



Sandy

Little Calumet River Basin Development Commission

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Portage, Indiana 46368

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WILLIAM TANKE, Chairman
Porter County Commissioners' Appointment

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

CURTIS VOSTI, Treasurer
Governor's Appointment

JOHN MROCKOWSKI, Secretary
Governor's Appointment

GEORGE CARLSON
Mayor of Hammond's Appointment

ARLENE COLVIN
Mayor of Gary's Appointment

STEVE DAVIS
Dept. of Natural Resources' Appointment

EMERSON DELANEY
Governor's Appointment

ROBERT MARSZALEK
Governor's Appointment

DR. MARK RESHKIN
Governor's Appointment

MARION WILLIAMS
Lake County Commissioners' Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

25
20% on Committee reports
from new on,
get into study findings of goals

MEETING NOTICE

**THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
AT 6:00 P.M. THURSDAY, APRIL 4, 2002
AT THE COMMISSION OFFICE
6100 SOUTHPORT ROAD
PORTAGE, IN**

WORK STUDY SESSION - 5:00 P.M.

A G E N D A

1. Call to Order by Chairman William Tanke
2. Pledge of Allegiance
3. Recognition of Visitors and Guests
4. Approval of Minutes of March 7, 2002
5. Chairman's Report
 - Press Release from last Commission meeting
 - Update on committees' restructuring
6. Executive Director's Report
 - Update on Non-Federal credit issues
 - Project Mitigation Status
 - > Property offer procedure
 - Surveyor's determination of 75' drainage easement – meeting follow-up
 - COE letter to Commission re: Burr Street levee impasse
7. Old Business
 - O&M issues regarding Colfax-Calhoun drainage ditch

Deb
Laurence
Sean
Fahey

5' - 8'
8' - 10'

1-4

5
6

7

8-10

8. Standing Committees

A. Land Acquisition/Management Committee - Arlene Colvin, ~~Interim~~ Chairperson

- Appraisals, offers, acquisitions, recommended actions
- COE Real Estate meeting held on March 20th
- R/E request for In-project mitigation and Stage III remediation
- Bid opening on farmland between Chase & Grant – 2:00 p.m. April 4th
- Received as-built drawings for Betterment levee Phase 1 & Stage IV-1N
- Other issues

B. Project Engineering Committee – Bob Huffman, ~~Interim~~ Chairman

- Engineering/Recreation coordination meeting w/NICTD held 3/11
- Received letter on 3/15 on Hartsdale Pond pumping construction start
- Pre-bid meeting for In-Project Mitigation held 3/18
- ROE to INDOT for Georgia Street soil borings issued on 3/21
- Utility coordination meeting scheduled for 4/15
- GSD coordination meeting scheduled for 5/2
- COE summary of contractual costs overruns
- Other Issues

C. Legislative Committee – John Mroczkowski, Interim Chairman

- Report on State legislative session
- Build Indiana Fund cuts – LCRBDC \$2.5 million; next steps
- Other Issues

11-17

D. Recreational Development Committee – Emerson Delaney, Interim Chairman

- No recreational work scheduled until Recreation Phase 2 is released
- Other Issues

E. Marina Development Committee – Bill Tanke, Interim Chairman

- Status of marina build out
- Letter written by attorney to pursue refinancing marina revenue bond
- Other issues

18

F. Finance/Policy Committee – Curt Vosti, Chairman

- Financial status report
- Approval of claims for April 2002
- State Board of Accounts audit for years 1997-98-99-00 exit interview held 3/20
- Other issues

19-20
21

G. New Committees

- Environmental (Mark Reshkin); Policy (George Carlson); Public Relations (Bob Marszalek)

9. Other Issues

10. New Business

11. Statements to the Board from the Floor

12. Set date for next meeting

**MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:00 P.M. THURSDAY, MARCH 7, 2002
6100 SOUTHPORT ROAD
PORTAGE, INDIANA**

Chairman William Tanke called the meeting to order at 6:10 p.m. Six (6) Commissioners were present. Pledge of Allegiance was recited. Quorum was declared and guests were recognized.

Development Commissioners:

George Carlson
Curt Vosti
Mark Reshkin
William Tanke
Steve Davis
Bob Huffman

Visitors:

Bill Petrites – Highland resident
Liz McCloskey – U.S. Fish & Wildlife
Don Ewoldt – Lake Erie Land
Imad Samara - ACOE
Sandy O'Brien - Hobart
Jim Flora – R.W. ARMSTRONG CO.
Mark Lopez – Congressman Visclosky's office
Deb Lawrence - IDNR
Glenn & Pat Stotts – Black Oak residents

Staff:

Dan Gardner
Sandy Mordus
Jim Pokrajac
Judy Vamos
Lorraine Kray
Lou Casale

Commissioner Bob Huffman made a motion to approve the minutes of February 7, 2002; motion seconded by Steve Davis; motion passed unanimously.

Chairman's Report – Chairman Tanke distributed sheets outlining committees and their members. The first person listed under each committee is the interim chairman. He asked that the committees meet and select their own chairman. Commissioner George Carlson made a motion to approve the committee structure as presented; motion seconded by Curt Vosti; motion passed unanimously. Chairman Tanke referred to the Press Release contained in the agenda packet that was sent to the media from the last meeting.

Executive Director's Report - Executive Director Dan Gardner stated that credits documentation is ongoing. In regard to highway/bridge credit, Mr. Gardner stated he has received a letter from the Federal Highway Administration that approves granting credit of the funds that were spent by INDOT in our project area and should be eligible to receive credit on behalf of the Commission. After forwarding that letter to the COE office, we were informed that the COE office did not agree with FHWA on this crediting issue. The COE sent a letter to the Federal Highway Administration stating that they did not agree with the crediting ruling because the FHWA did not satisfy the requirement of having it stated in statutory authority that authorizes Federal funds to be used as part of the Commission non-federal share. Mr. Gardner will still pursue this matter.

Mr. Gardner referred to the letter in the packet that was sent to Denarie Kane from the city of Hobart regarding any plans that the city may have planned for the Hobart Marsh area. He is meeting with Ms. Kane and Mayor Buzinec of Hobart.

Mr. Gardner then shared the draft letter to Surveyor George Van Til requesting that he would do a survey to locate the 75' drainage easement. The letter will be sent out the following day.

DG – referred to Brian Poland letter. Have hear nothing yet.

Old Business – Commissioner Vosti stated that he accompanied Jim Pokrajac to view the area where the drainage ditch lies between Colfax and Calhoun and saw firsthand what the problem is. Staff wrote a letter to the COE giving them the situation and asking for direction. Mr. Vosti asked Imad Samara if this situation could be resolved by the next meeting. Mr. Pokrajac went on to say that reseeded had been done and once nice weather gets here, you will be able to see if the planting was successful. As it stands now, there is a lot of standing water in the ditch, the slopes are eroding into the ditch, the area is very wet and the residents cannot get to the other side to complete the mowing of their property. The ditch will be cleaned this spring and then we will be able to see how the area looks and how the water is flowing. The idea of planting native grasses on this strip of land was discussed. One of the problems is that we do not own the strip and even if we maintained it, we would need an agreement to that effect from the residents. At any rate, Imad stated he would try to have a solution by the next meeting.

Mr. Gardner referred to the letter to the Hammond Planning Dept. in which we've asked them to officially include the Little Calumet River project in their master plan

Land Acquisition/Management Committee – In Committee Chairperson Arlene Colvin's absence, Commissioner Curt Vosti gave the committee report. He made a motion to approve an increased offer on DC 752 (\$680 for an easement to be increased to \$1700 for a fee take); motion seconded by Steve Davis; motion passed unanimously.

Mr. Vosti stated that land owned by the Commission at 35th & Chase (about 145 acres) would be going out for bids to farm next week. The Bult brothers have been farming this area for the past 4 years.

Regarding the right-of-entry for the in-project mitigation lands, there is a discrepancy on the ROE maps versus the original mitigation plan. Staff has been working with the COE office to resolve. Imad brought revised maps tonight and Jim Pokrajac stated they appear to be correct but he will review them closer to make sure.

Project Engineering Committee – Committee Chairman Bob Huffman gave the engineering report. He reported that an Engineering committee meeting was held on February 15th. The main topics were the GSD issues, V.E. cost savings items and outstanding issues.

Mr. Huffman stated that a meeting would be scheduled very soon with GSD/WREP/Greeley & Hansen and the COE to resolve the GSD concerns.

A utility coordination meeting and a follow-up meeting on V.E. cost savings need to be scheduled. Mr. Vosti and Mr. Huffman asked to be notified when scheduled.

Mr. Huffman referred to the letter from INDOT indicating they are not intending to install a pump station in the area of Indpls. Blvd. in Highland. Residents have a concern regarding drainage in that area once the road widening takes place. INDOT plans to divert the water flow to the 81st St. Pump Station instead of building a separate pump station.

Legislative Committee – Committee Chairman George Carlson spoke on the state dealing with the tax restructuring situation and the state's budget deficit. He shared some information with the Commission in regards to budget figures. Even if the budget crisis is resolved, he still sees the Commission having problems in securing future funding. Dan Gardner added that he will try to contact a few of our local legislators to see if there is anything we can do.

Commissioner Reshkin added that there are a few issues before the legislators in regards to storm water and drainage issues. He asked Mr. Gardner to verify that this Commission does not have a role to play in regards to stormwater management.

Recreational Development Committee – Committee Chairman Curt Vosti referred to a letter from the COE dated February 7th indicating that the remaining east reach recreation features will be incorporated into the next recreation contract.

Marina Committee – Committee Chairman Bill Tanke stated the Commission has received a financial accounting of monies taken in and disbursed from the Portage Public Marina and staff is trying to set up a meeting with John Smolnar and Felix Kimbrough for a clarification of these figures.

Chairman Tanke proceeded to present a marina claim payout of \$28,643.84 for the April 1, 2002 bond payment (monies were received from the city of Portage). Commissioner Curt Vosti made a motion to pay the claim; seconded by Mark Reshkin; motion passed unanimously.

Commissioner Vosti inquired about the interest rate of the bond loan. Attorney Casale was directed to look into refinancing the bond payment to a lower finance rate.

Finance/Policy Committee – Treasurer Curt Vosti gave the Finance report. Mr. Vosti made a motion to approve the March claims; motion seconded by Steve Davis; motion passed unanimously.

Mr. Vosti reported that the State Board of Accounts is in the process of auditing our financial records for the years 1997 through 2000. The Chairman and Treasurer will be notified when an auditing exit interview is scheduled.

Mr. Vosti stated that the Finance & Policy Committee met on March 5th and he proceeded to distribute their recommendations for adoption to the members. The 1st issue was the adoption of a travel policy. Mr. Vosti made a motion to adopt the Revised Travel Policy as presented; motion seconded by George Carlson. Commissioner Bob Huffman recommended a change in the wording on #3 under D. Particular Travel-Related Expenses – to substitute "taxi fees" to "local transportation fees". Mr. Huffman made that change in the form of an amendment to the motion; motion seconded by Curt Vosti. Mr. Vosti proceeded to make the motion approving that amendment; motion seconded by Bob Huffman; motion passed. Commissioner Huffman then recommended a change in the wording on #6 under D. Particular Travel-Related Expenses – to delete the words "business-related phone charges" to simply read "phone charges". He felt that there may be occasion to call home once you have arrived at your destination and did not feel the situation would be taken advantage of. Mr. Huffman made that change in the form of an amendment; motion seconded by Curt Vosti. Mr. Vosti proceeded to make the motion approving that amendment; motion seconded by Bob Huffman; motion passed. Commissioner Huffman inquired whether this policy covered the question of authorized travel for contractors or legal help. Mr. Vosti answered that if majority vote at a public meeting authorized such travel, then it would be approved. He added that if the future Policy Committee wanted to make any changes to any item that was adopted, they can make whatever changes they want.

Mr. Vosti proceeded to make a motion to reaffirm the goals of the officer and committee rotation policy as adopted by the Commission at its May 1, 1997 public Board meeting; motion seconded by George Carlson. It was stressed that it is a goal and intent to rotate the officers and committee chairmen but not an obligation to do so but it attempts to treat all members equal. Motion passed. Mr. Vosti then made a motion to adopt "The policy of this Commission shall be that the presiding officer, or Chairperson, shall not appoint the Nominating Committee. Instead, a Nominating Committee is to be chosen by the full Commission at its November meeting, by secret ballot. Each Commissioner can vote for three candidates (not more than one vote for any candidate) with the top three vote getters (plurality, not majority) from all Commissioner votes becoming the Nominating Committee. The Nominating Committee is to meet and, considering the reaffirmed Goals of Officer and Committee Rotation Policy, report to the full Commission at the December meeting a slate of candidates, with additional nominations available from the floor." Motion seconded by Steve Davis; motion passed. (Mr. Vosti continued to make a motion stating "the policy of this Commission shall be that the presiding officer, or chairperson, is a non-voting ex-officio member of all committees. Furthermore, salary per diems for committee work be allowed only for voting members of committees." Motion seconded by George Carlson. Mr. Huffman asked if this is just for committee meetings or any other type of meeting. Since it was declared that it was for committee meetings only, it was recommended that "committee work" be substituted with "committee meetings". It was further stated that all committee meetings are open to all Board members and they can attend but just will receive no per diem.) The Finance Committee felt this was fair and Finance committee members Arlene Colvin and John Mroczkowski were both in support. Motion passed with 1 negative vote from Bob Huffman. Mr. Vosti then made a motion to combine #5 & #6 stating that the committee assignments will be chosen by the Chairperson from the preferences indicated by individual Commissioners and then committee members will choose their own committee leader; motion seconded by Mark Reshkin; motion passed. Mr. Vosti thanked all members for their support. #6

New Committees: Environmental; Policy; Public Relations – Chairman Tanke referred to the committee structure lists. He stated that the first name under each Committee is the interim chairperson. He asked that all committees meet and select the permanent chairman of each respective committee.

New Business – Curt Vosti stated that the debris and log jam at the NICTD bridge in the river in Hammond/Munster will be cleaned out. Bids have been received by the city of Hammond and a contractor has been selected. Since it was declared an emergency, a DNR permit was not needed.

Mr. Gardner stated that a meeting with NICTD in regard to engineering/recreational design concerns in that area will be held on March 11th.

Commissioner Bob Huffman thanked the Finance Committee for resolving some of these policy issues that have been around for a long time but never officially addressed before.

Statements to the Board – There were none.

The next meeting was scheduled for Thursday, April 4th at 6:00 p.m.

/sjm

1. The first part of the paper is devoted to the study of the properties of the function $f(x)$ defined by the equation $f(x) = \int_0^x f(t) dt$. It is shown that $f(x)$ is a constant function, i.e., $f(x) = C$ for all x .	2. In the second part, the author considers the function $f(x) = \int_0^x f(t) dt$ and shows that it is a constant function. This is done by differentiating both sides of the equation with respect to x , which yields $f'(x) = f(x)$. The only solution to this differential equation is $f(x) = C e^x$, where C is a constant. Since $f(0) = 0$, it follows that $C = 0$, and hence $f(x) = 0$ for all x .
3. The third part of the paper is devoted to the study of the properties of the function $f(x) = \int_0^x f(t) dt$. It is shown that $f(x)$ is a constant function, i.e., $f(x) = C$ for all x .	4. In the fourth part, the author considers the function $f(x) = \int_0^x f(t) dt$ and shows that it is a constant function. This is done by differentiating both sides of the equation with respect to x , which yields $f'(x) = f(x)$. The only solution to this differential equation is $f(x) = C e^x$, where C is a constant. Since $f(0) = 0$, it follows that $C = 0$, and hence $f(x) = 0$ for all x .
5. The fifth part of the paper is devoted to the study of the properties of the function $f(x) = \int_0^x f(t) dt$. It is shown that $f(x)$ is a constant function, i.e., $f(x) = C$ for all x .	6. In the sixth part, the author considers the function $f(x) = \int_0^x f(t) dt$ and shows that it is a constant function. This is done by differentiating both sides of the equation with respect to x , which yields $f'(x) = f(x)$. The only solution to this differential equation is $f(x) = C e^x$, where C is a constant. Since $f(0) = 0$, it follows that $C = 0$, and hence $f(x) = 0$ for all x .
7. The seventh part of the paper is devoted to the study of the properties of the function $f(x) = \int_0^x f(t) dt$. It is shown that $f(x)$ is a constant function, i.e., $f(x) = C$ for all x .	8. In the eighth part, the author considers the function $f(x) = \int_0^x f(t) dt$ and shows that it is a constant function. This is done by differentiating both sides of the equation with respect to x , which yields $f'(x) = f(x)$. The only solution to this differential equation is $f(x) = C e^x$, where C is a constant. Since $f(0) = 0$, it follows that $C = 0$, and hence $f(x) = 0$ for all x .
9. The ninth part of the paper is devoted to the study of the properties of the function $f(x) = \int_0^x f(t) dt$. It is shown that $f(x)$ is a constant function, i.e., $f(x) = C$ for all x .	10. In the tenth part, the author considers the function $f(x) = \int_0^x f(t) dt$ and shows that it is a constant function. This is done by differentiating both sides of the equation with respect to x , which yields $f'(x) = f(x)$. The only solution to this differential equation is $f(x) = C e^x$, where C is a constant. Since $f(0) = 0$, it follows that $C = 0$, and hence $f(x) = 0$ for all x .

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

FOR IMMEDIATE RELEASE

Contact: Dan Gardner, Executive Director
Little Calumet River Flood Control and Recreation Project
219-763-0696

LITTLE CAL PROJECT NAMES NEW COMMITTEES

Portage, IN – 8 March 2002

The Little Calumet River Basin Development Commission held its monthly meeting on 7 March 2002 and named three new committees starting in 2002: Environmental, Policy, and Public Relations.

The new committees and regular standing committees of Land Acquisition/Management, Project Engineering, Recreation, Legislative, Finance, and Marina will meet during this month, select their own chairman, and report back at next month's meeting.

Robert Huffman, Chairman of the Engineering Committee, reported that nearly 50% of the construction contracts are complete for the Cline Avenue to I-65 area and the need for a monthly Minority Contractors Committee Report is not necessary at this time. In the future the Minority Contractors committee will be covered by the Project Engineering Committee.

In other business Commissioner Curt Vosti stated that land owned by the commission near 35th and Chase Street has been farmed for many years and the commission will again advertise for bids in March. The farmed land covers approximately 120 acres outside the levees.

The LCRBDC meetings are held on the first Thursday of each month. The next meeting is scheduled for 7 March 2002 with a work study session at 5:00 pm and a public meeting at 6:00 PM.

Committee Preference Selections
Year 2002

Land Acquisition/Management

Arlene Colvin (Interim Chair)
Bob Marszalek
Curt Vosti

Project Engineering

Bob Huffman (Interim Chair)
Emerson Delaney
Mark Reshkin
Marion Williams

Legislative

John Mroczkowski (Interim Chair)
Arlene Colvin
George Carlson
Curt Vosti

Finance

Curt Vosti (Chairman)
Arlene Colvin
John Mroczkowski
George Carlson

Policy

George Carlson (Interim Chair)
Arlene Colvin
Steve Davis
Bob Huffman
John Mroczkowski

Environmental

Mark Reshkin (Interim Chair)
Emerson Delaney
Bob Huffman
Marion Williams

Recreation

Emerson Delaney (Interim Chair)
Steve Davis
Bob Huffman
Bob Marszalek
Curt Vosti

Marina

Bill Tanke (Interim Chair)
Emerson Delaney
Marion Williams
Steve Davis

Public Relations

Bob Marszalek (Interim Chair)
George Carlson

DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO, IL 60606-7206

REPLY TO
ATTENTION OF

March 7, 2002

Planning, Program and
Project Management Division

Mr. Dan Gardner
Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, IN 46368

Dear Mr. Gardner:

On March 4, 2002 I held a meeting with some of the Project Review Board (PRB) Members of our District to discuss the State's directive to the Little Calumet River Basin Development Commission (LCRBDC) that state funding may only be utilized on creditable items of work and the impact that direction would have on the project's completion. While we can appreciate the state's concerns, we believe it is vital that you as local sponsor seek relief from that direction so that the Burr Street Betterment Levee Phase II work may proceed as expeditiously as possible. As you know that the Corps Of Engineers (COE) and the LCRBDC entered into an agreement (Local Cooperation Agreement (LCA) Amendment 2, April 2000) to construct the Burr Street Betterment Levee in place of the non-structural measures authorized as part of the project. Failure to initiate work on Phase 2 of the Burr Street Betterment Levee places completion of the entire project in jeopardy and places the citizens of Indiana at risk for increased flood damages and deprives the citizens of Indiana of the benefits that would accrue from completion of the Burr Street Betterment Levee. While we can appreciate the reasons for the directive, we believe that application in this instance is detrimental to the citizens of Indiana. Furthermore, since the Phase 1 work was completed prior to this directive, it appears that attempting to apply the directive to the Phase 2 work is not only a retroactive application but has vast unintended adverse impacts.

As you may recall the construction of the Burr Street Betterment Levee was divided into 2 phases to accommodate real estate constraints and the LCRBDC's funding stream. The agreed upon plan was that Phase 2 would be about a year behind Phase 1. With that plan in place, some items were excluded from Phase 1 but would be completed in Phase 2. One such item is a drainage ditch located north of the Mansard's Apartments and south of the NIPSCO's ROW. This ditch has a temporary outlet in Phase 1 and the permanent outlet will connect to the Burr Street Pump Station when the work on Phase 2 is completed. At the present time this ditch has standing water and represents a hazard for the surrounding community. This condition must be addressed without delay.

If we do not proceed to build Burr Street Betterment Levee Phase 2 the residents of the Burr Street Area will be subjected to higher levels of flooding. Non-structural measures were to be implemented before we started the East Reach levee construction. Because of the LCRBDC request to build a betterment levee we proceeded with building levees in the East Reach part of the project concurrently with building the Burr Street Betterment Levee. Now that we have the East Reach levees built and the Burr Street Betterment levee is half complete, the residents of that area are faced with two serious situations: One, that area will have no flood control protection, and second that area will face higher levels of flooding caused by the construction of the Project's East Reach levees. We need to build the Burr Street Betterment Levee Phase 2 as soon as possible to address this problem.

The State of Indiana Department of Natural Resources (IDNR) knowing about the increased flooding risk discussed previously will not grant a permit to proceed with construction on the Little Calumet River project until the Burr Street Area is protected. This means that all the levee construction on the west reach, which every one is eager to start, will not start until the construction of Phase 2 starts. Accordingly, initiation of the Phase 2 work is the linchpin to completion of the entire project.

The delay to the west reach levees construction is of great importance to the Illinois Department of Natural Resources (IDNR). As the construction of the west reach levees are delayed the construction of the control structure at Hard Ditch will be delayed also. Illinois IDNR is involved in several flood control projects in Illinois that are impacted by the installation of the Hart Ditch Control Structure. The control structure cannot be built until all the levees east of the control structure are built. This means the levees in Stage VI and Stage V will have to be built before the Control Structure is built. This is a great concern for the Chicago District since we are involved in these projects in Illinois and Indiana. We need to continue maintaining a good relationship with both states.

As you can see there is a great deal that this project can lose if the Burr Street Betterment Levee Phase 2 is not built without delay. We need to help you inform and enlighten the individuals responsible for the state's directive and move forward with this work because it is the right thing for the citizens of Indiana. The two million dollars of local funding needed to complete the Burr Street Betterment Levee Phase 2 is very small when compared to the total cost of the Project and the benefits to be derived from completing this work. The two million is less than 4% of the total LCRBDC contribution and 1% of the total project cost. We need you to arrange a meeting at the very earliest date possible with the appropriate state personal who are empowered to waive the direction that state funds can only be used for creditable work so that you may make funding available for the Burr Street Betterment Levee Phase 2. We stand ready to support you in this effort.

If you have any questions please contact Imad Samara at 312-353-6400 ext 1809.

Sincerely Yours

A handwritten signature in dark ink, appearing to read 'R C', with a stylized flourish at the end.

Ray Coughenour
Deputy for Project Management

GOP calls for budget cuts

Governor may squeeze education, spending bills; bailout at stake

BY TERRY BURNS
Times Statehouse Bureau Chief

INDIANAPOLIS — With Democratic Gov. Frank O'Bannon poised to announce another round of budget cuts as early as today, Republican leaders aid Tuesday the governor could balance the state's budget without threatened cuts to education.

O'Bannon's additional spending cuts are expected to target social services and education, notably funding for summer school, full-day kindergarten, gifted and talented programs and alternative education.

GOP officials couldn't provide a specific list of cuts they would recommend to the governor, saying only



2002 INDIANA
GENERAL ASSEMBLY

that O'Bannon should consider eliminating about consulting contracts, tapping into reserve funds and buying less expensive food for state prison inmates.

Republicans also could not say how much money would be

saved through those proposed cost-cutting initiatives.

In addition to more cuts, O'Bannon also is scrutinizing some 30 bills passed this year by the General Assembly that would require tens of millions of dollars in new spending. Those bills include a \$28 million bailout for Porter County.

See BUDGET, Back Page



Gov. Frank O'Bannon
Budget cuts may begin today

The issue:
Landing everywhere but Gary airport
Our opinion:
Were state Republicans afraid of facing an angry, skeptical audience in Northwest Indiana?
Editorial A10

Many of the bills, especially the more costly measures, are likely to be vetoed, State Budget Director Betty Cockrum said.

An exception, however, could be the costly Porter County bailout bill, which has yet to arrive on O'Bannon's desk.

"When it does arrive," Mary Dieter, Gov. O'Bannon's press secretary, said, "the governor will consider the needs of Porter County versus those of the whole state. He's indicated that he would probably take a little closer look at it than other bills."

In calling for more budget cuts, state Republican Party Chairman Jim Kittle said, "Hoosiers are being badly misled. It would be wrong — dead wrong — for the governor and (Lt. Gov.) Joe (Kernan) to cut teaching jobs so they can avoid having to tighten the belt on state government spending.

"There's still plenty of fat

to cut in state government. We don't need to pink-slip teachers. If anybody deserves a pink slip, it's the governor and Joe."

That was the message Kittle, Senate President Pro Tem Robert Garton, House Minority Leader Brian Bosma and other GOP leaders delivered during a five-city fly-around Tuesday aimed at putting the political pressure on O'Bannon.

"Our message is, don't cut education before you look everywhere else first," said Bosma, claiming that cuts in education "are an easy out" for the governor.

"This is not leadership. This is not vision. This is a scare tactic to try to get higher taxes," he said.

The governor insists he is being forced to make those cuts because the General Assembly went home last week after failing to reach a deal on a plan to overhaul taxes and shore up the budget, which could be \$1.3 billion in the red by mid-2003.

Even before the budget col-

lapsed, O'Bannon had ordered more than \$700 million in cuts, including \$115 million from education, which accounts for more than half the state's \$20.7 billion budget.

A second round of cuts, administration officials warn, could be more painful, aimed at education, but Republican leaders insist those cuts can be avoided if the O'Bannon administration gets a better handle on state spending.

Dieter was quick to accuse Republicans of playing politics and ignoring fiscal reality.

Republicans "know what they are saying is not doable and is absolutely fiscally irresponsible," the governor's press secretary said. "The most horrifying part of it all is that they know this. This is voodoo economics.

"They want to run the state into the ground and cause Democrats to cut programs that are dear to all of us. And they want to do it for one reason only — make political points for this November and for (the gubernatorial election in) No-

vember 2004."

O'Bannon, who is serving his last term, "isn't running for anything, and the last thing he wants to do" is cut education, Dieter said. "His hand has been forced by these Republicans and their irresponsible behavior."

State Budget Director Cockrum said the governor also "couldn't be more serious" about vetoing spending bills. "I would call us deadly serious" in considering vetoes, she said. "It's hard to believe that (the General Assembly) thought it was OK to pass spending bills down here but fail to address the deficit."

Last week, O'Bannon said that while he hadn't made up his mind about the Porter County legislation, the fiscal crisis facing the county will play a significant role in his decision of whether to sign or veto the bill.

Terry Burns can be reached at tburns@howpubs.com or (317) 637-9078.

THE TIMES
WEDNESDAY, MARCH 20, 2002



2002 INDIANA GENERAL ASSEMBLY

\$330 million more in cuts suggested



GREGG GEARHART / THE TIMES

Dr. Edward Laco reaches for a tool Wednesday while working on the teeth of Frank Chaja at the Hilltop Neighborhood House dental clinic in Valparaiso. The clinic expected to receive Build Indiana funds, but may not if the governor's budget cuts are approved.

O'Bannon targets Build Indiana projects to balance budget; education may be next

BY TERRY BURNS
Times Statehouse Bureau Chief

INDIANAPOLIS — Claiming that the General Assembly's failure to agree last week on a deficit-reduction plan was forcing his hand, Gov. Frank O'Bannon on Wednesday proposed eliminating nearly \$250 million in state and local Build Indiana projects.

In all, O'Bannon unveiled a balanced-budget initiative containing more than \$331 million in spending cuts, which included doing away with \$40 million in technology funding for elementary, middle and high schools that was part of Build Indiana.

Instead of using the funds and other money to help volunteer fire departments, schools and libraries, O'Bannon said, the cash should be put into the state's checking account to "plug a gaping hole in the

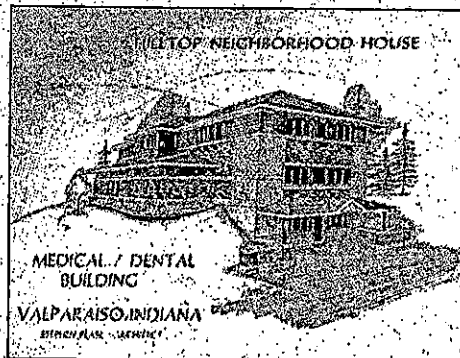
budget that was not filled in the short session."

Unless such drastic steps are taken, fiscal analysts have warned, the budget could be \$1.3 billion in the red by mid-2003.

O'Bannon also warned that the administration isn't done wielding the budget ax, saying another round of cuts — one involving education — will be announced next week.

Those cuts, he said during a news conference in his Statehouse office, likely will target summer school, full-day kindergarten, gifted and talented programs and alternative education.

"I think we'll still cut education, it's just how much. We don't see how we can avoid it," O'Bannon said, adding that "I'm doing everything I can to make sure that our classrooms



An artist's rendering shows the new Hilltop Neighborhood House health clinic, which officials wanted to build behind the existing facility in Valparaiso.

O'Bannon's proposed cut projects

Take a look at a list of projects in the region that may face budget cutbacks. **Back Page**
For a complete list, visit us online.



See CUTS, Back Page

Cuts

Continued from A1

are as protected from cuts as they can be." The administration already has cut \$115 million in education funding in the wake of the fiscal crisis and also plans to delay June's regular tuition payment, meaning many schools will have to borrow money to make ends meet.

For Northwest Indiana, the Build Indiana cuts unveiled Wednesday could mean an end to \$2.5 million in funding for the Little Calumet River Basin Commission, \$500,000 for sewer work at Crown Point schools and \$500,000 earmarked for the Lake Michigan Environmental Trust Fund.

Additionally, scores of local groups and agencies - including the Crown Point Fire Department, the Portage-Valparaiso Meals on Wheels program and Highland High School - stand to lose hundreds of thousands of dollars in Build Indiana money.

Hilltop Neighborhood House in Valparaiso had applications in for Build Indiana funds for each year of the current biennial budget. The first, which had been approved, was to pay for equipment needed with the growth of its existing clinic, such as computers, chairs and filing cabinets.

The second request was for money to pay for the land for its new health clinic, to be built behind the existing facility on College Avenue and Union Street. The fate of each is uncertain.

"We had been approved for some in the earlier session and had a submission for some in this session, but we are more than aware of the economic situation of the state, so we have not counted our chickens

before they hatched," Hilltop House Executive Director Cherie Isakson said.

"That's not to say the funds aren't important," Isakson said. "What this means is we will have to do a more intensive local campaign and count on the local folks to make up the funds we might not receive otherwise. We had been looking forward to saying to Porter County residents that the taxes were coming back here."

The clinic began its fund-raising campaign two months ago with a goal of \$1.8 million. Isakson said Hilltop House is grateful for the state's past support, but the current uncertainties and confusions about the state's finances make it hard to do grant applications because the clinic can't fill in budget figures with integrity.

The plan to divert Build Indiana funds, however, must still be approved by the State Board for Finance, which includes O'Bannon, a Democrat, and two Republicans, state Auditor Connie Nass and state Treasurer Tim Berry. That group will meet April 8.

The governor also said he plans to unilaterally cut an additional \$84.2 million that was set aside for state and higher education capital projects. Those expenditures actually were put on hold in September in anticipation of the lawmakers crafting a balanced budget plan.

So far, in the face of the budget crisis, the administration has identified at least \$782 million in cost-cutting measures, which includes a statewide hiring freeze, slashing \$250 million from the Medicaid budget and eliminating raises for state workers.

The governor's latest effort

to fix the budget is sure to anger lawmakers, who consider the Build Indiana Fund something akin to their personal piggy bank.

They use the money, which is generated through gambling revenue, to fund numerous community projects.

"I think lawmakers will be upset. I'm upset," said state Rep. Robert Kuzman, D-Crown Point, adding that lawmakers should consider returning for a special session to try to resolve the lingering budget problem.

"I blame it on the Senate Republicans," he added. "We (the Democratic-led House) passed a bailout (measure) to solve the budget problem and restructure taxes, but we got nothing back from Senate Republicans."

State Sen. William Alexa, D-Valparaiso, said that while some of his colleagues may be upset by the governor's action, they should have seen it coming, especially after budget negotiations collapsed.

"When you're talking about having to cut this deeply, I think anyone who didn't see it as a probability was blind," he said. "But in my mind, it's better to divert Build Indiana funds than make even bigger cuts in education or Medicaid, which would hurt our more vulnerable populations."

State Rep. Chet Dobis, D-Merrillville, agreed. "The governor needs to look for all the resources he can find to keep education cuts to a minimum."

"I'm sure anybody who's been around for a while understands that this was going to happen, so it should come as no surprise," he added. "We all have projects in the pipeline, but this doesn't mean they're dead."

In fact, O'Bannon said if lawmakers work out some kind of budget fix, possibly during a special session, funding for the projects could be restored.

At the same time, he chastised lawmakers for passing tens of millions of dollars in additional spending bills this session while failing to address the state's continuing budget shortfall.

The cuts being proposed by the administration, he insisted, "are one-time fixes rather than long-term solutions that I would have made if it were up to me alone, but it is not up to me alone."

"The legislature is an equal and separate branch of government, and while I can give the legislature plans and encourage their action, no one has the authority to actually make them work," O'Bannon said. "Their action depends on their will. Some have the will to act and others do not."

Because of the General Assembly's failure to reach a budget compromise, education officials admitted they are bracing for even more painful cuts.

"The technology grant money (cut Wednesday) was on hold anyway, so we didn't expect to get it, but next week is our concern," said Dennis Costerison, executive director of the Indiana Association of School Business Officials.

"When the second shoe falls," he said, "then you're talking about some dollars that will cut into the classroom, and may result in hundreds of teachers losing their jobs."

Terry Burns can be reached at tburns@howpubs.com or (317) 637-9078.

1. The first part of the paper discusses the importance of the study of the history of the United States. It is argued that the study of history is essential for understanding the present and for shaping the future. The author states that history is not just a collection of facts, but a way of thinking about the world.

2. The second part of the paper discusses the role of the government in the United States. It is argued that the government has a responsibility to protect the rights of its citizens and to promote the common good. The author states that the government should not be too big, but it should be strong enough to protect the people from external threats and internal corruption.

3. The third part of the paper discusses the role of the courts in the United States. It is argued that the courts are the guardians of the Constitution and the rights of the citizens. The author states that the courts should not be too powerful, but they should be able to check the power of the executive and legislative branches.

4. The fourth part of the paper discusses the role of the media in the United States. It is argued that the media is a powerful force in shaping public opinion and in holding the government accountable. The author states that the media should not be too biased, but it should be free to report the truth.

5. The fifth part of the paper discusses the role of the economy in the United States. It is argued that the economy is the foundation of the nation's prosperity and well-being. The author states that the government should not interfere too much in the economy, but it should ensure that the economy is fair and competitive.

6. The sixth part of the paper discusses the role of education in the United States. It is argued that education is the key to a better future. The author states that the government should ensure that all children have access to a quality education.

7. The seventh part of the paper discusses the role of the environment in the United States. It is argued that the environment is a precious resource that must be protected. The author states that the government should take steps to protect the environment from pollution and climate change.

8. The eighth part of the paper discusses the role of the military in the United States. It is argued that the military is a necessary part of the nation's defense. The author states that the military should be strong and ready to defend the country, but it should not be too powerful.

9. The ninth part of the paper discusses the role of the arts in the United States. It is argued that the arts are a vital part of the nation's culture and identity. The author states that the government should support the arts and ensure that they are accessible to all.

10. The tenth part of the paper discusses the role of the sciences in the United States. It is argued that the sciences are the key to understanding the world and improving the human condition. The author states that the government should support the sciences and ensure that they are used for the benefit of all.

11. The eleventh part of the paper discusses the role of the social sciences in the United States. It is argued that the social sciences are essential for understanding human behavior and society. The author states that the government should support the social sciences and ensure that they are used to improve the lives of the people.

12. The twelfth part of the paper discusses the role of the humanities in the United States. It is argued that the humanities are a vital part of the nation's culture and identity. The author states that the government should support the humanities and ensure that they are accessible to all.

13. The thirteenth part of the paper discusses the role of the law in the United States. It is argued that the law is the foundation of the nation's justice system. The author states that the government should ensure that the law is fair and that it is applied equally to all.

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16. The sixteenth part of the paper discusses the role of the legislative branch in the United States. It is argued that the legislative branch is responsible for making the laws of the country. The author states that the legislative branch should be representative of the people and should be able to check the power of the executive branch.

17. The seventeenth part of the paper discusses the role of the federal government in the United States. It is argued that the federal government has a responsibility to protect the rights of the citizens and to promote the common good. The author states that the federal government should not be too big, but it should be strong enough to protect the people from external threats and internal corruption.

18. The eighteenth part of the paper discusses the role of the state government in the United States. It is argued that the state government has a responsibility to protect the rights of the citizens and to promote the common good. The author states that the state government should not be too big, but it should be strong enough to protect the people from external threats and internal corruption.

19. The nineteenth part of the paper discusses the role of the local government in the United States. It is argued that the local government has a responsibility to protect the rights of the citizens and to promote the common good. The author states that the local government should not be too big, but it should be strong enough to protect the people from external threats and internal corruption.

