

Sandy



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

MARK LOPEZ, Treasurer
Lake County Commissioners
Appointment

JOHN MROCKOWSKI, Secretary
Governor's Appointment

WILLIAM BILLER
Governor's Appointment

GEORGE CARLSON
Mayor of Hammond's
Appointment

STEVE DAVIS
Dept. of Natural Resources
Appointment

ROBERT HUFFMAN
Governor's Appointment

CHARLES RAY
Porter County Commissioners
Appointment

DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

VACANCY

absent

2 pc
lt. green
pant suit w/ green
shirts

new letterhead

July 7

MEETING NOTICE

**THERE WILL BE A MEETING OF THE
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION
AT 6:00 P.M. WEDNESDAY, JUNE 2, 2004
AT THE COMMISSION OFFICE
6100 SOUTHPORT ROAD
PORTAGE, IN**

PH on
finance
comm.

WORK STUDY SESSION - 5:00 P.M.

A G E N D A

1. Call to Order by Chairperson Arlene Colvin
2. Pledge of Allegiance
3. Recognition of Visitors and Guests
4. Approval of Minutes of May 5, 2004
5. Chairperson's Report
 - Resignation of Commissioner Mark Lopez
 - Appointment of new treasurer
6. Executive Director's Report
 - Update on Highland Town and Park property
 - Hearing was May 26
 - 3 appraisers appointed
 - Update on Gary, COE, LCRBDC comprehensive agreement completing project construction in Gary and finalizing O&M responsibilities/funding.
7. Outstanding Issues

1-3

Communities
main # 836-
1600

Community Health Care System
8-6 MTF

8. Standing Committees

A. Finance Committee –

- Financial status report
- Approval of claims for May 2004
- Approval of O&M claims
- Audit results received for years 2002, 2003
- Re-investment of CD notes

45-6
7
8-9

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

Land Acquisition

- Appraisals, offers, acquisitions, recommended actions
- Issues for Discussion

Land Management

- Status of 3120 Gerry Street
- Will be advertising for levee mowing
- Demolition completed in ERR on May 28
- COE assurance to Gary to compile with IDEM water quality items
- Issues for Discussion

C. Operation & Maintenance – Committee Chairman Bob Huffman

- O&M committee meeting held May 25
- Upcoming O&M levee inspection
- Issues for Discussion

D. Environmental Committee – Committee Chairman Mark Reshkin

- Mitigation status of Hobart Marsh area
- LCRBDC participating in Watershed conference – Little Cal project tour
- Issues for Discussion

E. Legislative Committee – Committee Chairman George Carlson

- Update on Hammond follow-up regarding RR tieback
- Issues for Discussion

F. Project Engineering Committee – Committee Chairman Bob Huffman

- Meeting with Lake County Highway held on 5/14 regarding Kennedy Ave. bridge
- Grant & Broadway interchange construction crediting
- Final inspection was held May 12 for in-project inspection
- Pre-bid meeting scheduled for June 3 Landscaping II project
- Issues for Discussion

G. Recreational Development Committee – Committee Chairman Bob Huffman

- Issues for Discussion

H. Marina Development Committee – Committee Chairman Charlie Ray

- Issues for Discussion

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

MINUTES OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
HELD AT 6:00 P.M. WEDNESDAY, May 5, 2004
6100 SOUTHPORT ROAD
PORTAGE, INDIANA

Chairperson Arlene Colvin called the meeting to order at 6:10 p.m. Nine (9) Commissioners were present. Pledge of Allegiance was recited. The guests were recognized.

Development Commissioners:

Arlene Colvin
Bob Marszalek
Robert Huffman
Mark Reshkin
George Carlson
Mark Lopez
Steve Davis
Bill Biller
Charlie Ray

Visitors:

Jomary Crary – IDNR, Div. of Water
Phil Gralik – R.W.Armstrong Company
Kelsee Waggoner – Congressman's Office
Sandy O'Brien – Hobart
Spike Peller – GSD/GSWMD
Steve Enger – Munster citizen

Staff:

Dan Gardner
Sandy Mordus
Lou Casale
Judy Vamos
Lorraine Kray

A motion to approve the minutes of the April 7, 2004 meeting was made by Bob Marszalek; motion seconded by Bob Huffman; motion passed.

Executive Director's Report – Mr. Gardner reported on the Executive Session meeting that was held on April 28. The meeting discussed issues on real estate acquisition/condemnation. Staff is pursuing easement acquisition in the west reach. Also discussed were some conditions that were in the IDNR west reach permit. Mr. Gardner added that the meeting was in compliance with open door laws and was advertised.

- Mr. Gardner referred to the letter from the town of Highland whereby they are communicating their action taken in regard to rejecting the easement offers made to them and entering into a "friendly condemnation" in an attempt to establish a higher market value. Attorney Casale added that the court hearing date is set for May 26.

- Mr. Gardner referred to the letter he wrote to Mayor King regarding donation of Commission surplus property in exchange for operation and maintenance of the east reach levee easements. We enclosed a map showing land that is surplus. We are committed to working with the city to transfer surplus land to them for development purposes to (1) complete the Federal flood control project construction in Gary, (2) successfully cause FEMA to de-designate Gary from the floodplain as early in 2004 as possible, and (3) put in place a Federally acceptable and funded operation and maintenance plan to the project area in Gary. We also transmitted a letter to them from the COE where FEMA has stated that the city must provide certification to FEMA that they agree to operate and maintain the levee system before floodplain removal designation is declared. Staff will follow up with discussions with the Mayor. Commissioner Huffman asked about the legalities of transferring property to the city. Attorney Casale stated that there is a prescribed format that the Commission must follow before transfer can take place but the Commission is willing to pursue those steps that are required by the State.

- Commissioner Mark Reshkin added that he thinks this is a good idea. The Commission was established to deal with the flooding problem and we have to involve the communities to take charge of the O&M. That goes hand in hand with the building of the levees. We were charged with solving a problem and we are doing that but it is important that the communities take over now to manage them. It is for their benefit.

- Mr. Gardner stated that no action was needed tonight. We will seek a meeting with the Mayor and Commissioners will be informed of that meeting. There are still technical issues that need to be resolved. He did state that the O&M manual has been given to the city. There is still ongoing work being done on the manual and a summary chart will be shared with them when available. The preliminary costs that have been identified in regard to O&M at this point we feel are high. Staff is continuing to work on it.

- We are still talking with INDOT regarding bridge/highway credits where INDOT has used state dollars to re-construct bridges. We are waiting for a letter from INDOT listing out the state monies that were spent. It is also anticipated that we would receive about \$700,000 in additional crediting for the Cline Avenue interchange project. The FHWA has written a letter approving the process. Mr. Gardner also referred to the letter from INDOT to the COE whereby INDOT is requesting they pay the levee work with 100% state funds and then the Commission be credited that amount.

We are also pursuing county bridge credits with Lake County Highway Department.

Outstanding Issues – Demolition on the barn in the ERR area will happen very shortly. Demolition contractor has been contacted. Squatter with horses has been evicted from the property.

Finance Committee – Treasurer Mark Lopez gave the financial report. He proceeded to make a motion to approve the financial status and the claims for April; motion seconded by Bob Marszalek; motion passed unanimously. Mr. Lopez then made a motion approving O&M claims for a total of \$30,212.61; seconded by Mark Reshkin; motion passed unanimously. Mr. Lopez then made a motion approving the re-investment of \$700,000 into a one year CD at a rate of 2.07% (the highest percentage the Commission was able to obtain with area banks); motion seconded by Bob Marszalek. Mr. Lopez then made a motion to approve the transfer of \$73,000 from an original CD amount of \$258,000 into the Administrative account to cover anticipated costs through the end of the year; and then to re-invest the CD amount of \$185,000 into a one year CD at a rate of 2.07% (the highest percentage the Commission was able to obtain with area banks); motion seconded by Bill Biller; motion passed unanimously.

A discussion ensued on what the Commission's policy has been as far as investments are concerned. When a CD note comes due, staff takes a telephone poll of the area banks in order to establish the highest percentage rate they will give us on the monies. The bank that offers the highest interest rate is where the CD is placed. Additional monies are needed in the Administrative budget because those monies have primarily come from leases and interest. Since interest rates are at an all time low and since we do not have as many leases as we used to have, we do not generate enough money to cover administrative expenses.

Land Acquisition/Land Management Committee – Committee Chairperson Arlene Colvin gave the Land Acquisition report. Ms. Colvin made a motion to ratify action taken by the attorney in filing an exception to the Court's ruling on the court-appointed appraisal amount that has come back on the Krosan property; motion seconded by Charlie Ray; motion passed unanimously.

- In regard to the Bailey property acquisition, Ms. Colvin made a motion approving a 30 day extension (to end of June) on the Memo of Understanding for the deed restriction transfer of property to IDNR; motion seconded by Bob Huffman; motion passed unanimously.

Operation & Maintenance Committee – Committee Chairman Bob Huffman stated that O&M has already been discussed. He indicated that a committee meeting will be scheduled before June.

Environmental Committee – Mark Reshkin reported that since that the 173 acre parcel in Hobart Marsh has been purchased, TPL has an option on an additional 48 acres and is in negotiations for another 85 acres. This would bring the total acreage to about over 300 acres to meet mitigation requirements. More acreage is still needed, as well as additional monies to purchase additional land.

- Dr. Reshkin reported that the house we purchased on the 173 acre site has deemed to be a historical landmark (which means it cannot be demolished). IDNR has its Historic Preservation and Archeology dept. visiting the house in the next couple of weeks. Even with the house remaining, the purchase of the acreage will still be mitigation purposes.
- Commissioner Huffman asked Mr. Gardner that if we had to approach the State Budget Agency for more mitigation money, can we ask for additional monies to allow the construction of Stage V-2 so that INDOT can build the pump station. Mr. Gardner replied that Stage V-2 is not approved under the DNR permit for the west reach. Burr Street and Stage VI have to be built first. After that, if there was enough money to build V-2, we could approach DNR for approval but with the high land costs coming in for the VI area, that is not likely. We are continuing to spend the monies as efficiently as possible.

Legislative Committee – Committee Chairman George Carlson stated that he and Bill Biller met with Stan Dostatni, city engineer for Hammond, to discuss how the NSRR could be used as a tieback levee after construction is completed in that area that would then allow that particular area to come out of the floodplain. This would allow the people living in that particular area the initial benefit and not have to wait for the entire line of protection to be completed. The Mayor is in favor of this also. Mr. Gardner has furnished to the city the name and company of the engineering firm that worked to remove Highland Wicker Park Manor sub-division from the floodplain using the railroad embankment as the tieback. The argument is that if it worked for Highland, it should work for Hammond also. Mr. Carlson felt that the COE was not supportive of this concept but Mr. Gardner assured him that is not the case. Imad is supportive and will assist anyway he can. Hammond is now pursuing this and they are planning to meet with the engineering firm next week.

- Mr. Carlson also stated that in talking with the city engineer, he indicated that he thought the levee west of Kennedy Ave. (by the hotels) was built at a later date and was already built to COE standards. Staff will pursue if this is the case.
- Mr. Gardner added that we are talking to a developer regarding the Interstate plaza by K-Mart on Indianapolis Blvd. in Hammond. The developer is working with the city; we have shared mapping with him and requested they consider "donating" the easement needed for the levee to quicken the process and assist in getting construction potentially extended.

Project Engineering Committee – Bob Huffman referred to the list of upcoming construction contracts currently scheduled for the 2004-05 construction seasons. If all goes well, there are six contracts that would be built.

Recreation Committee – There was no report.

Marina Committee – There was no report.

Policy Committee – There was no report.

Public Relations Committee – There was no report.

Other Issues – There were none.

Statements from the Floor – There were none.

There being no further business, the next meeting was scheduled for 6:00 p.m. Wednesday, June 2, 2004

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
FINANCIAL STATEMENT
JANUARY 1, 2004 - APRIL 30, 2004

CASH POSITION - JANUARY 1, 2004

CHECKING ACCOUNT	
LAND ACQUISITION	72,756.84
GENERAL FUND	30,420.54
TAX FUND	0.00
INVESTMENTS	958,000.00
SAVINGS	274,854.48
ESCROW ACCOUNT INTEREST	1,384.39
	<hr/>
	1,337,416.25

RECEIPTS - JANUARY 1, 2004 - APRIL 30, 2004

LEASE RENTS	15,404.40
LEL MONIES (SAVINGS)	
INTEREST INCOME (FROM CHECKING & FIRST NATL)	23,360.12
LAND ACQUISITION	1,530,130.65
ESCROW ACCOUNT INTEREST	213.28
MISC. RECEIPTS	4,502.10
KRBC REIMBURSEMENT RE: TELEPHONE CHARGE	635.69
TRANSFERRED FROM SAVINGS	5,850.00
PROCEEDS FROM VOIDED CHECKS	
TOTAL RECEIPTS	<hr/>
	1,580,096.24

DISBURSEMENTS - JANUARY 1, 2004 - APRIL 30, 2004

ADMINISTRATIVE	
2003 EXPENSES PAID IN 2004	157,015.46
PER DIEM	4,300.00
LEGAL SERVICES	2,066.32
NIRPC	47,967.36
TRAVEL & MILEAGE	565.38
PRINTING & ADVERTISING	0.00
BONDS & INSURANCE	77.00
TELEPHONE EXPENSE	2,183.73
MEETING EXPENSE	2,946.31
LAND ACQUISITION	
LEGAL SERVICES	29,829.42
APPRAISAL SERVICES	52,150.00
ENGINEERING SERVICES	28,539.08
LAND PURCHASE CONTRACTUAL	28,170.00
FACILITIES/PROJECT MAINTENANCE SERVICES	0.00
OPERATIONS SERVICES	0.00
LAND MANGEMENT SERVICES	73,979.15
SURVEYING SERVICES	35,276.50
MISCELLANEOUS EXPENSES	0.00
ECONOMIC/MARKETING SOURCES	0.00
PROPERTY & STRUCTURE COSTS	1,241,717.00
MOVING ALLOCATION	6,450.00
TAXES	0.00
PROPERTY & STRUCTURES INSURANCE	0.00
UTILITY RELOCATION SERVICES	11,279.98
LAND CAPITAL IMPROVEMENT	0.00
STRUCTURAL CAPITAL IMPROVEMENTS	0.00
BANK CHARGES MERCANTILE	26.20
PASS THROUGH FOR SAVINGS	5,850.00
TOTAL DISBURSEMENTS	<hr/>
	1,573,373.43

CASH POSITION - APRIL 30, 2004

CHECKING ACCOUNT	
LAND ACQUISITION	99,998.46
GENERAL FUND	9,688.45
TAX FUND	0.00
TOTAL FUNDS IN CHECKING ACCOUNT	109,686.91
TOTAL INVESTMENTS	958,000.00
FIRST NATIONAL BANK	700,000.00
(BASE CAPITAL INVESTMENT)	5/3/2004
FIRST NATIONAL BANK	258,000.00
(MISC INTEREST/RENTAL INVESTMENT)	5/3/2004
BANK ONE SAVINGS ACCOUNT BALANCE	270,074.34
(LEL MONEY)	134,252.15
(MARINA SAND MONEY)	133,721.49
(STATE DRAW MONIES)	-
(GARY PARKS & REC MONIES)	-
SAVINGS INTEREST	2,100.70
TOTAL INVESTMENTS & SAVINGS	1,228,074.34
ESCROW ACCOUNT INTEREST AVAILABLE	<hr/>
	1,597.67
TOTAL OF ALL ACCOUNTS	<hr/>
	1,339,358.92

