	\$ 7,975.00
INTEREST	21,146.47
LAND ACQUISITION	187,633.93
TAX FUND	<u>718.88</u>
	\$ 217,474.28

DISBURSEMENTS - JANUARY 1, 1991 - MARCH 31, 1991

1990 EXPENSES PAID IN 1991	\$ 14,037.34
ADMINISTRATIVE SERVICES	
LEGAL SERVICES	626.66
NIRPC	10,486.20
TRAVEL & MILEAGE	44.16
PRINTING & ADVERTISING	29.81
BONDS & INSURANCE	12.50
MEETING EXPENSE	529.80
L/A PROFESSIONAL SERVICES	
LEGAL SERVICES	4,554.00
APPRAISAL SERVICES	2,380.00
LAND MANAGEMENT SERVICES	4,310.80
OPERATIONAL SERVICES	16,450.00
LAND PURCHASE CONTRACTUAL SERVICES	2,732.11
L/A PROPERTY/STRUCTURES	
PROPERTY & STRUCTURES ACQUISITIONS	58,371.00
TAXES	249.63
MISCELLANEOUS EXPENSES	<u>527.43</u>
TOTAL DISBURSEMENTS:	\$ 115,341.44

CASH POSITION - MARCH 31, 1991

CHECKING ACCOUNT	
LAND ACQUISITION	\$ 291,645.23
GENERAL FUND	17,218.33
TAX FUND	3,622.13
INVESTMENTS	<u>1,016,000.00</u>
	\$1,328,485.69



**NORTHWESTERN INDIANA
REGIONAL
PLANNING COMMISSION**

8149 Kennedy Ave.
Highland, Indiana 46322

219-923-1060
312-731-2646

DATE: APRIL 2, 1991

ORGANIZATION: LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION

CONTRACT NO: P1.06

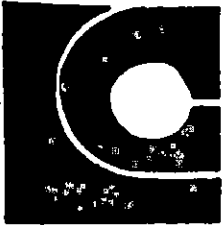
CONTRACT CODE: 952.

PROJECT: FOR SERVICES PERFORMED DURING MARCH 1991

INVOICE NO: 3/3

I N V O I C E

SALARIES AND FRINGE BENEFITS: DAN GARDNER & SANDY MORDUS	\$ 5,000.00
ROOM RENTAL FOR ADDITIONAL LCRBDC STAFF	225.00
ACCOUNTING SERVICES	150.00
TELEPHONE: LOCAL SERVICE	90.00
TELEPHONE: BILLABLE CHARGES (ATTACHMENTS)	79.66
POSTAGE	145.57
COPYING CHARGES @ \$.05 PER COPY	62.10
GRAPHICS/PRINTING TIME @ \$18.00 PER HOUR (ATTACHMENTS)	108.00
STAFF MILEAGE/EXPENSES	-0-
OTHER CHARGES (ATTACHMENTS)	-0-
TOTAL MARCH 1991	\$ 5,860.33
OUTSTANDING PAYMENT DUE	-0-
TOTAL PAYMENT DUE	\$ 5,860.33



Little Calumet River Basin Development Commission

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

ARLENE COLVIN, Chairperson
Mayor of Gary's
Appointment

April 12, 1991

GEORGE CARLSON, Vice-Chairman
Mayor of Hammond's
Appointment

CLYDE BAUGHARD, Treasurer
Governor's Appointment

WILLIAM CRITSER, Secretary
Governor's Appointment

Mr. Frank Sullivan
Director
State Budget Agency
212 State House
Indianapolis, IN 46204

CHARLES AGNEW
Governor's Appointment

NATHANIEL LEONARD
Lake County Commissioners'
Appointment

STEVE DAVIS
Dept. of Natural Resources'
Appointment

JOHN DEMBO
Governor's Appointment

DAVID SPRINGMAN
Governor's Appointment

WILLIAM TANKE
Porter County Commissioners'
Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

Dear Mr. Sullivan:

The Little Calumet River Basin Development Commission respectfully requests to be placed on the agenda of the next regular meeting of the State Budget Committee. The purpose of this request is to obtain approval of the Budget Committee to make available to the Development Commission for claim drawdown the \$2,000,000 unallocated appropriation from the 1987-89 General Assembly biennium budget.

This request is necessitated by the approaching depletion of allocated funds available for claim drawdown to meet the growing obligations toward implementing the flood control/recreation plan with the U. S. Army Corps of Engineers. On April 11, 1991 a voucher was submitted for the amount of \$149,000. Payment of this claim will reduce available funds to \$390,082.64. The Federal budget currently contains \$6.5 million to begin this summer the Federal flood control construction. This construction activity is anticipated to increase dramatically over the next 5-6 construction seasons averaging some \$15-\$16 million in annual Federal work. This will result in correspondingly increased responsibilities on the part of the Development Commission.

Best current projections estimate that needed land acquisition, required utilities relocation for the first phase of construction, and required non-Federal

Mr. Frank Sullivan
April 12, 1991
Page 2

cash contributions will be in the range of \$1.5 million to \$2 million for the next fiscal year (October 1, 1991 - September 30, 1992). This necessitates the access to the \$2 million appropriation for claim drawdown purposes as required.

The Development Commission is excited over the long awaited Federal construction start this summer. This reality was only possible because of strong support of the Indiana General Assembly in legislation creating the necessary non-Federal sponsor agency (Development Commission) and in funding support to convince Congress to authorize and fund the Federal construction start. This support is greatly appreciated and not taken lightly. The Development Commission pledges to continue to work closely with the Budget Committee and Budget Agency staff as this project proceeds through construction.

Thank you for your consideration of this matter. Please let me know if any additional information is needed.

Sincerely,



Dan Gardner
Executive Director

/sjm

cc: Senator Michael Gery, Chairman
Garland Ferrell
Jeff Hoffman

Little Cal levees still lack funding

By PHIL WIELAND
Times Staff Writer

HIGHLAND — If the squeaky wheel gets the grease, the Little Calumet River Basin Development Commission intends to be very squeaky during the next couple of weeks.

The commission still is waiting for word on state funding for the flood control levees, which the U.S. Army Corps of Engineers plans to begin building this summer. The budget approved by the Democratic-controlled House had no money for the commission, but the Senate's proposed budget provides \$2 million.

Commission member George Carl-

son of Hammond said the project is in a state of confusion at the state level, and Gov. Evan Bayh's administration has shown very little leadership in getting the money appropriated.

Bayh has not taken an active role in moving the funding despite saying he was very much in favor of the project, Carlson said. Bayh twice stated his commitment to the project when he attended the ceremony signing the construction agreement with the corps and when he visited the flooded Wicker Park Manor area.

