



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

ARLENE COLVIN, Chairperson
Mayor of Gary's
Appointment

ROBERT MARSZALEK, Vice Chairman
Governor's Appointment

ROBERT HUFFMAN, Treasurer
Governor's Appointment

JOHN MROCZKOWSKI, Secretary
Governor's Appointment

WILLIAM BILLER
Governor's Appointment

GEORGE CARLSON
Mayor of Hammond's
Appointment

STEVE DAVIS
Dept. of Natural Resources'
Appointment

CHARLES RAY
Porter County Commissioners'
Appointment

DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

VACANCY
Lake County Commissioners'
Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

MEETING NOTICE

THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
AT 6:00 P.M. WEDNESDAY, DECEMBER 1, 2004
AT THE COMMISSION OFFICE
6100 SOUTHPORT ROAD
PORTAGE, IN

WB drove -
mileage

WORK STUDY SESSION - 5:00 P.M.

AGENDA

1. Call to order by Chairperson Arlene Colvin
2. Pledge of Allegiance
3. Recognition of Visitors and Guests
4. Approval of Minutes of November 3, 2004
5. Chairperson's Report
 - Report of Nominating Committee
6. Executive Director's Report
 - Report on meeting held with Mayor McDermott on 11/9/04 regarding Hammond portion of levee project
 - Report on FEMA meeting held 11/16/04 regarding Gary coming out of floodplain
 - Corps current construction schedule projection received on 10/27/04
7. Outstanding Issues

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no LK
all of you
+ from - put down

ML.

Chv - WB
V-Ch - RH
Jue - AC
Sec - MR

SENGER
Jm
Jm
Elizabeth
Sang O'B
Mick Lopez

8. Standing Committees

A. Finance Committee – Bob Huffman, Treasurer

- Financial status report
- Approval of claims for November 2004
- Approval of O&M claims for November 2004
- Report on Finance Committee meeting held 11/30/04
- Issues for discussion

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6-7
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B. Land Acquisition/Land Management Committee – Arlene Colvin, Chairperson

Land Acquisition

- Appraisals, offers, acquisitions, recommended actions
- Update of Stage VI-1N and VI-2 real estate acquisition
- Issues for discussion

Land Management

- Disposal of 3120 Gerry St. is in the process with the Dept. of Administration
- Staff updating list of current incomes that will be presented at next meeting
- Issues for discussion

C. Operation & Maintenance – Committee Chairman Bob Huffman

- Draft letter to Corps regarding final East Reach inspection
- Quotes being obtained for clearing log jam west of MLK Drive in Gary
- O&M agreement for S.E. Hessville pump station sent to HSD
- Issues for Discussion

D. Environmental Committee – Committee Chairman Mark Reshkin

- Mitigation Status of Hobart Marsh area
- Report on conference call scheduled for 11/14/04
- Issues for Discussion

E. Legislative Committee – Committee Chairman George Carlson

- Communication with area legislators regarding state funding needs
- Issues for Discussion

F. Project Engineering Committee – Committee Chairman Bob Huffman

- Pre construction meeting for Stage VI-1S scheduled for 12/2/04
- Minutes received from 10/7/04 INDOT coordination meeting for I-80/94 & I-65 construction
- Backcheck set for Burr II Gary being finalized by LCRBDC
- Meeting with Gary, INDOT, COE, LCRBDC on 11/9/04 to review Grant to Broadway drainage issues
- Issues for Discussion

G. Recreational Development Committee – Committee Chairman Bob Huffman

- Issues for Discussion

H. Marina Development Committee – Committee Chairman Charlie Ray

- Notice of tort claim filed relative to Portage Public Marina
- DNR permit approved for Lefty's Coho Marina
- Issues for Discussion

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I. Policy Committee – Committee Chairman George Carlson

- Issues for Discussion

J. Public Relations Committee – Committee Chairman Bob Marszalek

- Issues for discussion

9. Other Issues / New Business

10. Statements to the Board from the Floor

11. Set date for next meeting; adjournment

November 10, 2004
Basin #1

Dune Harbor Investments, LLC
Robert Frum, Sr
6161 Burns Waterway
Portage, IN 46368-1259

Re: CTS-1587, CTS-1588
(Amendment: FW-22247 and AC-11)
Burns Waterway, Porter County

Dear Mr. Frum:

On November 24, 2003, Lefty's Coho Landing was issued permits (FW-22247 and AC-11) to excavate along the west bank of Burns Waterway and to replace an existing 45-slip dock facility with a new 343-slip marina. On September 27, 2004, the Division of Water received a letter from your agent, The Abonmarche Group, stating that you wished to amend your permits in order to replace the existing dock facility with a 329-slip marina, and to reduce the size of the new marina from 17.4 acres to 17.0 acres.

After review of the proposal by the Divisions of Water and Fish and Wildlife it has been determined that the amended project can be approved.

This letter should be attached to your existing permits and displayed at the project site. The Division of Water will place a copy of this letter in the permit file to be retained as a permanent record of the application. **All other conditions listed on the original permit must be followed in order for the project to be in compliance.**

You should not construe this letter to be a local building permit, nor is it a waiver of the provisions of any local building or zoning ordinances.

If you have any further questions concerning this matter, please contact Stuart Peckham, Technical Services, Division of Water, at either the Division's toll free number, 1-877-928-3755 or at (317) 232-4160.

Sincerely,



James Hebenstreit, P. E.
Assistant Director
Division of Water

JJH/SLP

Enclosure: FW-22247 and AC-11

Cc: Interested Parties list for FW-22247 and AC-11



Little Calumet River Basin Development Commission

WORK STUDY SESSION

1 December 2004

ENVIRONMENTAL COMMITTEE

Dr. Mark Reshkin, Chairperson

1.) Mitigation Update for Hobart Marsh:

As of tonight we have 309 acres toward the 437 needed to have our West Reach construction permit modified.

Trust for Public Land has secured what could be the final three properties that would finish our mitigation requirements. Those three properties total 145 acres bringing our total to 454 acres, 17 acres more than needed. Those 17 acres could be used as a cushion against a loss of acreage in hydric soils. The properties, however, must be purchased within the next three months at a cost of \$1.1 million.

In a conference call held on 24 November between IDNR, IDEM, the Corps, LCRBDC, and TPL it was suggested that LCRBDC use its investments to finish the mitigation plan. TPL also has a buy-and-hold program and they will hold the properties until the LCRBDC receives its new money. The buy-and-hold must be approved by the TPL board.

Kim-70 acres (not 50)=\$ 549,500 (wants 60 day contract, close in 30 days)

Nozrik-50 acres=\$ 361,900 (wants 60 day contract, close in 30 days)

Bundalo-25 acres=\$ 187,500 (option must be exercised by 8 Dec.04)

Total cost = 145 acres = \$1,098,900

Holding costs = \$ 44,465

GRAND TOTAL 454 acres = \$ 1,143,365

(this would eliminate Julian property = 18 acres for \$100,000)

Discussion for tonight.

CONFIDENTIAL (revised 11/23/04)**Hobart Marsh Mitigation Funding Needs 2004-2005**

436 total mitigation requirement - 89 project area; 173 Bailey and 46 Quail

Acres Needed

128 Hollow acres

Priority Acquisitions	tract Acres	Estimated Cost Per Acre	Estimated Land Cost	Estimated Transaction Costs	Estimated Hard Costs (note 4)	Professional Services Fee (note 5)
Bundalo (note 1)	25	\$7,500	\$187,500	\$7,250	\$7,250	0
Kim (note 2)	70	\$7,850	\$549,500	\$17,650	\$9,250	\$8,400
Nozrik-parcels 1, 3 & 4 (note 3)	51.7	\$7,000	\$361,900	\$0		
Subtotal Land Area	146.7					
Subtotal Land Cost			\$1,098,900			
Transaction Cost				\$24,900		
Total Acquisition Cost			\$1,123,800			
Less Remaining Mitigation Funds			\$252,000			
Estimated Funding Gap			-\$871,800			

NOTES:

1. Option signed; FMV subject to survey. Subdivision approval may be required.
2. Contract execution expected by Dec. 15 after survey and legal description completed.
3. Contract execution expected by Dec. 15 after survey and legal description completed.
4. Appraisal cost = \$3500; survey cost = \$1,500 - \$4,500; environmental = \$250; title = \$500 \$1,000; misc. closing/recording fees = \$500.
5. Subject to professional services agreement with Little Calumet River Basin Development Commission.

Sandy

LAW OFFICES

GRUEL MILLS NIMS & PYLMAN LLP

WILLIAM F. MILLS
J. CLARKE NIMS
NORMAN H. PYLMAN
SCOTT R. MELTON
BRION J. BROOKS
THOMAS R. BEHM
J. PAUL JANES
JOSEPH SUKUP*
BENJAMIN W. MILLS

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LEGAL ASSISTANTS

RANDEE J. MURPHY
MARILYN R. MILKAMP R.N.
MONIQUE L. KONING
DIANE C. DALMAN R.N.

jsukup@gmnp.net

**Also admitted in Florida*

1932 - 2004
GRANT J. GRUEL

October 25, 2004

Via facsimile and certified mail

Mr. Greg Sobkowski
8700 Broadway
Merrillville, IN 46410

Via certified mail

~~The Little Calumet River Basin Development Commission~~
Attn: Sandy
6100 Southport Rd.
Portage, IN 46368

Via facsimile and certified mail

Portage Public Marina
1200 Marina Way
Portage, IN 46368

Via certified mail

Portage Public Marina
60710 Central Ave.
City Hall
Portage, IN 46368

TORT CLAIM NOTICE

Re: Portage Public Marina
Our Client: Patricia L. Allchin
DOA: 07/03/04

Dear Sir/Madam:

This notice is given pursuant to Indiana's Tort Claim Statute. The claim is made on behalf of Patricia L. Allchin and her family, arising out of the injuries she sustained as a result of the defective condition of the dock, including, but not limited to, insufficient lighting which failed to reveal a known hazard. Damages for this claim may exceed \$500,000.00. The incident occurred between 10-10:30 p.m. Due to the design of the dock and insufficient lighting, the hazard, i.e., the opening between the edge of the dock and the retaining wall, was not apparent to my client.

As she was walking along the dock, she turned and fell into the water between the dock and the retaining wall. In an attempt to catch herself, her left hand came in contact with the dock and her arm was jammed upward. She sustained a serious fracture which required surgery and the placement of five screws. She is now undergoing therapy and has very limited use of her left arm.

WORK STUDY SESSION
LAND MANAGEMENT
December 1, 2004
Arlene Colvin, Committee Chairperson

1. Action needed for approval to sign "Declaration of Restriction" on land use for the Lake County Highway Department.
 - LCRBDC made land available (approximately 5 acres) to Lake County for their reconstruction of the bridge at Burr Street. This construction eliminated the need for sandbagging in this area.
 - Declaration assures that this acreage will remain as a wetland and that Lake County Highway will assure it will remain unaltered.
2. All four (4) LCRBDC farm areas will be advertised for bids before mid-January 2005.
 - Two additional parcels will be included for the 2005 season because the agreement with LEL expired this year. This will be the Clay Street area and the area north of I-80/94 & west of I-65.
3. There is an attached "proposed current leases" for 2005 indicating projected revenues from Commission-owned properties.
4. All information for disposition of property of 3120 Gerry Street was sent to the Department of Administration in Indianapolis on November 16, 2004.
 - State requested additional information and it was sent 12/19/04. We're waiting for a response.

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DECLARATION OF RESTRICTION
ON LAND-USE

THIS DECLARATION is made this _____, _____, 20____
by Little Calumet River Basin Commission, 6100 Southport Road,
Portage, IN 46368 (herein referred to as "Owner").

Owner is the title holder of certain property located in Section
24 of T366N, R9W, Lake County, Gary Indiana, described on attached
Exhibit "A" and which property is referred to herein as the
"Property."