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION

MONTHLY BUDGET REPORT, MAY, 2004

	2004							9 MONTH	UNALLOCATED
	BUDGET	JANUARY	FEBRUARY	MARCH	APRIL	MAY	JUNE	ALLOCATED	BUDGETED
								TOTAL	BALANCE
5801 PER DIEM EXPENSES	15,000.00	0.00	100.00	150.00	0.00	450.00		700.00	14,300.00
5811 LEGAL EXPENSES	8,500.00	418.33	682.33	587.33	425.83	283.33		2,397.15	6,102.85
5812 NIRPC SERVICES	130,000.00	10,336.79	18,439.62	8,783.84	8,443.81	8,657.50		54,661.56	75,338.44
5821 TRAVEL/MILEAGE	10,000.00	35.36	36.72	26.18	14.28	107.44		219.98	9,780.02
5822 PRINTING/ADVERTISING	5,000.00	0.00	0.00	0.00	0.00	0.00		0.00	5,000.00
5823 BONDS/INSURANCE	8,000.00	0.00	77.00	0.00	0.00	6,406.25		6,483.25	1,516.75
5824 TELEPHONE EXPENSES	7,000.00	121.98	186.92	549.41	585.17	555.37		1,998.85	5,001.15
5825 MEETING EXPENSES	8,000.00	2,926.81	0.00	0.00	0.00	0.00		2,926.81	5,073.19
5840 PROFESSIONAL SERVICES	650,000.00	50,657.93	37,970.47	63,862.95	53,605.54	58,564.46		264,661.35	385,338.65
5860 PROJECT LAND PURCHASE EXP.	4,073,177.00	0.00	1,159,250.00	40,000.00	409,238.00	7,431.00		1,615,919.00	2,457,258.00
5881 PROPERTY/STRUCTURE INS.	25,000.00	0.00	0.00	0.00	0.00	0.00		0.00	25,000.00
5882 UTILITY RELOCATION EXP.	200,000.00	73.92	0.00	1,387.39	2,202.08	129.64		3,793.03	196,206.97
5883 PROJECT LAND CAP. IMPROV.	25,000.00	0.00	0.00	0.00	0.00	0.00		0.00	25,000.00
5884 STRUCTURES CAP. IMPROV.	25,000.00	0.00	0.00	0.00	0.00	0.00		0.00	25,000.00
5892 PROJECT COSTSHARE/ESC ACCT	400,000.00	0.00	0.00	0.00	0.00	0.00		0.00	400,000.00
	5,189,677.00	64,571.12	1,216,743.06	115,347.10	474,514.71	82,584.99	0.00	1,953,760.98	3,235,916.02

	2004							9 MONTH	UNALLOCATED
	BUDGET	JULY	AUGUST	SEPTEMBER	OCTOBER	NOVEMBER	DECEMBER	ALLOCATED	BUDGETED
								TOTAL	BALANCE
5801 PER DIEM EXPENSES	15,000.00							700.00	14,300.00
5811 LEGAL EXPENSES	8,500.00							2,397.15	6,102.85
5812 NIRPC SERVICES	130,000.00							54,661.56	75,338.44
5821 TRAVEL/MILEAGE	10,000.00							219.98	9,780.02
5822 PRINTING/ADVERTISING	5,000.00							0.00	5,000.00
5823 BONDS/INSURANCE	8,000.00							6,483.25	1,516.75
5824 TELEPHONE EXPENSES	7,000.00							1,998.85	5,001.15
5825 MEETING EXPENSES	8,000.00							2,926.81	5,073.19
5840 PROFESSIONAL SERVICES	650,000.00							264,661.35	385,338.65
5860 PROJECT LAND PURCHASE EXP.	4,073,177.00							1,615,919.00	2,457,258.00
5881 PROPERTY/STRUCTURE INS.	25,000.00							0.00	25,000.00
5882 UTILITY RELOCATION EXP.	200,000.00							3,793.03	196,206.97
5883 PROJECT LAND CAP. IMPROV.	25,000.00							0.00	25,000.00
5884 STRUCTURES CAP. IMPROV.	25,000.00							0.00	25,000.00
5892 PROJECTCOSTSHARE/ESC ACCT	400,000.00								400,000.00
	5,189,677.00	0.00	0.00	0.00	0.00	0.00	0.00	1,953,760.98	3,235,916.02

CLAIMS PAYABLE FOR MAY 2004

ACCT	VENDOR NAME	AMOUNT	EXPLANATION OF CLAIM
5801	MARK LOPEZ	450.00	PER DIEM JANUARY THROUGH MAY 2004
5811	CASALE, WOODWARD & BULS LLP	283.33	MONTHLY RETAINER FOR MONTH OF MAY
5812	NIRPC	8,657.50	SERVICES PERFORMED APRIL 2004
5821	SANDY MORDUS	8.84	MILEAGE 5/3/04-5/11/04
5821	MARK LOPEZ	98.60	MILEAGE JANUARY THROUGH MAY 2004
5823	DON POWERS AGENCY INC	6,406.25	RENEWAL POLICY ON DIRECTORS & OFFICERS INS 3/31/04-3/31/05
5824	VERIZON	120.72	BILLING PERIOD 4/16/04-5/16/04(TOTAL BILL 232.51, KRBC 111.79)
5824	AT & T	247.49	BILLING PERIOD 4/13/04-5/12/04(TOTAL BILL 271.40 KRBC 23.91)
5824	AT & T	187.16	CONFERENCE CALLS
5841	VALE APPRAISAL GROUP	1,000.00	APPRAISAL FEE FOR DC-1015
5841	TONY ZALESKI JR	1,000.00	APPRAISAL FEE FOR DC-1015
5841	HOWARD O CYRUS	1,000.00	APPRAISAL FEE FOR DC-1015
5841	JANET OTOOLE & ASSOCIATES	5,250.00	APPRAISAL FEE FOR DC-85
5841	JANET OTOOLE & ASSOCIATES	5,250.00	APPRAISAL FEE FOR DC-92
5841	JANET OTOOLE & ASSOCIATES	5,250.00	APPRAISAL FEE FOR DC-1174
5842	R. W. ARMSTRONG	8,688.25	PROFESSIONAL SERVICES FOR PERIOD ENDED 5/14/04
5842	GARCIA LE & ASSOCIATES LLC	1,000.00	PROFESSIONAL SERVICES FOR DC-584
5842	GARCIA LE & ASSOCIATES LLC	1,070.00	PROFESSIONAL SERVICES FOR SVI-I
5843	STEWART TITLE SERVICES OF NORTHWEST	440.00	TITLE WORK FOR DC-617
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-603
5843	STEWART TITLE SERVICES OF NORTHWEST	470.00	TITLE WORK FOR DC-1010E
5843	STEWART TITLE SERVICES OF NORTHWEST	355.00	TITLE WORK FOR DC-744
5843	CHICAGO TITLE INSURANCE COMPANY	412.00	TITLE WORK FOR DC-1032A
5844	JAMES E POKRAJAC	5,223.40	ENGINEERING SERVICES 4/16/04-4/30/04
5844	JAMES E POKRAJAC	221.34	APRIL MILEAGE
5844	JAMES E POKRAJAC	4,157.40	ENGINEERING SERVICES 5/3/04-5/14/04
5844	JUDITH VAMOS	3,489.85	LAND ACQUISITION AGENT SERVICES 4/16/04-4/30/04
5844	JUDITH VAMOS	34.34	APRIL MILEAGE
5844	JUDITH VAMOS	2,972.13	LAND ACQUISITION AGENT SERVICES 5/3/04-5/14/04
5844	LORRAINE KRAY	768.00	CREDITING TECHNICIAN/LAND ACQUISITION ASST 4/16/04-4/30/04
5844	LORRAINE KRAY	777.60	CREDITING TECHNICIAN/LAND ACQUISITION ASST 5/01/04-5/15/04
5844	SANDY MORDUS	212.50	CREDITING TECHNICIAN SERVICES 4/21/04-4/29/04
5844	SANDY MORDUS	187.50	CREDITING TECHNICIAN SERVICES 5/3/04-5/11/04
5845	HIGHLAND LOCK & KEY INC	492.87	KEYS & LOCKS TO SECURE COMMISSION OWNED PROPERTY
5847	DLZ	1,356.50	PROFESSIONAL SERVICES BURR ST P2
5847	DLZ	1,503.00	PROFESSIONAL SERVICES SIIP4
5849	CASALE, WOODWARD & BULS LLP	5,512.78	LAND ACQUISITION/LEGAL SERVICES FOR PERIOD ENDED 5/24/04
5861	MANSARDS APARTMENTS	7,407.00	PURCHASE PRICE OF DC-603
5861	LAKE COUNTY RECORDER	24.00	RECORDING FEE FOR DC-1011C
5882	NIES	129.64	UTILITY RELOCATE ASSISTANCE SVI-1S

TOTAL

82,584.99



Approval to pay the following invoice from O&M fund (LEL monies):

- \$260.00 to Superior Sign Service for two (2) project signs in Gary

CUSTOMER RECEIPT

R.P.A #: 4015
TIN #: 35-1517363

DUE DATE: 05/03/05

Not Negotiable

First National Bank, Valparaiso, Custody Services Unit

The within acknowledgement is evidence that the said Repurchase Agreement # 4015 herein described is now held in safekeeping at First National Bank, Valparaiso.

Pledged: \$714,000.00 U.S. Treasury Note: 7.50% Due: 11/15/16 CUSIP#: 912810DX-3-4
Held in safekeeping at Northern Trust MV124.25

Little Calumet River Basin
Development Commission

6100 Southport Rd.

Portage IN 46368

Sheri Carmichael

PRINCIPAL:	\$700,000.00
RATE:	2.05/2.07 APY%
INTEREST:	\$3,452.05 Compounded Quarterly
TERM:	1 Year
SETTLEMENT DATE:	05/03/04
DUE DATE:	05/03/05

Disclosure Notice

Bank Regulations require us to furnish you with the following information regarding your Retail Repurchase Agreement.

1. The Retail Repurchase Agreement is an obligation of First National Bank, Valparaiso and the underlying security stated on the retail Repurchase Agreement serves as collateral.
2. First National Bank, Valparaiso will pay a fixed amount, including interest on the purchase price, regardless of any fluctuation in the market price of underlying security.
3. The interest rate paid is not that of the underlying security.
4. General banking assets will most likely be used to satisfy the bank's obligation under the Retail Repurchase Agreements rather than the proceeds from the sale of the underlying security.
5. A retail repurchase Agreement is not a deposit, is not FDIC insured, and is not guaranteed in any way by the U.S. Government or any agency thereof.
6. You may become an unsecured creditor of First National Bank, Valparaiso to the extent the market value of the underlying security falls below the amount of the funds invested.
7. If a Retail Repurchase Agreement is redeemed prior to maturity, forfeiture of all interest earned on the amount withdrawn will occur.
8. In the event collateral must be substituted you will be promptly advised.

Additional Required Disclosure Notice

The (seller) is not permitted to substitute other securities for those subject to this agreement and therefore must keep the (buyer's) securities segregated at all times, unless in this agreement the (buyer) grants the (seller) the right to substitute other securities. If the (buyer) grants the right to substitute, this means that the (buyer's) securities will likely be commingled with the (seller's) own securities during the trade day. The (buyer) is advised that, during any trading day that the (buyer's) securities are commingled with the (seller's) security, they may be subject to liens granted by the (seller) to third parties and may be used by the (seller) for deliveries on other securities transactions. Whenever the securities are commingled, the (seller's) ability to resegment substitute securities for the (buyer) will be subject to (seller's) ability to satisfy any lien or to obtain substitute securities.

8

CUSTOMER RECEIPT

R.P.A #: 4014
TIN #: 35-1517363

DUE DATE: 05/03/05

Not Negotiable

First National Bank, Valparaiso, Custody Services Unit

The within acknowledgement is evidence that the said Repurchase Agreement # 4014 herein described is now held in safekeeping at First National Bank, Valparaiso.

Pledged: \$189,000.00 U.S. Treasury Note: 7.50 % Due: 11/15/16 CUSIP#: 912810DX-3-3
Held in safekeeping at Northern Trust MV124.25

Little Calumet River Basin
Development Commission

6100 Southport Rd

Portage IN 46368

Sheri Carmichael

PRINCIPAL:	\$185,000.00
RATE:	2.05/2.07 APY%
INTEREST:	\$912.33 Compounded Quarterly
TERM:	1 Year
SETTLEMENT DATE:	05/03/04
DUE DATE:	05/03/05

Disclosure Notice

Bank Regulations require us to furnish you with the following information regarding your Retail Repurchase Agreement.

1. The Retail Repurchase Agreement is an obligation of First National Bank, Valparaiso and the underlying security stated on the retail Repurchase Agreement serves as collateral.
2. First National Bank, Valparaiso will pay a fixed amount, including interest on the purchase price, regardless of any fluctuation in the market price of underlying security.
3. The interest rate paid is not that of the underlying security.
4. General banking assets will most likely be used to satisfy the bank's obligation under the Retail Repurchase Agreements rather than the proceeds from the sale of the underlying security.
5. A retail repurchase Agreement is not a deposit, is not FDIC insured, and is not guaranteed in any way by the U.S. Government or any agency thereof.
6. You may become an unsecured creditor of First National Bank, Valparaiso to the extent the market value of the underlying security falls below the amount of the funds invested.
7. If a Retail Repurchase Agreement is redeemed prior to maturity, forfeiture of all interest earned on the amount withdrawn will occur.
8. In the event collateral must be substituted you will be promptly advised.

Additional Required Disclosure Notice

The (seller) is not permitted to substitute other securities for those subject to this agreement and therefore must keep the (buyer's) securities segregated at all times, unless in this agreement the (buyer) grants the (seller) the right to substitute other securities. If the (buyer) grants the right to substitute, this means that the (buyer's) securities will likely be commingled with the (seller's) own securities during the trade day. The (buyer) is advised that, during any trading day that the (buyer's) securities are commingled with the (seller's) security, they may be subject to liens granted by the (seller) to third parties and may be used by the (seller) for deliveries on other securities transactions. Whenever the securities are commingled, the (seller's) ability to resegment substitute securities for the (buyer) will be subject to (seller's) ability to satisfy any lien or to obtain substitute securities.



WORK STUDY SESSION
ENGINEERING COMMITTEE

June 2, 2004

Bob Huffman, Committee Chairman

- A. Letter sent to COE on June 2 regarding current contract with Overstreet Construction for the Pump Station 1A contract. (Refer to attachment)
- Commissioners' request as to how much Contractor is paying in penalties since July 25, 2003 construction deadline
- B. Meeting held on May 14 with Lake County Highway Department regarding Kennedy Avenue Bridge
- Engineering information being shared with COE & Lake County to determine scope of work COE will enter into agreement with
 - Appears concrete closure structures on Kennedy, 10' walkway on east side for recreation, all earthwork.
- C. Grant & Broadway I-80/94 interchanges – Crediting (See page 16 of attachments on Engineering report)
- INDOT will do work at a cost paid 100% by state funds
 - No Federal participation
 - All money would be creditable to LCRBDC
- D. Final inspection for "in-project mitigation" held on May 12
- Minor items to be completed
 - O&M being done as part of warranty by contractor
- E. A pre-bid meeting will be held on June 3 for the Landscaping II contract

*ask
Grant
about
C. report*

*who will
maintain?
3 years - contractor.*



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*

June 2, 2004

ROBERT MARSZALEK, Vice Chairman
Governor's Appointment

Mr. Victor Gervais
U.S. Army Corps of Engineers
906 Griffith Blvd.
Griffith, Indiana 46319

MARK LOPEZ, Treasurer
*Lake County Commissioners'
Appointment*

JOHN MROCZKOWSKI, Secretary
Governor's Appointment

Re: Pump Station 1A Contract Status

WILLIAM BILLER
Governor's Appointment

Dear Victor:

GEORGE CARLSON
*Mayor of Hammond's
Appointment*

STEVE DAVIS
*Dept. of Natural Resources
'Appointment*

ROBERT HUFFMAN
Governor's Appointment

CHARLES RAY
*Porter County Commissioners'
Appointment*

DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

Over the past couple of years, Overstreet Construction has been doing work on the Pump Station 1A contract. Over this period of time, a number of issues have ensued whereby residents, as well as Development Commissioners, have questioned why this project has been taking so long. More recently, we have had discussions with the COE regarding what could be done in the future to prevent this from occurring again by modifying bid documents and/or specifications prior to soliciting for bids. I have had several Commissioners question me as to what the current completion date is for this project. The most recent date I could give them was July 25, 2003 which was indicated on your Modification #14 to the contract that we received on May 10, 2004. If the COE has been assessing the delay penalty (\$1300 to \$1400 per day), what is the current amount of money they will be penalized to date? Our Commissioners also inquired as to what the current date is that Overstreet has projected to have all four of these pump stations completed, inspected, and accepted to allow that final date of completion.

DAN GARDNER
Executive Director

On behalf of the Development Commission, we are very disappointed in the length of time it has taken them, which we can only assume was due to poor coordination by Overstreet in rehabilitating the pumps and a change of supervision a number of times to assure that all of the work will be completed in a timely manner. I have been asked that we would appreciate a meeting, to be held by our Engineering Committee, to personally ask questions and address some of these concerns directly to the appropriate COE and contractor personnel. Please let me know when you would be available and if you have any questions regarding this ongoing concern, please let me know.