Carlson said the state has appropriated about \$13 million since 1975. The money was used to buy 88 percent of the land needed for the project and has

gone for other expenses. However, another \$9 million to \$10 million will be needed in state funds to complete the project over the next seven or eight years.

"Too much has been invested to let it default and fall by the wayside," he said. "In light of the experience at the Wicker Park Manor we don't need any more incentive to move ahead with the project. It ought to be an automatic appropriation."

Dan Gardner, the commission's executive director, said there is more uncertainty in the General Assembly than he has ever seen and that a lot of groups

See FUNDING, Page B-2

Official: Communities should maintain dikes

By RADA INDJICH
Times Staff Writer

HIGHLAND — It's up to the towns and cities through which the Little Calumet River passes to maintain dikes, and it makes sense in terms of self-preservation, according to a local official.

"It falls to the communities almost by default," said Dan Gardner, executive director of the Little Calumet River Basin Development Com-

See DIKES, Page B-2

Dikes

Continued from Page B-1

mission.

"Highland and Hammond and Munster have done that in the past," he said. "If they don't do it, then no one is doing it."

In November 1990, a flood devastated Highland's Wicker Park Manor subdivision, south of the river and east of Indianapolis Boulevard.

An investigation prompted by Gov. Evan Bayh blamed the flood on a portion of the dike that had been lowered during construction on a parking lot at the Tri State Coach Lines property, west of the subdivision.

The Indiana Department of Natural Resources recently built a dike to replace the one lowered on Tri State property. That portion only, through an agreement with the department, is maintained by the commission.

Town officials have acknowledged at least one low spot in the dike surrounding the subdivision, a dip near a pumping station in the northwest portion of the area.

Gardner said he spoke recently with Town Council President Dennis Tobin, 3rd.

"(Tobin) said he was hoping to get permission from the IDNR to put some additional material the town has in these low areas and do something active to protect that area from potential trouble," Gardner said.

Although the department and the Army Corps of Engineers are not responsible for the upkeep of the dike, the two agencies have regulatory powers concerning any work that would affect the dike, he said.

"To do any major work on the dike, permits would have to be issued," he said, "but Dennis was hoping to get a waiver under emergency authority in order to shore up low spots. He is trying to see if he can proceed."

Gardner also said he spoke to Jim Hebenstreit, assistant director of the Division of Water for the department.

"(Hebenstreit) said IDNR would try to work out details so the town could proceed," Gardner said. "The impression I got was that it was a do-able thing and that the town was intending to do something that needed to be done."

The Times, Fri, April 5, '91

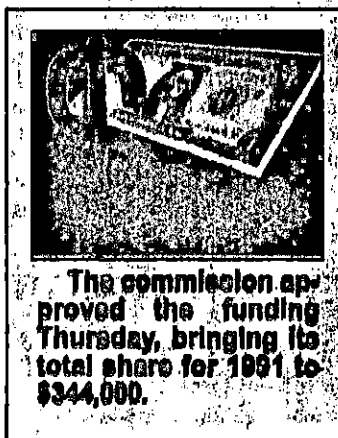
Little Calumet flood control project costs see increases

By PHIL WIELAND
Times Staff Writer

HIGHLAND - The total cost of the Little Calumet River flood control project has risen by \$17 million, and the Little Calumet River Basin Development Commission's share for 1991 went up \$149,000.

The U.S. Army Corps of Engineers sent a letter to the commission Wednesday asking for the additional money, saying it was needed because of higher-than-expected costs for engineering and design work for the project's recreational features. The commission pays for half of that work.

The commission approved the funding Thursday, bringing its total share for 1991 to \$344,000. The corps' letter said previous estimates of the commission's share were based on a total cost



estimate of \$75.2 million for the project.

That figure now has risen to \$92.3 million. Rep. Peter Visclosky, D-Ind., is asking for approval of \$6.5 million in federal funds for the project this year. The project will begin at Martin Luther King Drive in Gary, and it

will take seven or eight years to complete the work all the way to the Illinois state line.

Commission Executive Director Dan Gardner said the corps, which is handling all the design work, has not given a detailed description of the costs and the reasons for the increase.

Although concerned about keeping costs to a minimum, especially since it is uncertain if any state money will be provided in the two-year budget now being prepared in the General Assembly, Gardner said the commission will be able to cover the corps' funding request with money from previous state grants.

In other business, Gardner said the commission hopes to meet with Portage officials next week to try to agree on a plan for building a marina using a combi-

See FLOOD, Page B-2

Flood

Continued from Page B-1

nation of city funds and revenue bonds issued by the commission.

The corps has asked for a plan by the end of April from the city and the commission showing the financial commitment by each party and the schedule for the work. The corps wants the plan before agreeing to resume dredging the river channel.

City and commission representatives met last week and a consultant is expected to have a plan ready for

review next week. Gardner said the project cost has been estimated at \$6 million, but \$2 million was for the dredging. If the corps doesn't handle the dredging, the project will be too expensive.

The commission's share probably will have to be reduced to \$1.5 million to \$2 million for it to be feasible, Gardner said. The group also is seeking help from the Indiana Department of Natural Resources to cover costs for part of the project.

Group says no to hauling away clay

By PHIL WIELAND

Times Staff Writer

HIGHLAND — Having already been through one disaster caused by removing dirt near the Little Calumet River in Highland, the Little Calumet River Basin Development Commission wasn't about to risk another.

Therefore, the commission voted 10 to 0 Thursday to deny a request by Dyer Construction to mine clay along the river between Cline Avenue and Grant Street. Company President Mike Vander Heyden said he wanted the clay for several construction projects.

The flood that damaged more than 260 homes in Wicker Park Manor last November occurred when water flowed over a low spot in the levee created by construction of additional parking space at Tri State Coach Lines.

Commission member Charles Agnew said the commission has been asked to sell some of the land it has bought for the flood control project or allow other uses, but the re-

See GROUP, Page B-2

Group

Continued from Page B-1

quests have been turned down because the group wants to make sure everything is in place for the project.

The U.S. Army Corps of Engineers will begin building levees this summer. The \$92.3 million project will extend from Gary to the Illinois state line and take seven or eight years to complete. Work will begin at the east end from Martin Luther King Drive to Grant Street.

Agnew said the commission doesn't know what the corps will need for the project. Until it has more information, the only thing the commission will allow anyone to remove is buildings. The corps might be able to use the clay for the levee, he said.

Bruce Stouffer, the commission's agent for land acquisition and management, said the corps has taken samples of dirt in the area Dyer Construction wants to dig and found it to be unsuitable for the levee. The only area

that was suitable was too wet and would have to be dried first, Stouffer said.

Before the commission could allow anyone to dig or do anything else on land it owns, it must go through procedures governing public lands, said commission Executive Director Dan Gardner.