The Property contains areas which have been identified as "waters
of the United States, including wetlands, " as defined in regulations
promulgated pursuant to Section 404 of the Clean
Water Act (33 CFR 328.3(b)), and

Owner desires to dedicate use of a portion of the Property
by constructing a wetland mitigation area to compensate and mitigate
for the wetlands lost under Department of the Army permit, Detroit
District, File Number 92-075-012-1. The location of the mitigation
area is shown on the sketch attached hereto as Exhibit "B," and

Owner has agreed to voluntarily restrict any activities in the
mitigation area on the Property, as shown on the sketch attached, and
depicted thereon as "Preserved Area", after the mitigation area has
been successfully constructed, and

Owner has agreed to minimize detriments to aquatic and natural
resources in the Preserved Area as a condition of authorization of the
improvements by the Department of the Army, United States of America,
Corps of Engineers ("Corps").

Owner hereby declares and covenants that no discharging of
dredged or fill material, dredging, or other altering, modification or
development of the Preserved Area shall be undertaken, and Lake County Highway
will ensure, to the best of their ability, that the vegetation, soils,
and hydrology of the Preserved area shall remain in an unaltered,
natural condition.

The restriction and covenant created herein shall be perpetual,
and shall be binding upon the Owner and their legal representatives,
heirs, and assigns. The Corps and its
successors and designees, shall have the right to enforce any of the
provisions contained herein against the Owner and their legal
representatives, heirs, and assigns.

/

IN WITNESS WHEREOF, the undersigned, being the Owner herein, have executed this instrument on the day set forth above.

WITNESSES:

(Print Name)

(Print Name)

Little Calumet River Basin Development Commission

BY:

(Print Name and Title)

Signature

STATE OF INDIANA)

) ss.

COUNTY OF)

On _____, 20____ before me, a notary public in and for said county, personally appeared to be the same person described in and made oaths that they executed the within Declaration of Restriction on Land Use of their own free act and deed. My Commission Expires:

Notary Public
Lake County, IN

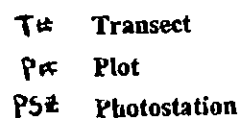
This Statement was Prepared By: Duane A. Alverson P.E. Date: 1/5/2004
(Print Name)

Exhibit "A"

DESCRIPTION OF WETLAND MITIGATION SITE

Commencing at a point, said point being the $\frac{1}{2}$ Section point lying on the East line of Section 24, Township 36 North, Range 9 West, of the 2nd P.M. Thence from said point, North along said Section Line a distance of $30 \pm$ Feet to a point, said point lying on the South line of the easement granted to the Northern Indiana Public Service Company (NIPSCO) for overhead high tension wires, thence westerly along said south easement line a distance of $987 \pm$ feet to a point of beginning.

Thence from the point of beginning easterly along the said southerly easement line granted to NIPSCO a distance of $329 \pm$ feet to a point. Thence southerly a distance of $985 \pm$ feet to a point, said point lying on the northerly right of way line of the Norfolk and Southern Railroad Co. easement. Thence Northwesterly along said right of way line a distance of $383 \pm$ feet to a point. Thence Northerly a distance of $788 \pm$ feet to the Point of Beginning. All in the County of Lake State of Indiana.



708 Roosevelt Road
P.O. Box 243
Walkerton, IN 46574
Phone: 219-588-3400
FAX: 219-588-3448

Permitting • Delineations • Mitigation Design • Biological Inventories
Wetland and Prairie Nursery • Lake and Stream Enhancement
Natural Systems for Wastewater Treatment

Scale: 1" = ~70'

PROPOSED CURRENT LEASES – 2005

<u>Lessee</u>	<u>Lease Agreement</u>	<u>Yearly Income</u>	<u>Comments</u>
Chase Street Farm Stand	\$1,700 per month	\$20,400	<ul style="list-style-type: none"> • Amount agreed upon at 1/7/04 meeting • No escalation clause
Chicago Towers (Includes Ameritech)	\$1,400 per month	\$16,800	<ul style="list-style-type: none"> • Current lease since July 5, 2000 – July 5, 2005 (Increase every 5 years based on Metro Chicago Consumer Price Index)
3 LAMAR signs			
Sign #1050	\$735 per year (approx)	\$ 735	West side of Grant – ½ mile south of I-80/94
Sign #3475	\$3,635 per year (“)	\$ 3,635	West of Grant – South of I-80/94
Sign #3480	\$3,635 per year (“)	<u>\$ 3,635</u>	West of Grant – South of I-80/94
		\$ 8,005	
Don Ewen	\$ 7,700 per year	\$ 7,700	<ul style="list-style-type: none"> • Chase to Grant (Both sides of 35th Avenue) • Amount varies with acres farmed-\$70 per acre • Based on farming 110 acres of the 140 acres (pays \$70/tillable acres)
Ed & Tim Bult	\$ 9,700 per year	\$ 9,700	<ul style="list-style-type: none"> • Chase to Grant between the levees • Based on farming 131 acres of the 200 acres (pays \$74/tillable acres)
*Gary Dunlap	\$ 7,800 per year	\$ 7,800	<ul style="list-style-type: none"> • West of Clay Street, North of Burns Ditch • Based on farming 110 acres of the 175 acres
*Jerry Ewen	\$ 3,250 per year	\$ 3,250	<ul style="list-style-type: none"> • North of I-80/94, West of I-65 • Based upon 50 acres of tillable land
TOTAL INCOME		\$73,763	(minus pumping costs incurred by lessee)

POTENTIAL LEASES FOR THE YEAR 2005:

View Outdoor Advertising	\$25,000 per year (approx)	\$25,000 (approx)	<ul style="list-style-type: none"> • 3 billboards south of I-80/94 & west of I-65 • To be negotiated
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* LEL license agreements that terminated in 2004. These areas that were farmed reverted back to the Commission and can be leased out for the 2005 farming season.

PROJECT ENGINEERING MONTHLY STATUS REPORT

**For meeting on Wednesday, December 1, 2004
(Information in this report is from October 28 – November 24, 2004)**

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

1. Project completed on July 10th, 1992.
Dyer Construction – Contract price: \$365,524

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

1. Project completed on December 1st, 1993
Dyer/Ellas Construction – Contract price: \$1,220,386
- Discussions ongoing as to whether a pump station is needed between Grant and Broadway along I-80/94 to address potential flooding of interstate when the gates are closed.
 - **Refer to Item #2 in the “General” section of this report that regards the meeting which was held on November 9, 2004.**

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

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

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

1. Rausch Construction started on November 20th, 1995. (Construction is now completed)
 - Current contract amount - \$3,288,101.88
 - Original contract amount - \$3,293,968.00
 - Amount overrun – current contract is under COE estimate.
2. A final inspection with the LCRBDC and the COE was held on December 18th, 2002.
LCRBDC received O&M Manuals & inspection was found to be completed as per plans & specifications.
 - Awaiting “as-built” drawings.Contractor is relieved from any further contractual responsibilities.

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

1. WEBB Construction was the contractor.
 - Original contract amount - \$3,451,982.36.
 - Current contract amount - \$3,915,178.36
 - Amount overrun - \$463,196 (13%)

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

1. Project completed June 11, 1999
Dyer Construction – Final contract cost: \$1,292,066

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

1. Project completed on October 2, 2002.
 - Dyer Construction Company, Inc. - Contract price: \$1,948,053

STATUS (Stage IV Phase 1 – South) EJ&E Railroad to Burr St., South of the Norfolk Southern RR.):

1. Dyer Construction was low bidder. Given 450 days to complete
 - Current contract amount - \$4,285,345
 - Original contract amount – 3,862,737
 - Amount overrun - \$422,608 (11%)

Landscaping Contract – Phase II (This contract includes all completed levee segments in the East Reach not landscaped):

1. Projected date to advertise – May 15, 2004
2. Anticipated award of contract – June 30, 2004
3. Projected construction start – September, 2004
4. Anticipated construction cost \$1,787,000.
5. Bids were opened on June 30 and the apparent low bidder was ECO SYSTEMS, INC. (who estimated approximately 56% of the government estimate).
 - 104 acres included in bid – 100 to be herbicided, remaining 4 acres are ditches.
 - First seeding will probably be done in the Fall of 2005.

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

1. Project completed on January 6, 2003.
 - Rausch Construction Company – Contract price: \$4,186,070.75

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:

1. The bid opening was September 10, 2002
 - A. The contractor is Dyer Construction
 - Contract was awarded on September 30, 2002
 - Construction started February, 2003
 - Anticipated completion May 28th, 2004
 - B. Project money status:
 - Original contract estimate - \$1,695,822
 - Original contract amount - \$1,231,845
 - Current contract amount - \$1,435,747.42
 - Amount overrun - \$203,902 (16%)
 - **Modification #8 to the contract was received from the COE on November 8 (dated September 3). This is for a supplemental increase to the contract for electrical modifications to both lift stations in the amount of \$27,214.80.**
2. The scope of this project is to include the following:
 - A. Lift station West of Grant to remediate drainage problems due to Stage III construction. (completed)

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- B. East Reach Remediation lift station for interior drainage. (completed)
 - C. Extending the combination sewer, East of Grant St., North to our line of protection.
 - D. Phase indicator system, for generator plug-in at the North Burr St. pump station.
3. The pump station start-up for Grant Street was done on July 20th, 2004. This pump station is now functional.
 - A punch list will be completed by the COE and the turnover will be done after the Marshalltown Station is completed.
 - The COE and their contractor will schedule training and turn over spare parts in the near future.
 4. We received an update from the COE on October 19, 2004 indicating that NIPSCO had provided power to the Marshalltown Station on October 13. Dyer will contact LCRBDC when start up & training will be scheduled.
 5. LCRBDC completed review of the access/recreational trail ramp west of Grant Street and forwarded to the COE. Anticipate ramp construction prior to the end of the 2004 construction season.
 - COE anticipates approval for design by early November and that the ramp and concrete spillways will be installed this calendar year.

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

1. IV-1 (North) The drainage system from Colfax to Burr St. 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. We received “as built” drawings from the COE on March 13th, 2002. The only item needed to be completed is to assure turf growth in all areas. (This will be inspected in the spring, 2004)
 - **This will be part of the final inspection with the COE. If the turf grass has not established itself, the COE will be responsible to remediate.**
3. We received a response from the COE on January 7th, 2003, addressing vegetation.
 - Current plantings are for erosion control that will give way to native grasses. Native grasses weren’t planned on this contract, but will be needed to be included in an upcoming contract.
 - LCRBDC has a concern with sloughing in the concrete ditch bottom between Colfax and Calhoun.
 - As part of the upcoming “project inspection” with the COE and Gary, we are anticipating this to be a punch list item that needs to be reviewed for remediation responsibility.

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

1. Dyer Construction – 100% complete.
 - Current contract amount - \$3,329,463.66
 - Original contract amount - \$2,473,311.50
 - Amount overrun - \$856,152 (34%)
2. The North Burr St. stormwater pumping station has been completed.
 - A. LCRBDC requested phase indicator system for generator plug-in. This is being done as part of the Stage III Remediation contract.
 - Awaiting as-built drawings.

3. The final inspection was held on December 18th, 2002, with the COE, Dyer & LCRBDC and found to be satisfactory as per plans and specifications.

STATUS (Betterment Levee – Phase 1) EJ & E RR 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 drainage ditch north of the Mansards is having sloughing problems that should be corrected when Burr St. Phase II(Gary) is completed.

STATUS (Betterment Levee – Phase 2 – Gary) Colfax to Burr St.

1. This portion of construction will be advertised, paid for, and coordinated by the City of Gary. The Army Corps will oversee the construction to assure compliance with federal specifications.
2. We were informed of the change in schedule on October 27, 2004 indicating that a schedule has not yet been established and that a coordination meeting with Gary needs to be arranged to discuss design.
 - Engineering plans and specifications for this segment were submitted to Gary by the COE for review and comment on November 1, 2004.
 - COE is awaiting a letter from Gary indicating all of their concerns regarding water quality that they feel are necessary for the project to address.
3. A meeting was held with the COE, LCRBDC, and Jim Meyer (GSD attorney) on March 23rd, 2004, to discuss their portion of this project, funding, project management, and coordination.
 - Gary will contribute \$1.4 million toward this portion of construction.
 - The scope of work will be reviewed to reduce COE estimate of \$1.6 million to allow Gary appropriate budget.