LOU CASALE
Attorney

Sincerely,


Dan Gardner
Executive Director

/s/jm

Cc: Imad Samara, Shamel Abou-El-Seoud, Regina Blair, Sandy Solomon, Dick Albert - COE
LCRBDC Engineering Committee
William Biller, LCRBDC
Jim Pokrajac, LCRBDC
Lou Casale, LCRBDC attorney
Jim Flora - R. W. Armstrong Company



987
0091

WORK STUDY SESSION

OPERATION AND MAINTENANCE

June 2, 2004

Bob Huffman, Committee Chairman

-
1. O&M for East Reach for Gary, Indiana (Current Status):
 - Refer to Attachments 1 & 2 Burr Street pump station operation (E-mail).
 - Attachment 3 memo to COE familiarizing them with the situation at Burr Street pump station
 - Attachments 4 & 5 LCRBDC position on O&M responsibility (DRAFT)
 - Attachments 6 & 7 LCRBDC position on turnover and inspection.
 - A. General (Refer to Attachments 4, 5, 6, & 7):
 - COE indicates LCRBDC is currently fully responsible to assure O&M of completed east reach
 - Gary currently will do no O&M without agreement – Want compensation
 - Interim period needs to be facilitated
 - B. O&M Committee meeting held on May 25
 - Discussed O&M strategy regarding city of Gary
 - LCRBDC to put together a memo of agreement with city of Gary
 - COE proposing levee inspection(using COE personnel)
 - C. Burr Street Pump Station (north of NSRR & east of Burr Street)(Refer to Attachments 1, 2 & 3)
 - Detention pond has filled halfway to capacity several times in the past two weeks.
 - Pumps are currently not working and only one pump can be operated manually
 - COE & LCRBDC have been working together to operate this pump to keep a large area of Black Oak from flooding
 - Received a memo and cost estimate from Gary to fix the pumps and then to assume O&M

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: <sdavis@dnr.in.gov>
Sent: Tuesday, June 01, 2004 2:37 PM
Attach: O&M acceptance.doc; O&M Item.doc; Witowski.doc
Subject: Fw: Burr Street pump station operation

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

From: Sandy Mordus
To: sdavis@dnr.state.in.gov
Sent: Tuesday, June 01, 2004 2:28 PM
Subject: Fw: Burr Street pump station operation

Steve:

Below is an email we sent to Vic Gervais on May 28 regarding the operation of the Burr Street pump station and the problems we are currently having with high water at this point in time. Imad responded that the Commission is responsible for all O&M in the east reach.

Also attached are three (3) separate "DRAFT" letters that the Commission is currently evaluating to send to the COE stating our status of negotiations with the city of Gary, as well as the position the Commission is taking regarding operation and maintenance of the completed east reach levee segments.

We have not finalized these letters but it is critical at this point in time for us to coordinate with the city of Gary and the COE to assure that emergency response, as well as operation and maintenance of all of these features, is addressed. Imad has also taken the position on behalf of the COE that the Commission is currently responsible for this based upon the Local Cooperation Agreement we signed in August of 1990. Once again, the three letters are just "drafts" and will either be combined or modified pending Commission review. I hope this provides you with some information of the current status of our dilemma in performing what the COE considers our responsibility.

Jim Pokrajac, Agent
Land Management/Engineering

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

From: Samara, Imad LRC
To: 'Sandy Mordus' ; Gervais, Victor P LRC
Cc: Craib, Robert A LRC
Sent: Friday, May 28, 2004 1:16 PM
Subject: RE: Burr Street pump station operation

Jim as we discussed yesterday we can't just wait until Gary accepts the O&M for the entire east reach. As you know that could take a long time. We need to get this pump station operating normally. As you know the Little Calumet River Basin Commission is the entity that the COE hold responsible for the operation and maintenance of the this project. The LCRBDC needs to find a way of fixing the pump station before something regrettable happens. Please talk to Dan about this and let me know what action will be taken. We can't rely on manually operate the station. I do encourage the area office to help when they can but an immediate fix is very necessary.

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

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

6/2/2004

From: Sandy Mordus [mailto:smordus@nirpc.org]
Sent: Friday, May 28, 2004 11:49 AM
To: Gervais, Victor P
Cc: Samara, Imad LRC; Craib, Robert A
Subject: Burr Street pump station operation

Vic:

Thank you again for your cooperation in allowing me to work with Bob Craib in manually operating the pump at our Burr Street pump station located east of Burr Street and north of the river. With all of the recent rains we have had, the level of this retention pond has been at abnormally high elevations. We have a problem that neither of the two pumps will operate and only pump #1 will operate under a manual override. I appreciate your concern with both Bob and I being there together to assume mutual responsibility to assure that adverse conditions will not occur due to the lack of pumping.

We are currently in negotiations with the city of Gary for them to start accepting operation and maintenance responsibilities for all of the completed features and levee segments in the east reach. Negotiations have been ongoing for some time and we are confident that in the near future, we will reach an understanding and initiate an agreement accordingly. I'm hoping in the near future to contact the Gary Sanitary District to see if they have any information as to why these pumps are not working. When I can obtain this information as to the problem, we will then address it with you and the city of Gary.

It is unfortunate that we have this interim period before Gary accepts this responsibility, but as you are aware, it is critical that the water be pumped down in order to allow retention to be held in the event of a major rain event. Thank you again for your cooperation.

Jim Pokrajac, Agent
Land Management/Engineering

TO: Imad Samara
FROM: Dan Gardner
SUBJECT: Status of O&M Item
DATE: May 3, 2004

Imad:

Recently, Jim Pokrajac has been working and communicating with both the Gary Sanitary District (and representatives of the White River Environmental Group) and the Griffith area office to assure that the high water elevations in the Burr Street retention pond will be addressed. The day that you were out on the Landscaping II field trip, it was noticed that the water elevation, relative to the existing staff gage, was at an elevation of approximately 586 sea level. This elevation was at the approximate bottom of the headwall of the discharge into the pond along the east side of Burr Street. Currently, both WREP and the Griffith office, and Jim Pokrajac, have been out on the site manually operating pump #1 to bring the water level down to a point where additional detention will be available during a major rain event. However, this pump is only operational manually. It is my understanding that a representative from WREP has been going out on the site every Friday to do a field visit to assure that the water level is down to a level that would allow the extra detention; but to do this, that pump has to be turned on and turned off manually.

Bob Craib, from the Griffith office, has gone out on the site to assure that the pump will be operating during a high water level occurrence. It is also my understanding that there are some electric problems that prohibit the use of pump #2 and that also require pump #1 to be operated manually.

Jim Pokrajac informed me that he had talked to Dwayne Bowie who is a supervisor for WREP, who instructed his personnel not to do any more maintenance or operation of this station until his people can be reimbursed for their expenses (it was also my understanding that this was directed from Jim Meyer who is the attorney for the Gary Sanitary District).

We sent you a separate letter regarding other O&M issues in Gary, which explain the status of the Little Calumet River Basin Development Commission efforts to coordinate and turn over the operation and maintenance of all the flood control features in the east reach. This is ongoing and we do not have a date yet established when they will sign an agreement to accept responsibility. This presents a problem during the interim period from now until that agreement is signed as to who will assume responsibility, particularly in emergency situations, to operate these pump stations.

We will be in further contact with you to establish who will have what responsibility and how it will be coordinated until that agreement is signed. If you have any questions, please call me.

May 3, 2004

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

Dear Imad:

In response to your email of Tuesday April 27th regarding the missing manhole lid in Stage IV-1S, I feel we need to discuss O&M issues, and reiterate the position of the Little Calumet River Basin Development Commission.

In the past, we sent you miscellaneous correspondence and emails indicating that the Commission does not have money available to do operation and maintenance for any segments that are already completed in Gary. We are currently in the process of working with the city of Gary and their appropriate representatives to finalize their acceptance to assume responsibility for O&M for the flood control features in their city. Our Commissioners have also indicated that before any segments are accepted for operation and maintenance, a preliminary inspection needs to be completed by not only representatives of the Commission but by those parties from Gary who are going to accept these responsibilities. This will assure that there will not be any unanticipated expenses incurred by that party prior to accepting these features.

Although the issue of the manhole cover is minimal, the Commission feels that not only this feature but any others regarding O&M cannot be paid for with State funds because they are not creditable. The Commission has been involved in the inspections of all completed segments of the flood control project, which relieves that respective contractor from any further responsibility as per the plans and specifications. However, it was our understanding that those inspections were only for that purpose, not for the purpose of our accepting O&M responsibilities.

Imad Samara
May 3, 2004
Page 2

Once the discussions and reviews have been completed with the city of Gary, we will work with them as well as the COE to turn over all necessary materials, as built drawings, instructionals, or any other items needed for them to accept responsibility for all future O&M.

We are aware that as per our LCA, that the Commission has the responsibility to assure that O&M will be facilitated to assure that the completed flood protection project will serve its intent of design and be functional to protect the landside areas from floods. We are looking forward to working with you to be in compliance with this agreement but feel that, neither we nor the city of Gary are able to accept this product until all IDEM regulations are met regarding water quality, and that the flood protection project does not have any outstanding features that need to be repaired or replaced.

Sincerely,

Dan Gardner
Executive Director

/sjm
cc:

Roy Deda, COE
Vic Gervais, COE
Arlene Colvin, LCRBDC Chairperson
Bob Huffman, Steve Davis, Bob Marszalek, LCRBDC O&M Committee
Lou Casale, LCRBDC attorney
Jim Flora, R. W. Armstrong Company

May 28, 2004

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

Dear Imad:

Recently, Jim Pokrajac was contacted by Mr. Reric Witowski from the Chicago branch of the Corps of Engineers. He indicated to Mr. Pokrajac that both he and a team from your district office would like to make a final inspection of the completed levee segments. We are not entirely clear on the intent or the purpose of why an inspection is needed to be done at this point in time. As you are aware, the Development Commission is currently in the process of trying to turn over the operation and maintenance of the completed levee segments and features to the city of Gary. Many of Gary's outstanding issues have been or will be addressed in the near future. In the past, the Commission has expressed the concern that Gary would be reluctant to take over the operation and maintenance of a product that is not "like new". For instance, if this inspection is made and it will require \$500,000 to bring these segments up to "like new" condition, Gary would probably not accept those charges. I need to have you clarify this for me.

It is also our intent that prior to Gary taking over these levee segments, representatives of the community will actually make their final inspection with the Development Commission to determine what they feel needs to be done to bring these segments up to par. As you discussed with Jim Pokrajac on May 27th, it appears that this would be your final inspection and that both he and representatives of the community would be invited to do this inspection with your COE representatives. Will you please clarify this for me as well. In Jim's conversation with Mr. Witowski, he indicated that he would like to do this inspection as reasonably soon as possible. I would suggest that we wait until the second or third week of July after which we will have mowed and cleared all of the levees.

Mr. Imad Samara
May 28, 2004
Page 2

In addition, Mr. Witowski indicated that he anticipates this to be a very thorough investigation that could take as long as two weeks doing full day inspections. As Jim being the only engineering representative for the Commission, it would be very difficult for him to take two weeks away from all of his other duties for the Commission. We would suggest breaking this inspection up into several inspections rather than one long contiguous inspection.

We understand the need for an inspection to be done but we need to gather all the information we can as to the intent of your inspection, who will be involved in these inspections, who will write the minutes of these inspections, and who will pay for any items that need to be repaired and/or restored.

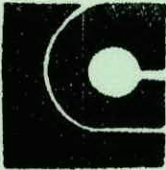
If you would kindly respond to my concern and address these questions as soon as possible, I would appreciate it.

Sincerely,

Dan Gardner
Executive Director

/sjm
cc:

Reric Witowski, COE
O&M Committee members: Bob Huffman, Arlene Colvin, Steve Davis, Bob Marszalek
Lou Casale, LCRBDC attorney
Jim Flora, R. W. Armstrong Company



SM
COPY

Little Calumet River Basin Development Commission

WORK STUDY SESSION

2 June 2004

ENVIRONMENTAL COMMITTEE

Dr. Mark Reshkin, Chairperson

- 764-3103
- 1.) Report on LCRBDC participating in Watershed Conference - Little Cal tour.

Mitigation Update:

- 4/19
- 2.) TPL has updated its list of remaining properties to be acquired with existing funds. We need 411 acres of which 25% must be restoration. To date we have acquired 173 acres (Bailey acquisition). We need the Corps and DNR to calculate the numbers so we can use our remaining mitigation funds efficiently. TPL has a possible three acquisitions totaling 130 acres. If we acquire the 130 acres we still must acquire 108 acres. It is crucial that we have the 25% and 75% calculated.

411 acres needed

173 acres acquired (Bailey)

238 acres still needed

130 acres acquired from newest potential acquisitions

108 acres still needed

- 3.) We (LCRBDC) and Save the Dunes Foundation need to schedule a meeting to discuss another possible 60 acre acquisition that could be used for our mitigation.
- 4.) Indiana Historic Preservation and Archeology has decided that the landmark house on the Bailey property has historic value in the exterior façade. IDNR has decided to sell the property as is.

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION ATTENDANCE ROSTER

NAME OF MEETING: LCRBOC

DATE: June 2, 2004

LOCATION: 66100 Southport Rd, Portage, CHAIRMAN: Arlene Colvin

PLEASE SIGN IN

	NAME (PLEASE PRINT)	ORGANIZATION, ADDRESS, PHONE NUMBER
1	Don Ewoldt	LEL
2	Sandy D'Brien	Hobart
3	Steve Engel	Munster
4	Barbara Crary	DNR
5	INAO SAMANO	COE
6	MARK LOPEZ	CONG. VISLOSKY
7	Spike Peller	GSD/GSWMD
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City eyes removal from flood plain area

Hessville, Robertsdale residents required to have flood insurance.

BY SHARON PORTA
Times Correspondent

HAMMOND — City officials hope that work on the Little Calumet River levee will be enough to get thousands of homes in the city removed from a flood plain and mandatory flood insurance premiums.

The first step in getting the flood insurance removed in parts of Hessville and Robertsdale will cost the city \$22,500 for the services of a consulting firm.

Christopher and Burke Inc. in Indianapolis specializes in getting the flood designation of local municipalities changed and won the city contract from the Board of Public Works and Safety.

The Army Corps of Engineers is about to work on the

See FLOOD, B7

Little Calumet River levee from Cline to Kennedy avenues. When that project is complete, Stanley Dostatni, city engineer, hopes that several thousand homes, west of the railroad tracks from Kennedy to Cline, and near George Lake, will save between \$700 and \$800 annually by being removed from the federally designated flood plain.

"We hope everyone in that area will be out of the flood plain by the end of this year or the beginning of next year," Dostatni said. "We're having a bit more trouble with the ... area, there are a lot of questions we have to answer from FEMA."

Millions of dollars are being spent to shore up the levees on both sides of the Little Calumet from Gary to the state line. Once the project is complete, possibly in 2008, according to published reports, as many as 8,000 homeowners along the river will no longer have to purchase flood insurance.

Houses on New York Avenue, White Oak and Birch, south of 125th, and Schrage in Whiting, are in the Lake George flood plain. Homes near bodies of water, such as Lake George, Wolf Lake, and the Little Cal, are in a flood plain if they are below a certain elevation, Dostatni explained.

In other matters Thursday, with limited funds available in Hammond, certain purchases were approved and others put on hold.

The single bid for \$480,000 will be examined to purchase four street sweepers. But the plan to bid on two garbage trucks for the sanitation department was shelved until the funds are available. However, a bid date of Thursday and June 10 was approved for a Third District Street project on Williams Street from State Line to Hohman Avenue and Harrison from 165th to Conkey streets.

"We are not signing any

contracts, but until we figure out this tax situation, we are bidding one project in each district," Dostatni said. "Then if the funds become available, we will be ready to go immediately. If we wait much longer, we won't be able to do any street projects this year."

Calumet Avenue will be closed near the Amtrak station from Tuesday to June 14 to correct railroad tracks that have shifted. Casino Drive will be a detour route.

The board voted to demolish property at 415 Huehn St.

The board also recognized three firefighters who are retiring, Capt. Samuel Flitar, Capt. Fred Rodriguez and Capt. Richard Rycerz. All three have more than 35 years of service.