"You would need to prove what public good would come from your action," Gardner told Vander Heyden. "It is public land. If a hole is dug, it creates a liability. The area needs to be kept dry rather than make a lake."

Vander Heyden said he built part of the existing dikes along the river and used clay taken from there. He said the corps asked him where to get clay, and that he knows there is clay in the area where he proposed digging.

Commission member Clyde Baughard said if a decision was made to allow digging, the commission would have to seek public bids and the contractor would have to get permission from the corps.

River panel can't help with dike, member says

By RADA INDJICH
Times Staff Writer

HIGHLAND — Though Town Council members Monday discussed contacting the Little Calumet River Basin Development Commission about low spots in the dike surrounding Wicker Park Manor subdivision, one commission official said the group is not responsible for that area of the dike.

"As far as repairing any low spots in the dike, we haven't been asked to do so, and

we are not planning to do so," said Sandy Mordus, business coordinator for the commission.

"I would not think it is our responsibility," she said Tuesday. "I know that sounds like passing the buck, but that's not how it was intended."

Mordus said she did not know what would be done about the low spot near the pumping station at the subdivision's north end.

The subdivision's 263 homes, south of the Little Calumet River and east of Indi-

anapolis Boulevard, were devastated during a flood in November.

An investigation prompted by Gov. Evan Bayh concluded that a portion of the dike on Tri State Coach Lines property, was lowered when the firm built a parking lot in 1987, which caused the flood.

A new dike was built on the firm's property by the Indiana Department of Natural Resources. An agreement calls for the commission to maintain the new portion of the dike.

INDOT plans \$133 million in road improvements for N. W. Indiana

By PHIL WIELAND
Times Staff Writer

HIGHLAND - The state is planning \$133 million in highway improvements in the LaPorte District this year, including \$95 million in Lake, Porter, Jasper and Newton counties.

Frank DeRisi, LaPorte District director for the Indiana Department of Transportation, provided the latest list of planned improvements through 1996 and beyond Tuesday to the Transportation Policy Committee of the Northwestern Indiana Regional Planning Commission.

The list includes 94 projects this year, with 34 in Lake County and 16 in Porter accounting for more than \$90 million. Interstate 80/94 will be the biggest beneficiary of the state's largesse, with the interchanges at Calumet and Kennedy Avenues totaling almost \$40 million and the resurfacing of the expressway from Ind. 51 to U.S. 421 costing more than \$29 million.

DeRisi said INDOT now has plans to spend about \$800 million over the next several years in the district, but the state is yet to release its plans for one very important aspect of Northwest Indiana's

highways of the future - congestion relief.

Lake County Council President Robert Crossk, D-Hobart, asked DeRisi where the proposed south suburban expressway fit into the schedule. DeRisi said planning for the expressway and for other highway improvements to ease traffic on the Borman are awaiting completion of the federally funded congestion relief study.

"Until the study consultants come out with their recommendations, if we come out with any statements it will confuse or muddle the situation," DeRisi said. "We hope what comes out of the study will be something we can use for the next two to four years. We are looking for relief as quickly as we can."

While the south suburban expressway - expected to extend to the Illinois line south of U.S. 30 from either Interstate 65 or as far east as U.S. 421 - will help relieve traffic on the Borman, DeRisi said it will not provide the immediate solution that is needed.

He said the district has drawn up its own plans for improvements to area roads that it feels will help solve the traffic problems, but it is

waiting to present them until after the study sponsored by Sen. Richard Lugar, R-Ind., is done.

The study's policy committee will meet today to go over the consultant's preliminary findings, and a report is expected by mid-May. It is hoped the report's recommendations can be incorporated in the new five-year federal transportation funding bill now being drafted in the Congress.

DeRisi said the Kennedy Avenue interchange contract now is scheduled to be awarded in May. The Indianapolis Boulevard interchange contract will be awarded in December and is expected to cost about \$20 million. Burr Street is slated for a June 1992 award and Cline Avenue in January 1994.

The department still hopes to finish the Kennedy interchange before the end of the year to avoid overlapping it with the Indianapolis project.

DeRisi said the department is working with the U.S. Army Corps of Engineers to coordinate the Indianapolis interchange with the corps' plans to raise the Indianapolis bridge over the Little Calumet River as part of the \$92.3 million flood control project.



INDIANA DEPARTMENT OF NATURAL RESOURCES

PATRICK R. RALSTON, DIRECTOR

Division of Water
2475 Directors Row
Indianapolis, Indiana 46241
317-232-4160
FAX: 317-241-8771

April 11, 1991

Dan Gardner
Executive Director
Little Calumet River Basin
Development Commission
8149 Kennedy Ave.
Highland, IN 46322

Dear Dan:

My staff informs me that you had requested a statement on the amount of time we need to process an application for construction in a floodway.

With the spring rush of applications and the shortage of staff, it is taking us from 90 to 120 days to process an application from the time we receive all of the information. Included in this time is the notification of adjacent property owners and their thirty day period in which to make comments. Be advised that if 25 or more people request a public hearing prior to Department action in accord with IC-14-3-16 the review time will be considerably longer. You should also be aware that following Department action any of the affected party could object to the issuance of the permit which would put the permit into hearings under the Administrative Adjudication Act.

There is one item that you could prepare while waiting for the Corps of Engineers to furnish you the material needed for an application. You could prepare a list of names and addresses of the adjacent property owners which every applicant must submit with the application. An adjacent property owner is being defined in a rule making procedure as"adjacent to the affected real property means real property located within one-quarter (1/4) mile of the site of an application and owned by a person, other than the applicant, which shares a common border or common point with the exterior boundary of the property where the licensed activity would take place. Included is property which would share a common border if not for the separation caused by a highway, road, or railroad".

I trust that this is the information you requested.

Sincerely,

John N. Simpson, P.E.
Director
Division of Water

JNS/RLW/dm

"EQUAL OPPORTUNITY EMPLOYER"



PRINTED ON RECYCLED PAPER

15

APR 16
29th

MEMORANDUM OF UNDERSTANDING BETWEEN
THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
AND THE CITY OF PORTAGE

WHEREAS, The Little Calumet River Basin Development Commission is the local sponsor for an Army Corps of Engineers Project to develop a breakwater at the mouth of Burns Waterway, and;

WHEREAS, The Little Calumet River Basin Development Commission, pursuant to a Local Cooperation Agreement with the Army Corps of Engineers, is obligated to provide a public access Marina with launch lanes and appurtenant ancillary facilities, and;

WHEREAS, in furtherance of said obligation, The Little Calumet River Basin Development Commission has acquired approximately 18 acres of land along Burns Waterway, and;

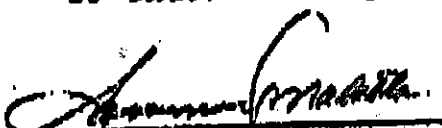
WHEREAS, the undersigned desire to develop said public access marina, launch lanes and appurtenant ancillary facilities as a joint venture project.