STATUS (Betterment Levee – Phase 2) North of the NSRR, East of Burr St., and ½ mile East, back South over RR approx. 1400

1. This portion of construction will be advertised, coordinated, and facilitated by the COE and LCRBDC as a project cost.
2. We were informed of the change in schedule on October 27, 2004 as follows: Final engineering drawings for review will be submitted April 2005; design completion June 2005; advertise July 2005; and award September 2005. (One year to complete construction) 4
3. A letter was sent to the NSRR (Dave Orrison) on November 12 along with the current cross-sectional and plan view drawings of our impacts to the railroad. A field meeting will be scheduled to review and discuss design. 5-6

STATUS (Stage V Phase 1) Wicker Park Manor:

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

STATUS (Stage V Phase 2):

1. A meeting was held with the LCRBDC and the COE on May 14, 2003 to discuss revised scheduling with the recent appropriation from the State.
 - A. We considered breaking up Stage V-2 into (2) segments as follows:
 - Stage V-2A (Kennedy to Indianapolis Blvd.)
 - Stage V-2B (Indianapolis Blvd. to Northcote)
 - A letter was sent to the COE on June 5th, 2003 requesting division of V-2 into (2) segments & also hydrology data and recreational tie-in. (Response is ongoing.)
2. **We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of January 2006, with two (2) years to complete construction.**
3. INDOT drainage issues at Indianapolis Blvd. and the Little Calumet River.
 - A. INDOT had a coordination meeting on August 12th, 2003, to review their projects in the Lake County area.
 - INDOT indicated the earliest they could release Phase 1A (Ridge Road to Little Calumet River.) would be in 2005. Lift station couldn't be in use until we complete our levee in that area.
4. LCRBDC received a fax from the Town of Munster on July 7th, 2004 with (8) questions regarding the future construction of our project in Munster.
 - A letter was sent back to Munster on July 9th, 2004, addressing these concerns, which included scheduling impacts to the community, design, and property ownerships.
 - A meeting with Munster, and the public, was held on August 9th, 2004, at the Munster Town Hall. (An article in the Times was in the August 10th, 2004 edition).
 - A follow-up meeting **was held** with Munster, North Township, LCRBDC, and interested residents **on October 13, 2004.**

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 2006 advertising date. The construction sequence due to hydrology will push construction back in the schedule.
 - **We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of November 2006, with one (1) year to complete construction.**
2. 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.
3. A meeting with Woodmar was held on December 4, 2003 to discuss current status.
 - At this point in time, all of Hammond (Cline to State Line) would come out of the floodplain at one time. All construction needs to be completed north of the river because no tie-backs are currently available.

STATUS Stage VI-1 (South) South of the river – Kennedy to Liabe

1. Illinois Constructors Corporation was awarded the contract on September 30, 2004.
 - COE estimate (without profit) - \$6,141,815.00
 - Low bid (awarded amount) - \$6,513,093.70
 - 700 days to complete from contractor receiving his "Notice to Proceed".
2. **A pre-construction meeting is scheduled for December 2 at the Griffith COE office with the contractor, municipalities, and utilities to answer questions, establish points of contact, discuss scheduling, and review construction.**

STATUS (Stage VI – Phase 1-North) Cline to Kennedy – North of the river

1. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of July 2005, with a one and one half (1-1/2) year to complete construction.
 - The COE indicated on a conference call on November 17 that final drawings for review will be distributed on December 22, 2004, and comments will be due on January 18, 2005.
2. A coordination meeting was held on August 25th, 2003, with the Lake County Highway Dept., LCRBDC, and the Army Corps to discuss the upcoming construction by the county for their bridge and our construction on and adjacent to Kennedy Ave.
 - The county is only re-building portions of the existing bridge deck.
 - COE agreed we could accept the cost for the incremental difference for a 10' trail, include the concrete closure slabs, engineering costs, and minor clay work. This will be facilitated after the final COE design is completed and incorporated into their plans for bid.
 - An interlocal agreement will need to be signed between the COE, Lake Co. Hwy., and the LCRBDC.
3. On a conference call with the COE on November 27, the COE had several design questions. One issue was whether rip-rap or landscaping should be installed at Carlson OxBow Park along the levee at the south end of the lake. An e-mail was sent to Hammond Parks on November 18 requesting a field meeting to make a decision.

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.)
 - We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of May 2005, with a one (1) year construction completion date.
2. NIES Engineering has been given the task to do all utility coordination.
3. A memo was sent to LCRBDC attorney on May 5th, 2004, along with a copy of a license agreement with the EJ&E RR, East of Cline, requesting we begin coordination of an easement agreement. (Ongoing)
4. The LCRBDC is revisiting the trail coordination from the EJ&E RR to west of Cline Avenue. (include as part of Burr St. II (Little Cal) project instead of V-2).
 - A. LCRBDC will re-investigate the possibility of crossing Cline Avenue at the NIPSCO R/W rather than at Highway Avenue.
 - A letter was sent to Dennis Cobb, along with the original COE design drawings, on November 23 requesting he pursue the possibility of crossing in this area.
 - B. Completing Griffith trail along the top of the existing Griffith levee.
 - C. All ramps and tie-ins on and adjacent to the EJ&E RR embankment.
5. LCRBDC is coordinating with NIPSCO to construct a haul route (access roadway) along their right-of-way from Cline Avenue to Liable Road. This could save time and money for hauling and construction, and reduce impact to Highland residential areas.

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 received a modified schedule from the COE on October 27, 2004 indicating a contract award date of January 2007, with one and one half (1-1/2) years to complete construction.**
3. A letter was sent to the Lake County Highway Dept. on January 22, 2004 requesting they coordinate their design and scope of work with the COE for re-building the deck of the Columbia Avenue bridge.

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

1. Project currently on hold.
2. Some preliminary design has been completed by SEH. (Contract has been terminated at this point in time.)
3. **We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of January 2008, with two and one half (2-1/2) years to complete construction.**

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

1. Project cost information
 - Current contract amount - \$1,873,784.68
 - Original contract amount - \$1,657,913.00
 - Amount overrun - \$215,971 (13%)
2. The lift station at the Southwest corner of the existing levee that will handle interior drainage is being done as part of the Stage III remediation project. (See Stage III remediation in this report for details.) Construction started March, 2003. Approximately 95% complete.
 - **Refer to “Stage III Drainage Remediation” section of this report for status and update of progress.**

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

1. Bids were opened on September 17th, 2002, and Renewable Resources, Inc. (from Barnesville, Georgia) is the successful bidder.
 - The current contract amount is \$1,341,940.96, based upon COE monthly June construction progress report.
 - Amount overrun - \$420,838 (above their bid). This is approx. a 46% overrun.
2. A final inspection was held on both sites on May 12th, 2004, with the COE, LCRBDC, project A/E, and Renewable Resources.
 - A summarization of the inspection was received by the LCRBDC on June 4th, 2004.

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 (Anticipated completion date is August 26, 2004)
 - Current contract amount - \$4,855,320
 - Original contract amount - \$4,638,400
 - Amount overrun – \$216,920 (4.7%)
3. A letter was received from the COE to Overstreet Construction dated October 19 (we received on October 26) indicating they have 10 days from receipt of this letter to provide all pump station parts from Viking (going into bankruptcy), complete trash rack enclosure at

South Kennedy to prevent freezing, and other miscellaneous uncompleted work. Overstreet to provide plan to cure or contract will be terminated.

A. The COE is currently coordinating with Overstreet to terminate their contract by default.

- If executed, the remaining work will be awarded to a new contractor.
- The COE anticipates enough money is left on this contract to complete the work.
- A meeting is tentatively scheduled for mid-December to discuss this issue (the LCRBDC would be requested to attend).

West Reach Pump Stations – Phase 1B:

1. The two (2) pump stations included in this contract are S.E. Hessville (Hammond), and 81st St. (Highland). Overall contract work is completed.
2. Thieneman Construction from Griffith, IN was the successful bidder.
 - Final contract amount - \$2,120,730.12
 - Original contract amount - \$1,963,400.00
 - Amount overrun - \$157,330 (9%)

North Fifth Avenue Pump Station:

1. The low bidder was Overstreet Construction
 - Current contract amount - \$2,501,776
 - Original contract amount- \$2,387,500
 - Amount overrun - \$114,276 (4.8%)
 - Project is currently 99% completed
 - Project completion date was scheduled for January 6th, 2004.
2. LCRBDC received a copy of the pre-inspection punch list from Highland on February 2nd, 2004. (Dated January 29th, 2004.)
 - Additional comments for a punch list were submitted by NIES Engineering to the COE on March 2nd, 2004.

General

1. INDOT coordination for Grant St. & Broadway interchanges with I-80/94.
 - INDOT sent a letter to the COE on April 15th, 2004, indicating they worked out an agreement with the COE whereby flood control features will be included in their contract at no cost to the COE, which could be credited to the LCRBDC for that portion constructed for the flood control of the Little Calumet River.
 - LCRBDC is awaiting a letter from the COE indicating that all of the flood control related features done as part of the INDOT construction will be creditable to the LCRBDC.

(Ongoing)

 - We received a copy of a letter from the COE to INDOT on September 13 requesting all utility and overbuild construction will be coordinated with the Chicago COE.
2. The city of Gary indicated in an e-mail dated October 18 that they want to facilitate a meeting with INDOT/LCRBDC/COE/and city of Gary to discuss their request for the need of a pump station to be installed between Grant and Broadway along the south side of I-80/94.

- A. A discrepancy exists between the hydrology studies between the COE and INDOT. INDOT indicates that when the river is high, the flap gates will be closed prohibiting gravity drainage. A 100 year, possibly a 50 year event, could flood I-80/94.
- B. A meeting was held with Gary, INDOT, the COE, and the LCRBDC on November 9 at the GSD headquarters to discuss this issue.
- Design was discussed. If Gary separates their combined sewer system north of I-80/94 between Grant and Broadway, they need somewhere for the storm water to go.
 - INDOT nor LCRBDC have property to store water.
 - GSD to investigate retention/detention areas north of I-80/94.
 - Separation will not be done for several years.
 - COE/INDOT to provide Gary all current design & hydrology information.
3. A preliminary field check meeting was held by INDOT on October 7, 2004 to review their preliminary design, scheduling, and impacts in the I-80/94 and I-65 intersection. INDOT coordinating with COE for impacts to the flood control project (minutes available upon request.) 10-11
4. A meeting was held with FEMA on November 16, 2004 to review the current, preliminary floodplain maps and give the communities an opportunity to offer comments, corrections, additions, or revision to this mapping prior to FEMA issuing the mapping as a preliminary FIRM later in the fall of 2005. 12
5. Jim Pokrajac had a meeting with Commissioner Charlie Ray on November 8, 2004 to review and discuss Little Calumet River hydrology. A draft letter was written (to be discussed with the COE) requesting COE re-visit original hydrology that served as their guideline for all West Reach flood protection design. 13-15

• STAGE III REMEDIATION - MOD. # 8
• SUPPLEMENTAL INCREASE - ELECTRICAL
MODIFICATIONS FOR GRANT/MARSHWORTH TOWN Pump Station

CELRC-TS-C-S (1180-1-1q)

3 September 2004

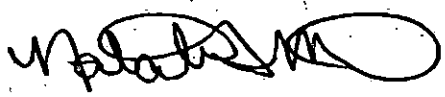
MEMORANDUM FOR: See Distribution

SUBJECT: Contract No. DACW23-02-C-0010
Local Flood Protection
Stage III Drainage Remediation
Little Calumet River, Indiana
Modification No. A00008 - Executed

• INCREASE Contract Amt. BY - \$27,214.80
• PREVIOUS Contract Amt. - \$1,408,532.62
• CURRENT Amount - \$1,435,747.42

1. Enclosed for your files is a copy of all pertinent information related to executed Modification No. A00008, under the subject contract.
2. Any questions concerning the enclosed items shall be directed to the undersigned at (219) 923-1763 or 1764.

Enclosures


Natalie R. Mills
Project Engineer
Calumet Area Office

Distribution:

CELRC-TS-C-S (Complete Mod. File)
CELRC-TS-C-C (Complete Mod. File)
CELRC-CT (Complete Mod. File)
CELRC-TS-C-S (Mod. Only) Project Binder
CELRC-PM-PM (Mod. Only) I. Samara
✓ LCRBDC (Mod. Only) J. Pokrajac

MODIFICATION OF CONTRACT

DATE SIGNED

See Block 16C

PAGE OF PAGES

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Contract No: DACW23-02-C-0010 NA
Modification No: A00008
Contractor: Dyer Construction Co., Inc.
Contract Title: Stage III Drainage Remediation
Location: Little Calumet River, Indiana

Reference No. R00013

by reason of this modification.