20. The twentieth part of the paper discusses the role of the private sector in the United States. It is argued that the private sector is the engine of the nation's economic growth. The author states that the private sector should be free to operate, but it should be subject to the laws of the country.

21. The twenty-first part of the paper discusses the role of the non-profit sector in the United States. It is argued that the non-profit sector is a vital part of the nation's civil society. The author states that the non-profit sector should be free to operate, but it should be subject to the laws of the country.

22. The twenty-second part of the paper discusses the role of the religious sector in the United States. It is argued that the religious sector is a vital part of the nation's culture and identity. The author states that the religious sector should be free to operate, but it should be subject to the laws of the country.

23. The twenty-third part of the paper discusses the role of the media in the United States. It is argued that the media is a powerful force in shaping public opinion and in holding the government accountable. The author states that the media should not be too biased, but it should be free to report the truth.

24. The twenty-fourth part of the paper discusses the role of the economy in the United States. It is argued that the economy is the foundation of the nation's prosperity and well-being. The author states that the government should not interfere too much in the economy, but it should ensure that the economy is fair and competitive.

25. The twenty-fifth part of the paper discusses the role of education in the United States. It is argued that education is the key to a better future. The author states that the government should ensure that all children have access to a quality education.

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Proposed project cuts Gov. O'Bannon has proposed cutting the following local Build Indiana projects

<ul style="list-style-type: none"> ■ African American Achievers - Lake Co. \$10,000 ■ African American Achievers Youth - Lake Co. \$50,000 ■ African American United, Inc. - Lake Co. \$25,000 ■ Chesterton FD - Porter Co. \$90,000 ■ City of Gary - Lake Co. \$75,000 ■ City of Lake Station - fire truck - Lake Co. \$75,000 ■ City of Whiting - capital improvements \$50,000 ■ Clark High School - computer/technology - Lake Co. \$20,000 ■ Crown Point Community Art Center - Lake Co. \$10,000 ■ Crown Point FD - equipment - Lake Co. \$50,000 ■ Crown Point Meals on Wheels - equipment - Lake Co. \$15,000 ■ Crown Point PD - equipment - Lake Co. \$100,000 ■ Dyer Little League - capital improvements - Lake Co. \$5,000 ■ East Chicago Civic Little League - Lake Co. \$5,000 ■ East Chicago - Fire Department improvements - Lake Co. \$12,500 ■ East Chicago - FOP - Police Officer Memorial - Lake Co. \$7,500 ■ East Chicago - Police Department improvements - Lake Co. \$12,500 ■ East Chicago - Todd Park Kosciuszko Park improvements - Lake Co. \$50,000 ■ East Chicago Boys/Girls Club - Lake Co. \$7,500 ■ East Chicago Community Services - Lake Co. \$50,000 	<ul style="list-style-type: none"> - Lake Co. \$50,000 ■ East Chicago Schools - capital improvements - Lake Co. \$10,000 ■ Griffith - Cady Marsh Ditch improvement project - Lake Co. \$50,000 ■ Griffith - Katie Marsh Project - Lake Co. \$25,000 ■ Hebron FD - Porter Co. \$100,000 ■ Highland Boys Baseball - Lake Co. \$20,000 ■ Highland Little League - capital improvements - Lake Co. \$5,000 ■ Highland Parks & Recreation - improvements to baseball fields - Lake Co. \$70,000 ■ Hijos De Borinquen - Lake Co. \$7,500 ■ Ivy Tech Day Care building - Lake Co. \$7,500 ■ Ivy Tech Foundation - Community Health Center - Lake Co. \$25,000 ■ Lake County Fairgrounds - \$25,000 ■ Lake County Korean Veterans Memorial - \$13,000 ■ Lake County Veterans Memorial - \$7,500 ■ Lake Co. - Brother's Keeper - \$100,000 ■ Lake Co. - African American Achievers Youth Corp., Inc. - \$125,000 ■ Lake Co. - Black Oak Little League - \$6,000 ■ Lake Co. - Elrod Ready Elementary School, Griffith - \$2,500 ■ Lake Co. - Elsie Vadasworth Elementary School, Griffith - \$2,500 ■ Lake Co. - Franklin Elementary School - \$2,500 	<ul style="list-style-type: none"> Griffith \$2,500 ■ Lake Co. - Gary Civil Rights Hall of Fame \$100,000 ■ Lake Co. - Griffith Little League \$6,000 ■ Lake Co. - Hessville Community Center \$50,000 ■ Lake Co. - IU Northwest Technology Program - \$50,000 ■ Lake Co. - IUN Satellite Classroom Project \$25,000 ■ Lake Co. - IUNW Project Portal - \$25,000 ■ Lake Co. - Ivy Tech Health Education Center \$25,000 ■ Lake Co. - Lake Ridge Schools - \$7,500 ■ Lake Co. - Lake Ridge VFD - \$7,500 ■ Lake Co. - North Twp. Pauper Cemetery - new fence \$40,000 ■ Lake Co. - Ophelia Steen Community Center \$15,000 ■ Lake Co. - Peter J. Belfinger Elementary School, Griffith - \$2,500 ■ Lake Co. - Town of Beverly Shores Fire Department \$25,000 ■ Lake Co. - Town of Dune Acres - \$75,000 ■ Lake Dale FD - Lake Co. \$25,000 ■ Lake of the Four Seasons FD - equipment - Porter Co. \$50,000 ■ Liberty Twp. FD - Porter Co. \$30,000 ■ Lowell FD - Lake Co. \$50,000 ■ Lowell Parks Department - Lake Co. \$20,000 ■ Lowell PD - equipment - Lake Co. \$30,000 ■ Merrillville Conservancy District - Lake Co. \$500,000 ■ Merrillville VFD - Lake Co. \$50,000 ■ Millennium - \$2,500 	<ul style="list-style-type: none"> Project-landscaping/entrance construction - Merrillville-Lake Co. \$40,000 ■ Munster Little League - capital improvements - Lake Co. \$5,000 ■ National Civil Rights Museum - Lake Co. \$100,000 ■ North Lake Co. Children's Museum - Lake Co. \$150,000 ■ Northwest Family Services-classroom education equip./computers - Lake Co. \$20,000 ■ NW Indiana Hispanic Coordinating Council - capital projects - \$5,000 ■ NW Indiana Residents for Clean Air - capital projects - Lake Co. \$5,000 ■ Portage - Health Care Clinic equipment - Porter Co. \$15,000 ■ Portage - upgrade US 20 & Porter Ave. - Porter Co. \$65,000 ■ Portage - upgrade McCool & Portage Ave. - Porter Co. \$65,000 ■ Portage/Valpo Meals on Wheels - vans - Porter Co. \$35,000 ■ Porter - sanitary/storm sewer P/E - Porter Co. \$90,000 ■ Union Benefica Mexicana - Lake Co. \$7,500 ■ US Hispanic Leadership Institute - capital projects - Lake Co. \$5,000 ■ Valparaiso - Hilltop Neighborhood House equipment - Porter Co. \$10,000 ■ Valparaiso - Union VFD - Porter Co. \$100,000 ■ Whiting Little League - capital improvements - Lake Co. \$5,000 	<ul style="list-style-type: none"> ■ Wicker Park Improvements - Lake Co. \$10,000 ■ YMCA of Crown Point - building - Lake Co. \$25,000 ■ Brunswick Community Center - Lake Co. \$2,000 ■ Cedar Lake - Red Cedars Museum Rehabilitation, Lake Co. \$81,000 ■ Cedar Lake Enhancement Dredging - Lake Co. \$100,000 ■ Cedar Lake Public Access Site - Operation Dollars, Lake Co. \$4,500 ■ Cedar Lake Vol. Fire Dept. - Rescue Truck - Lake Co. \$85,000 ■ Crown Point Fire Training Tower - Lake Co. \$80,000 ■ Dyer Water Mains - Lake Co. \$20,000 ■ Lowell Field of Dreams - Lake Co. \$50,000 ■ Shelby Vol. Fire Dept. - Lake Co. \$20,000 ■ SMART School Project - Various Counties \$100,000 ■ Two Delivery Vehicles - Lake Co. \$19,200 ■ Winfield Senior Center - Lake Co. \$25,000 ■ Brunswick Community Center - Lake Co. \$10,000 ■ Calumet Council Boy Scouts - Lake Co. \$50,000 ■ Cedar Lake Little League - Lake Co. \$10,000 ■ Community Veterans' Memorial - Munster - Lake Co. \$100,000 ■ Duneland Chamber of Commerce - Signage Program - Porter Co. \$52,000 	<ul style="list-style-type: none"> ■ Quad Town Safety Village - Lake Co. \$50,000 ■ Union Volunteer Fire Dept. - Porter Co. \$85,000 ■ Washington Twp. Volunteer Fire Dept. - Porter Co. \$17,500 ■ Allen J. Warren Elementary School - Highland \$8,500 ■ Caldwell Elementary School - Hammond \$8,500 ■ Chesterton Fire Department - \$25,000 ■ Chesterton Police Station - \$25,000 ■ Clark High School - Whiting \$8,500 ■ Clark Middle School - Whiting \$8,500 ■ Gary Airport - \$50,000 ■ Griffith Cady Marsh Ditch - \$50,000 ■ Hobart Conservancy - \$25,000 ■ Hobart Road Widening Project - \$100,000 ■ Lake Station - Fire Truck and Equipment - \$100,000 ■ Merrillville - Parks and Historical Building \$40,000 ■ Portage - Parks Police and Firefighters Memorial - \$100,000 ■ Porter Sidewalk - \$25,000 ■ Rockville New Head Start Center - \$10,000 ■ Schererville - Hoosier Boys Town - \$25,000 ■ Valparaiso - Hilltop Community Health Center \$50,000 ■ Valparaiso - Fire Department \$75,000 ■ Zion Community Development - East Chicago \$50,000
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For a complete list of proposed projects to be cut, visit www.thetimesonline.com

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and the role of the accounting department in ensuring the integrity of the financial statements. It also highlights the need for transparency and accountability in the reporting process.

2. The second part of the document focuses on the implementation of internal controls to prevent fraud and ensure the accuracy of the financial data. It outlines the key components of a robust internal control system, including segregation of duties, authorization procedures, and regular monitoring.

3. The third part of the document addresses the challenges faced by the accounting department in managing complex financial transactions and the need for continuous improvement in the accounting process. It emphasizes the importance of staying up-to-date with the latest accounting standards and technologies.

4. The fourth part of the document discusses the role of the accounting department in providing valuable insights into the company's financial performance and the need for effective communication with management and stakeholders. It also highlights the importance of maintaining a strong relationship with the external auditors.

5. The fifth part of the document concludes by summarizing the key findings and recommendations of the study and emphasizes the need for ongoing collaboration and communication between the accounting department and other departments in the organization.

"I have ... to do whatever it takes to address the immediate needs of the budget."

Gov. Frank O'Bannon

BUILD INDIANA FUND TAKES BRUNT OF CUTS

Trims need approval by auditor or treasurer

By CAROLE CARLSON
Post-Tribune staff writer

Gov. Frank O'Bannon's budget ax fell Wednesday on local communities from Crown Point to Chesterton when the governor announced \$332 million in new spending cuts.

About \$248 million will come from the Build Indiana Fund, a pot of gambling revenue used in part by lawmakers for projects back in their districts for sewers, fire trucks and veterans memorials.

Meanwhile, officials at the state's six public universities and colleges urged O'Bannon to spare them from future cuts. In a letter, they asked the governor to reconvene the General Assembly.

Locally, the big losers are the Little Calumet River Basin, Crown Point High School, the Merrillville Conservancy District and the Gary Civil Rights Hall of Fame.

O'Bannon's budget whacking still needs final approval from at least one Republican, either state Treasurer Tim Berry or Auditor Connie Nass. The three officeholders make up the State Board of Finance, which must authorize such a transfer of gambling revenue to the general fund. O'Bannon said he will ask Nass and Berry to meet with him April 8 to consider the transfers.

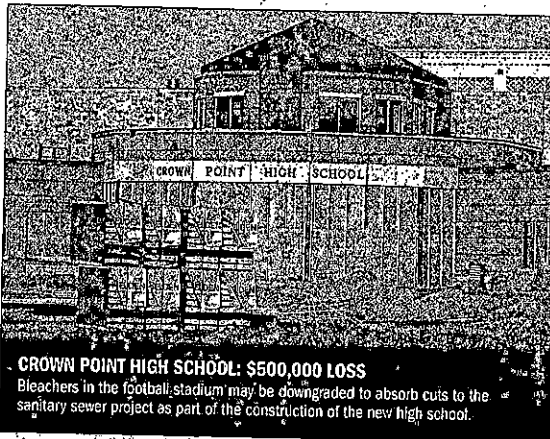
In addition, O'Bannon slashed money for school computers, building repairs, and research and development programs.

The cuts came on top of \$783 million already announced.

O'Bannon said they were needed to shore up a \$1.5 billion budget deficit. Lawmakers left town last week without addressing the deficit.

Please see CUTS, Page A4

LOCAL PROJECTS LOSE STATE FUNDING



CROWN POINT HIGH SCHOOL: \$500,000 LOSS

Bleachers in the football stadium may be downgraded to absorb cuts to the sanitary sewer project as part of the construction of the new high school.

ANDY LAVALLEY/POST-TRIBUNE



LITTLE CALUMET RIVER: \$2.5 MILLION LOSS

The \$181-million project is half done, but the loss of funds will bring the flood control project to a screeching halt.

POST-TRIBUNE FILE PHOTO

MORE INSIDE

Schools fight for funds

Six state university presidents urge Gov. O'Bannon "to take advantage of the momentum already established." Page A4

SOME BUILD INDIANA FUND PROJECTS AFFECTED

Key projects facing cuts

Project name	Amount lost
Little Calumet River Basin	\$2,500,000
CPHS sewer project	\$500,000
Merrillville Conservancy District	\$600,000
Civil Rights Hall of Fame	\$275,000
Crown Point High School	\$500,000
Hessville Community Center	\$150,000
Veterans Memorial, Munster	\$100,000

Projects spared

Project name	Amount allotted
Indianapolis Fire Station	\$1,500,000
Veterans Memorial, Munster	\$100,000
Parsons Police and Fire Station	\$100,000
New Chicago Fire Dept.	\$100,000
Indianapolis Fire Station	\$100,000
Cedar Lake Fire Dept. truck	\$85,000
Indianapolis Police Station	\$50,000

For a complete list of Build Indiana Fund projects affected by state budget cuts, turn to Page A4.

CUTS

Continued from Page A1

"I have no choice but to do whatever it takes to address the immediate needs of the budget," O'Bannon said at a Statehouse news conference.

Nass and Berry said they needed time to review the list of state and local projects that would be cut, but both struck conciliatory tones about O'Bannon's request.

"I would anticipate that we could come to agreement on many of these projects, if not most or all of them, and be able to assist so that we don't have to increase taxes in the state of Indiana," Berry said.

Hard-hit projects

Dan Gardner, executive director of the Little Calumet River Basin Commission, said the loss of \$2.5 million will bring the flood-control project to a screeching halt.

"Federal construction can't happen without the right of ways and state match in place," he said.

The \$181 million project is half done, Gardner said. It's a system of earthen levees along a 9-mile stretch of the river through Gary, Highland, Munster and Hammond.

Crown Point Community School Corp. Superintendent Steve Sprunger said the loss of \$500,000 for sanitary sewers would be absorbed by cutting other parts of the high school construction project. Bleachers in the football stadium, for example, could be downgraded, he said.

"This will put stress on the budget we haven't counted on. That's very bad news today."

Lawmakers' reply

Rep. Chester Dobbs, D-Merrillville, said he's been expecting O'Bannon to make a budget-cut announcement and wasn't surprised by his plan to hit lawmakers' hometown projects.

"The (MCD) sewer project is not an emergency. I'm disappointed that we got to this point, but I'm not surprised that this happened."

The longtime lawmaker said these cuts don't mean the projects will be forgotten. "I'm optimistic when we go back to special session sometime this year, once we resolve the budget crisis, all of these projects will be restored."

The conservancy district is under order by the state's Department of Environmental Management to clean up the treatment plant within the next

SCHOOLS FIGHT FOR FUNDS

Concerned with steep budget cuts, the presidents of six state universities addressed a joint letter to Gov. Frank O'Bannon. Here is their message.

An open letter to Gov. Frank O'Bannon

"Statewide, for fiscal years 2001 to 2003, Indiana's public colleges and universities are reeling from \$67 million in budget cuts. These are real. They have already happened. As grim as that is, we fear we may lose substantially more. We cannot sustain these losses without significant injury to our institutions. The effects of this damage will reverberate in the state for years.

"Those reductions will mean buildings will not be repaired; outdated or broken equipment will not be replaced; and our students will not have access to the technology used in today's marketplace.

"While our infrastructure and technology decline, so will our academic quality. The budget cuts will mean layoffs and unfilled vacancies, all translating into fewer professors in the classroom. Our top faculty will be enticed away by other states that are finding ways to invest in education.

"This scenario would be devastating to our students and to our state. We are asking you to take all possible action to ensure that those additional cuts do not occur.

"It is our hope for attracting business and its inherent economic benefits. It is our hope for raising the standard of living and salaries for all Hoosiers. It is our hope for reducing crime and improving health.

"We urge you to take advantage of the momentum already established. Let's reconvene the General Assembly, find that compromise and get the state's most important work done.

"If we act today, we will thrive tomorrow. If we delay, the promise of tomorrow may never be realized."

Lloyd W. Benjamin III, Indiana State
Bryan K. Blanchard, Vincennes
Myles Brand, Indiana
Blaine Brownell, Ball State
H. Ray Hoops, Southern Indiana
Martin C. Jischke, Purdue

two years. With the state money, MCD Executive Director Christine Savarese said she hoped to relieve homeowners of a \$9 surcharge on their monthly bills to offset the project cost. That surcharge likely will have to continue now, she said.

Sen. Samuel Smith Jr., D-East Chicago, said he's glad the cuts are directed at a variety of statewide projects rather than just education. "He (O'Bannon) has to do what he has to do," Smith said. "If that's going to help balance the budget, let's balance the budget."

Rep. Ralph Ayres, R-Chesterton, said he hopes O'Bannon's budget-cutting keeps its distance from public safety needs. He's also curious to see what

happens when O'Bannon's request is heard by Treasurer Berry or Auditor Nass.

"I would hope public safety issues would not be part of those cuts," he said.

Campus concerns

Meanwhile on Wednesday, the higher education leaders told O'Bannon the \$67 million in cuts already made from their programs have left them reeling. More cuts would cause substantial damage that would "reverberate in the state for years," the letter said.

The letter warned top faculty members would be enticed away by other states and buildings would not be repaired. Students would not have access

to technology needed for today's marketplace, they said.

The presidents reminded the governor that education is not part of the state's revenue problem. Rather, they said, it's part of the solution.

"It (education) is our hope for attracting business and its inherent economic benefits. It is our hope for raising the standard of living and salaries for all Hoosiers. It is our hope for reducing crime and improving health."

Reporter Lisa Shidler contributed to this report.

Reporter Carole Carlson can be reached at 648-3085 or by e-mail at ccarlson@posttrib.com.

Highland Boys Baseball	\$20,000
Highland Little League	\$5,000
Highland Parks & Recreation	\$70,000
Highland capital improvements	\$50,000
Hobart road widening	\$100,000

IV Tech Day Care Building	\$8,500
IV Tech Community Health Center	\$25,000
IV Tech, Gary	\$100,000
IV Tech Gary Health Education Center	\$75,000
Lake Co. Fairgrounds	\$25,000

Korean Veterans Memorial	\$13,000
Veterans Memorial	\$22,500
African American Achievers Youth Corp.	\$125,000
Black Oak Little League	\$8,000
Ready School, Griffith	\$2,500

Wadsworth School, Griffith	\$2,500
Franklin School, Griffith	\$2,500
Hessville Community Center	\$150,000
IUN technology program	\$50,000
IUN satellite project	\$25,000

Project Portal	\$25,000
Lake Ridge Schools	\$7,500
Lake Ridge Fire Dept.	\$7,500
North Twp. pauper cemetery	\$40,000
Opheia Steen Community Center	\$15,000

Beirigt School, Griffith	\$2,500
Lake Co., two delivery vehicles	\$15,000
Lake Dalecarlia Dam upgrade	\$168,300
Lake Hills Fire Dept.	\$20,000
Lake Station Fire Dept.	\$105,000

Lowell Field of Dreams	\$50,000
Lowell Parks Department	\$20,000
Lowell Police Department	\$30,000
Merrillville Conservancy District	\$50,000
Merrillville Fire Dept.	\$50,000

Merrillville Parks and Historical District	\$40,000
Millennium Project, Merrillville	\$40,000
Munster Little League	\$5,000
Munster, capital improvements	\$50,000
Frank H. Hammond School, Munster	\$8,500

Eads School, Munster	\$8,500
Elliot School, Munster	\$8,500
Munster High School	\$8,500
Wright Middle School, Munster	\$8,500
Community Veterans Memorial	\$50,000

North Lake Co. Children's Museum	\$150,000
Northwest Family Services	\$20,000
NW Indiana Hispanic Coordinating Council	\$5,000
NW Indiana Residents for Clean Air	\$5,000
Pulaski Park, Hammond	\$60,000

Towle Opera House, Hammond	\$50,000
Quad Town Safety Village	\$82,500
Downtown Schererville improvements	\$75,000
Homan School, Schererville	\$5,000
Lights for Joliet Street, Schererville	\$50,000

Pelifer School, Schererville	\$5,000
St. John Twp. Veterans Memorial	\$15,000
Watson School, Schererville	\$5,000
Union Benefica Mexicana	\$7,500
U.S. Hispanic Leadership	\$5,000

Whiting, capital improvements	\$60,000
Whiting Little League	\$5,000
Franklin School, Whiting	\$25,000
Clark High School, Whiting	\$8,500
Clark Middle School, Whiting	\$8,500

Hale School, Whiting	\$8,500
Whiting High School	\$8,500
Whiting Middle School	\$8,500
Whiting Public Library	\$50,000
Wicker Park Improvements	\$10,000

Woodmar Little League	\$5,000
YMCA Hammond	\$5,000
YMCA Crown Point	\$25,000
Brunswick Community Center	\$12,000
Parents as Teachers, Jane Ball School	\$5,000

Shelby Fire Dept.	\$20,000
Calumet Council Boy Scouts	\$50,000
Morning Bishop Playhouse	\$5,000
Campagna Academy	\$25,000

Porter County

Hebron Fire Dept.	\$100,000
Beverly Shores Fire Dept.	\$25,000
Town of Dune Acres	\$75,000
Portage Health Care Clinic	\$15,000
Upgrades to U.S. 20 & Porter Ave., Portage	\$85,000

Upgrades to McCool & Portage Ave., Portage	\$65,000
Portage Meals on Wheels	\$35,000
Washington Twp. Fire Dept.	\$17,500
Chesterton Police Dept.	\$25,000
Chesterton Town Hall expansion	\$42,800

Kouts Fire Dept.	\$45,000
Morgan Twp. Fire Dept.	\$42,800
Hilltop Community Health Center, Valparaiso	\$50,000
Hilltop Neighborhood House, Valparaiso	\$60,000

STATE PROJECTS AFFECTED BY BUDGET CUTS

Projects on track to receive Build Indiana funds this year:

Lake County

Independence Hill Conservancy	\$22,000
Cady Marsh Ditch, Griffith	\$50,000
Cedar Lake Fire Dept. rescue truck	\$85,000
St. John Twp. Veterans Memorial	\$10,000
Community Veterans Memorial, Munster	\$100,000

Gary YWCA capital campaign	\$25,000
Griffith police station renovation	\$75,000
Hobart Conservancy	\$25,000
Lake Dalecarlia Fire Dept.	\$25,000

Lowell Fire Dept.	\$50,000
New Chicago Fire Dept.	\$100,000
NWI Police Academy	\$25,000
New Chicago fire truck	\$50,000
Lake Station fire truck equipment	\$100,000

Porter County

Porter sanitary storm sewers	\$90,000
Lake of the Four Seasons Fire Dept.	\$50,000
Chesterton Fire Dept.	\$25,000
Union Volunteer Fire Dept.	\$198,000
Liberty Twp. Fire Dept.	\$89,900

Pine Twp. Fire Dept.	\$50,000
Duneland Chamber of Commerce signs	\$52,000
Valparaiso Fire Dept.	\$75,000
Union Twp. Fire Station	\$113,000
Porter sidewalks	\$25,000

Portage Police and Firefighters Memorial	\$100,000
Ogden Dunes emergency access road	\$25,000

Projects that expected Build Indiana funds this year but may get cuts:

Lake County

Crown Point High School sewers	\$600,000
Little Calumet River Basin Commission	\$2,500,000
Brothers Keeper	\$150,000
Clark High School computer/technology	\$20,000
Crown Point Community Art Center	\$10,000

Crown Point Fire Dept. equipment	\$50,000
Crown Point Meals on Wheels	\$15,000
Crown Point police equipment	\$100,000
Crown Point fire training tower	\$80,000
Red Cedars Museum rehabilitation	\$70,000 - 81,000

Cedar Lake dredging	\$100,000
Cedar Lake public access site	\$4,500
Cedar Lake Little League	\$10,000
Dyer Little League	\$5,000
Dyer capital improvements	\$50,000

Dyer water mains	\$20,000
East Chicago Civic Little League	\$5,000
East Chicago Fire Dept. improvements	\$12,500
East Chicago Police Officer Memorial	\$115,000
East Chicago Police Dept. improvements	\$12,500

East Chicago Todd Park, Kosciuszko Park	\$50,000
East Chicago Boys & Girls Club	\$7,500
East Chicago Community Services	\$50,000
East Chicago Schools capital improvements	\$10,000
East Chicago School Fitness Center	\$50,000

East Chicago GEMS Inc.	\$200,000
Faith Temple, East Chicago, CDC	\$25,000
Gary	\$5,000
Civil Rights Hall of Fame	\$275,000
Gary/Chicago Airport	\$50,000

Cady Marsh Ditch	\$75,000
Griffith Little League	\$5,000
Bethany Child Care Center, Hammond	\$15,000
Challenger Learning Center	\$50,000
Hammond Boys & Girls Club	\$27,000

Jefferson School, Hammond	\$30,000
Hammond Youth Golf Course	\$50,000
Haven House, Hammond	\$60,000
Caldwell School, Hammond	\$8,500
Edison School, Hammond	\$8,500

Eger School, Hammond	\$8,500
Gavit High, Hammond	\$8,500
Gavit Middle School, Hammond	\$8,500
Black Expo, Hammond	\$50,000
Harding School, Hammond	\$8,500

Orchard Drive School, Hammond	\$8,500
Kenwood School, Hammond	\$8,500
Riley School, Hammond	\$8,500
Scott School, Hammond	\$8,500
Lincoln School, Hammond	\$8,500

Morton Elementary, Hammond	\$8,500
Morton High, Hammond	\$8,500
Wilson School, Hammond	\$8,500
Harbor Little League	\$5,000
Johnston School, Highland	\$13,500

Merkley School, Highland	\$13,500
Highland High	\$8,500
Highland Middle School	\$8,500
Southridge playground, Highland	\$13,000
Warren School, Highland	\$13,500

ATTORNEYS AT LAW
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LEGAL ASSISTANTS
DEBRA L. KOZLOWSKI
ANGELA M. OGRENZ
TERESA G. COOK

FINANCIAL COORDINATOR
JULIE MALKOWSKI

March 25, 2002

Lonnie Therber
THERBER, BROCK & KRAMER, INC.
101 West Ohio Street, Suite 1750
Indianapolis, IN 46204

**VIA FACSIMILE (317) 686-9102
AND REGULAR FIRST CLASS MAIL**

RE: Little Calumet River Basin Development Commission Portage Marina Revenue
Bonds

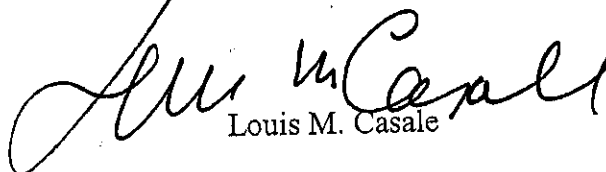
Dear Lonnie:

Approximately two weeks ago I discussed the above matter with your partner, Mr. Brock. He stated you and he would run numbers on the possibility of saving money by refinancing the revenue bonds issued by the Development Commission for construction of the Portage Marina. I have called on several occasions to request these numbers but have not had success in obtaining them. Please contact me with your analysis regarding the feasibility of saving taxpayer dollars by refinancing these bonds. Our next meeting is the first Thursday of April and I would like to make a report on or before that meeting. Obviously, interest rates appear to be rising and time is of the essence.

Thanks for this and your cooperation in past matters. If there are any questions, please do not hesitate to contact me.

Sincerely,

CASALE, WOODWARD & BULS, LLP



Louis M. Casale

LMC/amo
cc: William Tanke
Dan Gardner

Appellate • Bankruptcy • Business Litigation • Civil Rights • Collection Law • Construction • Corporate • Criminal Defense
Estate Planning • Government Law • Healthcare • Insurance Law • Labor & Employment • Medical Malpractice
Personal Injury • Probate • Products Liability • Real Estate • Worker's Compensation

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
FINANCIAL STATEMENT
JANUARY 1, 2001 - FEBRUARY 28, 2002

CASH POSITION - JANUARY 1, 2002

CHECKING ACCOUNT	
LAND ACQUISITION	14,521.85
GENERAL FUND	171,753.88
TAX FUND	0.00
INVESTMENTS	1,530,399.10
ESCROW ACCOUNT INTEREST	100.57
	<hr/>
	1,716,775.40

RECEIPTS - JANUARY 1, 2001 - FEBRUARY 28, 2002

LEASE RENTS	13,400.00
INTEREST INCOME(FROM CHECKING & FIRST NATL)	314.65
LAND ACQUISITION	92,147.70
ESCROW ACCOUNT INTEREST	115.23
MISC. INCOME	
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE	145.81
PROCEEDS FROM VOIDED CHECKS	1,500.00
Ck#7254 N. NIMETZ	1,500.00
TOTAL RECEIPTS	<hr/>
	107,623.39

DISBURSEMENTS - JANUARY 1, 2001 - FEBRUARY 28, 2002

ADMINISTRATIVE	
2001 EXPENSES PAID IN 2002	94,996.71
PER DIEM	3,700.00
LEGAL SERVICES	1,538.66
NIRPC	28,765.95
TRAVEL & MILEAGE	483.60
PRINTING & ADVERTISING	0.00
BONDS & INSURANCE	77.00
TELEPHONE EXPENSE	562.51
MEETING EXPENSE	1,576.07
LAND ACQUISITION	
LEGAL SERVICES	15,160.89
APPRAISAL SERVICES	3,700.00
ENGINEERING SERVICES	15,698.63
LAND PURCHASE CONTRACTUAL	6,375.00
FACILITIES/PROJECT MAINTENANCE SERVICES	8,555.00
OPERATIONS SERVICES	0.00
LAND MANGEMENT SERVICES	32,934.80
SURVEYING SERVICES	0.00
MISCELLANEOUS EXPENSES	0.00
ECONOMIC/MARKETING SOURCES	380.00
PROPERTY & STRUCTURE COSTS	2,173.00
MOVING ALLOCATION	0.00
TAXES	0.00
PROPERTY & STRUCTURES INSURANCE	0.00
UTILITY RELOCATION SERVICES	3,398.21
LAND CAPITAL IMPROVEMENT	0.00
STRUCTURAL CAPITAL IMPROVEMENTS	345.00
TOTAL DISBURSEMENTS	<hr/>
	125,424.32

CASH POSITION - FEBRUARY 28, 2002

CHECKING ACCOUNT	
LAND ACQUISITION	57,415.05
GENERAL FUND	110,941.72
TAX FUND	
INVESTMENTS	
FIRST NATIONAL BANK	700,000.00
(BASE CAPITAL INVESTMENT)	4/26/2002
FIRST NATIONAL BANK	76,728.00
(MISC INTEREST/RENTAL INVESTMENT)	4/26/2002
FIRST NATIONAL BANK	46,000.00
(MISC INTEREST/RENTAL INVESTMENT)	4/26/2002
BANK ONE	158,037.62
(LEL MONEY)	MONEY MARKET
BANK ONE	141,139.79
(MARINA SAND MONEY)	MONEY MARKET
BANK ONE	17,846.75
(STATE DRAW MONIES)	MONEY MARKET
BANK ONE	387,941.97
(GARY PARKS & REC MONIES)	MONEY MARKET
TOTAL INVESTMENTS	<hr/>
	1,527,694.13
ESCROW ACCOUNT INTEREST AVAILABLE	215.80
	<hr/>
	1,696,266.70

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
MONTHLY BUDGET REPORT, MARCH 2002

	2002	6 MONTH						UNALLOCATED
	BUDGET	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	ALLOCATED BUDGETED
							TOTAL	BALANCE
5801 PER DIEM EXPENSES	16,000.00	400.00	0.00	0.00			400.00	15,600.00
5811 LEGAL EXPENSES	8,500.00	1,102.33	670.33	1,522.33			3,294.99	5,205.01
5812 NIRPC SERVICES	125,000.00	9,166.68	9,877.00	9,953.97			28,997.65	96,002.35
5821 TRAVEL/MILEAGE	14,000.00	153.20	0.00	0.00			153.20	13,846.80
5822 PRINTING/ADVERTISING	5,000.00	0.00	56.67	465.62			522.29	4,477.71
5823 BONDS/INSURANCE	7,500.00	0.00	77.00	0.00			77.00	7,423.00
5824 TELEPHONE EXPENSES	7,000.00	356.03	391.21	554.13			1,301.37	5,698.63
5825 MEETING EXPENSES	8,000.00	98.57	0.00	0.00			98.57	7,901.43
5838 LEGAL SERVICES	125,000.00	7,875.89	6,320.57	6,146.94			20,343.40	104,656.60
5840 PROFESSIONAL SERVICES	500,000.00	24,865.61	39,996.25	31,588.45			96,450.31	403,549.69
5860 PROJECT LAND PURCHASE EXP.	3,170,188.00	2,275.00	0.00	4,800.00			7,075.00	3,163,113.00
5881 PROPERTY/STRUCTURE INS.	25,000.00	0.00	0.00	0.00			0.00	25,000.00
5882 UTILITY RELOCATION EXP.	200,000.00	0.00	0.00	0.00			0.00	200,000.00
5883 PROJECT LAND CAP. IMPROV.	250,000.00	0.00	0.00	0.00			0.00	250,000.00
5884 STRUCTURES CAP. IMPROV.	25,000.00	345.00	0.00	0.00			345.00	24,655.00
	4,486,188.00	46,638.31	57,389.03	55,031.44			159,058.78	4,327,129.22

22

	2002	12 MONTH						UNALLOCATED
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	ALLOCATED BUDGETED
							TOTAL	BALANCE
5801 PER DIEM EXPENSES	16,000.00						400.00	15,600.00
5811 LEGAL EXPENSES	8,500.00						3,294.99	5,205.01
5812 NIRPC SERVICES	125,000.00						28,997.65	96,002.35
5821 TRAVEL/MILEAGE	14,000.00						153.20	13,846.80
5822 PRINTING/ADVERTISING	5,000.00						522.29	4,477.71
5823 BONDS/INSURANCE	7,500.00						77.00	7,423.00
5824 TELEPHONE EXPENSES	7,000.00						1,301.37	5,698.63
5825 MEETING EXPENSES	8,000.00						98.57	7,901.43
5838 LEGAL SERVICES	125,000.00						20,343.40	104,656.60
5840 PROFESSIONAL SERVICES	500,000.00						96,450.31	403,549.69
5860 PROJECT LAND PURCHASE EXP.	3,170,188.00						7,075.00	3,163,113.00
5881 PROPERTY/STRUCTURE INS.	25,000.00						0.00	25,000.00
5882 UTILITY RELOCATION EXP.	200,000.00						0.00	200,000.00
5883 PROJECT LAND CAP. IMPROV.	250,000.00						0.00	250,000.00
5884 STRUCTURES CAP. IMPROV.	25,000.00						345.00	24,655.00
	4,486,188.00						159,058.78	4,327,129.22

CLAIMS PAYABLE FOR MARCH 2002

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5811	CASALE, WOODWARD & BULS, LLP	283.33	RETAINER FEE BILLED THROUGH 3/25/02
5811	CASALE, WOODWARD & BULS, LLP	1,239.00	ADDITIONAL LEGAL SERVICES THROUGH 3/25/02
5812	NIRPC	9,953.97	SERVICES PERFORMED FEBRUARY 2002
5822	HOLDEN GRAPHIC SERVICES	465.62	PURCHASE OF ACCOUNTS PAYABLE CHECKS INV#415309
5824	WORLDCOM (MCI)	59.43	BILLING PERIOD 2/15/02-3/14/02
5824	VERIZON	343.38	BILLING PERIOD 3/16/02-4/16/02 (TOTAL BILL 466.34 KRBC 122.96)
5824	A T & T	151.32	BILLING PERIOD 2/3/01-2/25/01 COMMISSION CALLING CARD BILL
5838	CASALE, WOODWARD & BULS, LLP	6,146.94	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 3/25/02
5841	SNELL REAL ESTATE EVALUATION CO INC	7,500.00	BALANCE OF APPRAISAL FEE FOR DC-1198
5842	R. W. ARMSTRONG	6,929.45	PROFESSIONAL SERVICES FOR PERIOD ENDED 3/15/02
5843	LAKE COUNTY RECORDER	62.00	RECORDING FEES FOR DC-69B,DC-577 & DC-1029
5843	SRI INC	120.00	RECORDING FEES FOR DC740,741,745,746,755,758,812 & DC814
5843	SRI INC	4,200.00	PROCESSING FEES FOR DC740,741,745,746,755,758,812, & DC814
5843	TICOR TITLE INSURANCE COMPANY	270.00	TITLE WORK PREFORMED FOR DC-480
5843	TICOR TITLE INSURANCE COMPANY	385.00	TITLE WORK PREFORMED FOR DC-751
5844	JAMES POKRAJAC	5,125.75	ENGINEERING/LAND MANAGEMENT SERVICES 3/1/02-3/15/02
5844	JUDITH VAMOS	2,737.50	LAND ACQUISITION/MANAGEMENT SERVICES 3/5/02-3/15/02
5844	SANDY MORDUS	318.50	CREDITING TECHNICIAN SERVICES 3/4/02-3/14/02
5844	G. LORRAINE KRAY	675.25	CREDITING TECHNICIAN/LAND ACQUISITION ASST 3/6/02-3/14/02
5847	DLZ	3,265.00	PROFESSIONAL SERVICES FOR PERIOD ENDED 3/16/02
5861	JOAN M. GERLING	1,300.00	UNIFORM EASEMENT ACQUISITION OFFER FOR DC-1037
5861	JAMED K. SPENCE & BILLIE J. SPENCE	1,750.00	UNIFORM EASEMENT ACQUISITION OFFER FOR DC-1036
5861	PHYLLIS BUBALA	1,750.00	UNIFORM EASEMENT ACQUISITION OFFER FOR DC-1035

TOTAL 55,031.44

WORK STUDY SESSION
ENGINEERING COMMITTEE

APRIL 4, 2002

Bob Huffman, Committee Chairman

*asked
get Hartsdale
and report to
Peshkin
in FDM*

*Louise
used sub
for in-project*

1. New report every month on "COE/LCRBDC Engineering Coordination Reports"
 - Presents monthly update on status of progress regarding V.E. cost savings items, outstanding project issues, ongoing project concerns, and outstanding technical issues.
2. A meeting is scheduled for April 15, 2002 to review utility coordination.
 - We will discuss COE/LCRBDC responsibilities to obtain utility information
 - Establish step by step procedure for getting a signed agreement.
3. A meeting is scheduled for May 2, 2002 with the COE & GSD to review ongoing concerns by the GSD regarding project impacts in Gary
 - (14) original issues addressed by GSD will be on the agenda and we will try to come to a common resolution/understanding.
4. We received a breakdown from the COE on April 2, 2002 regarding cost overruns on previous contracts.
 - Each contract has a breakdown for the description of the change, \$ change, the original contract amount, and their comments.
5. An engineering/recreation coordination meeting was held with NICTD on March 11' 2002.
 - Pages 15-16 of the attachments to the engineering report have a list of concerns listed by NICTD and Page 17 lists the resolutions.
6. The County submitted a letter for our information on March 15, 2002 indicating that they are presently installing a pump station at the Hartsdale Pond (See pages 22-23 of the attachments to the Engineering Report).
 - This is the first step by the County in making the clay useable for our next project by making it dry.
7. A pre-bid meeting for "In Project Mitigation" was held on March 18, 2002.
 - Tentative bid opening is April 4; award the end of May; and construction start in June, 2002.
8. A meeting is scheduled for 10:00 a.m. on April 11, 2002 with the Lake County Surveyor's Office regarding the staking out of the 75' drainage easement.