IT IS NOW, THEREFORE, PRELIMINARILY UNDERSTOOD AND AGREED THAT:

1) The Little Calumet River Basin Development Commission and The City of Portage will, with due diligence, endeavor to joint venture in the design, construction, operation, and maintenance of a public access Marina, launch lanes and ancillary facilities pursuant to a Local Cooperation Agreement between said Commission and the Army Corps of Engineers on land owned by The

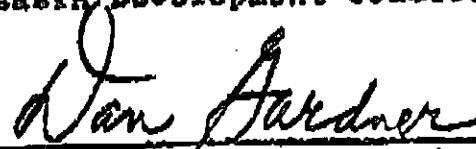
Little Calumet River Basin Development Commission and such other land which the parties deem necessary to fulfill said obligation.

2) In furtherance of the above delineated joint venture, the undersigned will endeavor to develop an Inter-Local Government Agreement for submission to The Little Calumet River Basin Development Commission and The City of Portage within 45 days of the execution of this Memorandum of Understanding.


SAMMIE MALETTA, Mayor
of the City of Portage


WILLIAM TANKE, Little Calumet River
Basin Development Commission


JOHN T. HANNON,
City Engineer, City
of Portage


DAN GARDNER, Little Calumet River
Basin Development Commission


Charles A. Moseley
Chairman Port Authority,
City of Portage

Prepared by: LOUIS M. CASALE, Attorney for the Little
Calumet River Basin Development Commission
8200 MISSISSIPPI STREET, SUITE 7
MERRILLVILLE, IN 46410

City planning public marina

Marina plans might get city some dredging, says corps of engineers

By Jim Masters

The city of Portage has until April 15 to provide the U.S. Army Corps of Engineers with a feasibility study for a 250-slip marina on the Portage-Burns Waterway, according to Mayor Sammie L. Maletta.

If the city does not show the corps of engineers an earnest attempt to get a public

marina off the ground, such as a feasibility study, then the city can forget about enticing them into dredging the waterway anytime this year.

The waterway's depth at the mouth to Lake Michigan is currently acceptable to the passage of boats which normally traverse there despite recent reports to the contrary.

However, waterway depth is not a stable thing, as floods, a common occurrence this time of year, bring silt deposits up the waterway to the channel's mouth creating sand bars.

Hopefully for the boating community, the sand bars eventually wash away, like they

have recently, but sometimes dredging is the only answer.

Although boats can make safe passage on the waterway, local boating entities, such as the Portage Port Authority, say the waterway could benefit by dredging throughout its Portage banks.

See - MARINA - page 12

Marina

The corps of engineers is the logical choice for dredging, as it is legally responsible for about the first quarter-mile of the waterway from Lake Michigan.

Nevertheless, the corps of engineers reserves the right to dredge where it wants whenever it wants. And right now, it's choosing not to dredge in Portage for reasons more than four years old.

At the time the corps of engineers constructed a breakwater on Lake Michigan near the waterway's entrance, they received assurances that the Little Calumet River Basin Development Commission would construct a 250-slip marina. The Little Calumet commission got the breakwater it wanted, but the corps never got the marina it was promised.

The hang-up? Money, of course.

The state has agreed to fund Portage-based marina development projects, but through the Lake Michigan Marina Development Commission, of which the city is a member, not the Little Calumet commission.

Whether Portage and the Little Calumet commission constructs a marina jointly or separately, it apparently bears no consequence to the corps of engineers. The corps of engineers just wants something done along the lines of a public marina project before it dredges a waterway where there currently is no public access.

Maletta said the city doesn't get enough funding from the marina commission to go it alone on a marina project. In addition, the grants usually require a local match.

Maletta said the city has looked to Build In-

diana funds, but has no idea if or when Portage will receive any of that money.

The local match could come in the form of bond revenues that the Little Calumet commission has authority to raise.

"We are supporting a public marina if the Little Calumet commission doesn't get something underway in Portage," said Maletta. "If not, Portage must proceed jointly or on our own. This thing has been dragged out too long."

Maletta, Little Calumet chairman Dan Gardner, First District U.S. Congressman Pete Visclosky (D-Merrillville) and port authority representatives met with corps of engineers officials in Chicago on March 15 to discuss the marina/dredging situation.

Maletta said he thought the meeting was successful in reinforcing the city's support for

a public marina, but some tangible proof of such intentions is what the corps of engineers appears to be waiting for.

"The way they're talking, they're not doing anything until we formulate a plan to build a marina," said Maletta.

Maletta pointed to another potential stumbling block in the quest for a public marina.

Eighteen acres of land the Little Calumet commission owns on the waterway might not be large enough to hold an excavated basin for 250 slips, areas for launch ramps and necessary facilities, according to Maletta.

"I think we'll need to look at an alternative site," said Maletta. "We'll just keep working with Dan Gardner to make sure something happens."

(Courtney Van Lopik contributed to this story).

From page 1

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Thurs. March 28

Portage
Journal
Press

Little Cal Commission wants city marina

By Courtney Van Lopik and Jim Masters

The Little Calumet River Basin Development Commission has endorsed a concept calling for its participation in a joint public marina project with the city of Portage.

Although the final agreement is yet to be hammered out, Portage is expected to be a funding partner with the Little Cal Commission for a small boat harbor to be excavated adjacent to the Portage-Burns Waterway.

The Little Cal Commission's revenue bonding power and possibly grants from the Indiana Department of Natural Resources (DNR) should provide much of the funding for the marina. The city's Lake Michigan Marina

Development Commission money would cover the balance of the costs.

The pending agreement represents a sink or swim scenario for the two entities.

In Portage's case, enticing the U.S. Army Corps of Engineers to dredge the waterway prompted the marriage with the Little Cal commission.

The Little Cal commission has been stymied for the past four years in its efforts to construct a public marina, which it promised in exchange for the corps of engineers constructing a breakwater on Lake Michigan.

The corps of engineers maintains it won't dredge the waterway until it sees a public marina.

State lawmakers have refused to fund Portage-based marina projects through no other sources but the marina commission.

Thus, the city and the Little Cal commission had no choice but to join forces.

The Little Cal commission put its stamp of approval on the concept at its April 4 meeting.

A formal agreement between the Little Cal commission and Portage is expected to be reached sometime this week.

Subsequently, the Portage/Little Cal "coalition" should advertise for bids for sand removal, said Bill Tanke, chairman of the Little Cal commission's Breakwater/Marina Committee at the April 4 meeting.

Tanke also voiced concern about the Northern Indiana Public Service Company's (NIPSCO) gas lines and overhead towers where the parking lot is planned.