Modification A00007, Section E., CHANGE IN CONTRACT TIME:
On line six, revise "May 27, 2004" to "May 28, 2004".

E. CLOSING STATEMENT

It is understood and agreed that pursuant to the above, the contract time is extended 42 calendar days thus revising the Contract Completion date from May 28, 2004 as established by Modification No. A00007 to July 9, 2004, and the contract price is increased \$27,214.80 from \$1,408,532.62 as established by Modification No. A00007, to \$1,435,747.42, which reflects all credits due the Government and all debits due the Contractor. It is further understood and agreed that this adjustment constitutes compensation in full on behalf of the Contractor and its Subcontractors and Suppliers for all costs and markups directly or indirectly attributable for the change ordered, for all delays related thereto, for all extended overhead costs, and for performance of the change within the time frame stated.

In accordance with the Special Contract Clause entitled "Continuing Contracts", and the provisions contained therein, funds are only available to the extent of specific amounts in formal notice to the Contractor. Funds available through and including this modification equals \$1,380,715.75.

MODIFICATION OF CONTRACT

DATE SIGNED

See Block 16C

PAGE OF PAGES

2 | 3

Contract No: DACW23-02-C-0010 NA
Modification No: A00008
Contractor: Dyer Construction Co., Inc.
Contract Title: Stage III Drainage Remediation
Location: Little Calumet River, Indiana

Reference No. R00013

12. ACCOUNTING AND APPROPRIATION DATA (Continued)

APPROPRIATION	WORK ITEM	CONTRACT CHANGE
96-NA-X-3122-0000	1DFCD8	\$25,309.76
96-NA-X-8862-0000	H7BH0B	\$1,905.04
Total		\$27,214.80

Revise Modification A00007, Section F. COLSING STATEMENT. In the last sentence of the closing statement, change "\$1,408,532.62" to "1,353,500.95".

14. DESCRIPTION OF MODIFICATION (Continued)**A. SCOPE OF WORK****SS014 Electrical Upgrade**

Provide service capacity for the proposed future UV equipment at the Grant Street Lift Station and the Marshall Town Pump Station as follows:

Grant Street Lift Station:

1. Remove existing 60 Amp 480 volt service.
2. Install 400 Amp 480 volt service next to the street as directed by the government.
3. Reconnect existing pump feed to 400 Amp disconnect and provide fuse reducers.
4. Install 4 inch PVC with pull rope from service entrance to pump station.

Marshall Town Pump Station:

1. Remove existing 60 Amp 480 volt service.
2. Install 400 Amp 480 volt service with 400 Amp Distribution Panel.
3. Reconnect Pump Station to new 480 volt Distribution Panel.
4. All equipment NEMA 3R rated.
5. Install 4 inch PVC to the power pole for NIPSCO.

B. CHANGE IN CONTRACT SPECIFICATIONS

Specification Paragraph 00800-1.1 SECTION 00800, SPECIAL CONTRACT REQUIREMENTS:

Paragraph 1.1, COMMENCEMENT, PROSECUTION, AND COMPLETION OF WORK (APR 1984) FAR 52.211-10: Line five, replace "380 " with "603".

C. CHANGE IN CONTRACT PRICE

Total contract price is increased by \$27,214.80.

New CLINs

CLIN No.	DESCRIPTION	QUANTITY	UNIT PRICE	CHANGE AMOUNT
0023	Electrical Upgrades	1.00 LS	\$27,214.80	\$27,214.80

Total Change Amount **\$27,214.80**

D. CHANGE IN CONTRACT TIME

The contract completion date shall be extended by 42 calendar days

Sandy Mordus

From: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
To: "Little Calument (E-mail)" <littlecal@nirpc.org>
Sent: Wednesday, October 27, 2004 11:09 AM
Subject: Construction schedule

Jim, here is my best guess on future construction

	Contract Award	Construction Duration
Burr Street (Gary)	Need to work out with Gary	
Burr Street Phase II	Sept. 2005	1 Year
Stage VI-1 N	Jul. 2005	1.5 Year
Stage VI-2	May-05	1 Year
Stage V-2	Jan. 2006	2 Years
Stage V-3	Nov. 2006	1 Year
Stage VII	Jan. 2007	1.5 Year
Stage VIII	Jan. 2008	2.5 Years

Sorry for the delay please let me know if you need anything else.

Imad Samara
Project Manager
111 N Canal Street
Chicago IL 60606
(W) 312-846-5560
(Cel) 312-860-0123



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

ARLENE COLVIN, Chairperson
Mayor of Gary's
Appointment

ROBERT MARSZALEK, Vice Chairman
Governor's Appointment

ROBERT HUFFMAN, Treasurer
Governor's Appointment

JOHN MROCZKOWSKI, Secretary
Governor's Appointment

WILLIAM BILLER
Governor's Appointment

GEORGE CARLSON
Mayor of Hammond's
Appointment

STEVE DAVIS
Dept. of Natural Resources'
Appointment

CHARLES RAY
Porter County Commissioners'
Appointment

DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

VACANCY
Lake County Commissioners'
Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

November 12, 2004

Mr. David Orrison
Norfolk Southern Railway Company
175 Spring Street, SW
Atlanta, Georgia 30303

Dear Dave:

At our meeting in Chicago on October 8, you had requested cross sectional drawings for the Norfolk Southern RR in the area where we will be doing construction for our upcoming project. I have enclosed two (2) sets of prints showing these cross sections along with the plan views indicating where these sections are taken. Also at the October 8 meeting, you mentioned that you might be coming into this area in the near future and you would like me to meet with you. Upon review of these sectional drawings, please let me know when you would like to meet.

You also had a concern that the 36" diameter culvert that we would be installing underneath your railroad was classified, in our real estate drawings, as being part of a temporary work area easement. At our November 1 Real Estate meeting, the Corps made a decision to change that portion of their easement request to a drainage ditch easement. This would then indicate that we would have a permanent interest in that particular portion of real estate on your right-of-way. We will be following up with an easement agreement in the near future.

I hope this provides you the information you were requesting and that with our current schedule, we need to expedite our agreement with you as soon as we can. If you have any questions regarding this information, please let me know.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/encl.

cc: Imad Samara, Khallid Maali, COE
Lou Casale, LCRBDC attorney
Judy Vamos, LCRBDC Real Estate



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

VACANCY
Governor's Appointment

VACANCY
*Lake County Commissioners'
Appointment*

DAN GARDNER
Executive Director

LOU CASALE
Attorney

November 18, 2004

Mr. David Orrison
Norfolk Southern Railway
175 Spring Street, S.W.
Atlanta, Georgia 30303

Dear Dave:

Enclosed are two (2) copies of the plan view of the area in the Burr Street II Little Cal project. The work limits that we will need are highlighted in yellow. This drawing depicts more clearly the stationing and the overall impacts to your railroad in this area. These copies are clearer than the previous plan views I had sent to you. I just received the printout from the Corps or I would have sent them as part of the original enclosures. I hope this information makes it easier to clarify the location of the sections. If you have any questions regarding this information, please let me know.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <highlandpwd@aol.com>
Cc: <David.E.Druzicki@lrc02.usace.army.mil>; "Samara, Imad LRC"
<Imad.Samara@lrc02.usace.army.mil>; <thodnik@niesengineering.com>;
<ABrown@highland.in.gov>
Sent: Thursday, November 18, 2004 2:24 PM
Subject: Stage Vi Phase 1 South Pre-Construction Meeting

(Please make a copy for Mike Pipta - I did not have his e-mail address)

John Bach
Public Works Director
Town of Highland

We have scheduled a pre-construction meeting with the Army Corps of Engineers on Thursday, December 2nd at 10 a.m. at the Griffith Corps office. This meeting is for the construction that will be done between Kennedy Avenue and Liable Road south of the Little Calumet River (SVI-1S). The contractor that has been awarded this job is Illinois Constructors Corporation from St. Charles IL. It is the intent of this meeting to discuss the upcoming construction, establish points of contact, and address any questions or concerns you may have for the contractor. I will suggest to the Corps that we can address your issues or concerns as early as possible in the meeting in order that you and other representatives from Highland will not have to attend the entire meeting. Please prepare your questions or concerns prior to the meeting.

Please let the other representatives from the town know the day and time of this meeting. If you have any questions as to the location of the Griffith office or if you have any other questions regarding this meeting, let me know.

James E. Pokrajac, Agent
Land Management/Engineering

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <moorep@hmdin.com>
Cc: <parks@hmdin.com>; <Khalid.J.Maali@lrc02.usace.army.mil>; "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; <dostatni@hmdin.com>
Sent: Thursday, November 18, 2004 1:42 PM
Subject: Stage VI Phase 1 North construction adjacent to Carlson OxBow Park

Patrick Moore Sr.
Administrator
Hammond Parks & Recreation Dept.

I had a conference call with the Army Corps of Engineers on November 17 and their Engineering Department had several questions regarding the proposed engineering design for Stage VI Phase 1 North (Cline Avenue to Kennedy Avenue, north of the Little Calumet River). One of the issues the Corps wanted to address was what type of construction could be done along the existing levee for the south end of the Carlson OxBow Park. The specific area is adjacent to the water line at the south edge of the lake. The current plan proposes to install a heavy rip-rap stone along a 400' strip on the north face of the new levee. They are looking, as an alternative, to add additional earthen fill and create a planting zone whereby smaller trees, shrubs, bushes, etc. that would aesthetically be more pleasing. The down side of doing this is that approximately 40-50' of the existing lake would need to be filled in depending on the depth of the water in this area.

I would like to have a field meeting with you and/or any of your representatives to show you and explain to you what the Corps is currently proposing. Please contact me to coordinate a day and time that would work for you. I'd like to meet with you no later than the end of this month.

The Corps wants to finalize their design for this area and intend on submitting the completed drawings for review on December 22, 2004. When I receive these drawings, I will distribute a set to you, as well as other representatives from several other Hammond departments, as soon as possible. If you have any questions regarding this request, please let me know. I will wait to hear back from you.

James E. Pokrajac, Agent
Land Management/Engineering
Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, Indiana 46368
Phone 219/763-0696
Fax 219/762-1653
jpokrajac@nirpc.org

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <Khalid.J.Maali@lrc02.usace.army.mil>
Cc: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>; "Jeff Yatsko" <jyatsko@gleng.com>; "Louis M. Casale" <lcasale@cwblawfirm.com>
Sent: Thursday, November 18, 2004 11:44 AM
Subject: Stage VI Phase 2 NIPSCO right-of-way hauling route

Khalid:

I met with Jeff Yatsko from Garcia LE this morning at the NIPSCO right-of-way between Liable Road and Cline Avenue. I have requested a location survey at the NIPSCO right-of-way which will show the existing NIPSCO access roadway and the existing power lines, pole lines, and pipelines relative to the right-of-way lines. I know you have some information that you may be able to give to Jeff, whereby it could save him some work in determining all of the locations of the existing facilities. He will contact you and I would appreciate if you would make this information available to him as soon as possible in order that I can complete a legal description for an access roadway that can be used during the SVI-P2 construction. This roadway will save alot of time for hauling material in and out of the construction site. Once this location survey is completed, I will review it with the Corps to determine if they want to include this information as part of the final drawings that will be released for bids early next year.

I also suggested to Jeff that he would make the drawings showing those easements we have obtained, as per the Corps real estate drawings, and will make them available to you for Stage VI Phase 1-N. I will let you two coordinate this between yourselves. As to your other questions in SVIP1 regarding the OxBow, I will be pursuing this with the Hammond Parks & Recreation Department and will let you know when I have this information you've requested. If you have any questions, please let me know.

James E. Pokrajac, Agent
Land Management/Engineering



Officers

Kent D. Downey, P.E., L.S.
William E. Hall, P.E.
Steven W. Jones
Dave Richter, P.E., L.S.
Craig E. Burgess, AIA
B. Keith Bryant, P.E.