PROJECT ENGINEERING
MONTHLY STATUS REPORT
For meeting on Thursday, April 4, 2002

(Information in this report is from February 27, 2002 – March 22, 2002)

STATUS (Stage II Phase 1) Harrison to Broadway – North Levee:

1. Project completed on July 10, 1992.
Dyer Construction – Contract price \$365,524
2. Harrison Street – INDOT raising of bridge over I-80/94 approx. 7' at the bridge.
 - A. We submitted a ROE to INDOT on January 16th, 2002 for a temporary easement on our property South of I-80/94 and East of Harrison St. to allow them to construct their bridge raise.
 - Construction started on March 5, 2002 and is scheduled to be completed by November 27th, 2002. Superior Construction was successful bidder.

STATUS (Stage II Phase II) Grant to Harrison – North Levee:

1. Project completed on December 1, 1993.
Dyer/Ellas Construction – Contract price \$1,220,386
2. Georgia Street – INDOT raising of bridge over I-80/94 approximately 7' at bridge.
 - A. We submitted a ROE to INDOT to do soil borings on LCRBDC property on March 21, 2002.
 - B. This project is scheduled to be let in November 2002; construction start in spring of 2003; and completion in the fall of 2003.

STATUS (Stage II Phase 3A) Georgia to Martin Luther King – South Levee:

1. Project completed on January 13, 1995.
Ramirez & Marsch Construction – Contract price \$2,275,023

Landscaping Contract (This contract includes all completed levee segments – installing, planting zones, seeding, and landscaping):

1. Dyer Construction – Final contract cost \$1,292,066
 - Overrun (over original bid) \$200,016Project completed June 11, 1999

STATUS (Stage II Phase 3B) Harrison to Georgia – South Levee:

1. Rausch Construction started on 11/20/95. (Construction is now completed)
 - Current contract amount - \$3,477,249.66
 - Original contract amount - \$3,293,968.00
 - Amount overrun - \$183,281.66 (5.6%)
2. A final inspection with the LCRBDC and the COE will be scheduled for this entire portion of the project no later than **June of 2002.**

STATUS (Stage II Phase 3C2) Grant to Harrison: (8A contract)

1. The final inspection, and punch list items have been completed. We received a letter from the COE on November 22nd, 2000, indicating Webb Construction has completed this work in accordance with the provisions of the plans and specs.
 - Currently, \$3,915,178.36 has been spent on this project.
 - Overrun (over original bid) \$463,196

STATUS (Stage II Phase 4) Broadway to MLK Drive – North Levee:

1. Project is completed.
 - Current contract amount - \$4,186,070.75
 - Original contract amount - \$3,089,692.00
 - Amount overrun - \$1,096,378 (36%)
2. A final inspection will be scheduled with the LCRBDC and the COE for this entire project, including the Ironwood stormwater pumping station, no later than **May, 2002**
3. **Refer to the “General” Section of this report, Item #2 for information from the COE regarding a high percentage of overrun onto the original contract.**

STATUS (STAGE III) Chase to Grant Street:

1. Project completed on May 6th, 1994.
Kiewit Construction – Contract price \$6,564,520.

STAGE III DRAINAGE REMEDIATION PLAN.

1. COE estimates approx. \$1 million to do this work. \$800,000 for ditches and pumps, \$50,000 to engineer an 18,500 GPM pump station West of Grant St. & remainder toward work with the City of Gary.
2. The scope of this project is to include the following:
 - A. Lift stations West of Grant to remediate drainage problems due to Stage III construction
 - B. East Reach remediation lift station for interior drainage
 - C. East Reach remediation demolition – We received an email from the COE on February 25th, 2002, indicating we may be able to release all demo projects in a future 8A contract.
 - D. Extending the combination sewer East of Grant Street, North to our line of protection
3. Tentative schedule is to advertise **April 2002** and start construction in **June 2002**.
4. Met with NIPSCO on January 30, 2002 to give them engineering drawings for review.
 - **NIPSCO signed the ROE for this project on March 15. We attached a letter of intent to the agreements assuring that the COE will modify their plans and specs to accommodate NIPSCO’s engineering and field concerns.**

STATUS (Stage IV Phase 1 - North) Cline to Burr (North of the Norfolk Southern Railroad:

1. IV-1 (North) The drainage system from Colfax to Burr Street North of the Norfolk Southern RR.
 - Current contract amount – \$2,956,964.61
 - Original contract amount - \$2,708,720.00
 - Amount overrun - \$248,244.60 (9%)

2. The final inspection was held on August 30th, 2001, and tools & manuals were given to the LCRBDC.
3. We received "as built" drawings from the COE on March 13, 2002. The only item needed to be completed is to establish turf growth in all areas. 1-2
4. A problem was presented to the Commission at our February 7th Board meeting by residents north of the drainage ditch between Colfax and Calhoun.
 - The water does not flow along the ditch, the side slopes of the ditch are eroding and washing into the concrete bottom, and land south of the ditch is inaccessible.
 - We wrote a letter to the COE on March 4th stating these concerns. 3-4

STATUS (Stage IV Phase 1 – South) (South of the N.S. RR.)

1. Dyer Construction was low bidder. Given 450 days to complete
 - Current contract amount - \$4,266,494.35
 - Original contract amount - \$3,862,736.65
 - Amount overrun - \$403,757.70 (10%)
2. Overall construction is now complete. The COE did a preliminary walk-thru with the contractor on October 17th, 2001, and comprised a preliminary punch list.
 - An inspection is anticipated for Spring, 2002.
3. WIND Radio facilities:
 - A. WIND has damaged the completed levee segment and suggest that the cost to repair this could be done as part of the expense of repairing their ground system.
 - B. We received an email from Paul Easter on January 30th, 2002, indicating they would accept fence, charge \$53,900 for grounding, and want us to pay \$4,975 for levee repairs.
 - C. A letter was sent to the COE on March 4, 2002 enclosing copies of all the cost breakdowns from WIND. We need to get approval for these costs for crediting. 5-6
 - The combined cost for fencing, levee repair, and grounding installation would be \$63,075.
 - D. We received a letter from WIND's attorney on March 12, 2002 requesting payment for these items. 7-8

STATUS (Stage IV Phase 2A) Burr to Clark – Lake Etta:

1. Dyer Construction-95% complete.
 - Current contract amount - \$3,329,463.66
 - Original contract amount - \$2,473,311.50
 - Amount overrun - \$856,152 (34%)
2. The North Burr Street stormwater pumping station has been completed.
 - A. The complete auxiliary power hook-up has been completed by Austgen Electric and an inspection will be scheduled with the COE and GSD to complete this segment.
3. Refer to the "General" Section of this report, Item #2 for information from the COE regarding a high percentage of overrun onto the original contract.

STATUS (Stage IV Phase 2B) Clark to Chase

1. The final inspection was held with the COE and Dyer Construction on July 23rd, 2001, and we received the O&M Manuals.

2. Project money status:
 - Current contract amount - \$1,948,053.31
 - Original contract amount - \$1,530,357.50
 - Amount overrun - \$417,696 (27%)
3. **Refer to the General" Section of this report, Item #2 for information from the COE regarding a high percentage of overrun onto the original contract.**

STATUS (Betterment Levee – Phase 1) E.J. & E. Railroad to, and including Colfax North of the NIPSCO R/W (Drainage from Arbogast to Colfax, South of NIPSCO R/W):

1. The bid opening was held on May 9th, 2000
 - The low bidder is Dyer Construction.
 - Current contract amount - \$2,228,652.16
 - Original contract amount - \$2,074,072.70
 - Amount overrun - \$113,604.62 (6%)
2. The final inspection was held on August 30th, 2001. **Completed.**
 - **We received "as built" drawings, guarantees and warranties, and manufacturers O&M manuals from the COE on March 13, 2002.** 9-10
3. The drainage ditch north of the Mansards is having sloughing problems that should be corrected when Burr Street Phase II is completed.

STATUS (Betterment Levee – Phase 2) Colfax to Burr Street, then North NSRR, then East (North of RR R/W) ½ between Burr and Clark, back over the RR, then South approx. 1,400 feet:

1. We wrote a letter to the COE on May 21st, 2001, requesting final information for all utility re-locates in order that we may proceed with agreements.
 - We received an email from the COE on November 20th, 2001, indicating that this project is currently on hold and that they are concentrating their efforts on other segments.
2. The projected government estimate for this project is approximately \$3.6 million.
 - **LCRBDC has reviewed** spending through 2003 (this biennium) to establish priorities. The \$5.5 million **will not allow** this construction due to land acquisition and utility re-locates in the West Reach.
3. **We received a letter from the COE on March 7, 2002 indicating that our failure to complete this phase of construction could affect the completion of the entire project & could place residents at risk for flood damages.** 11-13

STATUS (Stage V Phase 1) Wicker Park Manor:

1. Project completed on September 14, 1995.
Dyer Construction – Contract price \$998,630

STATUS (Stage V Phase 2):

1. With the approved \$5.5 million for this biennium and with \$5.5 million assumed for the next biennium, we project a fall, 2005 advertising date.
2. A utility coordination meeting was held on November 16th, 2000 with all pipelines, utilities, etc. that will be impacted in the NIPSCO corridor West of Kennedy Ave.

- A. We have received cost information from the pipeline companies to do the work necessary to accommodate I-walls. The total cost in this corridor and for 2 directional bores west of the RR will total approximately \$1.1 million.
- B. We made a request to NIPSCO on August 22nd for copies of all subordinated agreements with other pipelines to allow our attorney to review their responsibilities to repair or modify their pipelines.
 - LCRBDC attorney has reviewed the agreements we submitted to determine compensability issues.
3. We requested an email from Highland/COE regarding drainage concerns with INDOT in the area around and adjacent to the Tri-State Bus terminal.
 - A. We received a letter from the COE dated May 24th, 2001 (on July 3rd) indicating to INDOT that the ponding in this area is likely to be substantially greater and it would be in the best interest of the community if they would include a pumping unit.
 - We received the hydrology information for the area around the Wicker Park Golf Course from the COE on January 18th, 2002; **and forwarded this information to North Township.**
 - B. We received a letter from INDOT to North Township on February 26th, 2002, indicating that rather than installing a pump station, they would divert water flows through culverts to the existing 81st St. pump station.
4. We received a request from the COE on September 26th, 2001, to obtain additional information on the pipeline corridor for locations and elevations.
 - We submitted a letter to the COE on February 21st, 2002 requesting that they complete the field work to obtain the remaining information to complete their design.
 - **This will be an item of discussion at our upcoming utility coordination meeting scheduled for April 15, 2002.**

STATUS (Stage V Phase 3) Woodmar Country Club:

1. Refer to Land Acquisition report for status of appraisal process and revised schedule.
 - **The current schedule shows a March 2003 advertising date. This date has been pushed back due to funding restrictions.** The construction sequence due to hydrology will push construction back in the schedule.
2. Appraisal work ongoing (refer to Land Acquisition report).
3. This project will be done after all other construction between Cline Ave. and Northcote is completed due to hydrology concerns with installing the control structure as part of the project.

STATUS Stage VI – Phase 1 (Cline to Kennedy – North of the river, and Kennedy to Liabe, South of the river.):

1. The COE is currently planning to advertise this project in October, 2003, award in February of 2004, and start construction in April, 2004. This will be advertised at the same time as Stage VI-2. The contract estimate for Stage VI-1 in 1998 was \$7.7 million.
2. Lands in ownership by Hammond include approx. 62 acres and when the appraisal is completed, we will coordinate with Hammond for turnover of these lands for our project. (Appraisal is ongoing)

3. Highland properties were completed (plats & legals) by DLZ and given to Dale Kleszynski (appraiser) at our July 19th, 2001 Real Estate meeting. (Approx. 62 acres.) (See Land Acquisition Report)
4. A letter was sent to the COE on November 15th, 2001, requesting a list of all utilities, locations, costs, etc. in order that we may proceed with utility re-location agreements in a timely manner.
 - We received a list of all re-locations, utilities, points of contact, what actions were taken, on January 14th, 2002, but not locations, costs, or information necessary to begin our utility re-location process.
 - **This will be an item of discussion at our upcoming utility coordination meeting scheduled for April 15, 2002.**
5. The COE is currently scheduled to modify the levee cross-sections in the Kennedy Industrial Park initially, then to do other areas. We sent an email on February 19, 2002 and the COE will begin this process after they complete their other priorities. **(Ongoing)**

STATUS Stage VI – Phase 2 (Liable to Cline – South of the river.):

1. Rani Engineering was awarded the A/E contract by the COE in January 2000. (They are out of St. Paul, Minnesota.)
2. It is the intent of the COE to advertise this segment simultaneously and separately from Stage VI-1. The anticipated schedule is to advertise in October, 2003, award in February of 2004, and start construction in April, 2004.
3. We responded to their 100% submittal on January 10th, 2002, and indicated that many of the 50% comments were not addressed or considered. (Responses available upon request.)

STATUS (Stage VII) Northcote to Columbia:

1. The final contract with Earth Tech to do the A/E work for this stage/phase of construction was signed and submitted by the COE on December 21st, 1999.
2. We sent a letter to the COE on February 1 with comments to their 75% submittal indicating a number of concerns and requesting another review opportunity prior to the 100% review. **(Ongoing)**

STATUS (Stage VIII) Columbia to the Illinois State Line):

1. The A/E award was given to S.E.H. (Short, Elliot & Henderson Inc.)
2. The clay line of protection will be needed and the contractor (Kankakee Valley) estimated this cost to be \$17,267.57. The COE is currently checking on whether they can pay this out using them as a sole source (as a project cost).
 - **We received a letter from N.W. Engineering to the COE dated March 7, 2002 requesting a completion date no later than April 8th to issue a sole contract between the COE & the bridge contractor.**
3. We received a letter from NICTD dated October 9th, 2001 with the engineering/recreational design concerns in the area under I-80/94.
4. **A meeting was held with NICTD on March 11th to review recreation trail re-alignment, review hydraulic information, and discuss other local and COE concerns.**

- SEH responded to NICTD concerns on March 6th relative to the October 10, 15-17 2001 letter.
- We received minutes of the meeting on March 18th (Available upon request).

East Reach Remediation Area – North of I-80/94, MLK to I-65:

1. Project cost information
 - Current contract amount - \$1,873,784.68
 - Current contract amount - \$1,657,913.00
 - Amount overrun - \$215,971 (13%)
2. A final inspection was held with the COE and Dyer Construction on July 23rd, 2001 and we received copies of the O&M manuals.
 - We received “as-built” drawings from the COE on June 25th and distributed to the city of Gary on June 27th.

Mitigation (Construction Portion) for “In Project” Lands:

1. **The COE advertised this portion of construction in March, 2002. The bid opening is scheduled for April 4; award scheduled for end of May; and construction start in June 2002.**
2. They are proposing to use the most qualified contractor rather than bidding it out. The contractor will need a botanist.
 - This is projected to be a \$1 million contract – our portion at 25% is \$250,000, and the Corps anticipates we need to contribute 60% this biennium (approx. \$150,000).
3. **A pre-bid meeting was held with the COE, LCRBDC, and CDF (the COE engineering firm), and all interested bidders on March 18th.**
4. LCRBDC currently contracted out GLE to survey and coordinate all legals for NIPSCO and the city of Gary.
 - **The COE will modify all bid documents to include additional pipeline information, contractual and bid information, and address concerns/questions from attendees at this meeting.**
5. **ROE signed on March 20, 2002.**

West Reach Pump Stations – Phase 1A:

1. The four (4) pump stations that are included in this initial West Reach pump station project are Baring, Walnut, S. Kennedy, and Hohman/Munster.
2. Low bidder was Overstreet Construction. Notice to proceed was given on November 7th, 2000 – 700 work days to complete (Oct. 2002)
 - Current contract amount - \$4,697,178.47
 - Original contract amount - \$4,638,400.00
 - Amount overrun – \$58,778.40 (1%)
3. Baring started July 2001, Hohman/Munster in August 2001, and S. Kennedy and Walnut in September 2001. Anticipated completion is October 2002.
4. **Baring Pump Station**
 - 15% complete
 - 2 pumps on site
 - **Concrete work is completed.**

Walnut Pump Station

- 25% complete
- 3 pumps have been re-built and are ready for testing.
- Electric installation ongoing.

S. Kennedy Pump Station

- 25% complete
- One pump has been re-built and is being factory tested.
- Concrete pads are completed.

Hohman/Munster Pump Station

- 35% complete
- Electric installation ongoing
- 2 pumps installed and ready for operation
- 2 additional pumps received and ready for installation

5. We received the last status report from the COE on **February 28, 2002.**
6. A coordination meeting was held on December 18th, 2001, with the COE, LCRBDC, NIPSCO, HSD and Overstreet to review service upgrades for each pump station.
 - NIPSCO will engineer each station, provide a cost estimate, enter into agreements with HSD for upgrades & with the LCRBDC for any utility re-locates.
7. Received 3 administrative changes for additional money available for payment in the amount of \$1,100,000 – money now available \$2,152,865.97.
8. We received a change order for an additional \$21,773.47 for differing site conditions on December 18th, 2001, increasing the total contract cost to \$4,697,178.47. (Copy available upon request.)

18-19

West Reach Pump Stations – Phase 1B:

1. The Two (2) pump stations included in this contract are S.E. Hessville (Hammond), and 81st Street (Highland). **Overall contract work is completed.**
 - A. A final inspection was held for both stations on September 18th, 2001. We received a letter that day listing key turnover items.
 - B. We received an email from the COE on November 7th, 2001, indicating that we will be receiving the final O&M Manuals in the near future.
 - **"As built" drawings have been returned to the contractor & COE is waiting for final as builds.**
2. Thieneman Construction from Griffith, IN was the successful bidder.
 - Current contract amount - \$2,120,730.12
 - Original contract amount - \$1,963,400.00
 - Amount overrun - \$157,330 (9%)
3. We received the last status report from the COE on **February 28, 2002.**

18-19

North Fifth Avenue Pump Station:

1. The low bidder was Overstreet Construction
 - Current contract amount - \$2,387,500.0
 - Original contract amount - \$2,387,500.00
 - Amount overrun – none
 - **Project is currently 15% completed**

2. There are currently 10 pumps and all of these will be replaced with new and will be coordinated with the town of Highland.
3. We received the last status report from the COE on **February 28, 2002.**

GENERAL:

1. We received a letter from INDOT Consultant, Hanson Professional Services, Inc., on December 13th, 2001, regarding their upcoming construction for I-80/94 and asked for our comments and concerns.
 - A. We responded to this request on January 31, 2002, and also addressed an additional concern for runoff and what precautions will be taken to handle environmental concerns. (We are awaiting a written response)
2. **The LCRBDC requested information from the COE on why a number of completed levee projects significantly overran the estimated amount.**
 - A. **A conference call was held on March 15th with the COE & LCRBDC to discuss specific issues and answer questions.**
 - B. **The COE will provide a breakdown of these projects with detailed information of what these overruns were, and why, by our April 4, 2002 Commission meeting.**
3. At our Engineering Coordination meeting on February 15, 2002, the LCRBDC agreed to contact the Lake County Surveyor to establish the line for the entire west reach on the existing levees where the 75' easement will start.
 - A. **A letter was sent to the Lake County Surveyor on March 8, 2002** 20-21
requesting that he would plot the 75' easement in the field and that he would start in the Kennedy Industrial Park area.
4. **We received a letter from the Lake County Surveyors' Office on March 15th** 22-23
indicating that they are presently installing a pump station in the "Hartsdale Pond" and that this could make 200,000 cu.yds. of clay available for our project. (We sent this to the COE on March 21, 2002).

DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO, IL 60606-7206

REPLY TO
ATTENTION OF

MAR 13 2002

Construction-Operations Division
Calumet Area Office

SUBJECT: Contract No. DACW27-00-C-0003
Local Flood Protection
Little Calumet River, Indiana
Stage IV, Phase I, North
As-Built Drawings and Checklist for Turnover

Mr. James E. Pokrajac
Little Calumet River Basin Development Commission
6100 Southport Road
Portage, IN 46368

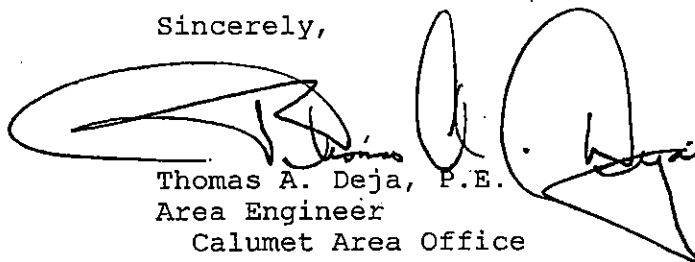
Dear Mr. Pokrajac:

Enclosed are copies of the final as-built drawings for the subject contract, including two large size paper sets, one small size paper set, and one set of reproducible mylar drawings. Also enclosed is a "Checklist for Turnover" that shows the status of key turnover items for the subject contract. As indicated in previous correspondence, Operation and Maintenance Manuals are not required and will not be submitted under this contract.

Also note that we are in the process of arranging for repair of the drop structure and trash rack at the intersection of 29th and Stevenson Streets. The Contractor's contractual obligations for constructing this structure were previously completed and, thus, is not included on the enclosed Checklist for Turnover.

If you have any questions, please contact Douglas Anderson at (219) 923-1763/4.

Sincerely,



Thomas A. Deja, P.E.
Area Engineer
Calumet Area Office

Enclosures

Local Flood Protection
 Little Calumet River, Indiana
 Stage IV, Phase I, North
 DACW27-00-C-0003

CHECK LIST FOR TURNOVER

	DATE	SIGN-OFF
• COE Preliminary Inspection for Compliance with Contract Documents	01 May 2001	EJK
• Operational Pump Test and Pump Station Inspection	N/A	
• Operational Pump Test and Pump Station Inspection Results/Punchlist	N/A	
• Instructional Meeting with Station Operators	N/A	
• Turnover 5 Sets of Manufacturer's O&M Manuals For All Items To LCRBDC	N/A	
• Turnover Of Guarantees and Warranties To LCRBDC	N/A	
• Turnover All Spare Parts and Tools for All Items to LCRBDC	N/A	
• Turnover 1 Set of Manufactures O&M Manuals for All Items to CELRC-PM-M	N/A	
• USACE Received Contractors Set Of "Red Line" As Built Drawings	27 June 2001	EJK
• Turnover 2 Full and 1 Half Size Hard Copy Sets, and 1 Full Size Reproducible Set of As-Built Drawings to LCRBDC	13 Mar 2002	EJK

Additional "Non-Contract" Items Requested by Local Community

NONE

Items to be Completed

- Establish turf growth in all areas. Reseed as needed.

ED KARWATKA
 U.S. Army Corps of Engineers
 Construction Representative



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

WILLIAM TANKE, Chairman
Porter County Commissioners' Appointment

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

CURTIS VOSTI, Treasurer
Governor's Appointment

JOHN MROCZKOWSKI, Secretary
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GEORGE CARLSON
Mayor of Hammond's Appointment

ARLENE COLVIN
Mayor of Gary's Appointment

STEVE DAVIS
Dept. of Natural Resources' Appointment

EMERSON DELANEY
Governor's Appointment

ROBERT MARSZALEK
Governor's Appointment

DR. MARK RESHKIN
Governor's Appointment

MARION WILLIAMS
Lake County Commissioners' Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

March 4, 2002

Mr. Imad Samara
U.S. Army Corps of Engineers
111 N. Canal Street
Chicago, Illinois 60606-7206

Dear Imad:

On Thursday, February 28, Commissioner Curt Vosti and I met with several of the residents adjacent to our open drainage ditch between Colfax and Calhoun (Stage IV - 1 North). Several items were discussed as follows:

1. Residents were concerned that the landward side of the ditch was eroding and washing into the concrete ditch bottom. Although seed was planted last fall, it appears that until the weather changes, we will not be able to determine whether or not erosion will continue and wash into the ditch bottom. The residents also pointed out that there was a line along this embankment where a seam of water would flow that causes more erosion. We told them that in the spring, we would clean out the concrete ditch bottom and allow some time to see if the seed that was planted would adequately bind the soil to prevent future erosion. This also caused a problem because the embankment was so wet that they could not even mow the grass.
2. There was approximately 4-6" of standing water in the ditch and the entire ditch bottom was covered with dirt that was eroded from both embankments. It is possible that this water is sitting there because it cannot flow out due to the eroded material in the concrete ditch bottom.
3. The residents were also concerned about mowing the land on the south side of the ditch adjacent to the railroad tracks. We told them that one of the options our Commissioners would consider would be to purchase these lands in fee in order that we would have the right to maintain and mow that property. We have mowed this land in the past while we had a temporary easement on that property during construction. We pointed out to them that we could continue to mow this property 2-3 times a year at our cost. We discussed a possible alternative of planting native grasses in that area, which after a period of 2-3 years, would require virtually no maintenance (similarly, as we have done on the river side of our levees) and that we would check with the COE to see if this was possible.

Mr. Imad Samara
March 4, 2002
Page 2

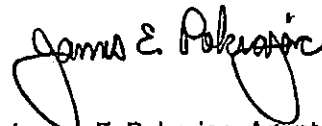
4. During the engineering review process, the Development Commission suggested putting in a "half-pipe" in the bottom of the ditch that would handle low flow drainage. At that time, and after we received the final real estate drawings, we were in the process of obtaining lands and informed the residents that the standing water in the ditch would be kept to a minimum. After the contract was signed, the contractor had problems with the installation as well as with the elevations that had to be met at Calhoun using the "half pipe". Accordingly, the COE eliminated the installation of the "half pipe" and the project was credited this amount.

We informed the residents that we would have a discussion at our upcoming March 7 Commission meeting to see how we would proceed with this situation. I suggested that when the weather permits, we would clean the ditch bottom and observe how the slopes of the ditch adapt to the seeding to prevent future erosion.

Our obligation as the local sponsor is to take over projects and to accept responsibility for O&M after each job is completed. We feel that with the current problems with erosion, and the inability of the water to flow out of the ditch, we would have a large problem doing annual maintenance that would be cost prohibitive.

Will you address these concerns prior to our meeting on March 7 in order that we may discuss this at our Commission meeting? If you have any questions, please contact me.

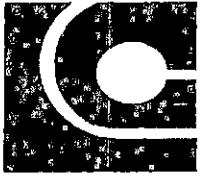
Sincerely,



James E. Pokrajac, Agent
Land Management/Engineering

/sjm

cc: Tom Deja
Jim Flora
Curt Vosti
Bob Huffman
Judy Vamos



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

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Attorney

March 4, 2002

Mr. Imad Samara
U.S. Army Corps of Engineers
111 N. Canal Street
Chicago, Illinois 60606-7206

Dear Imad:

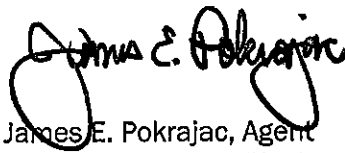
I have enclosed information regarding the WIND Radio Station that was part of our SIV-1 South project. This information includes a correspondence from their attorney dated November 29, 2001 that requested \$53,900 for expenses relating to the ground system replacement and repairs which is part of the utility relocation necessary to install the flood control project on their property. Information is included with this letter substantiating these costs. Will you please review this to concur with these cost figures in order that we may receive full credit for paying this money to them? I've also enclosed a copy of an estimate from the Arzumian Nursery in the amount of \$4,975. This was the cost to re-grade and re-seed the damages they had done to completed levee segments which were necessary to complete the installation of their grounding. Currently, there is a discrepancy as to whose responsibility it is for this amount. WIND feels that this cost should be added onto the total ground wire re-installation because of site conditions at that time that prohibited them from doing minimal damage to the levees. I have been in contact with Tom Deja to get their opinion and I have not fully resolved this issue. If the Development Commission paid this money as part of the utility relocation, would this also be creditable or should we pursue this issue further in order to complete our obligations with WIND?

Also enclosed is a copy of an estimate from the Hammond Fence Company in the amount of \$4,200 which would be to pay for the installation of fencing around the open pit where the culverts meet for drainage purposes east of their building. As per our previous conversation, you felt at that point in time, that this cost would also be creditable because of safety reasons created by our construction. It is our intent to pay them this money and allow WIND to coordinate directly with the Hammond Fence Company to complete this installation. After the installation is complete, WIND will then assume full responsibility for O&M and/or any liability issues regarding this "open pit" area.

Mr. Imad Samara
March 4, 2002
Page 2

The Little Calumet River Basin Development Commission is currently in the process of finalizing an easement agreement with WIND and we feel that prior to executing these agreements, all of these issues need to be addressed. We are hoping that you will recognize crediting for all 3 of these items in order that we may finalize this agreement. If you have any questions, please contact me.

Sincerely,



James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

cc: Tom Deja
Lou Casale

**BOSE
McKINNEY
& EVANS LLP**

ATTORNEYS AT LAW

Kathleen G. Lucas

Downtown Office

Direct Dial (317) 684-5232

E-Mail: KLucas@boselaw.com

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

March 12, 2002

Mr. Dan Gardner
Executive Director
Little Calumet River Basin Development Commission
6100 Southport Road
Portage, IN 46368

**Re: Agreement with Hispanic Broadcasting Corporation (WIND AM)
Little Calumet River project, State IV-1, South
Our File No. 11896-1**

Dear Mr. Gardner:

After our amicable resolution of issues surrounding the above-referenced project two years ago, I had hoped I would not have to write this letter. On behalf of our client, Hispanic Broadcasting Corporation, the owner of the radio station WIND AM ("WIND"), however, I must inquire as to why WIND has not been paid for over \$55,000 in expenses accrued and presented to your office in connection with the above-referenced project. As you know, the project was undertaken by the Little Calumet River Basin Development Commission ("LCRBDC") and the Army Corps of Engineers; and my client neither initiated, nor benefited from, the project. To the contrary, the project negatively impacted the site on which my client has radio towers with sensitive transmitting equipment, it subjected the property to risk of flood this spring and it resulted in hours of extra work for WIND employees and their counsel to ensure that the project could proceed without interrupting broadcast services to the Hispanic community. Yet despite payment of the first invoice from WIND (while the Army Corps and LCRBDC still needed access to the site), subsequent requests for reimbursement have gone unanswered.

You will recall that we negotiated in good faith a Letter of Agreement ("Original Letter of Agreement") dated March 23, 2000 and an Amendment dated November 10, 2000 (the "Amendment"), herein collectively referred to as "the Agreement". Following execution of the Original Letter of Agreement, you even wrote a letter expressing appreciation to my client and its counsel for our "extreme effort" in expediting the approval so that the LCRBDC could meet the Army Corps' deadline for acquisition.

Mr. Dan Gardner

Page 2

March 12, 2002

Now, Mr. Gardner, I am asking a similar courtesy of you, namely that you promptly approve payment of funds owing to WIND as a result of finalization of the project.

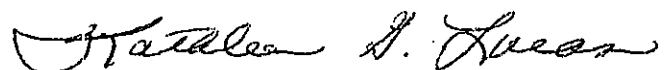
The costs represented by this request for payment involve road material required to cover new ground wires that had to be replaced because they were displaced as a result of the project. The over paving method was chosen by my client because it was less expensive and less likely to cause serious damage to the system than digging up the old road and replacing it. Moreover, WIND incurred costs for soil and groundcover that was displaced in the reinstallation of ground cables. Despite several requests to proceed with the work earlier last fall, WIND was prevented from initiating the cable replacement activities until the weather had become extremely unfavorable, which added to the cost of replacement. The delay was dictated by the Army Corps and its contractors, and my client is therefore entitled to be made whole under the Agreement.

If there are issues with which the LCRBDC takes exception, we are at least entitled to a response rather than having our telephone calls ignored. I would point out that WIND has not complained about the mysterious relocation of the two hundred year flood elevation mark, which was intended to protect my client's property under the Agreement. Furthermore, Mr. Paul Easter, the WIND chief engineer who has spent countless hours dealing with issues involving the project, has not charged for several days of his own time nor for that of his consulting engineer.

In summary, my client has been extremely fair and patient throughout this disruptive process. All we are requesting at this point is reimbursement for the amount of money WIND has expended for their trouble in allowing the project to impact their property. I would appreciate a prompt response from you so that neither party has to incur further legal expenses to pursue this matter. You can reach me by phone at 317-684-5232, by facsimile at 317-684-5173, or by email at klucas@boselaw.com. I look forward to hearing from you at your earliest convenience.

Very truly yours,

BOSE McKINNEY & EVANS



Kathleen G. Lucas

cc: Mr. Imad Samura, US Army, Corps of Engineers
Mr. Lou Casale, counsel for LCRBDC
Mr. Jim Pokrajac, LCRBDC ✓
Mr. Paul Easter, Hispanic Broadcasting Corporation

DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO, IL 60606-7206

MAR 13 2002

REPLY TO
ATTENTION OF

Construction-Operations Division
Calumet Area Office

SUBJECT: Contract No. DACW27-00-C-0021
Local Flood Protection
Burr Street Betterment Levee, Phase I
Little Calumet River, Indiana
Transmittal of Final As-Built Drawings,
O&M Manuals, and Checklist for Turnover

Mr. James E. Pokrajac
Little Calumet River Basin Development Commission
6100 Southport Road
Portage, IN 46368

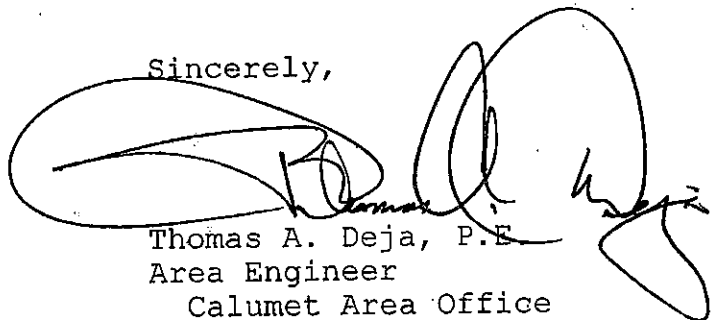
Dear Mr. Pokrajac:

Enclosed are five copies of the Operations and Maintenance Manual for Sluice Gates, Flap Gates, and Portable Operators for the subject contract. Also enclosed are copies of the final As-Built drawings, including two large size paper sets, one small size paper set, and one set of reproducible mylar drawings.

A "Checklist for Turnover" that shows the status of key turnover items for the subject contract is attached. As shown on the checklist, all work has been completed on the Contract. Mr. Imad Samara will be coordinating with you on transfer of the completed project for your operation and maintenance.

If you have any questions, please contact Douglas Anderson at (219) 923-1763/4.

Sincerely,



Thomas A. Deja, P.E.
Area Engineer
Calumet Area Office

Enclosures

Local Flood Protection
 Little Calumet River, Indiana
 Burr Street Betterment Levee, Phase 1
 DACW27-00-C-0021

CHECK LIST FOR TURNOVER

	DATE	SIGN-OFF
• COE Preliminary Inspection for Compliance with Contract Documents	19 June 2001	<i>[Signature]</i>
• Operational Pump Test and Pump Station Inspection	N/A	
• Operational Pump Test and Pump Station Inspection Results/Punchlist	N/A	
• Instructional Meeting with Station Operators	N/A	
• Turnover 5 Sets of Manufacturer's O&M Manuals For All Items To LCRBDC	13 Mar 2002	<i>[Signature]</i>
• Turnover Of Guarantees and Warranties To LCRBDC	13 Mar 2002	<i>[Signature]</i>
• Turnover All Spare Parts and Tools for All Items to LCRBDC	30 Aug 2001	<i>[Signature]</i>
• Turnover 1 Set of Manufactures O&M Manuals for All Items to CELRC-PM-M	13 Mar 2002	<i>[Signature]</i>
• USACE Received Contractors Set Of "Red Line" As Built Drawings	10 Aug 2001	<i>[Signature]</i>
• Turnover 2 Full and 1 Half Size Hard Copy Sets, and 1 Full Size Reproducible Set of As-Built Drawings to LCRBDC	13 Mar 2002	<i>[Signature]</i>

JEP
-
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JEP
JEP
-
JEP

Additional "Non-Contract" Items Requested by Local Community

RECEIVED MARCH 14, 2002

NONE

Punchlist Items to be Completed

All punch list items have been completed as of Verification Inspection on October 11, 2001.