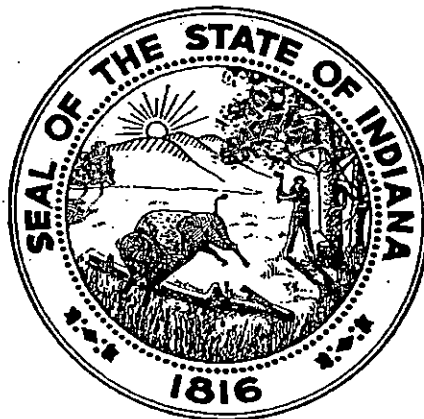
Little Calumet River Basin Development Commission

Approval to pay the following invoices from O&M fund (LEL monies):

- \$260 to Superior Sign Service for two (2) project signs in Gary
- \$5,750 to Congress Enterprise Inc. for demolition of structure DC739, removal and disposal of all debris related to demolition (Barn and fencing in East Reach Remediation area where horses were illegally barned)
- \$1,081.48 to South Shore Marina, Inc. for clean-up of 3120 Gerry Street

STATE BOARD OF ACCOUNTS
302 West Washington Street
Room E418
INDIANAPOLIS, INDIANA 46204-2765

EXAMINATION REPORT
OF
LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
PORTER COUNTY, INDIANA
January 1, 2002 to December 31, 2003



Signature
Valid

Indiana State Board of Accounts

Digitally signed by
Indiana State
Board of Accounts
Date: 2004.05.06
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Reason: Document
is Certified.

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OFFICIALS

Office

Official

Term

Executive Director

Mr. Dan Gardner

01-01-02 to 12-31-04

Treasurer

Mr. Curtis P. Vosti
Mr. Mark Lopez

01-01-02 to 12-31-03
01-01-04 to 12-31-04

Chair of the Board

Mr. William Tanke
Ms. Arlene Colvin

01-01-02 to 12-31-02
01-01-03 to 12-31-04



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INDIANAPOLIS, INDIANA 46204-2765

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Fax: (317) 232-4711
Web Site: www.in.gov/sboa

INDEPENDENT ACCOUNTANT'S REPORT

**TO: THE OFFICIALS OF THE LITTLE CALUMET RIVER BASIN DEVELOPMENT
COMMISSION, PORTER COUNTY, INDIANA**

We have examined the schedules of receipts, disbursements, and cash and investment balances of the Little Calumet River Basin Development Commission (Commission), for the period of January 1, 2002, to December 31, 2003. The Commission's management is responsible for the schedules. Our responsibility is to express an opinion based on our examination.

Our examination was conducted in accordance with attestation standards established by the American Institute of Certified Public Accountants and, accordingly, included examining, on a test basis, evidence supporting the schedule of receipts, disbursements, and cash and investment balances and performing such other procedures as we considered necessary in the circumstances. We believe that our examination provides a reasonable basis for our opinion.

In our opinion, the schedules referred to above present fairly, in all material respects, the cash transactions of the Commission for the years ended December 31, 2002 and 2003, based on the criteria set forth in the uniform compliance guidelines established by the Indiana State Board of Accounts.

STATE BOARD OF ACCOUNTS

March 9, 2004

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION
SCHEDULES OF RECEIPTS, DISBURSEMENTS, AND CASH AND INVESTMENT BALANCES
ALL GOVERNMENTAL AND FIDUCIARY FUND TYPES
As Of And For The Years Ended December 31, 2002 And 2003

	Cash and Investments 01-01-02	Receipts	Disbursements	Cash and Investments 12-31-02
Governmental Funds:				
General	\$ 1,091,788	\$ 117,607	\$ 207,615	\$ 1,001,780
Construction	100,098	266,914	250,000	117,012
Design	91	1	-	92
Lake Erie Land	157,495	92,516	97,153	152,858
Special	22,557	93	19,820	2,830
Interest	-	45,943	20,011	25,932
Debt Service	68	57,290	57,287	71
Debt Service Reserve	140,750	1,762	8,791	133,721
Land Acquisition	52,488	989,635	907,346	134,777
Fiduciary Fund:				
Gary Parks and Recreation	386,870	4,469	391,339	-
Totals	<u>\$ 1,952,205</u>	<u>\$ 1,576,230</u>	<u>\$ 1,959,362</u>	<u>\$ 1,569,073</u>

	Cash and Investments 01-01-03	Receipts	Disbursements	Cash and Investments 12-31-03
Governmental Funds:				
General	\$ 1,001,780	\$ 227,709	\$ 241,068	\$ 988,421
Construction	117,012	506,369	222,000	401,381
Design	92	-	-	92
Lake Erie Land	152,858	51,589	64,345	140,102
Special	2,830	-	2,830	-
Interest	25,932	5,309	30,210	1,031
Debt Service	71	57,291	57,287	75
Debt Service Reserve	133,721	-	-	133,721
Land Acquisition	134,777	548,928	610,948	72,757
Totals	<u>\$ 1,569,073</u>	<u>\$ 1,397,195</u>	<u>\$ 1,228,688</u>	<u>\$ 1,737,580</u>

The accompanying notes are an integral part of the schedules.

**LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION, PORTER COUNTY
NOTES TO SCHEDULES**

Note 1. Introduction

The Commission was established under the laws of the State of Indiana. The Commission provides the following service: general administrative services. The Commission operates under an appointed governing board.

Note 2. Fund Accounting

The Commission uses funds to report on its cash and investments and the results of its operations on a cash basis. Fund accounting is designed to demonstrate legal compliance and to aid financial management by segregating transactions related to certain governmental functions or activities.

Note 3. Budgets

The operating budget is initially prepared and approved at the local level.

Note 4. Deposits and Investments

Deposits, made in accordance with IC 5-13, with financial institutions in the State of Indiana at year end were entirely insured by the Federal Depository Insurance Corporation or by the Indiana Public Deposit Insurance Fund. This includes any deposit accounts issued or offered by a qualifying financial institution.

State statute (IC 5-13-9) authorizes the Commission to invest in securities including, but not limited to, federal government securities, repurchase agreements, and certain money market mutual funds. Certain other statutory restrictions apply to all investments made by local governmental units.

Note 5. Long-Term Debt

The Commission has issued revenue bonds for marina construction. The outstanding principal at December 31, 2003, was \$532,467.

LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION, PORTER COUNTY
EXAMINATION RESULTS AND COMMENTS

CONDITION OF RECORDS

The Detail of Receipts Ledger and the Detail of Disbursements Ledger reported the combined activity of the General Operating Fund and the Land Acquisition Fund. No Ledger of Receipts, Disbursements, and Balances was maintained for the Construction Fund or the Design Fund.

At all times, the manual and/or computerized records, subsidiary ledgers, control ledger, and reconciled bank balance should agree. (Accounting and Uniform Compliance Guidelines Manual for Special Districts, Chapter 10)

Officials and employees are required to use State Board of Accounts prescribed or approved forms in the manner prescribed. (Accounting and Uniform Compliance Guidelines Manual for Special Districts, Chapter 10)

**LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION, PORTER COUNTY
EXIT CONFERENCE**

The contents of this report were discussed on March 9, 2004, with Mr. Dan Gardner, Executive Director; Mrs. Sandra Mordus, Business Coordinator; and Mrs. Judith Penn, Accountant. The officials concurred with our findings.

DETAILED EXPLANATION

CONDITION OF RECORDS

The Detail of Receipts Ledger and the Detail of disbursements Ledger reported the combined activity of the General Operating Fund and the Land Acquisition fund.

Response: In the 21 years I have worked for the Commission, Bookkeeping has always had all receipts for land acquisition and administration being recorded in one main receipt journal and then broken out into individual ledger pages for each entry (such as state draws, checking account interest, CD interest, and individual pages for each renter, etc. Although they were broke out separately, they were recorded in the same ledger book. The State Board of Accounts is requesting two (2) separate ledger books – one being the Detail of Receipts Ledger and the second being the Detail of Disbursements Ledger. We have compiled with their request.

No Ledger of Receipts, disbursements, and Balances was maintained for the Construction fund or the Design fund.

Response: The Construction fund and the Design fund pertains to the monies that are deposited into an Escrow account for the COE to withdraw as needed (this is our 5% cash share contribution). Although we have kept a record of monthly interest received with statements and a spreadsheet attached, it was not kept in a separate ledger. State Board of Accounts is requesting a separate ledger which would record the monthly interest and actual balance of the account, even though we only have use of the interest received for each of the accounts. All withdrawals are made by the ACOE, not us. We compiled with their request.

The State Board of Accounts requires us to use their forms. We cannot purchase ledger books or pages from local sources. They must be ordered from the State Board of Accounts and we will be billed accordingly.

LAND ACQUISITION REPORT
For meeting on Wednesday, June 2, 2004
(Information in this report is from April 28 – May 26, 2004)

STATUS (Stage III) – Chase to Grant:

1. Six landowners want to complete their acquisitions. Appraisal has been approved by the COE. These acquisitions are difficult due to breaks in the title chains. (Ongoing)

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.

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.
2. Appraisal by appraiser Tim Harris was submitted January 7th, 2004, for review. COE reviewer is requiring revisions and is asking for follow-up information on septic tank and an underground storage tank located on the property. (ongoing)
 - **Mr. Harris has the new information and will complete the appraisal.**
3. COE reviewer is also reviewing Mr. Harris appraisal on railroad easements (north of levee). He has asked for location surveys of the tracks and rail bed.
 - **New surveys were delivered on 5/21/04 and he will complete the appraisal.**
 - **LCRBDC attorney will contact the railroad's Real Estate personnel to begin a dialogue of easement language acceptable to the railroad.**
 - **Problem with new railroad surveys shows signals and gates on permanent levee easement. Surveyor said pictures of signals and gates were enlarged to show detail. Mr. Harris will again complete the appraisal.**

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. 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.
2. Woodmar Country Club acquisition is "on hold".
3. A meeting was held with Woodmar on December 4th, 2003. Woodmar and COE are discussing timetables for construction (Ongoing).

- At this point in time, all of Hammond (Cline to State Line) would come out of the flood plain at one time. All construction needs to be completed in the West Reach North of the river.

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

Land Acquisition deadline July, 2004

1. This schedule was modified on 5/19/04. Land acquisition target date is now July 2004.
2. The town of Highland properties are the remaining acquisitions. We're in a friendly condemnation and at a hearing on 5/26/04, court appraisers were appointed. They will return with findings.
3. Appraiser Dale Kleszynski will complete an appraisal on two small ball fields in Homestead Park. The ball fields will be eliminated by our levee. Highland Parks Dept. has already constructed new fields.

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. The schedule was modified on 5/19/04. Land acquisition target date is now January 2005.
2. Landowners of the Deja-Vu and the old Burger King will be meeting with our attorney to discuss our offer the first or second week of May.
 - Our easements eliminate 18 parking spaces of the Déjà vu parking lot. COE may consider changing the real estate boundaries if landowners accept our uniform land offer to avoid a condemnation. Attorney is negotiating with the landowner.
3. Oak Brook Metro has rejected our offer. A condemnation was filed 5/26/04. this is another friendly condemnation based on the landowner's re-assessment value being higher than our appraisal based offer.
4. Krosan (DC 1015) condemnation is proceeding.
 - We have received the court award papers regarding Krosan. They have filed exceptions to the amount and the condemnation will continue. The second Krosan property is being appraised now. (Ongoing)
5. Condemnation papers for Motel 6 were filed 4/29/04.(Ongoing)

4
2

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

Land Acquisition deadline January 31, 2005

1. All appraisals have been submitted and approved. We are waiting for the COE reviewer's written approvals. We can start sending offers when they are

STATUS (Stage VII) – Northcote to Columbia:

1. The COE has put Stage VII on hold.

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

1. The COE has put Stage VIII on hold.

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.

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 November, 2004

1. **This schedule was modified on 5/19/04. Target date for land acquisition is now 11/04.**
2. This portion of construction will be advertised, coordinated, and facilitated by the COE and Commission as a project cost.
3. Only two acquisitions are remaining in Burr Street Phase 2. DC-69A (I-80 Auto Parts) and DC582/583 (Tip Top lots) are both in condemnation.
 - **Appraiser Tim Harris will complete the railroad appraisals now that he has the location surveys. Our attorney will contact the railroads real estate personnel to discuss easement agreement language.**

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 only to submit a letter to Rosa at the Lake County Commissioners office to start the property transfer process.
 - **Submitted a letter on 3/29/04**
 - **Lots will be available on August tax sale. We will submit a new request in July 2004.**

3

IN-PROJECT MITIGATION:

1. Acquisition on in-project mitigation is complete. Construction started March, 2003 and we anticipate completion by May, 2004. (ongoing)
 - Renewable Resources is the contractor.

CREDITING:

1. INDOT will send 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. **We have 11 properties that can be credited when a quiet title procedure is completed. Crediting will total \$50,000.**

GENERAL INFORMATION:

1. **Acquisition in the Hobart Marsh is continuing. Three acquisitions totaling approximately 120 acres are being considered.**
2. **COE is establishing a new complete tracking program called REMUS.**



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

DC
598

13 May 2004

ARLENE COLVIN, Chairperson
Mayor of Gary's
Appointment

EMERSON DELANEY, Vice Chairman
Governor's Appointment

CURTIS VOSTI, Treasurer
Governor's Appointment

ROBERT MARZALEK, Secretary
Governor's Appointment

GEORGE CARLSON
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DR. MARK RESHKIN
Governor's Appointment

CHARLIE RAY
Porter County Commissioners'
Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

Mr. Imad Samara, Project Manager
Army Corps of Engineers Real Estate
111 North Canal Street
Chicago, IL 60606

Dear Imad,

RE: DC 598 / N. & S. RR / Burr Levee Area / Relocating easement boundaries

I'm having an appraisal completed by appraiser Tim Harris for permanent and temporary easements on the Norfolk & Southern Railroad acquisitions for the Burr Street Betterment Levee. According to Mr. Harris our proposed easements encroach on the railroad gates and signals. USPAP (*Uniform Standards for Professional Appraisal Practice*) and Federal Land Acquisition regulations state that we are obligated to purchase any obstacles on our proposed easements (the gates and signals) and pay the landowner just compensation for the obstacles' elimination.

This I know is not feasible, however the appraiser has to go through the regulation procedure anyway. To prevent this problem from escalating would you please review the attached drawing and consider moving the easement boundary to the west as many inches or feet necessary to eliminate the easements on the gates and signals so Mr. Harris can complete the appraisal?

Please contact Ray Keilman at DLZ (219-764-4700) about new mapping and call me or Jim if you have questions about this letter. I send my thanks for any help you can provide.

Respectfully,

Judy Varnos

Judith (Judy) Varnos, Land Acquisition, LCRBDC

Attachment:

cc: Ray Keilman, Project Manager, DLZ

Erika Wilkins, Acquisition Chief, (Kahla Leggett, Realty Tech.) USACE

Jim Pokrajac, LCRBDC (w/o attachment)

NO NEED TO CHANGE
REAL ESTATE DRAWINGS.
SURVEYOR SAID PIX
ON DRAWINGS ARE
ENLARGED TO SHOW
DETAILS. PROBLEM
SOLVED.

JK
5/20/04

Judy Vamos

From: "Judy Vamos" <jvamos@nirpc.org>
To: "Louis Casale" <lcasale@cwblawfirm.com>
Cc: "Angela Ogmentz" <aogrentz@cwblawfirm.com>
Sent: Tuesday, May 04, 2004 6:02 PM
Subject: condemnaion of 1022, 1023, 1024

4 May 2004

Dear Lou,
cc: Angie

I received your mail today, the copy of the Oak Brook Metro (DC 1022, 1023, 1024) rejection of our offer for \$80,000. I will order an update on the title work so we can prepare for condemnation.

I have spoken with Steven Shostock, owner and attorney, and we have agreed this is a friendly condemnation. Please contact me if you need further information.