Planner

Devin L. Stettler, A.I.C.P.

Architects

Paul A. Summers, AIA
Donald L. Cassell, AIA

Engineers

Jerry D. Ritchie, P.E.
Chris R. Pope, P.E.
Allen R. Egilmez, P.E.
Kurt E. Fowerbaugh, P.E.
Andrew T. Wolke, P.E.
Jon E. Clodfelter, P.E.
Michael A. Rowe, P.E.
Steven R. Passey, P.E.
Darryl P. Wineinger, P.E.
Elizabeth W. Phillips-Jones, P.E.
Todd V. Taylor, P.E.
Paul W. Vincent, P.E.
Todd A. Burch, P.E.
Adam C. Post, P.E.
Donald F. Robin, P.E.
Brian W. Craig, P.E.
Anthony P. Lukac, P.E.
David B. Miller, P.E.

November 17, 2004

Mr. Jeffrey B. Clanton, P.E., Manager
Consultant Services Section, Division of Design
Indiana Department of Transportation
Indiana Government Center North, Room N642
100 North Senate Avenue
Indianapolis, IN 46204

Attn. Ms. Kim Peters, Project Coordinator

RE: **PRELIMINARY FIELD CHECK MEETING MINUTES**
I-80/94 Interchange Modification @ I-65, Lake County
Project No.: IM-80-1(183)
Des. No.: 0065300

Dear Ms. Peters:

A preliminary field check meeting was held on October 7, 2004 at the INDOT Borman ITS Management Center in Gary, Indiana. The meeting was attended by the following:

Mr. Mike Holowaty	INDOT Specialty Projects Section Manager
Mr. Russ Brittain	INDOT Division of Design
Mr. Greg Carleton	INDOT Division of Design
Mr. Lonnie Miller	INDOT Land Acquisition
Mr. Dale Sedler	INDOT Utility Section
Mr. Karl Leet	INDOT Engineering Assessment
Mr. Eric Wilson	INDOT LaPorte District Construction
Mr. Ken Morse	INDOT LaPorte District Traffic
Mr. Tim Marker	INDOT LaPorte District Traffic
Mr. Don Abraham	INDOT LaPorte District Development
Mr. Mike Hardman	INDOT LaPorte District Maintenance
Mr. V.M. McIntosh	INDOT Railroad Division
Ms. Katrina Rogan	INDOT LaPorte District Operations Support
Mr. Tom Konieczny	INDOT LaPorte District Operations Support
Mr. Sam Wolfe	Indiana Toll Road
Mr. Mir Zaheer	INDOT Materials & Tests
Mr. Dennis Lee	Federal Highway Administration (FHWA)
Mr. Darren Pleiman	Earth Exploration, Inc.
Mr. Keith Blanton	RQAW Corporation
Mr. Hasmukh Patel	Janssen & Spaans Engineering
Mr. Allen Egilmez	United Consulting Engineers & Architects (UNITED)
Mr. Michael Rowe	UNITED
Mr. Kurt Fowerbaugh	UNITED
Mr. Jon Clodfelter	UNITED
Mr. Brian Craig	UNITED

1625 N. Post Road
Indianapolis, IN
46219-1995

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PRELIMINARY FIELD CHECK MEETING MINUTES

I-80/94 Interchange Modification at I-65

Des. No.: 0065300

November 17, 2004

Page 8 of 8

Cc: All Attendees
Mr. John Wright, INDOT Design
Mr. Rader, INDOT Records Unit Supervisor
Mr. Russell Brittain, INDOT Design
Mr. Hasmukh Patel, Janssen & Spaans
Mr. Dale Sedler, INDOT Utilities
Mr. Donald Lubinsky, INDOT Railroad Unit Supervisor
Mr. Lyle Sadler, INDOT Environmental Assessment Section Manager
Mr. Mike Holowaty, INDOT Specialty Projects Section Manager
Mr. Kevan McClure, INDOT Land Acquisition, Chief
Mr. Phil Anderson, INDOT Land Acquisition
Ms. Roberta Johnson, INDOT Land Acquisition, Project Scheduling Coordinator
Mr. Daniel Wilson, INDOT Abstracting Unit Supervisor
Mr. Brian Krenzke, INDOT Appraising Section Manager
Mr. Athar Khan, INDOT Chief Geotechnical Engineer
Mr. Donald C. Abraham, INDOT LaPorte District Development Engineer
Mr. Eric Wilson, INDOT LaPorte District, Area Engineer
Mr. Mike Monahan, INDOT LaPorte District Construction Engineer
Mr. James Kaur, INDOT LaPorte District Traffic Engineer
Mr. Tom Konieczny, INDOT LaPorte District Operations Engineer
Mr. Scott Pruitt, US Fish and Wildlife
Mr. Dennis Lee, Federal Highway Administration
Mr. Karl Leet, INDOT Environmental, Planning, and Engineering
Mr. Mike Puro, INDOT Toll Road District, District Director
Mr. Keith Blanton, R.Q.A.W. Corporation
Mr. Steve Wuertz, INDOT Operations Support, ITS Program Coordinator
Mr. Troy Boyd, INDOT Borman Traffic Management Center, Manager
Mr. Jim Pokrajac, Little Calumet River Basin Development Commission
Mr. Ken Morris, INDOT Laporte District Traffic
Mr. Duane A. Alverson, County Engineer, Lake County
Mr. Charles Peller, Acting City Engineer, City of Gary
Mr. Steve Truchan, City Engineer, City of Hobart
Mr. Marshall Gilliana, Street Commissioner, City of Lake Station
Mr. Robert Minarich, Street Commissioner, Town of New Chicago
Ms. Martha Wilczynski, J.F. New & Associates
Mr. Karel Cubick, MS Consultants
Mr. Imad Samara, Project Manager, Chicago District, U.S. Army Corps of Engineers
Mr. James Ranfranz, Executive Director, Northwestern Indiana Regional Planning Commission (NIRPC)
Mr. Rajindra Gosine, Indiana Department of Natural Resources
Mr. Gary Abell, Hetrick Communications
Mr. Rickie Clark, INDOT Hearings Section

10018
International Boulevard
Cincinnati, Ohio
45246-4839

513-860-1070
513-860-1073 FAX

www.fmsmengineers.com

Fuller
Mossbarger
Scott &
May



October 25, 2004

0.1.1.CN2002071L2

Dear Stakeholder:

Over the past year, the Federal Emergency Management Agency (FEMA) has been working in cooperation with Lake County, IN to update the County's Flood Insurance Rate Maps (FIRMs). FEMA's study contractor, Fuller, Mossbarger, Scott and May Engineers (FMSM) has completed the production and is ready to present the results to local officials in Lake County.

In this regard, a meeting has been scheduled to allow communities within Lake County a chance to review and comment on the new flood maps before they are issued as Preliminary FIRMs later this Fall. At this meeting, draft maps will be presented for review in both hardcopy and digital format. Communities will also be given access to a website where the floodplain maps can be viewed and comments can be posted. Meeting details are as follows:

What: Floodplain Map Review Meeting
When: Tuesday, November 16, 2004
Time: 1:00 – 4:00 p.m.
Where: Lake County Government Administration Building
3rd Floor – Multi-Purpose Room
2293 N. Main Street
Crown Point, IN 46307

We encourage you to attend, and ask that you extend this invitation to members of your staff who may have a special interest in floodplain mapping. We have a particular interest in reaching out to floodplain administrators, planning, building, public works, engineering, GIS and surveying departments. Letters of invitation are being sent to mayors/village presidents and floodplain contacts of affected or potentially affected jurisdictions within Lake County. We also encourage attendance by staff that typically supports local government in public safety and resource management efforts. This community meeting is intended for local officials and/or their representatives only.

We look forward to working with your community on this project. For questions, please contact Christopher T. Niven at (513) 860-1070 or by email at cniven@fmsm.com; or Scott Peyton at (513) 860-1070 or by email at speyton@fmsm.com.

Sincerely,

A handwritten signature in cursive script that reads 'Christopher T. Niven'.

Christopher T. Niven, CFM
GIS Manager

A handwritten signature in cursive script that reads 'Scott Peyton'.

Scott Peyton, EI, CFM
Project Engineer

Fuller, Mossbarger, Scott and May Engineers, Inc.

cc: Mary Jo Mullen
Raj Gosine

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Charles Ray" <cray@dunelandgroup.com>
Sent: Friday, November 12, 2004 10:58 AM
Attach: hydrology.doc
Subject: Proposed hydrology letter to Corps

Charlie:

Attached is a draft letter to the Corps regarding the hydrology for the west reach and based upon my coordination with Dan and our meeting of November 8. Will you please supplement Item #5 regarding the Salt Creek and Lynwood area? If you have any additional information you would like to include, I would appreciate if you could include that as well. When we come up with a final draft, Dan suggested that prior to submitting the letter, we have a meeting, similarly as we had done with Overstreet, at the Griffith Corps office, to discuss this directly with representatives from the Corps.

I appreciate your concern and help to work with staff in bringing forth a major issue that has the potential to save significant time and money on this project.

Jim Pokrajac, Agent
Land Management/Engineering

November 11, 2004

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

Dear Imad:

I write to you to discuss the hydrology upon which the design for the west reach levee system is based for the Little Calumet River Flood Control/Recreation project. As we have talked in the past, the Commission is investigating all possibilities to minimize the construction footprint and method of construction for the west reach line of flood protection. We understand the original hydrology and design assumptions were completed in the mid to late 1980's and we would like to discuss with the Corps recent changes of condition in the area that may impact the hydrology – hopefully for the better.

Members of the Development Commission have met with Congressman Vislosky and his staff; and everyone, especially the Congressman, has expressed strong concerns over scheduling of the project and escalating costs of the project. We would like to explore with the Corps any method to expedite and lessen the costs and impacts of the project. Our intent is certainly not to request new hydrology, which we recognize as time consuming and expensive, but to see if certain factors can't aid in reducing costs. Following is a list of some of the items we think have changed and may be helpful in the final design of the west reach flood protection system:

- (1) During the past 5-10 years, new construction in the tributaries that feed Hart Ditch and Cady Marsh Ditch, are being restricted by more stringent storm water ordinances. We believe these ordinances restrict the water peak flows that must be dealt with and may have not been considered when the hydrology was first run.

(2) The configuration of Hartsdale Pond is currently serving for water detention which regulates the drainage flowing to the Little Calumet River from Spring Ditch and will be expanded in the future to allow for additional storage from the Schererville area.

(3) The realignment of the levee in Stage VI -1 that is now labeled as Stage VI-2 will allow additional storage between Liable and Cline Avenue north of the NIPSCO right-of-way and south of the Little Calumet River.

(4) Thornton Quarry is now in the process of serving as a detention area for Thorn Creek and will also help reduce the water levels west of the future control structure west of Hart Ditch. Are you confident that Illinois water flows are accurately calculated?

- When we requested flood information from the hydrology department in the area west of Hohman Avenue that affected the four houses, you indicated to us that the level has already been reduced based upon new hydrology review.

(5) We have been aware that other projects have reduced the amount of discharge in the Lynwood and Salt Creek areas by constructing detention and pumping facilities.

(6) There are several USGS monitoring stations currently in use. Is information from them consistent with your modeling projections, so that we are confident in the current design?

We raise these issues for the purpose of a targeted discussion to explore ways cooperatively with the Corps to move this project forward and contain costs. As we listen to the concerns of the residents in the west reach, we also are made aware of their requests for the project to be as minimally impacting as possible. We would like to, thus, engage in some discussions toward that end. If you have any questions, we will try to answer them and we would like to speak with you and others of Corps management regarding ways to complete this project successfully.