[Signature]
 BRAD WALDROM
 U.S. Army Corps of Engineers
 Construction Representative

DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO, IL 60606-7206

REPLY TO
ATTENTION OF

March 7, 2002

Planning, Program and
Project Management Division

Mr. Dan Gardner
Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, IN 46368

Dear Mr. Gardner:

On March 4, 2002 I held a meeting with some of the Project Review Board (PRB) Members of our District to discuss the State's directive to the Little Calumet River Basin Development Commission (LCRBDC) that state funding may only be utilized on creditable items of work and the impact that direction would have on the project's completion. While we can appreciate the state's concerns, we believe it is vital that you as local sponsor seek relief from that direction so that the Burr Street Betterment Levee Phase II work may proceed as expeditiously as possible. As you know that the Corps Of Engineers (COE) and the LCRBDC entered into an agreement (Local Cooperation Agreement (LCA) Amendment 2, April 2000) to construct the Burr Street Betterment Levee in place of the non-structural measures authorized as part of the project. Failure to initiate work on Phase 2 of the Burr Street Betterment Levee places completion of the entire project in jeopardy and places the citizens of Indiana at risk for increased flood damages and deprives the citizens of Indiana of the benefits that would accrue from completion of the Burr Street Betterment Levee. While we can appreciate the reasons for the directive, we believe that application in this instance is detrimental to the citizens of Indiana. Furthermore, since the Phase 1 work was completed prior to this directive, it appears that attempting to apply the directive to the Phase 2 work is not only a retroactive application but has vast unintended adverse impacts.

As you may recall the construction of the Burr Street Betterment Levee was divided into 2 phases to accommodate real estate constraints and the LCRBDC's funding stream. The agreed upon plan was that Phase 2 would be about a year behind Phase 1. With that plan in place, some items were excluded from Phase 1 but would be completed in Phase 2. One such item is a drainage ditch located north of the Mansard's Apartments and south of the NIPSCO's ROW. This ditch has a temporary outlet in Phase 1 and the permanent outlet will connect to the Burr Street Pump Station when the work on Phase 2 is completed. At the present time this ditch has standing water and represents a hazard for the surrounding community. This condition must be addressed without delay.

If we do not proceed to build Burr Street Betterment Levee Phase 2 the residents of the Burr Street Area will be subjected to higher levels of flooding. Non-structural measures were to be implemented before we started the East Reach levee construction. Because of the LCRBDC request to build a betterment levee we proceeded with building levees in the East Reach part of the project concurrently with building the Burr Street Betterment Levee. Now that we have the East Reach levees built and the Burr Street Betterment levee is half complete, the residents of that area are faced with two serious situations. One, that area will have no flood control protection, and second that area will face higher levels of flooding caused by the construction of the Project's East Reach levees. We need to build the Burr Street Betterment Levee Phase 2 as soon as possible to address this problem.

The State of Indiana Department of Natural Resources (IDNR) knowing about the increased flooding risk discussed previously will not grant a permit to proceed with construction on the Little Calumet River project until the Burr Street Area is protected. This means that all the levee construction on the west reach, which every one is eager to start, will not start until the construction of Phase 2 starts. Accordingly, initiation of the Phase 2 work is the linchpin to completion of the entire project.

The delay to the west reach levees construction is of great importance to the Illinois Department of Natural Resources (IDNR). As the construction of the west reach levees are delayed the construction of the control structure at Hard Ditch will be delayed also. Illinois IDNR is involved in several flood control projects in Illinois that are impacted by the installation of the Hart Ditch Control Structure. The control structure cannot be built until all the levees east of the control structure are built. This means the levees in Stage VI and Stage V will have to be built before the Control Structure is built. This is a great concern for the Chicago District since we are involved in these projects in Illinois and Indiana. We need to continue maintaining a good relationship with both states.

As you can see there is a great deal that this project can lose if the Burr Street Betterment Levee Phase 2 is not built without delay. We need to help you inform and enlighten the individuals responsible for the state's directive and move forward with this work because it is the right thing for the citizens of Indiana. The two million dollars of local funding needed to complete the Burr Street Betterment Levee Phase 2 is very small when compared to the total cost of the Project and the benefits to be derived from completing this work. The two million is less than 4% of the total LCRBDC contribution and 1% of the total project cost. We need you to arrange a meeting at the very earliest date possible with the appropriate state personal who are empowered to waive the direction that state funds can only be used for creditable work so that you may make funding available for the Burr Street Betterment Levee Phase 2.

We stand ready to support you in this effort.

If you have any questions please contact Imad Samara at 312-353-6400 ext 1809.

Sincerely Yours



Ray Coughenour
Deputy for Project Management

North-West Engineering Co., Inc.
- Consulting Engineering -

504 Broadway - Suite 1028 - Gary, Indiana 46402

Phone: (219) 882-6856

Fax: (219) 882-6867

Date: 03/07/2002

Imad Samara, Project Manager - USACE
Chicago District
111 N. Canal St.
Chicago, IL 60606
VIA FAX: 312.353.4256

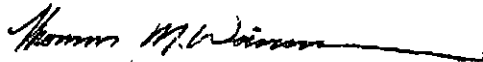
Re: R-25403, BRIDGE NO. 244 - Clay Embankment Cut-off

Dear Mr. Samara,

I have contacted Neal Carboneau, Project Manager - Kankakee Valley Construction, and set a deadline date for the issuing of a sole contract between the U.S. Army Corp. of Engineers and Kankakee Valley Construction for the clay embankment cut-off, as per the request of Larry Koebecke, Area Engineer - INDOT. The aforesaid sole contract needs to be resolved prior to the 1st week of April and no later than April 8th, 2002. This will allow the contractor to perform said work without disrupting the contractors sequence of operations and strict time schedule. Thank you for your prompt attention in resolving this matter.

If there are any questions please call me at the trailer 219.933.6456

Respectfully,
Thomas M. Weinmann



Project Engineer
North-West Engineering Co., Inc.

Cc: Larry Koebecke, Area Engineer - INDOT
Jim Pokrajac, Little Calumet River Basin Development Commission
Ed Karwatka, Little Calumet River basin Development Commission
Duane Alverson, County Engineer - Lake County Highway Department
Neal Carboneau, Project Manager - Kankakee Valley Construction Co., Inc.



NORTHERN INDIANA
COMMUTER TRANSPORTATION DISTRICT

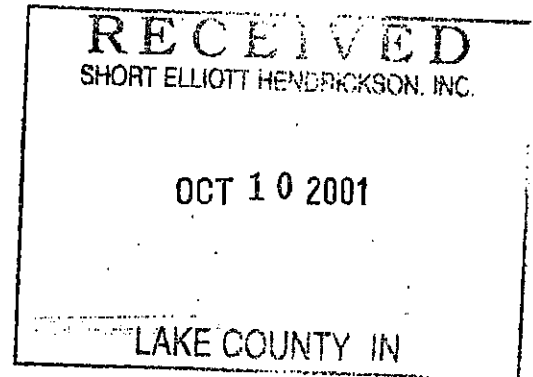
October 2, 2001

601 NORTH ROESKE AVENUE • MICHIGAN CITY, IN 46360-2669

PHONE: 219.874.4221 • FAX: 219.872.5841

FAX Transmission: 219-844-2044
2 pages

Mr. Michael Hickey
SEH
3800 179th Street
Hammond, IN 46323-3035



Re: Little Calumet Flood Control Stage VIII
Hammond, IN
NICTD Rail Corridor – West Lake County Corridor

Dear Mr. Hickey:

We asked TY LIN International to review the impact of the above project on any future plans to provide commuter rail service along the old Monon corridor. It would be extremely beneficial for our understanding of your project if you could answer the following questions. In addition to the questions I have also included several remarks concerning the design plans.

1. Is the railroad embankment going to restrict water flow at a point where the levee intersects the railroad embankment causing a potential undermining of the bridge abutment?
2. Please clarify the railroad closure noted on C-21. Is a permanent closure or temporary during construction?
3. Also on C-21 what is meant by the note "grade crossing by others"? If this is meant for a bicycle path we have serious concerns with a bicycle path crossing the right of way at grade.
4. It appears as though the levee would interfere with a new bridge requiring the bridge to be lengthened.
5. A minimum horizontal clearance of 8'-0" (per AREMA) from centerline of track should be maintained. Allowances should be provided for the installation of fence protection when commuter service is provided on the line.
6. The vertical clearance at I-94 may restrict the railroad from clearing the levee at the bridge approach.
7. All new drainage flows should be away from the railroad track bed.

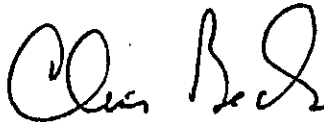
Mr. Michael Hickey
SEH
October 2, 2001
Page 2

8. Since the railroad and levee elevation are nearly identical any flooding that exceeds the design limits of the levee would flood the rail and impact the commuter service.
9. The project would need to secure a permanent easement from NICTD and the co-owners of the property.

I hope these questions are helpful. I will be unable to meet with you on the morning of October 4 because of a previous commitment. However, I look forward to meeting with you that afternoon at the site.

Please let me know if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Beck", written in a cursive style.

Christopher M. Beck
Manager
MOW Engineering

From: Jeff Davis on 03/06/2002 02:38 PM

To: Michael Hickey/seh@seh

cc:

Subject: Little Cal Stage VIII

Mike,

NICTD letter - Oct. 2, 2001

1. This should be a COE response. They have hydraulic info and velocities.
2. The closure is proposed as a permanent below grade structure.
3. Chicago District indicated the railroad would install the grade crossing. Railroad may be reimbursed for the effort.
4. We are not aware that a new bridge is being considered. If a location and design has been selected the design can be modified to accommodate. SEH may (would) ask for a contract modification.
5. We should be able to provide the clearance without much trouble.
6. Not sure I understand. The new levee would not impact the elevation of the railroad grade.
7. Any adjustments in the drainage would be away from the track if possible. The area is very flat. We may consider construction of a drain near the levee alignment to improve the drainage situation.
8. This is a true statement. If the water exceeds the top of levee elevation a good portion of the structures in the area will also be flooded.

NICTD letter October 9, 2001

1st para - COE to respond they have the hydraulic info.

2nd para. - SEH intended to investigate installation of a drain or swale to provide positive drainage.

3rd para. - COE to respond. This is a major concept change.

4th para. - COE to respond to the bridge removal. We assume that a new bridge would be built in the same location with better hydraulic characteristics.

That is all.

Jeff

Jeff Davis

Telephone 651.490.2025

Fax 651.490.2150

email jdavis@sehinc.com

Sandy Mordus

From: "Craib, Robert A LRC" <Robert.A.Craib@lrc02.usace.army.mil>
To: <littlecal@nirpc.org>; <thodnik@niesengineering.com>
Cc: "Deja, Tom LRC" <Tom.Deja@lrc02.usace.army.mil>; "Smolar, Robert B LRC" <Robert.B.Smolar@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Thursday, February 28, 2002 7:49 AM

Jim, as you have requested... Project Progress Update: 2-28-02

Pump Rehab 1B Contract C-0035 (Thieneman Const.)

81st Station - 99%+- complete to date.

1. As-built drawings have been returned to the contractor and the COE is awaiting the final as-builts on disk and Mylar's from the contractor.

2. All "on-site" contract work is 100% complete.

S.E. Hessville Station - 99%+- complete to date.

1. As-built drawings have been returned to the contractor and the COE is awaiting the final as-builts on disk and Mylar's from the contractor.

2. All "on-site" contract work is 100% complete.

Pump Rehab 1A Contract C-0001 (Overstreet Electric Co.)

Baring Ave Pump Station - 15%+- Complete.

1. Concrete electrical MCC equipment pad has been constructed.
2. Two pumps and motors have been received and are being stored.
3. New pumps have been delivered and are in storage.

South Kennedy Ave Pump Station - 25%+- Complete.

1. One pump has been rebuilt and is being factory tested. Should be installed within two weeks.
2. New flap valves have been installed and a portion of the 8" DWP discharge pipe has been removed.
3. New motor control center (MCC) has been set in place. Electrical demolition old and installation of new is ongoing.

Hohman/Munster Pump Station- 35%+- Complete.

1. One new motor, new pump (SWP-2), and its associated piping has been installed. Should be placed in service soon.

2. New electrical installation continues.
3. Two standby pumps are installed and ready for operation, if needed.
4. Two pumps and motors have been received and are being stored.
5. New MCC has been installed.
6. Discharge box modifications (concrete) continue.
7. A portion of ventilation ductwork has been removed and new will be installed soon.

Walnut Ave. Pump Station - 25%+- Complete.

1. Viking Engineering has removed three pumps are have been rebuilt by Viking Technology and

should be ready for factory testing soon.

2. New MCC and various electrical conduit installation continues.

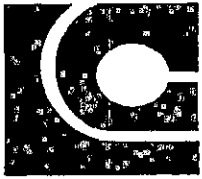
North 5th Pump Station Rehab Contract C-0008 (Overstreet Engineering & Const.)

N.5th. Pump Station - 15%+- Complete.

1. Sub contractor "Piping Technologies" has removed the DWP-1 and DWP-2 pumps & motors including their associated piping.

3. Electricians have removed various electrical items and are preparing to install new.
4. Not much activity this month at this station.
5. New flap valves and gate valves (DWP-1 and DWP-2) have been installed.
6. Exterior concrete work , above the discharge boxes, was previously to be laid out.

See ya,
Bob



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

WILLIAM TANKE, Chairman
Porter County Commissioners' Appointment

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

CURTIS VOSTI, Treasurer
Governor's Appointment

JOHN MROCZKOWSKI, Secretary
Governor's Appointment

GEORGE CARLSON
Mayor of Hammond's Appointment

ARLENE COLVIN
Mayor of Gary's Appointment

STEVE DAVIS
Dept. of Natural Resources' Appointment

EMERSON DELANEY
Governor's Appointment

ROBERT MARSZALEK
Governor's Appointment

DR. MARK RESHKIN
Governor's Appointment

MARION WILLIAMS
Lake County Commissioners' Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

March 8, 2002

Mr. George Van Til
Lake County Surveyor
Lake County Surveyor's Office
Lake County Government Center
2293 N. Main Street
Crown Point, Indiana 46307

Dear George:

The Little Calumet River Basin Development commission is requesting assistance from the Lake County Surveyor in plotting the 75' public drainage easement that exists along the Little Calumet River by virtue of the river being declared a County regulated drain in 1983. This easement was transferred to the Development Commission through State legislation that preserved the public easement when the Little Calumet River Project was approved by the State as a flood control project.

The project has progressed through Gary, with Federal construction complete to basically Burr Street. In anticipation of Federal construction dollars being available for the 2004 construction season, the Development Commission, in its role as non-federal sponsor, must begin right-of-way acquisition west of Cline Avenue to the Illinois State line to allow for the construction. A key element to this acquisition process is the actual location of the 75' public drainage easements in relation to existing and proposed buildings on the properties abutting the Little Calumet River. The Indiana Drainage Code specifies the County Surveyor with the responsibility for the plotting of the 75' easement. It is in this regard we are asking your assistance at this time in plotting the easement. While we will need the easement plotted for the entire area from Cline Avenue, we recognize this is not a small task. In consideration of this, we would limit our initial request to the first delineation be limited to what is referred to as project Stage VI (Cline Avenue to Kennedy Avenue) on both sides of the river. Of particular interest is in locating the easement relative to the Kennedy Industrial Park on the Hammond side of the

Mr. George Van Til
March 8, 2002
Page 2

river, which is currently being developed with storage/light industrial uses. We have communicated our plans and notice of the drainage easement to the city of Hammond officials to further communication and coordination of planning decision making. I have included a map showing the area we would need the easement location first. Representatives of the Development Commission would be happy to meet with you to discuss this request in greater detail. We also offer any mapping that the U.S. Army Corps of Engineers has done that may be of assistance.

Thank you in advance for your consideration of this important matter to the Commission. I look forward to hearing from you.

Sincerely,



Dan Gardner
Executive Director

/sjm
encl.

cc: Larry McClelland, Surveyor's Office
Imad Samara, ACOE
Bill Tanke, Chairman, LCRBDC
Bob Huffinan, Engineering Committee Chairman, LCRBDC
John Mroczkowski, Surveyor's Office, LCRBDC
Lou Casale, LCRBDC attorney

Office of the Lake County Surveyor

Lake County Government Center • 2293 North Main Street • Crown Point, Indiana 46307
Phone: (219) 755-3745 • Fax: (219) 755-3750



GEORGE VAN TIL
County Surveyor

March 15, 2002

Mr. William Moore, Right-of-Way Acquisitions
B.P. Pipelines
801 Warrenville Road
Lisle, IL 60532

Re: Hartsdale Pond/B.P. Service Road to B.P.'s Facility

Dear Mr. Moore:

This office is presently installing a pump station in what is now known as "Hartsdale Pond" near your facilities. Please see attached location map and detailed illustration of said pumps.

For your information, the pond is designed to store stormwater during heavy rain events. After the rains subside, the pumps will activate and, at a controlled rate, evacuate the pond via the Spring Street Ditch flowing north.

This project has been in the works for many years and presently, the pump construction and installation is finally underway. Upon completion, a concrete spillway will be installed at the south end of the pond to except rising waters from the low flow channel of Spring Street Ditch allowing the pond to fill and hold stormwater for a period of time, as needed.

The end product of this project is to provide up to 300-acre feet of stormwater storage. This will protect areas of Schererville and Highland from possible flooding, which could affect some 500 properties, both residential and commercial.

It has taken cooperative efforts of the towns of Highland and Schererville; the Lake County Board of Commissioners; the Lake County Drainage Board/Advisory Committee; the Lake County Surveyor's Office and even the Indiana House of Representatives as well as private citizens to bring this project to fruition.

To accomplish this, we anticipate excavating material from the pond estimated to contain some 200,000 cubic yards. This material may be used for a dike system along the Little Calumet River.

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry, no matter how small, should be carefully documented to ensure the integrity of the financial data. This includes recording dates, amounts, and the nature of the transactions.

The second part of the document outlines the procedures for reconciling the accounts. It states that the accounts should be reconciled at the end of each month to identify any discrepancies. This process involves comparing the internal records with the bank statements and ensuring that they match.

The third part of the document describes the methods for analyzing the financial data. It suggests that the data should be analyzed on a regular basis to identify trends and patterns. This can help in making informed decisions about the future of the organization.

The fourth part of the document discusses the importance of transparency in financial reporting. It states that all financial information should be made available to the relevant stakeholders in a timely and accurate manner. This helps in building trust and ensuring that everyone is on the same page.

The fifth part of the document outlines the responsibilities of the financial team. It states that the team is responsible for ensuring that all financial transactions are properly recorded and reported. They are also responsible for maintaining the accuracy of the financial data and ensuring that it is up-to-date.

The sixth part of the document discusses the importance of budgeting. It states that a budget should be created for each year to guide the organization's financial planning. This helps in allocating resources effectively and ensuring that the organization stays on track.

The seventh part of the document describes the methods for monitoring the financial performance. It suggests that the performance should be monitored on a regular basis to identify any areas of concern. This can help in taking corrective action and ensuring that the organization is meeting its financial goals.

The eighth part of the document discusses the importance of risk management. It states that all financial risks should be identified and managed proactively. This helps in minimizing the potential impact of any adverse events and ensuring the long-term sustainability of the organization.

The ninth part of the document outlines the procedures for handling financial disputes. It states that any disputes should be resolved in a fair and equitable manner. This involves listening to all parties involved and finding a mutually agreeable solution.

The tenth part of the document discusses the importance of staying up-to-date with financial regulations. It states that the organization should regularly review the latest financial regulations and ensure that it is in compliance with them. This helps in avoiding any legal issues and ensuring the integrity of the financial data.

Mr. William Moore, Right-of-Way Acquisitions
March 15, 2002
Page 2

Currently, we are discussing this possibility with the Little Calumet River Basin Commission and the U.S. Army Corps of Engineers Chicago District; the agencies in charge of said dike system.

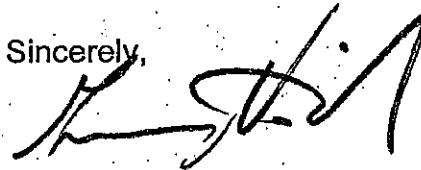
If we are successful in our efforts to contract for the excavation of material, we will need a haul route. Our preliminary observation for the best haul route is your access road from Kennedy Avenue west to your facility.

Therefore, I am asking B.P. to consider allowing us to use this route. We obviously would protect any pipelines and maintain/restore the roadway itself during any hauling time.

Please contact Dan Gossman or Larry McClelland in this office if you have any questions regarding this request.

Thank you for your anticipated cooperation.

Sincerely,



George Van Til
Lake County Surveyor

GVT:mek
Enclosures

Cc: Lake County Drainage Board/Advisory Committee, w/encs.
Dan Gardner, Director of Little Calumet River Basin Commission, w/encs.
Lawrence J. McClelland, Surveying & Drainage Administrator, w/encs.
Daniel V. Gossman, Assistant Surveying & Drainage Administrator, w/encs.

**LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
ATTENDANCE ROSTER**

NAME OF MEETING: LECBDC DATE: April 4

LOCATION: 6100 Southport, Portage CHAIRMAN: Bill Tanke

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	JIM FLORA	R.W. ARMSTRONG
2	Don Ewaldt	LEL
3	Johnny Cray	DNR
4	Sandy O'Brien	Hobart
5	BILL PETRITES	HIGHLAND
6	Imad Samara	
7	Rep Lawrence	
8	Sean Fahy	
9	MARK LOPEZ	
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PARTIAL MINUTES OF THE SPECIAL MEETING SESSION
HELD 4:30 P.M. MONDAY, FEBRUARY 4, 2002
SUGGESTIONS/THOUGHTS FROM THE CHAIRMAN

In attendance:

William Tanke
Curt Vosti
George Carlson
Steve Davis
Robert Huffman
Mark Reshkin
Robert Marszalek

Dan Gardner
Lou Casale
Sandy Mordus

Chairman Bill Tanke started the meeting by stating his reasoning for the special session meeting. After the last meeting, he felt that the members needed to discuss the Little Cal problems rationally. He felt that the actions of some of the members at the last Commission meeting could have compounded the Commission's creditability down state. The members should always be aware of the audience. The Commission is facing large problems this year that should be of great concern to all of us but it seems like it is the small problems that appear to be more of a concern to some members and that keep surfacing year after year. He stressed the importance of discussing the issues, resolving them, putting them behind us and go forward to concentrate on the large problems at hand. He proceeded to define the 7 committees we now have and the role he feels they should play in 2002.

Land Acquisition/Management - Should play an important role this year since Commission policy is to concentrate on acquiring real estate in the west reach.

Recreation - With minimal construction this year, this committee should have a good chance to review plans for the remaining segments.

Marina - This committee has not had much success these last two years; it is dependent on our partner, the city of Portage, to work with us. The Commission has now received a better financial report from the City so we can proceed.

Finance - This year, this committee should concentrate on a comprehensive review of our financial condition, ways to save money, the effect of Lake Erie Land Company (go or no go), and how to finance O&M. We may need a written policy on our financial procedures.

Legislative - Need to review best methods to present our case (we have tried video, newspaper, minimal personal contact with area legislators). We not only have current budget problems, but face a budget problem to continue operation after the project is completed. We have also discussed amending some of our enabling legislation.

Engineering – This is probably the most important committee this year. We need to be more aggressive with the Corps of Engineers regarding value engineering. Find out why out of 13 contracts, only 3 came in on bid, 10 others resulted in overruns of \$4,372,056.62. We need to pursue the 75' drainage easement actively and the O&M Manual. We also need to identify what the Commission structure will be after project is completed.

Minority Contracting – Since there will be little construction this year, he would suggest the responsibility of this committee be transferred to the Engineering Committee.

This was his evaluation of the existing committees' tasks for the year 2002. He proceeded to suggest several considerations: He suggested forming a Policy Committee, whose duties would be to evaluate and set a written policy on, in addition to the Travel policy being considered by the present Finance Committee, define duties of each committee, define duties of Chairman and Executive Director, review bidding and hiring policies. He suggested forming an Environmental Committee due to the problems we have been experiencing on our mitigation plan. He suggested forming a Public Relations Committee in order to reach out to the public. We have had no reporters at our meetings for some time now. Minutes of the meeting could be sent to the news media after every meeting. This was done for a short while but not continued. Do we need an updated video? Do we need a newsletter to the legislators? Years ago, the Commission put out a newsletter – why not revive it?

Having said all that, he asked the Commissioners for their help in improving our meeting decorum. Members should request recognition from the Chair before speaking and should not engage in discussions with the audience or staff during the meeting.

The pre-Commission meeting and the regular Commission meeting procedure has been questioned downstate. He offered a solution of starting the regular meeting at 5:30 and then proceed with all agenda items, although there are items that need lengthy discussions and are better resolved at the more informal pre-meeting before proceeding to the regular Commission meeting.

He focused on the prime reason we are all here – to complete the flood control project. He urged all members to work together in a cooperative manner, not a vindictive one. He gave fellow members the opportunity to respond to his suggestions/ideas. Each member then gave their views and what they thought needed to be changed or not changed. He thanked those that attended and looked forward to serving as Chairman this year.

Commissioners' Comments

Bob Huffman – Concurred with Minority Contracting Committee being absorbed into the Engineering Committee. He wondered whether establishing a Policy, Environmental, Public Relations Committee would be too many committees with the committees already established. He agreed that a travel policy needed to be adopted. He disagreed Regarding the topic of Commissioners talking to either the audience or staff during the meeting, Mr. Huffman felt he should have that option if he has a question or needs input from someone, especially the staff.

Curt Vosti – Concurred with Minority Contracting Committee being absorbed into the Engineering Committee. He questioned the idea of separating Finance/Policy into two committees and didn't know if that was really necessary. What would be the primary focus of the Policy Committee? He stated that perhaps the public relations should be a focus of the Legislative committee. The goal of the Public Relations Committee should be to get the legislative support we need to continue to complete this project. He agreed that the Commission has not had enough publicity and we got as much as we have ever had this last session. Now that the Governor's Office is more aware of us, he sees that as a good thing. He favored looking into changing the Enabling Act. He questioned whether the Marina Committee needed a new approach. He thanked Chairman Tanke for setting goals for the committees. In general, he agrees that we should not get into a discussion with the public until it is called for on the agenda but there are times when it is necessary. He has, himself, suspended the rules in order to allow the public to speak. There are times it is necessary and he will continue to do so. He wants that option. If another member does not like it, they can vote against suspension of the rules, and then majority rules. He stated that talking to staff is necessary at times and does not think we overdo it. He did not necessarily think our creditability down state was damaged by the arguing between Board members that took place at the last meeting. He said that if the Nominating Committee had approached him in the first place about retaining an office for another term, it would not have come as a surprise at the meeting. He acknowledged that the Commission has some policy-type problems and that they needed to be addressed while they are small problems.

George Carlson – Mr. Carlson stated that he knew there was a Governor's representative, as well as the Congressman's staff in the audience at the last meeting. He felt that the confrontation that took place could have been avoided if the rules were followed in the first place. He reiterated that all discussion should take place in an open meeting, regardless of who is in attendance. When the motion was made to retain the existing officers for another term (which he adamantly opposed), it was the first time he knew

about it and if he did not voice his objection then, when could he? That is the only time to comment. He stated that if he feels strong about something that needs to be discussed, he will discuss it anyway, regardless of who is in attendance.

Steve Davis - Concurred with Minority Contracting Committee being absorbed into the Engineering Committee. He thought that forming a separate Policy Committee may be a good idea. He favored establishing a Public Relations Committee. With construction going into the west reach, the situation is going to be different there in that we will be working with many residents and the more they know about the project, the easier it should be. He attended the public meetings we had for Stage VII and VIII and saw first hand how anti-project discussion could hurt us. He stated that he favors the Work Study Session that we have prior to the regular Board meeting. It is more of an informal environment, conducive to asking questions and learning detail facts. It is the only opportunity to discuss with staff what has been going on. He felt it was very informative – that is where he learns everything. He felt that if the Work Study Session were eliminated, you'd end up talking to staff even more in the public meeting or you would have to have staff give the reports in the public meeting.

Bob Marszalek - As our newest member, he thought the Work Study Session were a very important tool in learning about the Commission's activities, especially to a new member. It is a good session to be able to voice your opinions. There is no voting so we are following the law. In regard to public relations, it is a hard item to get out. Media seems to be more interested in negative issues. He felt that we were not alone in trying to get reporters to cover meetings. He agreed that a travel policy should be adopted. In regard to the Nominating Committee, he suggested that once they come up with a proposed slate, why not call all the members and tell them what it is so they know prior to the meeting.

Mark Reshkin - Regarding the debate that took place in reference to the officers nominations, he was not happy about it and saw it as detrimental to the Commission's image to secure future state funds. Being that we are from northwest Indiana, we are subject to disapproval from down state policy makers because of the image/reputation that does along with northwest Indiana. He felt that somehow we need to go about addressing those kinds of issues but still need to be seen as responsible, contributing folks on a working commission with a goal. The way we go about addressing an issue like this is important and he thinks the Commission needs to work on that. He spoke in favor of the Work Study Session but wants to see less of technical, day-to-day issues at the regular Board meeting. There should be a spot on the agenda for policy issues in the regular meeting. We need to introduce policy issues at this meeting but need to be careful how we go about doing that. He does see a need for a Policy Committee (separate from Finance). We have major policy issues, i.e. what do we do if our funding dips and we cannot keep up? What are the alternatives? What are our contingency plans to keep this project alive? Many questions need to be answered. He spoke in favor

February 4, 2002

Page 4

of a Public Relations Committee, dealing with issues of concern. He does not think enough of the public really know what we're about. He suggested approaching the times about doing a column about who we are and our purpose here; maybe appearing in their forum section every couple of months. This is a regional issue and should be addressed that way. He offered to speak to the Times editor. He agreed that we need to work out operating issues, i.e. travel, nominations, elections, committee structure - not major issues but troubling ones. He expressed his concern about the mitigation issue and his desire to move forward on this quickly.

Dan Gardner - He agreed that we do not talk about major policy issues enough and we do need a way to get them more fully discussed. This is totally separate from the day to day operations that the committees deal with. He informed the Board members that the reason it came up in the first place - to eliminate the Work Study Session and have one long continuous public meeting - was that the IDNR Governor's representative questioned what we talked about in the pre meeting was not to be shared in the regular meeting. Mr. Gardner made it clear that every Work Study Session is advertised at the same time as the regular Board meeting and the public is welcomed; they have not been turned away from attending. He is in favor of keeping the Work Study Session. He sees our relationship with the Governor's Office as improving; he is happy that more down state representatives are attending the meetings. We will continue to work with them and give them as much information as we have and answer all their questions. He sees it as unfortunate that, when we need the most money to do construction, the State is in their worse condition financially to help us out. He stated that he still finds it frustrating that we are seen as a local project and not a state project, even though it was by state statute we were created.

He went on to say that he has always tried to keep the commission members informed of all meetings. He is just staff so he has always tried to have a Board member present at any meetings, whether they are with the COE, local federal office, state legislators, or affected city and town officials. He has usually started with inviting the Chairman; secondly, the committee chairman of that particular committee; then other members if either one of them could not attend. Staff is not policy so a Board member is needed.

Lou Casale - He emphasized that he does not want the Commission to lose sight of where we're going. There is a massive amount of work to be done and that needs to be our primary focus. With land acquisition work, crediting, utilities, etc. ongoing, we need to keep those as our primary objectives. He stated that we need to be in closer contact and dialogue with Indianapolis. Funding is a big issue. He also expressed

concern on how we would maintain this project once it is completed. He talked about the possibility of some form of taxing authority. The timing is bad when we have to worry about O&M and still need money for construction.

He stated that he was looking into the disposal of property and what procedure we could follow there. Deb Lawrence has offered her help in this regard.

He reiterated that since the Work Study Session was a public meeting and advertised as such, he saw no problem in us continuing to meet prior to the regular Board meeting.

Mark Reshkin – Mark commented on how the staff presents information at the meetings. When asked a question, the answer should be brief and to the point and presented as a suggestion – not as policy. He felt that policy-setting lies only with the Commissioners and not staff.

Discussion ensued on agenda set-up. Items in bold print should be discussed – other items are for information only. If listed on the full agenda, it should be discussed in the 6:00 Board meeting. It was discussed that the members would like to see maps on display in the meeting room. Whatever area is being discussed throughout the meeting, a map should be available. Visuals are very important.

Mark Reshkin was glad to hear the goals set out for the committees by the Chairman. He asked that they be made available in the next minutes.

/sjm

ATTORNEYS AT LAW

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1205 S. HALLECK STREET • DEMOTTE, IN 46310 • TELEPHONE: 219-987-7770
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DAVID A. BULS
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ANGELA M. OGRENTZ
TERESA G. COOK
CAROL E. BERWANGER

FINANCIAL COORDINATOR
JULIE MALKOWSKI

March 25, 2002

Jay McQueen
Indiana Department of Administration
Room W479
402 W. Washington Street
Indianapolis, IN 46204

RE: Disposal of Real Estate – Little Calumet River Basin Development Commission

Dear Jay:

First of all I would like to thank you and Deb Lawrence for taking your time to assist in discussing this matter. This letter is meant to summarize our conversation of 3/22/02 at which time it was decided that it would be in the best interest of all concerned that the Development Commission, in disposition of its real estate held in the name of the State of Indiana, follow the Indiana Disposal of Property Act. In order to facilitate sales and authorize procedures in the disposition of real estate, it was agreed that the procedures could be streamlined in the case of the Development Commission. These streamlined procedures would consist of the following:

1. A declaration of surplus property by the Commission.
2. An appraisal will be prepared by a certified qualified appraiser
3. A notice will be sent to all state agencies, a list of which will be furnished by the Indiana Department of Administration Lands Division.
4. Notice will also be specifically sent to the Department of Natural Resources Historic Preservation and Archeological Division.
5. After a 30 day waiting period, if there are no objections, requirements imposed or offers to purchase by other Indiana Departments, the Little Calumet River Basin Development Commission will then be able to sell the surplus property.

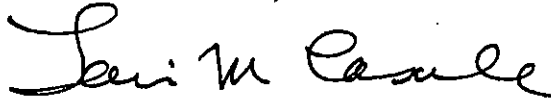
6. It was agreed that the Development Commission has sufficient powers and authority to sign the deeds on behalf of the State of Indiana.
7. Previous correspondence has indicated that funds received from the disposition of property should be deposited into the Development Commission's non-reverting account to be utilized for Development Commission purposes as approved by the Commission.
8. The Development Commission will notify the Indiana Department of Administration of any sales and the sales price.

We also discussed leasing, easements and licenses, and it was generally agreed that the Commission will continue to lease, grant easements and licenses in accordance with its previous procedures which included appraisal, publication and award at a public meeting.

Thank you once again for your cooperation in this matter. Please review the above procedure. If there are any comments, changes or inaccuracies, do not hesitate to contact me. We look forward to working with you in the future.

Sincerely,

CASALE, WOODWARD & BULS, LLP

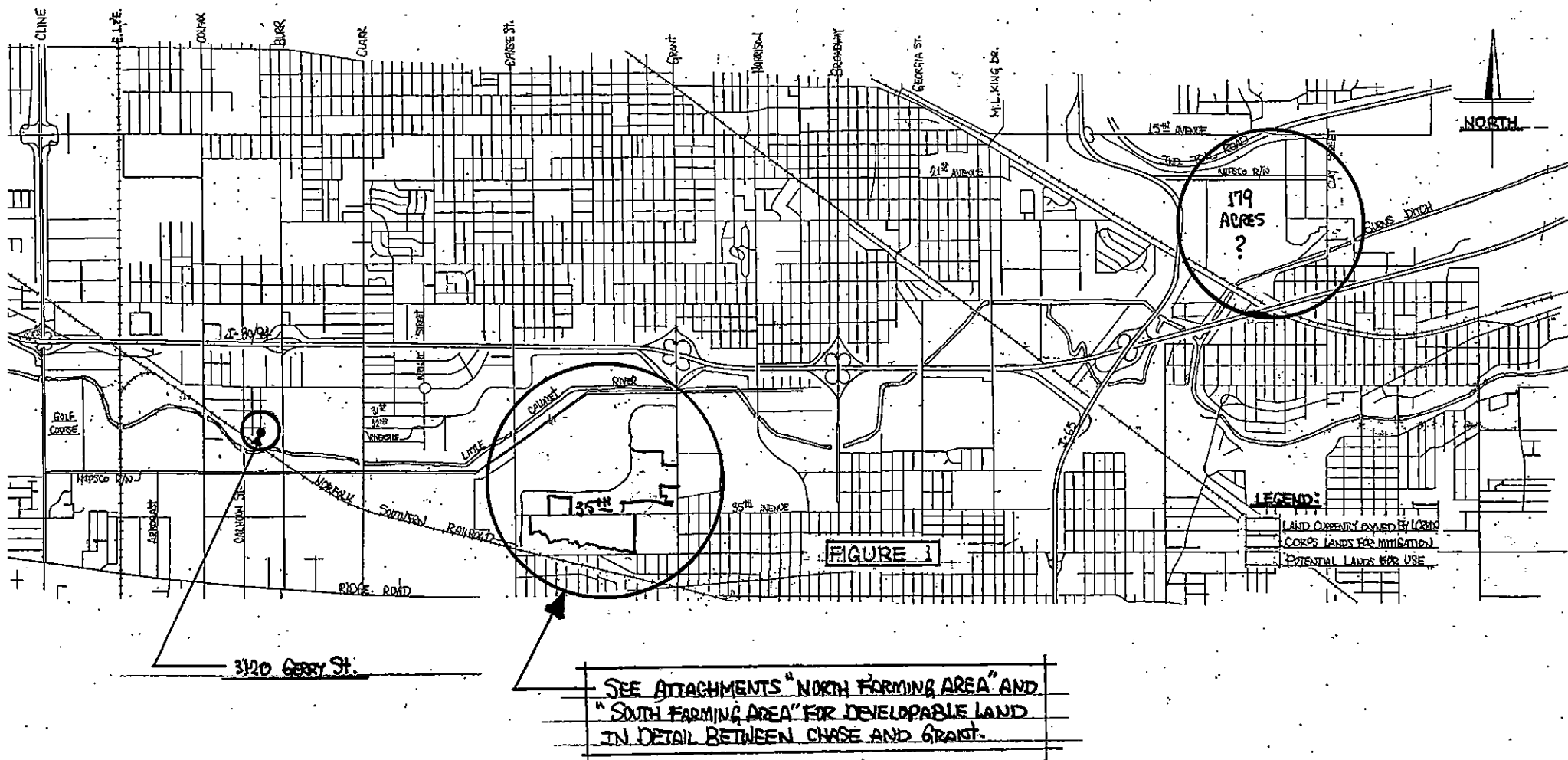
A handwritten signature in black ink, appearing to read "Louis M. Casale". The signature is fluid and cursive, with the first name "Louis" and last name "Casale" being the most prominent parts.