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

DC
1022
1023
1024

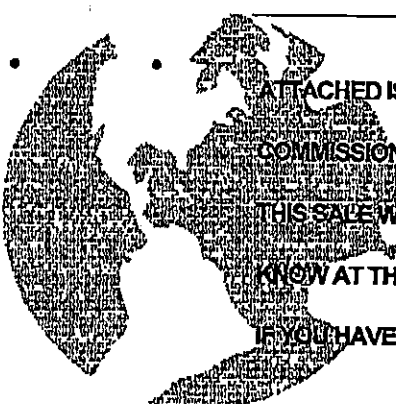
To CONDEMN
OAK BROOK METRO
JW 5/4/04

LAKE COUNTY BOARD OF
COMMISSIONERS

facsimile transmittal

To: JUDY VAMOS Fax: 219 762-1653
From: ROSA Date: 4/30/2004
Re: COMM SALE PARCELS Pages: 2

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle



ATTACHED IS THE LISTING YOU FAXED ME ON 3/31/04. THEY ARE GOING TO THE
COMMISSIONERS TAX CERT. SALE. I HAVE PUT NEXT TO EACH PARCEL THE MINIMUM BIDS.
THIS SALE WILL BE HELD ON AUGUST 4, 2004, AT 10 A.M. IN THE AUDITORIUM. THAT IS ALL I
KNOW AT THIS TIME. YOU WILL NEED TO CONTACT ME IN EARLY JULY FOR FUTHER INFO.
IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME.

*response from Rosa,
see contact list in
July. Jm.
4/30/04*



Little Calumet River Basin Development Commission

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ARLENE COLVIN, Chairperson
Mayor of Gary's
Appointment

6 May 2004

EMERSON DELANEY, Vice Chairman
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DAN GARDNER
Executive Director

LOU CASALE
Attorney

Mr. Lou Casale, Attorney
Casale, Woodward & Buls
9223 Broadway Suite A
Merrillville, IN 46410

Dear Lou,

RE: DC 1010-B- Eliminating two easements on the Déjà Vu tract.
FAX Delivered: 219-736-9991


On 21 April 04 I received a call from Brad Shaver, attorney for the 3850 179th Street, LLC., the owner of the Deja Vu and old Burger King tracts. Mr. Shafer requested that we remove the permanent and temporary work area easements for the 18 parking spaces on the south side of the Déjà Vu parking lot.

I e-mailed Mr. Shafer's request to Imad. That correspondence and his answer are attached to this letter along with a copy of the survey showing the 18 parking spaces as a long rectangle measuring 247.14 feet. We also discussed this subject at our April Real Estate Meeting and Imad's answer was the same.

Mr. Shafer called me this morning for the answer. I know you are in negotiations with him and the owner and perhaps you should be conveying this answer as part of your negotiations. I haven't returned Mr. Shafer's call (517-886-6560) as yet and I think you or I should give him his answer quickly to keep this acquisition moving.

Please call me with your thoughts on this matter or if you have questions about this letter. Thanks.

Regards,


Judith (Judy) Vamos
Land Acquisition, LCRBDC

✓ cc: Angie Ogrentz
Attachments:

De
1010-B

4 letter eliminating
eliminating 18
parking spaces.
gr.
5/6/04

LAND MANAGEMENT REPORT
For meeting on Wednesday, June 2, 2004
(Information in this report is from April 28 – May 26, 2004)

A. NON-PROJECT LAND MANAGEMENT

Charles Agnew Park sign will be finished. However, the dedication will be rescheduled for spring 2004. **We're having difficulty getting a response from Playworld Systems. We need a date that the sign will be finished. We can then schedule a park dedication.**

1. 3120 GERRY STREET (RENTAL HOUSE)

- A letter was sent to the tenants on April 22 indicating that locks will be changed and all contents will become property of the State.
- **Property has been vacated, small contract given to South Shore Marina on May 21st, 2004, to change locks, clean, and disinfect.**
- **LCRBDC beginning process to sell property**

2. CHASE STREET FARM STAND (VILLAGE FARM STAND)

- A motion was made at the January 7, 2004 Board meeting regarding future rent and back rent due. Rent will remain at \$1,700/month until Grant Street construction is completed to 35th Avenue.
- LCRBDC has now, and will be receiving \$1700/month.

3. 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.**

B. PROJECT RELATED LAND MANAGEMENT

A. O&M Committee (ongoing issues)

1. Funding to complete O&M obligations.

- A committee meeting was held on March 24th, 2004, to discuss O&M funding.

2. 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.

- **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 24th, 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.**

3. An O&M committee meeting was held on May 25th, 2004, to discuss ongoing coordination with Gary, the review of the COE O&M manual, and an action plan to proceed.

- **A preliminary action plan was put together on May 13th, 2004.**

- 4
- A preliminary task list was put together on April 2nd, 2004, to review possible parties who could accept portions of O&M in the East Reach.
 - Draft comments by staff are available upon request regarding the COE O&M manual.

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

1. The O&M Committee consists of the following members: Bob Huffman (Chairman), Arlene Colvin, Steve Davis, Emerson Delaney, and Bob Marszalek.
2. A meeting was held with representatives from Gary, the COE, and the LCRBDC at the Ironwood Pump Station on January 21 to discuss accessibility & other miscellaneous O&M concerns.
 - A letter was sent to the COE on January 26 suggesting a spare pump be provided as a project cost which would be on site during an outage.
 - **The COE has verbally agreed to provide a spare pump and jib crane on the site as part of an upcoming contract that will address FEMA water quality concerns.**

C. A field inspection was held with the O&M committee on August 25th, 2003, to review the construction of the South levee between Grant and Harrison. (Stage II-3C)

1. A letter was sent to the COE on September 22nd, 2003, requesting a response to the settlement around settlement gage east of Harrison.
2. LCRBDC received a response from the COE on October 17th, 2003, with their findings and recommendations.
 - COE visited the site on October 15th, 2003, and found that a 4' diameter area around the settlement gage had subsided about 18".
 - The COE said it may be due to inadequate compaction.
 - COE feels levees are sound and only to fill and compact this area with clay. COE will remove remaining gages 12" below crest, fill with grout, the backfill.
3. Supplemental request to COE on October 7th, 2003, to obtain elevations on gages and levee for record purposes. (Ongoing)

D. Emergency Management/River Monitoring

1. LCRBDC sent a letter to the COE on September 12th, 2003, requesting an updated, current project map showing road closings and sandbagging locations.
 - The COE submitted modified tables from the upcoming O&M manual on November 4. These need to be put in a different format prior to the LCRBDC submitting to the city of Gary (as requested by Spike Peller)
 - GSD provided point of contact to the COE on January 9, 2004.

E. 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.

1. LCRBDC received a copy of a letter from Attorney Allegretti on March 12 (dated March 1) with (8) concerns from the HSD before approving.

2. A letter was sent to the Hammond Sanitary District on January 13, 2004 providing data addressing previous concerns for turnover. We suggested their re-visiting of the Interlocal Agreement.
 3. A follow-up letter was sent to Attorney Allegretti on March 26th, 2004, requesting a letter and information regarding a question on station operation.
 4. A letter was sent to SEH Engineering along with (1) copy of the O&M Manual for them to review on behalf of the HSD.
 5. LCRBDC received a phone call that the HSD was reluctant to sign the agreement because they were concerned that a sluice gate was being installed at the line of protection which could prohibit their pumping during a flood event.
 - The COE indicated this is not true in an e-mail on April 20, 2004.
- F. A letter was sent to the COE (Greg Moore) on May 4th, 2004, requesting a review of six (6) cost estimates from C&H Mowing to recommend which ones should be done without overlapping these tasks with the upcoming Landscaping II contract.** 5-7
- **Mowing of levees and clearing of brush in the collector ditches may not need to be done.**
 - **If they won't be included in the contract, we may need to solicit for bids.**
- G. COE letter received September 8, 2003 requesting hydric soil lands**
1. LCRBDC sent a letter to the COE on October 9th, 2003, requesting consideration to use lands we own other than the 200 acres between levees between Chase and Grant for hydric soils.
 2. A field meeting was held with Marty Maupin (IDEM), Greg Moore (COE) and Jim Pokrajac (LCRBDC) on November 20 to review LCRBDC lands to see if they may be used for mitigation.
 - LCRBDC received a letter from the COE on April 2, 2004 (dated March 26, 2004) indicating COE will add construction of the berm to current "In-project" mitigation contract because it is within existing work limits, but could not install culvert under NIPSCO R/W because it is out of the work limits.
 - **The culverts will be done in an upcoming contract.**
- H. LCRBDC received a request from the Town of Griffith on March 10th, 2004, for easements for their Cady March Ditch project in the vicinity of Arbogast and the NIPSCO R/W.**
1. A letter was sent to the COE on April 26 requesting a letter indicating there are no problems with engineering or design where the permanent easements overlap.
 - **Received a letter from the COE on May 26, 2004 indicating that they find no problems regarding the construction of the tunnel underneath the Burr Street betterment levee.** 8
 2. A letter was sent to the Town of Griffith attorney on May 5th, 2004, enclosing a sample copy of a previous LCRBDC agreement for his use to modify to fit their needs. 9
 - **It was also suggested in the letter that the LCRBDC would like to work with Griffith, in the future, for considerations for easements and O&M responsibilities.**

- I. Property in the East Reach Remediation area has been occupied by Mr. Joseph Askew as follows:
- Eviction hearing was held on April 29 in Superior Court. Mr. Askew had vacated the property as of the hearing date; however, the legal procedure was completed to prevent future problems.
 - The demolition of the barn and the fencing was completed by Congress Enterprises on May 28th, 2004.
- J. The Army COE environmental group requested information from the LCRBDC regarding the clean-up of a area North of the NIPSCO r/w & the extension of Arbogast Ave. done back in 1996.
- This information was submitted to them, again, on May 18th, 2004. 10
- K. Keys to the Bailey house (173 acres in Hobart Marsh) were transferred to the IDNR on 5/18/04. Inspection of the house and its historical validity resulted in a new plan of action for the DNR and TPL. DNR is handling the property maintenance. //
- L. Boy Scout troop #280 will again be working on the levee north of the river between Columbia and Northcote. This year's date is June 5 and they have requested that we provide pizzas for their Saturday lunch. Cost would probably be about \$150. Action required.
- M. A memo was sent to the COE, Lake County Parks, and Spencer Cortwright on May 25, 2004 along with some specifications for a herbicide to review and comment for acceptability to kill weeds on the existing stoned recreation trails. 12



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CHARLES RAY
Porter County Commissioners'
Appointment

DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

May 21, 2004

Mr. David Zak
South Shore Marina, Inc.
1700 Marine Street
Portage, Indiana 46368

Dear Dave:

Enclosed please find 2 copies of the agreement between South Shore Marina and the Little Calumet River Basin Development Commission for services to clean, sanitize, and replace locks at 3120 Gerry Street in Gary, Indiana.

Please sign both copies, keeping one for yourself and returning one to this office. Upon receipt of the signed copy, please consider this letter as your notice to proceed. If you have any questions regarding this work, please call.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering



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*

May 25, 2004

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*Dept. of Natural Resources
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DR. MARK RESHKIN
Governor's Appointment

VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

Mr. Jay Niec
Greeley & Hansen Engineers
105 E. Jefferson Blvd.
Suite 800
South Bend, Indiana 46601

Dear Jay:

In a recent conversation with the Army Corps of Engineers, it is my understanding that they have agreed to work with the city of Gary and the Gary Sanitary District to provide water quality measures that are required to be in compliance with IDEM items that are part of the Little Calumet River flood control project. In order to comprise a scope of work, the COE will need a list from the GSD that has been coordinated with IDEM as to what features will be needed. The COE will evaluate this list and work with the city and the GSD to develop a scope for a contract to implement these required changes and advertise a contract in the 2005 COE fiscal year. It is their intent to create a new contract, and to budget for this contract. This will include the control structure along the east side of Chase Street south of your 27th Avenue pump station, the backup pump and jib crane for the Ironwood pump station, as well as other miscellaneous features.

We are hoping that by working with you to complete these items, we can continue our coordination with the GSD for them to ultimately assume the operation and maintenance of the completed east reach features for the flood control project in Gary.

If you have any questions regarding this request, please let me know.

Sincerely,


Dan Gardner
Executive Director

/s/jm
cc:

Don Smales, Greeley and Hansen
Jim Meyer, GSD attorney
Spike Peller, GSD
Arlene Colvin, City of Gary
Imad Samara, COE
Vic Gervais, COE

SUGGESTED ACTION PLAN FOR O/M MANUAL
May 13, 2004

1. Finalize O/M Manual comments. (Review draft O/M comments with O/M Committee and modify as required.)
2. Submit finalized O/M Manual comments to Corps and request meeting to discuss major comments. Discuss strategy for receiving and resolving any comments by Gary on O/M Manual.
3. Determine project take-over requirements including "final" inspection and LCRBDC's expectations for take-over.
4. Meet with Corps to discuss and resolve issues related to take-over expectations and the correction of any current deficiencies.
5. Assign O/M Tasks.
6. Determine estimated O/M cost for each assignee.
7. Meet with each prospective assignee to discuss tasks and estimated O/M costs. Also discuss benefits that the project brings to the specific area in question.
8. Modify assignment of tasks if necessary and repeat items 6 and 7 with new assignee.
9. Obtain O/M agreements.
10. Begin O/M Tasks.

Note items 1 through 4 need to be done simultaneously with items 5 through 9.

LCRBDC
O/M Tasks To Be Assigned To Responsible Party

Item / Feature	Ordinary			Post Flood / High Water Repair Water Repair, Replacement & Rehabilitaion	Emergency Operations
	Inspection	Operation	Maintenance		
Semi-Annual Report (Title 33, 208.10 (a)(6))					
Post-Flood Summary (p.6 O/M Manual)					
Annually Publicize Flood Plain Information (LCA Article II Paragraphs p,q, and r)					
Levees & Overflow Embankments					
Floodwalls					
Pump Stations					
Gatewells & Gates					
Closure Structures					
Culverts					
Flowage Easements					
Ponding Areas					
Recreational Facilities					
Precipitation / Stream Gage Network					
Base Stations					
Access Control Features					
Pavements					
Drainage Ditches					
River Channel Maintenance and Debris Removal					
Control Structure					

LCRBDC
Possible Responsible Parties
Gary Section

LCRBDC
City of Gary
Gary Board of Public Works
Gary City Engineer
Gary Parks & Recreation Department
Gary Sanitary District
Gary Street Department
Gary Storm Water Management District
Lake County Parks & Recreation Department
Lake County Stream Board
Lake County Highway Department
Lake County Emergency Management
IDNR

Prepared By:
R.W. Armstrong Associates, Inc.
April 2, 2004



Little Calumet River Basin Development Commission

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Portage, Indiana 46368

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*Porter County Commissioners'
Appointment*

DAN GARDNER
Executive Director

LOU CASALE
Attorney

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

May 4, 2004

Re: LCRBDC 2004 Levee O&M

Dear Greg:

I have enclosed a copy of six cost estimates to do miscellaneous mowing and maintenance for our East Reach levees. C&H Mowing has been doing this type of work for us for several years and we have found their costs to be fair and reasonable. Following is a list of these six items along with a brief description of the work to be done:

(1) The cost to mow all levees in the East Reach including one 10' pass adjacent to the levee crest on both sides of the levee that will be done on or around July 1.

(2) A second mowing which will include all mowing and trimming of all levees down to the toe on both sides which will extend to the existing collector ditches, which will be done approximately September 25.

(3) To cut brush and small growths of trees in existing collector ditches south of the south levee between Grant Street and Georgia Street. In doing a field investigation, this particular area has some trees (willows and cottonwoods), that grow up to 1 ½" - 2" in diameter.

(4) Not applicable.

(5) Not applicable.

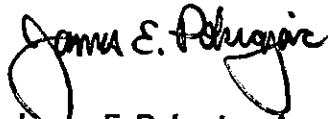
(6) The cost to spray the existing stoned trails on the top of the levees for the entire East Reach that is intended to kill existing weeds, and prevent encroachment of plant growth, on the top of the levees.

Mr. Greg Moore
May 4, 2004
Page 2

Will you please advise me as to whether the Development Commission should or should not pursue any or all of these items because the scope of work for the Landscaping Phase II contract may include portions of these items. It appeared in our meeting on April 26 that the only work that would be done this year would be to do the initial herbicide treatment as part of a 3 to 4 step process to prepare levees and ditches for future seeding and plantings. If that work is not going to be included in the Landscaping Phase 2 project, please let me know in order that I may proceed to originate a contract with C&H Mowing to do this work.

If you have any questions regarding this request, please contact me.

Sincerely,



James E. Pokrajac, Agent
Land Management/Engineering

/sjm
encl.
cc:

Imad Samara, COE
Khalid Maali, COE
Gene Fleming, COE
Jay Tanaka, COE
Bob Huffman, Chairman LCRBDC O&M

4/20/04



C & H Mowing, Inc.
918 So. 250 West • Hebron, IN 46341
Phones: (219) 996-7273 • (219) 996-3223 • Fax# (219) 996-7273



To: Little Cal. River Basin Dev. Comm.