Sincerely,

Dan Gardner
Executive Director

/sjm

cc: Roy Deda, Sue Davis, Rick Ackerson, COE
Mark Lopez, Congressman Visclosky's office
LCRBDC Board members

WORK STUDY SESSION
ENGINEERING COMMITTEE

December 1, 2004

Bob Huffman, Committee Chairman

1. A pre-construction meeting for Stage VI Phase 1 South (Kennedy to Liable, south of the river in Highland) will be held on December 2 at the Griffith Corps office.
 - Utilities and municipalities will be represented to discuss scheduling, establish points of contact, answer questions, and review construction with the contractor.
 - Illinois Constructors Corporation (from St. Charles IL) was awarded the contract on September 30, 2004. Contract anticipated to last 700 days from notice to proceed.
2. A meeting was held with INDOT for the upcoming construction at I-80/94 & I-65 on October 7. (Minutes were received on November 17)
 - Discussed scheduling and part of meeting was on impacts in this area to our completed flood protection features.
3. Final review of plans submitted to Corps for Burr Street II Gary portion (Colfax to Burr along NIPSCO right-of-way)
 - A meeting needs to be scheduled with Gary/COE/LCRBDC to discuss design before releasing for bids.
 - The \$1.4 million agreed to by Gary needs to be coordinated with COE/LCRBDC to see about who pays for contract over this amount.
4. A meeting was held with INDOT/COE/Gary/LCRBDC on November 9 to review necessity of pump station between Grant & Broadway.
 - COE/INDOT to provide all current design and hydrology information to Gary.
5. LCRBDC put together a draft letter to the COE regarding current west reach design based upon changes in hydrology. (See pages 13-15 of attachments in Engineering report)

WORK STUDY SESSION
OPERATION AND MAINTENANCE
DECEMBER 1, 2004
BOB HUFFMAN, Committee Chairman

only gate wells
remaining

1. A letter was sent to the COE on November 29 (see attachment), requesting the remaining items in the East Reach be inspected as soon as possible in order to be able to comprise a final "punch list" for deficiencies.
• This is a critical "piece of the puzzle" in completing our responsibilities to Gary prior to their accepting O&M responsibility. 1-2
2. Three quotes were received for clearing the logjam west of MLK Drive. It appears CONGRESS ENTERPRISES was low bidder with their bid being \$4,680 if truck access is available.
• A meeting was held at 11:45 p.m. on December 1 with the railroad to coordinate access during removal.
• Action needed for authorizing CONGRESS to do this work based upon good work performance in the past and upon submitting the lowest bid.
3. Agreements for operation and maintenance of the S.E. Hessville pump station were sent to the Hammond Sanitary District on November 12 for approval and execution.

Log jam
at Subgast
by Nannards?
Log - Check it out!
ask Congress?

Dec 14 -
get copy of letter sent Board mty
to Biller who got copies of
agreement? for approval.
Call Biller



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

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

November 29, 2004

ROBERT MARSZALEK, Vice Chairman
Governor's Appointment

ROBERT HUFFMAN, Treasurer
Governor's Appointment

JOHN MROCZKOWSKI, Secretary
Governor's Appointment

WILLIAM BILLER
Governor's Appointment

GEORGE CARLSON
*Mayor of Hammond's
Appointment*

STEVE DAVIS
*Dept. of Natural Resources'
Appointment*

CHARLES RAY
*Porter County Commissioners'
Appointment*

DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

VACANCY
*Lake County Commissioners'
Appointment*

DAN GARDNER
Executive Director

LOU CASALE
Attorney

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

Dear Imad:

I received an e-mail from Ric Witkowski on October 6, 2004 regarding the remaining east reach flood protection inspections. In his e-mail, he indicated that it is his intent to complete the remaining inspection when funding for his team would be available. He also indicated that they will intergrade our inspection as part of their inspection schedule. We need to have these inspections completed as soon as possible.

With winter weather coming, it will make it more difficult to complete these inspections for the remaining features that have not been addressed. As you are aware, we are in the process of coordinating with the city of Gary to have them accept responsibility for all operation & maintenance of our project. Gary has indicated that they will not accept this responsibility until all deficiencies are corrected and/or addressed. We feel it is fair on their part to request that when they take over O&M, it should be in an "as-built" condition. The longer we wait to complete this inspection and get a list of these deficiencies, the more difficult it will be to coordinate with them. Certain deficiencies exist now with pump stations that could result in flooding of adjacent lands if the stations are not brought up to as-built condition. Currently, we are manually operating pumps at the Burr Street station because only one pump is operational and the other can only be operated manually. Some sluice gates currently cannot be operated. This also creates a problem in the event of a flood. We are hoping that funding can be found in order that these inspections can be completed as soon as possible.

Mr. Imad Samara
November 29, 2004
Page 2

We appreciate whatever help you could give us to facilitate this action. Once again, it is very critical for Gary to take over operation & maintenance and this cannot be done until the inspection and punch list have been completed. Once the punch list is completed, the Development Commission will have to coordinate with the Corps to determine who has what responsibility to correct these deficiencies. You have indicated to us that the Corps would assume responsibility for addressing any deficiencies that were caused by engineering or construction inadequacies. If we may be of any assistance in helping to promote the completion of the inspection, please let us know.

Sincerely,


Dan Gardner
Executive Director

/s/jm
cc:

Congressman's office
Roy Deda, Shamel Abou-El-Seoud, Ric Witkowski, Corps
Jim Meyer, Spike Peller, representing city of Gary
Arlene Colvin, Bob Huffman, LCRBDC

S

WORK STUDY SESSION

1 December 2004

LAND ACQUISITION COMMITTEE

Arlene Colvin, Chairperson

-
- 1.) There are no increased offers.
There is one condemnation:

1014 Ad B

DC 1014 Stage VI-1 North. Landowner Krosan Enterprises. Legal description is the West ½ and East ½ of Lot 2 Merrimac Addition Kennedy Industrial Park. This is the second Krosan offer. Property has two warehouses on it. Landowner was sent the Uniform Land Offer for temporary and permanent easements for \$150,000 on 2 November 04 and has 25 days to accept or reject. Initial discussions indicate a rejection. Tonight we are asking for condemnation authority in case the landowner formally rejects our offer. Condemnation would be filed after 2 December 04.

** Staff to get explanation of 75' drainage easement*

- 2.) Update on current priorities:

Stage VI-1 North: Kennedy Industrial Park:

- 1 possible condemnation remaining (DC 1014)
- 5 Hammond properties currently in condemnation court

Stage VI-2: Kennedy to Liabe Rd:

- 3 condemnations set for December hearings (DC 617, 1002, 1009)
- 1 Highland, 1 Griffith, 1 INDOT, 3 NIPSCo easements to be submitted

Stage V-3 (Woodmar Country Club)

- Corps Reviewer Chris Borton, who we've worked with before, has received permission to review the appraisal on Woodmar and the last three mitigation parcels (see attached).
- /

Sandy Mordus

From: "Borton, Chris LRH" <Chris.Borton@lrh01.usace.army.mil>
To: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Cc: <littlecal@nirpc.org>; "Hughes, Steven J LRC" <Steven.J.Hughes@lrc02.usace.army.mil>;
"Leggett, Kahla M LRC" <Kahla.M.Leggett@lrc02.usace.army.mil>
Sent: Wednesday, November 24, 2004 1:10 PM
Subject: Woodmar Country Club and Hobart Marsh

pe
1199
Woodmar
appraisal

Imad...I've spoken with Paul in Cincinnati and he agrees that it would be best if I handle the review on Woodmar if my schedule permits. I'm willing to do so **unless** things get bogged down (i.e. we're looking at another Woodmar dead end). I have too much going on here to spend time working an action plan that we're not going to see through.

Also, I'm willing to complete the reviews in the area of the Hobart Marsh. There are not many remaining and it seems prudent and more cost effective for me to do so. (This message seems to have gotten lost when conveyed to LRC by Cincinnati.)

As I told Judy, anything else should follow the process that's been established since I gained the additional responsibility of overseeing our Management and Disposal Branch. According to Judy, that process is for the sponsor to route appraisals through Chicago RE folks who will then identify a Corps review appraiser prepared to complete the review. You may want to clarify this with LRC-RE to ensure you're all on the same page regarding that process.

If you have any questions, please give me a call either this afternoon or after the holiday weekend. Happy Thanksgiving. - Chris

Chris has received
permission from Cincinnati
to review Woodmar. Chris
is very good reviewer.
Yeah!

gr.
11/24/04

11/24/2004

Sandy

FINANCE COMMITTEE

1. Financial sheet and claims approval for \$80,398.77
2. Approval of O&M claims to be paid out of LEL monies - \$ 1,492.43
3. Proposed 2005 budget – Finance committee will ask for passage at the January meeting. We ask you review it to familiarize yourself with it. Any questions? (Dan will speak to it)
 - Commission Administrative budget is reduced by approximately 6.5% (\$11,500) to target essential project commitments.
 - Of particular note: Land Acquisition/Project Development budget includes total of \$1,018,700 of investment funds for use in West Reach & mitigation commitments.
4. Present NIRPC contract for 2005 administrative services for review and/or discussion only. Finance committee will ask for action at the January meeting.
5. In January, Finance committee will ask for approval of service contracts, all at the same rate as the year 2004. No increases.
6. Finance Committee would recommend no bonuses for employees Dan Gardner and Sandy Mordus for 2005.

PLEASE SIGN IN

Name of meeting:

LCRBDC

Date:

December 1

[illegible]

LAND ACQUISITION REPORT

For meeting on Wednesday, December 1, 2004

(Information in this report is from October 28 – November 24, 2004)

STATUS (Stage III) – Chase to Grant:

1. **We are now in court with DC210 and 211. These are two of the six properties in the Lyles & Sons area that need to be acquired for flowage. These are lesser value properties and we will continue with their acquisition.**

STATUS (Stage III) – REMEDIATION

Pumping west of Grant Street

1. Status of Right-of-Entry:
 - ROE was signed by the LCRBDC on April 4th, 2002.
 - Contract awarded – Construction started February, 2003.
 - **Contract currently 95% complete**

STATUS (Stage IV – Phase 1 South) EJ&E RR to Burr St – South Levee:

1. Construction on the WIND Radio station property has been completed using a right-to-construct. Appraiser Tim Harris will complete the appraisal after he completes the railroad appraisal.
 - **The Corps has a new procedure for appraisal review. We now send appraisals to Chicago, Real Estate then sends the appraisal to reviewers in other districts who are available.**
2. Appraiser Tim Harris is completing the appraisal in November.
 - We've contacted the appropriate railroad personnel in Real Estate. They will review our appraisal and forward it to the Legal Department with their recommendations. (Ongoing)

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

1. A Proposal to divide V-2 into (2) segments is being considered as follows:
 - Stage V-2A (Kennedy to Indianapolis Blvd.)
 - Stage V-2B (Indianapolis Blvd. to Northcote)
2. **We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of January 2006, with two (2) years to complete construction.**
 - **This means land acquisition deadline is November 2005, sixty (60) days prior to the contract award date.**
3. On a conference call with INDOT, the COE, and the LCRBDC on March 19th, 2004, INDOT indicated that our portion of construction in this area must be completed before they install their pump station. LCRBDC needs to work with the COE to modify our construction and acquisition schedules to accommodate the INDOT project.

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

1. Construction is currently projected to start in the summer of 2006.
 - **We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of November 2006 with one (1) year to complete construction.**
 - **This means our land acquisition deadline is September 2006, sixty (60) days prior to the contract award date.**

2. The city of Hammond has requested the Commission to complete the appraisal for Woodmar Country Club for the flood control project.

2

STATUS (Stage VI-Phase 1 South) – Kennedy to Liable - South of the river:

Land Acquisition deadline July, 2004

1. Highland easements were signed on 7/12/ and 7/15 and recorded on 7/21/04.
2. The "Memo of Understanding" for all Highland utilities (Water, Sewer, Sanitary) were approved and signed and sent to the COE on November 2, 2004. These address all impacts in the designated work limits.

3-5

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

Land Acquisition deadline January, 2005

1. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of July 2005 with a one and one half (1-1/2) year to complete construction.
 - This means our land acquisition has been changed to May 2005, sixty (60) days prior to contract award.
2. Owners of DC1010-B and 1010-D (Deja-Vu and the old Burger King) have accepted our offers. Closing date will be scheduled. Condemnation will be stopped.
3. Owners of DC1022, 1023, 1024 (Oak Brook Metro) met with court-appointed appraisers and LCRBDC on 10/26. Findings were returned to court on 11/5. This time the court award is less than offer. Owners have stated they will appeal. (Offer was \$80,000; court award was \$30,000.)
4. Krosan has rejected our offer. Condemnation hearing set for after 12/2/04.
5. Court-appointed appraisers returned findings on 10/11/04 for DC1010-E (Motel 6). Court award \$154,000. Owners will not appeal.
6. City of Hammond, Hammond Parks & Recreation, and Hammond Sanitary District have formally rejected our offers. Condemnation hearing to appoint court appraisers scheduled for 11/23/04.