Louis M. Casale

LMC/amo

cc: Deb Lawrence
Dan Gardner
Judy Vamos
David M. Blaskovich

POTENTIAL PROPERTIES FOR LCRBDC FOR LEASING/SELLING/DEVELOPMENT



NORTH FARMING AREA

FARMING DESIGNATION MAP

Little Calumet River

INDICATES EXISTING CLAY
LEVEE INSTALLED AS PART OF THE
FLOOD CONTROL PROJECT FOR THE LITTLE
CALUMET RIVER.

INDICATES LAND OWNED BY
LITTLE CALUMET RIVER BASIN DEVELOPMENT
COMMISSION. (APPROX. 100 ACRES).

LAKE CO.
COMMISSIONERS
(49-13-16)

LAKE CO. ASSOC.
FOR THE RETARDED
(49-13-14)

CHASE ST.
PRODUCE
(49-13-37) PARKING

NORTHWEST
INDIANA
FOODBANK

(49-520-1)

(49-520-2)

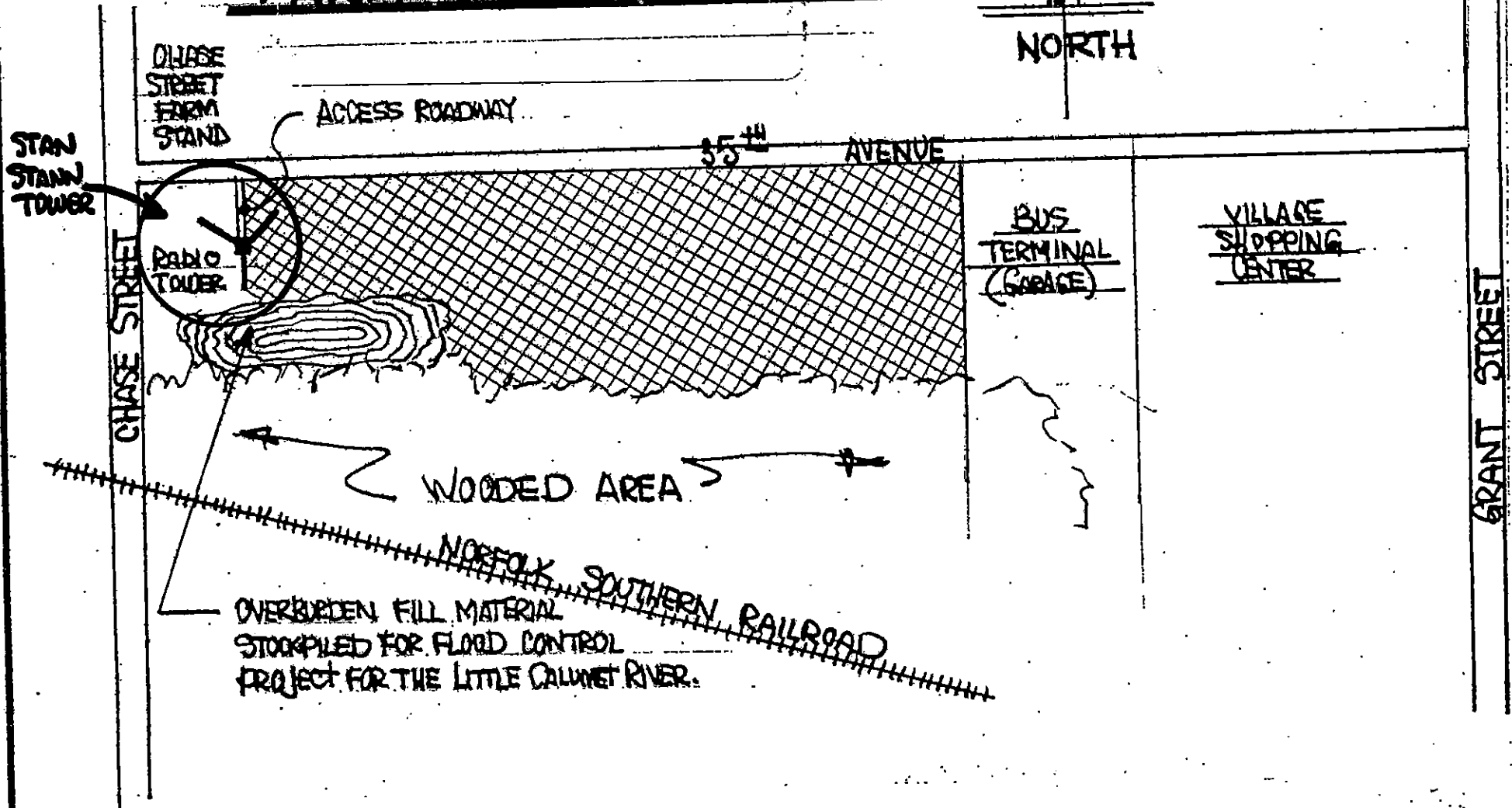
BERKHEIMERS


FLYING J
TRUCK
STOP

GRANT STREET



SOUTH FARMING AREA FARMING DESIGNATION MAP



 INDICATES LAND OWNED BY THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION. (APPROX. 45 ACRES)

LOCATION INFORMATION

- THE AREA IS BOUNDED BY 35TH AVE. ON THE NORTH, A TREELINE AND MOUND OF DIRT ON THE SOUTH, A TREELINE ON THE EAST, AND A RADIO TOWER ACCESS ROADWAY ON THE WEST.

JEP

Little Calumet River Basin Development Commission

WORK STUDY SESSION

APRIL 4, 2002

LAND ACQUISITION/MANAGEMENT

ARLENE COLVIN, CHAIRPERSON

LAND ACQUISITION

Need action:

1. There is one increased offer:
DC 719 E1/2 of W1/2 Lot 39 East Reach Remediation Area .24 acre
Increase easement value of \$224 to a fee acquisition of \$700.
Condemnation costs would be \$4000 so savings is \$3300.
2. There are two (2) condemnations. Condemnations are a last resort, used only when acquisition is difficult to accomplish.
DC 742 Lot 67 East Reach Remediation Area – owner can't be located.
DC 754 Lot 77 East Reach Remediation Area – owner recently deceased. This is a "friendly condemnation" to avoid probate. Money is paid into court for heirs to receive at a later date.
3. Boy Scout Troop #280, Scoutmaster Walter Church, has once again requested the Commission purchase pizzas for scouts on Saturday 1 June 2002 for their annual "Beautify the Levee Project." (Columbia to Northcote) Cost of last years pizzas were \$170 for 120 scouts. This year about 50 scouts will attend.

Discussion:

1. Hobart Marsh Acquisition Schedule faxed to IN DNR on 4/3/02. The DNR approved on 4/4/02.
2. Wicker Park appraisal has been completed and was forwarded to the Corps for review on 3/18/02.
3. The ROE for In Project Mitigation was signed and given to the COE on April 1, 2002. ROE for Stage III Remediation will be signed April 4, 2002.
4. Colfax to Calhoun ditch problem - Mr. & Mrs. Glen Stotts. Letter sent to Corps Acquisitions Chief Erika Wilkins on 3/18/02 asking for a written response to Corps issuing credit for acquiring the uneconomic remnant behind the landowners home that needs periodic mowing. Ms. Wilkins has been on sick leave so we have no response as yet.

LAND MANAGEMENT

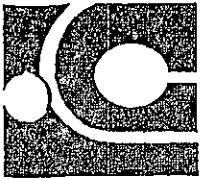
Need Action:

1. Opened bids for farming the lands between Chase & Grant adjacent to 35th on April 4th.
 - Award of bid
2. Recommendation to allow Ken Finke access to Commission property to operate and maintain wood duck houses, mallard nests, and goose platforms.
 - We will have him sign an agreement regarding liability, no hunting, and keeping our properties secure.

SEEK
INFO
FROM
DNR TO
PROCEED

Discussion:

1. We compiled a preliminary list of current leases, what income is generated and comments on each lease.
 - We need to review each lease and decide on revised or updated agreements and monetary amounts.
 - Village Shopping Center owes \$200/month since 1995. Need to pursue to get back payments of over \$15,000.
 - 2 potential signs in area of I-65 & I-80/94 (\$6,600/year). If LAMAR gets all permits, would LCRBDC approve?
2. We received "as built" drawings for Betterment Levee Phase 1 (adjacent to NIPSCO R/W from the EJ&E RR to Colfax), and IV-1 North (Colfax to Burr St. north of the NSRR).
 - This is the first step of the COE toward proceeding with us beginning to accept levee segments for O&M.



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

WILLIAM TANKE, Chairman
*Porter County Commissioners'
Appointment*

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

CURTIS VOSTI, Treasurer
Governor's Appointment

JOHN MROCZKOWSKI, Secretary
Governor's Appointment

GEORGE CARLSON
*Mayor of Hammond's
Appointment*

ARLENE COLVIN
*Mayor of Gary's
Appointment*

STEVE DAVIS
*Dept. of Natural Resources'
Appointment*

EMERSON DELANEY
Governor's Appointment

ROBERT MARZALEK
Governor's Appointment

DR. MARK RESHKIN
Governor's Appointment

MARION WILLIAMS
*Lake County Commissioners'
Appointment*

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

19 March 2002

Ms. Erika Wilkins, Chief, Real Estate
Army Corps of Engineers Real Estate
111 North Canal Street
Chicago, IL 60606

Dear Erika,

RE: Issue about the Drainage Ditch between Colfax and Calhoun.
Fax Delivered: 11 March 2002 to 312- 353-1271

In January 2002 landowners Mr. & Mrs. Glen Stotts (DC 443) and Mr. David Taborski (DC 448) attended our commissioner's meeting and explained problems with our drainage ditch on their land. LCRBDC has acquired a permanent drainage ditch easement from them. I've been in touch also with their neighbors Mrs. Dorothy Lee (DC 451), Mrs. Rema Vezey (DC 450), and Mrs. Jean Mary Camp (DC 456).

Their main concern is the isolated strip of land between the ditch and the railroad and the difficulty in reaching it to cut the grass. Their secondary concerns are standing water and bank erosion in the ditch.

On 2/28/02 LCRBDC Commissioner Curt Vosti and staff Jim Pokrajac made a field visit to the site and found construction inadequacies with the drainage ditch. Jim in a letter to Imad dated 3/1/02 suggested maintenance procedures to clean the ditch in the spring, planting native grasses on the isolated strip and/or cutting the grass on a regular maintenance schedule. (Jim's letter is attached.)

All are reasonable solutions, however, the isolated strip is still owned in fee by the landowners. We have a permanent easement for the ditch only. I've attached a map for your review.

LCRBDC Commissioners have requested a solution to this problem by our next meeting on 4 April 2002 and before I make a recommendation I need an answer from you.

Ms. Erika Wilkins

19 March 2002

page 2

Would you please give me direction on the following:

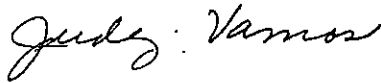
- 1.) If the ditch is having problems due to inadequate construction, would the Corps allow crediting for a fee purchase of the ditch and/or the isolated area between the ditch and railroad tracks?

I've sent a letter (see attached) to Lou Casale to ask for a legal decision about several options to solve the problem and now need your answer about approving crediting if we acquire the land strip.

My recommendation to the Commissioners for a solution to this problem will be based on your response to this letter and Lou's response to his letter. An e-mail answer is acceptable and I would appreciate your thoughts returned by Monday 1 April 2002.

Thank you for your cooperation.

Respectfully,



Judith (Judy) Varnos
Land Acquisition Agent

Attachments

FARM LICENSE BID FOR 140 ACRES (CHASE TO GRANT)

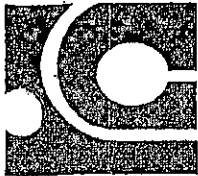
BREAKDOWN SHEET

FORMER	BID	COST/ACRE	CLARIFICATIONS
TM & ED BULT	* \$6680	* 62.00	NONE
JERRY EWEN	* 8260	* 59.00	NONE
GARY DUNLAP	(DECLINED)	(TO BID)	-

AREA TO BE FARMED:
 APPROX. 100 ACRES OF LAND OUTSIDE OF THE LINE OF FLOOD PROTECTION NORTH OF 35TH AVENUE BETWEEN CHASE AND GRANT, AND APPROX. 40 ACRES OF LAND SOUTH OF 35TH BETWEEN CHASE ST. AND THE GARY PUBLIC TRANSPORTATION FACILITY IN GARY, INDIANA.

NOTE:
 IN ADDITION TO DIRECT MAILING TO FARMERS WE HAVE HAD AGREEMENTS WITH IN THE PAST, WE PUBLICLY ADVERTISED IN SEVERAL LOCAL NEWSPAPERS.

*RECOMMENDATION:
 WE RECOMMEND USING ED AND TM BULT TO FARM THIS 140 ACRES BASED UPON THEIR SUBMITTING THE LOWEST BID, THE BID BEING COMMENSURATE WITH PAST UNIT PRICE/ACRE, AND THEIR PAST EXPERIENCE AND CO-OPERATION IN FARMING OUR LAND.



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Lake County Commissioners' Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

MEMORANDUM

TO: Lou Casale, Attorney-at-Law
FROM: Jim Pokrajac, Agent, Land Management/Engineering
RE: Transmittal of letter from Ken Finke
DATE: March 19, 2002

Enclosed is a copy of a letter from Ken Finke indicating his desire to access property owned by the Development Commission in order to continue his work with "wood duck nests" in association with the Ducks Unlimited. He has been doing this along the river corridor for many years and would like to continue his work. In the past several years, we have constructed new levees, many of which were constructed on lands donated to us by the IDNR. Currently, these areas are fenced off and do not allow access. Jim Spivak and I had a meeting with Mr. Finke last month to review his intent and to discuss with him his trespassing on our property. I told him at that time, that I would consider putting together an agreement whereby he could still continue working with the wildlife and natural habitat in these areas. Will you please review this letter and get back to me to give me your legal opinion as to whether or not we should allow his access, and whether or not this is an item that should be presented to our Commissioners for their approval. Either way, we will need to put together an agreement that he will need to sign off on that will relieve us from all liability and hold us harmless for any of his activities on said properties. If you have any questions regarding this request, please call me at your convenience.

/sjm
encl.

Ken Finke
8024 Richard St.
Highland, IN 46322
(219) 712-0668

Little Calumet River Basin Development Commission
James Pokrajac
6100 Southport Road
Portage, IN 46368
(219) 763-0696
(219) 762-1653 fax

Dear Commission,

At the age of 34, I have the privilege of saying that the Little Calumet River and its surrounding wetlands have been an important part of my life for more than 25 years. As young children, the neighborhood kids and I would spend countless hours in the woods and swamps that surrounded my parent's home in Highland. From building forts to constructing rafts, to aiding in the exploration of 'Big Pond', there were very few days that the neighborhood gang would miss being out in the woods. Around the age of 12, my cousin and I were lucky enough to get a canoe, which made us feel like we were Lewis & Clark exploring the uncharted West. Immediately, we used our new and improved mode of transportation to increase our exploration interests. My travels have taken me upriver as far as Calumet Ave., down river into Burn's Ditch and finally into Lake Michigan.

Throughout the years, with miles of canoeing and hiking, I have had the privilege of experiencing many of the area's natural wonders. It's hard to believe now, but there was a time when there were very few deer in the area, no beaver, and only a hand full of Canada geese. Being out in the area as much as I am, I can tell you first hand that the above listed animals are now extremely abundant. In addition, there are several large great blue heron/great egret rookeries and a healthy population of locally nesting wood ducks.

Ducks. I guess that's why I'm drafting this letter of intent. As long as I can remember, I've always had an interest in ducks. I began putting out wood duck houses in the early 1980s. These early attempts at increasing the local wood duck population were met with much adversity, but perseverance, dedication, and sweat slowly paid off. Through trial-and-error, several decades, and the involvement of many dedicated individuals and organizations, the local wood duck population began increasing. At this time, I maintain approximately 60 wood duck houses, mallard nests, and goose platforms. These artificial nesting structures conservatively produce 300-500 ducks annually. Additionally, the nesting success of artificial nesting structures far surpasses that of natural nesting cavities. This is due to the fact that predation while the hen is incubating is practically non-existent. Also, the increased density of nesting cavities reduces the stresses involved with the process of locating a suitable natural nesting site. For instance, if a hen wood

duck successfully hatches 10 ducklings, say half are hens and half of those survive to make the northern migration. That means that 2-3, year-old hens plus the original hen will be coming back to the location where they were hatched in search of a nesting site. This is based on the theory that wood ducks have strong homing instincts. Therefore, it is imperative that my nesting program remains intact to provide the local wood duck population with as many advantages as possible to allow for their population to continue increasing.

Previously, I mentioned dedicated individuals and organizations; one of the major organizations involved is Ducks Unlimited. Ducks Unlimited hosts an annual event in which children "Greenwings" construct wood duck houses. Once the houses are built, they need to be placed in suitable habitat. This activity can also include "Greenwings". They learn how to locate effective nesting habitat, properly prepare the house for nesting activities, and other aspects of a wood ducks life. Most importantly, they learn that nature is a special place and that it must be maintained and respected. As an added bonus, while out maintaining the nesting structures, we sometimes come across a nest that is in the process of hatching. When a kid (any person for that matter) witnesses an event such as this, it has a tendency of making a lasting impression. Which in the case of a child, has a significant impact, due to the fact that they are the future of conservation and our environment. My artificial nesting structure program has been extremely successful, so successful; in fact, that the Indiana Ducks Unlimited State Chairman, Pete Bejscher, felt that it was vitally important that you be made aware that they fully support my efforts.

In addition to the conservation programs that I am involved with, I also have a personal dedication to the river. As long as I can remember, I've continuously been involved in activities that were advantageous to the Little Calumet River. Some of these activities included trash removal, replacing missing or broken cables and barricades, reporting illegal dumping activity, removing river obstructions, installing artificial waterfowl nesting structures, reporting poaching activities, etc. Not only do I feel that my intentions are in the right place, but I also feel that my intense knowledge of the area could be very beneficial to the commission.

In conclusion, I am requesting access to the Little Calumet River Basin Development Commission's property so that I may continue my efforts in the expansion of the area's local wood duck, mallard and Canada goose populations. Not only will the local duck populations benefit from my efforts, the commission will also benefit from my constant involvement in the field. I will be able to report downed cables, moved barriers, illegal dumping, unauthorized access, river obstructions, washed out roads, etc. decisively faster than previously possible, which of course would be at no additional cost to the state. Thank you for considering my request to continue to support and increase our local waterfowl population.

Sincerely,


Ken Pinke



DUCKS
UNLIMITED
INC.

PETE BEISCHER
STATE CHAIRMAN
INDIANA

233 South 675 West
Hebron, Indiana 46341
(219) 988-2568 Phone and Fax
email: decoysrgood@netnitco.net

February 18, 2002

Little Calumet River Development Commission

To Whom It May Concern:

It has come to my attention regarding Ken Finky's wood-duck box nesting activities. I would like to inform you that Ken has been an active member of Indiana Ducks Unlimited for a number of years and most recently with the Porter County Chapter. The Porter County Chapter has a very active wood-duck box and bluebird box-building program. The program involves children building the boxes and the excess is distributed amongst the members to be placed on various wetlands. Ken has been a very active participant in this program and has placed and maintained numerous boxes throughout Northwest Indiana.

Wood-duck nesting boxes have been a huge success across the country when placed in the correct spot. In addition to finding the correct place for the box, each Spring, the boxes need to be cleaned and maintained. Ken has also kept records of the success of each box. Ken's experience, knowledge and commitment have been very helpful to the wood-duck population in Northwest Indiana.

Sincerely,

Peter J. Beischer,
Indiana State Chairman

CURRENT LEASES – 2002

<u>Leasee</u>	<u>Lease Agreement</u>	<u>Yearly Income</u>	<u>Comments</u>
Ed & Tim Bult	\$6,500 per year	\$ 6, 500	Chase to Grant (Both sides of 35 th Avenue) Amount varies with acres farmed Only interested farmers
Chase Street Farm Stand	\$1,700 per month	\$20,400	Current agreement since June 18, 1997 (No escalation clause)
Chicago Towers (Includes Ameritech)	\$1,400 per month	\$16,800	Current lease since July 5, 2000 – July 5, 2005 (Increase every 5 years based on Metro Chicago Consumer Price Index)
Berkheimer	\$2,400 per year	\$ 2,400	Current lease since December 24, 1991 for \$200/month No escalation clause Parking on 2.05 acres east of their building
Mike & Melinda Adams	\$300 per month	\$ 3,600	Current lease since May 3, 2000 (No escalation clause)
Village Shopping center	\$200 per month	\$ 2,400	Current lease since June 15, 1970 – Appears to be \$200/month Last payment received September 5, 1995 (They owe \$15,400)
3 LAMAR signs			
Sign #1050	\$600 per year	\$ 600	West side of Grant – ½ mile south of I-80/94
Sign #3475	\$3,300 per year	\$ 3,300	West of Grant – South of I-80/94
Sign #3480	\$3,300 per year	\$ 3,300	West of Grant – South of I-80/94
<u>TOTAL YEAR LEASE INCOME</u>		<u>\$59,300</u>	

UPCOMING POTENTIAL LEASES ANTICIPATED FOR 2002

- * Sign on Harry Ewen parcel \$3,300 per year
- * Sign on David Ewen parcel \$3,300 per year

Both potential locations on property we own @ I-80/94 & I-65
(We paid extra on appraisals to compensate for LAMAR agreements)

POTENTIAL FUTURE TOTAL \$ 6,600/year

TOTAL POTENTIAL INCOME \$65,900/year

THERBER, BROCK & KRAMER, INC.
MUNICIPAL FINANCE CONSULTANTS

101 West Ohio Street
Suite 1750
Indianapolis, Indiana 46204
Phone: (317) 637-8572
Fax: (317) 688-9102
E-mail: tbk@indy.net

Via Fax Transmission
(219) 736-5025

April 3, 2002

Mr. Louis M. Casale
Casale, Woodward & Buls
9223 Broadway, Suite A
Merrillville, Indiana 46410

Re: Little Calumet River Basin Development Commission

Dear Lou:

I have looked at the potential of refinancing the outstanding bond of the Commission which is held by Bank One and have concluded that, at this time, it is not feasible.

The interest rate on this bond is 4.75% which is only slightly higher than the rate at which traditional municipal bonds with fifteen years of payments remaining would sell, around 4.65%. Selling a traditional bond issue to refinance what is outstanding however, is not feasible because of the expense which would be incurred.

In my opinion, the only prospect for ever refinancing the current bond would be to negotiate a new interest rate with Bank One or another financial institution. At this time, 4.75% seems like a good rate. As the remaining life of the bond reduces and if interest rates do not increase, a lower rate on the bond might be possible.

Sincerely,



Lonnie M. Therber

LMT/pjd

DRAFT

April 4, 2002

Ms. Betty Cockrum, Director
State Budget Agency
212 State House
Indianapolis, Indiana 46204

Dear Ms. Cockrum:

The Little Calumet River Basin Development Commission is writing the State Budget Agency to provide pertinent information regarding the \$2.5 million 2001-2003 Build Indiana fund Governor O' Bannon earmarked as part of his recent efforts to deal with the State budget deficit as the result of the failure of the recently-concluded General Assembly session to provide sufficient revenue to cover State commitments. The Development Commission clearly recognizes the difficult situation the Governor has been left with and we recognize the need for all State entities to do what they can to identify cost savings and reductions to meet the current crisis. To cooperate fully, the Development Commission is looking to expedite sale of any surplus property and explore opportunities to obtain local funding to supplement the State commitment by the city of Gary at the Burr Street levee.

The Development Commission does feel though, it must point out certain facts that we feel make the Build Indiana appropriation to the Development Commission different and needing special consideration. The funding is an ongoing State commitment to a Federal-State contractual obligation – not discretionary funding. This funding is required to keep compliant with Federal construction funding and contractual obligations as the result of U.S. Congressional appropriations. With the Federal budget providing appropriations on an annual basis, the full State biennial appropriation is needed. In fact, the Federal appropriations supported by Congressman Visclosky and Senators Lugar and Bayh have had to be reduced due to lack of state funding proportional (1-3) to the Federal funding. We respectfully request a review of this project funding recision in light of the Federal contractual obligation.

Additionally, the project construction is physically some 50% complete and the potential exists to risk even greater threat to urban areas to flooding if only partial completion is in place. A letter from our Federal partner agency, the U.S. Army Corps of Engineers, is included to provide documentation of these facts.

Handwritten:
HWA
Call
RHW

Ms. Betty Cockrum
April 4, 2002
Page 2

Thank you for your consideration of this extremely important matter. If you would like a personal presentation or need additional information, please call me at 219/763-0696.

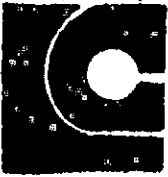
Sincerely,

William S. Tanke,
Chairman, LCRBDC

Dan Gardner,
Executive Director, LCRBDC

/sjm

cc: Frank O' Bannon, Governor
Senators Richard Lugar and Evan Bayh
Congressman Peter Visclosky
Jeff Viohl, Liaison to the Governor
Colonel Mark A. Roncoli, USACOE
Ray Coughenour, Deputy District Engineer, USACOE
Senator Bill Alexa
Representatives Chet Dobis and Earl Harris



Little Calumet River Basin Development Commission

MEMO

TO: Erika Wilkins, USACE and Nick Heinzelman, IN DNR

FROM: Judy Vamos, Land Acquisition, LCRBDC *JV*

DATE: 3 April 2002
Fax Delivered: Erika 1-312-353-1271 and Nick 1-317-233-9376

SUBJ: Approval of an accelerated Hobart Marsh Acquisition Procedure

Thank you for your previous input concerning the Hobart Marsh acquisitions. I have worked out the attached acquisition timetable for the Hobart Marsh properties. The schedule is ambitious but I believe it can be accomplished if everything proceeds as planned.

LCRBDC Executive Director Dan Gardner asks that you review the procedure and inform us of any changes or comments on the plan. If there are none, please put your approval in writing for documentation purposes. A simple fax or e-mail is acceptable.

For your information:

- 1.) "Partners" refer to members of the mitigation process: Little Calumet River Basin Development Commission, Army Corps of Engineers, Indiana Department of Natural Resources, and the National Park Service which has expressed its interest in maintenance of the mitigated land.
- 2.) The time amount in parentheses is a guess, an estimate and may decrease or increase as circumstances dictate.

Please contact me at 219-763-0696 if you'd like explanations or to make corrections, additions, and/or changes. I send my thanks and Dan's for your time and help.

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

HOBART MARSH ACQUISITION SCHEDULE

The following *accelerated* acquisition schedule explains the general procedure and approximate time needed for Little Calumet River Basin Development Commission acquisitions in the Hobart Marsh. The Army Corps of Engineers and Indiana Department of Natural Resources approve of this procedure with the understanding that the time may shorten or lengthen according to the work load of outside contractors. Times are based on past LCRBDC procedure and several properties can be in acquisition procedure at the same time.

- 1.) LCRBDC: identifies and contacts property owner (3 days)
concurrently orders/receives title work and
assigns surveyor, surveyor completes survey (4 weeks)
assigns appraisal - appraiser completes appraisal (4 weeks)
- 2.) CORPS: reviews appraisal - appraiser revises - Corps approves appraisal (3 weeks)
faxes appraisal approval notice to local sponsor (1 day)
- 3.) PARTNERS: are made aware of appraisal amounts (3 days)
- 4.) LCRBDC: sends offer information to attorney and
attorney prepares and (certified) mails Uniform Land Offer (2 days)
- 5.) OWNER: owner allowed legal 25 days to accept/reject offer (25 days)
(LCRBDC in contact with owner who can decide sooner than 25 days)
 - 1.) owner accepts offer and returns signed offer to LCRBDC
 - 2.) rejects offer then LCRBDC confers with Partners to choose
which properties are for next acquisitions (1 week)
- 6.) LCRBDC: attorney (certified) mails deeds, W-9, Just Compensation, etc. (2 days)
(documents can also be hand-delivered to save time)
- 7.) OWNER: signs deeds/documents, returns them to LCRBDC who
forwards deeds/documents to the DNR (1 week)
- 8.) DNR: approves and signs deeds/documents through four persons (60days)
- 9.) LCRBDC: records deeds and delivers/mails check to owner (1 week)

At this point the acquisition is presumed "Closed" (acquisition time=approximately 7 months)

- 10.) RECORDER: returns recorded deed (4 weeks)
- 11.) LCRBDC: orders final title insurance to insure public ownership (2 weeks)

TOTAL ACQUISITION TIME = (approximately 8.5 months)

Mr. Vosti proceeded to make a motion to reaffirm the goals of the officer and committee rotation policy as adopted by the Commission at its May 1, 1997 public Board meeting; motion seconded by George Carlson. It was stressed that it is a goal and intent to rotate the officers and committee chairmen but not an obligation to do so but it attempts to treat all members equal. Motion passed. Mr. Vosti then made a motion to adopt "The policy of this Commission shall be that the presiding officer, or Chairperson, shall not appoint the Nominating Committee. Instead, a Nominating Committee is to be chosen by the full Commission at its November meeting, by secret ballot. Each Commissioner can vote for three candidates (not more than one vote for any candidate) with the top three vote getters (plurality, not majority) from all Commissioner votes becoming the Nominating Committee. The Nominating Committee is to meet and, considering the reaffirmed Goals of Officer and Committee Rotation Policy, report to the full Commission at the December meeting a slate of candidates, with additional nominations available from the floor." Motion seconded by Steve Davis; motion passed. Mr. Vosti continued to make a motion stating "the policy of this Commission shall be that the presiding officer, or chairperson, is a non-voting ex-officio member of all committees. Furthermore, salary per diems for committee work be allowed only for voting members of committees." Motion seconded by George Carlson. Mr. Huffman asked if this is just for committee meetings or any other type of meeting. Since it was declared that it was for committee meetings only, it was recommended that "committee work" be substituted with "committee meetings". It was further stated that all committee meetings are open to all Board members and they can attend but just will receive no per diem. When questioned on how this was decided, Mr. Vosti stated that it was brought up by Ms. Colvin and the committee members felt this was fair and prudent and were in support of it. Motion passed with 1 negative vote from Bob Huffman. Mr. Vosti then made a motion to combine #5 & #6 stating that the committee assignments will be chosen by the Chairperson from the preferences indicated by individual Commissioners and then committee members will choose their own committee leader; motion seconded by Mark Reshkin; motion passed. Mr. Vosti thanked all members for their support.

New Committees: Environmental; Policy; Public Relations – Chairman Tanke referred to the committee structure lists. He stated that the first name under each Committee is the interim chairperson. He asked that all committees meet and select the permanent chairman of each respective committee.

New Business – Curt Vosti stated that the debris and log jam at the NICTD bridge in the river in Hammond/Munster will be cleaned out. Bids have been received by the city of Hammond and a contractor has been selected. Since it was declared an emergency, a DNR permit was not needed. Mr. Gardner stated that a meeting with NICTD in regard to engineering/recreational design concerns in that area will be held on March 11th. Commissioner Bob Huffman thanked the Finance Committee for resolving some of these policy issues that have been around for a long time but never officially addressed before.

Statements to the Board – There were none.

The next meeting was scheduled for Thursday, April 4th at 6:00 p.m.

/sjm

Legislative Committee – Committee Chairman George Carlson spoke on the state dealing with the tax restructuring situation and the state's budget deficit. He shared some information with the Commission in regards to budget figures. Even if the budget crisis is resolved, he still sees the Commission having problems in securing future funding. Dan Gardner added that he will try to contact a few of our local legislators to see if there is anything we can do.

Commissioner Reshkin added that there are a few issues before the legislators in regards to storm water and drainage issues. He asked Mr. Gardner to verify that this Commission does not have a role to play in regards to storm water management.

Recreational Development Committee – Committee Chairman Curt Vosti referred to a letter from the COE dated February 7th indicating that the remaining east reach recreation features will be incorporated into the next recreation contract.

Marina Committee – Committee Chairman Bill Tanke stated the Commission has received a financial accounting of monies taken in and disbursed from the Portage Public Marina and staff is trying to set up a meeting with John Smolnar and Felix Kimbrough for a clarification of these figures.

Chairman Tanke proceeded to present a marina claim payout of \$28,643.84 for the April 1, 2002 bond payment (monies were received from the city of Portage). Commission Curt Vosti made a motion to pay the claim; seconded by Mark Reshkin; motion passed unanimously.

Commissioner Vosti inquired about the interest rate of the bond loan. Attorney Casale was directed to look into refinancing the bond payment to a lower finance rate.

Finance/Policy Committee – Treasurer Curt Vosti gave the Finance report. Mr. Vosti made a motion to approve the March claims; motion seconded by Steve Davis; motion passed unanimously.

Mr. Vosti reported that the State Board of Accounts is in the process of auditing our financial records for the years 1997 through 2000. The Chairman and Treasurer will be notified when an auditing exit interview is scheduled.

Mr. Vosti stated that the Finance & Policy Committee met on March 5th and he proceeded to distribute their recommendations for adoption to the members. The 1st issue was the adoption of a travel policy. Mr. Vosti made a motion to adopt the Revised Travel Policy as presented; motion seconded by George Carlson. Commissioner Bob Huffman recommended a change in the wording on #3 under D. Particular Travel-Related Expenses – to substitute "taxi fees" to "local transportation fees". Mr. Huffman made that change in the form of an amendment to the motion; motion seconded by Curt Vosti. Mr. Vosti proceeded to make the motion approving that amendment; motion seconded by Bob Huffman; motion passed. Commissioner Huffman then recommended a change in the wording on #6 under D. Particular Travel-Related Expenses – to delete the words "business-related phone charges" to simply read "phone charges". He felt that there may be occasion to call home once you have arrived at your destination and did not feel the situation would be taken advantage of. Mr. Huffman made that change in the form of an amendment; motion seconded by Curt Vosti. Mr. Vosti proceeded to make the motion approving that amendment; motion seconded by Bob Huffman; motion passed. Commissioner Huffman inquired whether this policy covered the question of authorized travel for contractors or legal help. Mr. Vosti answered that if majority vote at a public meeting authorized such travel, then it would be approved. He added that if the future Policy Committee wanted to make any changes to any item that was adopted, they can make whatever changes they want.

Mr. Gardner referred to the letter in the packet that was sent to Denarie Kane from the city of Hobart regarding any plans that the city may have planned for the Hobart Marsh area. He is meeting with Ms. Kane and Mayor Buzinec of Hobart.

Mr. Gardner then shared the draft letter to Surveyor George Van Til requesting that he would do a survey to locate the 75' drainage easement. The letter will be sent out the following day.

Old Business – Commissioner Vosti stated that he accompanied Jim Pokrajac to view the area where the drainage ditch lies between Colfax and Calhoun and saw firsthand what the problem is. Staff wrote a letter to the COE giving them the situation and asking for direction. Mr. Vosti asked Imad Samara if this situation could be resolved by the next meeting. Mr. Pokrajac went on to say that reseeded had been done and once nice weather gets here, you will be able to see if the planting was successful. As it stands now, there is a lot of standing water in the ditch, the slopes are eroding into the ditch, the area is very wet and the residents cannot get to the other side to complete the mowing of their property. The ditch will be cleaned this spring and then we will be able to see how the area looks and how the water is flowing. The idea of planting native grasses on this strip of land was discussed. One of the problems is that we do not own the strip and even if we maintained it, we would need an agreement to that effect from the residents. At any rate, Imad stated he would try to have a solution by the next meeting.

Mr. Gardner referred to the letter to the Hammond Planning Dept. in which we've asked them to officially include the Little Calumet River project in their master plan. We have had no response.

Land Acquisition/Management Committee – In Committee Chairperson Arlene Colvin's absence, Commissioner Curt Vosti gave the committee report. He made a motion to approve an increased offer on DC 752 (from \$680 for an easement to be increased to \$1700 for a fee take); motion seconded by Steve Davis; motion passed unanimously.

Mr. Vosti stated that land owned by the Commission at 35th & Chase (about 145 acres) would be going out for bids to farm next week. The Bult brothers have been farming this area for the past 4 years.

Regarding the right-of-entry for the in-project mitigation lands, there is a discrepancy on the ROE maps versus the original mitigation plan. Staff has been working with the COE office to resolve. Imad brought revised maps tonight and Jim Pokrajac stated they appear to be correct but he will review them closer to make sure.

Project Engineering Committee – Committee Chairman Bob Huffman gave the engineering report. He reported that an Engineering committee meeting was held on February 15th. The main topics were the GSD issues, V.E. cost savings items and outstanding issues.

Mr. Huffman stated that a meeting would be scheduled very soon with GSD/WREP/Greeley & Hansen and the COE to resolve the GSD concerns.

A utility coordination meeting and a follow-up meeting on V.E. cost savings need to be scheduled. Mr. Vosti and Mr. Huffman asked to be notified when scheduled.

Mr. Huffman referred to the letter from INDOT indicating they are not intending to install a pump station in the area of Indpls. Blvd. in Highland. Residents have a concern regarding drainage in that area once the road widening takes place. INDOT plans to divert the water flow to the 81st St. Pump Station instead of building a separate pump station.

Amended

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:00 P.M. THURSDAY, MARCH 7, 2002
6100 SOUTHPORT ROAD
PORTAGE, INDIANA

Chairman William Tanke called the meeting to order at 6:10 p.m. Six (6) Commissioners were present. Pledge of Allegiance was recited. Quorum was declared and guests were recognized.