Re: 2004 Levee Mowing, Spraying & Brush Cutting Bids

* Total Cost not to exceed Bid Quotes Below:

- ① 1st Cycle Levee Mowing (Limited Width)
to be done on or around July 1st > \$ 6,000.00
- ② 2nd Cycle Levee Mowing & Trimming (Full Width)
to be done on or around Sept 25th > \$ 6,000.00
- ③ Brush Cutting along South Levee ^{Shallow} Drain Ditch
between Grant St and Georgia St > \$ 2,500.00
- ④ Brush Cutting along Fishing Pier Trail
(off of 30th St) & Tree Trimming > \$ 500.00
- ⑤ Brush Cutting on South Levee Shallow Drain
Ditch Between 35th/Chase to Point North
of Berheim's Warehouse & also along
Sidewalk running North along Chase St up to 780th > \$ 1,500.00
- ⑥ Spraying ~~&~~ Gravel Gravel on Top of South
levee w/ Grass-weed herbicide (± 6.2 miles) > \$ 1,500.00

Thank You: K.002 H.00 / P.00 / C & H Mowing Inc. 7



DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, U.S. ARMY CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO IL 60608-7208

May 26, 2004

Planning, Program and Project
Management Division

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

Dear Mr. Gardner,

I'm writing this letter in response to your Letter dated April 26, 2004 regarding the Burr Street Phase 1 Sluice Gate at Arbogast. In the letter you requested assurances from the USACE, Chicago District that there is no negative impacts from the Tunnel construction of Cady Marsh Ditch to the Burr Street Betterment Levee Project.

The Little Calumet River Flood Control Project (LCR) and the Cady Marsh Ditch Project (CMD) were authorized in the Water Resource and Development Act (WRDA) of 1986. These two projects were authorized to the USACE, Chicago District. As you know these projects are in the same watershed basin, the work was done on these two projects concurrently and the same hydrology was used for both projects. The same team members at the Chicago District worked on both projects and that team made sure that there were no negative impacts either project had on the other. So I would like to assure you in a statement that there is no engineering or any other concerns regarding the construction of the CMD's Tunnel running underneath the Burr Street Betterment Levee.

Regarding your other concern of the sizing of the gateway structure and the cost of constructing it as part of the Burr Street Betterment Levee. The LCR was authorized at the same time of the CMD, and the LCR authorization did not include the Betterment levee. Since CMD is an authorized project and the implementation of the Burr Street Betterment Levee decision came after the authorization, the Betterment Levee had to assume any costs that were incurred in accommodating the CMD project. So to answer your question the betterment levee cannot get any credits or reimbursement from the CMD project.

I hope my letter has addressed your concerns. If you have any questions regarding this letter please don't hesitate to call me at 312-846-5560.

Sincerely Yours,

Imad N Samara
Project Manager



Little Calumet River Basin Development Commission

6100 Southport Road
Portage, Indiana 46368

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

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May 5, 2004

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Governor's Appointment

CHARLIE RAY
Porter County Commissioners'
Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

Mr. Bob Schwerd
Attorney for town of Griffith
2637 - 45th Street
Highland, Indiana 46322

Re: Town of Griffith Cady Marsh Ditch Tunnel

Dear Bob:

Regarding your request on behalf of the town of Griffith for easements for the Cady Marsh Ditch project, I have enclosed a copy of sample agreements we have used in the past for both a permanent easement and for a temporary work area easement (that will be needed only during construction). These sample agreements would need to be modified to reflect the needs of the town of Griffith. If you would submit an example of the agreements for our review, after implementing your modifications, that will help expedite the execution of the agreements.

When we have concurred that the easement agreements are satisfactory, will you please submit them to us in final form along with attached exhibits (legal descriptions and drawings) of those lands necessary for the Cady Marsh Ditch project.

I have written a letter to the COE requesting a written response that the installation of the Cady Marsh Ditch storm sewer immediately beneath our line of protection will not have any adverse impacts. Upon receipt of their letter, we will then present them to our Board for approval.

As per your request, the Development Commission will not be charging any fees for these easements. We are hoping that in the future, we may work with the town of Griffith for easement considerations east of Cline Avenue for recreational purposes. In addition, we will be looking forward to meeting with the town to discuss future acceptance of operation and maintenance of the completed levee segment between the EJ&E RR and Colfax along the NIPSCO right-of-way.

If you have any questions, please call me anytime.

Sincerely,

James E. Pokrajac, Agent
Land Management/Engineering

encl.
cc:

Imad Samara, Khallid Maali - COE
Jim Reyome - town of Griffith
Dennis Zebell - Lawson Fisher
Lou Casale, LCRBDC attorney



Little Calumet River Basin Development Commission

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DAN GARDNER
Executive Director

LOU CASALE
Attorney

TO: Nicole Roach
Army Corps Environmental Section

FROM: Jim Pokrajac
LCRBDC Agent, Land Management/Engineering

SUBJECT: Clean-up North of NIPSCO R/W & Arbogast

DATE: May 18, 2004

Nicole,

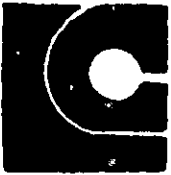
As per your request, I am enclosing (2) copies of the "General Environmental Site Investigation" report submitted to the LCRBDC on December 27th, 1995. This report includes the geophysical survey and chemical analyses of soil, groundwater and drum contents performed by K & S TESTING AND ENGINEERING, INC. I also enclosed miscellaneous correspondence pertaining to analysis & clean-up of this area (North of the NIPSCO R/W at the extension of the Arbogast R/W in the West ½ of the NE quarter of Section 23, Township 36 N, Range 8 West, in Griffith, Indiana. This particular area is currently part of the flowage easement needed for the Burr Street (betterment levee) – Phase I.

I hope this information provides you with what you need. If I may be of further assistance, please call at 219-763-0696.

cc: Imad Samara
cc: Linda Sorn

JEP/gdp

Enclosures (2)



Little Calumet River Basin Development Commission

INTERNAL MEMORANDUM

TO: Dan Gardner, Executive Director
FROM: Judy Vamos, Land Acquisition *JV*
DATE: 24 May 2004
SUBJ: DNR visit to the historical landmark house on the Bailey property (173 acres in Hobart Marsh)

As was scheduled I met John Bacone and Tom Post of the DNR and Jon Smith of Indiana Archeology at the Bailey property in Hobart Marsh on Tuesday 18 May 04 to transfer the keys, inspect the property, and determine the historical validity of the Bailey house. We discussed its repair, move, or sale. The following are results of the inspection and discussion:

- I explained to the DNR that we are not the owners of the property and will not be. The Warranty Deed is in the name of the DNR and until their signing procedure (Indiana Governor and Attorney General) is completed, title to the property is held by Trust for Public Lands.
- The house has historical value. It's construction is of two sections, the older section being antebellum, possibly 1840 or 1850 and the newer section early 1900's. The outbuildings are of no value and should be demolished. (Possibly a project cost at construction time because payment for demolition at this time is a funding issue for both the DNR and LCRBDC.)
- The house needs much repair work. The DNR is considering selling it "as is" to the highest bidder according to the Indiana Disposal of Surplus Property Act.
- For safety and liability the grass will be cut regularly to show that the building is not abandoned and a farm gate will be installed across the driveway to prevent entrance by unauthorized persons. The DNR office in Highland will handle this responsibility. Since the utilities were shut off (septic pump not running) the basement has accumulated about 2 ft of water. It was agreed to have the utilities turned on by TPL, however, Tom Post is concerned about the electric. He thinks the basement should be pumped out first. On Monday 5/24/04 he called and asked me to help him find a property management company. The septic field is saturated and the septic tank probably full.
- Archeology has asked me to call the local newspapers and possibly have a feature article written on the house and its history. If the *Post* or *Times* is interested I will ask the reporter to contact the Bailey and Massa Families (previous owner and tenant). These two families probably have much knowledge about the property over the last 100 years.

At this date DNR and TPL are handling the property and its maintenance. LCRBDC involvement is minimal, a few phone calls. Please contact me if you have questions. Thanks.



Little Calumet River Basin Development Commission

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Portage, Indiana 46368

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VACANCY
Governor's Appointment

DAN GARDNER
Executive Director

LOU CASALE
Attorney

TO: Professor Spencer Cortwright, I.U. Northwest
Bob Nickovich, Lake County Parks & Recreation Department
Greg Moore, U.S. Army Corps of Engineers

FROM: James E. Pokrajac, Agent, Land Management/Engineering

SUBJECT: Levee Trail Maintenance

DATE: May 25, 2004

Recently, we have had discussions regarding the operation and maintenance of the existing levees and stoned recreational trails. Over the past several years, in a number of areas, grass and/or plantings have encroached on the 8' wide stoned trails. During certain times of the season, the trails become almost impassable and it has become a problem that we need to address. One of the suggestions was to apply some type of weed killer on top of the stone and in a narrow strip adjacent to the stoned trails to either kill or reduce future growth of any plantings.

I have enclosed some information I received from our contractor (C&H Mowing) who have done miscellaneous mowing and/or weed control on our completed segments for the past several years. The information is from the LaPorte County Cooperative and it provides general information on their products that they refer to as SAHARA DG Herbicide.

Will you please review this information and let me know if you have any concerns using this particular type of product or if you have a different product you might suggest that could accomplish the same purpose that might be more "environmentally friendly". Please let me know your feelings at your earliest convenience in order that I may proceed to originate a contract to re-establish some degenerated sections of our levee trails.

/sjm
encl.
cc:

Mark Reshkin, LCRBDC
Bob Huffman, LCRBDC
Steve Davis, LCRBDC
Jim Flora, R. W. Armstrong



Little Calumet River Basin Development Commission

WORK STUDY SESSION

2 June 2004

LAND ACQUISITION COMMITTEE

Arlene Colvin, Chairperson

- 1.) We no increased offers or condemnations.
- 2.) Update on Kennedy Industrial Park condemnations (deadline 1/05):
 - a.) Hammond properties - We will be meeting with Hammond officials to explain the condemnation procedure and start the process. Hammond, like Highland, is a "friendly condemnation." Hammond, like Highland, is concerned about the discrepancy between our offer (as presumed to be too low) and Indiana's re-assessment (which is much higher than our offer). We have agreed to let the court make the decision.
 - b.) Highland Properties and Motel 6 - Court appointed appraisers to be sworn in first week of June and return with findings on 7 July.
 - c.) Oak Brook Metro - Condemnation has been filed. We're scheduling initial court hearings.
 - d.) First Krosan - Money for the first Krosan condemnation has been paid into court.
 - e.) Second Krosan- The draft appraisal was sent for Corps Review today.
- 3.) Update on Burr Betterment Levee Phase 2 (deadline 11/04):
 - a.) Tip Top Properties have been filed.
 - b.) I-80/94 Auto Parts has been filed.
 - c.) N. & S. Railroad appraisal will now take approximately 6 weeks to complete.



WORK STUDY SESSION
LAND MANAGEMENT

June 2, 2004

Arlene Colvin, Committee Chairperson

-
1. 3120 Gerry Street
 - Property cleaned up and disinfected. Staff preparing to advertise for sale.
 2. Levee mowing
 - Only one (1) mowing will be done this year. Landscaping II will be doing herbicide treatments on the levees this fall and in the spring to prepare for seeding in 2005.
 - LCRBDC will advertise for mid-July mowing
 3. Demolition completed on May 28 in East Reach Remediation area. Last demolition now completed.
 - Mr. Askew removed his horses (the final time) on May 25
 4. LCRBDC wrote a letter to Gary (consultant) on May 25 (see attachment #2 in Land Management report) requesting scope of work for project to be in compliance with IDEM water quality measures.
 - COE indicated they will do a contract in their 2005 fiscal year to assure compliance, but need information.
 5. Boy Scout Troop #280 will once again clean debris and repair trails on the levee between Columbia and Northcote. Their activity date is Saturday, June 5. They have requested we provide pizzas for Saturday lunch as we have the last five years. Cost will be about \$150 to \$200. Action requested.

*Spec to
Huffman*

PROJECT ENGINEERING MONTHLY STATUS REPORT

**For meeting on Wednesday, June 2, 2004
(Information in this report is from April 28 – May 26, 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

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.
3. Refer to monthly contract status report (Handout)

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

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. A review meeting was held on April 26, 2004 to discuss the 100% submittal of plans & specs
 - Scope of work, seed mixes, and locations for plantings was modified to improve aesthetics, and reduce long term O&M.
 - First seed planting anticipated in fall, 2005, after which the contractor assumes O&M for 5 years.
 - First tree plantings anticipated in spring, 2006, after which the contractor assumes O&M for 2 years.
 - A field walk-thru was held.
6. Refer to COE monthly contract status report. (Handout)

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 Plan:

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 February, 2004.
 - B. Project money status:
 - Original contract estimate - \$1,695,822
 - Original contract amount - \$1,231,845
 - Current contract amount - \$1,301,801
 - C. COE estimates approx. \$1 million to do this work. \$800,000 for ditches and pumps, \$50,000 to engineer an 18,500 GPM pump station west of Grant Street. The remainder will be applied toward work with the city of Gary.
2. The scope of this project is to include the following:
 - A. Lift stations West of Grant to remediate drainage problems due to Stage III construction.
 - B. East Reach remediation lift station for interior drainage.
 - C. 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. A meeting was held on September 16th, 2003, with NIPSCO, LCRBDC, COE, Dyer Construction, and their electrical contractor.
 - A. NIPSCO completed cost estimates for electrical drops and supply west of Grant and west of Marshalltown (to serve both pump stations.). These were forwarded to the City of Gary on September 18th, 2003. (Need Gary to sign off as owner.)
 - Greeley & Hansen (GSD engineering consultant) modified original electrical service requirements to allow for any future additions.
 - Contracts & agreements with NIPSCO were signed at the April 27, 2004 GSD board meeting.
4. Refer to COE monthly contract status report (Handout)

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)
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.

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%)
2. An inspection was held with Dyer Construction/COE/LCRBDC on December 18th, 2002.
 - The inspection was found to be satisfactory as per plans and specifications, and the contractor is relieved of any further contractual responsibilities.
 - The LCRBDC received O&M Manuals, “as-built” drawings on the day of inspection.
3. Refer to COE monthly construction status report (Handout)

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.
 - We received O&M Manuals and the hand held programmer on December 18th, 2002
4. Refer to COE monthly contract status report.(Handout)

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 (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 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.
 - The city of Gary has agreed to commit \$1.4 million to this project, which will be available by February, 2004. This will allow utility re-locations to begin.
2. We were informed of the change in schedule on May 19th, 2004 as follows: /
Final engineering drawings for review will be submitted May 21st 2004; design completion June 2004; advertise June 2004; and award August 2004.
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. A letter was sent to Wolverine Pipeline on July 18, 2003 requesting coordination for utility re-locates for their two (2) 16" pipelines.
3. We were informed of the change in schedule on May 19th, 2004 as follows: Final engineering drawings for review will be submitted August 15th, 2004; design completion October 2004; advertise November 2004; and award January 2005. /
4. The COE wrote a letter to the GSD on April 9, 2004 responding to their engineering concerns (dated September 25, 2001) now that the funding issue has been resolved.

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 5 requesting division of V-2 into (2) segments & also hydrology data and recreational tie-in. (Response is ongoing.)
Dependent on remaining money from VI-1 acquisition.
- 2. 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.
 - B. We received a letter from INDOT on February 9th, 2004, agreeing to pay 85% of the maintenance and power costs and Highland and North Township will pay \$314,500 of the \$1,746,950 pump station construction cost.
 - North Township sent a letter to INDOT on March 8th, 2004, indicating they support the 15% to be provided locally and that they will pay their fair share.
 - A call with Dan Gardner, John Bach (Town of Highland) and Jim Pokrajac on March 17th, 2004, indicated that Highland would also support their fair share.
 - 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.
 - LCRBDC received a letter dated April 5, 2004, on behalf of the town of Highland, from NIES Engineering, to American Consulting Engineers which enclosed data regarding the floodplain in this general area.
 - The town of Highland sent a letter to INDOT on April 5, 2004 questioning the cost information previously provided by INDOT.

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.
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.

STATIS Stage VI-1 (South) South of the river – Kennedy to Liable

1. The final engineering drawings were made available for review on April 6, 2004; design completion scheduled May, 2004; advertise contract **July** 2004; and award contract in **September** 2004.
2. Received (6) sets of plans & specs from the COE for Stage VI-1 South review on April 5
 - Comments have been submitted by staff and are available to the Commissioners upon request.