/

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

Land Acquisition deadline March, 2005

1. All appraisals have been submitted and approved. We received appraisal approval documents on 8/19/04. Offers are now being sent to landowners. INDOT, Griffith, and NIPSCO will be contacted directly.
 - A memo was sent to the COE and LCRBDC staff on 10/22/04 with an update of what is needed from the COE in order to proceed with easement agreements with INDOT, Griffith, and NIPSCO.
2. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of May 2005 with a one (1) year construction completion date.
 - This means our land acquisition deadline remains the same, March 2005.
3. We need to acquire one last property east of Liable Road. Dan Gardner will approach the Highland Town Council for this donation. Hopefully, no condemnation will be involved. (See memo).

/

6

STATUS (Stage VII) – Northcote to Columbia:

1. The COE has put Stage VII on hold.
2. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of January 2007 with one and one-half (1-1/2) years construction completion date.
 - This means our land acquisition deadline would be 60 days prior to the contract award date. Our deadline would be November 2006.

STATUS (Stage VIII – Columbia to State Line (Both sides of river)

1. The COE has put Stage VIII on hold.
2. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of January 2008 with two and one-half (2-1/2) years construction completion date.
 - This means our land acquisition deadline would be 60 days prior to contract award date. Our deadline would be November 2007.

STATUS (Betterment Levee – Phase 1 - Gary) Colfax to Burr Street:

Land Acquisition is completed.

1. This portion of construction will be advertised, paid for, and coordinated by the city of Gary. The COE will oversee the construction to assure compliance with Federal specifications. We still need a signed agreement with Gary before we can sign our right-of-entry.

STATUS (Betterment Levee – Phase 2 North of the NSRR east of Burr Street, and ½ mile east, back South over RR approximately 1400':

Land Acquisition deadline is May, 2005

1. We received a modified schedule from the COE on October 27, 2004 indicating a contract award date of September 2005 and a one (1) year construction completion date.
 - This means our land acquisition deadline is 60 days prior to contract award. Land acquisition is July 2005.
2. Only one private acquisition remains. DC582/583 (Tip Top lots) is in condemnation and the landowners are in family disagreements with the dissolution of the estate property. Court appointed appraisers will be sworn in when family lawyers agree to a date.
3. A meeting was held with Dave Orrison (NSRR) at the COE office on 10/8/04 to review engineering/land acquisition issues.
 - Refer to Engineering Report for NSRR update.
 - A letter was sent to the COE on 10/12/04 questioning an easement on their real estate drawings, the tabulation of estates, and overlaps on burr Street with the railroad and the city. (This information was obtained from the COE at the November 1 Real Estate meeting).

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

1. Nine parcels may be available on commissioners' tax sale. We need to submit a letter to Rosa at the Lake County Commissioners office to start the property transfer process.
 - We spoke with Rosa at Tax Sale office and she said there may be problems with tax sale properties because of the re-assessment. The County Commissioners will not have a fall sale and none is scheduled for next year. Again, the re-assessment is impacting acquisition.

- We will try to acquire tax sale properties individually from the County Commissioners.

IN-PROJECT MITIGATION:

1. Acquisition on in-project mitigation is complete. Construction started March, 2003 and we anticipate completion by June, 2004. (ongoing)
 - Renewable Resources is the contractor.
 - Contractor began 24 month monitoring period May 15, 2004

CREDITING:

1. INDOT has sent LCRBDC cost information regarding approximately \$700,000 additional credit for their Cline Avenue project. (Ongoing)
 - COE to send copies of their agreements with INDOT indicating costs and scopes that they paid for. After LCRBDC review, there may be additional items. (Ongoing)
2. **The Corps' computer tracking software is now defunct. Corps has discontinued work on the program. Too many "unfixable" problems.**

GENERAL INFORMATION:

1. Acquisition in the Hobart Marsh is continuing.
 - Trust for Public Land (TPL) has five properties under consideration and/or option. Their goal is to acquire all by March 2005, the end of their fiscal year. We met with TPL and DLZ surveyor Ray Keilman on September 29 to discuss surveys on three tracts.
 - **DLZ is completing surveys on three properties.** However, acquisition costs are in jeopardy due to \$2 million funding being reverted.
 - **Since \$2 million of appropriated monies was reverted back to the State Budget Agency, acquisition of mitigation lands is on hold for now. Money has been prioritized to concentrate on Stage VI-1 North and Stage VI-2 in the West Reach. (Cline Avenue to Kennedy Avenue in Hammond and Highland)**
2. We were recently contacted that monies in LCRBDC name are in the "unclaimed monies" division in Indianapolis. These are monies that we paid into court at condemnations but the landowner did not withdraw from court. We will withdraw the monies and distribute the "court awards" to the landowners.
 - We were contacted on 10/22/04 by Robin Jackson, supervisor of Holder Receipts, that her office is processing our request.
 - **We will be going to the Superior Court clerk's Office on November 30 to start the withdrawal procedure.**
3. We were contacted on 11/18/04 by the Congressman's office questioning why our deadlines have been pushed back. We will answer the question in a letter from Dan Gardner explaining that we are aggressively moving forward to acquire needed real estate.

Sandy Mordus

From: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
To: "Little Calument (E-mail)" <littlecal@nirpc.org>
Sent: Wednesday, October 27, 2004 11:09 AM
Subject: Construction schedule

Jim, here is my best guess on future construction

Contract Award	Construction Duration
Burr Street (Gary)	Need to work out with Gary
Burr Street Phase II	Sept. 2005 1 Year
Stage VI-1 N	Jul. 2005 1.5 Year
Stage VI-2	May-05 1 Year
Stage V-2	Jan. 2006 2 Years
Stage V-3	Nov. 2006 1 Year
Stage VII	Jan. 2007 1.5 Year
Stage VIII	Jan. 2008 2.5 Years

Sorry for the delay please let me know if you need anything else.

Imad Samara
Project Manager
111 N Canal Street
Chicago IL 60606
(W) 312-846-5560
(Cel) 312-860-0123

Judy Vamos

From: "Judy Vamos" <jvamos@nirpc.org>
To: <dgardner@nirpc.org>
Cc: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Sent: Monday, November 15, 2004 11:33 AM
Subject: Woodmar Appraisal

DC 1199
Woodmar

Monday, 15 November 2004

Dear Dan,

RE: Woodmar Appraisal

As we discussed on Friday, 12 November 2004, I connected today with Chris Borton, previous appraisal reviewer for the LCRBDC, now promoted to Chief of Acquisitions for the Corps Huntington District. I explained the recent developments with the Woodmar Country Club and the City of Hammond and our need to complete an appraisal on the Woodmar Country Club. I furthermore explained that we would prefer to have a reviewer familiar with the flood project (like Chris) instead of a random reviewer, which is our new protocol with the Chicago District.

Chris said he would like to speak with Imad and Paul Klote in Cincinnati before he says "yes" or "no" on reviewing Woodmar. He asked that you call and brief Imad of the Woodmar situation and ask Imad to call Chris to discuss the Woodmar appraisal.

I also mentioned to Chris that I had contacted Appraiser Dale Kleszynski and he is willing to do the appraisal. Both Chris and Dale have stated it would be a good idea to have a definitive (legal?) opinion on the 75' easement.

Would you please brief Imad about the Woodmar issue and ask Imad to call Chris? Please contact me if you have questions. My 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

Had conference call
 11/17/04. (Leeboe & Corps)
 Agreed to have Don Vaek,
 Corp Attorney, and Jon talk
 on Monday 11/22/04 and
 have a legal opinion (?)
 or letter (?) or what (?)
 about the 75' easement
 Jn.
 11/17/04



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

ARLENE COLVIN, Chairperson
Mayor of Gary's
Appointment

ROBERT MARSZALEK, Vice Chairman
Governor's Appointment

ROBERT HUFFMAN, Treasurer
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JOHN MROCZKOWSKI, Secretary
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WILLIAM BILDER
Governor's Appointment

GEORGE CARLSON
Mayor of Hammond's
Appointment

STEVE DAVIS
Dept. of Natural Resources'
Appointment

CHARLES RAY
Porter County Commissioners'
Appointment

DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

VACANCY
Lake County Commissioners'
Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

November 2, 2004

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

Dear Imad:

Enclosed for your information are copies of the signed "Memo of Understandings" from the Highland Water Board of Directors and the Highland Sanitary Board of Commissioners for utility work to be done in the area of the Stage VI Phase 1 South project. These acknowledgements from the respective Highland Boards indicate that we have their approval and authorization to execute the stated construction in the vicinity or onto their respective facilities. These memorandums will be sufficient to allow us to do the work in this segment but we do need to contact appropriate representatives from Highland during the period of time we are doing work on or near these areas.

Please let me know when you are scheduling the pre-construction meeting in order that I may facilitate with Highland to have appropriate representation to discuss these issues if any questions should arise. If you have any questions regarding this, please let me know.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.

cc: Don Valk, COE
Lou Casale, LCRBDC legal



SANITARY DISTRICT OF HIGHLAND

Incorporated in
1910

Highland Municipal Building

3333 Ridge Road

Highland, Indiana 46322

(219) 972-5069

Fax: (219) 972-5097

October 26, 2004

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

Re: Utility Relocation for Stage VI-1
South of the Little Calumet River Flood Control/Protection Project
Memo of Understanding

Dear Dan:

Enclosed herewith please find your executed copy of the "Memo of Understanding". The Sanitary Board of Commissioners, at their October 19, 2004 regular meeting, adopted Resolution No. 2004-25, which approved the memorandum and authorized the President to execute the agreement on behalf of the District.

Thank you and your staff for the good work you have done. It finally looks like there will be significant progress in the Highland reach.

If you have any questions, please call me.

Sincerely,

John M. Bach
Director of Public Works

Enc.

Class A
Wastewater &
Stormwater Utility



Printed on 50% recycled paper.

4

DEPARTMENT OF WATERWORKS

Highland Municipal Building • 3333 Ridge Road • Highland, Indiana 46322-2000
(219) 838-1080 • Fax: (219) 972-5097

October 28, 2004

Dan Gardner, Executive Director
~~Little Calumet River Basin Development Commission~~
6100 Southport Road
Portage, Indiana 46368

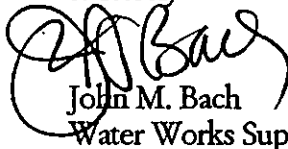
Re: Utility Relocation for Stage VI-1 South
Of the Little Calumet River Flood Control/Protection Project
Memo of Understanding

Dear Dan:

Enclosed herewith please find your original copy of the Memorandum of Understanding regarding the reference matter. The Water Board of Directors considered the matter at their September 23, 2004 Water Board meeting and, by a vote of three (3) in favor and zero (0) opposed, the Directors approved the memorandum and gave authorization to the President of the Board to execute the document.

Thank you for your commitment to this project and if you need anything from my office, do not hesitate to contact me.

Sincerely



John M. Bach
Water Works Superintendent

Enc.

Board of Directors

Charles Petrovich
President

Joseph Pavlica
Vice President

Edward Golumbeck
Secretary

Arthur Burkman
Member

David Turoci
Member

John M. Bach
Waterworks
Superintendent

Rhett L. Tauber
Attorney

Michael W. Griffin
Fiscal Officer

Class A
Water Utility

Member of
American Water
Works Association



Little Calumet River Basin Development Commission

INTERNAL MEMORANDUM

TO: Dan Gardner, Executive Director

FROM: Judith (Judy) Vamos, Land Acquisition. *JW*

DATE: 19 November 2004

SUBJ: DC 1004 - owner Town of Highland - an additional acquisition
a temporary work area easement of 4.597 acres
a flood protection levee easement of 4.292 acres

DC 1004

My MEMO today addresses an additional acquisition (DC 1004) that we need from the Town of Highland. This tract was not appraised in the larger mass appraisal for Highland properties and was not in the condemnation suit. The reasons for this tract being excluded are as follows:

- 1.) DC 1004 is in Stage VI-2, Kennedy Avenue to Liable Road. The condemned properties were between Cline and Kennedy.
- 2.) DC 1004 is west of Liable Road separated from tracts east of Liable Road by Liable Road. Appraisal regulations require that contiguous properties under the same ownership must be appraised as one unit. DC 1004 is not contiguous with other properties.
- 3.) DC 1004 was appraised in March 04, *after* the re-assessment of Lake County in the fall of 2003. *Our appraisal value for these easements is therefore more equitable with the re-assessment value than the previous condemned tracts.* The re-assessed fee value is \$29,800 while our easement value at approximately 60% is \$18,300.