Development Commissioners:

George Carlson
Curt Vosti
Mark Reshkin
William Tanke
Steve Davis
Bob Huffman

Visitors:

Bill Petrites – Highland resident
Liz McCloskey – U.S. Fish & Wildlife
Don Ewoldt – Lake Erie Land
Imad Samara - ACOE
Sandy O'Brien - Hobart
Jim Flora – R.W. ARMSTRONG CO.
Mark Lopez – Congressman Visclosky's office
Deb Lawrence - IDNR
Glenn & Pat Stotts – Black Oak residents

Staff:

Dan Gardner
Sandy Mordus
Jim Pokrajac
Judy Vamos
Lorraine Kray
Lou Casale

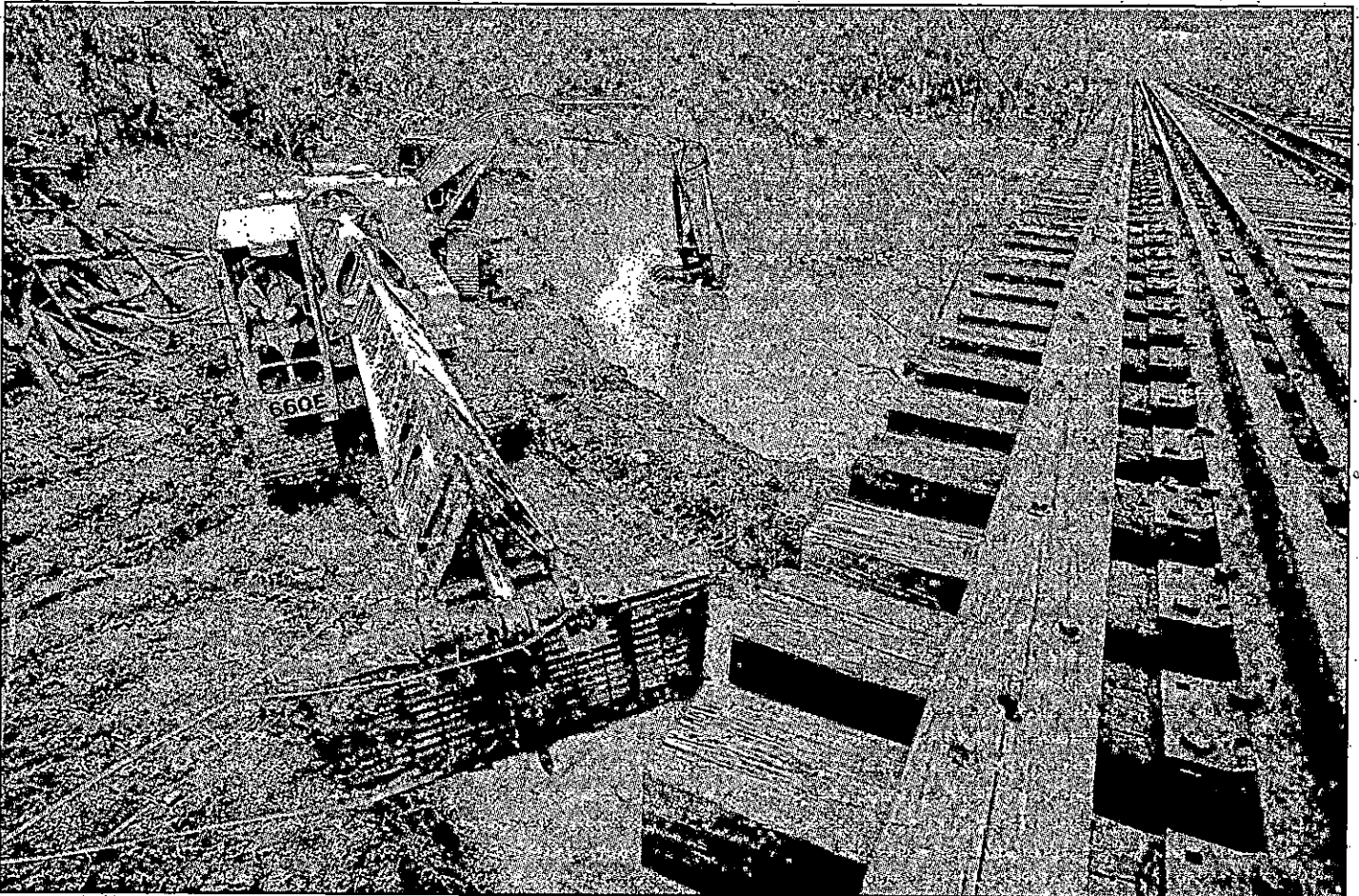
Commissioner Bob Huffman made a motion to approve the minutes of February 7, 2002; motion seconded by Steve Davis; motion passed unanimously.

Chairman's Report – Chairman Tanke distributed sheets outlining committees and their members. The first person listed under each committee is the interim chairman. He asked that the committees meet and select their own chairperson. Commissioner George Carlson made a motion to approve the committee structure as presented; motion seconded by Curt Vosti; motion passed unanimously.

Chairman Tanke referred to the Press Release contained in the agenda packet that was sent to the media from the last meeting.

Executive Director's Report - Executive Director Dan Gardner stated that credits documentation is ongoing. In regard to highway/bridge credit, Mr. Gardner stated he has received a letter from the Federal Highway Administration that approves granting credit of the funds that were spent by INDOT in our project area and should be eligible to receive credit on behalf of the Commission. After forwarding that letter to the COE office, we were informed that the COE office did not agree with FHWA on this crediting issue. The COE sent a letter to the Federal Highway Administration stating that they did not agree with the crediting ruling because the FHWA did not satisfy the requirement of having it stated in statutory authority that authorizes Federal funds to be used as part of the Commission non-federal share. Mr. Gardner will still pursue this matter.

LET THE RIVER FLOW



ZBIGNIEW BZDAK / THE TIMES

Workers clear a log jam Friday that is impeding the flow of the Little Calumet River at the Hammond-Munster border. The blockage is at the end of Manor Drive in Munster, so both communities are splitting the \$13,900 cost.

Committee Preference Selections
Year 2002

Land Acquisition/Management

Arlene Colvin (Interim Chair)
Bob Marszalek
Curt Vosti

Project Engineering

Bob Huffman (Interim Chair)
Emerson Delaney
Mark Reshkin
Marion Williams

Legislative

George Carlson (Chairman)
Arlene Colvin
John Mroczkowski
Curt Vosti

Finance

Curt Vosti (Chairman)
Arlene Colvin
John Mroczkowski
George Carlson

Policy

George Carlson (Chairman)
Arlene Colvin
Steve Davis
Bob Huffman
John Mroczkowski

Environmental

Mark Reshkin (Interim Chair)
Emerson Delaney
Bob Huffman
Marion Williams

Recreation

Emerson Delaney (Interim Chair)
Steve Davis
Bob Huffman
Bob Marszalek
Curt Vosti

Marina

Bill Tanke (Interim Chairman)
Emerson Delaney
Marion Williams
Steve Davis

Public Relations

Bob Marszalek (Interim Chair)
George Carlson

Martyr for Pork

In most normal places, such as business or the military, everyone understands that an employee who disputes the boss in public will soon have to find another job. But not in Washington. There you're treated as a hero, a modern day Nathan Hale, able to regret that you have but one life to give for your bureaucracy.

We're referring to Michael Parker, who was sacked last week by President Bush as head of the Army Corps of Engineers, the federal agency that builds water projects. A former Mississippi Congressman, Mr. Parker had merely gone to Capitol Hill and trashed his boss's proposal to cut the Corps budget by 10%. He preferred a modest 40% increase. The word that comes to mind here is insubordination. But Members of Congress from both parties reacted to Mr. Parker's dismissal as if he were a glorious martyr for pork.



Michael Parker
Bashing the boss

"Mike Parker told the truth that the Corps of Engineers budget as proposed is insufficient," said Trent Lott, allegedly the leader of the President's party in the Senate. When the choice is between more spending and his party's principles, Mr. Lott is never in doubt. Another Republican, Alabama Congressman Sonny Callahan, called it "a national tragedy." He wasn't kidding. And Jim Oberstar, a Minnesota Democrat, referred to the dismissal as "one of the darkest hours in the 226 years of the Army Corps."

Forgive us if we interrupt this patriotic funeral music with a few facts. The Army Corps of Engineers is not fighting and dying in Afghanistan. It builds things like dams here at home, including for example the \$181 million Yazoo Backwater Pump in Mr. Lott's state that would be the world's largest hydraulic pump. In his budget, Mr. Bush

is proposing to fund fewer of these projects precisely so the U.S. can afford to spend more to fight the war on terror. Republicans in particular are supposed to appreciate this trade-off, since they keep beating up Democrats for refusing to make it.

Mr. Bush's Corps budget isn't even all that onerous. It actually proposes more money to complete projects already under way, such as the Olmsted Lock and Dam on the Ohio River, which was supposed to be completed in 2006. But because Congress keeps larding up the budget, at the current pace Olmsted won't be done until 2011. Mr. Bush wants to clean up the Corps backlog, which is already \$21 billion and 12 years long.

The Members know this, but they love issuing press releases taking credit for this or that study for some new project, even if it won't be completed for decades. In 2001, Members earmarked 405 Army Corps projects, or 8% of the total budget. In 2002, their earmarking grew to 604 projects, or 10% of the total. As the President's budget notes, more than three-fourths of these 2002 earmarked projects were "inconsistent with long-established policies for the Corps." This is bureaucracy-speak for saying they have little economic or environmental justification; they are pure pork.

Mr. Bush's decision to sack Mr. Parker was essential to maintaining the President's ability to govern. But it is only a first step. Congress won't give up, and it is already vilifying his budget director, Mitch Daniels, because he is willing to slaughter some of the Congressional cows that became sacred during the Clinton years. Mr. Callahan, a real phrase maker, has called the White House budget office the "axis of evil." Mr. Callahan won't attack Mr. Bush directly, but we hope the President understands that the real target here is his ability to impose any sort of discipline on the federal budget. The more pork martyrs, the better.

LAND ACQUISITION REPORT

For meeting on Thursday, April 4, 2002

(Information in this report is from February 27, 2002 – March 22, 2002)

STATUS (Stage II Phase I) – Harrison to Broadway – North Levee:

1. Project completed July 10, 1992.

STATUS (Stage II Phase II) – Grant to Harrison – North Levee:

1. Project completed December 1, 1993

STATUS (Stage II, Phase 3A (8A) – Georgia to Martin Luther King – South Levee:

1. Project completed January 13, 1995.

STATUS (Stage II, Phase 4) – Broadway to MLK Drive – North Levee:

1. Project completed September 15, 1998.

STATUS (Stage II, Phase 3B) – Harrison to Georgia – South Levee:

1. Project complete.
2. Additional land will be required to temporarily extend a recreation trail along both the sidewalks east and west of Broadway to allow recreation trail continuation. (Refer to Recreation Report.)
 - Upon completion of I.U. Northwest modifications on, and adjacent to, Broadway, we will install a permanent trail crossing south of the river and along the line of flood protection, as originally proposed by the COE.
3. In the COE letter dated February 7, 2002, they indicated, under the “remaining east reach recreation features” response, that these remaining features will be incorporated into the next recreation contract.

STATUS (Stage II, Phase 3C2) – Grant to Harrison:

1. Completion and turnover of O&M manuals was done on November 21, 2000.
2. The re-location of the recreation trail would require agreements with the city of Gary to be able to cross Grant St. at the light at 32nd Ave.
 - We will be receiving a letter from the COE requesting that we postpone Broadway and Grant Street recreation trail re-locations, and that they be included in the next recreation contract. (See Recreation Report.)
 - A meeting was held on April 12, 2001, to review our proposals for trails at Broadway & East of Grant. (See Recreation Report)
 - We received a response from the city of Gary on July 11 (From Roland Elvambuena, City Engineer) indicating their concurrence to our proposed re-location. (Refer to Recreation Report).
3. In the COE letter dated February 7, 2002, they indicated, under the “remaining east reach recreation features” response, that these remaining features will be incorporated into the next recreation contract.

STATUS (Stage III) – Chase to Grant:

1. Levee construction completed on May 6, 1994.
2. Final acquisitions for flowage easements east of Chase and north of the river are ongoing (DC209 to DC213). **COE is reviewing the appraisal.**
 - A letter was sent to Otho Lyles (DC213) on January 10, 2002 instructing him to clean up all various and sundry materials he illegally dumped prior to our acquisition.

STATUS (Stage III) – REMEDIATION

Pumping west of Grant Street

1. We received a request for ROE from the COE on January 8, 2002.
2. An e-mail was sent to the COE on February 14, 2002 with an updated status on getting engineering review and obtaining necessary coordinates to do legal descriptions for easement agreements.
 - We received NIPSCO engineering concerns on February 8, 2002 and transmitted it to the COE to address on February 11, 2002.
3. **Status of Right-of-Entry:**
 - A letter was sent to the COE on March 4th stating our objective to obtain the ROE and how we will coordinate. ✓
 - Easement agreements were submitted to NIPSCO on March 7. We received the signed copies back on March 14. 2
 - The COE submitted a “letter of intent” to NIPSCO (that was attached to the easement agreements) on March 6 indicating that the COE would be in compliance with all engineering and other concerns for this project. 3
 - As of March 22, we have not received information from the COE that we will or will not need any easement from the city of Gary or INDOT that we do not have in previous agreement for Stage III.

STATUS (Stage IV – Phase 1-North) – Cline to Burr (North of the Norfolk Southern RR):

1. Construction is complete. Final inspection was held on August 30th, 2001, with minor turnover items & “as-built” drawings due to the LCRBDC.

STATUS (Stage IV – Phase 1-South) – Cline to Burr (South of the Norfolk Southern RR):

1. Bids were reviewed and Dyer Construction is the contractor. Work started on May 23rd, 2000 – 450 days to complete project. Project currently 85% complete.

STATUS (Stage IV – Phase 2A) – Lake Etta – Burr to Clark:

1. Construction is complete.

STATUS (Stage IV – Phase 2B) – Clark to Chase:

1. Construction is complete.

STATUS (Stage V – Phase 1) – Wicker Park Manor:

1. Project completed September 14, 1995

STATUS (Stage V – Phase 2) – Indianapolis to Kennedy – North Levee:

1. Wicker Park appraisal is complete and was forwarded to the Chicago COE for review on March 20, 2002. 4

STATUS (Stage V – Phase 3) – Northcote to Indianapolis – (Woodmar Country Club):

1. Woodmar preliminary figures are in from appraiser Dale Kleszynski. Since Woodmar Construction is 2-3 years in the future, Woodmar acquisition is not a priority.

STATUS (Stage VI-Phase 1) – Cline to Kennedy – North of the river, and Kennedy to Liabe – South of the River:

1. A courtesy letter was sent to Highland officials informing them that offers are going out and calls to the Town Hall can be directed to LCRBDC.
2. A letter was sent to Krosan Enterprises on November 28th, 2001, requesting information on how much area they need for traffic flow south of their building. No response to date.
 - A follow-up letter was sent to Krosan on January 28, 2002 and we have not received a response in writing as of March 29, 2002.

STATUS (Stage VI – Phase 2) Liabe to Cline – South of the River:

1. We had a recreation coordination meeting with Highland and Griffith to determine trail relocation which allow us to cross at Cline Avenue at Highway Avenue. (Refer to Recreation Report)
 - All recreation features for this segment need to be resolved. This project will be released simultaneously with Stage VI-1 in the fall of 2003.
2. We received a copy of a letter to the Detroit COE from Ken Reed (attorney for Davis Trust property west of Cline Avenue) indicating their proposal to develop this as light industrial and seeing if we had any "problems" with their proposed development. 5-6

STATUS (Stage VII) – Northcote to Columbia:

1. Scoutmaster Walter Church, Boy Scout Troop 280, has requested that LCRBDC approve his request to buy pizza on Saturday, June 1, for scouts working on their levee beautification project.

STATUS (Stage VIII – Columbia to State Line (Both Sides of River)

1. We received a letter from the COE on February 8, 2002 explaining how the four homes can be removed from the floodplain and eliminated from the flood control project.
2. We received a call from Mrs. Diane Gleason, 20 River Drive, that she is about to add a room onto her home. She asked about a written statement that officially eliminates the four houses. LCRBDC would like to discuss the situation with Munster officials first. Mrs. Gleason was told verbally that the houses are eliminated and she said she will go ahead with her home addition.

STATUS (Betterment Levee – Phase 1) E.J. & E. Railroad to, and including, Colfax North of the NIPSCO R/W – Ditch is South of NIPSCO R/W from Arbogast to Colfax.

1. Construction has been completed and the final inspection was held on August 30th, 2001. Minor turnover items and "as-built" drawings are due to the LCRBDC.

STATUS (Betterment Levee – Phase 2) Colfax to Burr Street, then North N.S. RR, then East (North of RR R/2) ½ between Burr and Clark, back over the RR, then South approx. 1,400 feet:

1. Acquisition deadline of October 2001 has been extended to summer of 2002.
2. Existing offers will be paid, however, no new offers will be sent. Burr Betterment levee is not creditable.

3. A letter was given to Deb Lawrence on February 7, 2002 asking for her assistance in receiving crediting for three demolitions in the area. Safety is LCRBDC major concern. Ms. Lawrence has asked for a bid to attach to the letter so she can specify an amount. Letter to be provided at next Commission meeting.

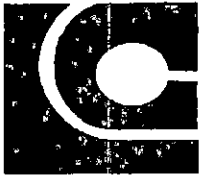
- A follow-up letter to Deb Lawrence was submitted on February 27, 2002 enclosing a copy of the lowest bid from Congress Enterprises in the amount of \$14,850. We requested their cooperation to do this demolition based upon safety & liability issues and that the State would release funds in this betterment area.

EAST REACH REMEDIATION AREA – (NORTH OF I-80/94, MLK TO I-65):

1. A property owned by the Ewens may exceed project elevation and could be eliminated. Four other properties in the East Reach will also be considered.

MITIGATION

1. Correspondence to decide appraisal regulations is now complete. Appraisal regulations are now in agreement with DNR and the COE. An appraisal for the first acquisition in Hobart Marsh can be assigned.
2. We received a request for ROE for "in project" lands from the COE on 1/8/02. Acreages listed on the ROE maps do not define permanent and temporary work area easements. We have asked the COE to give us those coordinates before we sign the ROE.
 - A letter was sent to the COE on March 4th indicating our intention to coordinate obtaining the ROE and enclosing a letter from Attorney Casale dated February 18th with concerns of doing work on land available.
 - Easement agreements were submitted to NIPSCO on March 7. We received the signed copies back on March 14.
 - The COE submitted a "letter of intent" to NIPSCO (that was attached to the easement agreements) on March 6 indicating that the COE would be in compliance with all engineering and other concerns for this project.
 - Easement agreements were sent to the Gary Board of Public Works on March 8th, were reviewed and approved at their public meeting on March 13th. We are awaiting the approved signed agreements returned to us.



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

WILLIAM TANKE, Chairman
Porter County Commissioners' Appointment

ROBERT HUFFMAN, Vice Chairman
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DR. MARK RESHKIN
Governor's Appointment

MARION WILLIAMS
Lake County Commissioners' Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

March 4, 2002

Mr. Imad Samara
U.S. Army Corps of Engineers
111 N. Canal Street
Chicago, Illinois 60606-7206

Dear Imad:

The Little Calumet River Basin Development Commission is currently working on getting the right-of-entry signed for both the in-project mitigation and for the Stage III remediation. As per our conference call last week with Greg Moore and CDF (Tom Price), you agreed that if we could meet a March 14th deadline for both projects that we could keep the current schedule for construction of both projects.

It is our objective that the easement agreements for the mitigation project on the Chase Street right-of-entry will be presented at the next Gary Board of Public Works meeting on Wednesday, March 6. It is also our intent to have the easement agreements in the hands of NIPSCO on March 7. We will require a letter of intent that will be attached to the easement agreements with NIPSCO that will confirm that we will be in compliance with all of their engineering concerns, standards, and design. The responsibility of obtaining the elevations and locations of these pipelines have been assigned to Great Lakes Engineering, who will coordinate this with the COE as well as CDF. We are hopeful that we will be able to have these agreements signed prior to the 14th.

However, we still have a concern regarding Attorney Casale's letter (which is enclosed) dated February 18 that addresses the LCRBDC's concerns with those lands included in the mitigation contract that overlap onto the property we have an option to license with the Lake Erie Land Company. Prior to us signing these rights-of-entry, those additional properties in the 2 year floodplain need to be separated from the permanent easement in order that we may meet our previous obligations with the Lake Erie Land Company.

We are making every effort to do the legals, coordinate the engineering, and obtain the necessary agreements to meet your schedule. We hope that you will be able to address our concerns regarding those properties under the lease option with Lake Erie Land Company. Please contact me if you have any questions regarding this.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.
cc

Greg Moore
Chrystal Spokane
Tom Price, CDF

Jim Fitzer, NIPSCO
Lou Casale

[illegible]



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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MARION WILLIAMS
*Lake County Commissioners'
Appointment*

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

March 7, 2002

Mr. Jim Fitzer
Northern Indiana Public Service Co.
801 East 86th Avenue
Merrillville, Indiana 46410

Dear Jim:

Enclosed please find six (6) sets each of easement agreements needed from NIPSCO for the Little Calumet River Flood Control/Recreation Project. They include a culvert easement, a drainage ditch easement and a temporary work area easement for in-project mitigation lands (Clark Street to Chase Street). Also included are a culvert easement and temporary work area easement for Stage III Remediation area (approximately ¼ mile west of Grant Street). The Corps of Engineers has included a letter of intent that we hope addresses your engineering concerns.

If you would please cause these documents to be executed by the proper NIPSCO officials and notarized and then return them to this office, we would appreciate it. After we have signed the copies and we have recorded them, we will return two (2) copies back to you for your files. If you have any questions, please contact me at the above number.

Thank you for your attention to this matter.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

cc: Lou Casale, LCRBDC attorney

DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO, IL 60606-7206

REPLY TO
ATTENTION OF

March 6, 2002

Planning, Program and
Project Management Division

Jim Fitzer
Northern Indiana Public
Service Company
801 East 86th Avenue
Merrillville IN 46410

Dear Mr. Fitzer:

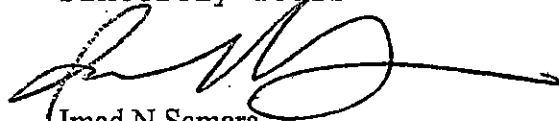
On February 8, 2002 we had a conference call with the Little Calumet River Basin Development Commission (LCRBDC), Conservation Design Forum CDF, engineering consultant for the in-project mitigation, Mr. Neal Arndt (NIPSCO Gas Transmission Engineer), Mr. Jim Fitzer (Utility Highway Affairs Agent for NIPSCO) regarding our upcoming construction for culvert installations west of Grant Street and for culvert/ditch work between Clark & Chase Streets.

We received information from NIPSCO at that time addressing certain engineering concerns regarding the depths of the existing gas pipelines relative to the installation of our new culverts. NIPSCO requires that certain minimal distances be kept after installation of the culverts. If these depths could not be met, we would coordinate with NIPSCO a plan that would be in compliance with NIPSCO's design standards (we will maintain a minimum of 12" clearance between NIPSCO pipelines and the culverts).

It is our intent with the help of the LCRBDC to field verify the depths and locations of the pipelines relative to our culvert installations and that this information will be included on the engineering drawings. We also agree that we will contact appropriate representatives from NIPSCO at least 5 days prior to any construction at these locations. The contractor will be responsible for repairing any water damage/erosion that will be caused by these culvert installations. After construction is completed, we will also repair the NIPSCO access roadway to the condition it was prior to construction. Upon revision of the existing plans and specifications, we will provide NIPSCO a set of these plans for final review and comments to assure that all of your engineering concerns are addressed prior to construction.

If you have any questions please call me at 312-353-6400 ext. 1809.

Sincerely Yours



Imad N Samara
Project Manager



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

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DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

19 March 2002

Ms. Erika Wilkins, Chief, Real Estate
Army Corps of Engineers Real Estate
111 North Canal Street
Chicago, IL 60606

Dear Erika,

RE: Appraisal for DC 1198 - Wicker Park Golf Course
Owner North Township

Enclosed in this mailing is the appraisal for DC 1198, the Wicker Park Golf Course, owner North Township. I have a copy for our files and one for our attorney Lou Casale's files. Would you please forward the appraisal to the Corps Appraisal Reviewer for approval?

In the past the Appraiser Reviewer would call me to contact the appraiser for changes or additions, however, I have alerted the appraiser, John Snell, Owner/President of Snell Real Estate Evaluation Company in Indianapolis; that the reviewer may be calling him directly for changes or additions. This would save time.

Please keep me informed of the reviewer's progress and call me if you have questions. Thank you.

Respectfully,

Judith (Judy) Vamos
Land Acquisition

Enclosure

D²
1198

ABRAHAMSON & REED
ATTORNEYS AT LAW
200 RUSSELL STREET
HAMMOND, INDIANA 46320-1818

HAROLD ABRAHAMSON
KENNETH D. REED
SCOTT R. BILSE
JOHN P. REED

TELEPHONE
AREA CODE 219
937-1500

TELECOPIER
219-937-3174

March 4, 2002

U. S. Army Corps of Engineers
477 Michigan Avenue
Detroit, MI 48226

Dear Sirs:

My client owns approximately 70 acres of vacant real estate (Exhibit "A" legal description attached hereto) located in the Town of Highland, Indiana (Lake County). The parcel is situated on the west side of Cline Avenue (State 912); north of Ridge Road (U. S. 6), and south of the Borman Expressway (I-80/94).

The property is served by a frontage road constructed by the Indiana Department of Transportation on land deeded to the Department by my client. The frontage Road parallels Cline Avenue on the west side thereof.

It is our proposal to develop the balance of our property, immediately on the west side of the frontage road, to a depth of approximately 330 feet, for the entire length of the frontage road. The property would be developed as "light industrial" use. We envision a combination of office/warehouse use, or perhaps light manufacturing. We do not exclude commercial uses.

We propose to bring the improvement property to the grade of the frontage road, by excavating soil from the remainder of the property to the west of the 330 foot strip along the frontage road.

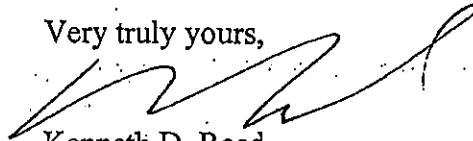
Some years ago, we granted to the U. S. Army Corps permission to do soil borings. We haven't heard a word since.

5

We propose to proceed to implement our plan within 30 days from the date of this letter. I thought I should contact you to determine if you had any "problems" with our proposed development.

With best regards, I am

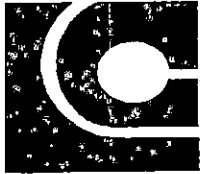
Very truly yours,



Kenneth D. Reed

KDR:jf

cc: Little Calumet River Basin Development Commission
Indiana Department of Transportation



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

WILLIAM TANKE, Chairman
Porter County Commissioners'
Appointment

27 February 2002

ROBERT HUFFMAN, Vice Chairman
Governor's Appointment

CURTIS VOSTI, Treasurer
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JOHN MROCZKOWSKI, Secretary
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Lake County Commissioners'
Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

Ms. Deb Lawrence, Assistant Director Community Relations and Outreach
Department of Natural Resources
406 West Washington Street Room W 256 16CS
Indianapolis, IN 46204-2212

Dear Ms. Lawrence:

RE: Demolition Bids on Unsafe Houses - Burr Street Betterment Levee Area.

I recently provided you pictures of vacant unsafe houses/garages that the Little Calumet River Basin Development Commission has acquired in the Burr Street Betterment Levee Area. I asked for your help in receiving approval for release of funds for their demolition. You requested to see a bid for their demolition.

Attached to this letter are two bids from Congress Enterprises, Inc. in Gary, Indiana proposing the following two options:

- 1.) demolish structures, remove debris, leave foundations \$14,850.
- 2.) demolish structures, stockpile debris (for later removal) \$ 4,300.

Since the Army Corps requires that lands transferred to them for the flood project be clean and unencumbered, I recommend the first option for \$14,850 be approved for demolition.

For safety and liability reasons, I respectfully ask for your cooperation in requesting permission from the state to approve the release of funds for demolition of these existing structures in the Burr Street Betterment Levee Area.

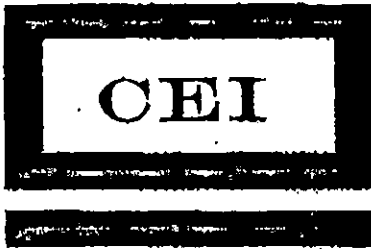
Thank you for assistance and please feel free to call me if you need more information. I'm looking forward to hearing from you.

Sincerely,

Dan Gardner, Executive Director
Little Calumet River Basin Development Commission

Attachments

*Same to
Ms. Lawrence
3/7/02 at
Commission
meeting
Jr.
3/7/02*



CONGRESS ENTERPRISES, INC.

LICENSED DEMOLITION & EXCAVATION CONTRACTORS

TRUCKING / HAULING

PETROLEUM PRODUCTS

1001 SOUTH LAKE STREET, GARY, INDIANA 46408
TEL: 888-8084 • 888-8620 FAX: 888-8009

Proposal

Submitted To:
Little Cahumet River Basin
Development Commission
6100 Southport Road
Portage, Indiana 46368
Attn: James E. Pokrajac, Agent
Land Management Engineering

Job Name:
Demolition & Disposal
32nd & Calhoun & 32nd & Burr
Gary, Indiana

Date / Phone:
January 31, 2002
219-763-0696 / Office
219-762-1653 / Fax

This Proposal is submitted based on plans and specifications prepared by CEI and dated 1/31/02

CONGRESS ENTERPRISES, INC. Formally presents this complete quote for the improvement of above site.

This proposal includes all necessary supervision, labor, equipment and permit to complete the above referenced job.

We propose to demolish the existing structures, total of (5), at the above referenced sites and all debris will be removed and disposed of a legal landfill. Existing grade and foundations will be left in place.

32nd & Burr St. there are (4) structures, only (3) will be demolished, One (1) (garage) on north side of lot will remain.

32nd & Calhoun St. there are (2) structures, both will be demolished. Two (2) vehicles on this site will remain on site.

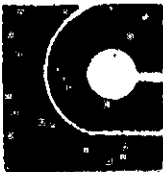
Total Amount: \$14,850.00

We thank you for allowing us the opportunity to submit this proposal for your approval.

* No Environmental or Asbestos Abatement included.


Frederick Lee, Operations Manager

James E. Pokrajac, Agent, Land Management Engineering



Little Calumet River Basin Development Commission

MEMO

TO: Jim Pokrajac, Engineering
FROM: Judy Vamos, Land Acquisition *JV*
DATE: 18 March 2002
SUBJ: Topographical Surveys on DC 502, 503,

LCRBDC has five (5) land parcels in the East Reach that are in question as to elevation. If these parcels exceed project elevation they could possibly be eliminated from the flood project. I will submit a report for their elimination to the Corps based on your findings.

Would you please review your topo maps and/or order elevation surveys, if necessary, to ascertain the correct elevation of each following parcel?

DC 502 owner Gary Urban League
Legal: Broadway Parkview Lots 4, 6-14, 27-36 Block 1

DC 503 owner Gary Urban League
Legal: Broadway Parkview Lot 5 Block 1

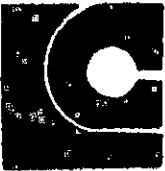
DC 517 owners Maude and Maurice Cobb
Legal: Liberty Farmettes Lot 17 Block 1

DC 540-A owners Gary Urban League, Jacoby Trust, Kathleen Keilman
Legal: Broadway Parkview Lots 14, 15 Block 13

DC 796 owner Marie Ewen
Legal: Part of Lot 5 NE ¼ Sec. 13, T36N, R8W lying S of the Lit. Cal.
Riv. excepting therefrom 3 parcels (see title work dated 10/11/00 in file)

Please provide me your answer in writing so I may forward it to the Corps with my report.

Thank you.



Little Calumet River Basin Development Commission

MEMO

TO: Dan Gardner, Executive Director, LCRBDC
FROM: Judy Vamos, Land Acquisition *JV*
DATE: 19 March 2002
SUBJ: Update on Hobart Marsh acquisitions. All actions occur in 2002.

My Memo today is an update on what's been happening in land acquisition for the Hobart Marsh.

2/13 - Received DNR info on their Hobart Marsh properties- only one (1) Mrs. Faddell. Appraised 3/24/97 by Jeff Vale. Called Jeff about appraisal-NA-left message.

2/20 - Jeff called. Discussed appraisal. He'll do an appraisal update, however, he can't start until I have the Army Corps federal requirements for out-of-project appraisals.

2/27 to 3/5 - JV out-of-town.

3/6 - Connected with Nick Heinzelman at DNR land acquisition to inform him I can't assign appraisal until we get Army Corps requirements.

3/7 - Called Chrystal in Chicago then Paul Klote in Cincinnati. Discussed Corps appraisal requirements. They'll let me know. Called Nick about complying with DNR appraisal requirements.

3/8 - Sent e-mail to Chrystal asking for her response in writing so we'll have a record. Called Nick-NA. Left message asking if DNR's requirements comply with Corps.

3/11 - Called Nick again. He's in the field for next few days. Left message.

3/13 - Received e-mail from Chrystal. Appraisals must be narratives, need to be reviewed and approved, Vale can't do update, must do new appraisal. Have Vale send appraisal sample to Corps to be "approved appraiser." Called Nick-NA-left message.

3/18 - Faxed letter to Nick asking about DNR requirements. Received "ok" response.

3/18/19,20 - Can't reach Jeff. Phone company message "trouble on the line."

3/21 - Called Jeff again. Gotcha! But not in person. Left message to call me on 3/22.

3/22 - Spoke with Jeff. He'll send me appraisal sample to forward to Corps, however, he's now booked for work for 60 days. We may have to use another appraiser.

ARMY CORPS AND INDIANA DNR REQUIREMENTS FOR APPRAISALS
IN THE HOBART MARSH

Written correspondence is in the files of the Little Calumet River Basin Development Commission. Discussions were held between 3/6/02 and 3/18/02 with:

Chrystal Spokane, Realty Specialist, USACE
Paul Klote, Appraisal Reviewer, HQ USACE
Nick Heinzelman, Director, Land Acquisition IN DNR
Judith Vamos, Land Acquisition Agent, LCRBDC

The following are the agreed to regulations for appraisals completed on the out-of-project parcels in the Hobart Marsh area for the Little Calumet River Basin Development Commission:

- 1.) Appraisals must be reviewed and approved by the United States Army Corps of Engineer according to the Uniform Standards of Professional Appraisal Practice (USPAP) and the Federal Land Acquisition Act.
- 2.) Appraisals must be full narratives.
- 3.) Appraisers, if they haven't already, must submit a sample of their previous work for USACE approval. Appraisers must be approved by the Corps.
- 4.) The first DNR appraisal completed by Jeff Vale on 3/24/97 is obsolete, however, Mr. Vale already has the common elements of the appraisal completed so he could complete the next one faster than a new appraiser. He should submit a sample of his work to the Corps for Corps approval.
- 5.) The authority of imminent domain does not apply to out-of-project acquisitions.
- 6.) The landowner must give permission to appraise the property.

Judy Vamos

From: "Spokane, Chrystal L LRC" <Chrystal.L.Spokane@lrc02.usace.army.mil>
To: "Judy Vamos (E-mail)" <jvamos@nirpc.org>
Cc: "Wilkins, Erika L LRC" <Erika.L.Wilkins@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Wednesday, March 13, 2002 7:02 AM
Attach: Clear Day Bkgrd.JPG
Subject: Reply to Hobart Marsh Appraisal Issues

Hi, Judy - Please see my answers in red.
 Thanks for everything.

Aloha,
 Chrystal L. Spokane
 Acting Chief, Real Estate Acquisition Branch
 Chicago District
 U.S. Army Corps of Engineers
 111 North Canal Street, Suite 600
 Chicago IL 60606-7206
 Phone: 312-353-6400 ext 5010
 Fax: 312-353-1271
 chrystal.l.spokane@lrc02.usace.army.mil

-----Original Message-----

From:
Sent: None
Subject:

11 March 02

Dear Chrystal,

On Thursday 3/7/02 we discussed the federal regs for receiving credit for properties purchased prior to 9/26/90 and the mechanics of acquiring mitigation properties in the Hobart Marsh Area. We had both spoken with Paul Klote of Cincinnati.

I remember the following directions:

- 1.) Hobart Marsh appraisals must be full narratives. I concur.
- 2.) Hobart Marsh appraisals must be reviewed and approved by the Corps before an offer can be made. I concur.
- 3.) Hobart Marsh appraisers must be approved by the Corps and the ones we are using now are acceptable. The first appraisal completed 3/24/97 by the DNR is obsolete and the appraiser Jeff Vale should send in a sample of his work for approval before he can complete a new appraisal. I concur. Please forward Jeff Vale's resume and work sample to me (or if I am unavailable, Erika Wilkins) and our office will have Mr. Vale's resume and work sample reviewed so that he can be approved by the Gov't.
- 4.) Appraisals for property acquired before 9/26/90 should be for the estate required for the project only. I concur.
- 5.) If Dan has questions or wants to speak with Paul he should follow protocol and put his thoughts in a letter to Erika who will forward it to Paul. If the LCRBDC would like to contact Division, that should be coordinated through either the Project Manager so that everyone is kept "in-the-loop." The District can either forward correspondence or schedule conference calls with Division.

Do I have everything? Have I forgotten anything? Please e-mail your answer so I can get Jeff

*3/11/02
 Jw
 original inquiry
 with Corps
 answers
 undelivered*

12

3/19/02

going. Thanks!

JV

Judith (Judy) Vamos

Land Acquisition Agent

Little Calumet River Flood Control and Recreation Project

Phone: 219-763-0696

Fax: 219-762-1763

e-mail: jvamos@nirpc.org



ATTORNEYS AT LAW
CASALE, WOODWARD & BULS, LLP

9223 BROADWAY-SUITE A • CAMBRIDGE COMMONS • MERRILLVILLE, IN 46410 • TELEPHONE: 219-736-2163 • FAX: 219-736-5025 • E-MAIL: thefirm@cwblawfirm.com

LOUIS M. CASALE
DAVID E. WOODWARD
DAVID A. BULS
JAMES M. SPIVAK
DAVID M. BLASKOVICH
*LICENSED IN INDIANA & ILLINOIS

LEGAL ASSISTANTS
DEBRA L. KOZLOWSKI
ANGELA M. OGRENTZ
TERESA G. COOK

FINANCIAL COORDINATOR
JULIE MALKOWSKI

February 18, 2002

Jim Pokrajac
Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, IN 46368

Imad Samara
U.S. Army Corps of Engineers
111 North Canal Street
Chicago, IL 60606-7206

VIA FACSIMILE

Dear Jim and Imad:

First of all I would like to thank Jim for his e-mails regarding the rights-of-entries presently being requested. I would like to remind Imad and inform Jim that we previously had a discussion whereby it was agreed that the areas under the Option to License with Lake Eric Land Company would be revised from a permanent easement to a temporary work easement. As such, we will need revisions in the legal descriptions and drawings which may be a part of the right-of-entry. Please make these revisions so that we can expedite the review, revision and signing of the rights-of-entry which have been presented to the Commission.

Please contact me if I could be of assistance or if there are any questions.