3. LCRBDC received a letter from the COE on May 19th, 2004, regarding the suggestion of using a decorative concrete finish for the I-Walls. 2
 - COE suggested LCRBDC coordinate the type of formliner & if different than the COE plans & specs, we should provide that data to them.
 - COE stated standard "fin-type" finish will be the base bid & that a different formliner would be bid as an option. The cost difference would be a betterment.
4. A letter was sent to the COE by NIES Engineering on April 26th, 2004 (on behalf of the Town of Highland) with their comments. 3-4

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

1. The COE is anticipating to make final engineering drawings available for review on August 13th, 2004, complete design by September, 2004, advertise January 2005 (based upon real estate acquisition to sign ROE), and award contract in March, 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 current schedule (as of April 15, 2004) is to complete engineering design in late September 2004; advertise in December 2004; and a tentative construction start in April 2005.
 - 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. A meeting was held with the COE, Lake County Highway Dept., and the LCRBDC on May 14, 2004, to review scope of work, scheduling, and coordination.
 - A final e-mail was sent by LCRBDC on May 3rd, 2004, to COE & Lake Co with intent of Scope of Work. 5-6
 - Minutes of the meeting were sent to all parties by RQAW (Lake Co. engineering consultant) on May 14th, 2004. 7-9

UTILITY COORDINATION

1. A contract was signed on May 21, 2003 with SEH Engineering to coordinate all Hammond utility re-locations, Water Department, Hammond Sanitary District, etc.
 - Task is completed – Awaiting VI-1 100% drawings to continue with final coordination.
 - LCRBDC received a completed list of all utilities & what required actions will be necessary on March 9th, 2004.
2. A contract was signed with NIES Engineering to coordinate all Highland utility re-locations on May 23.
 - A letter was sent to the COE by NIES Engineering on April 26th, 2004.
3. A utility coordination meeting was held with NIPSCO on February 20th, 2004, to review all re-locations and identify necessary coordination to get agreements.
 - NIPSCO sent a letter to the COE on March 1, 2004 requesting information in order that they could complete their engineering & cost estimates.

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.) (COE anticipates 100% review set will be available in May, 2004.
 - The anticipated construction cost for this segment is \$3,650,000.
2. We received a modified schedule from the COE on **May 19th, 2004**, indicating that final engineering drawings would be made available for review in May 2004; design completion **May 2004**; advertise contract January 2005; and award contract in March 2005.
 - NIES Engineering has been given the task to do all utility coordination
3. A utility coordination meeting was held with NIPSCO on February 20, 2004, to review all relocations and identify necessary coordination to get agreements.
4. **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.**

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. The COE anticipates we should be getting the 100% drawings for review and comment no later than the fall of 2004. (ongoing)
 - LCRBDC received Earth Tech comments from the COE on December 9, 2003. The COE will handle the update of the plans when project is reactivated.
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.
4. Refer to COE monthly contract status report. (Handout)

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.)

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.
 - Awaiting NIPSCO electric power to test pumps.

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 government estimate is \$1,017,082 and the low bid came in at \$921,103 (this is \$95,979 under the estimate).
 - Construction started in late March, 2003. On site at Chase Street; clearing and grubbing, signage installed, trenching and backfilling.

2. A final inspection was held on both sites on May 12th, 2004, with the COE, LCRBDC, project A/E, and Renewable Resources.
 - Minor items remain to be completed.
3. Refer to COE monthly contract status report. (Handout)

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 **July 25th, 2003**)
 - Current contract amount - \$4,855,320
 - Original contract amount - \$4,638,400
 - Amount overrun – \$216,920 (4.7%)
3. We received the project progress update from the COE on **May 21, 2004**. For any detailed information regarding construction status, refer to the attached “Project Progress Update Report”. 11-12
 - **Baring Pump Station**
99% complete
 - **Walnut Pump Station**
70% complete
 - **S. Kennedy Pump Station**
69% complete
 - **Hohman/Munster Pump Station**
98% complete
4. We received a copy of modification #14 to the contract on May 10th, 2004, executing a de-obligation of funding in the amount of \$150,000. The new amount obligated is \$3,376,427.59. 13-15
5. Refer to COE monthly contract status report. (Handout)

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 July 30, 2003

2. We received the Project Progress Update from the COE on **May 21, 2004.**
3. 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.

11-12

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.**
 - **A revised schedule has been submitted by the COE on May 19th, 2004, based upon the April Real Estate meeting. (This is work anticipated for this biennium.)**

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

May 19, 2004

Planning, Programming and Project
Management Division

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

Dear Mr. Gardner,

In our April Real Estate Meeting we discussed my March 3 2004 letter to you regarding the schedule for the upcoming construction contract. As a result of the meeting I am revising my letter to reflect the discussion we had regarding the availability of the real estate for these construction contracts.

Stage	Final Review Submittal LCRBDC ⁽¹⁾	Design Completion	Contract Advertised ⁽⁴⁾	Contract Award
Stage VI-1 (S) ⁽²⁾	Apr. 1, 2004	May 2004	July 2004	Sept 2004
Stage VI-1 (N) ⁽⁵⁾	Aug. 13, 2004	Sept. 2004	Jan. 2005	Mar. 2005
Stage VI-2	April 15, 2004	May 2004	Jan. 2005	March 2005
Burr Street Phase II (G) ⁽³⁾	May 21, 2004	June 2004	June 2004	August 2004
Burr Street Phase II	Aug 15, 2004	Oct. 2004	Nov. 2004	Jan. 2005

(1) This is the date LCRBDC will get the final plans. Review time is 14 working days.

(2) (S) South of the River.

(5) (N) North of the River.

(3) (G) Gary Contract Colfax Street to Burr Street.

(4) This date also reflects the date the Real Estate required would be available.

The schedule above is what we will be working toward. If you have any question regarding these date please let me know. We will be reviewing this schedule in our monthly Real Estate Meeting.

Sincerely Yours

Irad N Samara
Project Manager



DEPARTMENT OF THE ARMY
CHICAGO DISTRICT, U.S. ARMY CORPS OF ENGINEERS
111 NORTH CANAL STREET
CHICAGO IL 60606-7208

May 19, 2004

Programs and Project Management Branch

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

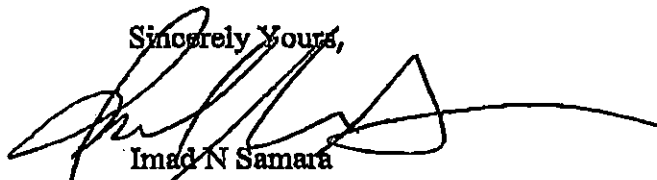
Dear Mr. Gardner,

I'm writing this letter to respond and clarify the issues surrounding a comment made by your consultant on the Stage VI-1 South 95% review set. The comment was regarding the Decorative Concrete finish. As you know, in the past, your office has requested that a decorative finish be used in the west reach instead of using the standard fin finish that was used in the east reach. This issue has been discussed in past correspondence. Based on that discussion it was decided that the standard fin finish would be used for the base bid and the contractor would be required to bid the decorative finish as an option. The local sponsors would be responsible for funding the difference between the base bid and the option as betterment if the option bid is higher.

The structural Engineer who picked the decorative finish was not aware of the decision mentioned above when he developed the wall design that incorporated the decorative finish. The decorative finish was shown in both the 65% and 95% plans submittal. Therefore the plans will be revised to show a fin finish. The fin finish will be the base bid item. Since the design of a decorative finish wall has been done we can use that finish as an option bid item. This will only be done if your office approves this decorative finish design. If your office desires a different decorative finish then you should provide the plans and specifications for that finish to the COE to incorporate in the final set of plans and specification. As you know that we are in the process of completing these documents so please provide these documents no later than June 4, 2004.

I hope this letter has clarified any confusion regarding the decorative finish. If you have any question regarding this issue please call me at 312-846-5560.

Sincerely Yours,



Imad N Samara
Project Manager

April 26, 2004

Mr. Imad Samara
US Army Corps of Engineers
111 N. Canal St., Ste 600
Chicago, IL 60606-7206

RE: Little Calumet River Flood Control Project
Stage VI-1 100% Review of Plans and Specifications
Town of Highland, Indiana

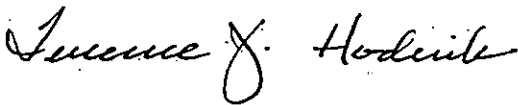
Dear Mr. Samara:

Plans and specifications for Stage VI-1 at the 100% complete stage have been reviewed on behalf of the Town of Highland, Indiana. Our comments are as follows:

1. Reference our September 10, 2003 letter with 65% review comments:
 - a. Para 3 suggested that utilities UR 49 and UR 50 were not correctly shown and this remains the case in the 100% plan set.
 - b. Para 5f requested FRP ladders. 100% Spec section 05500, para 2.9 calls for galvanized steel ladders. Long term corrosion resistance is improved with FRP.
 - c. Para 5f also requested FRP front doors. Cannot find door spec in 100% complete specs.
 - d. Para 8a requested a pole mounted yard light. Only exterior light provided on 100% Plans is on exterior of building entrance. Highland continues to request additional pole mounted yard lighting.
 - e. Para 8b requested lighting in intermediate floor level of Pump Station. 100% Plans do not show lighting at this level.
2. Reference our September 11, 2003 letter with supplemental 65% review comments:
 - a. Paras 2, 3 and 4 requested smoke detectors and an intrusion alarm system with connection to the police department general alarm system. 100% Plans and Specs do not seem to provide any of these features.
3. Spec Section 14629, jib crane appears to be provided with optional socket to plug in a portable electric drill for power operation of the hoist. Request that the manufacturer also provide the electric drill with adequate rating to power the lift so that a complete package is provided. Also request a weatherproof electric outlet be provided on the wall adjacent to the jib crane to allow quick plug-in of the electric drill to operate the hoist.

4. Sheet S-07, request recessed, lockable hasp on aluminum access hatch at jib crane area. Could not find the access hatch specification in the Spec Book.
5. Sheet S-07, shows welded steel gratings over five pump openings. It appears that the Public will have access to the area over the pumps as possibly a viewing platform. Highland's strong preference is for aluminum access hatches in all five locations. The hatches would have solid covers, recessed lockable hasps and slip resistant surfaces. Rationale for this request is that the aluminum access hatches will be more corrosion resistant and offer a lockable, solid cover that would make this facility less vulnerable to acts of terrorism.
6. Sheet S-07, request aluminum railings at top of Pump Station as well as Pump Station interior, intermediate level.
7. Sheet S-08, Section A, roof over electrical room needs to be sloped to sides for drainage and permanently sealed to eliminate leakage into the Pump Station Electrical Room.
8. Sheet E-1, One-Line-Diagram, incoming power, second note on right, change "UNITUST" to "UNISTRUT".
9. Sheet E-2, NIPSCO has previously requested that Utility Company Power Pole, with new transformers mounted on it, be located within 5ft of the Pump Station wing wall. Request a note be added to Sheet E-2 to confirm this request.
10. UR31 and UR32. Field locates of these telephone lines by NIES do not match locations shown on 100% Plans. We have picked up two separate lines and Plans only show one telephone line.
11. UR37 is a 2-inch water line service into the North 5th Street Storm Water Pump Station. 100% Plans do not show this line.

Yours very truly,
NIES Engineering, Inc.



Terrence J. Hodnik, P.E.
Highland Sanitary Board Engineer

cc: Highland Board of Sanitary Commissioners
Mr. Jim Pokrajac
Mr. John Bach
Mr. Alex Brown
Mr. John Tweedle

MAY 14, 1:00-2:30

Sandy Mordus

From: "Sandy Mordus" <smordus@nirpc.org>
To: "Samara, Imad LRC" <Imad.Samara@lrc02.usace.army.mil>
Cc: <alverda@lakecountyin.org>
Sent: Monday, May 03, 2004 2:22 PM
Subject: Re: Kennedy Avenue bridge coordination with Lake County Highway

Imad:

I received a phone call from Duane Alverson on April 29 saying that Friday, May 14 would be good for both he and Mark Malczewski from 1:00 to 2:30 p.m. at their office in Crown Point. The intent of this meeting is to discuss the Kennedy Avenue bridge construction which will be done by the Lake County Highway Dept. It is our understanding that only the bridge deck will be done as part of their work and that our portion of the work will include the recreational trail on the east side of the bridge, the concrete closure slabs on both sides of the river at Kennedy Avenue, and any clay or earthwork that will be in their work limits that we can tie into when we do our Stage VI Phase 1 South & Phase 1 North construction. We will also talk about existing utility lines that are either affixed or part of the existing bridge that will be relocated as part of their construction. Will you notify any other representatives from the COE of this day and time and confirm back to me that this date will be good for you.

Jim Pokrajac, Agent
Land Management/Engineering

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

From: Samara, Imad LRC
To: 'Duane Alverson'
Cc: 'smordus@nirpc.org'
Sent: Friday, April 16, 2004 10:57 AM
Subject: RE: Kennedy Avenue bridge coordination with Lake County Highway

Duane and Jim the first week is not good for me because I will be out that week. Maybe the second week of May preferably Wednesday AM or Friday PM. Actually I have a meeting in Griffith on Friday AM it would be good if we can meet in the PM. Let me know.

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

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

From: Duane Alverson [mailto:alverda@lakecountyin.org]
Sent: Friday, April 16, 2004 10:26 AM
To: 'Samara, Imad LRC'
Cc: 'smordus@nirpc.org'
Subject: RE: Kennedy Avenue bridge coordination with Lake County Highway

Jim and Imad,

The dates of Monday or Tuesday, April 26 or 27 are not good for Marcus and myself. May I suggest a meeting on the first week in May. The 3, 4, or the 7th around 10:00 am at the Highway Department. Hopefully one of these dates will work.

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

5

5/3/2004

From: Samara, Imad LRC [mailto:Imad.Samara@lrc02.usace.army.mil]
Sent: Wednesday, April 14, 2004 10:30 AM
To: 'Sandy Mordus'
Cc: Alverda@lakecountyin.org
Subject: RE: Kennedy Avenue bridge coordination with Lake County Highway

Jim as I have told you that next week is a busy week since I'm in training. I would like to suggest maybe a late afternoon meeting either on the Monday 26 or Tuesday 27. These two days I will be in the area office for meetings I feel we can be safe in scheduling a meeting at 2:30 on either of these days.

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

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

From: Sandy Mordus [mailto:smordus@nirpc.org]
Sent: Tuesday, April 13, 2004 2:25 PM
To: Samara, Imad LRC
Cc: Alverda@lakecountyin.org
Subject: Kennedy Avenue bridge coordination with Lake County Highway

Imad:

In a conversation with Duane Alverson on April 13, several dates are available as follows for a face-to-face meeting with the Lake County Highway Department regarding the reconstruction of the deck for the Kennedy Avenue bridge project:

Thursday, April 22 or Friday, April 23 at 10:00 a.m. on either day.

It is my understanding that the Lake County Highway Department is planning construction as early as this summer and we need to discuss their schedule as well as their scope of work. We are hoping, as we have done in the past, to incorporate features from Stage VI-1 construction into their project in order that Kennedy Avenue will not need to be closed twice. My preliminary understanding is that the scope of work would include the concrete closure slabs on both sides of the river on Kennedy Avenue, all necessary clay earthwork that could be done in order that we could tie our construction in as per COE specifications, and the pedestrian walkway that would run along the east side of the bridge that would allow us to tie our recreational trail in on both sides of Kennedy Avenue.

Please let me know if either of these dates would be good for you and your representatives and I will facilitate the location and scope of the work with Duane and then confirm back to you.