I respectfully recommend that you contact Highland officials and ask for a donation of DC 1004 without the condemnation procedure. Condemning this tract would cost the town and LCRBDC an additional \$6,000. Please contact me if you need further explanation. Thank you.

LAND MANAGEMENT REPORT

For meeting on Wednesday, December 1, 2004

(Information in this report is from October 28 – November 24, 2004)

A. Charles Agnew Handicapped Accessible Park

A dedication ceremony for the Charles Agnew Handicapped-Accessible Park was held on Friday, November 5th, 2004, at 12:30 pm at the park. Approximately 50 people attended. A copy of the program is attached.

1-2

B. 3120 GERRY STREET (RENTAL HOUSE):

- LCRBDC advertised this property for sale on October 6th and October 13th. The bid opening was October 27th, 2004.
- One bid was received in the amount of \$7,502.00
- **Being that the bid on the house was less than 90% of the appraisal, the sale needs to be approved by the Governor. Package sent to Dept. of Administration for coordination on November 16, 2004.**

3

C. FARM LEASES:

- Modified farm license agreements were sent to both Don Ewen and the Bult brothers on December 30, 2003. These were signed and returned.
- Both areas currently being farmed.
- **Payment was received from Don Ewen on November 16, 2004 in the amount of \$7,700 for lands tilled and based upon his bid (No deductions for pumping)**

D. BILLBOARDS:

- A. A letter was received from VIEW OUTDOOR ADVERTISING on July 28, 2004, requesting consideration for installing (3) advertising signs on LCRBDC property at the Southwest intersection of I- 80/94 and I-65.
- The Board members agreed at the August 4, 2004 board meeting to allow VIEW Outdoor to proceed with their process to obtain permits.
 - **A hearing was held on November 9, 2004 with the Gary Board of Zoning for approval. Approval was given to put this request on the December 14 public meeting which will be reviewed to be approved.**

Judy Vamos

From: <huffmun@sbcglobal.net>
To: "Lopez, Mark" <Mark.Lopez@mail.house.gov>; "Arlene Colvin" <adcolvin@hotmail.com>; "Arlene Colvin" <ADColvin@aol.com>; "Billers, Bill" <BillerW@hmdin.com>; "Crary, Jomary" <jcrary@dnr.state.in.us>; "Flora, Jim" <jflora@rwa.com>; "Gralik, Phil" <pgralik@rwa.com>; "Judy Vamos" <jvamos@nirpc.org>; "Lou Casalle" <Lcasale@cwblawfirm.com>; "Marszalek, Bob" <rmarsz@earthlink.net>; "Mroczkowski, John" <surveyor@cyberz.net>; "Ray, Charlie" <cray@dunelandgroup.com>; "Reshkin, Mark" <mreshkin@netnitco.net>; "Samara, Imad" <Imad.Samara@lrc02.usace.army.mil>; "Steve Davis" <sdavis@dnr.IN.gov>
Sent: Saturday, November 06, 2004 9:19 PM

Dream of park new a reality at River Forest Elementary

Nov. 6, 2004

By Kass Stone / Post-Tribune correspondent

LAKE STATION — Charles Agnew, longtime River Forest Elementary School teacher and former commissioner of the Little Calumet River Basin Development Commission, dreamed of building a park accessible to handicapped as well as able-bodied children.

On Friday afternoon, that dream came true when the Charles Agnew Handicapped-Accessible Park was dedicated by members of the River Forest Community School Corp. administration, the Little Calumet River Basin Development Commission and members of Agnew's family.

The park is a public partnership between the commission and school corporation and is dedicated to the memory of Mr. Agnew, who passed away last year, a day before the groundbreaking ceremony for the park.

Charles Agnew Handicapped-Accessible Park sits in front of River Forest Elementary School, where Mr. Agnew and his wife, Joyceann, taught for more than 30 years.

The brightly colored park features slides, swings, see-saws and other playground equipment that is accessible to all children.

Initially, the park was to be built on land the commission holds along the Little Calumet River, but it was decided that the best place for it would be at the school where Agnew taught for 37 years. The park was funded through a surplus the commission had from money it received for wetland mitigation.

"This was an opportunity to do something in an area of the community that I think is really in need of it and will be well used by the school and the community. We're just very proud to be a part of it," said Dan Gardner, executive director of The Little Calumet River Basin Development Commission.

"Oh, I think it's beautiful," said Gardner, about the brightly colored park. "I think it is really going to be well used and it is really gratifying to see that Chuck's memory will live on. Chuck was a wonderful man and it's a great tribute to him."

"It's very nice," said Joyceann Agnew, Charles Agnew's widow, who, along with her two children and a number of grandchildren, unveiled the sign dedicating the park in her husband's memory.

"When they had the original groundbreaking ceremony, it was the day after he died," Joyceann said.

"I'm glad we had this today, because I can remember this. I can't remember anything from the day after he died. It is just a haze. This, though, I can remember this. This is something I can remember."

Judy Vamos

From: "Judy Vamos" <jvamos@nirpc.org>
To: <dgardner@nirpc.org>
Sent: Tuesday, November 16, 2004 5:26 PM
Subject: 3120 Gerry Street Sale

16 November 04

Dear Dan,

RE: Sale of 3120 Gerry Street for less than 90% of the appraisal.

As we discussed yesterday I have contacted attorney Mark Goodrich, who's handling Lou's business while he's on a conference trip. Because the only bid on the house was less than 90% of the appraisal value the sale has to be approved by the Governor.

I am happy to tell you that Mark has completed an information package including:

- the bid legal notice,
- the bid (offer to purchase) by Property Liquidators of Gary,
- the justification letter requesting the Governor's approval for sale,
- etc.

The package was sent by overnight mail today, 11/16/04, to Mr. Dan Dovenburger, Dept. of Administration in Indianapolis. We now wait for a response. Please contact me if you have questions. 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

*sent Mark additional info
to send to Mr. Dovenburger on
11/18/04. This could happen
soon. (yeah!)
JV.
11-18-04*

3

11/16/04

OPERATION AND MAINTENANCE REPORT
For meeting on Wednesday, December 1, 2004
(Information in this report is from October 28 – November 24, 2004)

O&M Committee (Ongoing issues):

1. Funding to complete O&M obligations.

A. A letter was received from the COE on April 14 indicating that FEMA will require that the city of Gary must provide certification that they will provide O&M in compliance with the COE manual prior to FEMA completing their re-mapping of the floodplain.(Ongoing)

- As part of the City of Gary's request for taking O&M responsibility, they requested that the COE assume responsibility for complying with IDEM requirements for water quality regarding discharges for the Little Calumet River Flood Control Project.
- A letter was sent to Greeley & Hansen Engineers (GSD Engineering consultants) on May 24, 2004, requesting they provide a Scope of Work that could be incorporated into a contract that would be done in 2005 as a LCRBDC/COE project cost. (Ongoing)

B. City of Gary (or their representatives) position on taking over O&M for pump stations.

- A letter was received from United Water on June 1, 2004, indicating status of pumps at the Burr Street Pump Stations.
- LCRBDC received a letter from United Water regarding the maintenance of pump stations on June 9, 2004.
 - A proposal was submitted with this letter requesting \$37,250.71 in back payments as well as \$4,876/month for services with additional adjustments. (Available upon request.)
- These costs are being reviewed and may be part of the request by the LCRBDC to obtain money from the state to cover capital expenses.

2. A meeting was held with the City of Gary on June 28, 2004, to discuss land transfers, COE upgrades on lift stations, and Gary Stormwater Management District O&M.

A. Land transfers (approximately 359 acres) were discussed. LCRBDC Passed a resolution at the July 7, 2004 Commission meeting to begin process.

- A meeting needs to be scheduled with the City of Gary to formulate a method to transfer these lands.

B. An inspection with the COE, LCRBDC, and representatives from Gary was held for the (4) pump stations in Gary on September 13th. The sluice gates were inspected on September 14th and 22nd, 2004.

- All four pump stations in Gary were inspected on September 13 (these included Burr St. North, Grant, Broadway, and Ironwood). Representatives from the COE, Greeley & Hansen, United Water, and the LCRBDC attended.
- Sluice gates were inspected on September 14 and Sept. 22 with representatives from the COE, Greeley & Hansen, United Water (provided the compressor), and LCRBDC.

- Levee inspections were held September 24, 28, and 29. (Commissioner Bob Huffman attended in Jim Pokrajac's absence.)
 - The COE will comprise a punch list which will then be reviewed to see who has what responsibility to correct the deficiency.
- C. A request was submitted to the COE on October 5th, 2004, to provide a punch list of all facilities currently inspected and to schedule the remaining uninspected features as soon as possible in order to help us facilitate coordination with Gary to take over O&M responsibilities.
- Received a response from the COE on October 6th, 2004, indicating they will get us a list of deficiencies when completed, and they would do remaining inspections when funding is available.
 - **A letter will be written to the COE indicating the importance of completing the entire inspection and comprising a punch list.**
 - **Gary has indicated they will not accept O&M until these deficiencies are corrected.**
- D. Portions of West Reach pump stations in Hammond and Highland have been turned over to their respective communities. Representatives of the Hammond and Highland Sanitary Districts have inspected these facilities with the COE and contractor and signed off as completed.
- **Four (4) copies of an O&M agreement with the Hammond Sanitary District for the Southeast Hessville pump station were submitted for coordination to execute on November 12, 2004.**
- E. Sent a letter to the COE on October 5th, 2004, requesting "as-build" drawings not previously submitted in order that we could provide these to Gary as part of the O&M turnover process.
- F. As part of the request from Gary with ongoing concerns not finalized is the modification of our existing control structure east of Chase St., along the north line of protection.
- The invert elevation of the culvert needs to be lowered approx. 3' to match the drainage ditch elevation.
 - The COE sent an e-mail on October 4th, 2004, indicating they could do this design modification in-house, rather than contracting it out to an A/E.
- G. **Bids are being obtained from three (3) contractors to clear the logjam west of Martin Luther King Drive from the four (4) 6' diameter culverts.**



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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Porter County Commissioners'
Appointment

DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

VACANCY
Lake County Commissioners'
Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

November 12, 2004

Dr. Michael Unger
Hammond Sanitary District
5143 Columbia Avenue
Hammond, Indiana 46327

Dear Dr. Unger:

The rehabilitation of the Southeast Hessville Pump Station was completed early in 2003 and the Hammond Sanitary District has been performing normal operation and maintenance on this station since that time. It is the obligation of the Little Calumet River Basin Development Commission, through our Local Cooperation Agreement with the Army Corps of Engineers, to assure that the O&M of this station continues even after the total project is completed. We have discussed with you, in the past, several of your concerns and feel we have addressed these items. Additionally, we have been working with Attorney Allegretti and our attorney, Lou Casale, as well as the Corps of Engineers, to come to a concurrence for the wording of the O&M agreement.

We have enclosed four (4) copies of this agreement that we would ask you to have executed at your next Board of Sanitary Commissioners meeting. If you need to have a representative from the Development Commission at this meeting to answer any questions or address any concerns, please let us know and we will make ourselves available.

We have also enclosed a copy of the proposed resolution authorizing the entering into the agreement, for your approval and execution.

Upon your accepting O&M of this station, I will turn over to you all of the as-built drawings, operation and maintenance manuals, and other items provided by the contractor for your use. If you have any questions about this request, please feel free to call me.

Sincerely,

Dan Gardner
Executive Director

encl.
cc: Joe Allegretti, Mike Hickey, HSD (w/encl.)
Lou Casale, LCRBDC attorney (w/encl.)
Imad Samara, ACOE