It's still unclear where the proposed public marina will be located. Portage Mayor Sammie Maletta recently voiced concern that an 18-acre parcel owned by the Little Cal commission is not large enough for a large-scale marina project.

The marina initially proposed by the Little Cal commission consisted of 350 slips.

Portage and the Little Calumet commission reportedly have until April 26 to present formal plans to the corps of engineers. If dredging is to become a reality anytime this year,

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
MONTHLY BUDGET REPORT
APRIL 30, 1991

ACCOUNT	DESCRIPTION	BUDGET AMOUNT	AMOUNT PAID PREVIOUSLY	UNPAID BALANCE	AMOUNT READY FOR PAYMENT	PROJECTED BALANCE
5119	PER DIEM EXPENSES	\$16,000.00	0.00	16,000.00	0.00	\$16,000.00
5311	LEGAL EXPENSES	7,500.00	909.99	6,590.01	283.33	6,306.68
5312	NIRPC SERVICES	94,000.00	11,664.86	82,335.14	5,860.33	76,474.81
5323	TRAVEL & MILEAGE	7,500.00	44.16	7,455.84	108.48	7,347.36
5331	PRINTING & ADVERTISING	2,000.00	29.81	1,970.19	83.48	1,886.71
5341	BONDS & INSURANCE	7,500.00	12.50	7,487.50	0.00	7,487.50
5361	EMERGENCY MAINTENANCE COSTS	3,000.00	0.00	3,000.00	0.00	3,000.00
5399	MEETING EXPENSES	2,500.00	529.80	1,970.20	210.00	1,760.20
5410	LEGAL SERVICES	50,000.00	7,380.00	42,620.00	3,954.00	38,666.00
5420	PROFESSIONAL SERVICES	250,000.00	54,202.79	195,797.21	7,923.69	187,873.52
5430	PROJECT LAND PURCHASE COSTS	3,902,705.00	77,313.20	3,825,391.80	649.48	3,824,742.32
5440	PROPERTY/STRUCTURES INSURANCE	25,000.00	14,193.00	10,807.00	0.00	10,807.00
5450	UTILITY RELOCATION COSTS	100,000.00	0.00	100,000.00	0.00	100,000.00
5460	PROJECT LAND CAPITAL IMPROVEMENTS	150,000.00	0.00	150,000.00	0.00	150,000.00
5470	STRUCTURES CAPITAL IMPROVEMENT	40,000.00	0.00	40,000.00	0.00	40,000.00
5480	BURNS WATERWAY BREAKWATER	44,000.00	0.00	44,000.00	0.00	44,000.00
5490	ESCROW ACCOUNT	195,000.00	0.00	195,000.00	0.00	195,000.00
TOTAL:		\$4,896,705.00	\$166,280.11	\$4,730,424.89	\$19,072.79	\$4,711,352.10

C L A I M S R E A D Y F O R P A Y M E N T

ACCOUNT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5311	LOUIS M. CASALE	283.33	RETAINER FEE FOR THE MONTH OF APRIL 1991
5312	NIRPC	5860.33	FOR SERVICES RENDERED DURING MARCH 1991
5323	DAN GARDNER	108.48	MILEAGE EXPENSES INCURRED IN APRIL 1991
5331	INDIANAPOLIS STAR	38.68	COST INCURRED RE: LEGAL AD ON 4/11 & 4/18/91
5331	POST-TRIBUNE	44.80	COST INCURRED RE: LEGAL AD ON 4/11 & 4/18/91
5399	THE SPA RESTURANT	210.00	MEETING EXPENSES INCURRED ON 4/17/91
5410	LOUIS M. CASALE	3,954.00	LAND ACQUISITION LEGAL SERVICES RE: 3/25 - 4/29/91
5423	ZAJDEL ELECTRIC SALES	874.00	COST INCURRED RE: PUMP REPAIR
5423	CHICAGO TITLE INSURANCE	735.00	TITLE WORK INCURRED ON DC 52
5423	CHICAGO TITLE INSURANCE	245.00	TITLE WORK INCURRED ON DC 328 & 185
5423	CHICAGO TITLE INSURANCE	860.00	TITLE WORK INCURRED ON DC 52
5423	NIPSCO	1,955.19	PUMPING EXPENSES INCURRED ON 2/13-4/15/91
5423	CHICAGO TITLE INSURANCE	125.00	TITLE WORK INCURRED ON DC 107
5424	ROBERT B. STOUFFER	962.50	LAND ACQUISITION/MANAGEMENT SERVICES RENDERED 4/8-22/91
5424	BETTY W. BURRUS	532.50	ASSISTANT LAND ACQUISITION/MANAGEMENT SERVICES RENDERED 4/10-22/91
5424	ROBERT B. STOUFFER	616.00	LAND ACQUISITION/MANAGEMENT SERVICES RENDERED 3/28 - 4/4/91
5424	ROBERT B. STOUFFER	820.50	LAND ACQUISITION/MANAGEMENT SERVICES RENDERED 4/23-5/2/91
5427	SOUTH SHORE MARINA	198.00	SURVEYING SERVICES ON GRANT & CLARK ROAD
5431	MICHAEL STREET	605.48	PURCHASE PRICE OF PROPERTY LESS TAXES ON DC 119
5431	LAKE COUNTY RECORDER	44.00	RECORDING FEES ON DC119, 237, 280 & 353

		\$19,072.79	

TOWN OF HIGHLAND

Highland Municipal Building • 3333 Ridge Road

Highland, Indiana 46322

219-838-1080 • Fax 219-972-5095



Population 23,696
Incorporated in 1910

April 29, 1991

Little Calumet River Basin Development Commission
8149 Kennedy Ave.
Highland, IN 46322

Attn: Ms. Arlene Calvin, Chairperson

RE: Little Calumet River
Debris Removal

Dear Ms. Calvin:

As a result of the recent rains, debris has accumulated at the base of the U.S. 41 bridge and the abandoned railroad bridge immediately west of U.S. 41.

Last week, our Public Works Department crews attempted to remove the debris; however, the job proved to be more than our resources could handle and we could not affect a total cleanup.

The Town of Highland respectfully requests that you, as authority over the Little Calumet River, investigate this matter and take the necessary steps to complete the cleanup.

If we can be of any assistance in this matter, please feel free to contact us.

Sincerely,

A handwritten signature in dark ink, appearing to read "John M. Bach".

John M. Bach
Public Works Director

cc: Town Council
Mr. Dan Gardner, NIRPC ✓

LITCAL01/JMB/jv

TOWN COUNCIL

DENNIS TOBIN
President

RAY BOROWIEC
Vice-President

DOMINIC NOCE

LYNN POWELL

JOHN OAKLEY

RHETT TAUBER
Attorney

CLERK - TREASURER

PAUL L. DOHERTY

Federal disaster aid delayed

State officials decry move that could stall local project

By Nancy J. Winkley
Staff writer

INDIANAPOLIS State officials are reeling over a recent federal decision to postpone disaster aid to local governments, and Gov. Elmer E. Eason said Thursday he is appealing the delay.