Sincerely,

CASALE, WOODWARD & BULS, LLP


Louis M. Casale

LMC/amo

Appellate • Bankruptcy • Business Litigation • Civil Rights • Collection Law • Construction • Corporate • Criminal Defense
Estate Planning • Government Law • Healthcare • Insurance Law • Labor & Employment • Medical Malpractice
Personal Injury • Probate • Products Liability • Real Estate • Worker's Compensation

AWC

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10/10/2020



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

WILLIAM TANKE, Chairman
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DR. MARK RESHKIN
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MARION WILLIAMS
Lake County Commissioners' Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

March 8, 2002

Ms. Gwen Malone
City of Gary, Board of Public Works
Gary City Hall
401 Broadway
Gary, Indiana 46402

Dear Gwen:

Enclosed please find six (6) sets each of easement agreements needed from the city of Gary for the Little Calumet River Flood Control/Recreation Project. They include a culvert easement, drainage ditch easement, and a temporary work area easement for in-project mitigation lands (located on the Chase Street right-of-way south of the Little Calumet River).

If you would please cause these documents to be executed by the proper officials and notarized and then return them to this office, we would appreciate it. After we have signed the copies and we have recorded them, we will return two (2) copies back to you for your files. If you have any questions, please contact me at the above number.

Thank you for your attention to this matter.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

cc: Lou Casale, LCRBDC attorney

15

LAND MANAGEMENT REPORT
For meeting on Thursday, April 4, 2002
(Information in this report is from February 27, 2002 – March 22, 2002)

NON-PROJECT LAND MANAGEMENT

A. Handicapped-Accessible Park

1. The remaining segment of Charles Agnew Park will probably be completed **in 2002** and a dedication ceremony held in the summer.

B. Gleason Park-Driving Range

1. A meeting was held with Gary Parks and Recreation on June 29th, 2001, to review and discuss scheduling, funding, and scope of work for a driving range North of 30th Ave., West of Broadway.
 - We have received no correspondence about this issue from Gary Parks & Recreation

PROJECT RELATED LAND MANAGEMENT

A. O&M (Project manual review/accepting completed segments)

1. It is anticipated to start accepting levee segments (after inspections are completed and found acceptable) as early as **July, 2002**.
2. The LCRBDC agreed that we would initially inspect and accept the projects on an individual basis to relieve the contractor of his obligations. However, we will require a procedure to mutually sign off with the COE to accept O&M responsibility. (COE currently working on this procedure.)
 - We sent out requests on February 5th, 2002, to all project communities to update and fill out information requests for flood response plans and points of contact. This will be incorporated into the O&M manuals.
3. LCRBDC is currently working on O&M responsibility tables to establish each task and who will do each item.
 - A spreadsheet for Gary has been completed that shows all tasks, frequency of tasks, and locations.
 - We are currently gathering information for costs and who might accept responsibility for each task.

B. Mitigation (entire project area)

1. **A letter was sent to the landowner (Surplus Property Management (DC616) on 3/25/02 – that the parcel is officially eliminated from the project for mitigation.**
2. **Appraisal regulations for Hobart Marsh acquisitions have been reviewed and agreed to by DNR Land Acquisition.**

C. Emergency Management/River Monitoring

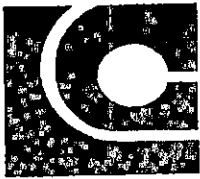
1. It is our understanding that the GSD is currently monitoring river levels as part of the emergency response participation plan.
 - Currently, the LCRBDC has completed review of GSD/WREP concerns that have been addressed but not resolved and submitted these to the COE for their input.
 - Refer to Item "E" in this report regarding operations and maintenance.

1-3

2. LCRBDC has reviewed COE mapping which shows locations of road closings, sandbagging, and emergency response locations. A plan to coordinate each community flood event response is currently being formulated with information received from the COE in the final O&M Manual received on November 1st, 2001. (Ongoing)
 3. We received a script for closure structure video from Gene Kellar on January 9th, 2002 to review and edit.
- D. LAMAR Advertising Company
1. LCRBDC received a phone call from Lamar on December 18th, 2001, asking if the LCRBDC would approve them building these signs on our property if they could get Gary approval. (Ongoing)
- E. Gary Sanitary District (White River Environmental Partners (WREP)) O&M
1. LCRBDC has gathered information from the COE to address both engineering and maintenance questions raised by GSD/WREP. We completed a current status sheet that will be reviewed & forwarded to them for discussion as part of an agenda to turn over O&M to them.
 - We submitted a letter to GSD on March 19, 2002 enclosing information on the 100 year/200 year elevations in the Ironwood and Marshalltown areas. 4
 - A meeting is scheduled for May 2, 2002.
- F. The Griffith levee west of the EJ&E RR to Cline Avenue has been completed as well as the Colfax road raise. We will be scheduling a meeting with Griffith to discuss their participation in maintaining and operating these items future no later than mid-December.
- G. Portions of West Reach pump stations in Hammond and Highland are being turned over to their respective communities. Representatives of the Hammond and Highland Sanitary Districts are inspecting with the COE and Contractor and signing off as owner.
1. Currently working with Highland (John Bach/Mike Griffin) to put together an agreement whereby the community/LCRBDC/COE can mutually sign off for construction acceptance, but the community assumes O&M responsibility. (Ongoing)
 - Submitted to Attorney Casale on October 5th, 2001 (Ongoing)

General Items:

1. COE has stated that lands acquired before the 9/26/90 LCA signing date must be appraised. Only the easement(s) necessary for the project will be creditable. If lands acquired in fee were not needed in fee, no credit will be given. LCRBDC can write to COE for a further ruling.
2. Farming Bid – We sent out a request for bids on March 13th to farm the land between Chase and Grant Streets outside of the levees adjacent to 35th Avenue. Bid due date is April 4. 5-8



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

WILLIAM TANKE, Chairman
Porter County Commissioners' Appointment

ROBERT HUFFMAN, Vice Chairman
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DR. MARK RESHKIN
Governor's Appointment

MARION WILLIAMS
Lake County Commissioners' Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

18 March 2002

Mr. Nick Heinzelman, Director, Land Acquisition
Department of Natural Resources
402 West Washington Street Room W255A
Indianapolis, IN 46204

*Forwarded
2:04 PM
JW.
Nick's response
attached.*

Dear Nick,

RE: DNR requirements for land acquisition
Fax Delivered: 317-233-9376 on 3/18/02

Thank you for sending me the information on the DNR's acquisition of the Faddell property in the Hobart Marsh area, however, before I proceed on land acquisition I need to know what the Corps requires for acquisition of property outside the flood project.

In conversations on 3/7/02 with Realty Specialist Chrystal Spokane at the Chicago District and Appraisal Chief Paul Klote at the HQ Cincinnati District, I've learned that both are in agreement that the following are Corps regulations that LCRBDC should comply with to acquire land in the Hobart Marsh area:

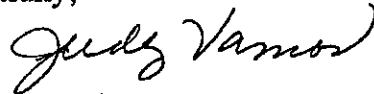
- 1.) Appraisals should be self-contained narratives.
- 2.) Appraisals need to be reviewed and approved by the Corps.
- 3.) The DNR appraisal on the Faddell property dated 3/24/97 is obsolete. A new appraisal, not an addendum, should be completed.
- 4.) Appraisers must be approved by the Corps so the Faddell Appraiser Jeff Vale must submit a sample of his narrative work for review.

I now need to know if these requirements are in compliance or in conflict with any land acquisition procedures at the DNR. Would you please let me know your response as soon as possible? An e-mail is acceptable (jvamos@nirpc.org). I've been in contact with Jeff Vale and he's agreed to start the appraisal as soon as I have your answer.

Mr. Nick Heinzelman, DNR
18 March 02
Page 2

Please contact me if you have questions. Thank you.

Respectfully,

A handwritten signature in cursive script that reads "Judy Vamos".

Judith (Judy) Vamos
Land Acquisition, LCRBDC

Judy Vamos

From: "Heinzelman, Nicholas" <nheinzelman@dnr.state.in.us>
 To: <jvamos@nirpc.org>
 Sent: Monday, March 18, 2002 3:03 PM

Judy, that sounds fine with me. Please remember that this is all voluntary in respect to the landowner and we will need their permission to begin the appraisal. We do need to get together to look at documents sometime soon. Although I don't imagine that Vale's appraisal will be ready (completed and reviewed) for at least 60 days. - Nick

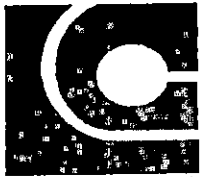
*Nick
 Heinzelman (Cork)
 answer to
 appraisal
 questions*

UNIFORM APPRAISAL STANDARDS FOR FEDERAL
LAND ACQUISITIONS UNDER "DATA DOCUMENTATION
AND APPRAISAL REPORTING STANDARDS #4 APPRAISER'S
CERTIFICATION" *for 3/18/02*

..... the appraiser has made a personal inspection of the property appraised and that the property owner or his/her designated representative was given the opportunity to accompany the appraiser on the property inspection.

(LCRBOE appraisers are required to send a letter to landowner to schedule an inspection date. The letter is part of the appraisal.)

*for
 3/18/02*



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

(219) 763-0696 Fax (219) 762-1653
E-mail: littlecal@nirpc.org

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DR. MARK RESHKIN
Governor's Appointment

MARION WILLIAMS
Lake County Commissioners' Appointment

DAN GARDNER
Executive Director

LOUIS CASALE
Attorney

March 19, 2002

Mr. Paul Vogel
GREELEY AND HANSEN
105 E. Jefferson Blvd.
Suite 800
South Bend, Indiana 46601

Dear Paul:

Enclosed for your information is an aerial of the area from the Ironwood Subdivision to I-65 indicating the location of our recently installed "Marshalltown levee" showing the topography of the 100 and 200 year elevations. This includes the background mapping that shows the relation of these elevations to existing roadways, subdivisions, railroads, etc. I also enclosed a color aerial of the same area that has recently been flown and was provided by the Corps.

I hope this information will answer some of the questions you have regarding impacts of floods in this area. If you have any further questions or need any clarification of these enclosures, please contact me at the above number.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

cc: Carmen Wilson, GSD
Imad Samara, ACOE
Sue Davis, ACOE
James Flora, R. W. Armstrong Co.

1. The first group of people who are not in the majority are the people who are not in the majority.



Little Calumet River Basin Development Commission

**BID SPECIFICATIONS
FOR
FARM LAND LICENSE**

PARCELS

NORTH FARMING AREA – Approximately 95 acres

SOUTH FARMING AREA – Approximately 45 acres

TOTAL ACREAGE – Approximately 140 acres

Bid Opening 2:00 p.m., April 4, 2002

Little Calumet River Basin Development Commission
6100 Southport Road
Portage, Indiana 46368

Contact: James E. Pokrajac, Agent
Land Management/Engineering
Phone (219) 763-0696

BID NOTICE

The Little Calumet River Basin Development Commission will receive bids for farming property as designated between Chase Street and Grant Street adjacent to both sides of 35th Avenue in Gary, Indiana for the crop year expiring December 31, 2002. Descriptions of the property and instructions to bidders may be obtained at the offices of the Little Calumet River Basin Development Commission located at 6100 Southport Road, Portage, Indiana between the hours of 9:00 a.m. and 4:30 p.m. Monday through Friday. Bids must be submitted in a sealed envelope, in writing, to the Little Calumet River Basin Development Commission, attention Dan Gardner, Executive Director. Bids must be received on or before **2:00 p.m. on Thursday, April 4, 2002**, at which time they will be opened and read aloud.

All bids received after said time and date will be invalid.

Dated: March 18th, 2002 and March 25th, 2002.

Dan Gardner, Executive Director
Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, Indiana 46368
(219) 763-0696

7



SOUTH FARM LIC #7E FARMING DESIGNATION MAP

NORTH

CHASE STREET
FARM
STAND

ACCESS ROADWAY

35TH AVENUE

RADIO
TOWER

BUS
TERMINAL
(GARAGE)

VILLAGE
SHOPPING
CENTER


CHASE STREET

GRANT STREET

WOODED AREA

NORFOLK SOUTHERN RAILROAD

OVERBURDEN FILL MATERIAL
STOCKPILED FOR FLOOD CONTROL
PROJECT FOR THE LITTLE CALUMET RIVER.

 INDICATES LAND OWNED BY THE LITTLE
CALUMET RIVER BASIN DEVELOPMENT COMMISSION.
(APPROX. 45 ACRES)

LOCATION INFORMATION

- THE AREA IS BOUNDED BY 35TH AVE. ON THE NORTH, A TREELINE AND MOUND OF DIRT ON THE SOUTH, A TREELINE ON THE EAST, AND A RADIO TOWER ACCESS ROADWAY ON THE WEST.

**RESULTS OF REAL ESTATE MEETING HELD 20 MARCH 2002
THE ARMY CORPS OF ENGINEERS and
LITTLE CALUMET RIVER FLOOD CONTROL & RECREATION PROJECT**

IN ATTENDANCE:

LCRBDC
Dan Gardner
Lou Casale

COE
Imad Samara
Erika Wilkins (by phone)

Lorraine Kray
Sandy Mordus
Angie Ogrentz
Jim Pokrajac
Judy Vamos

1. STREAMLINING THE REAL ESTATE MEETING

a. Corps is concerned that engineering issues take more time at the real estate meeting than real estate issues. Many real estate issues are not discussed. To streamline the meeting it was decided to divide the meeting into two sections: real estate and engineering. Judy and Jim will write the agenda for next month.

Also Chrystal Spokane, Corps Realty Specialist, will be on assignment doing land acquisition in Hawaii for the next 60 days. Corps Chief of Real Estate Erika Wilkins will be LCRBDC Corps contact.
(ACTION: Jim and Judy/LCRBDC)

2.) STATUS OF AUTHORIZATION FOR ENTRY

a. Stage III Remediation - Sandy reported that she has the Nipsco agreements signed. Gary has additional officials who want to sign their agreements and she has to add another signatory page. She'll have the ROE's by 22 March for Imad.
(ACTION: Sandy/LCRBDC)

b. In-project Mitigation - Lou will stay after the meeting and go over the maps and acquisition documents with Jim and Judy to be certain everything is correct. If correct he'll sign the ROE today.
(ACTION: Lou, Jim, and Judy/LCRBDC)

3.). STATUS OF SCHEDULED ACQUISITIONS

a. Stage V- Judy reported that the Wicker Park appraisal is complete. She received it from Indianapolis appraiser John Snell on 3/18/02. She gave the appraisal to Imad to deliver it to Erika who will forward it to the reviewer.
(ACTION: Imad, Erika, and reviewer/COE)

b. Stage VI-1 – Angie reported that many of the acceptance pages of Uniform Land Offers sent to landowners are coming back "not notarized." LCRBDC needs to know "is notarizing necessary?" Erika answered that the federal regulations as she interprets them states that "for the local sponsor to receive credit Uniform Land Offers must be notarized." Lou will now include a cover letter with all offers stating that offers must be notarized. In some instances Judy may visit the landowner to notarize the offer personally.

(ACTION: Lou, Angie, Judy /LCRBDC)

c. Stage VI-2 – Judy questioned the Corps on final mapping for this stage to start appraisals. The available maps do not list flowage, only permanent and temporary easements. As such they can't be used by appraisers who must have a final map listing all easement areas. Imad stated that the maps are correct for levee only. New maps listing flowage will probably be available by late April after the Corps finishes engineering maps on another Corps project.

(ACTION: Imad/COE)

4.) CREDITING

a. In Chrystal's absence Erika will be reviewing crediting. Sandy gave her a packet totaling about \$300,000 for her review.

(ACTION: Erika/COE)

b. Corps is now requiring final title insurance on easements for all credit submissions. Lorraine has called several title companies and the companies are willing to insure the easements for the same cost or less than regular title work. Erika said that insuring easements is a requirement for crediting.

(ACTION: Lorraine/LCRBDC)

5.) STATUS OF DC 59 WIND RADIO TOWERS

Lou has received a letter dated 3/12/02 from the Hispanic Broadcasting Corporation (WIND) attorneys asking why the \$55,000 due them for damages to their site hasn't been paid. Imad explained that Corps cost estimators are reviewing the damage claim. Lou will respond to the attorneys that the Corps is reviewing the cost estimates.

(ACTION: Lou/LCRBDC)

6.) THREE HOUSES IN GEORGIA GARDENS "BLOCKED OUT OR NOT?"

Judy is asking today to officially stop the confusion and "put in writing via this monthly report" that the three houses (DC 483, DC 489, DC 499) in Georgia Gardens are blocked out. She has two letters: one dated 3/31/97 that the houses are "blocked out" and one dated 4/14/98 that the houses are an acquisition. Everyone agreed that the houses are "an acquisition" but they are not a priority due to LCRBDC's ongoing funding crisis.

7.) APPRAISAL REGULATIONS

a. Hobart Marsh – Judy has been in conversation with Chrystal Spokane and Paul Klote from the Corps and Nick Heinzelman from DNR to discuss the federal and state regulations for land acquisition in the Hobart Marsh. Everyone agrees that:

- 1.) Appraisals must comply with USPAP and Federal Land Act regulations.
- 2.) Appraisals must be narratives, reviewed , and approved by the Corps.
- 3.) Appraisers must be approved by the Corps.
- 4.) The DNR property owned by Mrs. Faddell, appraised by Jeff Vale in 3/97, must be done again. A supplement is not acceptable. Jeff Vale will send Judy a copy of his work. She will review it and forward the appraisal to Erika.
(ACTION: Judy/LCRBDC)
- 5.) Acquisition must be voluntary and the landowner must give his/her permission to appraise the land.

b. 1990's crediting appraisals – Judy has been in contact with Chrystal Spokane and Paul Klote from the Corps to confirm federal regulations to credit several LCRBDC parcels that were acquired before the LCA was signed on 9/26/90.

- 1.) Appraisals must be before and after full narratives, reviewed /approved by the Corps according to USPAP and Federal Land Acquisition Act.
- 2.) Appraisers must be approved by the Corps.
- 3.) LCRBDC will be given credit only for the acquisition that is required for the flood project. Parcels acquired before 9/26/90 that were transferred in fee by the state/county or purchased in fee from private landowners, but were needed only for a levee, temporary work, flowage, or other kind of easement will be given credit only for the footprint of the take.
- 4.) If Dan (LCRBDC) wants to dispute #3 he needs to write a letter to Erika who will forward it to Paul at HQ in Cincinnati. This is proper protocol.

8.) DRAINAGE DITCH PROBLEM – COLFAX TO CALHOUN

The problems with the drainage ditch between Colfax and Calhoun is still an issue. Jim has written a letter to Imad explaining the mistake in construction and Imad will follow-up on it. Judy will write a letter to Erika and Lou getting their opinions on the problem. She will give a status report to the LCRBDC Commissioners at their next meeting.

(ACTION: Imad/COE and Judy/LCRBDC)

9.) NEXT MEETING

Scheduled for Monday, 22 April 2002, at 9:30 am at Chicago.

INDIANAPOLIS

O'Bannon, leading lawmakers to resume their budget talks

BY TERRY BURNS
Times Statehouse Bureau Chief

INDIANAPOLIS — Democratic Gov. Frank O'Bannon has asked legislative leaders to meet with him at the Statehouse in early April in hopes of resurrecting negotiations on proposals to address Indiana's mounting budget deficit and restructure taxes.

The move comes less than two weeks after the General Assembly ended a contentious short session having failed to agree on a way to fix the budget and overhaul the state's beleaguered tax system.

The announcement also comes a day before O'Bannon is expected to unveil another round of budget cuts likely targeting education, specifically summer school, full-day kindergarten, gifted and talented programs and alternative education.

While House and Senate leaders, both Democrats and Republicans, have agreed to sit down with the governor April 9 to discuss the state's fiscal plight, O'Bannon hesitated to say whether a compromise was possible.

"It's my hope we will continue to move forward on resolving these two pressing issues," he said Wednesday at a Statehouse news conference. "I'm hopeful that resuming the talks will lead us to a permanent solution."

O'Bannon, however, stopped short of saying whether he eventually would call the entire General Assembly back for a special session to deal with the budget and restructuring, saying that decision would rest on the outcome of the upcoming talks.

The governor said his initial conversations with legislative leaders were "encouraging," but he hesitated to say whether House Democrats and Senate Republicans would be able to overcome their differences, especially over a proposed budget fix.

In fact, Senate President Pro Tempore Robert Garton, R-Columbus, could prove to be the toughest sell. Garton not only opposed the deficit-reduction effort, but insisted that tax restructuring could be delayed until next year.

"I just told them I wanted to meet. I didn't ask for or receive any commitments one way or the other," O'Bannon added. "I want to review where we are and see how we can move forward from there."

Although many Republicans appeared supportive of efforts to restructure taxes and shield homeowners from the sticker shock of reassessment, it was a different story when it came to providing a budget fix.

GOP lawmakers rejected soundly a Democratic proposal to trim the deficit by raising cigarette and gambling taxes, saying the governor could balance the budget simply by getting a better handle on spending and cutting government waste.

House Ways and Means Chairman B. Patrick Bauer, D-South Bend, said Wednesday that while he has agreed to the meeting, he is skeptical that any movement will be made, especially if Republicans stand firm in opposing any tax increases.

In addition to Garton and Bauer, O'Bannon plans to meet with House Speaker John Gregg, D-Sandborn; Senate Democratic Leader Richard Young of Milltown; House Republican Leader Brian Bosma of Indianapolis; Senate Finance Committee Chairman Lawrence Borst, R-Greenwood, and other legislative fiscal leaders.

A few hours before O'Bannon's announcement, Republican leaders held their own news conference in which they urged the governor not to impose any additional cuts to education.

In an apparent show of political goodwill, state Treasurer Tim Berry, and state Auditor Connie Nass said they likely would support O'Bannon's proposal for using \$247 million in Build Indiana funds to help

shore up the budget.

O'Bannon needs the support of at least one of those GOP officials, who serve with him on the State Board of Finance, before any of the money can be diverted to address the budget deficit.

"While these cuts are going to cause delays to many important projects, we believe these transfers are good for taxpayers because they alleviate a tax increase the governor has been asking for," Berry said, and could avert the need for further cuts in education.

However, Nass, a vocal critic of O'Bannon's fiscal management, said her support would be contingent on the governor keeping his hands off education.

The administration already has moved to slash \$115 million in education funding because of the fiscal crisis and plans to delay \$280 million in regular tuition payments this summer, meaning that many schools could be forced to borrow money to pay their bills.

State Superintendent of Public Instruction Suellen Reed also was among the GOP officials asking the governor to spare education from the budget ax.

"We feel that (the cuts) we have made already is sufficient and this is as far as the cuts should go," she said, insisting that any additional action would threaten ongoing education accountability and reform efforts.

Without a budget fix, fiscal analysts have warned, the state could be facing a \$1.3 billion deficit by mid-2003.

Making fiscal matters even worse, a looming court-ordered reassessment could send property tax bills soaring next year unless lawmakers come up with a strategy for revamping the tax system.

So far, the O'Bannon administration has proposed nearly \$1.2 billion in spending cuts, which includes less money for education, Medicaid and other big ticket programs.

Build Indiana decision affects M'ville projects

Historic district, sewage project, fire department won't get money.

BY CAROLINA PROCTER
Times Staff Writer

MERRILLVILLE — Plans for a town historic district will be either re-funded or put on hold because the state needs most of its Build Indiana money to ease a budget shortfall.

Merrillville was supposed to receive \$40,000 from the Build Indiana Fund during the 2001-2003 biennium. The money would help create an historic district on 73rd Avenue between Broadway and Madison Street, an area that includes the original town hall and the Old Mill Pizzeria, the town's oldest building.

Town officials planned to install old-fashioned street lamps, brick sidewalks and special historic signs.

But on March 20, Gov. Frank O'Bannon said the \$248 million set aside for Build Indiana projects across the state was

now needed to help balance the state's budget. The Build Indiana Fund, created in 1989, uses casino and lottery revenue to help municipalities pay for infrastructure.

State Rep. Chet Dobis, D-Merrillville, said not to worry because the money is only "temporarily suspended" and will probably be re-appropriated during the next budget cycle. But Merrillville officials who were planning the historic district and other Build Indiana projects still have to regroup.

Town Council President David Uzelac said the town can probably afford to build the historic district on its own.

"We have a budget we can turn to," Uzelac said. "But I was hoping we wouldn't have to rely on our budget, because our budget is tight. Anytime money from the state can alleviate our budget, that helps us out."

Uzelac said the town's off-track betting, public works and town hall beautification funds could pay for the historic district. Uzelac said the district plans will not be canceled.

CALUMET AREA OFFICE
CONTRACT STATUS REPORT
13 JAN - 02 MAR 2002

CONT. NO. PR&C NO. (CO-S MGR.) (CO-S QA) (CO-C MGR.)	DESCRIPTION	CONTRACTOR	CONTRACT ORIGINAL CURRENT OBLIGATED EARNED AMOUNT	CONTRACT ORIGINAL CURRENT SUBSTANTIAL FINAL W/O D. COMPLETION	% COMPLETE SCH	ACT
95-0071 959776 (GARCES) (KARWATKA) (TURNER)	STA. II-PHS 3B	RAUSCH	\$3,293,968.00 \$3,477,249.66 \$3,477,249.66 \$3,280,112.42	- 05 DEC 98 05 DEC 98	100	100

COMMENTS:

Contractor completing punchlist items.

Awaiting PP-PM/ED-D responses to following issues: Completion of As-Built drawings by ED-DT.

95-0073 71759328 (GARCES) (RUNDZAITIS) (TURNER)	STA. IV-PHS 2A	DYER	\$2,473,311.50 \$3,329,463.66 \$3,329,463.66 \$3,329,463.66	- 29 SEP 01 29 SEP 01	100	100
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COMMENTS:

Minor trench settlement and associated re-seeding to be completed in the spring.

Initiating Contract Closeout.

Awaiting PP-PM/ED-D responses to following: Incorporation of generator plug revisions into As-Built Record Drawings.

95-0076 71608714 (GARCES) (KARWATKA) (TURNER)	STA. II-PHS 4	RAUSCH	\$3,089,692.00 \$4,186,070.75 \$4,182,688.98 \$4,175,000.00	- 22 SEP 98 22 SEP 98	100	100
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COMMENTS:

Contractor completing punchlist items.

Finalizing quantities on all unit priced items. Awaiting final supporting data from Contractor.

FC-76.XX - LEVEE QUANTITY OVERRUN EXCEEDING 115%. - Received revised final cross-section from Contractor. Provided Contractor CO-S review comments. Contractor reviewing.

FC-76.XX - Contractor requesting additional cost due to wet material from Deep River Borrow Site. CO-S has completed review, and presented results of review to Contractor. Contractor reviewing CO-S information.

Awaiting PP-PM/ED-D Responses to the Following Issues: Completion of As-Built Drawings by ED-DT.

CONT. NO.	CONTRACT ORIGINAL	CONTRACT ORIGINAL
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PR&C NO. (CO-S MGR.) (CO-S QA) (CO-C MGR.)	DESCRIPTION	CONTRACTOR	CURRENT OBLIGATED EARNED AMOUNT	CURRENT SUBSTANTIAL FINAL W/O D. COMPLETION	% COMPLETE SCH	ACT
97-0026 71769388 (GARCES) (KARWATKA) (TURNER)	IV-2B	DYER CONSTR.	\$1,530,357.50 \$1,948,053.31 \$1,948,053.31 \$1,939,038.28	16 NOV 98 30 SEP 00 30 SEP 00	100	100

COMMENTS:

Final Inspection completed on 23 JUL 2001 with Sponsor and District personnel. PM-M requested fence be added to gateway structure. All contract required features acceptable. Issued modification for fence. Fence to be completed as weather allows.

Awaiting PP-PM/ED-D responses to the following items. None at this time

99-C-0040 %355539 (DEJA) (LEE) (TURNER)	EAST REACH REMEDIATION	DYER CONST. CO.	\$1,657,913.00 \$1,873,784.68 \$1,873,784.68 \$1,873,784.68	03 OCT 00 03 OCT 00 03 OCT 00	100	100
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COMMENTS:

Preparing files to transfer to CO-C

99-C-0027 %465861 (GARCES) (NEWELL) (SMITH)	C. SHORELINE I-55 TO 30 th	AMERICAN MARINE CONST.	\$10,819,641.25 \$13,323,614.83 \$13,216,189.83 \$13,100,000.00	13 DEC 00 13 DEC 00 30 NOV 00	100	100
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COMMENTS:

Reviewing Contractor redlines.

(FC-27.XX) – Offsite Disposal Quantity Overrun – Conducted preliminary negotiations. Contractor resubmitted proposal, but has now included increase disposal costs for alleged Differing Site Conditions. CO-S reviewing

P00028 (FC-27.29) – Contractor VECP on water/SSP connection; \$33,315.17 DECREASE and no change in time. Awaiting Contractor signature. Contractor has submitted additional information concerning Collateral Savings. CO-S/CO-C/OC to review.

Awaiting PP-PM/ED-D responses to the following items: None at this time.

CONT. NO. PR&C NO. (CO-S MGR.) (CO-S QA) (CO-C MGR.)	DESCRIPTION	CONTRACTOR	CONTRACT ORIGINAL CURRENT OBLIGATED EARNED AMOUNT -	CONTRACT ORIGINAL CURRENT SUBSTANTIAL FINAL W/O D. COMPLETION	% COMPLETE SCH.	ACT
00-C-0003	STAGE IV --	DILLON	\$2,708,720.00	7 JAN 2001	100	100
%422358	PHASE 1	CONTRACTORS	<u>\$2,956,964.61</u>	1 MAY 2001		
(ANDERSON)	NORTH	INC.	<u>\$2,956,964.61</u>	1 MAY 2001		
(KARWATKA)			<u>\$2,956,964.61</u>			
(TURNER)						

COMMENTS:

Final Inspection was held on 30 AUG 2001.

Initiating Contract Closeout. Can not complete final closeout until next spring due to turf acceptance.

Contractor completed as-built disk/mylars.

P00012 (FC-03.11) -- Final Quantities. \$6,945.91 DECREASE; Executed and Distributed.

Awaiting PP-PM/ED responses to the following: None at this time.

Awaiting Ayres Responses to the following items: None at this time.

00-C-0021	BURR	DYER	\$2,074,072.70	24 JUN 01	100	100
%198030	BETTERMENT	CONST. CO.	\$2,228,652.16	24 JUL 01		
(ANDERSON)	PHASE I		\$2,228,652.16	24 JUL 01		
(WALDROM)			\$2,228,652.16			

(TURNER)

COMMENTS:

Initiating Contract Closeout.

CONT. NO. PR&C NO. (CO-S MGR.) (CO-S QA) (CO-C MGR.)	DESCRIPTION	CONTRACTOR	CONTRACT ORIGINAL CURRENT OBLIGATED EARNED AMOUNT	CONTRACT ORIGINAL CURRENT SUBSTANTIAL FINAL W/O D. COMPLETION	% COMPLETE SCH.	ACT
01-C-0001	PUMP STA.	OVERSTREET	\$4,638,400.00	08 OCT 02	32	32
%015179	1A	ELECTRIC	\$4,697,178.47	03 DEC 02		
(ANDERSON)		COMPANY	\$2,152,865.97			
(CRAIB)			<u>\$1,496,000.00</u>			
(TURNER)						

COMMENTS:

Contractor is continuing with submittals.

Continued electrical work & preparing for SWP installation at Homan/Munster.

Rebuilt Fairbanks Morse pumps from Walnut Avenue pump station are being tested.

One (1) pump for refurbishment from south Kennedy has been rebuilt and is being tested.

NIPSCO is working on the design for utility upgrades at Baring & Hohman Ave. pump station.

FC-01.01 – S. Kennedy Trash Rack Revisions. Evaluating Contractors Proposal.

FC-01.11 – Float Tube @ Baring Ave. Issued RFP. Awaiting Proposal.

FC-01.12 – Baring Avenue Pump Station Power Connection.

FC-01.14 – Replace Seal Water System at Hohman/Munster – Issued RFP.

FC-01.15 – Cleaning Wet Well at Walnut – Issued RFP.

FC-01.16 – Walnut Avenue Trash Rack Opening Revisions – Issued RFP.

Awaiting PP-PM/ED-D responses to the following:

A. Installation requirements for underground conductors at Baring Avenue.

00-C-0019	CAL. RIVER	LAKE	\$1,922,680.00	08 NOV 00	100	100
%496849	DREDGING	MICHIGAN	\$2,692,289.10	15 APR 01		
(DEJA)		CONTRACTORS	\$2,692,289.10	15 APR 01		
(NEWELL)			\$2,692,289.10			
(TURNER)						

COMMENTS:

Initiating closeout activities.

Awaiting PP-PM/ED-D responses to the following: None at this time.

00-C-0015	IV – 1 SOUTH	DYER	\$3,862,736.65	09 AUG 2001	100	100
%476674		CONST.	<u>\$4,266,494.35</u>	16 NOV 2001		
(ANDERSON)		CO.	<u>\$4,266,494.35</u>	16 NOV 2001		
(KARWATKA)			<u>\$4,266,494.35</u>			
(TURNER)						

COMMENTS:

Work on punchlist items suspended due to weather/soil conditions.

P00018 (FC-15.20) – Final Quantities: \$44,464.42 and no change in time. Executed and Distributed.

FC-15.21 – Preparing RFP to repair damage to IV-1 North Structure by automobile.

Awaiting PM-M/ED-D responses to the following items: None at this time.

CONT. NO.	CONTRACT ORIGINAL	CONTRACT ORIGINAL
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PR&C NO. (CO-S MGR.) (CO-S QA) (CO-C MGR.)	DESCRIPTION	CONTRACTOR	CURRENT OBLIGATED EARNED AMOUNT	CURRENT SUBSTANTIAL FINAL W/O D. COMPLETION	% COMPLETE SCH.	ACT
01-C-0008	PUMP NORTH	OVERSTREET	\$2,387,500.00	17 MAR 2003	14	14
%115055	5 th AVENUE	ENG. & CONST.	\$2,387,500.00	17 MAR 2003		
(AMDERSON)		COMPANY	\$ 750,000.00			
(CRAIB)			\$ 337,000.00			
(TURNER)						

COMMENTS:

Contractor preparing and submitting submittals.

Removed DWP-1, DWP-2 & associated piping.

Installing temporary power to existing equipment.

Installing flap valves in discharge boxes.

FC-08.01 -- Installation of Metering Transformer Cabinet and Electrical Connections to NIPSCO Transformer. Issued priced NTP.
Preparing modification.

FC-08.03 -- Delete 3 Ton Portable Gantry Crane; Awaiting Proposal.

Awaiting PM-M/ED-D responses to the following items: None at this time.

27-02-C-0003	JIN HARBOR	ENVIRONMENTAL	\$8,323,547.90	14 JAN 2004	0	0
%60948	CDF CUTOFF WALL	QUALITY	\$8,323,547.90	14 JAN 2004		
(ANDERSON)		MANAGEMENT	\$ 100,000.00			
(RUNDZAITIS)						
(ELAH)						

COMMENTS:

Awarded on 07 DEC 2001. NTP acknowledged on 14 JAN 2002.

Pre-Con held on 11 FEB 2002

Partnering Conference held on 12 and 13 FEB 2002.

Contractor preparing submittals.

Awaiting PM-M/ED-D responses to the following items:

a) Local Sponsor Funds to Obligate to Contract.

00-C-0033	BURNS HARBOR	AMERICAN	\$1,727,500.00	16 SEP 2001	100	100
%649564	NORTH B/W REPAIR	MARINE	\$2,675,480.03	14 OCT 2001		
(GARCES)			\$2,675,480.03	14 OCT 2001		
(NEWELL)			\$2,675,480.03	14 OCT 2001		
(SMITH)						

COMMENTS:

Awaiting As-Built Drawings.

Initiating Contract Closeout Activities

CONT. NO. PR&C NO. (CO-S MGR.)	CONTRACT ORIGINAL CURRENT OBLIGATED	CONTRACT ORIGINAL CURRENT SUBSTANTIAL
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(CO-S QA) (CO-C MGR.)	DESCRIPTION	CONTRACTOR	EARNED AMOUNT	FINAL W/O D. COMPLETION	% COMPLETE SCH.	ACT
01-C-0002	CAL. HARBOR	HOLLY	\$1,388,898.00	10 OCT 01	100	100
%774164	CDF RPR.	MARINE	\$1,388,898.00	10 OCT 01		
(GARCES)		TOWING	\$1,388,898.00	09 JAN 02		
(LEE)			\$1,360,662.48			
(TURNER)						

COMMENTS:
Completed

P00006 (FC-02.03) – Final Quantities – Preparing Modification.

00-C-0035	PUMP 1B	THIENEMAN	\$1,963,400.00	24 JUL 01	100	100
%160517		CONSTRUCTION	\$2,120,730.12	18 SEP 01		
(ANDERSON)		INC.	\$2,120,730.12	18 SEP 01		
(CRAIB)			\$2,120,730.12			
(TURNER)						

COMMENTS:
Contractor Preparing As-Builts.

Initiating Contract Closeout.

Awaiting PP-PM/ED-D responses to following items: None at this time.

01-C-0002	ACCESS	K&S	\$1,672,816.47	08 NOV 01	100	100
%366315	RETROFIT	ENTERPRISES	\$2,462,184.15	30 NOV 01		
(GARCES)			\$2,462,184.15	30 NOV 01		
(NEWELL)			\$2,462,184.15			
(SMITH)						

COMMENTS:
All physical work complete. Perform turf acceptance inspection in Spring.

Awaiting red-line As-Builts.

FC – DSC – Soil/Sod Removal/Replacement; Negotiated; Preparing Modification.

FC-02.01 – Revisions at 31st Street Beach. Negotiated; Preparing Modification.

P00014 (FC-02.15) – Final Quantities – \$184,744.69 Increase & No time. Executed and Distributed.

01-C-0024	INDIANA	DYER	\$592,500.00		100	100
%27039	SHORELINE	CONSTRUCTION	\$669,076.80			
(VARGAS)			\$669,076.80			
(VARGAS)			\$669,076.80			
(TURNER)						

COMMENTS:
Preparing Contract Closeout

Awaiting Signed As-Builts from CO-C

CONT. NO. PR&C NO. (CO-S MGR.) (CO-S QA) (CO-C MGR.)	DESCRIPTION	CONTRACTOR	CONTRACT ORIGINAL CURRENT OBLIGATED EARNED AMOUNT	CONTRACT ORIGINAL CURRENT SUBSTANTIAL FINAL W/O D. COMPLETION	% COMPLETE SCH.	ACT
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02-C-00XX CADY MARSH
% DITCH

()
()
()

COMMENTS:
100% BCOE completed. ED-D completing design.

02-C-00XX TRAIL CREEK
% DREDGING

()
()
()

COMMENTS:
Completed backcheck review. Awaiting approval of PCA.