Jim Pokrajac, Agent
Land Management/Engineering

May 14, 2004

Lake County Highway Department
1100 E. Monitor Street
Crown Point, Indiana 46307

50
Years
1954 to 2004

RQAW Corporation
4755 Kingsway Drive, Suite 400
Indianapolis, Indiana 46205-1547
(317) 255-6060
Fax: (317) 255-8354

Attn: Mr. Duane A. Alverson, P.E.
Engineer

Re: Bridge Rehabilitation
Lake County Bridge No. 143
Kennedy Avenue over Little Calumet River
Lake County, Indiana

Dear Mr. Alverson:

A coordination meeting was held for the above referenced project at 1:00 PM on May 14, 2004 at the Lake County Highway Department. Those in attendance were:

<u>Name</u>	<u>Organization</u>	<u>Phone Number</u>
Marcus W. Malczewski	Lake County Highway Dept.	(219) 663-0525
Duane A. Alverson	Lake County Highway Dept.	(219) 663-0525
James E. Pokrajac	Little Calumet River Basin Dev. Com.	(219) 763-0696
Imad Samara	U.S. Army Corps of Engineers	(312) 846-5560
Erich Hart	RQAW Corporation	(317) 255-6060

The following items were discussed:

1. Mr. Pokrajac and Mr. Samara began the meeting by reviewing previous discussions about the rehabilitation to Lake County Bridge No. 143 (Bridge 143) and accommodations for a recreational trail to be constructed by the Little Calumet River Basin Development Commission (LCRBDC).
2. Mr. Pokrajac and Mr. Samara restated that the LCRBDC had inquired as to the possibility of raising the existing low structure elevation approximately 4 feet and that the Lake County Highway Department had responded that this amount of grade raise to Kennedy Avenue would have an adverse effect to several adjacent properties and would change the project from a bridge rehabilitation to a full blown bridge replacement and road reconstruction project. With the bridge remaining at its current grade, Mr. Samara proposed that the construction details be included in the Bridge 143 rehab. Plans for the construction of new pavement and concrete pads where temporary levees would be placed during flood events. All quantities required for these details as well as the recreational trail would be broken out and a formal agreement would be developed to allow the U.S. Army Corps of Engineers (USACE) to reimburse the Lake County Highway Department for the construction and engineering costs.

Past Presidents:

Robert T. Reid William F. Quebe John B. Allison J. Edward Doyle Raman D. Patel

Raman D. Patel, PE ♦ Thomas J. Helbing, PE, CHMM ♦ Joseph M. Mrak, AIA ♦ Richard T. O'Connor, PE
Chairman of the Board President Senior Vice President Senior Vice President

3. Mr. Alverson instructed Mr. Hart to develop two new estimates for the project. The first estimate would include items necessary for the rehabilitation of Bridge 143 only. The other estimate would include the additional items to provide the temporary levee pads and recreation trail. Mr. Alverson also instructed Mr. Hart to develop a supplemental engineering agreement for the additional coordination, engineering and plan development required for the incorporation of the temporary levee pads and recreational trail. The separate engineering agreement and construction estimate for the LCRBDC items will be necessary for project auditing by the county.
4. Mr. Pokrajac stated that the pay items to be reimbursed by the USACE need to be broken out between the levee project and the recreational pathway project due to funding requirements.
5. Mr. Hart inquired as to the size and limits of the recreational trail off of the bridge to be constructed as part of this project. The Lake County Highway Department and the LCRBDC agreed that the limits of the trail to be constructed as part of this project would begin south of the bridge where the proposed recreation trail turns 90 degrees to the north. The portion of trail to be constructed would then extend north across the bridge and stop at the south side of the signalized intersection. A new handicap ramp would be constructed at this intersection. At the southern limit, the portion of the path within county right-of-way that turns back to the east would also be constructed as part of this project. The portion of the path to be constructed will be concrete and will be 10'-0" wide. It will transition back to the existing 5'-0" sidewalk in the southeast quadrant at the point where the recreational trail turns east.
6. Mr. Hart noted that the proposed bridge rail adjacent to traffic would be a modified Texas bridge rail. The rail will utilize the standard architectural reveals but the window openings will be poured solid. The choice to use the modified rail was due to the significant amount of snow removal usually required in Lake County and the adverse effect it has with open widows in concrete rail. Mr. Hart asked the LCRBDC what type of pedestrian rail they would prefer on the bridge on the outside of the pathway (not adjacent to traffic). Mr. Pokrajac and Mr. Samara both indicated that they did not have any standard for a pedestrian rail. The both felt that a similar style rail to that proposed adjacent to traffic would also look nice on the outside of the pathway. Since this rail would not be adjacent to traffic and effected by snow removal, Mr. Pokrajac and Mr. Samara suggested that the openings be provided in the concrete rail windows. The Lake County Highway Department stated that this would be acceptable.
7. Mr. Samara requested that RQAW contact Mr. Khalid Maali with the USACE (phone: 312.846.5423) to get project information for both the levee project and the recreational pathway project to be overlaid into the bridge rehabilitation project plans. This would help identify any unforeseen conflicts between these projects.

8. The LCRBDC and the Lake County Highway Department agreed that it would be best that the bridge rehabilitation, the temporary levee pads, and the portion of the pathway described in comment no. 5 should be constructed under one project (one general contractor). The construction inspection provided by the county would also cover the additional items for the LCRBDC. Mr. Samara stated that he would provide the necessary specifications for the temporary levee items and the recreational pathway. These specifications will be included with the other project special provisions.
9. Mr. Hart stated that he had initiated the environmental review process with the Indiana Department of Natural Resources, Department of Water (DOW). Per a phone conversation with Raj Gosine, Section Head, Northern Basin, the proposed widening for the pathway will most likely not require any modeling as long as the low structure elevation is above the 100 year water surface elevation based on the most conservative published model. Mr. Hart noted that the USACE has developed a UNET model (un-steady state) of the Little Calumet River which the DOW considers when issuing Construction in a Floodway permits. Mr. Samara stated that if the DOW requires modeling for the widening of the existing structure that the USACE can provide the study required for the permit.

Please contact me at (317) 255-6060, X284 or ehart@rqaw.com if you have any questions, comments or any items have been omitted.

Sincerely,

RQAW CORPORATION



Erich T. Hart, P.E.
Project Engineer

cc: Attendees
Richard O'Connor/RQAW
File: 204-032.1/0001/05

P:\604032-1\Correspondence\Meeting Minutes 05-14-04_USACE.doc



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*

EMERSON DELANEY, Vice Chairman
Governor's Appointment

CURTIS VOSTI, Treasurer
Governor's Appointment

ROBERT MARSZALEK, Secretary
Governor's Appointment

GEORGE CARLSON
*Mayor of Hammond's
Appointment*

STEVE DAVIS
*Dept. of Natural Resources'
Appointment*

ROBERT HUFFMAN
Governor's Appointment

MARK LOPEZ
*Lake County Commissioners'
Appointment*

JOHN MROCZKOWSKI
Governor's Appointment

DR. MARK RESHKIN
Governor's Appointment

CHARLIE RAY
*Porter County Commissioners'
Appointment*

DAN GARDNER
Executive Director

LOU CASALE
Attorney

TO: Lou Casale, Attorney
FROM: Jim Pokrajac, Agent, Land Management/Engineering
SUBJECT: EJ&E RR pedestrian crossing in VI-2
DATE: May 5, 2004

Enclosed is a copy of a memorandum we sent to you on June 11, 2001 along with a copy of a License Agreement from the EJ&E RR regarding pedestrian crossings over their easements. It is our intent to cross over the EJ&E RR in the area at the west end of Burr Street Phase 1, which is located approximately ½ mile east of Cline Avenue. I feel, at this point in time, we need to pursue what would be required for us to cross at grade over their railroad in order that any engineering or detail changes that would be required for upcoming construction could be incorporated prior to us soliciting for bids.

In our past experiences with the EJ&E RR, it has always taken a considerable amount of time to secure any permanent easements. I feel that a pedestrian crossing will even be more complicated and accordingly, we should pursue this immediately. The Commission has a construction easement in this area which allowed us to drive sheet piling and make our line of protection contiguous. However, we do need to secure their permission to have an at grade recreational trail crossing in this area.

If you have any questions concerning this request, please contact me.

/sjm
encl.

Project Progress Update: 5/21/2004

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

Current contract completion date: August 26, 2004

The contract completion date may be revised due to additional contract modifications.

Baring Ave Pump Station - 99%+- Complete.

1. Concrete work for jib crane is complete; installation jib crane is expected soon.
2. Demolition of old and installation of new electrical equipment is about complete
3. Heating and ventilation ductwork has been installed and will be tested soon.
4. Painting of equipment and various metal items is about complete.
5. Pump status at this station - All old pumps and motors have been removed and new installed.
6. Punch list work remains to be completed.

South Kennedy Ave Pump Station - 69%+- Complete.

1. Demolition of old and installation of new electrical equipment is intermittent.
2. Removal of pump and motor #3 has been completed. Viking Engineering is currently rebuilding this #3 pump.
3. Station access is difficult, due to INDOT I-80/94 reconstruction.
4. Pump status, at this station - Rebuilt pumps and new motors for #4 - #5 are on line. Removal of old pumps and motors for #1 - #2 remains to be completed. Once removal is complete, rebuilt pumps and new motors will be installed.

Hohman/Munster Pump Station- 98%+- Complete.

1. A new comminutor has been previously installed at this station. Although, due to the ultra sonic level sensor not being installed, the comminutor is not able to function in the automatic mode.
2. Removal of old and installation of new heating and ventilation equipment is about complete.
3. Two new ladders have yet to be installed.
4. Painting of equipment and various metal items is about complete.
5. The two portable gantry cranes have previously been delivered to the station and will be connected electrically. Testing is expected after electrical connections have been made.
6. Pump status, at this station - All old pumps and motors have been removed and new installed.

Walnut Ave. Pump Station - 70%+- Complete.

1. The new mechanical trash rack O&M training was provided for Hammond SD employees.
2. Removal of old and installation of new heating and ventilation equipment is intermittent.
3. Demolition of old and installation of new electrical equipment is intermittent.
4. Pump #6 was removed on April 14, 2004. Viking Engineering is currently rebuilding this #6 pump and their sub-contractor has rebuilt the motor. The rebuilt motor was factory tested today (5/21/2004). Results will be forthcoming.
5. Pump status, at this station - #1 - #3 installation is complete, pumps and motors #4 - #5 have yet to be removed and rebuilt.

North 5th Pump Station Rehab Contract C-0008 (Overstreet Engineering & Const.)
N.5th. Pump Station - 99%+- Complete.

Current contract completion date: January 6, 2004.

The contract completion date may be revised due to additional contract modifications.

1. A COE Pre-Final inspection was performed on March 2, 2004.
2. Overstreet is still working on deficiency list items.
3. As built drawings were previously submitted to the COE for a second review.
4. A COE and Sponsor "Final Inspection" will be scheduled at a later date. Per Overstreet, a two-week notice will be provided.

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

MEMORANDUM FOR: See Distribution

SUBJECT: Contract No. DACW27-01-C-0001
Pump Stations Rehabilitation, Phase IA
Hammond Sanitary Districts
Little Calumet River, Indiana
Modification No. P00014 - Executed

1. Enclosed for your files is a copy of all pertinent information related to executed Modification No. P00014, under the subject contract.
2. Any questions concerning the enclosed items shall be directed to the undersigned at (219) 923-1763 or 1764.

Enclosures

Douglas M. Anderson

DOUGLAS M. ANDERSON, P.E.
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 (Complete Mod. File) D. Anderson
- CELRC-TS-C-S (Mod. Only) R. Craib
- CELRC-TS-C-S (Mod. Only) Project Binder
- CELRC-PM-PM (Mod. Only) I. Samara
- ✓ LCRBDC (Mod. Only) J. Pokrajac

- PUMP STATION 1A - MOD. # 14
- DE-OBLIGATE \$150,000 IN CONTINUED FUNDING
- PREVIOUS AMT. OBLIGATED - \$3,526,427.59
- 10 MAY 2004
- CURRENT AMT. OBLIGATED - 3,376,427.59

2. AMENDMENT/MODIFICATION NO. P00014	3. EFFECTIVE DATE 29-Jul-2003	4. REQUISITION/PURCHASE REQ. NO.	5. PROJECT NO.(If applicable)
6. ISSUED BY U. S. ARMY ENGINEER DISTRICT, CHICAGO 111 N. CANAL ST. CHICAGO IL 60606-7206	CODE DACW23	7. ADMINISTERED BY (If other than item 6) CALUMET AREA OFFICE 906 N. GRIFFITH BOULEVARD GRIFFITH IN 46319	CODE H6L1CSO

8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code) OVERSTREET ELECTRIC CO INC BENJAMIN OVERSTREET 4220N N DAVIS HIGHWAY BLDG B PENSACOLA FL 32503	9A. AMENDMENT OF SOLICITATION NO.
	9B. DATED (SEE ITEM 11)
	X 10A. MOD. OF CONTRACT/ORDER NO. DACW27-01-C-0001
	X 10B. DATED (SEE ITEM 13) 05-Oct-2000
CODE 02YW3	FACILITY CODE

11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS

☐ The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offer ☐ is extended, ☐ is not extended.

Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods:
 (a) By completing items 8 and 15, and returning _____ copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted;
 or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE
 RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN
 REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter,
 provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)
See Schedule

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS.
IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
X D. OTHER (Specify type of modification and authority) EFARS 52.232-5001 - Continuing Contracts

E. IMPORTANT: Contractor ☐ is not, ☒ is required to sign this document and return 1 copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)
 Contract for Pump Station Rehabilitation, Phase 1A at Little Calumet River, Indiana.
 Reference No. R00023
 SS024 Continuing Contract Funding, Deobligate (\$150,000.00)
 See Page 2.

Except as provided herein, all terms and conditions of the document referenced in item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print) Norman Overstreet P.M.	16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) William R. Durr Contracting Officer
15B. CONTRACTOR/OFFEROR	16B. UNITED STATES OF AMERICA
15C. DATE SIGNED 7-29-03	16C. DATE SIGNED 29 Jul 2003

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

MODIFICATION NO. P00014**A. SCOPE OF WORK**

SS024 Continuing Contract Funding – Deobligate (\$150,000.00)

Pursuant to the "Continuing Contracts" clause, this modification hereby decreases the total Contract funded amount by \$150,000.00.

B. CHANGE IN CONTRACT PRICE

Total contract price is unchanged.

C. CHANGE IN CONTRACT TIME

The contract completion date shall remain unchanged by this modification. The current Contract completion date remains July 25, 2003, which was previously extended from the original Contract date of October 8, 2002.

D. CLOSING STATEMENT

Pursuant to the "Continuing Contracts" clause, this modification hereby deobligates an amount of \$150,000.00 for this contract; thus, decreasing the total Contract funded amount to \$3,376,427.59.

SECTION 00800 - SPECIAL CONTRACT REQUIREMENTS

Accounting and Appropriation

Summary for the Payment Office

As a result of this modification, the total funded amount for this document was decreased by \$150,000.00 from \$3,526,427.59 to \$3,376,427.59.

Contract Level Funding:

AB: 96 NA X 8862.0000 H6 X 08 2426 075325 96112 3200 00229C
was decreased by \$10,500.00 from \$246,849.93 to \$236,349.93

AA: 96 na x 3122.0000 h6 x 08 2426 075325 96112 3200 00229b
was decreased by \$139,500.00 from \$3,279,577.66 to \$3,140,077.66

(End of Summary of Changes)



INDIANA DEPARTMENT OF TRANSPORTATION

100 North Senate Avenue

Room N755

Indianapolis, Indiana 46204-2249

(317) 232-5533

FAX: (317) 232-0238

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JOSEPH E. KERNAN, Governor
J. BRYAN NICOL, Commissioner

Writer's Direct Line

April 15, 2004

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

Dear Mr. Samara:

I understand the Indiana Department of Transportation (INDOT) and the U.S. Corps of Engineers (Corps) have reached an agreement regarding INDOT's work at Grant Street and Broadway in Lake County, Indiana, in which the Corps has agreed to pay for the levee construction that is taking place as part of the interchange reconstruction with I-80.

I understand that the levees will be constructed in accordance with the specifications provided the Corps, in which a portion the Broadway embankment will be removed at the point where the levee crosses and replaced with select material. At Grant Street, INDOT will not replace the embankment because of soft base soils, but instead connect the levee with the existing clay liner.

At the completion of the project, the levees will be graded to the prescribed elevations and seeded. We expect the majority of the levees to be constructed in 2005 with the final acceptance expected in May 2006.

While the Corps has agreed to pay for the construction, I would like to request that INDOT pay for this work. We intend to pay for the levee work with 100% state funds, and ask that the full amount of state funds paid on the contract be credited towards the Little Calumet River Basin Development Commission's match requirement for Corps federal funding.

If this contract cannot be used for the Little Calumet credit, or if you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Richard C. Whitney
Deputy Commissioner/Chief Financial Officer

cc: Dan Gardner, Little Calumet River Basin Development Corp.
Jay Dumontelle, Federal Highway Administration
Greg Kicinski, Indiana Department of Transportation