The federal decision is unlikely to affect most payments

to Lake County, which is still recovering from November's Little Calumet River flood, but it could delay a plan to shore up river levees around Highland.

Federal aid to individuals who lost homes and property will not be affected.

The Federal Emergency Management Agency (FEMA) has decided to suspend payment of aid for public projects to recover from four Indiana natural disasters.

The agency said it will wait to send the aid until the next federal fiscal year begins Oct. 1, when new money will be appropriated to FEMA.

Bayh said that is unacceptable and wrote to the state's congressional representatives, asking for their inter-

vention.

"Indiana is recovering from a series of disasters that have cost Hoosiers millions of dollars," Bayh said. "For FEMA officials to tell us they have no idea when to expect any monies is unreasonable and shows a lack of concern for local governments and Hoosiers who have been hard hit by disasters."

"This decision will only raise the cost of the disasters in the long run if money must be borrowed to pay the recovery costs."

The government's public assistance program calls for

See Disaster, Page A12

Disaster

From Page A12

the federal government to cover up to 75 percent of the costs of rebuilding public structures damaged by natural disasters. State and local governments are to pick up the balance.

Gary Pierson, public assistance officer at the FEMA office in Chicago, said FEMA has approved \$730,000 in public assistance to Lake County, which was declared a federal disaster area after November's Little Calumet River flood. The majority of that money is going to Highland, where the damage was heaviest.

FEMA's latest decision won't affect the money already approved, Pierson said.

However, state officials said some claims from Highland and North Township haven't been approved yet.

Highland Town Council President Dennis Tobin said the town has spent more than \$500,000 in flood-related expenses, and bills are still coming in. Continuing expenses include police patrols and waste removal in Wicker Park Manor, the Highland subdivision that was flooded.

The town government has received \$330,000 in reimbursement from state and federal governments, Tobin said.

One Highland-area project could be affected by the federal funding shortage. Several months ago, the state's Department of Natural Resources took soil borings to see if the Little Calumet River dikes in Highland could be reinforced to provide greater flood protection — a stopgap measure until the U.S. Army Corps of Engineers' larger Little Calumet River flood control project is finished.



Matt DeWitt photograph

Bill Cerny, right, prepares to loosen logs while Randy Neal, rowing, directs a small boat through a log jam on the Little Calumet River at Indianapolis Boulevard. The logs present a potential flood hazard.

The soil borings haven't been analyzed yet, a state official said Thursday, and the state hasn't decided whether the levee project is feasible. Funding would come from FEMA disaster aid.

FEMA officials have said the agency's disaster fund is running low and should be conserved.

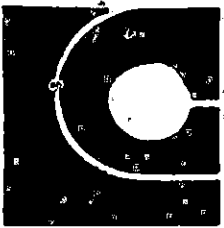
But State Emergency Management Agency Director Jerome M. Hauer said the federal agency could ask for supplemental appropriations to get through the pinch.

"FEMA has asked for more money 14 times since it was founded in 1979," Hauer said. "That it hasn't

this time is another indication of a lack of leadership in FEMA at the national level."

Besides the Lake County flooding last November, state officials also are managing presidential disaster declarations resulting from an ice storm that hit the north-central part of the state in March; flooding that affected 72 counties in December and January, including Porter, Newton and Jasper counties; and flooding and tornadoes in southern Indiana last May and June.

Staff writer Tim Zorn contributed to this story.



Little Calumet River Basin Development Commission

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

ARLENE COLVIN, Chairperson
Mayor of Gary's
Appointment

GEORGE CARLSON, Vice-Chairman
Mayor of Hammond's
Appointment

CLYDE BAUGHARD, Treasurer
Governor's Appointment

WILLIAM CRITSER, Secretary
Governor's Appointment

CHARLES AGNEW
Governor's Appointment

NATHANIEL LEONARD
Lake County Commissioners'
Appointment

STEVE DAVIS
Dept. of Natural Resources'
Appointment

JOHN DEMBO
Governor's Appointment

DAVID SPRINGMAN
Governor's Appointment

WILLIAM TANKE
Porter County Commissioners'
Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

REQUEST FOR QUALIFICATIONS AND SERVICES FEE PROPOSAL

Notice is hereby given that the Little Calumet River Basin Development Commission is requesting submission of proposals from engineering firms for the purpose of serving as the Development Commission's project engineering consultant for its \$90 million flood control/recreation project with the U. S. Army Corps of Engineers located in Lake County, Indiana.

The U. S. Army Corps of Engineers will design, principally fund, bid and supervise construction of a series of flood protection levees, floodwalls, channel improvements, pumping stations, river channel modifications, water control structures, environmental enhancements and recreation features along some 10 linear miles of the Little Calumet River in Lake County, Indiana. The project is scheduled to begin major flood levee construction in the late spring of 1991 and run for some 6-7 construction seasons and is currently estimated to cost approximately \$90,000,000.00. The Development Commission is the non-federal project sponsor with the U. S. Army Corps of Engineers on this project. As such, the Development commission is responsible for acquiring the necessary lands for the project construction; ensuring the coordination of improvement to three state highway crossings of the river; accomplishing some 72 utility line relocations to be compatible with the project; and providing 5% cash share of the project construction costs. Upon completion of each major segment of flood protection levee and structural system, the Corps of Engineers will certify the segment finished to specification and turn that segment over to the Development Commission for operation and maintenance.

One of the principal tasks of the selected consulting engineering firm is to monitor the construction progress of the Corps of Engineers construction firms and advise the Development Commission staff and board of the completeness and correctness of each construction segment prior to acceptance for operation and maintenance by the Commission.

A fact sheet outlining some of the project features is included for information.

SUBMISSION GUIDELINES

Firms interested in submitting a proposal for consideration need to have all required materials received at the Development Commission's business office no later than close of business (4:00 p.m.) on _____, 1991.

Submission packets should include ten (10) copies of the total submission.

An information meeting to allow questions or provide any clarification of the solicitation will be held _____ 1991 at _____ a.m. in the Development Commission's conference room, 8149 Kennedy Avenue, Highland, Indiana. Any specific questions or clarifications should be addressed at that meeting and not by individual contact with the staff or Commission members.

SUBMISSION REQUIREMENTS - FORMAT

1. A letter of interest and a brief overview of your firm's experience and an explanation of why your firm would be suited to serve as the Development Commission's project consultant.
2. Statement/outline of your firm's qualifications and experience relative to primary design construction supervision; or performance monitoring of major (over \$1 million) structural flood control projects.
3. Statement/outline of your firm's qualifications and experience relative to primary design; construction supervision; or performance monitoring of U. S. Army Corps of Engineers flood control projects.