XX-C-00XX LITTLE CAL
% STG. VIII

()
()
()

COMMENTS:
Design Ongoing.

02-C-00XX LITTLE CAL
% MITIGATION

()
()
()

COMMENTS:
Advertised. Amendment required.

02-C-00XX STAGE III
% REMEDIATION

()
()
()

COMMENTS:
Continuing Design.

02-C-00XX DEER CREEK
%

()
()
()

COMMENTS:
Performing Backcheck review.

CONT. NO.
PR&C NO.
(CO-S MGR.)

CONTRACT
ORIGINAL
CURRENT
OBLIGATED

CONTRACT
ORIGINAL
CURRENT
SUBSTANTIAL

(CO-S QA) (CO-C MGR.)	DESCRIPTION	CONTRACTOR	EARNED AMOUNT	FINAL W/O D. COMPLETION	% COMPLETE SCH.	ACT
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XX-C-00XX	LITTLE CAL					
%	STAGE VI – PHASE 2					

()

()

()

COMMENTS:

Performed 100% BCOE. ED / PM / A/E responding.

12 March 2002

MEMORANDUM FOR Chief, Construction-Operations Division

SUBJECT: Monthly Minority Participation Update
Local Flood Protection and Recreation Project
Little Calumet River, Indiana

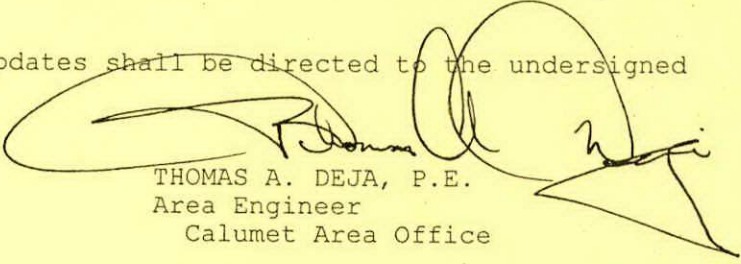
1. Enclosed are the Minority Utilization Updates for the following projects:

a) DACW27-01-C-0001; Pump 1A; Overstreet Engineering and Construction - November and December 2001

b) DACW27-01-C-0008; North 5th Street Pump Station; Overstreet Electric - November and December 2001

2. Any questions concerning the updates shall be directed to the undersigned at (219) 923-1763/4.

Enclosures



THOMAS A. DEJA, P.E.
Area Engineer
Calumet Area Office

Copies Furnished:

CELRC-CO-C (D. Albert) w/Encl.
CELRC-CO-S (01-0001-Minority Partic.) w/Encl.
CELRC-CO-S (01-0008-Minority Partic.) w/Encl.
CELRC-CO-S (T. Deja) w/Encl.
CELRC-PP-PM (I. Samara) w/Encl.
CELRC-CT (V. Salinas-Nix) w/Encl.
LCRBDC (J. Pokrajac) w/Encl. ✓

TRANSMITTAL OF SHOP DRAWINGS, EQUIPMENT DATA, MATERIAL SAMPLES, OR MANUFACTURER'S CERTIFICATES OF COMPLIANCE		DATE 12/12/2001	TRANSMITTAL NO. 00700-9
PROJECT TITLE Pump Station Rehabilitation, Phase 1A		CONTRACT NO. DACW27-01-C-0001 NA	PAGE 1 of 1
LOCATION Little Calumet River, Indiana			

Item	Description	Variation	QA Code
11	Minority Utilization-November 2001	No	X

SECTION III - GOVERNMENT REVIEW REMARKS

Item #11: FX - Code. Receipt acknowledged. Does not comply as noted with Contract requirements. Resubmission is required to address the following comments.

a. Fill in the information for "Subcontract Status" (item #3 on Overstreet's form).

b. Reference Specification 00800, paragraph 1.11.b, where the goals for minority participation for each trade are listed as 40.0%. Not only has the Contractor failed to meet the goal, the subject report indicates that the minority participation for the month was 0.0%.

Note Specification 01100, paragraph 1.18, which lists requirements for the Minority Utilization Update. This paragraph states that the update shall include Contractor's efforts and actions to comply with the affirmative action requirements.

Section 4 of the submitted Minority Utilization Update report is entitled, "Actions Taken to Promote Minority Participation (Workforce and Subcontracting)". However, there are no actions listed. Please revise the report to include Contractor's efforts to meet the minority participation goals. Additionally, since Overstreet is including a report form for each subcontractor instead of consolidating the subcontractor information on Overstreet's form, please direct any subcontractors not meeting the minority participation goal to include a description of the subcontractor's efforts to comply with the affirmative action requirements.

Contractor Amount : _____

Subcontract (at any tier) Awarded Under This Contract:

Vendor	Location	Large Business	Small Business	Small Disadv. Business		Award Amount	Total Payment To date
				WBE	MBE		

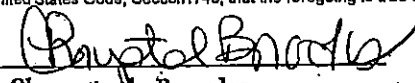
Subcontracting Plan Comparisons:

	Plan		Actual To Date	
	\$	\$		
Total Subcontracting				
Large Business				
Small Business				
Non-Disadvantaged Small				
Disadvantaged Small				

Actions Taken to Promote Minority Participation (Workforce and Subcontracting):

(As a minimum, the Contractor shall address the items listed in subparagraphs (g) (1) through (16) found in Contract Clause entitled AFFIRMATIVE ACTION COMPLIANCE FOR CONSTRUCTION in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claim efforts and actions to comply with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.


Chrystal Brooks

Month of: November

PROJECT: Little Calumet Phase 1A
(DATE) 12-4-81 MINORITY UTILIZATION UPDATE

(DATE) 11-4-81 MINORITY UTILIZATION UPDATE

CONTRACT NO. : DACW27-01-0001
LOCATION :
CONTRACTOR : Piping Technologies, Inc.
CONTRACTOR AMOUNT :

LOCATION

CONTRACTOR

CONTRACTOR AMOUNT :

1000-4

1. LABOR UTILIZATION STATUS:[illegible]

2. MATERIALS, SUPPLIES & MISCELLANEOUS PURCHASES STATUS:

TOTAL OF ALL PURCHASES		PURCHASES WITHIN LAKE COUNTY, IN				PURCHASES WITHIN GARY, INDIANA			
THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE
AMOUNT	AMOUNT	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL
26173.94	43336.79	8029.25	31 %	9922.58	23 %	121.05	005 %	471.05	01 %

2. SUBCONTRACTS STATUS:

[illegible]

~~SUBCONTRACTS (AT ANY TIER) AWARDED UNDER THIS CONTRACT:~~

VENDOR	LOCATION	LARGE BUSINESS	SMALL BUSINESS	SMALL DISADV. BUSINESS		AWARD AMOUNT	TOTAL PAYMENT TO DATE
				WBE	MBE		

SUBCONTRACTING PLAN COMPARISON:

	PLAN		ACTUAL TO DATE	
	\$	\$	\$	\$
TOTAL SUBCONTRACTING				
LARGE BUSINESS				
SMALL BUSINESS				
NON-DISADVANTAGED SMALL				
DISADVANTAGED SMALL				

4. ACTIONS TAKEN TO PROMOTE MINORITY PARTICIPATION (WORKFORCE AND SUBCONTRACTING):

(As a minimum, the Contractor shall address the items listed in subparagraphs (g) (1) through (16) found in Contract Clause entitled AFFIRMATIVE ACTION COMPLIANCE REQUIREMENTS FOR CONSTRUCTION in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claimed efforts and actions to comply with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.

Signature

DISTRICT

CONTRACT NO. 1000-03 ; Phase 1A Pump Little Calumet

U. S. DEPARTMENT OF LABOR

Employment Standards Administration, OFCCP

MONTHLY EMPLOYMENT
UTILIZATION REPORT

1 COVERED AREA (ISMA OR EAI)

3. CURRENT GOALS

4. REPORTING PERIOD

This report is required by Executive Order 11246, Sec. 203. Failure to report can result in contracts being cancelled, terminated or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts of Federally assisted construction contracts.

2 EMPLOYER'S I.D. NO.

35-1133960

MINORITY:

FROM: 11-1-01

FEMALE:

TO: 11-30-01

Contract No. DACW27-01-C-0001

NAME AND LOCATION OF CONTRACTOR

Austgen Electric Inc.
801 East Main St.
Griffith, IN 46319

FEDERAL
FUNDING
AGENCY

6. WORK HOURS OF EMPLOYMENT (Federal & Non-Federal)

5. CONSTRUCTION TRADE	Classifications	6a. TOTAL ALL EMPLOYEES BY TRADE		6b. BLACK (Not of Hispanic Origin)		6c. HISPANIC		6d. ASIAN OR PACIFIC ISLANDERS		6e. AMERICAN INDIAN OR ALASKAN NATIVE		7. MINORITY PERCENTAGE	8. FEMALE PERCENTAGE	9. TOTAL NUMBER OF EMPLOYEES		10. TOTAL NUMBER OF MINORITY EMPLOYEES	
		M	F	M	F	M	F	M	F	M	F			M	F	M	F
Electrician	Journey worker	67										0	0	2			
	APPRENTICE	54												1			
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
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	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
TOTAL JOURNEY WORKERS		67										0	0	2			
TOTAL APPRENTICES		54												1			
TOTAL TRAINEES																	
GRAND TOTAL																	

11. COMPANY OFFICIAL'S SIGNATURE AND TITLE

Payroll clerk

12. TELEPHONE NUMBER (Include area code)

219-924-7528

13. DATE SIGNED

11/28/01

PAGE

OF

Date: 1/4/02 Minority Utilization Update No. 1000-05

Contract No. : DACW27-01-C-0001

Location

Contractor : Overstreet Engineering & Construction

Contractor Amount : _____

1. Labor Utilization:

[illegible]

2. Materials, Supplies & Miscellaneous Purchases Status:

[illegible]

3. Subcontracts Status

[illegible]

Subcontract (at any tier) Awarded Under This Contract:

Vendor	Location	Large Business	Small Business	Small Disadv. Business		Award Amount	Total Payment To Date
				WBE	MBE		

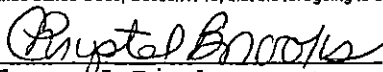
Subcontracting Plan Comparisons:

	Plan		Actual To Date	
	\$	\$		
Total Subcontracting				
Large Business				
Small Business				
Non-Disadvantaged Small				
Disadvantaged Small				

Actions Taken to Promote Minority Participation (Workforce and Subcontracting):

(As a minimum, the Contractor shall address the items listed in subparagraphs (g) (1) through (16) found in Contract Clause entitled AFFIRMATIVE ACTION COMPLIANCE FOR CONSTRUCTION in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claim efforts and actions to comply with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.


Chrystal Brooks

Month of: ...
December, 2001

PROJECT: Little Calumet Phase 1A

(DATE) 1-3-02

MINORITY UTILIZATION UPDATE

CONTRACT NO.	:	DATE: 1-2-82	MINORITY
LOCATION	:	DACW27-01-0001	
CONTRACTOR	:	Piping Technologies, Inc.	
CONTRACTOR AMOUNT	:		

1000-5

1. LABOR UTILIZATION STATUS:

[illegible]

2. MATERIALS, SUPPLIES & MISCELLANEOUS PURCHASES STATUS:

TOTAL OF ALL PURCHASES		PURCHASES WITHIN LAKE COUNTY, IN				PURCHASES WITHIN GARY, INDIANA			
THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE
AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL
983.76	44350.55	595.85	61%	10554.43	24%	0		471.05	0%

3. SUBCONTRACTS STATUS:

[illegible]

~~SUBCONTRACTS (AT ANY TIER) AWARDED UNDER THIS CONTRACT:~~

VENDOR	LOCATION	LARGE BUSINESS	SMALL BUSINESS	SMALL DISADV. BUSINESS		AWARD AMOUNT	TOTAL PAYMENT TODATE
				WBE	MBE		

SUBCONTRACTING PLAN COMPARISON:

	PLAN		ACTUAL TO DATE	
	\$	\$	\$	\$
TOTAL SUBCONTRACTING				
LARGE BUSINESS				
SMALL BUSINESS				
NON-DISADVANTAGED SMALL				
DISADVANTAGED SMALL				

4. ACTIONS TAKEN TO PROMOTE MINORITY PARTICIPATION (WORKFORCE AND SUBCONTRACTING):

(As a minimum, the Contractor shall address the items listed in subparagraphs (g) (1) through (16) found in Contract Clause entitled AFFIRMATIVE ACTION COMPLIANCE REQUIREMENTS FOR CONSTRUCTION in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claimed efforts and actions to comply with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.

and Robert M. McIntire

Project Little Cataraugus River Paved Shoulder Rehabilitation

Date: Dec 2001 Minority Utilization Update No. 1000- 05 DECEMBER 2001

Contract No. : DA-G1027-01-C-0001

Location

Contractor : Viking Engineering Company

Contractor Amount :

1. Labor Unions:

[illegible]

2. Methods, Results & Discussion: Purpose of Study:

[illegible]

7. Subordinate Senses

[illegible]

04/20/1994 04:38 219-989-7207

VIKING-PURCHASING

PAGE 03

Subcontract let and Awarded Under This Contract

[illegible]

Expenditures for New Carriages:

	Plan		Actual To Date
	\$	\$	
Total Subcontracting			
Large Subcontract			
Small Business			
Non-Disadvantaged Small			
Disadvantaged Small			

4. Actions Taken to Promote Minority Participation (Methods and Summary):

(As a submission, the Contractor shall address the items listed in subparagraphs (a) (1) through (15) found in Contract Clause entitled **AFFIRMATIVE ACTION COMPLIANCE FOR CONSTRUCTION** in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claim efforts and actions in conformity with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.

Signed

12/27/01

DISTRICT

Little Calumet
CONTRACT NO. 1000-03 : Phase 1A Pump

U. S. DEPARTMENT OF LABOR

Employment Standards Administration, OFCCP

MONTHLY EMPLOYMENT
UTILIZATION REPORT

1 COVERED AREA (SMSA OR EA)

3. CURRENT GOALS

4. REPORTING PERIOD

This report is required by Executive Order 11246, Sec. 203. Failure to report can result in contracts being cancelled, terminated or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts of federally assisted construction contracts.

2 EMPLOYERS I.D. NO.

35-1133960

MINORITY:

FROM: 12-1-01

FEMALE:

TO: 12-24-01

Contract No. DACW27-01-C-0001

NAME AND LOCATION OF CONTRACTOR

Austgen Electric Inc.
801 East Main St.
Griffith, IN 46319

FEDERAL
FUNDING
AGENCY

5. CONSTRUCTION TRADE	Classifications	6. WORK HOURS OF EMPLOYMENT (Federal & Non-Federal)										7. MINORITY PERCENTAGE	8. FEMALE PERCENTAGE	9. TOTAL NUMBER OF EMPLOYEES		10. TOTAL NUMBER OF MINORITY EMPLOYEES	
		6a. TOTAL ALL EMPLOYEES BY TRADE		6b. BLACK (Not of Hispanic Origin)		6c. HISPANIC		6d. ASIAN OR PACIFIC ISLANDERS		6e. AMERICAN INDIAN OR ALASKAN NATIVE				M	F	M	F
		M	F	M	F	M	F	M	F	M	F						
Electrician	Journey worker	380										0	0	5			
	APPRENTICE	163									3						
	TRAINEE																
	SUB-TOTAL																
Operating Engineers	Journey worker	8									0	0	1				
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
TOTAL JOURNEY WORKERS		388									0	0	6				
TOTAL APPRENTICES		163								3							
TOTAL TRAINEES																	
GRAND TOTAL		551															

11. COMPANY OFFICIAL'S SIGNATURE AND TITLE

Kindo Farr

Payroll clerk

12. TELEPHONE NUMBER (Include area code)

219-924-7528

13. DATE SIGNED

12/27/01

PAGE

OF

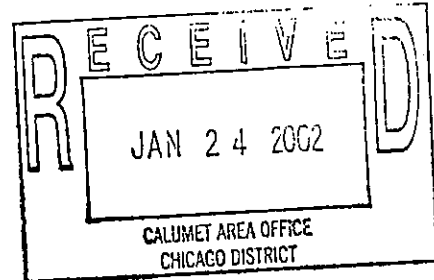
Overstreet Engineering & Construction, Inc.

Phone: (850) 432-0025

Fax: (850) 432-0093

January 22, 2002

U.S. Army Corps of Engineers
Calumet Area Office
906 Griffith Blvd.
Griffith, IN 46319



Attn: Mr. Douglas Anderson

Re: Contract No. DACW27-01-C-001, Pump Stations Rehabilitation, Phase 1A
Hammond Sanitary District
Lake County, Indiana
Contract No. DACW27-01-C-0008
Little Calumet River Pump Station Rehab
North 5th Ave. Pump Station Highland Sanitary District

Subject: Minority Utilization

Mr. Anderson,

Attached are Minority Utilization reports for the month of December 2001.

Overstreet Engineering & Construction has employed an Hispanic Carpenter which represents 50% of our hourly work force.

Attached are also copies of memo's forwarded to the major subcontractors on the project along with the response received Austgen Electric showing their good faith response.

We will continue our efforts to increase minority utilization on the projects

Sincerely,

A handwritten signature in cursive script, appearing to read "C. McCutcheon".

Clyde McCutcheon
Project Manager

Overstreet Engineering & Construction, Inc.

Date: December 7, 2001

Projects: ~Pumping Stations Rehabilitation, Phase 1A
Little Calumet River, Hammond Sanitary District
Lake County, IN
~Little Calumet River Pump Station Rehab
North 5th Avenue Pump Highland Sanitary District
Lake County, IN

To: Austgen Electric
801 E. Main St.
Griffith, IN 46319

ATTN: Kelley Gibbs

Item Involved: Minority Requirement in Specifications

Kelley Gibbs,

Please submit to us in writing your plans to meet necessary minority utilization requirements as outlined in the specifications. Please show good faith effort prior to the next billing phase. Thank you for your cooperation over this matter.

Chip McCutcheon
Project Manager
Overstreet Engineering and Construction

Overstreet Engineering & Construction, Inc.

Date: December 7, 2001

Projects: ~Pumping Stations Rehabilitation, Phase 1A
Little Calumet River, Hammond Sanitary District
Lake County, IN
~Little Calumet River Pump Station Rehab
North 5th Avenue Pump Highland Sanitary District
Lake County, IN

To: Piping Technology
P.O. Box 1069
Valparaiso, IN 46384

ATTN: Paul Golden

Item Involved: Minority Requirement in Specifications

Mr. Golden,

Please submit to us in writing your plans to meet necessary minority utilization requirements as outlined in the specifications. Please show good faith effort prior to the next billing phase. Thank you for your cooperation over this matter.

Chip McCutcheon
Project Manager
Overstreet Engineering and Construction

Overstreet Engineering & Construction, Inc.

Date: December 7, 2001

Project: Pumping Stations Rehabilitation, Phase 1A
Little Calumet River, Hammond Sanitary District
Lake County, IN

To: Viking Engineering
2300 Michigan St
P.O. Box 727
Hammond, IN 46325

ATTN: Tom Bolda

Item Involved: Minority Requirement in Specifications

Mr. Bolda,

Please submit to us in writing your plans to meet necessary minority utilization requirements as outlined in the specifications. Please show good faith effort prior to the next billing phase. Thank you for your cooperation over this matter.

Chip McCutcheon
Project Manager
Overstreet Engineering and Construction

Austgen Electric Inc.
801 East Main Street
Griffith IN 46319
Phone 219-924-7528 www.austgen.com Fax 219-922-8409
Since 1945

December 12, 2001
Attention: Chip McCutcheon
Overstreet Engineering & Construction
Telephone #850-432-0025
Fax #850-432-0093

RE: Minority Requirements

Austgen Electric has been providing the labor force for the electrical work at the Phase 1a and North 5th Ave. pumping stations out of our regular work force. At this time we have not put in any calls for any additional labor force, however if in the future any additional labor force were required I would make every effort to obtain minority labor. I have attached a letter that I have sent to IBEW L.U. 697 in these regards.

Respectfully submitted,

Kelly Hibbs
kellyh@austgen.com

Austgen Electric Inc.

801 East Main Street

Jeffers, IA 56319

Phone 219-924-7528 www.austgen.com Fax 219-922-8409

Since 1945

December 12, 2001
Attention: Dan Waldrop
IBEW L.U. 697

RE: Minority Labor

Dan as you might be aware we are performing work at five pumping stations for the Army Corps of Engineers. At this time Austgen Electric does not require any additional labor force, however in the future if any additional labor force were required I would like to ask that any available minorities be considered for the labor request.

Thank you for your cooperation in this matter.

Respectfully submitted,

Kelly Wickes

kellyt@austgen.com

TRANSMITTAL OF SHOP DRAWINGS, EQUIPMENT DATA, MATERIAL SAMPLES, OR MANUFACTURER'S CERTIFICATES OF COMPLIANCE		DATE 12/12/2001	TRANSMITTAL NO. 00700-5
PROJECT TITLE N. 5th Avenue Pump Station	CONTRACT NO. DACW27-01-C-0008 NA		PAGE 1 of 1
LOCATION Little Calumet River, Indiana			
Item	Description	Variation	QA Code
5	Minority Utilization-November 2001	No	X

SECTION III - GOVERNMENT REVIEW REMARKS

Item #3: FX - Code. Receipt acknowledged. Does not comply as noted with Contract requirements. Resubmission is required to address the following comments.

a. Fill in the information for "Subcontract Status" (item #3 on Overstreet's form).

b. Reference Specification 00800, paragraph 1.11.b, where the goals for minority participation for each trade are listed as 40.0%. Not only has the Contractor failed to meet the goal, the subject report indicates that the minority participation for the month was 0.0%.

Note Specification 01100, paragraph 1.13, which lists requirements for the Minority Utilization Update. This paragraph states that the update shall include Contractor's efforts and actions to comply with the affirmative action requirements.

Section 4 of the submitted Minority Utilization Update report is entitled, "Actions Taken to Promote Minority Participation (Workforce and Subcontracting)". However, there are no actions listed. Please revise the report to include Contractor's efforts to meet the minority participation goals. Additionally, since Overstreet is including a report form for each subcontractor instead of consolidating the subcontractor information on Overstreet's form, please direct any subcontractors not meeting the minority participation goal to include a description of the subcontractor's efforts to comply with the affirmative action requirements.

Contractor Amount :

[illegible][illegible][illegible]

Subcontract (at any tier) Awarded Under This Contract:

Vendor	Location	Large Business	Small Business	Small Disadv. Business		Award Amount	Total Payment To date
				WBE	MBE		

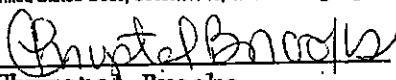
Subcontracting Plan Comparisons:

	Plan		Actual To Date	
	\$	\$		
Total Subcontracting				
Large Business				
Small Business				
Non-Disadvantaged Small				
Disadvantaged Small				

4. Actions Taken to Promote Minority Participation (Workforce and Subcontracting):

(As a minimum, the Contractor shall address the items listed in subparagraphs (g) (1) through (16) found in Contract Clause entitled AFFIRMATIVE ACTION COMPLIANCE FOR CONSTRUCTION in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claim efforts and actions to comply with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.


Chrystal Brooks

November, 2001.

CONTRACT NO. : DACW27-01-C-0008
LOCATION :
CONTRACTOR : Piping Technologies, Inc.
CONTRACTOR AMOUNT :

101-02

1. LABOR UTILIZATION STATUS:

[illegible]

2. MATERIALS, SUPPLIES & MISCELLANEOUS PURCHASES STATUS:

TOTAL OF ALL PURCHASES		PURCHASES WITHIN LAKE COUNTY, IN				PURCHASED WITHIN OARY, INDIANA			
THIS MONTH	TOTAL TO DATE	THIS MONTH	% of TOTAL	TOTAL TO DATE	% of TOTAL	THIS MONTH	% of TOTAL	TOTAL TO DATE	% of TOTAL
AMOUNT	AMOUNT	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL
29585.31	34363.04	3611.24	12%	2842.73	11%	2246.7	1%	2246.7	1%

2. SUBCONTRACTS STATUS:

[illegible]

SUBCONTRACTS (AT ANY TIER) AWARDED UNDER THIS CONTRACT:

VENDOR	LOCATION	LARGE BUSINESS	SMALL BUSINESS	SMALL BUSINESS		AWARD AMOUNT	TOTAL PAYMENT TO DATE
				WBE	MBE		

SUBCONTRACTING PLAN COMPARISON:

	PLAN		ACTUAL TO DATE	
	\$	\$	\$	\$
TOTAL SUBCONTRACTING				
LARGE BUSINESS				
SMALL BUSINESS				
NON-DISADVANTAGED SMALL				
DISADVANTAGED SMALL				

4. ACTIONS TAKEN TO PROMOTE MINORITY PARTICIPATION (WORKFORCE AND SUBCONTRACTING):

(As a minimum, the Contractor shall address the issues listed in subparagraphs (g) (1) through (16) found in Contract Clause entitled AFFIRMATIVE ACTION COMPLIANCE REQUIREMENTS FOR CONSTRUCTION in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claimed efforts and actions to comply with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.

and Robert M. Metzger
Signature

DISTRICT

CONTRACT NO. 101-02 5th Avenue Pump

U. S. DEPARTMENT OF LABOR Employment Standards Administration, OFCCP		MONTHLY EMPLOYMENT UTILIZATION REPORT	1 COVERED AREA (SMSA OR EA)	3. CURRENT GOALS	4. REPORTING PERIOD
This report is required by Executive Order 11246, Sec. 203. Failure to report can result in contracts being cancelled, terminated or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts of federally assisted construction contracts.			2 EMPLOYER'S I.D. NO. 35-1133960	MINORITY: FEMALE:	FROM: 11-1-01 TO: 11-30-01

Contract No. DACW27-01-C-0008

NAME AND LOCATION OF CONTRACTOR

Austgen Electric Inc.
801 East Main St.
Griffith, IN 46319

FEDERAL
FUNDING
AGENCY

5. CONSTRUCTION TRADE	Classifications	6. WORK HOURS OF EMPLOYMENT (Federal & Non-Federal)										7. MINORITY PERCENTAGE	8. FEMALE PERCENTAGE	9. TOTAL NUMBER OF EMPLOYEES		10. TOTAL NUMBER OF MINORITY EMPLOYEES	
		6a. TOTAL ALL EMPLOYEES BY TRADE		6b. BLACK (Not of Hispanic Origin)		6c. HISPANIC		6d. ASIAN OR PACIFIC ISLANDERS		6e. AMERICAN INDIAN OR ALASKAN NATIVE				M	F	M	F
		M	F	M	F	M	F	M	F	M	F			M	F	M	F
Electrician	Journey worker	120	5											2			
	APPRENTICE	74										0	0	1			
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
TOTAL JOURNEY WORKERS		120	5											2			
TOTAL APPRENTICES		74										0	0	1			
TOTAL TRAINEES																	
GRAND TOTAL																	

11. COMPANY OFFICIAL'S SIGNATURE AND TITLE

Payroll Clerk

12. TELEPHONE NUMBER (Include area code)

219-924-7528

13. DATE SIGNED

PAGE

OF

Date: 1/4/02 Minority Utilization Update No. 101-03

Contractor Amount : _____

[illegible]

Subcontract (at any tier) Awarded Under This Contract:

Vendor	Location	Large Business	Small Business	Small Disadv. Business		Award Amount	Total Payment To Date
				WBE	MBE		

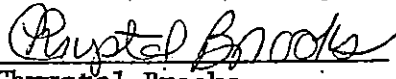
Subcontracting Plan Comparisons:

	Plan		Actual To Date	
	\$	\$		
Total Subcontracting				
Large Business				
Small Business				
Non-Disadvantaged Small				
Disadvantaged Small				

4. Actions Taken to Promote Minority Participation (Workforce and Subcontracting):

(As a minimum, the Contractor shall address the items listed in subparagraphs (g) (1) through (16) found in Contract Clause entitled AFFIRMATIVE ACTION COMPLIANCE FOR CONSTRUCTION in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claim efforts and actions to comply with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.


Chrystal Brooks

PIPING TECH

PAGE 03

Month of:

December, 2001

CONTRACT NO.	LOCATION	CONTRACTOR	CONTRACTOR AMOUNT
1	1	1	1
2	2	2	2
3	3	3	3
4	4	4	4
5	5	5	5
6	6	6	6
7	7	7	7
8	8	8	8
9	9	9	9
10	10	10	10
11	11	11	11
12	12	12	12
13	13	13	13
14	14	14	14
15	15	15	15
16	16	16	16
17	17	17	17
18	18	18	18
19	19	19	19
20	20	20	20
21	21	21	21
22	22	22	22
23	23	23	23
24	24	24	24
25	25	25	25
26	26	26	26
27	27	27	27
28	28	28	28
29	29	29	29
30	30	30	30
31	31	31	31
32	32	32	32
33	33	33	33
34	34	34	34
35	35	35	35
36	36	36	36
37	37	37	37
38	38	38	38
39	39	39	39
40	40	40	40
41	41	41	41
42	42	42	42
43	43	43	43
44	44	44	44
45	45	45	45
46	46	46	46
47	47	47	47
48	48	48	48
49	49	49	49
50	50	50	50
51	51	51	51
52	52	52	52
53	53	53	53
54	54	54	54
55	55	55	55
56	56	56	56
57	57	57	57
58	58	58	58
59	59	59	59
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89	89	89	89
90	90	90	90
91	91	91	91
92	92	92	92
93	93	93	93
94	94	94	94
95	95	95	95
96	96	96	96
97	97	97	97
98	98	98	98
99	99	99	99
100	100	100	100

DACW27-01-C-0008
Piping Technologies, Inc.

101-03

1. LABOR UTILIZATION STATUS:

[illegible]

2. MATERIALS, SUPPLIES & MISCELLANEOUS PURCHASES STATUS:

TOTAL OF ALL PURCHASES		PURCHASES WITHIN LAKE COUNTY, IN				PURCHASES WITHIN GARY, INDIANA			
THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE	THIS MONTH	TOTAL TO DATE
AMOUNT	AMOUNT	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL	AMOUNT	% of TOTAL
2832.10	37195.14	138.79	5%	3931.22	11%	6		22467	61%

2. SUBCONTRACTS STATUS:

[illegible]

SUBCONTRACTS (AT ANY TIER) AWARDED UNDER THIS CONTRACT:

VENDOR	LOCATION	LARGE BUSINESS	SMALL BUSINESS	SMALL DISADV. BUSINESS		AWARD AMOUNT	TOTAL PAYMENT TO DATE
				WBE	MBE		

SUBCONTRACTING PLAN COMPARISON:

	PLAN		ACTUAL TO DATE	
	\$	\$	\$	\$
TOTAL SUBCONTRACTING				
LARGE BUSINESS				
SMALL BUSINESS				
NON-DISADVANTAGED SMALL				
DISADVANTAGED SMALL				

4. ACTIONS TAKEN TO PROMOTE MINORITY PARTICIPATION (WORKFORCE AND SUBCONTRACTING):

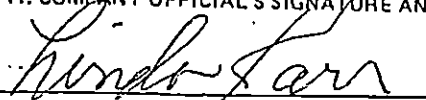
(As a minimum, the Contractor shall address the items listed in subparagraphs (g) (1) through (16) found in Contract Clause entitled AFFIRMATIVE ACTION COMPLIANCE REQUIREMENTS FOR CONSTRUCTION in Section 00700 of the contract. The Contractor shall attach all necessary documentation to this report in support of its claimed efforts and actions to comply with the referenced subparagraphs.)

I declare under penalty of perjury, pursuant to Title 28, United States Code, Section 1746, that the foregoing is true and correct to the best of my knowledge and belief.

Signature

U. S. DEPARTMENT OF LABOR Employment Standards Administration, OCECP		MONTHLY EMPLOYMENT UTILIZATION REPORT	1 COVERED AREA ISMSA OR EAI	3. CURRENT GOALS	4. REPORTING PERIOD
This report is required by Executive Order 11246, Sec. 203. Failure to report can result in contracts being cancelled, terminated or suspended in whole or in part and the contractor may be declared ineligible for further Government contracts of federally assisted construction contracts.			2 EMPLOYER'S I.D. NO. 35-1133960	MINORITY:	FROM: 12-1-01
Contract No. DACW27-01-C-0008			NAME AND LOCATION OF CONTRACTOR Austgen Electric Inc. 801 East Main St. Griffith, IN 46319		TO: 12-24-01
					FEDERAL FUNDING AGENCY

5.	6. WORK HOURS OF EMPLOYMENT (Federal & Non-Federal)												9.		10.		
CONSTRUCTION TRADE	Classifications	6a. TOTAL ALL EMPLOYEES BY TRADE		6b. BLACK (Not of Hispanic Origin)		6c. HISPANIC		6d. ASIAN OR PACIFIC ISLANDERS		6e. AMERICAN INDIAN OR ALASKAN NATIVE		7. MINORITY PERCENTAGE	8. FEMALE PERCENTAGE	TOTAL NUMBER OF EMPLOYEES		TOTAL NUMBER OF MINORITY EMPLOYEES	
		M	F	M	F	M	F	M	F	M	F			M	F	M	F
Electrician	Journey worker	1										0	0	1			
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
Operating Engineers	Journey worker	3										0	0	1			
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
	Journey worker																
	APPRENTICE																
	TRAINEE																
	SUB-TOTAL																
TOTAL JOURNEY WORKERS		4										0	0	2			
TOTAL APPRENTICES																	
TOTAL TRAINEES																	
GRAND TOTAL																	
11. COMPANY OFFICIAL'S SIGNATURE																	

11. COMPANY OFFICIAL'S SIGNATURE AND TITLE  Payroll Clerk	12. TELEPHONE NUMBER (Include area code) 219-924-7528	13. DATE SIGNED 12/27/01	PAGE OF
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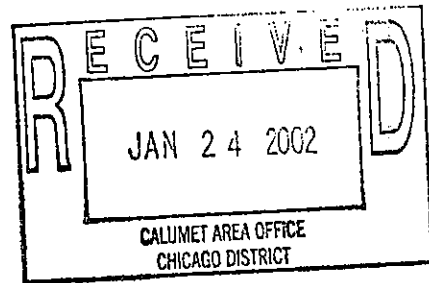
Overstreet Engineering & Construction, Inc.

Phone: (850) 432-0025

Fax: (850) 432-0093

January 22, 2002

U.S. Army Corps of Engineers
Calumet Area Office
906 Griffith Blvd.
Griffith, IN 46319



Attn: Mr. Douglas Anderson

Re: Contract No. DACW27-01-C-001, Pump Stations Rehabilitation, Phase 1A
Hammond Sanitary District
Lake County, Indiana
Contract No. DACW27-01-C-0008
Little Calumet River Pump Station Rehab
North 5th Ave. Pump Station Highland Sanitary District

Subject: Minority Utilization

Mr. Anderson,

Attached are Minority Utilization reports for the month of December 2001.

Overstreet Engineering & Construction has employed an Hispanic Carpenter which represents 50% of our hourly work force.

Attached are also copies of memo's forwarded to the major subcontractors on the project along with the response received Austgen Electric showing their good faith response.

We will continue our efforts to increase minority utilization on the projects

Sincerely,

Clyde McCutcheon
Project Manager

Overstreet Engineering & Construction, Inc.

Date: December 7, 2001

Projects: ~Pumping Stations Rehabilitation, Phase 1A
Little Calumet River, Hammond Sanitary District
Lake County, IN
~Little Calumet River Pump Station Rehab
North 5th Avenue Pump Highland Sanitary District
Lake County, IN

To: Austgen Electric
801 E. Main St.
Griffith, IN 46319

ATTN: Kelley Gibbs

Item Involved: Minority Requirement in Specifications

Kelley Gibbs,

Please submit to us in writing your plans to meet necessary minority utilization requirements as outlined in the specifications. Please show good faith effort prior to the next billing phase. Thank you for your cooperation over this matter.

Chip McCutcheon
Project Manager
Overstreet Engineering and Construction

Overstreet Engineering & Construction, Inc.

Date: December 7, 2001

Projects: ~Pumping Stations Rehabilitation, Phase 1A
Little Calumet River, Hammond Sanitary District
Lake County, IN
~Little Calumet River Pump Station Rehab
North 5th Avenue Pump Highland Sanitary District
Lake County, IN

To: Piping Technology
P.O. Box 1069
Valparaiso, IN 46384

ATTN: Paul Golden

Item Involved: Minority Requirement in Specifications

Mr. Golden,

Please submit to us in writing your plans to meet necessary minority utilization requirements as outlined in the specifications. Please show good faith effort prior to the next billing phase. Thank you for your cooperation over this matter.

Chip McCutcheon
Project Manager
Overstreet Engineering and Construction

Overstreet Engineering & Construction, Inc.

Date: December 7, 2001

Project: Pumping Stations Rehabilitation, Phase 1A
Little Calumet River, Hammond Sanitary District
Lake County, IN

To: Viking Engineering
2300 Michigan St
P.O. Box 727
Hammond, IN 46325

ATTN: Tom Bolda

Item Involved: Minority Requirement in Specifications

Mr. Bolda,

Please submit to us in writing your plans to meet necessary minority utilization requirements as outlined in the specifications. Please show good faith effort prior to the next billing phase. Thank you for your cooperation over this matter.

Chip McCutcheon
Project Manager
Overstreet Engineering and Construction

Austgen Electric Inc.
801 East Main Street
Smithfield, VA 26319
Phone 219-922-7528 www.austgen.com Fax 219-922-8409
Since 1945

December 12, 2001
Attention: Chip McCutcheon
Overstreet Engineering & Construction
Telephone #850-432-0025
Fax #850-432-0093

RE: Minority Requirements

Austgen Electric has been providing the labor force for the electrical work at the Phase 1a and North 5th Ave. pumping stations out of our regular work force. At this time we have not put in any calls for any additional labor force, however if in the future any additional labor force were required I would make every effort to obtain minority labor. I have attached a letter that I have sent to IBEW L.U. 697 in these regards.

Respectfully submitted,

Kelly Gibbs
kellyg@austgen.com

Austgen Electric Inc.

801 East Main Street

Griffith, IN 46319

Phone 219-924-7528 www.austgen.com Fax 219-922-8409

Since 1945

December 12, 2001
Attention: Dan Waldrop
IBEW L.U. 697

RE: Minority Labor

Dan as you might be aware we are performing work at five pumping stations for the Army Corps of Engineers. At this time Austgen Electric does not require any additional labor force, however in the future if any additional labor force were required I would like to ask that any available minorities be considered for the labor request.

Thank you for your cooperation in this matter.

Respectfully submitted,

Kelly Gibbs

kelly@ustgen.com