4. Identification of a Project Manager who will be the principal person assigned and responsible for meeting the contract provisions. The Project Manager would attend the monthly Development Commission board and Corps of Engineers coordinating meetings and be the principal engineering firm's representative in formal discussions with the Corps of Engineers.

Provide a resume of qualifications and experience of the Project Manager relative to Corps of Engineers flood control projects.

5. Provide a listing and appropriate resume of qualifications and experience of other professional and technical personnel that will be available to be drawn upon as required due to work load or special technical requirements of the project.

6. Provide a description of the location of the firm's office and relative availability to easily and quickly travel to the project's construction site, Development Commission's office.

Describe any special logistical arrangements that will be put in place or developed to aid the firm's availability to the Development Commission and the project site if your firm is chosen.

7. Describe the firm's experience, history and commitment to doing business and securing projects in the northwest Indiana area (Lake and Porter counties).

SELECTION PROCESS

1. Staff will screen all submissions for completeness and responsiveness to request. Staff comments will be prepared.

2. Subcommittee of the Board will review all proposals and staff comments.

Subcommittee will then rank all proposals based upon selection criteria and determine a cut-off number of firms to be considered on a short list for interview.

3. All firms on short list will be scheduled for interview with selection subcommittee to further explain and discuss qualifications.

4. Based upon these interviews, a final ranking of firms will be made and the highest ranking firm will be contacted for negotiation of contract.

5. The selected firm will be brought in for a final session to negotiate contract specifics, staffing arrangement and payment details. Upon satisfactory agreement by the Commission and the consultant, a selection award will be made and announced.

**A LISTING OF THE DUTIES, RESPONSIBILITIES AND
LIMITATIONS OF AUTHORITY OF THE RESIDENT
PROJECT REPRESENTATIVE**

This is an Exhibit attached to, made a part of and incorporated by reference with the Agreement made on _____, 1991, between _____

(LOCAL SPONSOR(LS)) and (ENGINEER) providing for professional engineering services.

ENGINEER shall furnish a Project Representative (PR) to observe performance of the work in project. ENGINEER shall endeavor to provide further protection for LS against defects and deficiencies in the work of CONTRACTOR; but, the furnishing of such services will not make ENGINEER responsible for or give ENGINEER control over construction means, methods, techniques, sequences or procedures or for safety precautions or programs, or responsibility for CONTRACTOR's failure to perform the work in accordance with the Contract Documents and in particular the specific limitations set forth in paragraph 1.6 of the Agreement are applicable.

The duties and responsibilities of the PR are limited to those of ENGINEER in ENGINEER's agreement with the LS, and are further limited and described as follows:

A. GENERAL

PR is LS's agent at the site, will act as directed by LS. PR's dealings in matters pertaining to the on-site work shall in general be with U. S. Army Corps of Engineers keeping LS advised as necessary. PR's dealings with subcontractors shall only be through or with the full knowledge and approval of Army Corps. PR shall generally communicate with LS with the knowledge of and under the direction of ENGINEER.

B. DUTIES AND RESPONSIBILITIES OF PR

1. Schedules: Review the progress schedule, and schedule of values prepared by Contractor and consult with Army Corps concerning acceptability.

2. Conferences and Meetings: Attend meetings with Contractor, such as preconstruction conferences, progress meetings, job conferences and other project-related meetings.

3. Liaison:

a. Serve as LS's liaison with Army Corps, working principally through Army Corps field representative and assist in understanding the intent of the Contract Documents; and assist in serving as LS's liaison with Army Corps when Army Corps' operations affect LS's interests.

b. Assist in obtaining from Army Corps additional details or information, when required for proper execution of the work.

4. Review of Work, Rejection of Defective Work, Inspections and Tests:

a. Conduct on-site observations of the work in progress to assure LS that the work is in general proceeding in accordance with the contract documents.

b. Report to LS whenever PR believes that any work is unsatisfactory, faulty or defective or does not conform to the contract documents, or has been damaged, or does not meet the requirements of any inspection, test or approval required to be made; and advise Army Corps of work that PR believes should be corrected or rejected or should be uncovered for observation, or requires special testing, inspection or approval.

c. Verify that tests, equipment and systems startups and operating and maintenance training are conducted in the presence of appropriate personnel, and that Army Corps maintains adequate records thereof; and observe, record and report to LS appropriate details relative to the test procedures and startups.

d. Accompany visiting inspectors representing public or other agencies having jurisdiction over the project, record the results of these inspections and report to LS.

5. Records:

a. Keep a diary or log book, recording PR hours on the job site, weather conditions, data relative to questions of Work Directive Changes, Change Orders or changed conditions, decisions, observations in general, and specific observations in more detail as in the case of observing test procedures; and send copies to LS.

b. Record names, addresses and telephone numbers of all CONTRACTORS, subcontractors and major suppliers of materials and equipment.

6. Reports:

- a. Furnish LS periodic reports as required of progress of the work and of CONTRACTOR's compliance with the progress schedule.
- b. Consult with Army Corps in advance of scheduled major tests, inspections or start of important phases of the work.
- c. Report immediately to LS any accident.

7. Payment Requests: Review applications for payment with Army Corps for compliance with the established procedure for their submission, noting particularly the relationship of the payment requested to the schedule of values, work completed and materials and equipment delivered at the site but not incorporated in the work.

8. Completion:

- a. Before Army Corps issues a Certificate of Substantial Completion, submit to LS a list of observed items requiring completion or correction.
- b. Conduct final inspection in the company of Army Corps, LS and CONTRACTOR.
- c. Observe that all items on final list have been completed or corrected and make recommendations to LS concerning acceptance.

C. LIMITATIONS OF AUTHORITY

Project Representative:

- 1. Shall not authorize any deviation from the Contract Documents or substitution of materials or equipment.
- 2. Shall not exceed limitations of ENGINEER's authority as set forth in the Agreement or the Contract Documents.
- 3. Shall not undertake any of the responsibilities of CONTRACTOR, subcontractors or Army Corps' field representative.
- 4. Shall not advise on, issue directions relative to or assume control over any aspect of the means, methods, techniques, sequences or procedures of construction.

5. Shall not advise on, issue directions regarding or assume control over safety precautions and programs in connection with the work.

6. Shall not authorize LS to occupy the project in whole or in part.

7. Shall not participate in specialized field or laboratory tests or inspections conducted by others except as specifically authorized by Army Corps.

SERVICES FEE PROPOSAL

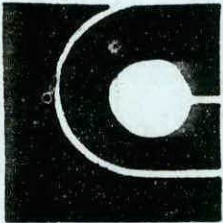
The proposal for service fees should include:

1. Fee for a basic monthly retainer for the firm. This fee would be restricted to one (1) work day of time assignment for the identified Project Representative. He would be responsible for attendance at the monthly coordinating meeting with the Corps of Army Corps of Engineers (2 - 4:30 p.m. on first Thursday of each month) and the Little Calumet River Basin Development Commission (LCRBDC) monthly board meeting (6:30 p.m. first Thursday of each month).
2. Hourly fee schedule for Project Representative and all other firm's personnel that would be drawn upon for particular tasks as determined by the LCRBDC Executive Director, LCRBDC Land Acquisition/Management Agent and the Project Representative.

These mutually-agreed-to tasks and charges would then be billed on a monthly claim billing form.

SERVICES TIME SCOPE

The LCRBDC intends to procure the engineering firm for the life of the project, currently estimated to be 6-7 years. This will be accomplished through yearly renewable contracts. At the conclusion of each year, both parties will review the arrangement and the LCRBDC will assess performance of the firm prior to authorizing renewing the contract for the following year.



Little Calumet River Basin Development Commission

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

ARLENE COLVIN, Chairperson
Mayor of Gary's
Appointment

GEORGE CARLSON, Vice-Chairman
Mayor of Hammond's
Appointment

RECOMMENDED COMMISSION RESPONSIBILITIES SEQUENCE

CLYDE BAUGHARD, Treasurer
Governor's Appointment

WILLIAM CRITSER, Secretary
Governor's Appointment

CHARLES AGNEW
Governor's Appointment

NATHANIEL LEONARD
Lake County Commissioners'
Appointment

STEVE DAVIS
Dept. of Natural Resources'
Appointment

JOHN DEMEO
Governor's Appointment

DAVID SPRINGMAN
Governor's Appointment

WILLIAM TANKE
Porter County Commissioners'
Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

1. Have sand removed from site at no cost to project or for payment to Commission. Land contours after removal must be supportive for marina basin/project design.

2. Abandon Crisman Road within site bounds (city)

3. Accomplish sale of surplus NIPSCO lots and agreement for use/lease of NIPSCO lots in gas/high-line R.O.W.

City/Mayor Maletta will participate

Need to update site/project design to allow NIPSCO review/approvals.

4. Hire consultant to bring project to point of city financial commitment and joint implementation

- Update engineering/design of site to achieve maximum revenue, minimum cost and satisfy Corps requirements on site.
- Financial analysis - pro-forma to clearly identify funding scheme for city approval and Indiana Bond Bank presentation/participation.
- Prepare and file Federal/State permits for allowing implementation to proceed

*Recommend the Commission extend the services contract with Abonmarche Inc. (Chuck Eckenstahler) to include the above services at a budget limit of \$6,000.

NOTICE TO BIDDERS

The Little Calumet River Basin Development Commission (Owner) will receive sealed bids for the excavation and removal of \pm 500,000 cubic yards of sand located on its property in Porter County, Indiana.

Bids shall be mailed, or delivered in person, to the office of the Little Calumet River Basin Development Commission located at 8149 Kennedy Avenue, Highland, IN 46322, until 2:00 p.m. prevailing time, on the 28th of May, 1991, at which time, date, and place, all bids will be opened and read aloud. Bids not received at the designated location at or prior to the time and date for receipt shall be considered invalid and will be returned unopened.

All bids shall be in accord with the Instructions to Bidders which are on file for public inspection at the following location:

Little Calumet River Basin Development
Commission (Owner)
8149 Kennedy Avenue
Highland, IN 46322
(219) 923-1118

Bidders may obtain copies of the Instructions to Bidders packet at no charge at the Development Commission office, address listed above.

A bid security in the form of a certified check/cashier's check or a Bid Bond from an acceptable surety made payable to the Little Calumet River Basin Development Commission shall accompany each bid. The bid security shall be in the penal amount of five percent (5%) of the total bid. Bid security shall be forfeited if bid is withdrawn after closing time on date for receiving bids.

Bidders shall enclose with each bid, Indiana General Form No. 96 (Revised), including a Non-Collusion Bid Affidavit, and an Indiana General Form No. 96-a (Revised) "Standard Questionnaire and Financial Statement for Bidders".

Successful bidder shall conform with the "Schedule of Prevailing Wages" included in the Supplementary Conditions.

Each successful bidder will be required to furnish a satisfactory Performance and Labor & Material Payment Bond from an acceptable surety in an amount equal to One Hundred Percent (100%) of the full contract sum, said bond to be made payable to the Little Calumet River Basin Development Commission at the time of award.

The Owner reserves the right to reject any and/or all bids, and to waive informalities, irregularities, and/or errors in the bidding to the extent permitted by law. This includes the right to extend the date and time for receipt of bids.

No bidder may withdraw his bid within Ninety (90) days after the actual date of the opening thereof, during which time the Owner may award the project to the lowest and best qualifying bidder or bidders contingent upon the receipt, by Owner, of sufficient funds to finance the project.

This notice and request for bids is dated the 8rd day of May, 1991.

LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION


By: Dan Gardner
Executive Director

ATTENDANCE ROSTER

Name of meeting: *LCCBDC*

Date: *MAY 2*

	NAME (please print)	Organization and/or Address	
1	<i>Pete ZAK</i>	<i>South Shore MARINE</i>	1
2	<i>HAROLD MAUGER</i>	<i>3379 CALHOUN ST GARY</i>	2
3	<i>Nick Elipavsky</i>	<i>Elles Cons. GARY Ind</i>	3
4	<i>Mr. Stanley Hayden</i>	<i>Dyer Const Co</i>	4
5	<i>Bob Huffman</i>	<i>Munster</i>	5
6	<i>TERRY E. CASTLE</i>	<i>CASTLE ESTATES, MUNSTER, IN</i>	6
7	<i>Richard J. Bryndy</i>	<i>Palmer Unlimited of IN</i>	7
8	<i>Bill Feets</i>	<i>Yakast</i>	8
9	<i>HERB READ</i>	<i>IWCA</i>	9
10	<i>Herbert S. Lauer</i>	<i>Osborne</i>	10
11	<i>John Bach</i>	<i>Highland</i>	11
12	<i>Rich Salambro</i>	<i>County & EX CHAIR</i>	12
13	<i>Rich W. Wynn</i>	<i>DNR</i>	13
14	<i>Mike Hartigan</i>	<i>McDonough Assoc.</i>	14
15	<i>JOHN MANISCALCO</i>	<i>IAE - GARY</i>	15
16	<i>RAMA TALUKI</i>	<i>" "</i>	16
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Chairman: *Arlene Colvin*

Location: *8149 Kennedy
Highland, IN*